

MINUTES
Regular Council Meeting
August 10, 2021
6:30 p.m.
Government Center
6601 Main Street
Miami Lakes, Florida 33014

1. PROCLAMATIONS, RECOGNITIONS AND AWARDS:

Mr. Joseph Sosa, Assistant to Mayor Cid, did the opening remarks and welcomed everyone to the Recognitions and Awards section of the Regular Council meeting. He then introduced Councilmember Fernandez, who led the ceremony and began with awarding a group of students who worked alongside him and Town Staff for months to change the court of ordinances for the Town of Miami Lakes and help reduce flooding in communities. He added this was done so by promoting permeable and surfaces and driveways. Before awarding the students, Councilmember Fernandez awarded their teacher, Ms. Lisa Deyarza, for leading and helping them with this project. Then, he recognized the following students: Mauritz Acosta, Lucila Brigg, Jocelyn Hernandez and Gabriela Vega. The students all thanked Councilmember Fernandez, the Town Council and Town Staff for allowing them to partake and experience local government.

Mayor Cid then recognized Abigail Garcia for representing the community in the National Leaders Conference and he mentioned that she was elected Vice President to speak at the commencement ceremony. Abigail Garcia then came up and thanked the Town Council for the award and for being able to represent the town. She also added that the conference was about kids being able to lead and make a difference.

Mayor Cid began speaking about the stormwater bond that will fix the flooding in the town. He mentioned that this will help projects throughout the town to fix the flooding issues. Mayor Cid then took the time to thank everyone that participated to make this signage happen and especially the Town Council for the political courage to get it started. Mayor Cid then signed the bond first followed by Deputy Town Manager, Tony Lopez, Town Manager, Edward Pidermann, Chief Financial Officer, Ismael Diaz, Deputy Town Attorney, Lorenzo Cobiella, and Town Clerk, Gina M. Inguanzo.

Mayor Cid then welcomed everyone to the Regular Council Meeting.

2. ROLL CALL:

The Town Clerk, Gina M. Inguanzo, called the roll at 6:31 pm with the following Councilmembers being present: Josh Dieguez, Tony Fernandez, Vice Mayor Luis E. Collazo and Mayor Manny Cid. Councilmember Rodriguez was present via zoom, Councilmember Carlos O. Alvarez arrived at 6:33 pm, and Councilmember Ruano arrived at 6:34 pm.

3. MOMENT OF SILENCE:

Pastor Alex Christian, from Miami Lakes Methodist Church led the prayer.

Mr. Ariel Fernandez from Better You Minute, led a moment of mediation via YouTube.

4. PLEDGE OF ALLEGIANCE:

The Pledge of the Allegiance was led by Vice Mayor Collazo.

5. ORDER OF BUSINESS (DEFERRALS/ADDITIONS/DELETIONS):

Vice Mayor Collazo asked to pull items 10B, 10C, and 10E out of the consent calendar. Councilmember Dieguez made a motion to move the order of business as amended and Vice Mayor Collazo seconded.

After Councilmember Ruano and Councilmember Alvarez joined the meeting, Vice Mayor Collazo made a motion to reopen the Order of Business. Councilmember Dieguez seconded the motion and all were in favor. Then, Councilmember Alvarez asked to move up all New Business Items -14A, 14B, 14C, and 14D, to after Committee Reports. Vice Mayor Collazo made a motion to move the items and Councilmember Ruano seconded the motion. The motion passed and all were in favor.

6. PUBLIC COMMENTS:

The Town Clerk, Gina M. Inguanzo, read the instructions of proper decorum that are to be respected and followed during public meetings.

Ms. Bonnie Cintron came to the Regular Council Meeting and participated in-person public comments. She began by thanking the Town Council and thanked Councilmember Dieguez and Councilmember Fernandez for acting on the cul de sac planting. Then she stated she is eager for the open forum listening sessions to begin. She also mentioned that she saw something on self-driving taxis and feels as though it is out of place for Miami Lakes. Ms. Cintron pointed out that she has never heard of a property that didn't have a deed restriction and would find it interesting if there were any. Finally, she asked for the Town to not make any more zone changes because she feels as though the town has grown enough and lost the small-town feeling.

Mr. Bryan Moreira came to the Regular Council Meeting and participated in-person public comments. Mr. Moreira brought up the topic of the proposed hospital coming to the town of Miami Lakes and he added that many residents are opposed to this idea. He also mentioned that on the August 3rd Planning and Zoning Board meeting, many residents were upset about the proposed idea of a hospital coming to the town. Mr. Moreira then echoed what Ms. Cintron

stated about not wanting anymore zoning changes. He added that Miami Lakes is great as a small town and the Town Council should oppose any hospital proposals.

