

# TOWN OF MIAMI LAKES, FLORIDA

---

## Town Council

Mayor Wayne Slaton

Vice Mayor Nancy Simon

Councilmember Roberto Alonso

Councilmember Mary Collins

Councilmember Robert Meador II

Councilmember Michael Pizzi

Councilmember Richard Pulido

## MINUTES REGULAR COUNCIL MEETING June 10, 2008 6:30 PM

### Miami Lakes Middle School

6425 Miami Lakeway North

Miami Lakes, Florida 33014

**SPECIAL PRESENTATIONS:** Vice Mayor Nancy Simon and members of the Town Council presented recognition to the following:

Ms. Deyarza's Miami Lakes Middle School Class for winning the State Championship for their Project Citizen,

Omar Gonzalez was recognized for winning the Citizen's Crime Watch of Miami Dade County Citizen Involvement Award,

Frank Diaz was recognized for being awarded the Florida Council of Garden Club President's Outstanding Citizen Award,

Miami Lakes Garden Club members for being awarded the 2008 Arbor Day Tree Planting Award and winning Third Place for the Cooking in the Tropics Program.

- 1. CALL TO ORDER:** The meeting was called to order by Vice Mayor Nancy Simon at 6:50 p.m.
- 2. ROLL CALL:** Town Clerk, Debra Eastman called the roll with the following Councilmembers in attendance: Vice Mayor Nancy Simon, and Councilmembers Robert Meador, Richard Pulido, Mary Collins and Michael Pizzi. Town Clerk, Debra Eastman announced that Councilmember Roberto Alonso requested to be excused. Mayor Wayne Slaton was absent at the start of the meeting and arrived at 10:40 p.m.
- 3. INVOCATION/MOMENT OF SILENCE:** Vice Mayor Nancy Simon called for a moment of silence and asked for remembrance of those serving in the military.
- 4. PLEDGE OF ALLEGIANCE:** Vice Mayor Nancy Simon led the Pledge of Allegiance.

Councilmember Michael Pizzi requested to address item 8E on the consent agenda at this time. Councilmember Michael Pizzi recognized Mr. and Mrs. Ralph Rodriguez, parents of David Rodriguez, who passed away at the age of 24. Mr. and Mrs. Rodriguez thanked the Town Council for the recognition of David Rodriguez and spoke to his accomplishments and the creation of a foundation which will provide scholarships for those children who want to attend Dade Christian. Councilmember Michael Pizzi recognized the accomplishments of David Rodriguez, thanked those in attendance and read the resolution into the record. Councilmember Michael Pizzi made a motion to adopt the resolution. The motion received a second from Vice Mayor Nancy Simon. Vice Mayor Nancy Simon called for the vote and all were in favor.

#### **5. PUBLIC COMMENTS:**

Carlos Gimenez, Becker and Polikoff, PA spoke in opposition to the rejection of a bid from Groundkeepers for the Miami Lakes Optimist Park Maintenance Agreement due to non-attendance at the mandatory pre-bid conference.

Maria Kramer spoke in favor of Town Committees meeting at the Community Center West.

Jan Schneider spoke in favor of providing more room at the Community Center West for Tai Chi classes.

Alex Bernal spoke in favor of being able to keep a boat at his property.

#### **6. ORDER OF BUSINESS (DEFERRALS/ADDITIONS/DELETIONS):**

Councilmember Michael Pizzi requested to move item 12 to after the Consent Agenda.

Councilmember Mary Collins requested to add a report on the Renaissance.

Councilmember Richard Pulido requested to pull item 8F from the Consent Agenda.

Vice Mayor Nancy Simon requested to pull item 8C from the Consent Agenda.

Councilmember Mary Collins made a motion to adopt the agenda as amended. The motion received a second from Councilmember Michael Pizzi. Vice Mayor Nancy Simon called for the vote and all were in favor.

#### **7. COMMITTEE REPORTS:**

##### **Economic Development Committee**

Committee Chairman, Mara Falero gave a report to the Town Council, listing some of the activities of the Committee. Councilmember Mary Collins thanked Ms. Falero for her participation and the report.

#### **8. CONSENT AGENDA:**

Councilmember Mary Collins made a motion for approval of the items on the consent agenda. The motion received a second from Councilmember Michael Pizzi. Vice Mayor Nancy Simon called for the vote and all were in favor.

**A. APPROVAL OF MINUTES:**

January 15, 2008 Regular Council Meeting  
February 12, 2008 Regular Council Meeting  
March 18, 2008 Special Council Meeting  
April 8, 2008 Regular Council Meeting  
**Approved on consent.**

**B. A RESOLUTION OF THE TOWN COUNCIL APPROVING THE RENEWAL OF THE ANNUAL SOFTWARE MAINTENANCE FOR CITYVIEW SOFTWARE FROM MUNICIPAL SOFTWARE CORPORATION. (Rey) Approved on consent.**

**C. A RESOLUTION OF THE TOWN COUNCIL APPROVING THE SELECTION OF VALLEYCREST LANDSCAPE MAINTENANCE, INC. TO PERFORM PARKS MAINTENANCE SERVICES AT MIAMI LAKES OPTIMIST PARK; APPROVING THE AGREEMENT BETWEEN VALLEYCREST LANDSCAPE MAINTENANCE, INC. AND THE TOWN. (Rey)**

Carlos Gimenez, Attorney for Groundkeepers, spoke about the mandatory prebid meeting required in the bid documents. Town Manager, Alex Rey, explained the importance of the mandatory prebid meeting, ensuring that the bids received contain the appropriate amounts and the need to have rules governing the process.

