

MINUTES
Regular Council Meeting
October 11, 2022
6:30 p.m.
Government Center
6601 Main Street
Miami Lakes, Florida 33014

1. PROCLAMATIONS, RECOGNITIONS AND AWARDS:

Vice Mayor Jeffrey Rodriguez asked members of the Veterans Committee and representatives of Headquarter Toyota to come up for their check presentation. Vice Mayor Rodriguez explained that every year the Veterans Committee hosts a charity run in December and for the third year in a row, Headquarter Toyota has been the sponsor. Ms. Judy Farcas from Headquarter Toyota then stated it has been an honor to sponsor this event and work with the Miami Lakes community. The sponsorship check of \$10,000 was then presented to the Veterans Committee for their 5K Reindeer Run.

2. CALL TO ORDER:

The meeting started at 6:31 pm with the following Councilmembers being present: Luis E. Collazo, Josh Dieguez, Marilyn Ruano and Vice Mayor Jeffrey Rodriguez. Councilmember Carlos O. Alvarez joined the meeting at 6:45pm. Councilmember Tony Fernandez joined via zoom at 7:00pm and Mayor Cid joined via zoom at 6:33pm.

3. MOMENT OF SILENCE:

Mr. Christian Cardenas led the prayer.

The Boy Scouts of America Troop 584 presented the colors.

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 Mr. Christian Cardenas from the Boy Scouts of America 584.

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

Mayor Cid pulled Item 10D from the Consent Calendar.

Councilmember Collazo made a motion to move the Order of Business, and it was seconded by Councilmember Ruano. The motion passed 5-0 with Councilmember Alvarez and Councilmember Fernandez absent.

6. PUBLIC COMMENTS:

Ms. Bonnie Cintron came to the Regular Council Meeting and participated in-person public comments. She stated that misinformed and not truthful propaganda regarding the Optimist Park is being spread in the town. She stated that the negative impact of having a high bond should be revealed to the residents, that the Optimist Park does not belong to the town and that the town population does not have exclusive use to using the park and its facilities. She also stated that property values will not increase due to having a nicer park. She stated that minor improvements are beneficial, but the large-scale project that is proposed is not.

Ms. Mirtha Mendez came to the Regular Council Meeting and participated in-person public comments. She asked the Town Council to set rules that express that elected officials need to be physically present in Council Chambers during the Regular Council Meetings; that participating and voting via zoom should be eliminated. She emphasized that it is disrespectful to the residents that are in Council Chambers, to not have all the councilmembers present in Council Chambers, once a month. She stated that if you are late, you should be marked absent, and she mentioned that absences should be defined via a resolution.

Mr. Dayan Jimenez came to the Regular Council Meeting and participated in-person public comments. He stated that the Public Safety Committee has a Police Rep and a Fire Rep so he proposed that this committee perhaps should have a student representative. He mentioned that he spoke to several elected officials about this and that he understands that children should participate in local government and civic activities. He would like for students to be included in committees and for this to be done via resolution. He stated that students are the future of the world and that they should not be looked down.

Ms. Claudia Luces came to the Regular Council Meeting and participated in-person public comments. She spoke about the Optimist Park Bond and stated that \$24,000 was paid by the TOML to a consultant to review the bond ballot language, to increase the chances for this bond to be passed. She enumerated the following facts: that the residents of Miami Lakes pay school board taxes, that Miami Lakers alone pay \$700,000 for the maintenance of the park, that Miami Lakers pay for the equipment used by the Optimist, that Miami Lakers pay for a fee for the vendors that operate programs at this park, and if the bond passes, she stated that residents will have to pay for 30 years. She also mentioned that police will be needed to manage the traffic

around the park and that less than 50% of the kids that play in this park are residents of Miami Lakes.

Ms. Susana Herrera came to the Regular Council Meeting and participated in-person public comments. She stated that she is part of a PAC and that for her, staying true to the facts is important and that she has been accused of muddying the waters. She also read into the record, part of the JUA, regarding the term of the agreement and asked the Town Attorney to weigh in about this.

Mrs. Herrera's three minutes expired, and Vice Mayor Rodriguez made a motion to extend 1 additional minute for her public comments and it was seconded by Councilmember Ruano. All were in favor.

Mrs. Herrera stated that she has been diligent with facts and that the best voter is a better-informed voter. She asked the Town Attorney to please explain the terms of the JUA agreement.

