

RESOLUTION NO. 12-998

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF WILFRED DIAZ TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2006-0987; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Town of Miami Lakes (the “Town”), through its Code Compliance Department, issued Citation No. C2006-0987 (“Citation”) to Wilfred Diaz (“Owner”); and

WHEREAS, the violation was subsequently corrected by Wilfred Diaz (“Owner”); and

WHEREAS, the Owner has incurred a fine of \$16,785.78; and

WHEREAS, the Owner has requested that the Town reduce the fine, and the Town Manager, having reviewed the file, has recommended that the Town Council approve a reduction of 95% of fines, which is equal to \$15,964.71, leaving a remaining balance to be paid of \$821.07; and

WHEREAS, Wilfred Diaz 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 penalty/fine for Code Compliance Case No. C2006-0987 is reduced to \$821.07, 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 10 day of July, 2012.

Motion to adopt by Mayor Pizzi, second by Councilmember Pulido.

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>absent</u>
Councilmember Nelson Hernandez	<u>yes</u>
Councilmember Nick Perdomo	<u>yes</u>
Councilmember Richard Pulido	<u>yes</u>




Michael Pizzi
MAYOR

ATTEST:



Marjorie Tejada
TOWN CLERK

Approved as to form and legality for the use and benefit of the Town of Miami Lakes only:



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