

RESOLUTION NO. 09-741

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF OSVALDO MARTINEZ AND YVETTE MARTINEZ TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2008-0546; 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. C2008-0546 (the "Citation") to Osvaldo Martinez and Yvette Martinez (the "Violators"); and

WHEREAS, the Violators subsequently corrected the violations and paid the Town the fine of \$6,500.00; and

WHEREAS, the Violators have 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 \$3,250.00; and

WHEREAS, the Violators have agreed to sign a release of the Town from any claims relating to the Citation as a condition of the reduction.

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. C2008-0546 is reduced to \$993.26. 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 14th day of April, 2009.

Motion to adopt by Councilmember Robert Meador, second by Vice Mayor Richard Pulido.

FINAL VOTE AT ADOPTION

Mayor Michael Pizzi	yes
Vice Mayor Richard Pulido	yes
Councilmember Mary Collins	yes
Councilmember George Lopez	yes
Councilmember Robert Meador	yes
Councilmember Nick Perdomo	absent
Councilmember Nancy Simon	yes




Michael Pizzi
MAYOR

ATTEST:



TOWN CLERK

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



Weiss, Serota, Helfman, Pastoriza, Cole & Boniske, P.L.
TOWN ATTORNEY