

RESOLUTION NO. 12-989

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM JULIAN BALMORI TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2012-0016 AND C2008-1315; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITAL; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Town of Miami Lakes ("Town"), through its Code Compliance Department, issued Citation No. C2012-0016 and Citation No. C2008-1315 ("Citation") to Marlen Rodriguez Diaz and Juan J. Mesa ("Previous Owners"); and

WHEREAS, the Citations were issued and the violations were subsequently corrected by Julian Balmori ("New Owner"); and

WHEREAS, the New Owner has incurred a total fine of \$14,529.58; and

WHEREAS, the New Owner has requested that the Town reduce the fines and the Town Manager having reviewed the file has recommended to the Town Council approval of a 92 % reduction of the fine of \$14,529.58 leaving a balance to be paid in the amount of \$1,137.39; and

WHEREAS, the Owner has agreed to sign a release of the Town from any claims relating to the Citation as a condition of the reduction.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Reduction of Fine. The civil penalties/fines for Code Compliance Cases No. C2012-0016 and C2008-1315 are reduced to \$887.39 subject to the Owner paying the reduced amount no later than 60 days from the effective date of this Resolution.

The Town Manager is authorized to execute appropriate documents, including a release and waiver by the Owner for any and all claims relating to the Citation and this reduction.

Section 3. Conditions. In the event the reduced fine is not paid within sixty (60) days of the effective date of this Resolution, the original fine amount shall be reinstated and continue to accrue interest as if this Resolution had not existed.

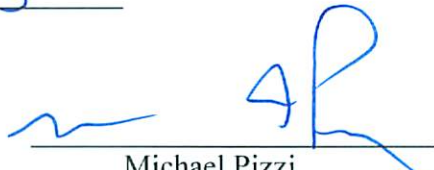
Section 4. Effective Date. This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 12 day of June, 2012.

Motion to adopt by Michael Pizzi, second by Mary Collins.

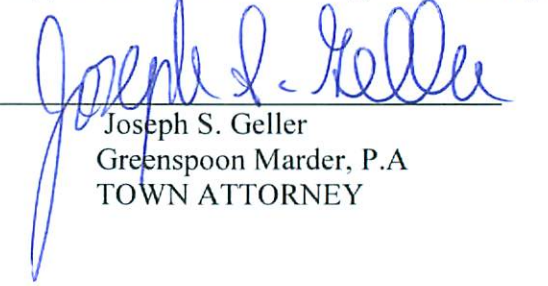
FINAL VOTE AT ADOPTION

| | |
|--------------------------------|---------------|
| Mayor Michael Pizzi | <u>YES</u> |
| Vice Mayor Cesar Mestre | <u>YES</u> |
| Councilmember Mary Collins | <u>YES</u> |
| Councilmember Tim Daubert | <u>YES</u> |
| Councilmember Nelson Hernandez | <u>YES</u> |
| Councilmember Nick Perdomo | <u>ABSENT</u> |
| Councilmember Richard Pulido | <u>YES</u> |


Michael Pizzi
MAYOR

Attest:

Marjorie Tejada
TOWN CLERK

Approve as to Form and Legal Sufficiency

Joseph S. Geller
Greenspoon Marder, P.A.
TOWN ATTORNEY