

TOWN OF MIAMI LAKES, FLORIDA
MINUTES
Regular Council Meeting
November 12, 2013
6:30 PM
Government Center
6601 Main Street, Miami Lakes, Florida 33014

1. CALL TO ORDER:

Mayor Slaton called the meeting to order at 6:41 p.m.

2. ROLL CALL:

The Town Clerk, Marjorie Tejada-Castillo, called the roll with the following Councilmembers present: Frank Mingo, Nelson Rodriguez, Tony Lama, Tim Daubert, Ceasar Mestre, Vice Mayor Manny Cid and Mayor Slaton.

3. INVOCATION/MOMENT OF SILENCE:

Pastor Bowden from the United Methodist Church led the invocation.

4. PLEDGE OF ALLEGIANCE:

Girl Scout troops 486 presented Colors and led the Pledge of Allegiance.

5. ELECTION OF VICE MAYOR:

Councilman Lama made a motion nominating the existing Vice Mayor, Manny Cid, to continue serving as Vice Mayor for the upcoming year. The motion was seconded by Councilman Mingo.

Councilman Rodriguez made a motion nominating Councilman Mestre as Vice Mayor. The motion was seconded by Councilman Daubert.

As no one else wished to nominate more candidates, Mayor Slaton closed nominations for the position of Vice Mayor.

The Town Clerk called the roll for all those in favor of the election of Vice Mayor Manny Cid. The motion passed unanimously.

6. PUBLIC COMMENTS:

Alex Ariano expressed his concerns regarding the construction of a prospective park on

PAR 3 due to potentially harmful EMF emissions.

Paula Hagen spoke in reference to Item 9B and posed rhetorical questions pertaining to code compliance fees and reduction standards for all residents experiencing similar financial circumstances.

Carol Wiley addressed Item 15B, Proposal for Private Construction of On-Street Parking - NW 77th Avenue, by expressing her disapproval of the Town Manager's initiative.

Amelie Padron Fragetta spoke in reference to Item 10A and the appellation process for variances.

David Bennett spoke in favor of creating a Lost and Found page on the Town's website.

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

Councilman Mingo pulled Item 9E. Councilman Mestre pulled Item 12B and Item 13C in addition to merging Item 13J with 13D. Councilman Mestre made a motion to approve the agenda as amended. The motion received a second from Vice Mayor Cid and the motioned passed unanimously.

8. COMMITTEE REPORTS:

There were no committee reports.

9. CONSENT AGENDA:

Vice Mayor Cid made a motion to adopt the remaining items on the consent agenda. The motion received a second from Councilman Lama and all were in favor.

A. Approval of Minutes

Passed on Consent

B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM DOMINGO A. LOPEZ TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2012-1651; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent

C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING CHANGE ORDER NO. 3 TO THE

AGREEMENT FOR CONSULTING SUPPORT TO REVIEW BELZONA'S APPLICATION BETWEEN CRB GEOLOGICAL & ENVIRONMENTAL SERVICES, INC. AND THE TOWN OF MIAMI LAKES; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CHANGE ORDER; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CHANGE ORDER; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent

D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, MODIFYING THE BUDGET APPROVED BY ORDINANCE NO. 12-150, AND AMENDED BY ORDINANCE 13-154, FOR FISCAL YEAR 2012-2013; MODIFYING BUDGETED LINE ITEMS; AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent

E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; TO CREATE A COMMITTEE TO EVALUATE THE ACQUISITION AND BEST UTILIZATION OF THE PAR 3 GOLF COURSE; PROVIDING FOR COMMITTEE MEMBERSHIP; PROVIDING FOR DUTIES; PROVIDING FOR MEETING REQUIREMENTS; PROVIDING FOR AN EFFECTIVE DATE. (Slaton, Mingo)

Councilman Mingo made a motion to amend the resolution to include an additional five non-voting members to the PAR 3 Committee as support to the seven voting members. These five non-voting members will be recommended by staff and should consist of an attorney, an architect, a landscape architect, and staffers from the Community and Leisure Services Department as well as the Finance Department. The motion was seconded by Mayor Slaton. The Town Clerk called the roll and the motion passed unanimously.

Councilman Daubert made a motion to approve the item. The motion was seconded by Councilman Lama and the motion passed unanimously.

10. ORDINANCES –FIRST READING:

A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ARTICLE II, SECTION 13-203, PLANNING AND ZONING

BOARD, AMENDING ARTICLE II, SECTION 13-310, APPEALS, AMENDING ARTICLE XI, SECTION 13-2102, APPLICATION FEES FOR PLANNING AND ZONING APPROVALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Cid)

The Town Attorney, Steve Geller, read the title of the resolution.

