

**RESOLUTION NO. 14-1193**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM FEDERAL NATIONAL MORTGAGE ASSOCIATION TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2013-0042; 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. C2013-0042 (“Citation”) to Hector L. Guerra (“Previous Owner”); and

**WHEREAS**, the Citation was issued and the violation was subsequently corrected by Federal National Mortgage Association (“New Owner”); and

**WHEREAS**, the Previous Owners had incurred total fines and costs of \$6,065.36; 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 no reduction of the fines; 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 Case No. C2013-0042 are not reduced. The New Owner must pay the incurred total fines and costs of \$6,065.36 no later than 60 days from the effective date of this Resolution. The

Manager is authorized to execute appropriate documents, including a release and waiver by the Owners 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 reinstated 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 8<sup>th</sup> day of April, 2014.

Motion to adopt by Nelson Rodriguez, second by Cesar Mestre.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton	<u>Yes</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. Tejeda  
Marjorie Tejeda  
TOWN CLERK

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

[Signature]  
TOWN ATTORNEY