Mr. Angelo Garcia came to the Regular Council Meeting and participated in-person public comments. He asked the Town Council where the funds generated from the Marquis billboard located at the Optimist Park go to. He mentioned that some residents have been asking him about this and that he would like to know.

7. APPOINTMENTS:

Ms. Jennifer Coto to the Mental Health Task Force by Councilmember Tony Fernandez.

Ms. Karla Acosta to the Cultural Affairs Committee by Councilmember Marilyn Ruano.

Mr. Edward Paez to the Veterans Committee by Councilmember Josh Dieguez.

Councilmember Collazo made a motion to move the appointments and Councilmember Dieguez seconded the motion. The motion passed 6-0 with Councilmember Fernandez absent.

Councilmember Collazo then asked if minors could participate in committees and what action is needed to allow minors to participate. Town Attorney Raul Gastesi and Deputy Town Attorney Lorenzo Cobiella then stated that minors can be a non-voting member and participate in committees however, if the topic is regarding budget or funds, minors cannot vote.

8. COMMITTEE REPORTS

None.

9. SPECIAL PRESENTATIONS:

- A.** Introduction of Mr. Raied "Ray" Jadallah, Fire Chief for Miami-Dade Fire Rescue
The Town Manager, Ed Pidermann, presented Mr. Ray Jadallah and gave a brief background of his life. Mr. Jadallah addressed the Town Council and all the residents of Miami Lakes. He spoke about the Fire Department, provided information about the 2 stations within the Town limits and he expressed his support to Miami Lakes.
- B.** Introduction of Mr. Pete Gomez, Director, Miami-Dade County Office of Emergency
The Town Manager, Ed Pidermann, presented Mr. Pete Gomez and shared information about his background. Mr. Gomez stated that the Office of Emergency Management is ready to serve the town and the county.
- C.** Introduction of Ms. Olivia Shock, Transportation Coordinator.
Town Manager Pidermann presented Ms. Shock, summarized her academic background, and stated that she is working under the supervision of Ms. Susana Alonso.

10. CONSENT CALENDAR:

Councilmember Dieguez moved to approve the Consent Calendar and it was seconded by Councilmember Fernandez. The motion passed unanimously.

- A.** Approval of Minutes
- September 13, 2022 Regular Council Meeting
 - September 19, 2022 Workshop on Budget
 - September 20, 2022 Sunshine Meeting on Legislative Priorities
 - September 27, 2022 Second Budget Hearing
 - September 29, 2022 Sunshine Meeting
 - October 3, 2022 Sunshine Meeting
 - October 4, 2022 Sunshine Meeting

This item was approved on the Consent Calendar.

- B.** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE AWARD OF A CONTRACT FOR ITB 2022-10, GUARD HOUSE RENOVATIONS TO CONENGINEERS BUILDERS, LLC., IN AN AMOUNT NOT TO EXCEED BUDGETED FUNDS; 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.

This item was approved on Consent Calendar.

- C.** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A TURF AND LANDSCAPE MAINTENANCE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (“FDOT”); PROVIDING FOR IMPLEMENTATION; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on Consent Calendar.

- D.** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING A WORK ORDER, PURSUANT TO CONTRACT 2021-43 FOR CIVIL ENGINEERING AND RELATED SERVICES, WITH CALVIN GIORDANO AND ASSOCIATES, INC., FOR ALAMEDA NORTHWEST AND WEST LAKES GARDENS SECOND ADDITION STORMWATER DRAINAGE IMPROVEMENTS PROJECT, FOR AN AMOUNT NOT TO EXCEED ONE HUNDRED FORTY EIGHT THOUSAND, SIX HUNDRED AND TWO DOLLARS and 08/100 (\$148,602.08); MODIFYING THE BUDGET APPROVED BY ORDINANCE NO. 22-307; PROVIDING FOR AUTHORITY OF TOWN OFFICIALS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR ROUNDING; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was pulled from the Consent Calendar by Mayor Cid.

Mayor Cid stated that he would vote no in this item because of his concerns with the Stormwater projects lacking outfall. He stated that he has long term concerns with these projects lacking outfalls.

