

TOWN OF MIAMI LAKES, FLORIDA

Town Council

Mayor Michael Pizzi
Vice Mayor Richard Pulido
Councilmember Mary Collins
Councilmember George Lopez
Councilmember Robert Meador II
Councilmember Nick Perdomo
Councilmember Nancy Simon

MINUTES **REGULAR COUNCIL MEETING** **September 8, 2009** **6:30 PM**

Miami Lakes Middle School
6425 Miami Lakeway North
Miami Lakes, Florida 33014

PRESENTATIONS: The Mayor and Town Council presented Dr. Ruth Schobel with a proclamation.

- 1. CALL TO ORDER:** Mayor Pizzi called the meeting to order at 6:55 p.m.
- 2. ROLL CALL:** Town Clerk, Marjorie Tejeda, called the roll with the following Councilmembers present: Nick Perdomo, Mary Collins, George Lopez, Robert Meador, Nancy Simon, Vice Mayor Richard Pulido and Mayor Michael Pizzi.
- 3. INVOCATION/MOMENT OF SILENCE:** Mayor Pizzi called for a moment of silence.
- 4. PLEDGE OF ALLEGIANCE:** Mayor Pizzi led the Pledge of Allegiance.
- 5. PUBLIC COMMENTS:** Public Comments were taken under the relevant item.
- 6. ORDER OF BUSINESS (DEFERRALS/ADDITIONS/DELETIONS)**

Town Manager Frank Bocanegra requested that items 9B and 9D be moved from the consent agenda to Resolutions as items 12A and 12B. Mayor Michael Pizzi pulled items 9G, 9H, 9I, 9J, and moved 13C to after Resolutions. Councilmember Mary Collins added item 13K, American Legion Post. Councilmember Nancy Simon added item 13L, Funding for Historical Committee. Vice Mayor Richard Pulido

requested to pull item 9A. Councilmember Robert Meador pulled items 9K, 9L, and 9M.

Councilmember Mary Collins made a motion to accept the agenda as amended. The motion received a second from Mayor Michael Pizzi and all were in favor.

7. COMMITTEE REPORTS

A. Education Advisory Board

Maria Kramer, Chair of the Committee, gave the report.

B. Youth Activities Task Force Committee

Lynn Matos, Chair of the Committee, gave the report.

Mayor Michael Pizzi made a motion to re-allocate funds from the photo line item in the current budget to the Miami Fit Just Run program. The motion received a second from Councilmember Mary Collins and all were in favor.

8. APPOINTMENT OF THE TOWN CLERK

Town Manager Frank Bocanegra recommended Ms. Marjorie Tejeda, Deputy Town Clerk, for the position of Town Clerk.

Mayor Michael Pizzi made a motion to nominate Ms. Marjorie Tejeda as the official Town Clerk. The motion received a second from Councilmember Mary Collins and all were in favor.

Mayor Pizzi pulled item 9C.

9. CONSENT AGENDA

A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING/DENYING THE REQUEST OF CLAUDIA SPETSOTIS TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2005-1510; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)

Vice Mayor Richard Pulido made a motion to defer the item. The motion received a second from Mayor Pizzi and all were in favor.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING/DENYING THE REQUEST OF PAMELA P. RICHARDSON TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2008-0764; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra) – This item is now 12A on the agenda.**
- C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING/DENYING THE REQUEST OF ELBA RAMIREZ, ALEX CRESPI AND JOSE ABREU TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2006-0844; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Alex Crespi, the property owner, requested a fine reduction.

Mayor Pizzi made a motion to reduce the fine to the Town's cost of \$638.47. The motion received a second from Councilmember Perdomo and all were in favor.

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF RELS TITLE ON BEHALF OF PREMIER ASSETS AND DEUTSCHE BANK NATIONAL TRUST TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2008-1141; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra) – This item is now 12B on the agenda.**
- E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING/DENYING THE REQUEST OF US BANK NATIONAL ASSOCIATION TRS TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2009-0292; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE. (Bocanegra)**

Eddy Blanca, realtor for the property, spoke in favor of a fine reduction.

Vice Mayor Pulido made a motion to reduce the fine to the Town's cost. Councilmember Meador amended the motion to include \$250.00 for the cost of the fine. The amended motion received a second from Mayor Pizzi. The

motion passed 5-2 with Councilmembers Meador, Perdomo and Simon and Vice Mayor Pulido and Mayor Pizzi voting in favor. Councilmembers Collins and Lopez voted in opposition.

- F. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING/DENYING THE REQUEST OF US BANK NATIONAL ASSOCIATION TRS TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2008-0792; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Vice Mayor Pulido made a motion to reduce the fine to the Town's cost in the amount of \$665.41. The motion received a second by Councilmember Meador and all were in favor.

