MINUTES
Regular Council Meeting
March 8, 2022
6:30 p.m.
Government Center
6601 Main Street
Miami Lakes, Florida 33014

1. PROCLAMATIONS, RECOGNITIONS AND AWARDS:

Vice Mayor Rodriguez welcomed everyone to the Special Presentations section of the Regular Council Meeting.

Vice Mayor Rodriguez asked all the women of Town Staff to come up and recognized them with a proclamation for International Women's Day. The proclamation recognized all the accomplished and visionary women, women's rights, and gender equality. The proclamation also recognized all women serving in leadership positions that inspire the advancing work of opportunities to all women of all backgrounds. The 111th International Women's Day supported the 2022 theme of "Break the Bias."

Vice Mayor Rodriguez asked the Special Needs Advisory Board committee members and members of Gigi's Playhouse to come up and recognized them with a proclamation for World Down Syndrome Day. The United Nations recognized March 21st as World Down Syndrome Day which signifies the uniqueness of the triplication of the 21st chromosome which causes down syndrome. Therefore, this proclamation recognized those with Down Syndrome and their significant contributions to life. Ms. Jesenia Orellana then thanked those from the Miami Lakes community for welcoming Gigi's Playhouse with a warm heart and she also invited everyone to meet the participants of Gigi's Playhouse.

2. CALL TO ORDER:

The Town Clerk, Gina M. Inguanzo, called the roll at 6:36 pm with the following Councilmembers being present: Luis E. Collazo, Josh Dieguez, Marilyn Ruano, and Vice Mayor Jeffrey Rodriguez. Mayor Manny Cid was present via zoom.

Councilmember Tony Fernandez joined the meeting at 6:42 pm and Councilmember Carlos O. Alvarez joined the meeting at 8:05 pm.

3. MOMENT OF SILENCE:

Pastor Juan Sancho from Metro Praise International of Miami 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 and Presentation of Colors was led by Girls Scout Troop 902.

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

Vice Mayor Rodriguez moved up Item 9A to before Public Comments. Councilmember Dieguez moved up Item 16D to be discussed after right after 9A and he combined Items 14A and 14F. Councilmember Ruano pulled Item 10D from the Consent Calendar. Councilmember Fernandez pulled Item 14D. The Town Attorney, Raul Gastesi, asked to move up Item 17-Attorney's Report, to after Item 16D.

Councilmember Dieguez made a motion to adopt the Order of Business as amended and Councilmember Fernandez seconded the motion. The motion passed 5-0; Councilmember Alvarez and Mayor Cid were absent.

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.

Miami-Dade County Commissioner, Mr. Rene Garcia came to the Regular Council Meeting and shared a few words with the community regarding the bridges. He stated although opening the bridges may not be what Miami Lakes wants, it may be a step in the right direction. Seeing as he represents the Town of Miami Lakes, he stated that he has represented and stood by Miami Lakes to ensure the bridges stay closed until a permanent comprehensive traffic solution is in place for the Town of Miami Lakes. He stated the comprehensive solution will have accessibility to I-75, allowing people to move out of Miami Lakes and Hialeah. Commissioner Garcia added that since he got elected, they started working with DOT both in Florida and Washington D.C. as well as the TPO in Florida, to find solutions to get connectivity to I-75. He shared with the Town of Miami Lakes and Palm Springs North, there is still a comprehensive solution in the works.

Ms. Mirtha Mendez came to the Regular Council Meeting and participated in-person public comments. She came to speak in opposition of the NW 154th Street and NW 170th Street bridge openings. She expressed her frustration regarding the meeting between Mayor Cid, Mayor Bovo and County Commission Chair Diaz, regarding the NW 170th Street bridge. She stated the people of the Town were not allowed to speak on this issue before it occurred.

Ms. Jesenia Orellana came to the Regular Council Meeting and participated in-person public comments. She came to speak about an event called the Family Café which is the biggest cross disability event in the nation. She made a few remarks regarding the background of the event and its information as to when and where it will be held.

Ms. Martha Gonzalez came to the Regular Council Meeting and participated in-person public comments. She expressed her concern of the waiver of consent that has been distributed in the Miami Lakes Elderly Affairs events. She asked the Town Council to please reconsider the waiver as it will result in less people attending the events.

Mr. Arturo German Gareki came to the Regular Council Meeting and participated in-person public comments. He expressed his concerns regarding traffic that the Town currently has and is in opposition of the NW 154th Street and NW 170th Street bridge openings because they will cause more traffic.

Mr. Angelo Garcia came to the Regular Council Meeting and participated in-person public comments. He came to speak about the job of a councilmember and expressed concerns with elected officials being absent during meetings such as Special Calls, Executive Sessions, etc.

Ms. Bonnie Cintron came to the Regular Council Meeting and participated in-person public comments. She stated that the open forum listening sessions the Town is going to be having is exactly what the residents need, -to ask questions and have them be answered. She then thanked individuals for trying to come up with solutions for the bridge opening issue. She also expressed concerns regarding the NW 170th Street bridge opening announcement.

Mr. Robert Scavuzzo came to the Regular Council Meeting and participated in-person public comments. He stated that on behalf of residents at Palm Springs North, he expressed concerns regarding the NW 170th Street bridge opening announcement.

Mr. Bryan Morera came to the Regular Council Meeting and participated in-person public comments. He came to speak about the agreement that was reached on the bridges and stated there is no concrete agreement yet. He then expressed concerns within the agreement of the NW 170th Street bridge.

Mr. Steven Herzburg came to the Regular Council Meeting and participated in-person public comments. He expressed that the presentation done by the Town Attorney is what the residents need because many don't understand the fight regarding the bridges. He stated the fight to keep the bridges closed should continue, especially since there is no current agreement.

