

RESOLUTION NO. 13-1153

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.

WHEREAS, the Town of Miami Lakes (“Town”), through its Code Compliance Department, issued Citation No. C2012-1651 (“Citation”) to Domingo A. Lopez (“Owner”); and

WHEREAS, the Citations were issued and the violations were subsequently corrected by Domingo A. Lopez (“Owner”); and

WHEREAS, the Owner has incurred a total fines and cost of \$11,227.72; and

WHEREAS, the Owner has requested that the Town reduce the fines, and the Town Manager, having reviewed the file, has recommended to the Town Council approval of a reduction of the fines and cost from \$11,227.72 to \$819.52, (which is equal to one days’ fine and the costs incurred by the Town to process the cases); and

WHEREAS, the Owner has 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 penalties/fines and cost for Code Compliance Cases No. C2012-1651 are reduced to \$819.52, subject to the Owner paying the reduced amount no later than 60 days from the effective date of this Resolution. The Town

Town Manager is authorized to execute appropriate documents, including a release and waiver by the Owner for any and all claims relating to the Citation and this reduction.

Section 3. Conditions. In the event the reduced fines and cost are not paid within sixty (60) days of the effective date of this Resolution, the original fine amount shall be re-instated 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 12 day of November, 2013.

Motion to adopt by Manny Cid, second by Tony Lama.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton	<u>YES</u>
Vice Mayor Manny Cid	<u>YES</u>
Councilmember Tim Daubert	<u>YES</u>
Councilmember Tony Lama	<u>YES</u>
Councilmember Ceasar Mestre	<u>YES</u>
Councilmember Frank Mingo	<u>YES</u>
Councilmember Nelson Rodriguez	<u>YES</u>

Wayne Slaton
Wayne Slaton
MAYOR

ATTEST:

M. Tejeda
Marjorie Tejeda
TOWN CLERK

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

Joseph S. Geller
Joseph S. Geller
GREENSPOON MARDER, PA
TOWN ATTORNEY