Omar Santos, Public Works Director, provided some explanations regarding the projects and stated that the goal is to connect them to the outfall in the south end. He stated that this project (Alameda NW) is being connected to the existing trunkline of 89th Avenue and it is being connected to the outfalls- which is the goal of all the West Lakes projects. After the explanation given, Councilmember Ruano made a motion to approve, and it was seconded by Councilmember Dieguez. The motion passed 6-1; Mayor Cid voted in opposition.

- E.** A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING A WORK ORDER, PURSUANT TO CONTRACT 2021-43 FOR CIVIL ENGINEERING AND RELATED SERVICES, WITH H.W. LOCHNER,

INC., FOR PROFESSIONAL ENGINEERING SERVICES, FOR AN AMOUNT NOT TO EXCEED FORTY SIX THOUSAND, NINE HUNDRED FIVE DOLLARS AND 00/100 (\$46,905.00); PROVIDING FOR AUTHORITY OF TOWN OFFICIALS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR ROUNDING; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on Consent Calendar.

- F. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING THE TOWN MANAGER TO APPLY FOR, AND IF GRANTED ACCEPT THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA), FISCAL YEAR 2022 HAZARD MITIGATION ASSISTANCE GRANTS PROGRAM TO PROVIDE FUNDING FOR THE MIAMI LAKES LOCH LOMOND PHASE II DRAINAGE IMPROVEMENTS PROJECT; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO APPLY FOR AND IMPLEMENT THE TERMS AND CONDITIONS OF THE HAZARD MITIGATION ASSISTANCE GRANTS PROGRAM; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on Consent Calendar.

11. ORDINANCE- FIRST READING:

None.

12. ORDINANCE IN SECOND READING:

- A. AN ORDINANCE BY THE TOWN COUNCIL AMENDING THE TOWN OF MIAMI LAKES CODE OF ORDINANCES TO REPEAL CHAPTER 4 BUILDINGS AND BUILDING REGULATIONS, ARTICLE VI DEVELOPMENT WITHIN FLOOD HAZARD DISTRICTS OF THE MIAMI LAKES CODE OF ORDINANCES; TO ADOPT A NEW ARTICLE VI DEVELOPMENT WITHIN FLOOD HAZARD AREAS; TO ADOPT FLOOD HAZARD MAPS, TO DESIGNATE A FLOODPLAIN ADMINISTRATOR, TO ADOPT PROCEDURES AND CRITERIA FOR DEVELOPMENT IN FLOOD HAZARD AREAS, AND FOR OTHER PURPOSES; PROVIDING FOR APPLICABILITY; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.

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

Vice Mayor Rodriguez opened the public hearing. There being no one wishing to speak for public comments, the Vice Mayor closed the public hearing.

Danny Angel, Building Director, presented the item. He stated that this is an ordinance in second reading repealing and replacing the Town's Floodplain Management Regulations. He stated that the proposed ordinance incorporates clarifying language from FEMA guidance documents that help interpret the NFIP. He also answered questions posed by the Town Council.

Councilmember Collazo motioned and it was seconded by Councilmember Alvarez. The Town Clerk called the roll and the motion passed 7-0.

13. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING THE EXECUTION OF A DONATION AGREEMENT WITH THE DUQUE FAMILY REGARDING OWNERSHIP OF THE JAKEY DUQUE STATUE; PROVIDING FOR AUTHORITY OF TOWN OFFICIALS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.**

Deputy Town Attorney presented the resolution. He stated that the Duque family has reviewed the Donation Agreement and they are ok with the terms. Basically, the agreement provides that should the Town be unable to continue to display the statute at NW 154 Street Bridge Park, the statute will be returned to the Duque family. Vice Mayor Rodriguez moved the resolution and it was seconded by Councilmember Ruano. All were in favor.

14. NEW BUSINESS ITEMS

A. MLOP Citizens Oversight Board (Cid)

Mayor Cid presented this item and explained that if the Optimist Park bond were to pass, he would like for there to immediately be a Citizens Oversight Committee in place. He was under the impression that the November Council Meeting was on Election Day, November 8th, and therefore, he stated that he would like to see a resolution on the agenda, if the bond passes.

Mayor Cid then made a motion to have a resolution ready for the November Council Meeting just in case; if the bond doesn't pass, the Town Council does not proceed, and if the bond does pass, they have a Citizen's Oversight Committee ready. Councilmember Collazo seconded the motion.