Councilmember Mary Collins made a motion to adopt the resolution. The motion received a second from Vice Mayor Nancy Simon. Vice Mayor Nancy Simon called for the vote and all were in favor.

**D. A RESOLUTION OF THE TOWN COUNCIL APPROVING THE SELECTION OF ENVIROWASTE SERVICES GROUP, INC. TO PROVIDE ROADWAY RESURFACING AND MISCELLANEOUS DRAINAGE IMPROVEMENT FOR THE TOWN; APPROVING THE AGREEMENT BETWEEN ENVIROWASTE SERVICES GROUP, INC. AND THE TOWN. (Rey) Approved on consent.**

**E. A RESOLUTION OF THE TOWN COUNCIL, HONORING DAVID RODRIGUEZ AND ESTABLISHING DAVID RODRIGUEZ DAY. (Pizzi) This item adopted after the Pledge of Allegiance.**

**F. A RESOLUTION OF THE TOWN COUNCIL APPROVING THE SELECTION OF GUS MACHADO FORD INC. TO PROVIDE 15 MOTOR VEHICLES FOR THE TOWN'S POLICE DEPARTMENT; AUTHORIZING THE TOWN MANAGER TO SECURE FINANCING. (Rey)**

Councilmember Richard Pulido asked about the bid process, recognized the receipt of just one bid and expressed his inclination toward hybrid vehicles. Town Manager, Alex Rey, explained the bid process and the need to purchase a certain make and model of vehicle. Councilmember Richard Pulido made a motion to adopt the resolution. The motion received a second from Councilmember Mary Collins. Vice Mayor Nancy Simon called for the vote and all were in favor.

**9. ORDINANCES – FIRST READING:**

**10. ORDINANCES – SECOND READING (PUBLIC HEARING):**

**11. RESOLUTIONS:**

Vice Mayor Nancy Simon called for a recess at 8:45 p.m. The meeting reconvened at 9:05 p.m. with the following Councilmembers present: Robert Meador, Richard Pulido, Mary Collins, Michael Pizzi and Vice Mayor Nancy Simon.

**12. NEW BUSINESS:**

**A. Paperless agenda (Pulido)**

Councilmember Richard Pulido encouraged members of the Town Council to receive only electronic copies of agendas for Town Council meetings. Councilmember Richard Pulido made a motion to discuss the topic at the June 12, 2008 Town Council workshop. The motion received a second from Councilmember Robert Meador. Councilmember Mary Collins spoke in opposition to having only paperless agendas. Vice Mayor Nancy Simon called for the vote and all were in favor.

**B. Present and future entrance features in the Town of Miami Lakes (Meador)**

Frank Diaz spoke about the current entrance feature blue color and asked that the Town Council continue to be open to the recommendations of Town residents to improve the features.

Councilmember Robert Meador gave a history of the various proposed Town Entrance Features and suggested enhancements to them. Councilmember Richard Pulido spoke in opposition to the current entrance features. Councilmember Mary Collins expressed that she would like to see marble covering the current cement. Vice Mayor Nancy Simon suggested that the Town Manager, Alex Rey, bring back suggested changes to the Town Council. Councilmember Robert Meador stated that in light of the absence of Mayor Slaton and Councilmember Roberto Alonso at this meeting, he would prefer to have the subject discussed when the full Town Council is available. Councilmember Robert Meador made a motion to bring the topic of present and future entrance features to a Town Council workshop. The motion received a second from Councilmember Mary Collins. Vice Mayor Nancy Simon called for the vote and all were in favor.

### **C. Legal Defense Policy (Simon)**

Vice Mayor Nancy Simon explained that the Town Council previously agreed there should be a legal defense policy in place and that is the reason it is on this agenda. Vice Mayor Nancy Simon stated that the policy has been drafted by the Town Attorney.

Councilmember Michael Pizzi made a motion to amend the policy, to add criteria to the policy to set the amount to control cost, so that it is similar to what is currently paid to the Town Attorney. The motion received a second from Vice Mayor Nancy Simon. Vice Mayor Nancy Simon called for the vote and all were in favor.

Councilmember Richard Pulido made a motion to change Section 3 in order to define the word “promptly” by substituting it with the words, “shall be submitted within 72 hours of when the official is served”. The motion received a second from Vice Mayor Nancy Simon. Vice Mayor Nancy Simon called for the vote and all were in favor.

Councilmember Robert Meador made a motion to change Section 3A, to allow the Town Attorney and Town Council to review the request, rather than the Mayor and Town Attorney. The motion received a second from Councilmember Richard Pulido. Vice Mayor Nancy Simon called for the vote and all were in favor.

