



400 South Federal Hwy
Hallandale Beach, FL 33009

City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	June 21, 2017		Item Type: <i>(Enter X in box)</i>	Resolution X	Ordinance	Other	
Fiscal Impact: <i>(Enter X in box)</i>	Yes	No	Ordinance Reading: <i>(Enter X in box)</i>	1st Reading		2nd Reading	
	X		Public Hearing: <i>(Enter X in box)</i>	Yes	No	Yes	No
Funding Source:	440-3660-555060 (Stormwater License and Recertification)		Advertising Requirement: <i>(Enter X in box)</i>	Yes		No	
						X	
Account Balance:	\$8,805 (5 year total cost of \$43,144 will be included in future budget requests)		Quasi Judicial: <i>(Enter X in box)</i>	Yes		No	
						X	
Project Number :	N/A		RFP/RFQ/Bid Number:	N/A			
Contract/P.O. Required: <i>(Enter X in box)</i>	Yes	No	Strategic Plan Priority Area: <i>(Enter X in box)</i> Safety <input checked="" type="checkbox"/> Quality <input checked="" type="checkbox"/> Vibrant Appeal <input type="checkbox"/>				
	X						
Sponsor Name:	Roger M. Carlton, City Manager		Department: Public Works	Steven F. Parkinson, P.E., PWLF, Assistant City Manager/Director			

Short Title:

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT AND OTHER RELATED DOCUMENTS WITH BROWARD COUNTY TO PROVIDE FUNDING AND SHARED RESOURCES TOWARD THE SYSTEM-WIDE ENVIRONMENTAL PROTECTION AGENCY (EPA) NATIONAL POLLUTANT DISCHARGE

ELIMINATION SYSTEM (NPDES) MUNICIPAL SEPARATE STORM SEWER SYSTEM PROGRAM (MS4); AND PROVIDING AN EFFECTIVE DATE.

Staff Summary:

Background:

The National Pollution Discharge Elimination System (NPDES) permit program was created in 1972 by the Clean Water Act (CWA) and helps to address water pollution by addressing point sources (a single identifiable source of pollution) that discharge pollutants to the waters of the U.S. Under the CWA, the EPA authorizes the NPDES permit program to state, tribal, and territorial governments, enabling them to perform many of the permitting, administrative, and enforcement aspects of the NPDES program. The EPA recommended that the Broward County Environmental Protection and Growth Management Department (EPGMD) act as the “lead permittee” and that cities within the County act as “co-permittees”. In 1991, The City Commission authorized the City to join Broward County as a co-permittee for this federally mandated NPDES stormwater permit. Twenty-five (25) other Broward County cities joined Hallandale Beach as co-permittees.

The County, through its EPGMD has the legal authority and ability to coordinate and conduct specific technical activities required by the NPDES permits.

Previous ILAs executed by the above parties were executed on December 3, 1996, October 20, 1998, June 29, 2004 and May 7, 2013. These agreements expired at the conclusion of the third 5-year NPDES permit on January 4, 2017. Rule 62-4.090, F.A.C. provides that this third five-year NPDES Permit will remain in effect until FDEP’s final agency action concerning permit renewal.

The co-permittees will continue to procure the services of the County to manage and perform certain technical tasks necessary to determine the compliance with the applicable portions of the permit. Therefore, the City now wishes to enter into the fourth cycle of the 5-Year ILA.

Current Situation:

Broward County has assembled and submitted a new Interlocal Agreement for the City’s approval (Exhibit 2). The County performs some of the testing and analytical requirements of the permit, while the municipalities still perform the operational and record keeping requirements of the permit. An annual report is prepared each year by the City and then the County combines the different municipalities’ reports and submits them together to the State for review and approval. A breakdown of the specific technical activities to be performed under this ILA can be seen in Exhibit 2, beginning on Page 14 (Page 39 if you follow the printed page numbers). Hallandale Beach’s latest annual report is attached as Exhibit 3.

Operational savings are achieved due to the fact that the County performs administrative functions, including assembling all municipalities’ annual reports and water quality testing

required by the permit. These functions would otherwise have to be performed autonomously by the City.

If authorized by the City Commission, per the proposed agreement, the City would pay Broward County an estimated total of \$43,144 during the next 5 years:

- 2017: \$8,208
- 2018: \$8,413
- 2019: \$8,624
- 2020: \$8,839
- 2021: \$9,060

These amounts are calculated by utilizing the following formula:

Each Municipality will pay County as follows for the 2017 costs:

Services/Goods	Not-To-Exceed Amount
Services	\$600 plus \$0.205 per capita based on the 2010 census data

Why Action is Necessary:

City Commission approval is needed in order to enter into the Interlocal Agreement by and between Broward County and the City of Hallandale Beach to provide funding and shared resources toward the NPDES permit.

Proposed Action:

Staff recommends approval of the attached Resolution authorizing the City Manager to execute an Interlocal Agreement, in substantially the same form as attached as Exhibit 2, with Broward County to provide funding and shared resources toward the system-wide Environmental Protection Agency (EPA) National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System Program (MS4) under permit No. FLS000016-004; and providing an effective date.

Attachment(s):

- Exhibit 1 – Resolution
- Exhibit 2 – 2017 NPDES Interlocal Agreement
- Exhibit 3 – 2016 Hallandale Beach NPDES Annual Report

Prepared by:



Susan Fassler, Green Initiatives Coordinator

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