

RESOLUTION #2006 – 74

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA ADOPTING THE STIPULATED SETTLEMENT AGREEMENT BETWEEN THE CITY OF DORAL AND THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS TO FIND THE PROPOSED DORAL COMPREHENSIVE PLAN IN COMPLIANCE UPON RESOLUTION OF REMEDIAL ACTIONS; AUTHORIZING THE TRANSMITTAL OF SAID AGREEMENT AND SUPPORTING MATERIALS BY THE CITY TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS FOR EXECUTION; PROVIDING AN EFFECTIVE DATE

WHEREAS, on April 26, 2006, the City Council of the City of Doral (the "City") adopted its Comprehensive Plan consistent with Florida Statutes Chapter 163, Part II; and

WHEREAS, on June 28, 2006, the State of Florida, Department of Community Affairs (the "Department of Community Affairs") issued its Notice of Intent ("NOI") and Statement of Intent ("SOI") to find the Comprehensive Plan Not in Compliance with Florida Statutes Sections 163.3184, 163.3187 and 163.3189, due to the Department of Community Affairs' concerns about: (1) affordable housing policies; and (2) provisions of the Transportation Element regarding the City's adopted roadway levels of service and the establishment of transportation demand programs; and

WHEREAS, the City has agreed to add policies and additional information to the Comprehensive Plan to address the above referenced issues; and

WHEREAS, in order to address those issues, a Stipulated Settlement Agreement (the "Agreement") is being executed by and between the City and the Department of Community Affairs;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF DORAL, FLORIDA THAT:**

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Resolution upon adoption hereof.

Section 2. The City hereby enters into and approves the Agreement with the Department of Community Affairs to address all outstanding compliance issues raised in the SOI. The Agreement is attached hereto and incorporated herein as Exhibit "1."

Section 3. The appropriate City officials are hereby authorized to execute the Agreement between the City and the Department of Community Affairs.

Section 4. The City Clerk is hereby authorized to transmit the Agreement and all supporting materials to the Department of Community Affairs for further execution.

Section 5. This resolution shall become effective upon its passage and adoption by the City Council.

WHEREAS, a motion to approve the Resolution was offered by Councilwoman Ruiz who moved its adoption. The motion was seconded by Vice Mayor Cabrera and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Peter Cabrera	Yes
Councilmember Michael DiPietro	Yes
Councilwoman Sandra Ruiz	Yes
Councilmember Robert Van Name	Yes

PASSED AND ADOPTED this 8th day of November, 2006.



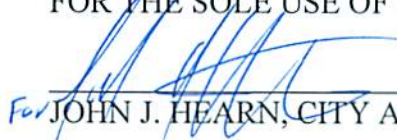
JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE SOLE USE OF THE CITY OF DORAL:



FOR JOHN J. HEARN, CITY ATTORNEY