Councilmember Dieguez then stated that this resolution is contingent on whether or not the bond passes. Councilmember Dieguez then made an amendment to propose as part of the

language of the resolution, that every member of the Council would have one (1) appointee to the body and also to include within the same amendment, to direct the Town Attorney to work with Town Staff to set certain criteria for the members of this board. Councilmember Dieguez added that as part of the criteria, that he would like to see the members have some sort of financial background or some other background related to administering a bond or finances of some kind.

Town Attorney Raul Gastesi asked if there will be any members of Town Staff or the Town Council on the board and Councilmember Dieguez stated that right now his amendment is solely focused on resident members to the board.

Councilmember Collazo then seconded the amendment made by Councilmember Dieguez.

Councilmember Collazo asked if the committee would be immediately assigned to a Staff member so it can move forward and Town Manager Pidermann clarified that Parks and Recreation Director, Mr. Jeremy Bajdaun will be the Town Liaison for this committee. Councilmember Collazo then asked if this committee would sunset after the bond or after the park was delivered and Town Manager Pidermann stated that this is an ad hoc committee with an end date to be determined.

Councilmember Collazo stated that after the vote on Councilmember Dieguez's current amendment, he will make another amendment. With that being said, the amendment made by Councilmember Dieguez passed unanimously.

Councilmember Collazo then made an amendment for the committee to sunset once the park is open to the public and Councilmember Dieguez seconded. All were in favor and the motion passed unanimously.

Back on the item as amended, Councilmember Ruano added on the record that she will not be supporting the item if the ballot question passes because she would like to see it completed as quickly as possible and feels as though the committee may hinder the progress of the park.

The main motion made by Mayor Cid passed 6-1 with Councilmember Ruano in opposition.

B. Change of Submission Time of New Business Items (Alvarez)

Councilmember Alvarez presented this item and made a motion to change the submission of New Business Items to 5:00pm as opposed to noon. Vice Mayor Rodriguez seconded the motion.

Councilmember Collazo stated he supports the item but would like feedback from the Clerk's Office as he believed there was a reason the time was 12:00pm. The Town Clerk, Gina Inguanzo stated the Clerk's Office is more than okay with extending the time to 5:00

pm but she recommended for the new deadline to be 11:59 pm, so that all elected officials have more time to meet their deadline. She also mentioned that she would request the Town Clerk's Office to send the New Business Item email out to the Town Council by Friday at noon.

Councilmember Alvarez then amended his motion to change the New Business Items submission by 11:59pm and Councilmember Dieguez seconded.

Mayor Cid then added a historical perspective as to why the changes were originally made.

All were in favor and the motion passed unanimously.

C. Transportation Manager (Cid)

Mayor Cid presented this item and explained he knows someone was hired for this position, which is exciting however, that position had been vacant for a long time and just in case, as a policy position from the Council, he would like to see an outside company carry the weight of any position if vacant for an extended period of time. Mayor Cid stated that if the Council wants, he is fine with tabling the item unless someone wants to add on.

Councilmember Ruano stated she is in favor of using the private sector whenever possible, however although written that way in the Strategic Plan, she is not in favor of exceeding costs by 20% just to outsource. Councilmember Ruano added she would like to find someone in the private sector that could match the Town's budgeted position or cheaper.

Mayor Cid then made a motion to draft a resolution that if there is a vacancy for more than 3 months for an operational position, that the Town Manager bring it back to the Town Council in the form of a report and explain the course of action. Vice Mayor Rodriguez seconded the motion.

Councilmember Ruano then amended the motion to include the language where it needs to commit at budget or below and Vice Mayor Rodriguez seconded. All were in favor and the amendment passed unanimously.

Back on the main motion as amended, it passed unanimously.

D. Traffic Flow Transparency (Cid)

Mayor Cid presented this item and explained many years ago the Council utilized road impact fees to pay for traffic cameras on 154th Street for better coordination.

Mayor Cid then made a motion, if possible, he would like to get a live YouTube link on the Town's YouTube page that's constant and have those cameras on a live feed for people to see traffic in real time on 154th Street. Councilmember Dieguez seconded the motion.

Councilmember Dieguez thanked Mayor Cid for bringing this item to the Council and stated that he thinks it is an excellent idea to combat myths about traffic in Town, as well as help residents plan around morning and afternoon traffic.

