

**TOWN OF MIAMI LAKES, FLORIDA**  
**MINUTES**  
**Regular Council Meeting**  
**May 13, 2014**  
**6:30 PM**  
**Government Center**  
**6601 Main Street, Miami Lakes, Florida 33014**

1. **CALL TO ORDER:**

Mayor Slaton called the meeting to order at 7:16 p.m.

2. **ROLL CALL:**

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

3. **INVOCATION/MOMENT OF SILENCE:**

Roger Carrier, Deacon at Our Lady of the Lakes Catholic Church, led the invocation.

4. **PLEDGE OF ALLEGIANCE:**

Boy Scout troops 49 led the Pledge of Allegiance and Call to Colors.

5. **PUBLIC COMMENTS:**

Luis Collazo spoke in favor of the approval of carryover funds and expressed his support of Item 11G.

Dave Oliver addressed the Loch Isle roof cleaning and mold issue. He expressed his opposition to code enforcement of roof cleaning as he feels this procedure contributes to the degradation of the tar paper under the tiles. He also informed the Council of an Annual HOA Meeting that will be held on Monday 05/19/2014.

Isis Martinez, *Americans from All Walks of Life* representative, asked the Council to join her efforts in ending workplace discrimination due to sexual orientation by supporting a proposed legislation.

Mariano De Las Casas requested further code compliance fine reduction mentioned on Item 8E.

Alec Anderez informed the Council of littering issues, such as trash, bumpers and tires near the Canal on 170<sup>th</sup> Street.

Jeannie White thanked the Council for providing senior education programs and requested that the programs resume during June and July.

Paula Hagen expressed her opposition to Item 11B and would like informational videos for residents to be non-political and informative.

Monica Cardona spoke in favor of Item 10A.

Gloria Cortes expressed her support for Item 10A.

Tamara Lopez spoke in favor of Item 10A.

Lazara Babbitt also expressed her support for Item 10A.

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

Councilman Rodriguez deferred Item 11E and Councilman Lama added a report regarding Section 5 of the Committee Rules, Regulations and Procedures: Item 12D. Councilman Lama made a motion to approve the agenda as amended. The motion was seconded by Councilman Rodriguez and all were in favor.

#### **7. COMMITTEE REPORTS:**

##### **Youth Activities Task Force Committee**

Lynn Matos, Chairman of the Youth Activities Task Force, presented the committee report which outlined member names, budget information, and recent event outcomes. The committee would like to reallocate \$500 left over from Halloween Night to be utilized for a tentative Game Night event.

##### **Economic Development Committee**

Ladd Howell, Chairman of the Economic Development Committee, reported to the Council upcoming events and ventures to foster business development in the Town.

#### **8. CONSENT AGENDA:**

Councilman Lama made a motion to adopt the remaining items on the consent agenda. The motion received a second from Councilman Rodriguez 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 OSMANY J. MACHADO AND NYXLIE MACHADO TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2007-0415; 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; ACCEPTING A REQUEST FROM EDELSON RIVERON TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2013-0889, C2011-2369, C2010-1490, C2010-0530 AND C2008-0383; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM JESUS A. VARGAS TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2012-0617, C2011-2183 AND C2009-0966; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent

- E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM SILA DE LAS CASAS TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2005-0384; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND 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 THE CONTRACT FOR ITB 2014-43(RE-BID), NW 83RD PLACE DRAINAGE IMPROVEMENTS, IN AN AMOUNT NOT TO EXCEED \$149,101 TO JVA ENGINEERING CONTRACTORS, 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)

Passed on Consent

- G. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE AWARD OF THE CONTRACT FOR ITB 2014-14 NW 170th STREET GREENWAY PHASE II, IN AN AMOUNT NOT TO EXCEED \$141,406 AND AUTHORIZING THE OPTION TO AWARD OPTION A IN THE AMOUNT OF \$79,366 TO WILLIAMS PAVING CO.; 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 (PUBLIC HEARING):**

- A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ARTICLE I, SECTION 13-1. DEFINITIONS AND REFERENCES, AND ARTICLE III, SECTION 13-309. PUBLIC HEARING AND NOTICE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Mingo)

The Town Attorney, Raul Gastesi, read the title of the ordinance.