Mr. Raul Alonso came to the Regular Council Meeting and participated in-person public comments. He stated he is one of the many residents that doesn't want an ER in the town. He mentioned he is a physician and cardiologist and would not want an ER in his backyard. He added that growing up he always wanted to live in Miami Lakes and now that he does it is being taken away from him with the addition of the hospital.

Mr. Angelo Garcia came to the Regular Council Meeting and participated in-person public comments. He stated that the canal restoration project created two years ago would not work. He stated that as of now, the Phase 1 area is getting worse and his recommendation was to build what the canal at 87th avenue and 154th street has because that one is much stronger and sustainable. He asked the council who supervised the "low quality" project because it is getting worse.

Mr. Neil Robinson, Chairman of the Cultural Affairs Committee, joined by Mr. Alex Kristin, the new pastor of Miami Lakes Methodist Church in Miami came to the Town Council and participated in-person public comments. Mr. Robinson extended an invitation to everyone to join the Cultural Affairs Committee's Symphony of the Americas on August 14th at 7PM. The event will have an orchestra performing with internationally trained classic musicians and he expects it to be a large event. He also sent out a thank you to the Mayor and Town Council for the funds to put this event on.

Mr. Danny Nieves, Artistic Director at the Main Street Players, came to the Town Council and participated in-person public comments. He stated the MSP is relocating to the Victoria's Secret space on Main Street and stated he brought forth this information because they are going to need help in fundraising. He is in hopes for the town to continue supporting the MSP, since this is a big change to an important part of town.

Ms. Yanitza del Rio came to the Town Council and participated in-person public comments. She stated she lives in the Satori neighborhood and that when her family first moved here, they were so excited to be close to their business and to live in a small town. However, she mentioned the proposed hospital makes things challenging for her family and she asked the Town Council to take this into consideration. She feels that the town does not need this addition. She also wanted to mention that there is a light missing on 87th in the entrance of Satori and she asked the Town to please fix the issue.

Mr. Boris Foster came to the Town Council and participated in-person public comments. He stated that the cul de sacs that Ms. Cintron mentioned are wonderful. Mr. Foster thanked the Town Council for fighting for the residents on the West side -when it came to keeping the bridges closed. Then, he spoke about the proposed hospital and feels as though it would be a disaster for the town and residents. He also feels as though it would conflict with keeping the bridges closed.

There being no one else in Council Chambers wanting to participate in the in-person Public Comments section of the Agenda, Town Clerk Gina M Inguanzo, proceeded to read the names of the online participants and asked if they would like to speak.

Ms. Esperanza Reynolds participated via Remote Public Comments. She expressed her disappointment when she submitted a public records request to the mayor's office, and it was never answered. The questions centered around a vague new business item memo about deed restrictions. She mentioned that the Town Council has discussed agenda memos to not be a one liner because they are not explicit and makes it hard to provide public comments. She also mentioned she is in support of the proposed blasting advisory board bike ride. Ms. Reynolds then congratulated the Building Ad Hoc Committee on a job well done to develop recommendations that she hopes will be adopted. She hopes that Town Hall can become a customer centric organization to provide excellence in communication. She also recommends placing the responsibility of compliance with HOA governance where it belongs. Finally, she stated she is against the proposed Mount Sinai hospital next to homes in the town.

7. APPOINTMENTS:

No appointments.

8. COMMITTEE REPORTS

A. Education Advisory Board

Chairman Mario O. Pinera addressed the Town Council and presented the Committee Report. He reported that the EAB is requesting for Barbara Goleman to receive \$30,000 to add study carrels to the media center and add privacy to the students. He mentioned that these study carrels will become fixtures to the media center and will be secured to the ground.

Mayor Cid made a motion to approve the request and the motion was seconded by Councilmember Fernandez. The motion passed and all were in favor.

Chairman Pinera explained that EAB is requesting approval of \$14,367 from the Tutoring account to be allocated to the Principal's Special Purpose account at Miami Lakes Middle School. He explained that this would be used to improve the school auditorium, the lighting system and to refurbish the floor. Chairman Pinera answered questioned posed by Councilmember Ruano and he responded that this request is in addition to the money already allocated by the Town Council to the school auditorium. Chairman Pinera explained that \$10,000 is going towards the sound system and the rest towards the flooring and the light. Vice Mayor Collazo made the motion to approve, and it was seconded by Councilmember Alvarez. The motion passed 6-1; Councilmember Ruano voted in opposition.

Chairman Pinera explained that the EAB would like to have a Yearly Award of Excellence in Education and to celebrate in 10 different categories. The Chair mentioned that they Councilmember Fernandez motioned to accept, and Councilmember Rodriguez seconded the motion. The motion passed and all were in favor.

Chairman Pinera answered questioned posed by Councilmember Dieguez. Chair Pinera stated that the committee is not asking for funding but that they are looking into getting sponsors for this award. After discussion, the motion passed unanimously.

