

**MINUTES**  
**TOWN COUNCIL MEETING**  
September 25, 2001  
Miami Lakes Middle School

1. **CALL TO ORDER** – Mayor Wayne Slaton called the meeting to order on Tuesday, September 25, 2001 at 7:10 p.m. at Miami Lakes Middle School, 6425 Miami Lakeway North
2. **ROLL CALL** – In addition to the Mayor, the following Councilmembers were present at roll call: Vice Mayor Roberto Alonso, Councilwoman Mary Collins, Councilman Robert Meador II, Councilwoman Nancy Simon and Councilman Peter Thomson. Staff members present were: Town Manager Merrett Stierheim, Town Attorney Nina Boniske and Town Clerk Beatris M. Arguelles. Councilmember Michael Pizzi arrived immediately after the Pledge.
3. **INVOCATION** – Deacon Roger Courier, Our Lady of the Lakes Catholic Church offered the invocation.
4. **PLEDGE OF ALLEGIANCE** – Mayor Slaton led the pledge.
5. **ORDER OF BUSINESS (DEFERRALS/ADDITIONS/DELETIONS)** – Councilman Pizzi asked that the item regarding establishment of a Tot-Lot for the West Lakes Area as co-sponsored by Vice Mayor Alonso at the Second Budget Hearing be added to the Agenda under New Business. He also asked that item 13E be deferred until an opinion of the Town Attorney has been issued.
6. **SPECIAL PRESENTATIONS. September 12, 2001 Blood Drive Volunteer Acknowledgements:** Miami Lakes Civic Association, Dorothy Cook, President – Rachael Bell, Jeanette Calloway, Maggie Clavelo, Mike Clavelo, Bob Echols, Jose Enriquez, Marianne Farrey, Bob Frank, Angela Garrison, Annette Garrison, Patricia Jones, Krista Kovacks, Betty Meador, Robert Meador, Carl Mosher, Deborah Robinson, Jennifer Skolochenko, Margaret Slaton, Claire Thomson, Roselia Valina.
7. **CONSENT AGENDA:** Councilwoman Collins moved to approve items on the Consent Agenda. Councilman Meador seconded the motion. Councilman Meador noted typographical corrections to the minutes. Councilman Thomson asked that the Administrative Variance items under 7B (1(a), (b) and (c)) be removed from the consent agenda and taken individually. The motion, as amended, carried unanimously.
  - A. **MINUTES**
    1. Regular Council Meeting – August 28, 2001 – approved on consent agenda with corrections.

2. Workshop – August 15, 2001 – approved on consent agenda.
3. Workshop – August 21, 2001 – approved on consent agenda.

**B. ZONING:**

1. **ADMINISTRATIVE VARIANCES:** Councilman Thomson noted that on a County level, AV's are approved administratively. He suggested that the Council look into other ways of handling them in the future. He requested that the Attorney work with him to develop the Town's variance process. He cautioned that County's plan has less strict rules regarding setbacks and this should be looked into as well. The Council concurred.
  - (a) AV01-123 - Miguel Otero – Councilwoman Collins moved to approve the administrative variance. Councilman Meador seconded the motion which carried unanimously.
  - (b) AV01-135 – Mario & Rachel Zamora – Councilman Meador moved to approve the administrative variance. Vice Mayor Alonso seconded the motion which carried unanimously.
  - (c) AV01-140 – Antonio & Leysi Rodriguez – Councilwoman Collins moved to approve the administrative variance. Councilman Meador seconded the motion which carried unanimously.
2. **ENTRANCE FEATURE:**
  - (a) 01-EF-06 & 07 – Luxcom Development, Inc – approved on consent agenda.

**C. TELEPHONE EQUIPMENT PROPOSALS** – on consent agenda, the council approved the purchase of telephone equipment in the amount of \$11,173.90, as requested and outlined in a memo from Town Manager Stierheim to the Mayor and Council dated September 19, 2001.

