

RESOLUTION NO. 12-1043

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; DENYING THE REQUEST OF CYRIL NZERUE AND IHOUMA NZERUE TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2012-1589; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Town of Miami Lakes (the "Town"), through its Code Compliance Department, issued Citation No. C2012-1589 ("Citation") to Cyril Nzerue and Ihouma Nzerue ("Owners"); and

WHEREAS, a Citation was issued and the violation was subsequently corrected by Cyril Nzerue and Ihouma Nzerue ("Owners"); and

WHEREAS, the Owners have incurred a fine of \$287.05; and

WHEREAS, the Owners have subsequently corrected the violation and have requested that the Town reduce the fine, and the Town Manager, having reviewed the file, has recommended that the Town Council deny a reduction of the fines; and

WHEREAS, the Owners have agreed to sign a release of the Town from any claims relating to the Citation as a condition of any 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. C2012-1589 is reduced to \$287.05, subject to the Owners 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 Owners 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 re-instated 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 11th day of December, 2012.

Motion to adopt by Michael Pizzi, second by Manny Cid.

FINAL VOTE AT ADOPTION

Mayor Michael Pizzi	Yes
Vice Mayor Ceasar Mestre	Yes
Councilmember Manny Cid	Yes
Councilmember Tim Daubert	Yes
Councilmember Nelson Hernandez	Yes
Councilmember Tony Lama	Yes
Councilmember Nelson Rodriguez	Yes



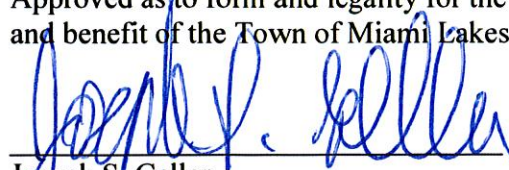
Michael Pizzi
MAYOR

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, PA
TOWN ATTORNEY