Chair Pinera then requested to have a high school student be nominated as a non-voting member in the EAB. He stated that having a student from the town would be an excellent contribution to how the EAB does things. The Chair explained that the EAB would pick a nominee through an application process and then the EAB would choose the student in a similar way as the EAB chooses the student who receives the scholarship grant. Councilmember Fernandez motion this request and it was seconded by Vice Mayor Collazo.

Councilmember Ruano and Vice Mayor Collazo recommended for more than one non-voting student to be part of the EAB; Vice Mayor Collazo mentioned to perhaps have students from each school and for them to create an Advisory Board and then one student of that group be the non-voting member that becomes the non-voting member of the EAB. Chair Pinera stated that he would take this recommendation back to the EAB, for their consideration. Deputy Town Attorney Cobiella stated that perhaps the EAB resolution could be reviewed and amended to include that ex-officio member. Vice Mayor Collazo also stated that if need be, he would be open to sponsor this as a New Business Item.

Councilmember Fernandez also mentioned that perhaps the EAB could ask the YATF to nominate a student member -someone that is already a committee member.

After discussion, the motion passed unanimously.

B. Blasting Advisory Board

The Chairman of the BAB was not present at the meeting so Vice Mayor Collazo motioned to table the item and Councilmember Dieguez seconded. The motion passed and all were in favor.

C. Building Ad Hoc Committee

Chairman Carlos Fernandez-Guzman addressed the Town Council and presented the Committee Report. He reported that there were 19 constructive recommendations from the Building Ad Hoc Committee, which he summarized in detail. Chairman Fernandez-Guzman also answered questions posed by the Town Council. Councilmember Rodriguez motioned to accept all 19 recommendations provided by the committee and Councilmember Alvarez seconded.

During the discussion of the Committee Report, Councilmember Ruano stated that the 13th recommendation provided by the committee about inconsistencies on the application of the code, should be eliminated. Councilmember Ruano also stated that the 17th recommendation that proposes to create a list of recommended contractors should be eliminated. Then she made a motion to amend the main motion, to remove recommendation #13 regarding subjectivity and recommendation #17 regarding the list of recommended contractors. Vice Mayor Collazo seconded for discussion. The motion did not pass 1-6; the following Councilmembers voted in opposition: Carlos O. Alvarez, Joshua Dieguez, Tony Fernandez, Jeffery Rodriguez, Vice Mayor Luis E. Collazo, and Mayor Manny Cid.

The main motion passed 6-1; Councilmember Ruano voted in opposition.

9. SPECIAL PRESENTATIONS:

A. Presentation on Stormwater Revenue Bonds, Series 2021

Chief Financial Officer, Ismael Diaz presented the oral report to summarize the information about the bond pricing that took place last month. The booklet provided to the Town Council is an official statement that contains detailed information they may need relating to the bonds. Mr. Diaz went on to explain the financials behind the stormwater bonds and where funds would be going for projects relating to the bond.

10. CONSENT CALENDAR:

Vice Mayor Collazo moved to approve the Consent Calendar. The motion was seconded by Councilmember Fernandez. The motion passed 6-0; Councilmember Alvarez was absent.

A. Approval of Minutes

- July 13, 2021 Regular Council Meeting
- July 20, 2021 Special Call Meeting

The item was approved on Consent Calendar.

B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE QUOTE FOR THE PURCHASE OF PORTABLE DUGOUT SHELTERS FOR MIAMI LAKES OPTIMIST PARK FROM ANTHEM SPORTS, LLC IN AN AMOUNT NOT TO EXCEED TWENTY FIVE THOUSAND ONE HUNDRED AND TWELVE DOLLARS AND 00/100 (\$25,112.00); AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS 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; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Collazo discussed Item 10B and 10C simultaneously.

Vice Mayor Collazo first thanked Town Staff for the great research done and mentioned that the product met the financial threshold. Then he stated that after talking to the Optimist Club and Town Staff, they mentioned to him that the product might not be optimal and that there might be opportunities to procure an alternate product that will be better, a product that will be see through and made of similar material and customizable to the use. Vice Mayor Collazo mentioned that Town Staff would like for the Town Council to put a cap or limit on them going forward with the procurement and also looking forward to a more customizable option – like a chain link fence dugout.

Vice Mayor explained that he pulled these two items together and motioned to put a cap on them but to move them on as quickly as possible, to secure the dugouts for Pinto A and

Pinto B and the two fields that house the teams, to also use any ancillary equipment along for the Tee ball fields that are not equipped and to put the cap at \$50,000. The motion was seconded by Councilmember Dieguez.