Councilmember Ruano then asked what those cameras are being used for as the original purpose was supposed to be for an individual to be watching the traffic and synchronizing the traffic lights depending on what they saw. Major Ruiz added that he believes the County division utilizes the cameras in terms of synchronizing the lights; however, Major Ruiz and the police department also have access to the cameras through the real time crime center. He also added that himself and Town Staff have reached out to the County to see if they are willing to have an agreement to live stream the camera footage. Major Ruiz then stated the main concern police may have is that they may want to stop the feed at times if there is an incident of criminal nature.

Mayor Cid then added that the main challenge at the crime center is that they have limited staff looking at all cameras at every intersection in the county. Councilmember Collazo then asked if there is a cost to this live-streaming and Town Manager Pidermann stated that is unsure, yet he stated that he would report back to the Council if there was a cost. Councilmember Collazo also asked how many intersections are covered and Major Ruiz stated all intersections from 154th Street and the Palmetto all the way to 87th Avenue.

Back on the motion, it passed 6-0 with Councilmember Dieguez being absent.

15. MAYOR AND COUNCILMEMBER REPORTS:

A. Intergovernmental Relations Update (Cid)

Mayor Cid presented this report

B. Miami Lakes vs. Hialeah Charity Basketball Game (Cid)

Mayor Cid presented this report

16. MANAGER'S REPORTS

A. Monthly Police Report (Ruiz)

Major Javier Ruiz presented the report and answered questions posed by the Town Council. Major Ruiz stated that due to the additional funding, the Police Department already initiated the enhancement enforcement initiative for burglaries and traffic details.

B. Monthly Infrastructure Report (Santos)

Director of Public Works, Mr. Omar Santos presented the report, highlighted some projects and answered questions posed by the Town Council.

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

Parks and Recreation Director, Mr. Jeremy Bajdaun presented the report and answered questions posed by the Town Council.

17. ATTORNEY'S REPORTS:

Town Attorney Raul Gastesi presented the report and answered questions posed by the Town Council. He reported about the injunction against Mr. Gus Abella,

Deputy Town Attorney reported about a property in town that is not in compliance with Code. He stated that the property has several liens and has been given citations and the attorneys have already done the work for a foreclosure action. Deputy Town Attorney Cobiella mentioned that two certified letters were sent, and several telephone calls were made. He explained it's a commercial property and that they need direction from Town Council.

Vice Mayor Rodriguez made a motion to go forward with that action and it was seconded by Councilmember Fernandez. The motion passed unanimously.

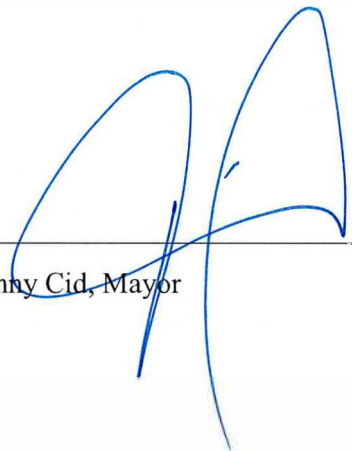
The Deputy Town Attorney also provided information on the Shopping Cart Item brought forward by Vice Mayor Rodriguez last month. The Deputy Town Attorney explained that he will be meeting with the Town Manager and the Building Director to determine the game plan to send a citation most likely to the violators so that they can comply with the Miami-Dade County Ordinance.

The Deputy Town Attorney also reported on the Privacy Protection Item that was brought forward by Councilmember Dieguez a few months ago, regarding issues when a resident has a security camera pointing to an area where a person has a reasonable expectation of privacy.

18. ADJOURNMENT:

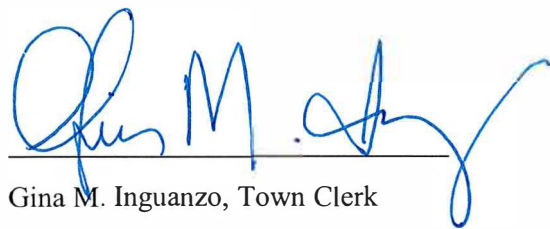
There being no further business to come before the Town Council, the meeting adjourned at 8:30 pm.

Approved this 1st day of November 2022.



Manny Cid, Mayor

Attest:



Gina M. Inguanzo, Town Clerk