

TOWN OF MIAMI LAKES, FLORIDA

Town Council

Mayor Michael Pizzi

Vice Mayor Ceasar Mestre

Councilmember Mary Collins

Councilmember Tim Daubert

Councilmember Nelson Hernandez

Councilmember Nick Perdomo

Councilmember Richard Pulido

Minutes

TOWN COUNCIL MEETING

January 10, 2012

6:30 PM

Royal Oaks Park Community Center

16500 NW 87 Avenue

Miami Lakes, Florida 33018

1. **CALL TO ORDER:** Mayor Michael Pizzi called the meeting to order at 6:30 p.m.
2. **ROLL CALL:** Marjorie Tejeda, Town Clerk, called the roll with the following Councilmembers present: Nelson Hernandez, Richard Pulido, Tim Daubert, Nick Perdomo, Vice Mayor Ceasar Mestre and Mayor Michael Pizzi.

Councilmember Mary Collins arrived at 6:32 p.m.

3. **INVOCATION/MOMENT OF SILENCE:** Mayor Pizzi called for a moment of silence.
4. **PLEDGE OF ALLEGIANCE:** Mayor Pizzi led the Pledge of Allegiance.
5. **PUBLIC COMMENTS:**

Esperanza Hope Reynolds spoke about hate email being sent by residents and would like the Town to disseminate factual information to the residents.

David Bennett spoke about information coming from multiple sources and applauded the Mayor's effort in making sure that commercial aviation was not approved for the Opa Locka airport.

Alan Riggerman complimented the police protection in the Town; requested more enforcement in the Publix parking lot and requested the placement of zero fitted landscaping at the new Town Hall.

Lina Navarini congratulated the Council for opening 87th Avenue and spoke about an incident on Main Street.

Claudia Luces spoke about public safety and the sunshine law.

Karen Sanders spoke about a flyer she received regarding speeding on Alamanda Avenue.

Cindy Byer spoke about the investigation regarding the duck extermination incident at Windmill Gate, the incident that occurred on Main Street and public safety concerns.

Robert Costa spoke about electronic speed signs.

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

Mayor Pizzi deferred item 11E. Councilmember Daubert pulled item 8A. Mayor Pizzi made a motion to adopt the agenda as amended. The motion received a second from Councilmember Collins and all were in favor.

7. COMMITTEE REPORTS:

Lynn Matos, Chair of the Youth Activities Task Force, presented a report on behalf of the Committee.

8. CONSENT AGENDA:

Mayor Pizzi requested that item 11F be heard after item 8A. The motion received a second from Councilmember Collins and all were in favor.

A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO ENTER INTO A CONTRACT WITH THREE OF THE HIGHEST RANKING ARCHITECTURE FIRMS THAT OFFER FAIR AND REASONABLES FEES, AGREEING TO THE TOWN'S CONTRACTUAL TERMS, TO PROVIDE SERVICES ON AN AS NEEDED BASIS FOR MISCELLANEOUS ARCHITECTURAL SERVICES; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE (Rey)

Alex Rey, Town Manager, answered questions posed by Councilmember Daubert.

Mayor Pizzi made a motion to adopt the resolution. The motion received a second from Councilmember Collins and all were in favor.

9. ORDINANCES – SECOND READING (PUBLIC HEARING):

- A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 10-125 TO AMEND THE TOWN'S END-OF-YEAR BUDGET FOR FISCAL YEAR 2010-2011; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

Joseph Geller, Interim Town Attorney, read the title of the ordinance into the record.

Mayor Pizzi opened the public hearing. There being no one wishing to speak, the Mayor closed the public hearing.

Councilmember Collins made a motion to adopt the ordinance on second reading. The motion received a second from Vice Mayor Mestre. The Town Clerk called the roll and all were in favor.

