

# TOWN OF MIAMI LAKES, FLORIDA

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## Town Council

Mayor Michael Pizzi

Vice Mayor Nick Perdomo

Councilmember Mary Collins

Councilmember George Lopez

Councilmember Robert Meador II

Councilmember Richard Pulido

Councilmember Nancy Simon

## **MINUTES**

### **REGULAR COUNCIL MEETING**

April 13, 2010

**6:30 PM**

**Royal Oaks Park Community Center**

16500 NW 87 Avenue

Miami Lakes, Florida 33018

### **PRESENTATIONS**

Mayor and Council presented certificates of appreciation to those who volunteered at the Easter Egg Hunt event.

#### **1. CALL TO ORDER:**

Mayor Michael Pizzi called the meeting to order at 6:49 p.m.

#### **2. ROLL CALL:**

Marjorie Tejada, Town Clerk, called the roll with the following Councilmembers present: Nancy Simon, Mary Collins, Richard Pulido, George Lopez, Vice Mayor Nick Perdomo and Mayor Michael Pizzi. Councilmember Robert Meador is absent. Councilmember Meador arrived at 7:30 p.m.

#### **3. INVOCATION/MOMENT OF SILENCE:**

Mayor Pizzi called for a moment of silence.

#### **4. PLEDGE OF ALLEGIANCE:**

The Mayor led the Pledge of Allegiance.

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

Tom McGrath spoke about Committees and the current landscape company.

Maggie Suazo spoke about the invasion of privacy as it relates to the disclosure of email addresses.

Lynn Matos spoke about the privacy of youth volunteers.

Luis Collazo spoke about the misuse of emails.

Jack McCall spoke about the privacy of youth's information.

Jose Dubon spoke about the privacy of his information.

Cesar Mestre spoke about the privacy of his information.

Bob Cook spoke about unchecked growth of ALF's in the Town.

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

Vice Mayor Perdomo made a motion to limit the discussion to five (5) minutes per Councilmember with a one (1) minute rebuttal. The motion received a second from Councilmember Collins. The motion passed 4-2 with the following Councilmembers voting in favor: George Lopez, Mary Collins, Vice Mayor Nick Perdomo and Mayor Michael Pizzi. Councilmember Nancy Simon and Richard Pulido voted in opposition.

Mayor Michael Pizzi added Resolution Item 12L to be heard after the Order of Business. Councilmember Simon pulled item 8B. Councilmember Pulido pulled Item 8C and Co-sponsored Items 12A and 12F.

Mayor Michael Pizzi made a motion to approve the Order of Business. The motion received a second from Councilmember Collins and all voted in favor.

**7. COMMITTEE REPORTS:**

**8. CONSENT AGENDA:**

**A. Approval of Minutes:**

**February 9, 2010 Regular Council Meeting**

**March 9, 2010 Regular Council Meeting**

**March 31, 2010 Special Call Meeting**

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

**B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE AGREEMENT FOR BILLING OF STORMWATER CHARGES BETWEEN MIAMI-DADE COUNTY AND THE TOWN OF MIAMI LAKES; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Mr. Ron Van Eyk answered questions posed by the Mayor and Council.

Councilmember Simon made a motion to approve the agreement. The motion received a second from Councilmember Collins and all voted in favor.

**C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, MODIFYING DEPARTMENTAL LINE ITEMS IN THE TOWN'S BUDGET FOR THE 2009-2010 FISCAL YEAR; AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Town Manager Frank Bocanegra answered questions posed by the Mayor and Council.

Councilmember Collins made a motion to approve. The motion received a second from Mayor Michael Pizzi and all voted in favor.