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

#### **10. RESOLUTIONS**

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A REQUEST IN ACCORDANCE WITH SECTION 13-303 OF THE TOWN OF MIAMI LAKES LAND DEVELOPMENT CODE FOR A CONDITIONAL USE FOR A NONPUBLIC CHILD CARE FACILITY SUBMITTED FOR

PROPERTY LOCATED AT 15225 NW 77 AVENUE , MIAMI LAKES, FLORIDA, FOLIO NUMBER 32-2023-023-0010, IN THE RO-13 ZONING DISTRICT; PROVIDING FINDINGS; PROVIDING FOR APPROVAL; PROVIDING FOR CONDITIONS; PROVIDING FOR VIOLATION OF CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

The Town Attorney, Raul Gastesi, read the title of the resolution into the record.

Brandon Schaad, Town Planner, presented the item. The staff recommends the daycare approval subject, however, to the conditions mentioned on page 8 of the staff report.

The Mayor opened the public hearing.

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

Councilman Mingo made a motion to approve the resolution subject to the conditions recommended by staff. The motion was seconded by Councilman Lama and all were in favor.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, MODIFYING THE BUDGET APPROVED FOR FISCAL YEAR 2013-2014 BY ORDINANCE NO. 13-161, AND AMENDED BY ORDINANCE NO. 14-167 FOR FISCAL YEAR 2013-2014; MODIFYING BUDGETED LINE ITEMS; AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

The Town Attorney, Raul Gastesi, read the title of the resolution into the record.

The Town Manager, Alex Rey, presented the revised version of Exhibit "A" in reference to the 154<sup>th</sup> Street construction project. He clarified that the titles of the line items, *Street* and *Contingency*, were transposed.

Councilman Rodriguez made a motion to approve the resolution. The motion was seconded by Councilman Daubert and all were in favor.

- C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA CODESIGNATING THAT PORTION OF MIAMI LAKEWAY NORTH BETWEEN 67TH AVENUE AND MIAMI LAKEWAY DRIVE AS FATHER JAMES P. MURPHY WAY;



AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO CODESIGNATE THE STREET; AND PROVIDING FOR AN EFFECTIVE DATE.

(Slaton/Cid/Daubert/Lama/Mestre/Mingo/Rodriguez)

Town Attorney, Raul Gastesi, read the title of the resolution.

Wayne Reinhart expressed his support and suggestion with respect to the co-designation of Father Murphy Way.

Vice-Mayor Cid made a motion to amend Father James P. Murphy Way to Father Murphy Way. The motion was seconded by Councilman Mestre and all were in favor.

Councilman Rodriguez made a motion to adopt the amended resolution. The motion was seconded by Councilman Mestre and all were in favor.

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, PLACING A NON-BINDING STRAW BALLOT MEASURE ON THE SPECIAL ELECTION BALLOT FOR MIAMI LAKES, FLORIDA, TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF MIAMI LAKES WHETHER THEY SUPPORT THE TOWN COUNCIL PURSUING AN INDEPENDENT, TOWN-WIDE ZIP CODE FROM THE UNITED STATES POSTAL SERVICE; PROVIDING REQUISITE BALLOT LANGUGAGE; PROVIDING FOR BALLOTING PROCEDURES; PROVIDING FOR NOTICE OF ELECTION; PROVIDING FOR COPIES; PROVIDING FOR INTENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR RELATED MATTERS; AND PROVIDING FOR AN EFFECTIVE DATE. (Cid)

The Town Attorney, Raul Gastesi, read the title of the resolution.

Vice Mayor Cid made a motion to adopt the resolution. The motion was seconded by Councilman Daubert and all were in favor.