- B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ARTICLE 2, DECISION MAKING AND ADMINISTRATIVE BODIES, ARTICLE 3, DEVELOPMENT APPROVAL PROCEDURES AND ARTICLE 12, FEES; AMENDING THE MEMBERSHIP AND QUALIFICATION REQUIREMENTS FOR MEMBERS OF THE PLANNING AND ZONING BOARD; PROVIDING FOR DESIGNATION OF THE PLANNING AND ZONING BOARD AS "LOCAL PLANNING AGENCY" (LPA) PURSUANT TO F.S. 163.3174; PROVIDING FOR AMENDMENT OF THE CRITERIA FOR APPROVAL OF REQUESTED VARIANCES; PROVIDING FOR ELIMINATION OF SUPERMAJORITY VOTE REQUIREMENTS FOR APPROVAL OF A VARIANCE; PROVIDING FOR DELEGATION OF CERTAIN ADDITIONAL REVIEW AUTHORITY TO THE TOWN MANAGER OR HIS DESIGNEE; PROVIDING FOR ESTABLISHMENT OF A LIMITED PARKING WAIVER PROCESS; PROVIDING FOR REVIEW OF CERTAIN CONDITIONAL AND UNUSUAL USE REQUESTS BY THE TOWN COUNCIL; PROVIDING FOR AN ANNUAL REVIEW OF CERTAIN CONDITIONAL USE, UNUSUAL USE AND LIMITED PARKING WAIVER REQUESTS; AND, PROVIDING FOR FEES FOR ANNUAL CONDITIONAL USE RENEWALS AND LIMITED PARKING WAIVER REQUESTS AND RENEWALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Pizzi, Rey)**

Joseph Geller, Interim Town Attorney, read the title of the ordinance into the record.

Mayor Pizzi opened the public hearing.

Sandra Phagan spoke in opposition of amending the ordinance.

Mirtha Mendez spoke in favor of the supermajority vote and in opposition of the members qualifications criteria.

Sean Schwinghammer spoke in opposition to the amendments.

David Bennett spoke in opposition of the qualification criteria and supermajority amendments of the ordinance.

Jeanie White agreed with all of the previous speakers' comments.

There being no one else wishing to speak; the Mayor closed the public hearing.

The Mayor made a motion to adopt the ordinance with the conditions that all existing members are grandfathered in and that the Council has the ability to wave the expert criteria by a supermajority vote. The motion received a second from Councilmember Collins. The motion passed 5-2 with the following Councilmembers voting in favor: Nick Perdomo, Nelson Hernandez, Mary Collins, Vice Mayor Ceasar Mestre, and Mayor Michael Pizzi. Councilmembers Richard Pulido and Tim Daubert voted in opposition.

C. AN ORDINANCE OF THE TOWN OF MIAMI LAKES FLORIDA, AMENDING AND RESTATING ORDINANCE NO. 09-115 PERTAINING TO PROCUREMENT PROCEDURES; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY ACTIONS TO IMPLEMENT THE REVISED RULES AND REGULATIONS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Pizzi, Rey)

Joseph Geller, Interim Town Attorney, read the title of the ordinance into the record.

Mayor Pizzi opened the public hearing. There being no one wishing to speak; the Mayor closed the public hearing.

Mayor Pizzi made a motion to adopt the ordinance. The motion received a second from Councilmember Collins and all were in favor.

10. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO ADOPT THE COMMUTE TRIP REDUCTION PROGRAM (“CTR”); AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE PROGRAM; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE (Rey)**

Mayor Pizzi made a motion to adopt the resolution. The Town Manager stated that Councilmember Daubert had made some suggestions to incorporate the vocational school and the middle school into the route. Mayor Pizzi accepted the suggestions as an amendment. Councilmember Collins seconded the motion. The Town Clerk called the roll and all were in favor

11. NEW BUSINESS:

- A. Use of technology to Improve Communication Among the Town and Residents (Pizzi)**

Hope Reynolds spoke in favor of this item.

Ernesto Frank from ACT Technology Group spoke about Tree Core municipal tracking software.

Mayor Pizzi made a motion directing staff to work with himself to create a proposal for the development of two Miami Lakes Apps. The first app would be made available to the residents to access information and services, the second would allow Councilmembers to track constituent requests. The motion received a second from Councilmember Pulido and all were in favor.

- B. Council Meeting Rules (Collins)**

Councilmember Collins made a motion directing staff to bring back a resolution at the February 14, 2012 Council Meeting amending section 6.7 of the Meeting Rules to read as follows:

6.7 Reports. This section of the agenda shall be utilized for the Mayor, Councilmembers, Town Manager, and Town Attorney and Committees to provide informational reports. The Mayor and Councilmembers will be limited to two (2) reports per meeting. *A written memorandum or form provided for such purposes shall state the purpose and the major points to be covered. Said document shall be provided to the Town Manager prior to the deadline*

for closing the agenda and placed in the packages. The Mayor and Town Councilmembers shall update the Council on conferences attended on behalf of the Town. The conference update shall be under the Report section of the agenda. Such updates shall not be considered part of the two (2) report maximum provided in this section.