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE TOWN OF MIAMI LAKES AND SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY FOR GRANT ADMINISTRATION FOR PROCUREMENT SHUTTLE BUS AMENITIES; APPROVING A SUBRECIPIENT AGREEMENT BETWEEN THE TOWN OF MIAMI LAKES AND SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY FOR ADMINISTRATION OF GRANT FUNDING; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE TOWN OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

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

- E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, REPEALING RESOLUTION NO. 09-744 PERTAINING TO HEALTH INSURANCE; AND PROVIDING FOR AN EFFECTIVE DATE. (Lopez)**

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

**9. ORDINANCES – FIRST READING:**

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

**11. RESOLUTIONS:**

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING/DENYING THE REQUEST OF KIMCO AUTOFUND LP TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2008-0139; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Councilmember Collins made a motion to approve with Staff's recommendation. The motion received a second from Councilmember Meador and all voted in favor. Councilmember Richard Pulido was absent from the dais.

**B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING/DENYING THE REQUEST OF WILKY GONZALEZ AND DERYA GONZALEZ TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2005-1079; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Bocanegra)**

Javier Vasquez, representing the applicant, spoke in favor of reducing the fine beyond 50% of the fine violation.

Mayor Michael Pizzi made a motion to reduce the fine to the Town's cost. The motion received a second from Vice Mayor Perdomo and all voted in favor.

**12. NEW BUSINESS:**

**A. Appointment to Planning and Zoning Board (Bocanegra)**

Councilmember Pulido made a motion to appoint Mrs. Carol Wyllie to the Planning & Zoning Board. The motion received a second from Councilmember Simon and all voted in favor.

**B. Existing and Future Entrance Features (Meador)**

Councilmember Meador made a motion for staff to research, evaluate and provide a cost estimate for the enhancement of the entrance features of the Town. The motion received a second from Councilmember Collins and all voted in favor.

**C. Safeguarding Public Resources (Pulido)**

Mayor Michael Pizzi called Dr. David Bennett. Dr. Bennett was not present to speak on this specific item.

Councilmember Pulido made a motion for staff to bring a travel approval policy for Council to examine next month. The motion received a second from Councilmember Simon.

Councilmember Pulido made a motion to place a moratorium freeze hire with the exemption of the Grant Writer position. The motion received a second from Vice Mayor Perdomo.

Councilmember Pulido made a motion for staff to prepare a mid year budget evaluation and reconciliation for the next Council Meeting. The motion received a second from Councilmember Simon.

All three motions passed 7-0 with all voting in favor.

**D. Miami Lakes Optimist Park (Lopez)**

Councilmember Lopez made a motion for staff to research placing a dugout area (Temporarily or permanent) in the Miami Lakes Optimist Park and create an inventory of the parks for any hazards. Councilmember

Meador made an amendment to check with Miami Dade County Public Schools to see if they are willing to help with the cost. The motion received a second from Councilmember Pulido and all voted in favor.

**E. ALF Occupational Licenses (Perdomo)**

Vice Mayor Perdomo made a motion to implement a \$500.00 application fee for the Assisted Living Facilities (ALF) to research if they are within 1,000 ft. radius of another ALF, for the lobbyist to investigate how the Town can have better control over ALF's, and for the Attorneys to advise of possible regulations in providing neighbors with information on possible ALF applicants. Councilmember Collins made an amendment to the motion for all ALF applicants to come in front of the Council instead of the Planning and Zoning Board. The motion received a second from Mayor Pizzi and all voted in favor.

The Mayor called for a recess.

The Mayor called the meeting to order. Town Clerk, Marjorie Tejeda called the roll and all were present.

**F. Town Assistance in Alleviating School Overcrowding (Pizzi)**

Mayor Pizzi made a motion to coordinate with the School Board and the local schools to plan a course of action in alleviating overcrowding at Bob Graham in an Anti Fraud Campaign. Councilmember Pulido made an amendment for staff to send letter on behalf of the Town to the School Board requesting consideration in changing the boundaries to include Miami Lakes K-8 Center. The motion received a second from Councilmember Collins and all voted in favor.