Mr. Ray Garcia came to the Regular Council Meeting and participated in-person public comments. He came to speak on a few things, one being the item Councilmember Dieguez brought up regarding a study annexing north of the Town. He also spoke about the bridge opening negotiations.

Ms. Lydia Hernandez came to the Regular Council Meeting and participated in-person public comments. She asked those in the audience to stand up if against the bridge openings to show the Town Council how important the issue is. She stated she is in opposition of either bridge opening and expressed her will to fight and keep them closed.

Ms. Raquel Platt came to the Regular Council Meeting and participated in-person public comments. She expressed concerns regarding comments made about the NW 170th Street bridge.

Ms. Claudia Luces came to the Regular Council Meeting and participated in-person public comments. She stated she is in opposition of the bridges being opened, that opening the bridges will change our town and expressed concerns regarding the NW 170th Bridge opening announcement because no agreement had been created. She also expressed services being diminished because of the bridge since a police patrol is at the bridge 24/7 rather than being on the streets.

Mr. Edmund came to the Regular Council Meeting and participated in-person public comments. He agreed with the words of the Town Attorney, Raul Gastesi and felt as though opening the bridges would cause a significant amount of traffic. He also mentioned that the opening of the bridge would increase crime.

Mr. Alejandro Sanchez came to the Regular Council Meeting and participated in-person public comments. He stated that the issue regarding the bridges is bigger than Miami Lakes and is a County and State issue as well. He also expressed concerns regarding the NW 170th Street bridge opening because no agreement had been created.

Mr. Rudy Blanco came to the Regular Council Meeting and participated in-person public comments. He advised the attorneys and the Town Council to stick to what they believe and don't be influenced by anyone throughout the whole fight of the bridge openings. He also expressed that the bridge opening will affect the lifestyle of residents in Miami Lakes.

Mr. Hector Aleman came to the Regular Council Meeting and participated in-person public comments. He stated the Town as well as the City of Hialeah will face traffic challenges if the bridges are opened. He also expressed that the Town needs to fight to protect the quality of life in Miami Lakes.

Mr. Abel Fernandez participated in virtual public comments via Zoom. He began by thanking Vice Mayor Rodriguez, Councilmember Collazo, and Councilmember Ruano for their alleviating words during this issue of the bridges. He expressed his concerns regarding the NW 170th Street bridge opening announcement because no agreement had been created. He spoke about the traffic congestion that will be created if the bridges open and Fire Rescue not being able to respond on a timely manner. He also spoke about the promises made about exits on I-75. He thanked the Town Attorney for clarifying all issues regarding the bridges.

Ms. Raquel Robina participated in virtual public comments via Zoom. She thanked the Town Council for their service and the Town Attorneys for their informative presentation. She expressed that any agreement needs to include improvements to the roads, extensions and ramps and in writing. She also expressed concerns regarding the NW 170th Street bridge opening announcement because no agreement had been created. She also stated that a meeting between all governing bodies, all the representatives involved, should take place for residents to be heard.

Ms. Hilda Fernandez participated in virtual public comments via Zoom. She stated the conversation of the bridges has been going on for many years and alternatives could've already been developed. She also stated why alternatives to find a solution to the problem regarding the bridges is important. She feels as though opening the bridges is not the best solution to the problem.

Mr. Nayib Hassan came to the Regular Council Meeting and participated in-person public comments. He expressed that while on the Veterans Committee, the committee did not feel as though having Jakey Duque Park was right because it would be used as a political ploy to keep 154th bridge closed. He also stated that the NW 170th Street bridge opening announcement was mishandled because no agreement had been created.

Ms. Mirtha Mendez came to the Regular Council Meeting and participated in-person public comments for the extra minute awarded to those after her public comment. She stated the Joint Use Agreement is in the agenda and should not be voted on unless all pages were completely read by all the Town Council.

Mr. Glen Marcos participated in virtual public comments via Zoom. He asked for NW 154 bridge to stay close and to create other arteries to improve traffic flow. He stated that the streets of Miami Lakes, Palm Springs North and unincorporated Miami-Dade are "F" streets, and that Commissioner Bovo knew this. He expressed concerns with the bridges issue and stated that this is no more than political ambitions. He also stated the bridges should be kept closed.

Former Councilmember Nelson Rodriguez participated in virtual public comments via Zoom. He expressed that history repeats itself because seven years ago while he was on the Town Council, former Councilmember Tony Lama and him, worked on a traffic summit, where they highlighted all these issues. He mentioned that he proposed the 154 Street Bridge many years ago, for it to never open and that it was designated as a park, by the Town of Miami Lakes and the City of Hialeah, via resolution. He expressed that he is against a 10-year committee, that 154 bridge should never be discussed. He mentioned that some arteries are blocked, and they need to be opened before any bridge is opened.

Ms. Esperanza Reynolds participated in virtual public comments via Zoom. She thanked both Mirtha Mendez and Bryan Morera for fighting for this issue to keep the bridges closed. She stated that after the Third District Court of Appeals issued a positive opinion, it proves the bridges were built to never be opened. She also stated that she feels as though the NW 170th Street bridge opening announcement was mishandled because no agreement had been created. She also mentioned that ramps need to be built and she asked the Town Council to vote tonight to not install the LPR cameras, but to allow the vote of Miami Lakes Section 1 community to determine the outcome of that issue and to allow the residents to determine the services that they want. She also stated that she will never sign the waiver of consent.