Deputy Town Attorney Cobiella stated that several parts of the Code will need to be modified and explained that the Town Council needs to be clear with the specifications of what they want; that the Town Manager's power to purchase needs to be increased from \$25,000 to \$50,000 and that the Town Manager will need to report back to you with multiple bids and waived the bid process.

Mayor Cid stated that he is 100% in favor of the motion but that he has some issue with waiving the bid process. Town Manager Pidermann mentioned that Town Staff is suggesting to waive the bid process so that all of this can be ready by September- when baseball season starts. Ms. Nathalie Garcia, Procurement Manager, confirmed that waiving the bid process is the quickest alternative to have this in place by September.

The motion, including all the recommendations explained by the Deputy Town Attorney, passed 6-0; Councilmember Alvarez was absent.

After more discussion, Vice Mayor Collazo made a motion with regards to the budget transfers; he requested for the cap to be placed at \$50,000 for the budget transfer. The motion was seconded by Councilmember Ruano. The motion passed 6-0; Councilmember Alvarez was absent.

- C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, MODIFYING THE BUDGET APPROVED BY ORDINANCE NO. 20-269; AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was discussed simultaneously with Item 10B.

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE AWARD OF CONTRACTS FOR RFP 2021-33, TO ELECTRICAL CONTRACTING SERVICE, INC. AND UNIVERSAL ELECTRIC OF FLORIDA, INC. FOR ELECTRICAL SERVICES – AS NEEDED; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

The item was approved on Consent Calendar.

- E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, MODIFYING THE BUDGET APPROVED BY ORDINANCE NO. 20-269, AS AMENDED BY ORDINANCE NO. 20-270, AND ORDINANCE 21-272, AND 21e 275; MODIFYING BUDGETED LINE ITEMS; AUTHORIZING THE TOWN

MANAGER TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; PROVIDING FOR ROUNDING; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Collazo thanked the Town Council for continuing to support the Sinking Fund. Vice Mayor Collazo then motioned to move Item 10E and it was seconded by Councilmember Dieguez.

Mayor Cid stated that he would like for Town Staff to look into having solar panels at the site.

The motion passed 5-1; Mayor Cid voted in opposition and Councilmember Alvarez was absent.

- F. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, MODIFYING THE BUDGET APPROVED BY ORDINANCE NO. 20-269; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE RESOLUTION; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

The item was approved on Consent Calendar.

- G. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE RENEWAL OF THE COMCAST INTERNET FOR THE MARY COLLINS COMMUNITY CENTER, ROYAL OAKS PARK, MIAMI LAKES YOUTH CENTER, AND MIAMI LAKES OPTIMIST PARK; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE RENEWAL; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE RENEWAL; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

The item was approved on Consent Calendar.

- H. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING WORK ORDERS WITH MARLIN ENGINEERING PURSUANT TO CONTRACT 2017-32(M) FOR MISCELLANEOUS ENGINEERING SERVICES, WITH MARLIN ENGINEERING, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED SEVENTY ONE THOUSAND SIXTY NINE DOLLARS AND 77/100 (\$271,069.77) FOR PROFESSIONAL ENGINEERING SERVICES FOR STORM WATER PROJECTS; MODIFYING THE BUDGET APPROVED BY ORDINANCE NO. 20-269, AS AMENDED BY ORDINANCE NO. 20-270, AND ORDINANCE NO. 21-272, AND 21-275; MODIFYING BUDGETED LINE ITEMS; AUTHORIZING THE TOWN MANAGER TO IMPLEMENT THE TERMS AND CONDITIONS OF THE WORK ORDERS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE WORK ORDERS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

The item was approved on Consent Calendar.

- I. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING WORK ORDERS PURSUANT TO CONTRACT 2017-32(K) FOR MISCELLANEOUS ENGINEERING SERVICES, WITH KIMLEY-HORN AND ASSOCIATES, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FORTY THOUSAND SIX HUNDRED AND FIFTEEN 76/100 (\$240,615.76) FOR PROFESSIONAL ENGINEERING SERVICES FOR STORM WATER PROJECTS; MODIFYING THE BUDGET APPROVED BY ORDINANCE NO. 20-269, AS AMENDED BY ORDINANCE NO. 20-270, AND ORDINANCE NO. 21-272, AND 21-275; MODIFYING BUDGETED LINE ITEMS; AUTHORIZING THE TOWN MANAGER TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACTS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE WORK ORDERS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

The item was approved on Consent Calendar.

11. ORDINANCE- FIRST READING

None

12. ORDINANCE IN SECOND READING:

- A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA; AMENDING CHAPTER 13, ARTICLE VI OF THE TOWN OF MIAMI LAKES CODE OF ORDINANCE, CREATING DIVISION 6, TITLED "SHORT TERM RENTALS"; PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

The Deputy Town Attorney Lorenzo Cobiella read the title of the ordinance into the record.

