

**RESOLUTION NO. 12-1023**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING THE REQUEST OF NOEL MELO AND MARIA MELO TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2012-0119; 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. C2012-0119 ("Citation") to Noel Melo and Maria Melo ("Owners"); and

**WHEREAS**, a Citation was issued and the violation was subsequently corrected by Noel Melo and Maria Melo ("Owners"); and

**WHEREAS**, the Owners have incurred a fine of \$5,325; and

**WHEREAS**, the Owners have subsequently corrected the violation, and 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 fines from \$5,325 to \$509.51 (which is equal to the cost incurred by the Town to process the case and one day's fine), for a total reduction of \$4,815.49; and

**WHEREAS**, the Owners 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. C2012-0119 is reduced to \$509.51 subject to the Owners paying the reduced

amount no later than 60 days from the effective date of this Resolution. The Town Manager is authorized to execute appropriate documents, including a release and waiver by the Owners for any and all claims relating to the Citation and this reduction.

**Section 3.**    **Conditions.**    In the event the reduced fine is not paid within sixty (60) days of the effective date of this Resolution, the original fine amount shall be reinstated and continue to accrue interest as if this Resolution had not existed.


**Section 4.**    **Effective Date.**    This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 9 day of October, 2012.

Motion to adopt by Michael Pizzi, second by Cesar Mestre.

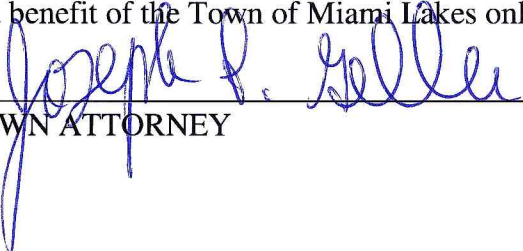
FINAL VOTE AT ADOPTION

|                                |            |
|--------------------------------|------------|
| Mayor Michael Pizzi            | <u>YES</u> |
| Vice Mayor Cesar Mestre        | <u>YES</u> |
| Councilmember Mary Collins     | <u>YES</u> |
| Councilmember Tim Daubert      | <u>YES</u> |
| Councilmember Nelson Hernandez | <u>YES</u> |
| Councilmember Nick Perdomo     | <u>YES</u> |
| Councilmember Richard Pulido   | <u>YES</u> |

  
\_\_\_\_\_  
Michael Pizzi  
MAYOR

ATTEST:  
  
\_\_\_\_\_  
Marjorie Tejada  
TOWN CLERK

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

  
\_\_\_\_\_  
TOWN ATTORNEY