Mr. Angel Luis Vazquez came to the Regular Council Meeting and participated in-person public comments. He expressed dissatisfaction and disrespect with how some elected officials act during public comments. He also expressed dissatisfaction and concerns regarding the NW 170th Street bridge opening announcement because no agreement had been created.

The Town Clerk, Gina M. Inguanzo then read the following names of the individuals that submitted written public comments.

The following individuals submitted written public comments:

Ms. Odalys Soler, Ms. Helen Costa, Mr. Reinaldo Costa, Ms. Nicole Colonna, Ms. Maria Miranda, Carmen Arcila, Maria Elena Arias and Maria Sanchez and Ms. Hope Reynolds.

7. APPOINTMENTS:

Ms. Felicia Salazar to the Cultural Affairs Committee by Councilmember Carlos Alvarez.

Ms. Felicia Salazar to the Neighborhood Improvement Committee by Councilmember Carlos Alvarez.

Mr. Matthew Valcourt to the Neighborhood Services District – Royal Oaks by Vice Mayor Jeffrey Rodriguez.

Ms. Kimberly Trelles to the Economic Development Committee by Councilmember Tony Fernandez.

Ms. Isabela Corzo to the Neighborhood Improvement Committee by Councilmember Tony Fernandez.

Councilmember Dieguez made a motion to move the list of appointments and Councilmember Fernandez seconded the motion. The motion passed 6-0; Mayor Cid was absent.

8. COMMITTEE REPORTS

A. Education Advisory Board

Chairman Mario Pinera, along with members of the Education Advisory Board presented this report. He began the report by requesting the approval of \$30,000 for Bob Graham Educational Center. Mayor Cid made a motion to approve the first request and Councilmember Fernandez seconded. All were in favor and the motion passed 7-0.

Chairman Pinera then requested approval of \$10,000 for Miami Lakes Educational Center. Vice Mayor Rodriguez made a motion to approve the second request and Councilmember Fernandez seconded. Councilmember Ruano stated she cannot approve the request because she feels as though decals is not what the funding was meant to do. The motion passed 6-1 with Councilmember Ruano in opposition.

Chairman Pinera mentioned that at the last council meeting it was brought to his attention that the Satori funds were not split up evenly amongst the schools. He brought back that concern to the EAB, and they voted to request the remaining \$200,000 Satori funds that was allocated to the Miami Lakes Optimist Park, to be reallocated back to the EAB to evenly distribute the funds. Mayor Cid made a motion to approve the third request and Councilmember Fernandez seconded.

After discussion, Councilmember Ruano made a motion to reopen Public Comments for this item and Councilmember Collazo seconded the motion. All were in favor and the motion passed 7-0.

Ms. Claudia Luces came to the Regular Council Meeting and participated in-person public comments for this item regarding the EAB. She stated that the \$300,000 were for impacted schools in the area of the Satori development and the direction changed to be all Miami

Lakes schools. She expressed that the money was not for the Town, it was for the students that attended the schools that were impacted. She stated the money should remain in the Optimist Park fund as it will be spread evenly there since everyone uses that park.

After further discussion, The Town Clerk, Gina M. Inguanzo called the roll, and the item did not pass 2-5 with Councilmember Collazo, Councilmember Ruano, Councilmember Dieguez, Councilmember Alvarez, and Vice Mayor Rodriguez voted in opposition.

B. Blasting Advisory Board

Chairman Miguel Martinez, along with members of the Blasting Advisory Board presented this report. He stated now is the time to seek support from various entities within the County. The Blasting Advisory Board is requesting the Town Council resolutions to present the issue to the Miami-Dade County Commissioners, present the issue to the Miami-Dade County School Board, host a BAB Town Hall meeting with the public, legislatures, media, and chief fire marshal, and to host a BAB round table discussion with the minors, Town Council, and BAB; not including the public. They are also requesting the Town Council to invite neighboring communities to join forces and create their own committee to act as a unified coalition.

Councilmember Collazo made a motion to adopt the request from the Blasting Advisory Board. Vice Mayor Rodriguez seconded for discussion.

Vice Mayor Rodriguez stated if all the elected officials are invited it becomes a public meeting. Town Attorney Gastesi added it would have to be noticed as well, because of Sunshine Law. Vice Mayor Rodriguez then made a friendly amendment to the motion, to host a public meeting and Councilmember Fernandez seconded the motion. The motion passed 7-0.

The main motion passed 7-0.

9. SPECIAL PRESENTATIONS:

A. Introduction of the Youth Center Council (Sanchez)

Leisure Services Manager, Mr. William Sanchez, introduced Town Staff members -Mr. Austin Tubbs and Mr. Ernie Soto, two Program Coordinators that have been working to reintroduce the Youth Center Council. Mr. Sanchez also introduced the members of the Youth Center Council and allowed all students to introduce themselves and state their mission.

B. Introduction of Ms. Victoria Martinez, Deputy Town Clerk and Assistant to the Town Council (Inguanzo)

Town Manager Pidermann introduced Ms. Victoria Martinez, as the new Deputy Town Clerk and Assistant to the Council and stated that she has been working for the Town of Miami Lakes as a part-time clerk and that her work has been valuable. Ms. Martinez introduced herself and thanked everyone for the opportunity that she has been afforded.

10. CONSENT CALENDAR:

Vice Mayor Rodriguez moved to approve the Consent Calendar. The motion was seconded by Councilmember Collazo. The motion passed unanimously.

- A. Approval of Minutes
 - January 6, 2022 Sunshine Meeting
 - February 8, 2022 Regular Council Meeting
 - February 10, 2022 Public Private Partnerships Workshop
 - February 17, 2022 Attorney-Client Executive Session
 - February 22, 2022 Attorney-Client Executive Session

This item was approved on the Consent Calendar.