Mayor Cid opened the public hearing.

The following individuals provided public comments:

Mr. Eddie Blanco came to the Town Council and participated in-person public comments. He spoke about the rights of homeownership and he stated that this proposed ordinance is an infringement on the right of the owner to rent out their property without the involvement of government and he also stated that he does not like the implementation of a "hotline" to document complaints. He asked the Town Council to please take a step to back off and try to figure out a way to find a better way.

Mr. Radel came to the Town Council to participate in-person public comments. He echoed the sentiments of Mr. Eddie Blanco and stated that homeowners should be able to rent their properties to whomever they want.

Mr. Bryan Moreira came to the Town Council to participate in-person public comments. He echoed the sentiments of Mr. Blanco and Mr. Radel regarding civil liberties. He added if the Town Council does approve the ordinance in second reading, for the Town Council to consider adding language to the ordinance. He suggested that the people registering should have to affirm that the place where they are having this allows the Airbnb. He suggested that the registering should affirmatively state that the location allows for short term rental.

Ms. Brenda Berries came to the Town Council to participate in-person public comments. She stated that she strongly opposes the passing of this regulation and stated that this helps the homeowner pay their mortgage. Also, by people renting, we have more people investing in our businesses. She also stated that to have the government come into your homes is a violation of their privacy. She asked the Town Council to please consider more this ordinance and to restructure and reorganize it better. Regarding the “hotline” she stated that communities are about trust and not about creating a platform where people can go and tell in each other.

There being no further public comments, Mayor Cid closed the public comments.

Ms. Susana Alonso, Principal Town Planner, presented the item and explained that this ordinance wants to ensure that short term rentals are being done in a way that it is respectful of our neighborhoods. Ms. Alonso explained that the recommendations provided by the Planning & Zoning Board have not been added to the ordinance- that they would have to be approved by the Town Council.

Councilmember Fernandez presented the ordinance and explained the spirit of his item. He explained that some residents were complaining about homes converting their garages to efficiencies and renting them out and renting parts of their homes. He explained that our Code does not allow multiple families on a single-family community. Councilmember Fernandez said that the proposed ordinance was modeled after the very comprehensive ordinance of the City of Bay Harbor Islands. He also emphasized that the Town Council does not seem to have an appetite for implementing the suggested “hotline”. He also added that if we want to ask Code Enforcement Department to enforce short term rentals, there is no provision in our Code that regulates that. He emphasized that what he wants is to create a process not to outlaw or discourage the Airbnb’s but to rather provide means by which they are registered and properly licensed. He stated that he does not want government intrusion but he also recognizes that it’s mercantile activities – it has family home components and business components.

Councilmember Fernandez moved to approve the ordinance in second reading and it was seconded by Vice Mayor Collazo for discussion.

Vice Mayor Collazo suggested that this ordinance should be work shopped and that Town Staff should invite the stakeholders community to the table so that they can provide their feedback and Town Staff can create an ordinance that everyone can all live with and that protects our residents. Mayor Cid supported the idea of having a workshop and stated that we need an ordinance in place because multiple residents have reached out to him and expressed their opinion about the negative impact that it is having in our community.

Councilmember Dieguez stated that he is in favor of creating a reasonable framework for authorizing and regulating this subject matter. He brought up certain concerns that he would like for Town Council to discuss further and he agreed with Vice Mayor Collazo’s suggestion to workshop this ordinance. He emphasized that we should workshop this

ordinance or meet on a sunshine meeting. Councilmember Ruano stated that a home is a home until you turn it up into a business, so if it's a business, then it needs to be regulated as a business. Councilmember Ruano emphasized that the proposed ordinance does not seem extensive to her and that she is ok with tweaking it for legality purposes, and that her only fear is that these items get passed but that in many instances, the residents don't comply. She did agree with Councilmember Fernandez that this is not in the Code and that the Town Council needs to address this. She also agreed to having a sunshine meeting or workshopping the item. Councilmember Rodriguez stated that is also in agreement with having the sunshine meeting but he does not want the item to be further delayed; he would like for the ordinance to be passed and subsequently address the issues that are of concern.

After further discussion, Councilmember Fernandez made a motion to defer action, to have a workshop first and invite all those who spoke today and everyone who has feedback on this item. Vice Mayor Collazo seconded the motion and the motion passed 6-0; Councilmember Alvarez was absent.

- B. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, RELATING TO EMERGENCY MANAGEMENT, AMENDING CHAPTER 2 "ADMINISTRATION", OF THE TOWN CODE, CREATING ARTICLE VII, TITLED EMERGENCY PROCEDURES, PROVIDING FOR FINDINGS OF FACT, INTENT AND PURPOSE; PROVIDING FOR REGULATIONS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

The Deputy Town Attorney Lorenzo Cobiella read the title of the ordinance into the record.