Vice Mayor Cid made a motion to approve the ordinance on first reading and the motion was seconded by Councilman Mestre. The Town Clerk called the roll and all were in favor.

11. ORDINANCES –SECOND READING (PUBLIC HEARING):

- 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 Clerk, Marjorie Tejeda-Castillo, read the title of the ordinance.

The Mayor opened the public hearing.

The Mayor closed the public hearing, as no one wished to speak.

Councilman Daubert made a motion to adopt the ordinance on second reading. The motion received a second from Vice Mayor Cid. The Town Clerk called the roll and the ordinance was adopted unanimously.

- B. 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.

The Town Clerk, Marjorie Tejeda-Castillo, read the title of the ordinance.

The Mayor opened the public hearing.

The Mayor closed the public hearing as no one wished to speak.

Vice Mayor Cid made a motion to adopt the ordinance on second reading, thereby passing the current ordinance while sustaining current language which prohibits vendor campaign donations. The motion was seconded by Councilman Mingo. The Town Clerk called the roll and the motion passed 6-1. Mayor Slaton voted in opposition.

- C. AN ORDINANCE OF THE TOWN COUNCIL 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; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR AN EFFECTIVE DATE. (Mestre, Mingo)

The Town Attorney, Steve Geller, read the title of the ordinance.

The Mayor opened the public hearing.

The Mayor closed the public hearing as no one wished to speak.

Councilman Lama made a motion to adopt the ordinance on second reading. The motion received a second from Councilman Mingo. The Town Clerk called the roll and the ordinance was adopted unanimously.

- D. AN ORDINANCE OF THE TOWN COUNCIL 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. (Mestre)

The Town Attorney, Steve Geller, read the title of the ordinance.

The Mayor opened the public hearing.

The Mayor closed the public hearing as no one wished to speak.

Councilman Mestre made a motion to adopt the ordinance on second reading. The

motion received a second from Councilman Daubert. The Town Clerk called the roll and the ordinance passed 6-0. Councilman Lama was absent.

12. RESOLUTIONS

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE RETENTION OF THE LAW FIRM OF GASTESI & ASSOCIATES P.A., FOR LEGAL SERVICES FOR THE TOWN OF MIAMI LAKES; AUTHORIZING TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE RETAINER AGREEMENT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Slaton)

The Town Clerk read the title of the resolution into the record.

Alex Rey, Town Manager, presented the item.

Councilman Daubert made to approve the resolution. The motion received a second from Councilman Mestre. The Town Clerk called the roll and the motion passed 6-0. Vice Mayor Cid recused himself.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; APPROVING AMENDMENT TO EMPLOYMENT AGREEMENT AMENDMENT#1 BETWEEN ALEX REY AND THE TOWN OF MIAMI LAKES; AUTHORIZING THE TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT; PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

The Town Clerk read the title of the resolution into the record.

Councilman Mestre made a motion to approve the resolution and the motion was seconded by Councilman Lama.

Councilman Mingo made a motion to amend Section 14.1 of the resolution from April 1st 2018 to November 30, 2018. The motion was seconded by Mayor Slaton. All were in favor.

Councilman Rodriguez made a motion to approve the amended resolution. The motion was seconded by Councilman Mestre. The Town Clerk called the roll and the motion passed unanimously.

13. NEW BUSINESS

A. State Housing Initiatives Partnership (Cid)

Vice Mayor Cid made a motion encouraging the Council to amend current State statutes which limit the Town's participation in this initiative. He also urged the Council to maintain this proposal on the top of the legislative priority list as the Town's elderly community would benefit greatly from the amendment. The motion was seconded by Councilman Mestre and all were in favor.

B. 90-Day Evaluation Period (Rodriguez)

Councilman Rodriguez made a recommendation to the Council with respect to having a comprehensive approach to the strategic plan, thereby encouraging the Council to take a 90-day period to evaluate the Town's progress from inception to the status quo.

C. Renewal of Town Manager's Contract (Mestre)

This item was discussed in conjunction with Item 12B. Please refer to Item 12B for respective comments.

D. Town Lobbying Services (Lama)

Councilman Lama made a motion directing staff to allocate \$50,000 to State and optional County lobbying services, organize a formal solicitation process, establish an evaluation committee comprising of staffers, and for the Town Manager to present the Council with recommendations as soon as possible. The motion was seconded by Councilman Mestre and all were in favor.

E. Travel Policy for Councilmembers (Slaton)

Mayor Slaton made a motion to amend the travel policy with respect to the restrictions on the number of trips a Councilmember can attend per year. He recommends allowing the Council to take more than one trip per year while still adhering to the allotted funds for this line item. The motion was seconded by Councilman Rodriguez and all were in favor.