B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE THE UPDATED TITLE VI TRANSPORTATION PROGRAM PLAN; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE PLAN; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on the Consent Calendar.

C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING THE TOWN MANAGER TO UTILIZE THE SOURCEWELL CONTRACT 101221-VTR WITH VACTOR MANUFACTURING FOR THE ACQUISITION OF A NEW STORMWATER VACUUM TRUCK, PURSUANT TO SECTION 7 OF ORDINANCE 17-203 (THE TOWN'S PROCUREMENT ORDINANCE); 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 AND NEGOTIATE AND EXECUTE A LEASE TO PURCHASE AGREEMENT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on the Consent Calendar.

D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, ESTABLISHING THE MIAMI-DADE COUNTY SHERIFF ORDINANCE REVIEW COMMITTEE; PROVIDING FOR SUNSET; PROVIDING FOR COMMITTEE MEMBERSHIP; CREATING PURPOSE OF THE COMMITTEE; AND PROVIDING WITH AN EFFECTIVE DATE.

The resolution was read into the record by Town Attorney Raul Gastesi.

This item was pulled by Councilmember Ruano and she stated that she will be voting in opposition.

Mayor Cid read the recommendations released by Mayor Levine Calla regarding the Miami-Dade County Sheriff and he stated that what is missing in the recommendations is the three contract cities. Mayor Cid then made a motion to approve and Councilmember Fernandez seconded the motion. The Town Clerk called the roll and the motion passed 5-2; Councilmember Collazo and Councilmember Ruano voted in opposition.

E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF **MIAMI** LAKES, FLORIDA, TO **AUTHORIZE** THE **TOWN** MANAGER TO APPLY FOR AND ACCEPT T-MOBILE HOMETOWN GRANT PROGRAM; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on the Consent Calendar.

TOWN F. A RESOLUTION OF THE TOWN COUNCIL OF THE OF **MIAMI** LAKES. FLORIDA. TO **AUTHORIZE** THE **TOWN APPLY** MANAGER TO FOR AND ACCEPT 2022 AARP COMMUNITY CHALLENGE GRANT PROGRAM FUNDING; AUTHORIZING TOWN OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE 2022 AARP COMMUNITY CHALLENGE GRANT PROGRAM: AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on the Consent Calendar.

G. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, ESTABLISHING THE MENTAL HEALTH TASK FORCE; PROVIDING FOR SUNSET; PROVIDING FOR COMMITTEE MEMBERSHIP; CREATING PURPOSE OF THE COMMITTEE; AND PROVIDING WITH AN EFFECTIVE DATE.

This item was approved on the Consent Calendar.

11. ORDINANCE-FIRST READING:

A. AN ORDINANCE AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA; AMENDING CHAPTER 18, ESTABLISHING ARTICLE X, TITLED "PRIVATE LAKE MAINTENANCE PARK LICENSE AND USE PROGRAM" OF THE TOWN OF MIAMI LAKES CODE OF ORDINANCE; 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.

Town Attorney Raul Gastesi read the title of the Ordinance into the record.

Councilmember Collazo motioned to approve the ordinance in 1st reading and it was seconded by Councilmember Fernandez. The Town Clerk called the roll and the motion passed 7-0.

B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA; AMENDING CHAPTER 16, CREATING ARTICLE IV TO BE ENTITLED, "REGISTRATION OF FORECLOSURE MORTGAGES AND VACANT PROPERTY"; PROVIDING FOR PURPOSE, INTENT AND APPLICABILITY OF THE ORDINANCE REQUIRING THE REGISTRATION AND MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGES AND VACANT PROPERTY OWNERS; PROVIDING FOR PENALTIES AND ENFORCEMENT, AS WELL AS THE REGULATION, LIMITATION AND REDUCTION OF REGISTRABLE REAL PROPERTY WITHIN THE TOWN; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

Town Attorney Raul Gastesi read the title of the Ordinance into the record.

Councilmember Alvarez motioned to approve the ordinance in 1st reading and it was seconded by Councilmember Fernandez.

Deputy Town Attorney, Lorenzo Cobiella, introduced Mr. Antonio M. Figueroa, from Break Point Law, LLC. Deputy Town Attorney Cobiella stated that he worked with Mr. Figueroa in preparing the ordinance for this item.

The Town Clerk called the roll and the ordinance in 1st reading passed 6-1; Mayor Cid voted in opposition.

C. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA; AMENDING CHAPTER 39 "TRAFFIC AND VEHICLES", CREATING ARTICLE III "GOLFCARTS"; 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.

Town Attorney Raul Gastesi read the title of the Ordinance into the record.

Councilmember Alvarez made a motion to approve the ordinance in 1st reading and the motion was seconded by Councilmember Fernandez.

The Town Clerk called the roll and the motion passed 6-1; Councilmember Ruano voted in opposition.

D. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 21-285 AMENDING THE TOWN'S FISCAL YEAR 2021-2022 BUDGET; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR AMENDMENTS; PROVIDING FOR CONFLICTS; AUTHORIZING THE TOWN

MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Attorney Raul Gastesi read the title of the ordinance into the record.

Councilmember Alvarez made a motion to move the item. Councilmember Fernande seconded the motion.

Mayor Cid then made an amendment to the main motion, to eliminate from the budget, the unfilled positions and that whoever is taking care of those duties today, to receive a raise in their salaries, since they are already doing two jobs. Vice Mayor Rodriguez seconded the motion.