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

Councilmember Dieguez presented his item. He stated that this ordinance was presented in first reading back in October 2020, that legislature took action that affected the ordinance and that is why we are seeing this ordinance in August 2021. He also stated that this ordinance complies with state law and also achieves the original aim – which is to have greater input from the Town Council and to also have quick communications between the legislative body and the executive branch. Councilmember Dieguez moved to adopt the ordinance and Councilmember Ruano seconded the motion.

Councilmember Dieguez then made the following amendments to the proposed ordinance:

To amend Sec 2-203(6) for it to read: "To develop and manage the Town's emergency awareness public information program in conjunction with the mayor", and to add Sec 2-203(9) for it to read: "To apprise the mayor of all ongoing intergovernmental efforts of the Town in an emergency".

Councilmember moved to adopt the ordinance as presented, with the amended language. The motion was seconded by Vice Mayor Collazo. The motion passed 6-0; Councilmember Alvarez was absent.

Councilmember Dieguez made a motion to amend all references within the ordinance that state that at the next Regular Council Meeting, to state "at no later than the next schedule regular or special call meeting". The motion was seconded by Councilmember Fernandez and the motion passed 6-0; Councilmember Alvarez was absent.

Councilmember Dieguez made a motion to change Sec 2-204(H), to require that once the Town Manager files the Declaration of Emergency with the Town Clerk, for the Town Clerk be required to provide immediate notice to the Town Council. The motion was seconded by Vice Mayor Collazo. The Motion passed 6-0; Councilmember Alvarez was absent.

Councilmember Dieguez motioned for Sec 2-204(F) to amend it from 7 days to 3 days, for non-hurricane related emergencies that we need to take a vote, to ratify the declaration. Councilmember Fernandez seconded the motion. The motion passed 6-0; Councilmember Alvarez was absent.

The main motion, as amended 4 times, passed 6-0; Councilmember Alvarez was absent.

- C. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING, ADOPTING, A NON-AD VALOREM ASSESSMENT ROLL FOR SPECIAL TAXING DISTRICTS; APPROVING, ADOPTING AND RATIFYING SPECIAL ASSESSMENT DISTRICT RATES FOR SPECIAL TAXING DISTRICTS, INCLUDING BUT NOT LIMITED TO SECURITY GUARD AND MULTIPURPOSE MAINTENANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The Deputy Town Attorney Lorenzo Cobiella read the title of the ordinance into the record.

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

Vice Mayor Collazo moved to adopt the ordinance in second reading. The motion was seconded by Councilmember Fernandez and the motion passed 5-1; Mayor Cid voted in opposition and Councilmember Alvarez was absent.

13. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE AWARD OF A CONTRACT FOR RFP 2021-20, TO WORLD RISK MANAGEMENT, LLC FOR PROPERTY, CASUALTY, AND LIABILITY INSURANCE PROGRAM; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

The Deputy Town Attorney Lorenzo Cobiella read the title of the resolution into the record.

Town Manager Edward Pidermann presented the item. He stated that three entities submitted their bids and the Evaluation Committee ranked World Risk Management as the highest ranked and it is recommended for the Town Council to authorize the Town Manager to award a contract to World Risk Management.

Councilmember Dieguez made a motion to adopt the recommendations. The motion was seconded by Vice Mayor Collazo. The motion passed 5-0; Councilmember Fernandez and Councilmember Alvarez were absent.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AMENDING RESOLUTION NO. 21-1753, ADOPTED BY THE TOWN COUNCIL ON JULY 13, 2021; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

The Deputy Town Attorney Lorenzo Cobiella read the title of the resolution into the record.

Town Manager Pidermann presented the item. He explained that the bond insurance company that was associated with the bond sale had to be rated by two different rating agencies of A or better rating; that the company that we used only has the rating by one company S&P; but it actually has a higher than required rating of A plus rating. So, Town Manager Pidermann explained that in several areas of the resolution, the word “two” was changed to the word “one”, to represent that they only have to be rated by one of the three rating agencies.

Councilmember Rodriguez moved the adopt the resolution and it was seconded by Vice Mayor Collazo. The motion passed 5-0; Councilmember Fernandez and Councilmember Alvarez were absent.

14. NEW BUSINESS ITEMS

A. Deed Restrictions (Cid)

Mayor Cid stated that he wanted to pull the item and/or bring it back as a Council Report; that his intention was to only have a discussion back and forth with his colleagues. He stated that he wants to bring this item back as a Council Report – as a non-actionable report, and that he would work with the Deputy Town Attorney on this item.

