

RESOLUTION NO. 06-463

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF BEN-EZRA & KRATZ, P.A. ATTORNEYS FOR THE U.S. DEPARTMENT OF JUSTICE, UNITED STATES MARSHALS SERVICE TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2005-0997; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Miami Lakes (the "Town"), through its Code Compliance Department, issued Citation No. C2005-0997 to the original owners Orlando Fuentes and Meilin P. Valdes (the "Violators"); and

WHEREAS, the Violators were issued a Citation, the violation was subsequently corrected by the new owners the United State Marshals Service and they subsequently paid the Town the fine of \$10,898.10; and

WHEREAS, the United States Marshals Service has requested that the Town reduce the fine and the Town Manager having reviewed the file has recommended to the Town Council approval of a reduction of the fine to \$5,449.05.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Reduction of Fine. The civil penalty/fine for Code Compliance Case No. C2005-0997 is reduced to \$5,449.05. The Town Manager is authorized to execute appropriate documents, including a release and waiver by the Violators for any and all claims relating to the citation and this reduction, to facilitate the return of the balance of already paid fines to the Violators.

Section 3. **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 14 day of November, 2006.

Motion to adopt by Vice Mayor Mary Collins, second by Councilman Roberto Alonso.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton	<u>yes</u>
Vice Mayor Mary Collins	<u>yes</u>
Councilmember Roberto Alonso	<u>yes</u>
Councilmember Robert Meador II	<u>yes</u>
Councilmember Michael Pizzi	<u>yes</u>
Councilmember Richard Pulido	<u>yes</u>
Councilmember Nancy Simon	<u>yes</u>

Wayne Slaton
Wayne Slaton
MAYOR

ATTEST:

Debra E. Eastman
Debra E. Eastman
TOWN CLERK

Approved as to form and legality for the use and benefit of the Town of Miami Lakes only:

[Signature]
Weiss, Serota, Helfman, Pastoriza, Cole & Boniske, P.A.
TOWN ATTORNEY