Town Manager Pidermann clarified that all the positions listed in the unfilled category are not necessarily unfilled at this time; he explained that this category was included to explain the significant expenditures under the budget during the last fiscal year. Town Manager Pidermann then pointed out that the arborist position is the only position that is currently unfilled. Mayor Cid acknowledged the clarification given by the Town Manager.

During discussion, Councilmember Collazo stated that perhaps we can pay for training so employees from within the organization meet the educational requirements and get certified as arborists. Mayor Cid agreed with the idea of paying for the training for them to get certified.

Parks & Recreation Director, Mr. Jeremy Bajdaun, answered questions posed by the Town Council.

Vice Mayor Rodriguez agreed with promoting from within the organization, but he also stated that this position should be a contracted position, something like a consulting arborist. Then, Vice Mayor Rodriguez made an amendment to Mayor Cid's motion, for the arborist position to be a contracted position, for it to be a third party, that on issues such as the letter reviews, on special consultations – staff can hire someone and enter into an agreement with 2 or 3 arborists, and that we can call them on specific case by case basis- instead of hiring a full-time arborist. The motion was seconded by Councilmember Alvarez.

Councilmember Collazo then made an amendment to Vice Mayor Rodriguez' motion, and stated that with some of those savings, since additional responsibilities will be given within house staff, that Jeremy and Oreo, should get into the University of Florida extension program and become more knowledgeable with the issues and have community resources out there and that will also merit a pay increase, so for them to continue their education and become certified on this matter. The motion was seconded by Mayor Cid. The amended motion passed and all were in favor.

Then, the main motion as amended passed with all being in favor.

Mayor Cid then made a motion for any carryforward fund that is not in a non-restricted fund, that it gets placed in the 59th Avenue pot or in the bridge park or anything else that Town Staff can think of. The motion died due to a lack of second.

Councilmember Alvarez then made a motion to use \$40,000 out of the \$78,000, to start installing permanent Public Safety Campaign Signs and he directed Town Staff to give us a new number to replace the basketball hoops, resurfacing the basketball court and replacing the old, original stretching stations in Veterans Park. Mayor Cid seconded the motion. After some discussion, Councilmember Alvarez re-stated his motion for \$65,000 to be allocated towards-\$40,000 towards the public safety signs and no more than \$25,000 to be allocated towards the resurfacing of Veterans Park basketball hoops, to resurface the floor and replace the old stretching stations.

After discussion, Vice Mayor Rodriguez made a motion that from the \$207,529 undesignated funds, for \$150,000 to go into the legal reserves and \$57,529 to those two projects (park renovations first and whatever is left, allocate it towards the Public Safety Campaign signs). This motion was seconded by Mayor Cid.

Councilmember Ruano then made an amendment to Vice Mayor's motion, to put every penny that we have to legal reserves. The amendment from Councilmember Ruano died due to a lack of second.

After discussion, Mayor Cid then withdrew his second from Vice Mayor Rodriguez' motion. Immediately thereafter, Councilmember Fernandez proceeded to second Vice Mayor Rodriguez' motion.

After further discussion, Vice Mayor Rodriguez then amended his prior motion and stated that he is only making a motion to allocate \$150,000 from the \$207,529 to the legal reserves, not tying it to any other improvements. Councilmember Dieguez seconded the motion. The motion passed and all were in favor.

After more discussion, Councilmember Alvarez made a motion to allocate the \$57,000 towards Veterans Park, to replace the broken equipment and the resurfacing of the basketball courts and the hoops, that any additional dollars left over, to carry towards permanent public safety signs around the town. The motion was seconded by Vice Mayor Rodriguez. The motion failed 3-4; Councilmember Dieguez, Fernandez, Collazo and Ruano voted in opposition.

The Town Clerk called the roll on the Ordinance in 1st reading, as amended, and the motion passed 6-1; Councilmember Fernandez voted in opposition, and he stated his reasons for voting in opposition.

Shortly thereafter, Mayor Cid stated that he agreed with the reasoning provided by Councilmember Fernandez and he made a motion to reconsider to change his vote. The motion died due to a lack of second.

E. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA; AMENDING CHAPTER 13, OF THE LAND DEVELOPMENT CODE, SECTION 13- 1614 TITLED CODE; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Rodriguez made a motion to approve the ordinance in 1st reading. The motion was seconded by Councilmember Dieguez.

Principal Town Planner, Ms. Susana Alonso, answered questions posed by the Town Council and explained the genesis of the ordinance.

The Town Clerk called the roll and the ordinance in 1st reading passed 5-0; Councilmember Ruano and Councilmember Dieguez were absent.

Councilmember Dieguez made a motion to extend the Regular Council Meeting 'til 1 am in the morning. The motion was seconded by Vice Mayor Rodriguez. The motion passed 5-2; Mayor Cid and Councilmember Fernandez voted in opposition.

12. ORDINANCE IN SECOND READING:

A. AN ORDINANCE OF AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA; AMENDING CHAPTER 13, THE LAND DEVELOPMENT CODE, ARTICLE IX, TITLED "SIGNS"; 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.

Town Attorney Raul Gastesi read the title of the ordinance into the record.

Mayor Cid opened the public hearing. Being there was no one from the public wishing to speak, the public hearing was closed.

Councilmember Dieguez made a motion to approve and Councilmember Fernandez seconded. The Town Clerk called the roll and the ordinance in second reading passed 6-0; Councilmember Ruano was absent.

B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA; AMENDING CHAPTER 13, THE LAND DEVELOPMENT CODE, SECTION 13-449 TITLED "SWALE AREAS", AND SECTION 13-1508 "DRIVEWAYS AND PARKING SPACES"; 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.