Councilmember Mary Collins made a motion to adopt the Legal Defense Policy as amended. The motion received a second from Councilmember Richard Pulido. Vice Mayor Nancy Simon called for the vote and all were in favor.

### **D. Fairness in obtaining Compliance with Town Code (Pizzi)**

Adrian Pajon spoke in opposition to the regulation of boats on properties in Miami Lakes.

Hony Serra stated she was unaware of the Town regulation of boats and is now facing a lien on her property.

Manuel Rodriguez spoke in favor of being able to keep a boat at his property and of being fined for same.

Pedro Carballo spoke in favor of allowing residents to keep boats on the side of their property when property shielded from view.

Councilmember Michael Pizzi spoke in favor of helping concerned citizens, the history of boats in Miami Lakes and suggested extending the grace period to allow residents to register boats with the Town.

Councilmember Richard Pulido spoke in favor of reviewing the criteria for keeping boats and in favor of creating an extension.

Councilmember Robert Meador spoke in favor of reopening the boat registration grace period but clarified that the boat registration would still cover what was allowed prior to the change in the Town Code, that the property owner would have to

prove that they owned the boat at that time and it was according to Code, and that the extension of the grace period would not include any new boats since that change.

Town Manager, Alex Rey, explained that this change took effect in 2004 and the extension of the grace period would not include many boats that have not otherwise been identified.

Councilmember Michael Pizzi made a motion to allow anyone who had a legal right to own a boat at the time of the Code change, and can demonstrate that they had a boat at the time of the Code change, be allowed to keep the boat as long as it is not seen from public view. The motion received a second from Vice Mayor Nancy Simon.

Councilmember Michael Pizzi clarified that prior variance denial does not preclude the resident from following this process. Vice Mayor Nancy Simon called for the vote and all were in favor.

### **13. REPORTS:**

#### **A. MAYOR AND COUNCILMEMBER REPORTS:**

**1. Appointments (Slaton)** There were no appointments.

**2. Boundless Playground Project (Simon)** Vice Mayor Nancy Simon requested that Town Manager, Alex Rey, update the Town Council on the status of the Boundless Playground. Town Manager, Alex Rey, indicated that a grant has been received and matched by the Town and that some donations have been received. Town Manager, Alex Rey, indicated that the shortfall is approximately \$40,000. Vice Mayor Nancy Simon indicated that there will be a presentation made soon to the Miami Lakes Chamber of Commerce.

**3. Area School Overcrowding (Pulido)** Councilmember Richard Pulido reported on the information received from Miami Dade Public Schools regarding their efforts undertaken to prevent overcrowding.

Mayor Wayne Slaton arrived at the meeting at 10:40 p.m. Vice Mayor Nancy Simon turned the gavel over to Mayor Wayne Slaton.

**4. MDCPS Proposed New Regional Centers (Pulido)** Councilmember Richard Pulido reported on the proposed New Regional Centers and their location.

**5. End of Session Legislative Report (Slaton)** Town Lobbyist, Rick Rodriguez Pina gave a report of legislation of interest to the Town of Miami Lakes, both passed and failed, from this year's session. David Marren,

Legislative Assistant, to Senator Rudy Garcia brought greetings from the Senator.

Councilmembers Mary Collins, Robert Meador, Richard Pulido and Vice Mayor Nancy Simon thanked Rick Rodriguez Pina for his report and direct communication. Councilmember Michael Pizzi requested a comparison study on the amount of funding received from the State and peer cities. Town Manager, Alex Rey will prepare the report for the Town Council using peers cities with same size and comparable number of residents.

**6. Miami Lakes Truancy and Youth Crime Efforts (Pizzi)** Councilmember Michael Pizzi thanked Major Frank Bocanegra for his work in this area and asked that he provide a written report to the Town Council.

**7. Miami Lakes Renaissance (Collins)** Councilmember Mary Collins updated the Town Council on the progress of planning the Renaissance event for September and reviewed the planned events.

**B. MANAGER'S REPORT:**

**Manager's Vacation** Town Manager, Alex Rey, informed the Town Council that he will be on vacation from June 20, 2008 through June 29, 2008 and that Mariaelena Salazar, Assistant Town Manager will be in charge in his absence.

**C. ATTORNEY'S REPORTS:**

**Request for Executive Session** Town Attorney, Nina Boniske, requested an Executive Session under Chapter 286, Florida Statutes, Case is Town of Miami Lakes, Doral and Palmetto Bay v. Miami Dade County.

**14. FUTURE MEETINGS:**

June 12, 2008 Council Workshop, Town Hall, 15700 NW 67<sup>th</sup> Ave, Miami Lakes 5 PM  
June 17, 2008 Zoning Meeting, 6425 Miami Lakeway N, Miami Lakes 6 PM  
July 8, 2008 Regular Meeting, 6425 Miami Lakeway N, Miami Lakes 6:30 PM

**15. ADJOURNMENT:** There being no further business to come before the meeting it adjourned at 10:45 p.m.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_

Wayne Slaton, Mayor

Attest:

---

Debra E. Eastman, MMC  
Town Clerk