

RESOLUTION NO. 18-__

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING AN AGREEMENT WITH MIAMI-DADE COUNTY FOR BILLING OF STORMWATER CHARGES; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on May 16, 2007, the Town of Cutler Bay (the “Town”) adopted Resolution No. 07-18, which notified the Miami-Dade County Board of Commissioners that the Town was exercising its option to be exempt from Miami-Dade County’s (“the County”) stormwater utility; and

WHEREAS, on December 19, 2007, the Town entered into an agreement with the Miami-Dade County Water and Sewer Department via Resolution No. 07-63 allowing the County to provide stormwater billing and collection services to the Town in conjunction with its County water and sewer billing; and

WHEREAS, the current agreement is set to expire ten (10) years from the execution date of June 20, 2008, to wit: on June 20, 2018; and

WHEREAS, the Town would like to enter into a new agreement with the County for billing and collecting the Town’s stormwater fees; and

WHEREAS, the Town Council finds that it is in the best interest of the Town to approve the Agreement for the Billing of Stormwater Charges attached hereto as Exhibit “A” (the “Agreement”) between the Town and the County for stormwater billing services; and

WHEREAS, the Town finds that this Resolution will promote the health, safety and welfare of the Town.

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 Town Council hereby approves the Agreement.

Section 3. **Authorization.** The Town Council hereby authorizes the Town Manager to execute the Agreement in substantially the form attached hereto as Exhibit “A,” subject to the approval of the Town Attorney as to form, content, and legal sufficiency. The Town Manager is hereby authorized to take any actions necessary to implement the terms within the Agreement.

Section 4. **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this _____ day of June, 2018.

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 _____