Town Attorney Raul Gastesi read the title of the ordinance into the record.

Mayor Cid opened the public hearing. Being there was no one from the public wishing to speak, the public hearing was closed.

Councilmember Dieguez made a motion to approve the ordinance and Councilmember Fernandez seconded. The Town Clerk called the roll and the ordinance in second reading passed 6-1; Mayor Cid voted in opposition.

13. RESOLUTIONS:

A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AMENDING THE COMMITTEE RULES, REGULATIONS AND PROCEDURES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Collazo moved to approve and the motion was seconded by Vice Mayor Rodriguez.

Councilmember Ruano asked why Education Advisory Board (EAB) wants to change the committee's name to EAC. Councilmember Ruano pointed out that the Elderly Affairs Committee is referred to as the EAC and that she thinks it would be confusing. She stated that in an effort to maintain the designations that they have been used to, she would prefer if the EAB stays with their current name.

Communications & Community Affairs Director, Ms. Clarisell de Cardenas, answered questions posed by the Town Council and explained that the EAB wants to change their name to have more flexibility and to do more than just advise the Town Council. Ms. De Cardenas also responded that the duties and responsibilities of the committee are set forth in the resolution.

After some discussion, Councilmember Ruano made a motion to amend the main motion, to strike out the name change from the resolution. The motion was seconded by Councilmember Dieguez. The Town Clerk called the roll and the motion passed 5-2; Councilmember Fernandez and Mayor Cid voted in opposition.

Councilmember Collazo provided direction for the Youth Council to be part of the Committee Chair Meetings. Mayor Cid acknowledged the request from Councilmember Collazo and no motion was made.

The Town Clerk called the roll and the main motion, as amended, passed 7-0.

B. A RESOLUTION OF THE TOWN OF MIAMI LAKES COUNCIL, APPROVING THE SECOND AMENDMENT TO THE JOINT USE AGREEMENT BETWEEN THE SCHOOL BOARD OF MIAMI-DADE COUNTY AND THE TOWN OF MIAMI LAKES REGARDING THE USE OF MIAMI LAKES OPTIMIST PARK; AUTHORIZING THE TOWN MANAGER TO FINALIZE And EXECUTE THE AGREEMENT ON BEHALF OF THE TOWN; PROVIDING TOWN OFFICIALS WITH AUTHORITY; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Rodriguez made a motion to approve the resolution and Councilmember Fernandez seconded the motion.

Jeremy Bajdaun, Parks & Recreation Director, presented the item.

Deputy Town Attorney, Lorenzo Cobiella, explained what would happen if the referendum fails. He explained that this is the second agreement to the JUA, that there is an agreement in place already. He explained that this second agreement is because we are contemplating

improvements to the park and would be attached as an exhibit and that the other part is that we are extending the life of the JUA to 60 years. He stated that if the improvements don't happen, we would have the JUA with the extension of its life. It was explained that if the referendum fails, there is no obligation to contract for construction nor to borrow. Deputy Town Attorney clarified that there is nothing that obligates us to borrow, that there's nothing that obligates us to construct; that there are terms that obligates us to begin construction within a certain period of time, if we are going to do so. If not, we would be in default of the agreement by not starting.

Town Attorney Gastesi also stated that the time periods start if we are going to apply for a permit, that we have 1 year to complete and if we don't comply within 1 year, then we have the right to apply for an extension. Town Attorney Gastesi also mentioned that the 180-day default provision would apply.

Vice Mayor Rodriguez also explained section 5 of the JUA, for he has worked on the details of this agreement in depth with the Town Attorneys. He read into the record that "the Board hereby grants the town the right and privilege to access, not the obligation", so he explained that we have the right and privilege to access and make the improvements but there is no obligation. He did emphasize that if we do begin, then we have certain parameters that we need to abide by. Vice Mayor Rodriguez also made reference to a specific provision that he inserted into the agreement, which is that every single year, the School Board will have to meet with Town Staff and present a calendar that Town Staff will have to review it, determine if it's outside of the scope of the Optimist or not and approve it. Vice Mayor Rodriguez concluded by stating that the School Board has been very receptive to all our points.

Councilmember Collazo thanked Mr. Bajdaun for meeting with the Optimist Club and explaining to them the JUA but he insisted that there is still trepidation and that they need to understand the implications of the agreement, so he asked for them to continue being included in the conversations.

Councilmember Ruano asked clarification regarding the exhibits attached to the Agreement and Deputy Town Attorney Cobiella provided clarification to the exhibits to the second agreement to the JUA.

Mayor Cid thanked Mr. Bajdaun, Deputy Town Attorney Cobiella, Dr. Tony Lopez and Vice Mayor Rodriguez for working on this item. He also thanked School Board Chairwoman, Ms. Perla Tabares Hantman and Mr. Jose Bueno, for their hard work.

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

14. NEW BUSINESS ITEMS

A. Beautification Master Plan Update (Dieguez)

Councilmember Dieguez combined Items 14A, 14E, and 14G.

Councilmember Dieguez would like to make some updates to the beautification master plan as outlined in the memorandum which were to follow the guiding principles of being realistic and feasible so that the proposals take into account obstacles such as power lines, irrigation systems, impact to roads and sidewalks, shade, etc.

Councilmember Dieguez made a motion to approve the items and Mayor Cid seconded. The motion passed 6-0; Councilmember Alvarez was absent.

B. Neighborhood Services District- Miami Lakes Section 1 (Rodriguez, Fernandez)

Vice Mayor Rodriguez presented this item and explained that during the Neighborhood Services District - Miami Lakes Section I meeting, the Board was directed by Town Council to take a vote on whether the Board recommends the installation of LPRs at the guard gate. Vice Mayor Rodriguez stated that the Board's vote passed 4-2 in support of the installation of LPRs.

