

RESOLUTION NO. 17-__

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CO-PERMITEES NAMED IN NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PERMIT NO. FLS000003; AUTHORIZING THE TOWN MANAGER TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 403.0885, Florida Statutes, Permit No. FLS000003 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 of Cutler Bay's (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 a part of its stormwater management program; and

WHEREAS, the Town Council finds that it is in the best interest of the Town to approve the Interlocal Agreement, which is attached hereto and incorporated herein as Exhibit "A," between the Town and the County for NPDES services ("Interlocal Agreement").

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, THAT:

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

Section 2. Approval. The Interlocal Agreement between the County, other participating municipalities, and the Town, together with such nonmaterial 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. The Town Manager is hereby authorized to take all steps necessary to implement the terms and conditions of the Interlocal Agreement.

Section 4. Execution of Agreement. The Town Manager is hereby authorized to execute the Interlocal Agreement on the behalf of the Town.

Section 5. **Effective Date.** This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED this ____ day of May, 2017.

Attest:

PEGGY R. BELL
Mayor

DEBRA E. EASTMAN, MMC
Town Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN
COLE & BIERMAN, P.L.
Town Attorney

Moved By: _____
Seconded By: _____

FINAL VOTE AT ADOPTION:

Mayor Peggy R. Bell _____

Vice Mayor Sue Ellen Loyzelle _____

Council Member Mary Ann Mixon _____

Council Member Michael P. Callahan _____

Council Member Roger Coriat _____