Vice Mayor Collazo asked for a moment of personal privilege and stated that vague memos puts the Town Council in a disadvantage position and that he did not get anything from Mayor’s New Business Item. Vice Mayor Collazo that regarding an issue so significant, he wanted to be prepared and he also wanted Town Staff to be prepared. Vice Mayor Collazo then asked Mayor Cid that if the item is to come back, he would appreciate for Mayor to please include more information in his memo. Mayor Cid acknowledge the point made by Vice Mayor Collazo and responded that that is why he will bring it back as a report, that the item should have been a report.

Councilmember Ruano asked the Legal Team about the rules regarding the Town Council having information prior to the meetings; she specifically asked when they are supposed to receive information regarding an item that is in the agenda and that they will potentially vote on. The Deputy Town Attorney responded he needed to review the Special Rules of Order and that New Business Items have to be a brief explanation of what will be discussed in the meeting. The Town Clerk had the Special Rules of Order in hand and in order to assist, she read into the record, Section 6.9. The Town Clerk also read into the record

Section 7.2 and Section 7.3 of the Rules. The Deputy Town Attorney explained that New Business Items need to be presented on time, as the Special Rules state, and if any action would come of an item that is vague, it would be in the form of instructing to either the Town Manager or the Town Attorney to come back and vote on it after the fact, and then the residents would have time to know what is part of the agenda.

B. Lake Martha HOA Proposal (Collazo)

Councilmember Dieguez motioned to waive Section 7.2 of the Special Rules of Order and the motion was seconded by Mayor Cid. All were in favor.

Councilmember Fernandez stated that after speaking to Deputy Town Attorney Cobiella, he will recuse himself from this item because he is the president of his HOA- which has a lake.

Vice Mayor Collazo motioned for the Town of Miami Lakes to establish a policy and create an opportunity to work with local HOA's, to grant an easement to them and possibly help them with the leasing of land, for them to be able to install bubblers in their lakes. The motion was seconded by Councilmember Alvarez.

Councilmember Dieguez provided clarification on this matter because he understood this item was not necessarily talking about easements in perpetuity, but instead, that this item was talking about of licenses that could be revoked any time.

Vice Mayor Collazo thanked Councilmember Dieguez for proving the proper legal posture. Vice Mayor Collazo then mentioned that he defers to the explanation that Dr. Lopez gave him during his Agenda briefing, which was that a template would be created -thru an easement or thru a licensing agreement. Vice Mayor Collazo emphasized that what he wants to see if there's some way that the TOML can facilitate the process for the HOA's. Councilmember Dieguez then emphasized that he is in support of this idea and that he does want to help the HOA's but that is beneficial to the TOML to go the route of the licensing agreements – that could be easily revoked in need be, in order to preserve the Town's options.

The item passed 5-0; Councilmember Alvarez was absent, and Councilmember Fernandez had recused himself.

C. Street Light Maintenance (Cid)

Mayor Cid motioned to direct Town Staff to review streetlight maintenance policies and bring it back to the Town Council with recommendations. The motion was seconded by Vice Mayor Collazo.

Councilmember Dieguez mentioned that while doing research on this item he looked at the Town's Smart City Master Plan, which was presented by The Corradino Group before the pandemic. Councilmember Dieguez stated that he has questions about the cost of this project. He added that Miami Lakes has 2,324 streetlights and that this project can get very expensive so he stated that he is in support of advancing this item but that he would like to study the issue more in depth.

Councilmember Fernandez added that technology when done right, should at worst be cost neutral so with that point in mind, he would like to see what the entire value proposition of this project would look like.

All were in favor and the motion passed 6-0. Councilmember Alvarez was absent.

D. Reinaldo Arenas Day 2022 in the Town of Miami Lakes (Cid)

Mayor Manny Cid made a motion to move Reinaldo Arenas Day forward and make it a council event for year 2022. Councilmember Dieguez seconded the motion.

Vice Mayor Collazo and Mayor Cid discussed sponsorships and fundraisers to make the event possible. Vice Mayor Collazo stated that town funds and public dollars are not drawn to host this event and both Mayor Cid and Vice Collazo both mentioned that perhaps the Cultural Affairs Committee could collaborate with them.

The motion passed 6-0. Councilmember Alvarez was absent.

15. MAYOR AND COUNCILMEMBER REPORTS:

A. Self-Driving Taxis (Cid)

Mayor Cid reported that Self-Driving Taxis are coming to Miami-Dade County and he found the topic interesting and therefore put it on the agenda. He stated if everyone is interested in it then maybe they could request a demo and see what it is all about since it would affect roadways.

B. Covid-19 Update (Cid)

Mayor Cid moved this item up to the next council meeting.