Vice Mayor Rodriguez then made a motion to go with the board's recommendation and install the LPRs at the guard gate of Miami Lakes Section 1. Councilmember Fernandez seconded the motion.

After discussion, the motion passed 6-1; Councilmember Ruano voted in opposition.

C. NW 59th Ave. and the TIF (Cid)

Mayor Cid presented this item and explained that creating a TIF for this area will generate revenue for the 59th Avenue project without raising tax dollars. Mayor Cid then made a motion to direct the Town Attorneys to research the creation of a TIF for the 59th Avenue area and bring it back as a resolution. Councilmember Fernandez seconded the motion.

Councilmember Collazo suggested creating a workshop to better understand what a TIF is. He then made an amendment to Mayor Cid's motion, to have a workshop to understand a TIF option and Councilmember Ruano seconded the motion. Mayor Cid stated he is fine with proceeding with a workshop as long as it doesn't impede the resolution process. Councilmembers then discussed the idea behind a workshop and for it to take place in the next few weeks, so that it does not delay the process of creating a resolution.

The Town Clerk called the roll and the amended motion to have a workshop passed 4-3; Councilmember Fernandez, Vice Mayor Rodriguez and Mayor Cid voted in opposition.

The main motion as amended, passed 7-0.

D. Amending the Special Rules of Order (Fernandez)

This item was pulled by Councilmember Fernandez during the Order of Business.

E. Beautification of 67th Avenue Entrances (Dieguez)

Councilmember Dieguez combined Items 14A, 14E, and 14G during the Order of Business.

Councilmember Dieguez would like Town Staff to find ways to make Town entrances nicer. He feels as though the 67th Avenue entrance on the North side of Town is empty. He stated that although the library is providing an entrance feature, he would like the Town Staff to look at other steps to beautify the area as well, whether it be ground covers, additional trees, etc.

Councilmember Dieguez made a motion to approve the items and Mayor Cid seconded. All were in favor and the motion passed 6-0; Councilmember Alvarez was absent.

F. Town Events (Cid)

Mayor Cid presented this item and explained that many years ago at Town events, town vendors and businesses had the first opportunity to participate. Mayor Cid expressed that if this were to pass, Mayor's Cafe will not be participating.

Mayor Cid then made a motion to give town businesses the first dibs on a spot to participate in Town events and Councilmember Alvarez seconded the motion.

Communications and Community Affairs Director, Ms. Clarisell De Cardenas, answered questions posed by the Town Council. Town Manager Pidermann stated that they will share this with all the Committee Chairs, at the next scheduled Chair Committee Meeting.

The motion passed 7-0.

G. 67th Avenue Entrance Features (Cid)

Councilmember Dieguez combined Items 14A, 14E, and 14G during the Order of Business.

Mayor Cid stated that he would like to see the Neighborhood Improvement Committee involved in the process of moving forward with new town entrances; he emphasized that he does not want to prolong the process. Town Manager Pidermann stated the library submitted an entry feature proposal and he will run it by the Neighborhood Improvement Committee, for their review and recommendations.

Councilmember Dieguez made a motion to approve the items and Mayor Cid seconded. The motion passed 6-0; Councilmember Alvarez was absent.

15. MAYOR AND COUNCILMEMBER REPORTS:

NONE.

16. MANAGER'S REPORTS

A. Monthly Police Report (Ruiz)

Major Javi Ruiz presented the report and stated that crime reports continue to be down in all categories. He spoke about the shooting that took place near Main Street. He also mentioned the robbery at the Chase Bank -the detectives were able to use the LPR System and identified and tracked the subject. The subject was taken into custody. He is being charged with 11 bank robberies.

Major Ruiz also mentioned that as tasked by the Town Council, the Police were able to present the LPR System to the local businesses; Lieutenant Gonzalez attended the EDC meeting and was able to pass the information along to the committee and businesses.

Councilmember Ruano stated her concern regarding the burglaries taking place in Silvercrest South and in Royal Palm Estates. She said that these are not random kids -that they are trespassing, ransacking vehicles, and also stealing vehicles. Major Ruiz explained what the Police Department is doing to curtail this situation. Major Ruiz explained that Police Department identifies the hot spots and police officers patrol the area, in addition to educating the community about locking their vehicles. He stated that in mayor corridors, more patrolling is taking place.

B. Report on Partnership Solid Waste Management (Acosta)

Public Works Director, Mr. Carlos Acosta, presented the report and stated that he spoke with the Director of Solid Waste from MDC about this item and he also researched about the rubber tire recycled tire in concrete. He shared his conclusion with the Town Council by stating that it is not a very cost-effective method for the Town to be involved in.

Mayor Cid mentioned that he is going to the County Dump and he would like for Mr. Acosta to attend with him.

C. Monthly Infrastructure Report (Acosta)

Public Works Director, Mr. Carlos Acosta, presented the report and highlighted some projects: the Fairway Drive and the Montrose Rd. Mid-block Crosswalks; that the 159th Terrace Drainage Improvement project will be going out to bid soon and hopefully to award in April; 166th Street is another project soon coming. He also mentioned the Alameda and West Lakes projects and stated that they are in the design phase and were submitted to DERM. He also mentioned that the Town received the agreement from Florida Department of Economic Opportunity for the backup generator and project at Roberto Alonso.

Vice Mayor Rodriguez asked questions regarding the Repaving of 67th Avenue, and Mr. Acosta stated that the project should be done in the next 2 weeks. Councilmember Fernandez asked for the list of unfunded projects to be included back in the Monthly Report.

