

RESOLUTION NO. 14-1225

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM JULIO A. MERCADO TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2004-0060; 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. C2004-0060 (“Citation”) to Julio A. Mercado (“Owner”); and

WHEREAS, the Citations were issued and the violations were subsequently corrected by Julio A. Mercado (“Owner”); and

WHEREAS, the Owner has incurred a total fine of \$23,442.04; and

WHEREAS, the 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 fine from \$23,442.04 to \$786.81 (which is equal to one days’ fine and the costs incurred by the Town to process the cases); and

WHEREAS, the 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. C2004-0060 is reduced to \$768.81 subject to the 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 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 10 day of June, 2013.

Motion to adopt by Manny Cid, second by Cesar Mestre.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton	<u>Yes</u>
Councilmember Manny Cid	<u>Yes</u>
Councilmember Tim Daubert	<u>absent</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