

TOWN OF MIAMI LAKES

MINUTES

Regular Council Meeting
October 8, 2013
6:30 PM
Government Center
6601 Main Street Miami Lakes, FL 33014

1. CALL TO ORDER:

Mayor Mestre called the meeting to order at 6:48 p.m.

2. ROLL CALL:

The Town Clerk, Marjorie Tejeda called the roll with the following Councilmembers being present: Tony Lama, Nelson Rodriguez, Tim Daubert, Vice Mayor Manny Cid and Mayor Ceasar Mestre.

3. INVOCATION/MOMENT OF SILENCE:

Reverend Peter Lambert, from Our Lady of the Lakes Catholic Church gave the invocation.

4. PLEDGE OF ALLEGIANCE:

Mayor Mestre asked Boy Scout Troop 566 to lead the Pledge of Allegiance.

Swearing In Ceremony

The following elected Councilmember was sworn in: Seat #4, Councilman Frank Mingo, followed by elected Mayor Wayne Slaton.

A reception followed the Swearing in Ceremony in honor of its elected Mayor and Town Council.

5. PUBLIC COMMENTS:

Mayor Slaton called the meeting to order at 8:09 p.m.

Juan Valiente spoke in regards to an outfall on his property.

Mirtha Mendez thanked Councilman Ceasar Mestre for a job well done and requested for all elections be held in a 30 day time frame.

David Bennett thanked Councilman Ceasar Mestre and gifted a newly revised Robert Rules of Order bound book to the Town of Miami Lakes.

Serretta Keis, spoke on behalf of Total Bank LLC and requested a release of lien.

Former Councilwoman Nancy Simon thanked the Mayor and Town Council for their service and good work.

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

Councilman Tim Daubert pulled items 8B, 8D and 8I. Councilman Rodriguez pulled item 11F and requested to discuss it with item 10A. Councilman Mingo pulled item 11G and asked the Town Council to waive Section 7.2 of the Council Meeting and Agenda Procedures. This was seconded by Councilman Lama and all were in favor. Councilman Mestre made a motion to adopt the new Order of Business. The motion received a second from Councilman Lama and all were in favor.

7. COMMITTEE REPORTS:

Nicole Singletary presented the Police Review Committee Report, which recommended the Town Council to renew the contract between Miami-Dade Police Department and the Town of Miami Lakes. Councilman Rodriguez made a motion to approve the recommendation from the Police Review Committee Report and it was seconded by Councilman Mestre.

8. CONSENT AGENDA:

Councilman Mestre made a motion to adopt the remaining items on the consent agenda. Councilman Cid seconded the motion and all were in favor.

A. Approval of Minutes: September 10, 2013; Regular Council Meeting Minutes.

Passed on consent.

B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM 155020 NW 83 CT, LLC TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2006-0300; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING

FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Town Attorney read the title of the Resolution. Councilman Daubert made a motion to adopt the resolution. Councilman Mestre seconded the motion and all were in favor.

- C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM PIONEER INVESTMENT ENTERPRISES TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2011-2075, C2011-2004, C2010-1129, AND C2006-0664/C2007-1149; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on consent.

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; TO APPROVE WORK ORDER ENTITLED TOWN OF MIAMI LAKES SECTION 4 UNDER EXISTING CONTRACT FOR MISCELLANEOUS CIVIL ENGINEERING SERVICES, IN AN AMOUNT NOT TO EXCEED \$123,473.66 TO A.D.A. ENGINEERING INC.; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

The Town Attorney read the title of the resolution. Councilman Daubert made a motion to adopt the resolution. The motion was seconded by Councilman Lama and all were in favor.

- E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO AMEND EXISTING CONTRACT FOR THE REPAIR OF SIDEWALK TRIP HAZARDS WITH FLORIDA SIDEWALK SOLUTIONS, FROM AN AMOUNT NOT TO EXCEED \$40,000.00 PER YEAR, TO AN AMOUNT NOT TO EXCEED \$110,000.00 PER YEAR, FOR THIS FISCAL YEAR; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR

INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on consent.