## **11. NEW BUSINESS ITEM**

- A. Amendment of Art. 5, Section 13-1509 (b) (2) of the Land Development Code (Mestre)

Councilman Mestre made a motion directing staff to prepare the appropriate Land Development Code changes to be presented to the Council at the next meeting. The motion was seconded by Councilman Lama and all were in favor.

B. Use of TOML Video Services - Preventing Abuse (Lama)

Councilman Lama made a motion directing staff to postpone any impending video services as well as establish criteria with respect to the purpose and the delivery of future videos. The motion was seconded by Councilman Mingo.

Councilman Mestre made a friendly amendment to the aforementioned motion, thereby requesting that no elected official appear on any video service produced for Town purposes. The amended motion was seconded by Vice Mayor Cid and all were in favor.

Councilman Lama withdrew his original motion and made the following motion: no elected official shall appear on any video service produced for Town purposes. The motion received a second from Councilman Rodriguez and all were in favor.

C. Keep it Local Miami Lakes (Rodriguez)

Councilman Rodriguez made a motion directing staff to add a task bar to the Town's home webpage and to expand the ED acronym to state "Economic Development" in order to foster local businesses. The motion was seconded by Councilman Lama and all were in favor.

D. Miami Lakes Municipal Elections (Cid)

The item was withdrawn by Vice Mayor Cid.

E. Youth Council (Rodriguez)

The item was withdrawn by Councilman Rodriguez.

F. Corporate Visitation (Cid)

Vice Mayor Cid made a motion directing the Economic Development Coordinator to organize a corporate visitation involving representatives from the Economic Development Committee and Council once a month. The motion was seconded by Councilman Rodriguez and all were in favor.

G. Time Means Money (Lama) \* This item requires a vote of the Council to waive Section 6.9 of the Council Meeting Rules and Procedures

Councilman Lama made a motion to waive Section 6.9 of the Council Meeting Rules and Procedures. The motion was seconded by Councilman Mestre and all were in favor.

Councilman Lama made a motion requesting that the Council meet with the Town Manager to provide each other an estimated timeframe essential for staff to execute new items. The motion was seconded by Councilman Mestre. The Town Clerk called the roll and the motion passed 5-2. Councilman Mingo and Vice Mayor Cid voted in opposition.

## **12. MAYOR AND COUNCIL MEMBER REPORTS:**

### **A. Appointments**

Mayor Slaton nominated Daniel Gonzalez to the Youth Activities Task Force Committee.

Vice Mayor Cid nominated Santos Garcia to the Public Safety Committee and Carlos Martinez to the Cultural Affairs Committee.

Councilman Rodriguez nominated Alec Anderz to the Youth Activities Task Force Committee

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

### **B. Dade Days (Cid)**

Vice Mayor Cid provided an update with respect to the productive outcome of the Dade Days event. He also commended Councilman Lama for bringing forth an item to hire a Town Lobbyist.

### **C. Faith Based Initiatives Committee (Cid)**

Vice Mayor Cid suggested that the Mayor's Office establish a group of volunteers or committee to host faith based initiatives in the community.

### **D. Section 5 of the Committee Rules and Procedures (Lama)**

Councilman Lama highlighted the importance of committee chairpersons meeting once a month with other committee chairpersons to touch bases. He recommended that the Town Manager communicate with the chairs reminding them of the Committee Rules and Procedures and ensure that it's adhered.

## **13. MANAGER'S REPORTS:**

### **A. Public Space Challenge Finalist**

Town Manager, Alex Rey, informed the Council of a recent initiative entitled "Public



Space Challenge Day” geared towards encouraging residents to take advantage of the Town’s public space and use other forms of transportation other than using a vehicle. If the Town is chosen as a finalist, it may be awarded grant money. Therefore, he requested that the Council promote this initiative to residents and businesses as the Town can benefit greatly from this pursuit.

**15. ADJOURNMENT:**

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

Approved this 10<sup>th</sup> day of June 2013.



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Wayne Slaton, Mayor

Attest:



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Marjorie Tejada, Town Clerk