

**RESOLUTION NO. 14-1179**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM HECKMAN LAW GROUP ON BEHALF OF AMERICAN AIRLINE FEDERAL CREDIT UNION TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2013-1138, C2013-0849, C2010-1060, AND C2008-0782; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Miami Lakes (“Town”), through its Code Compliance Department, issued Citation No. C2013-1138 and C2013-0849 (“Citation”) to American Airlines Federal Credit Union (“New Owner”) and Citation No. C2010-1060 and C2008-0782 (“Citation”) to Marco Bustos and Jacqueline Bustos (“Previous Owners”); and

**WHEREAS**, the Citations were issued and the violations were subsequently corrected by American Airlines Federal Credit Union (“New Owner”); and

**WHEREAS**, the New Owner has incurred total fines and associated costs of \$32,830.10; and

**WHEREAS**, the New Owner has requested that the Town reduce the fines and the Town Manager having reviewed the file has recommended to the Town Council approval of a reduction of the fines and costs from \$32,830.10 to \$16,415.05 (which is equal to a 50% reduction of the fines and the costs incurred by the Town to process all four cases); and

**WHEREAS**, the New Owner has agreed to sign a release of the Town from any claims relating to the Citation as a condition of the reduction.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

**Section 2. Reduction of Fine.** The civil penalties/fines for Code Compliance Cases No. C2013-1138, C2013-0849, C2010-1060, and C2008-0782 are reduced to \$16,415.05

subject to the New Owner paying the reduced amount no later than 60 days from the effective date of this Resolution. The Town Manager is authorized to execute appropriate documents, including a release and waiver by the Owner for any and all claims relating to the Citation and this reduction.

**Section 3. Conditions.** In the event the reduced fine is not paid within sixty (60) days of the effective date of this Resolution, the original fine amount shall be re-instated and continue to accrue interest as if this Resolution had not existed.

**Section 4. Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 11<sup>th</sup> day of March, 2014.

Motion to adopt by Cesar Mestre, second by Tony Lama.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton	<u>absent</u>
Vice Mayor Manny Cid	<u>yes</u>
Councilmember Tim Daubert	<u>yes</u>
Councilmember Tony Lama	<u>yes</u>
Councilmember Cesar Mestre	<u>yes</u>
Councilmember Frank Mingo	<u>yes</u>
Councilmember Nelson Rodriguez	<u>yes</u>

Wayne Slaton  
Wayne Slaton  
MAYOR

ATTEST: M. Tejada  
Marjorie Tejada  
TOWN CLERK

Approved as to form and legality for the use  
and benefit of the Town of Miami Lakes only:

[Signature]  
TOWN ATTORNEY