

RESOLUTION NO. 05- 318

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE INTERLOCAL AGREEMENT BETWEEN ALL PARTIES TO NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT NO. FLS000003; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; PROVIDING FOR RENEWALS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 403.0885, Florida Statutes, a permit was issued to Miami-Dade County (the “County”) and its participating municipalities for participation in the National Pollutant Discharge Elimination System (“NPDES”); and

WHEREAS, the Town participation in the stormwater element of the NPDES program is required under the Clean Water Act; and

WHEREAS, participation in the NPDES program will allow the Town to discharge stormwater runoffs into state owned waters as part of its stormwater management program; and

WHEREAS, on July 8, 2003, the Town Council approved the prior versions of this agreement, which dealt with shared storm sewers and monitoring activities separately; and

WHEREAS, this version consolidates both agreements into one document; and

WHEREAS, the Town Council finds that it is in the best interest of the Town to approve the agreement between the Town and the County for NPDES services (the “Agreement”).

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above Recitals are true and correct and incorporated herein by this reference.

Section 2. Approval of Agreement. The Agreement between Miami-Dade County, other participating municipalities and the Town of Miami Lakes, attached as Exhibit "A," together with such non-material changes as may be acceptable to the Town Manager and approved as to form and legality by the Town Attorney, is approved.

Section 3. Authorization of Town Officials. The Town Manager and Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the Agreement.

Section 4. Renewals. The Town Manager shall be authorized to renew the Agreement annually, upon the same terms and conditions.

Section 5. Authorization of Fund Expenditure. The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Agreement.

Section 6. Execution of Agreement. The Mayor is authorized to execute the Agreement on behalf of the Town.

Section 7. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 14 day of June, 2005.

Motion to adopt by Mary Collins, second by Nancy Senoi.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton yes
Vice Mayor Roberto Alonso yes
Councilmember Mary Collins yes
Councilmember Robert Meador yes
Councilmember Michael Pizzi yes
Councilmember Nancy Simon yes
Councilmember Peter Thomson yes

Wayne Slaton
Wayne Slaton
MAYOR

ATTEST:

Debra Eastman
Debra Eastman, MMC
TOWN CLERK

Approved as to form and legality for the use
and benefit of the Town of Miami Lakes only:

Michael Weiss
Weiss, Serota, Helfman, Pastoriza,
Cole & Boniske
TOWN ATTORNEY