Mayor Cid recognized Mr. Acosta for his professionalism. Mayor Cid mentioned that Mr. Acosta went with him to visit residents and he listened to their concerns and worked with them in a very empathetic way. Mayor Cid thanked him for his great work.

D. Tax Relief Study Annexation Issue (Alonso)

Councilmember Dieguez gave a brief recap of the genesis of this item.

He reminded everyone that this item is about the potential annexation study along the northern boundary of the town, in order to bring in additional tax revenue to and possible reduction in the millage rate. He also stated that as part of that, we need to begin certain studies to evaluate whether it is going to be worth the town's time to engage in this process. He also stated that after interviewing multiple candidates, Town Staff recommends Mr. Alex David to conduct the annexation study, due to his vast knowledge and background in this matter. Councilmember Dieguez mentioned that the Town Manager is also asking the Town Council to approve a 30,000 level study of about \$3,000 cost, just to see whether it's worth proceeding with the actual application process. Councilmember Dieguez then stated that he would like to move forward on this high-level review.

Mr. Alex David, from Calvin, Giordano and Associates, presented himself and provided information about his background and working experience pertaining to annexations. He also provided basic information about the Miami Lake Proposed Annexation Study area- Palmetto Expressway north to the Canal and located at approximately NW 170 Street, west of NW 57th Avenue- and to include the commercial properties west of NW 67th Avenue, emphasizing on the revenues vs. theoretical expenditures. Mr. David responded to stated that he will have the report by end of April.

Councilmember Dieguez made a motion to hire the firm of Mr. Alex David, to conduct a phase one study at the cost of \$3,200 to include the commercial area as well as the residential area but to study them separately, and if the answer comes back as a go because revenues exceed expenditures, for Town Staff to prepare the ballot question for it to be placed on the November Election. Councilmember Fernandez seconded the motion. The motion passed 5-1; Councilmember Ruano voted in opposition and Councilmember Alvarez was absent.

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

Parks & Recreation Director, Mr. Jeremy Bajdaun presented the Monthly Report on MLOP.

Councilmember Collazo thanked Mr. Bajdaun for listening and for incorporating into the design, the suggestions that were shared with him.

F. Report on Responsible Pet Ownership (Bajdaun)

Parks & Recreation Director, Mr. Jeremy Bajdaun, responded to questions posed by the Town Council. Councilmember Ruano asked what Town Staff is doing with the pet situation at Veterans Park. Councilmember Ruano and Mayor Cid both stated that pets are taken to Veterans Park all the time.

Mr. Bajdaun responded that pets are not allowed in the parks. Education Campaign is needed, and Town Staff must enforce it.

17. ATTORNEY'S REPORTS:

This item was pulled during the Order of Business, to be discussed after Item 16D.

Town Attorney Raul Gastesi presented a PowerPoint presentation about NW 170th Bridge Litigation.

Town Attorney Gastesi started by saying that there is no settlement, no deal, no transaction and nothing has been signed and that nothing has been agreed to. He stated that talks have been had and that during litigation, talks will continue to be had. He emphasized that attorneys constantly and consistently have talks between them because the rules promulgated by the Supreme Court, require attorneys to mediate; that the rules of ethics and the rules of conduct require lawyers to make amicable attempts to reach a resolution and he stated that is what has been occurring. He also stated that approximately \$180,000 has been spent on the litigation of this case and that many executive sessions have taken place.

Town Attorney Gastesi stated that in order for the public to understand where we are today, the public needs to understand how we got here. Thus, the Town Attorney proceeded to provide a factual background of the NW 170th Bridge Litigation. He spoke about the Road Transfer Agreement and explained the agreement and the transfer of all local roads including a portion of NW 170th East of Interstate 75 from Miami-Dade County to the Town of Miami Lakes, he spoke about the dispute resolution process and explained the litigation of the case in the Circuit Courts.

Town Attorney Gastesi answered questions posed by the Town Council.

Councilmember Collazo, Councilmember Ruano, Councilmember Dieguez and Mayor Cid stated their concerns, opined on the subject matter and spoke about input given by them to the Town Attorneys, during the Attorney-Client Executive Sessions.

After discussion, Vice Mayor Rodriguez spoke about regional traffic solutions built in a reasonable time; he spoke that if it's the will of the County to have 154th opened, is to continue building 97th Avenue, all the way up to 186th and connect it to a on ramp that you already at I-75. Vice Mayor Rodriguez then made a deal breaker motion and stated that if building 97th Avenue up to 186th and connecting it to a ramp within a reasonable time frame is not part of the deal, that he will not be voting for any negotiations with the County or Hialeah. Councilmember Fernandez seconded the motion. The motion passed 6-0; Councilmember Alvarez was absent.

This section of the Attorney's Report was discussed after Item 16f.

The Deputy Town Attorney, Lorenzo Cobiella, explained that they need \$40,000 from reserves to cover for invoices pertaining to the Valiente, Bridges, Jenkins and Pizzi matter. Councilmember Ruano moved to approve the request and Councilmember Dieguez seconded the motion. The motion passed 6-0; Mayor Cid was absent.

The Town Attorney Raul Gastesi, called for an executive session on Pizzi, on the Bridges Case and for the 59th Avenue. The Town Clerk was instructed to coordinate and schedule the Executive Session.

18. ADJOURNMENT:

There being no further business to come before the Town Council, the meeting adjourned at 12:06 pm.

Approved this 12th day of April 2022.

Manny Cid, Mayor

Attest:

Gina M. Inguanzo, Town Clerk