- G. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING THE SELECTION OF FLORIDA LEAGUE OF CITIES, INCORPORATED FOR THE PROVISION OF INSURANCE FOR THE TOWN'S PROPERTY, CASUALTY AND LIABILITY INSURANCE PROGRAM; AUTHORIZING THE TOWN MANAGER TO NEGOTIATE AN AGREEMENT BETWEEN THE TOWN AND FLORIDA LEAGUE OF CITIES, INCORPORATED; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Mr. Robert Hollander, Brown and Brown Insurance, spoke in opposition to the staff's recommendation.

Mayor Michael Pizzi made a motion to award the contract to Brown and Brown Insurance. The motion received a second from Councilmember Mary Collins and all were in favor.

- H. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING THE SELECTION OF SOUTH FLORIDA MAINTENANCE, INC. FOR THE CONTRACT FOR THE MAINTENANCE OF TOWN'S FACILITIES, MEDIANS AND SWALES AND/OR MISCELLANEOUS SERVICES FOR OTHER PROPERTIES; APPROVING THE CONTRACT BETWEEN SOUTH FLORIDA MAINTENANCE, INC. AND THE TOWN; AUTHORIZING THE TOWN OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Councilmember Perdomo excused himself for the item.

Thomas McGrath spoke in opposition to the current contractor.

Mirtha Mendez spoke in opposition to the item.

Henry Perdomo, President of Florida Turf, spoke in opposition to the item.

Mayor Michael Pizzi requested copies of the evaluation criteria and bid prizes from the staff for all of the companies that submitted a bid proposal.

Mayor Pizzi called for a recess at 8:15 p.m.

The Mayor called the meeting to order at 8:30 p.m.

Town Clerk, Marjorie Tejeda called the roll with the following Councilmembers present: Mary Collins, George Lopez, Robert Meador, Nancy Simon, Vice Mayor Richard Pulido and Mayor Michael Pizzi. Councilmember Nick Perdomo was absent.

Mayor Michael Pizzi made a motion to award the contract to the lowest bidder, Florida Turf & Landscape, with a 30 day termination clause condition added to the original contract. The motion received a second from Councilmember Mary Collins.

Christian Infante and Jose Infante, South Florida Maintenance, spoke in favor of the staff's recommendation.

Mayor Michael Pizzi offered an amendment to the contract to include the 30 day termination clause and to set the term of the contract to two years. The contract must come back before the Council for renewal.

Mayor Michael Pizzi made a motion to award the contract to Florida Turf with the amendments specified. The motion received a second by Councilmember Mary Collins and all were in favor. Councilmember Perdomo was absent.

- I. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING THE SELECTION OF MANUEL SYNALOVSKI ASSOCIATES, LLC FOR MUNICIPAL AND PUBLIC SAFETY FACILITIES SPACE NEEDS ANALYSIS; AUTHORIZING THE TOWN MANAGER TO NEGOTIATE AN AGREEMENT BETWEEN MANUEL SYNALOVSKI ASSOCIATES, LLC AND THE TOWN; AUTHORIZING THE TOWN MANAGER TO**

EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)

Councilmember Perdomo joined the meeting.

Mayor Michael Pizzi made a motion to table this item; to bring this item back at a special call meeting; and to have Manuel Synalovski Associates, LLC give a presentation in front of the Council. The motion received a second by Vice Mayor Pulido and all were in favor.

J. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING CHANGE ORDER NO. 5 TO THE AGREEMENT FOR THE CONSTRUCTION OF STREET SIGNS WITHIN THE TOWN BETWEEN PIOS & SONS, INC. AND THE TOWN OF MIAMI LAKES; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CHANGE ORDER; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CHANGE ORDER; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)

Councilmember Mary Collins made a motion to approve the resolution. The motion received a second by Councilmember George Lopez and all were in favor.

K. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING APPLICATION FOR GRANT FROM THE SAFE NEIGHBORHOOD PARKS BOND PROGRAM FOR SEVILLA ESTATES PARK GRANT IMPROVEMENTS; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO SATISFY THE REQUIREMENTS OF THE GRANT APPLICATION; PROVIDING COMMITMENT OF MATCHING FUNDS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE GRANT APPLICATION; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)

Councilmember Meador made a motion to approve the resolution. The motion received a second by Councilmember Mary Collins and all were in favor.

Councilmember Meador directed staff to correct the typo of \$100,000 to \$200,000

Mayor Michael Pizzi stated that he will provide the Council with a written recommendation for Legal Services and deferred item 13C.

Mayor Pizzi called for a recess.

Mayor Pizzi called the meeting to order at 10:15 p.m.

The Town Clerk called the roll and all were present.

- L. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING AND RATIFYING APPLICATION FOR GRANT FROM THE SAFE NEIGHBORHOOD PARKS BOND PROGRAM FOR ROYAL OAKS PARK GRANT IMPROVEMENTS AND MIAMI LAKES OPTIMIST PARK GRANT IMPROVEMENTS; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO SATISFY THE REQUIREMENTS OF THE GRANT APPLICATION; PROVIDING COMMITMENT OF MATCHING FUNDS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE GRANT APPLICATION; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Councilmember Meador made a motion to approve the resolution. The motion received a second from Councilmember Collins and all were in favor.