The motion received a second from Mayor Pizzi and the motion passed unanimously.

C. 5-Point Plan: Public Safety - Electronic Speed Signs (Hernandez)

Michael Mutt thanked Councilmember Hernandez for bringing this item before the Council and supporting the issue.

Councilmember Hernandez made a motion directing staff to explore electronic sign options such as solar powered signs; explore funding options such as grants or private funding, and that staff conduct a study on possible locations for sign placement. The motion received a second from Councilmember Pulido and the motion failed 3-4. The following Councilmembers voted in opposition: Nick Perdomo, Mary Collins, Vice Mayor Ceasar Mestre, and Mayor Pizzi. Councilmembers Richard Pulido, Nelson Hernandez, and Tim Daubert voted in favor.

D. Town Fiscal Analysis (Pulido)

Councilmember Pulido made a motion directing staff to bring a budget analysis before the Council on a quarterly basis. The motion received a second from Councilmember Daubert. The motion failed 3-4 with the following Councilmembers voting in favor: Nelson Hernandez, Richard Pulido, and Tim Daubert. Councilmembers Mary Collins, Nick Perdomo, Vice Mayor Ceasar Mestre, and Mayor Michael Pizzi voted in opposition.

Councilmember Pulido made a motion to redirect by way of resolution somewhere in the realm of \$40,000 from what currently is allocated in Mayoral staff support and move it to Town Police overtime. Mayor Pizzi ruled the motion out of order.

E. Sunshine Law (Pizzi) Deferred by Mayor Pizzi.

F. Public Safety (Pizzi)

Police Major, Richard Amion, made the staff presentation.

Mayor Pizzi made a motion that the Graham Companies keep the current curfew in place; maintain the off-duty police officers and that a task force be created consisting of himself, Carol Wyllie, the Town Manager, the Police

Chief, the Lieutenant, and the Chairperson of the Youth Activities Task Force to prepare legislation enacting a curfew on Miami Lakes, to ensure the preservation of public peace and safety, within sixty days. Councilmember Perdomo amended the motion to include Omar Gonzalez, Public Safety Committee member, as part of the Task Force. The Mayor accepted the amendment. The motion received a second from Councilmember Collins and all were in favor.

Police Major, Richard Amion, answered questions posed by the Council.

Mr. and Mrs. Stu Wyllie thanked the Police Department for the safety policy on Main Street.

Mayor Pizzi called for a recess at 8:16 p.m.

The Mayor resumed the meeting at 8:34 p.m.

The Town Clerk called the roll and all were present.

12. REPORTS:

A. MAYOR AND COUNCILMEMBER REPORTS:

1. **Public Relations Policy (Pulido)** Deferred by Councilmember Pulido.
2. **Town Attorney (Pulido)**

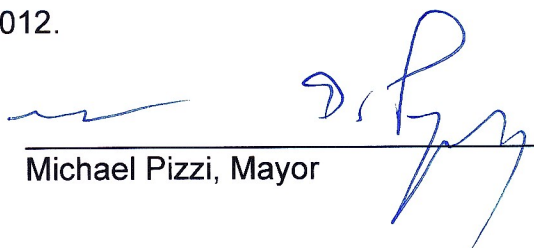
Councilmember Pulido spoke about hiring a permanent attorney.

B. MANAGER'S REPORT:

No Manager's Report.

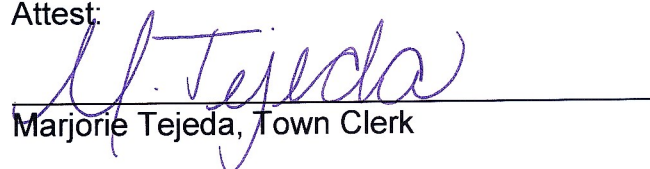
- 13. ADJOURNMENT:** There being no further business to come before the Council, the meeting adjourned at 10:39 p.m.

Approved this 13 day of March, 2012.



Michael Pizzi, Mayor

Attest:



Marjorie Tejada, Town Clerk