

**RESOLUTION NO. 14-1229**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA ACCEPTING A REQUEST FROM LEONARDO VILLALOBOS TO REDUCE PREVIOUSLY ASSESSED BUILDING CODE COMPLIANCE FINES FOR CASE NO. C2014-0207; AUTHORIZING THE TOWN MANAGER TO EXECUTE ANY NECESSARY DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, on January 22, 2014, the Town of Miami Lakes, Florida (the "Town") through its Code Compliance Department, issued Citation No. C2014-0207 ("Citation") to Leonardo Villalobos ("Owner"); and

**WHEREAS**, an Order Imposing Civil Penalties was entered on April 21, 2014; and

**WHEREAS**, the Owner has incurred a total fine of \$4,349.49; and

**WHEREAS**, the Owner has now corrected the violation; and

**WHEREAS**, the Owner has requested that the Town reduce the fines and the Town Manager, having reviewed the file, recommends that the Town Council approve a reduction of the fine from \$4,349.49 to \$748.45 (which is equal to one days' fine and the costs incurred by the Town to process the case); 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 FOR THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:**

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

**Section 2. Reduction of Fine.** The civil penalties/fines for Code Compliance Case No. C2014-0207 are reduced to \$748.45 subject to the Owner paying the reduced amount no later than 60 days from the effective date of this Resolution.

**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. Authorization of Town Manager.** The Town Manager and/or his designee is authorized to execute appropriate documents, including a satisfaction and discharge of lien, and release and waiver by the Owner for any and all claims relating to the Citation and this reduction.

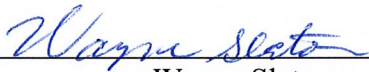
**Section 5. Effective Date.** This Resolution shall be effective immediately upon adoption.

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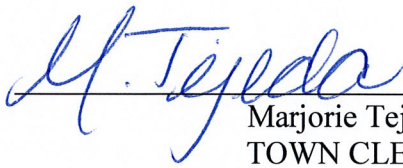
Passed and adopted this 8<sup>th</sup> day of July, 2014.

The foregoing resolution was offered by Councilman Daubert who moved its adoption. The motion was seconded by Councilman Rodriguez and upon being put to a vote, the vote was as follows:


Mayor Wayne Slaton	Yes
Vice Mayor Manny Cid	Yes
Councilmember Tim Daubert	Yes
Councilmember Tony Lama	Yes
Councilmember Ceasar Mestre	Absent
Councilmember Frank Mingo	Yes
Councilmember Nelson Rodriguez	Yes

  
\_\_\_\_\_  
Wayne Slaton  
MAYOR

Attest:

  
\_\_\_\_\_  
Marjorie Tejada  
TOWN CLERK

Approved as to form and legal sufficiency:

  
\_\_\_\_\_  
Raul Gastesi, Jr.  
Gastesi & Associates, P.A.  
TOWN ATTORNEY