- F. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE AWARD OF FUNDS FROM THE LEGISLATIVE APPROPRIATIONS BUDGET CONSISTING OF A GRANT AGREEMENT BETWEEN THE TOWN OF MIAMI LAKES AND THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) FOR WEST LAKES DRAINAGE IMPROVEMENTS, CONSISTING OF AN EXFILTRATION TRENCH DRAINAGE RETOFIT WITHIN THE NEIGHBORHOOD; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on consent.

- G. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING AND DIRECTING THE TOWN MANAGER TO APPLY FOR A GRANT FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) GRANT PROGRAM TO PROVIDE FINANCIAL ASSISTANCE; AUTHORIZING TOWN OFFICIALS TO TAKE ALL NECESSARY STEPS TO SATISFY THE REQUIREMENTS OF THE GRANT APPLICATIONS; PROVIDING COMMITMENT OF MATCHING FUNDS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent

- H. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE THE TITLE VI TRANSPORTATION PROGRAM PLAN; TO IMPLEMENT THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE PLAN; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on consent.

- I. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE AN AMENDMENT TO AWARD OF ENGINEERING SERVICES TO KIMLEY-HORN AND ASSOCIATES FOR THE DESIGN OF WATER AND SEWER CONNECTION AT THE MIAMI LAKES OPTIMIST PARK; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.(Rey)

The Town Attorney read the title of the resolution. Councilman Daubert made a motion to adopt the resolution. The motion received a second from Councilman Mestre and all were in favor.

- J. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE AWARD OF CONTRACTS FOR HEALTH INSURANCE SERVICES, TO CIGNA HEALTHCARE; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.(Rey)

Passed on consent.

- K. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE THE WORK ORDER PROPOSAL WITH KIMLEY-HORN AND ASSOCIATES, INC., FOR THE TOWN'S GREENWAYS AND TRAILS MASTER PLAN, IN AN AMOUNT NOT TO EXCEED \$45,000; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent.

9. ORDINANCES-FIRST READING:

- A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 05-66, 05-76 AND 08-100; ADOPTING A REVISED BUILDING PERMIT FEE SCHEDULE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

The Town Attorney read the title of the ordinance into the record. Vice Mayor Cid made a motion to waive the rules on the first reading and to discuss the ordinance. The motion received a second from Councilman Lama and all were in favor. Vice Mayor Cid thanked staff for the great work on a new building permit fee and made a motion to adopt the ordinance on first reading. Councilman Daubert seconded the motion. The Town Clerk called the roll and the motion passed 6-1. Mayor Slaton voted in opposition.

- B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, CREATING CHAPTER 2, ADMINISTRATION, ARTICLE III, OFFICERS AND EMPLOYEES, SECTION 2-54, STAFFING OF THE OFFICE OF THE MAYOR; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

The Town Attorney read the title of the ordinance into the record. Councilman Mestre made a motion to adopt the ordinance on first reading. Councilman Daubert seconded the motion. The Town Clerk called the roll and all were in favor.

- C. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, CONCERNING ELECTION CAMPAIGN FINANCE AND REPORTING; REPEALING THE MIAMI LAKES CAMPAIGN FUNDRAISING AND REPORTING ORDINANCE; PROVIDING FOR THE APPLICABILITY OF STATE LAW; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

The Town Attorney read the title of the ordinance into the record. Councilman Daubert made a motion to adopt the ordinance in first reading and the motion received a second from Councilman Mestre. The Town Clerk called the roll and the motion passed 6-1. Mayor Slaton voted in opposition.

- D. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA CREATING CHAPTER 2, ARTICLE VI, ANNEXATION, AS PART OF THE TOWN OF MIAMI LAKES LAND USE CODE, REQUIRING A VOTE OF THE ELECTORS OF THE TOWN OF MIAMI LAKES ON ANY PROPOSED ANNEXATION; FOR CONFLICT AND REPEALER;

PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR AN EFFECTIVE DATE. (MESTRE, MINGO)

The Town Attorney read the title of the ordinance into the record. Councilman Mestre made a motion to adopt the ordinance on first reading. Councilman Rodriguez seconded the motion. The Town Clerk called the roll and all were in favor.

10. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; TO RENAME A FACILITY IN HONOR OF FORMER VICE MAYOR ROBERTO ALONSO; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey, Mestre, Cid, Daubert, Hernandez, Lama, Rodriguez)

The Town Attorney read the title of the resolution into the record. The Mayor opened the public hearing.

Dave Bennett spoke in favor of the resolution.

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

Alex Rey, Town Manager, stated that the he had spoken to the Alonso family and that the Alonso family chose Royal Oaks Community Center as the facility to be named in honor of Roberto Alonso. Councilman Daubert made a motion to approve the resolution and the motion was seconded by Vice Mayor Cid. All were in favor

12. NEW BUSINESS:

- A. Parking Requirements for Town Center (Mestre)

Councilman Mestre made a motion directing staff to draft an ordinance allowing street parking spaces to "count" in order to meet parking requirements for Town Center tenants. The motion received a second from Vice Mayor Cid and all were in favor

- B. Miami Lakes Traffic Studies (Cid)

Vice Mayor Cid made a motion to move forward with the traffic light study and for staff to purchase Waycount or any other similar device (gadget) that would help the traffic situation and support the study. The motion received a second from Councilman Lama and all were in favor.

- C. Town of Miami Lakes Foundation (Rodriguez)

Councilman Rodriguez made a motion for the Town of Miami Lakes to have a Gala in the Spring of 2014. Proceeds from the Gala would benefit educational concerns in the community, such as FCAT tutoring, among others.

D. Re-Naming of ROP Community Center (Daubert)

Councilman Daubert withdrew item 12D.

E. Planning and Zoning Variance Appeals (Cid)

Vice Mayor Cid made a motion to approve an appeals process on variances made by the Planning & Zoning Board for residents to come before the Town Council. Councilman Lama made an amendment to the motion, requiring a supermajority vote; that is, 5 out of 7 councilmembers must agree to consider an appeal, for it to be heard at the next available meeting. Vice Mayor Cid accepted the amendment. Vice Mayor Cid asked staff to draft an ordinance for the next council meeting. The motion was seconded by Councilman Mestre. The Town Clerk called the roll and the motion passed 6-1. Mayor Slaton voted in opposition.

F. Re-naming in Honor of Former Vice Mayor Robert Alonso (Rodriguez)

This item was pulled by Councilman Rodriguez and was discussed with item 10A.

G. Creation of Committee - Par 3 (Mingo)

Councilman Mingo made an motion requesting the Mayor to create a committee with the intention to evaluate the best use of Par-3 and for staff to draft a resolution, stating that Par-3 will be a passive park. Also, it was stated that each councilmember must nominate one person for said committee. The motion was seconded by Councilman Lama and all were in favor.

13. REPORTS:

A. MAYOR AND COUNCIL MEMBER REPORTS:

1. Appointments

The Mayor made the following appointments:

Lorenzo Cobiella for Economic Development Committee.

Carlos Martinez for Public Safety.

Chris Graveline for Cultural Affairs and for Youth Activities Task Force.

Pedro Martinez for Youth Activities Task Force.

Roberto Alonso for Public Safety.

Adrienne Chiron for Neighborhood Improvement Committee.

Orlando Aguila for Economic Development.

Edrik Valdez for Planning & Zoning.

2. Miami Lakes Boat/RV Storage (Cid)

Vice Mayor Cid reported that FPL agreed for the Town of Miami Lakes to use an area of land located at the end of Wellness Way, as a facility for Boats and RV's to be parked.

3. Candy Flavored and Electric Cigarettes (Rodriguez)

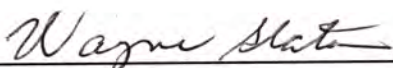
Councilman Rodriguez reported on the sale of candy flavored cigarettes being sold in convenience stores in the town.

4. FLC Growth Management & Economic Development Committee (Cid)

ADJOURNMENT:

There being no further business to come before the Council, the meeting adjourned at 10:25 p.m.

Approved this 14 day of January, 2014.



Wayne Slaton, Mayor

Attest:



Marjorie Tejeda- Castillo, Town Clerk