16. MANAGER'S REPORTS

A. Monthly Infrastructure Report (Acosta)

Mr. Omar Santos Baez, Public Works Engineer, provided the monthly report. He started with Safe Routes Bob Graham and how they issued the NTP for the design and they're now working with DOT to schedule the kickoff meeting later in the month. Next, he mentioned the West Lakes Drainage Project is currently progressing on some of its work. However, the contractors have an issue with the supply chain issue with the pipes because of the national shortage on raw material to create the pipes which will delay the finished project.

Then, Mr. Baez spoke about the 83rd Place project and how the consultant submitted the drawings for review and they expect it back soon. As for the streetlight improvements, they got the plans back with revisions requested and are finalizing it to be ready. Next, he mentioned they got the final design packages back, ready for bid for the midblock crossings. They are also continuing the inspections on sidewalks and there are several workorders for them once the

new budget begins. Finally, the restriping of the streets has been going on and will continue doing so.

Councilmember Fernandez then added that regarding the West Lakes Drainage project, he understands the delay; however, he asked if there is a plan to repave the streets that are already completed. Mr. Baez responded that the process to repave has started and is working on getting it going faster.

B. Monthly Report on Miami Lakes Optimist Park (Bajdaun)

Mr. Edward Pidermann, Town Manager, provided the monthly report on Miami Lakes Optimist Park. Mr. Pidermann began by saying the main thing they are working towards is having all the information for the workshop to provide to the Town Council. The Town Council will then tell Town Staff how to proceed with the Miami Lakes Optimist redevelopment.

C. Town Manager's Monthly Police Report (Major Ruiz)

Major Javier Ruiz provided the monthly police report and stated that they have been focusing on selective traffic details in order to identify time periods in which people speed. So far, they have written 110 citations, 130 warnings, and 15 parking citations. Major Ruiz then mentioned he has been working with the legal team on working with HOA's to patrol private roadways within.

He then asked for the Town Council to make a motion to allow the Town to enter into an agreement with HOA's to enforce the law on private roadways. Councilmember Ruano then made the motion to move forward the agreement between HOA's and the Town of Miami Lakes to allow officers to patrol private roadways and enforce laws inside our private communities – such as Satori and Royal Palm Estate and for the Town to reach out to other private HOA communities in the area and find out if they want to participate in this as well. Vice Mayor Collazo seconded the motion, and all were in favor.

Mr. Angelo Garcia then requested to ask Major Ruiz a question and Councilmember Ruano moved to reopen public comments. All were in favor. Mr. Garcia stated that when traveling along 57th Avenue he saw an individual backfire his car which caused a lot of noise. Mr. Garcia wants to know the Major Ruiz' thoughts on people backfiring and the noise ordinance. Major Ruiz responded that if you ever experience that, you can call in to report what you saw regarding that issue.

D. Stormwater Project Timeline (Cid)

Mr. Edward Pidermann, Town Manager, mentioned this is a follow-up item in which the Public Works Department has provided a timeline on each project of the stormwater bond program. The timeline includes milestones accompanied by dates, designs, procurement, construction process, and the closeout.

E. Open Forum Listening Sessions (Cid)

Mr. Edward Pidermann, Town Manager, mentioned this is also a follow-up item from the May Regular Council Meeting in which there was a lot of discussion about opening up public comments after each meeting. Town Staff put together that in March, July, and November they would hold themed open forum listening sessions for the Town Council.

Mayor Cid asked if it would be possible to also host this forum virtually in order to have individuals participate if they cannot make it in person. Mayor Cid then made a motion to approve and add the virtual portion. Vice Mayor Collazo seconded the motion.

Councilmember Rodriguez requested the finance/budget themed meeting should be in either March or July before the actual budget gets approved. The motion passed 5-1 with Councilmember Dieguez in opposition and Councilmember Alvarez being absent.

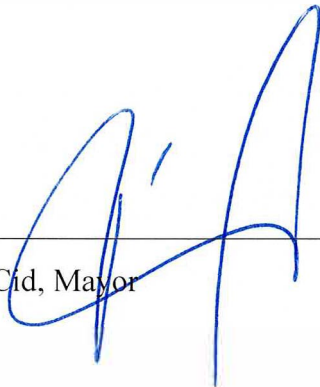
17. ATTORNEY'S REPORTS:

Mr. Lorenzo Cobiella, Deputy Town Attorney, provided the Attorney's Report and began by stating again that he would like to set an Executive Session on the Eminent Domain case of the Town v. TSC Investments. He stated the Town Clerk believes August 31st at 9AM is a potential date and the Town Council agreed on said date. Then, Deputy Town Attorney Cobiella expressed his gratitude to Town Staff for all the collaboration they've provided to him.

18. ADJOURNMENT:


There being no further business to come before the Town Council, the meeting adjourned at 10:52 pm.

Approved this 14th day of September 2020



Manny Cid, Mayor

Attest:



Gina M. Inguanzo, Town Clerk