F. Christmas Tree Recycling Program (Cid)

Vice Mayor Cid made a motion to directing staff to implement a program with the county or some other vendor to help Townhome and Apartment residents recycle Christmas trees as well as have the County deliver the mulch and other byproducts from the recycling process to Town residents. The motion received a second from

Councilman Rodriguez and all were in favor.

G. Special Assessment Lien on the Abandon Home's Tax Bill (Rodriguez)

Councilman Rodriguez made a motion directing staff to research the prospects of restructuring fees from abandoned homes into taxes in order to receive a yearly return on Town funds. Town staff is to report back to the Council in 60 days. The motion was seconded by Vice Mayor Cid and all were in favor.

H. Beautification Master Plan (Mestre)

Councilman Mestre made a motion directing staff to implement the revisions spearheaded by the Neighborhood Improvement Committee to the Beautification Master Plan. The revised Beautification Master Plan is to be brought back to the January Council meeting. The motion was seconded by Councilman Lama and all were in favor.

I. Miami Lakes: Lost & Found Pets (Cid)

Vice Mayor Cid made a motion directing staff to devise a page on the Town's website dedicated to lost and found pets in the community. The motion was seconded by Councilman Lama and all were in favor.

J. Lobbying Services (Mestre)

This item was discussed in conjunction with Item 13D. Please see respective notes.

14. MAYOR AND COUNCIL MEMBER REPORTS:

A. Appointments

Councilman Mingo nominated Robert Julia and Mayor Slaton nominated Carol Wiley to the Planning and Zoning Board.

Vice Mayor Cid nominated Walter Dubon and Mayor Slaton nominated Jeanette Calloway to the PAR 3 Committee.

The following residents were nominated to the Youth Activities Task Force Committee: Lynn Matos, Mary Collins, Isabel Echevarría, Christine Delgado, Ian González, Leticia Delgado, and Jeannette Álvarez.

The following residents were nominated to the Elderly Affairs Committee: Luis Collazo, Maria Deming, and Jeannette Calloway.

Paula Sergeant was nominated to the Special Needs Committee.

The following residents were nominated to the Cultural Affairs Committee: Dorothy Cook, James Charles, Felicia Salazar, Neil Robinson, Betty Meador, and Mary Collins.

The following residents were nominated to the Public Safety Committee: Jorge Pena, Omar Gonzalez, Angelica Quinones, Tony Sanchez, Max Ferrera, and Adrian Gonzalez.

The following residents were nominated to the Economic Development Committee: Andrea Recici, Jorge Alvarez, Neil Robinson, and Marta Diaz.

The following residents were nominated to the Neighborhood Improvement Committee: Patricia Rose, Dorothy Cook, Angel de la Fuente, and Adrian Gonzalez.

The following residents were nominated to the Education Advisory Board: Paula Hagen

George Deming, Mary Collins, and Gloria Ortega were nominated to the Veterans Affair Committee.

The Mayor appointed all of the nominees. Vice Mayor Cid made a motion to accept the appointments. The motion was seconded by Councilman Rodriguez and all were in favor.

B. Growth Management and Economic Development Policy Committee (Cid)

Vice Mayor provided insight into the Growth Management and Economic Development initiative and urged the Council to participate in various conferences and events that support economic and community growth.

15. **MANAGER'S REPORT:**

A. State Funding Priorities 2014

Alex Rey, Town Manager, presented a list, devised by staff, prioritizing legislative tasks for the upcoming year. The discussed list, subsequently, fosters the financial pursuit of the Westlake Drainage initiative, the NW 170th Street Greenway, and the re-lighting of the Miami Lakes Optimist Park. Additionally, the priority list recommends the Council encourage the Governor to provide funding for the Florida Forever Program.

B. Proposal for Private Construction of On-Street Parking - NW 77th Avenue

Brandon Schaad, Town Planner, presented the item and answer posed questions.

The Property Owner, Marisol Torres, and her attorney answered questions posed by the Council.

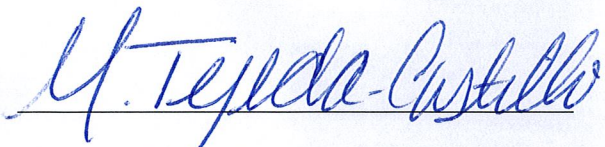
The Council directed staff to continue negotiations with the property owner before the item is brought back to the Council.

15. ADJOURNMENT:

There being no further business to come before the Council, the meeting adjourned at 10:40 p.m.

Wayne Slaton, Mayor

Attest:

A handwritten signature in blue ink that reads "M. Tejada-Castillo". The signature is written in a cursive style and is positioned above a horizontal line.

Marjorie Tejada-Castillo, Town Clerk