**G. MDPD Towing Contract (Simon)**

Councilmember Simon made a motion to direct staff to look into having our own Towing Contract and to come back to the next council meeting with the findings. The motion received a second from Councilmember Pulido and all voted in favor.

**H. Town Committees (Pulido)**

Councilmember Pulido made a motion to have no more than two (2) non voting Councilmembers on a Committee and for the council to not be able to serve on more than two (2) committees at a time. The motion received a second from Councilmember Simon. The motion failed 2-5. The following Councilmembers voted in favor: Richard Pulido and Nancy Simon. Robert Meador, George Lopez, Mary Collins, Vice Mayor Nick Perdomo and Mayor Michael Pizzi voted in opposition.

**I. Public Service Opportunity for Residents (Perdomo)**

Vice Mayor Perdomo made a motion to create a resolution to change the term limits for the Mayor and Council to limit the terms to two (2) consecutive four (4) year terms. The motion received a second from Councilmember Meador.

Vice Mayor Perdomo withdrew the motion.

**J. Miami Lakes "YES WE CAN" Business Promotion Initiative (Pizzi)**  
Deferred by Mayor Pizzi.

**K. Florida Sunshine Law (Pulido)**  
Deferred by Councilmember Pulido.

**L. Veto Florida Senate Bill # 6 (Pizzi)**  
Nelson Rodriguez, PTA President for K-8 Center, spoke in favor of SB # 6.  
Dr. David Bennett spoke in favor of SB # 6.  
Dennis Wolfson spoke in favor of SB # 6.  
Mark Lensik spoke in favor of SB # 6.  
Susan Chupani spoke in favor of SB # 6.  
Ira Paul spoke in favor of SB # 6.  
Ruth Torres spoke in favor of SB # 6.

Mayor Pizzi made a motion to approve the resolution. The motion received a second from Councilmember Pulido and all voted in favor.

The Mayor called for a recess.

The Mayor called the meeting to order. Town Clerk Marjorie Tejeda called the roll and all were present

### **13. REPORTS:**

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

- 1. Appointments – No appointments**
- 2. Council Rules and Procedure (Pulido) – Deferred by Councilmember Pulido.**
- 3. Transportation Report (Meador) – Deferred by Councilmember Meador.**
- 4. 154<sup>th</sup> Street- Exit from the Palmetto Expressway (Lopez) – Deferred by Councilmember Lopez**

#### **B. MANAGER'S REPORT:**

- 1. Landscape Median Plan on 154<sup>th</sup> Street – Deferred by Town Manager, Frank Bocanegra**

#### **C. ATTORNEY'S REPORTS:**

- 1. County Pre-emption Issues – Deferred by Town Attorney, Mitch Bierman**

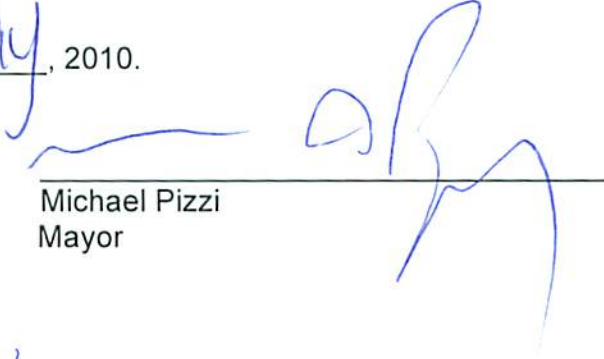
### **14. FUTURE MEETINGS:**

May 11, 2010 Regular Council Meeting, 16500 NW 87 Avenue, 6:30 PM  
June 8, 2010 Regular Council Meeting, 16500 NW 87 Avenue, 6:30 PM

### **15. ADJOURNMENT:**

There being no further business to come before the Council, the meeting adjourned at 11:00 p.m.

Approved this 11<sup>th</sup> day of May, 2010.



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Michael Pizzi  
Mayor

Attest:



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Marjorie Tejada  
Town Clerk