

RESOLUTION NO. 2024-3282

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, *RESCINDING* CALL FOR A TOWN OF SURFSIDE SPECIAL ELECTION TO BE HELD ON NOVEMBER 5, 2024 FOR THE PURPOSE OF SUBMITTING TO THE ELECTORATE A BOND REFERENDUM REGARDING THE ISSUANCE OF REVENUE BONDS OR NOTE BY THE TOWN OF SURFSIDE IN AN AMOUNT NOT TO EXCEED TEN MILLION (\$10,000,000.00) DOLLARS FOR THE PURPOSE OF CONSTRUCTING THE ABBOTT AVENUE STORMWATER IMPROVEMENTS PROJECT; PROVIDING FOR THE TOWN CLERK TO NOTIFY THE MIAMI-DADE COUNTY SUPERVISOR OF ELECTIONS OF SAME; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Surfside (“Town”) currently imposes a stormwater utility fee (the “Stormwater Fee”) pursuant to Section 34-75 of the Town Code of Ordinances (the “Code”) which is used exclusively to pay the costs for planning, financing, constructing, operating and maintaining the Town’s stormwater management system (the “System”); and

WHEREAS, as part of the System, it has been determined that a certain residential area of the Town from Abbott Avenue to Bay Drive along 91st Street and 92 Street experience significant flooding during rainfall events, thereby necessitating roadway drainage improvements to mitigate the flooding condition (the “Abbott Avenue Stormwater Improvements Project”); and

WHEREAS, the Town engaged an engineering firm to design the improvements and issued two (2) separate Invitations to Bid for the Abbott Avenue Stormwater Improvements Project, with both solicitations resulting in bids for which the Town now determines may be satisfied from reserve funds and budget adjustments; and

WHEREAS, the Town Commission now finds that Resolution 2024-3276 is not in the best interest and welfare of the residents of the Town such that it should now be rescinded and the special election cancelled.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. The above recitals are true and correct and incorporated into this Resolution by this reference.

Section 2. Cancel Special Election. That a special election previously to be held on Tuesday, November 5, 2024, for a bond referendum and to present to the qualified electors of the Town, the ballot question provided in Resolution 2024-3276 is hereby rescinded and cancelled.

Section 3. Authorization of Town Officials. The Town Manager, Town Attorney and Town Clerk are hereby authorized to take all steps necessary to rescind and cancel the Special Election provided for in Resolution 2024-3276.

Section 10. Effective Date. This Resolution shall be effective immediately upon its adoption.

PASSED AND ADOPTED this 9th day of April, 2024.

Motion by: Commissioner Velasquez

Second by: Vice Mayor Paul

FINAL VOTE ON ADOPTION

Commissioner Ruben Coto	<u>Yes</u>
Commissioner Nelly Velasquez	<u>Yes</u>
Commissioner Gerardo Vildostegui	<u>Yes</u>
Vice Mayor Tina Paul	<u>Yes</u>
Mayor Charles W. Burkett	<u>Yes</u>

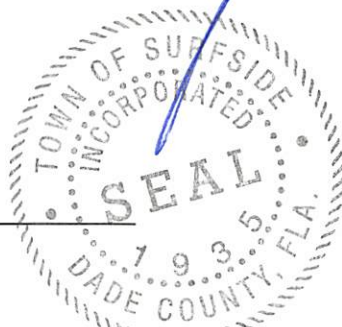


Charles W. Burkett, Mayor

ATTEST:



Sandra McCready, MMC
Town Clerk



**APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE RELIANCE OF THE TOWN OF SURFSIDE ONLY:**



Mark Blumstein, Esq.
Interim Town Attorney