- M. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING THE FORM OF AGREEMENT FOR ACCESS FOR INSPECTIONS, TRAFFIC CONTROL AND ENFORCEMENT, EMERGENCY RESPONSE AND DISASTER DEBRIS REMOVAL, AND INDEMNIFICATION OF THE TOWN AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY BETWEEN THE TOWN OF MIAMI LAKES AND PRIVATE GATED COMMUNITIES WITHIN THE TOWN; AUTHORIZING THE TOWN OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Cesar Mestre spoke against the resolution.

Councilmember Meador made a motion to approve the resolution. The motion received a second from Mayor Pizzi. The motion passed 6-1 with Councilmembers Lopez, Meador, Perdomo, Simon, Vice Mayor Pulido and Mayor Pizzi voting in favor. Councilmember Collins voted in opposition.

10. ORDINANCES – FIRST READING

11. ORDINANCES – SECOND READING (PUBLIC HEARING)

- A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 07-97; AMENDING THE TOWN'S BUDGET FOR THE 2007-2008 FISCAL YEAR; AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Mayor Pizzi opened the public hearing.

There being no one wishing to speak, Mayor Pizzi closed the public hearing.

Councilmember Collins made a motion to adopt the ordinance. The motion received a second from Councilmember Collins. The motion passed 4-3 with Councilmembers Collins, Meador, Perdomo and Simon voting in favor. Councilmember Lopez, Vice Mayor Pulido and Mayor Pizzi voted in opposition.

Mayor Pizzi made a motion to extend the meeting to 12:00 a.m. The motion received a second from Councilmember Simon and all were in favor.

- B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 04-51 PERTAINING TO PURCHASING PROCEDURES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Lopez)**

Mayor Pizzi opened the public hearing.

Cesar Mestre spoke in favor of the ordinance.

There being no one wishing to speak, Mayor Pizzi closed the public hearing.

Councilmember Simon made a motion to extend the meeting to 12:10 a.m. The motion received a second from Mayor Pizzi and all were in favor.

Councilmember Lopez made a motion to adopt the ordinance. The motion received a second from Councilmember Collins and all were in favor.

Vice Mayor Pulido made a motion to include a one year reporting provision. The motion received a second from Councilmember Simon. Vice Mayor Pulido withdrew the motion.

12. RESOLUTIONS

- A. RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING/DENYING THE REQUEST OF PAMELA P. RICHARDSON TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2008-0764; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

A representative from Premier Assets spoke about the case.

Mayor Pizzi made a motion to reduce the fine to \$614. The motion received a second from Councilmember Simon and all were in favor.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF RELS TITLE ON BEHALF OF PREMIER ASSETS AND DEUTSCHE BANK NATIONAL TRUST TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2008-1141; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Mayor Pizzi made a motion to reduce the fine to the Town's cost of \$951.49. The motion received a second from Vice Mayor Pulido and all were in favor.

13. NEW BUSINESS

- A. Transportation Summit (Meador)- Deferred
- B. State and Federal Lobbying Services (Pulido) - Deferred
- C. Selection of Town Attorney (Pizzi) - Deferred
- D. Budget Limits (Perdomo) - Deferred
- E. Town Website (Lopez) - Deferred
- F. Turnover of Town Parks (Pizzi) - Deferred
- G. Amending Town Charter to Change the Date of the General Municipal Election (Meador) - Deferred
- H. Peddler Ordinance (Lopez) - Deferred
- I. Traffic Violation Enforcement (Perdomo) - Deferred
- J. County Taxes (Pizzi) - Deferred

14. REPORTS

A. MAYOR AND COUNCILMEMBER REPORTS

1. Appointments- Deferred
2. Progress of 10th Year Anniversary Committee (Collins) - Deferred
3. Police K-9 (Pulido) - Deferred
4. Evaluation of Hurricane Preparedness for the Town (Perdomo) - Deferred
5. Town Wide Fitness Initiative (Pizzi) - Deferred
6. Police Activities (Lopez) - Deferred
7. Background Check Policy (Pulido) - Deferred
8. Status of Pedestrian Crosswalks at NW 154th Street and 82nd Avenue, and NW 154th Street and 79th Avenue (Perdomo) - Deferred

B. MANAGER'S REPORT:

1. Landscape Area on 154th Street, between 77th Court and 79th Ave. - Deferred
2. Pedestrian Crosswalks- Deferred
3. New Businesses- Deferred

C. ATTORNEY'S REPORTS

No report.

15. FUTURE MEETINGS

October 13, 2009 Regular Meeting, 6425 Miami Lakeway N, Miami Lakes 6:30 pm
November 10, 2009 Regular Meeting, 6425 Miami Lakeway N, Miami Lakes 6:30 pm

16. ADJOURNMENT:

There being no further business to come before the Council, The meeting adjourned at 12:10 a.m.

Approved this 14th day of Sept, 2010.



Michael Pizzi, Mayor

Attest:



Marjorie Tejeda
Town Clerk