**8. PUBLIC COMMENTS:** The following resident gave public comment:

**Maria Kramer** – regarding funding for the ACT program at the school.

**9. ORDINANCES – FIRST READING** – None.

**10. PUBLIC HEARINGS - ORDINANCES FOR SECOND READING:**

**A. Occupational Licenses** (*First Reading 08-28-01*)

**AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, PROVIDING FOR THE ESTABLISHMENT OF AN OCCUPATIONAL LICENSE TAX; PROVIDING FOR ISSUANCE OF OCCUPATIONAL LICENSES; PROVIDING FOR TERM AND TRANSFER OF LICENSES; PROVIDING DUE DATE FOR PAYMENT OF OCCUPATIONAL LICENSE TAX; PROVIDING FOR PENALTIES; PROVIDING GROUNDS FOR DENIAL OF LICENSE; PROVIDING FOR REVOCATION OF LICENSE; PROVIDING FOR DISPLAY OF LICENSE; PROVIDING FOR UNCLASSIFIED CATEGORIES; PROVIDING FOR EXEMPTIONS AND EXCLUSIONS; ESTABLISHING AN INITIAL TAX SCHEDULE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE (*Deferred from September 11, 2001 Meeting*)**

The Town Attorney Nina Boniske read the Ordinance by title. Councilwoman Collins moved adoption of the Ordinance. Vice Mayor Alonso seconded the motion. The Mayor opened the Public Hearing. Hearing no comments from the public, the Mayor Closed the Public Hearing. The motion carried unanimously on a roll call vote.

**B. Commercial Waste Haulers Franchise Fees (*First Reading 08-28-01*)**

**AN ORDINANCE OF THE TOWN OF MIAMI LAKES, REQUIRING A FRANCHISE FOR COMMERCIAL AND MULTI-FAMILY RESIDENTIAL SOLID WASTE COLLECTION; IMPOSING A FRANCHISE FEE FOR COMMERCIAL AND MULTI-FAMILY RESIDENTIAL SOLID WASTE COLLECTION ACTIVITIES; PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE (*Deferred from September 11, 2001 Meeting*)**

Town Attorney Nina Boniske read the Ordinance by title. Councilwoman Collins moved approval of the Ordinance. Councilman Pizzi seconded the motion. The Mayor opened the public hearing. Hearing no comments from the public, the Mayor closed the public hearing.

Councilwoman Collins asked that the Ordinance be amended in order to limit the number of franchises to no more than four. Following brief discussion regarding the current number of haulers doing business within the town, the Ordinance was amended to read that the number of haulers allowed shall be no more than the number currently operating within the town (as of the date of the Ordinance); the application fees would be \$500 and the number of days. The amendment was

accepted and the motion to adopt the Ordinance, as amended, carried unanimously on a roll call vote.

~~C. Non-Use Variance Mauricio Diaz & Mirta Hernandez~~

~~(Item deferred to October 23, 2001 Regular Council Meeting)~~

~~Requesting a non-use variance to permit an addition to a residence setback less than required from the property line.~~

**11. RESOLUTIONS:**

**A. Participation in the National Flood Insurance Program:**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, PROVIDING FOR THE TOWN'S PARTICIPATION IN THE NATIONAL FLOOD INSURANCE PROGRAM; AND PROVIDING FOR AN EFFECTIVE DATE**

Town Attorney Nina Boniske read the Resolution by title. Councilwoman Collins moved to accept the resolution. Vice Mayor Alonso seconded the motion. The motion carried unanimously.

**B. Special Taxing District – Street Lights**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; REQUESTING THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY TO DISCONTINUE THE LEVEY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2001-2002 FOR THE STREET LIGHTING IMPROVEMENT SPECIAL TAXING DISTRICTS LOCATED WITHIN THE TOWN; PROVIDING FUNDING FOR SUCH STREET LIGHTING SERVICES; TAKING OVER THE RESPONSIBILITY OF THE DISTRICTS TO PROVIDE SUCH SERVICES; AUTHORIZING THE TOWN MANAGER, TOWN ATTORNEY AND MAYOR TO TAKE NECESSARY ACTIONS TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE**

Town Attorney Nina Boniske read the Resolution by title. Vice Mayor Alonso moved to accept the resolution. Councilwoman Collins seconded the motion. The motion carried unanimously.

**C. Special Taxing District – Parks**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; REQUESTING THE BOARD OF COUNTY**

**COMMISSIONERS OF MIAMI-DADE COUNTY TO DISCONTINUE THE LEVEY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2001-2001 FOR THE LANDSCAPE MAINTENANCE/MULTIPURPOSE SPECIAL TAXING DISTRICT No. M-183 LOCATED WITHIN THE TOWN; PROVIDING FUNDING FOR SUCH LANDSCAPE/MAINTENANCE/MULTIPURPOSE SERVICES; TAKING OVER THE RESPONSIBILITY OF THE DISTRICT TO PROVIDE SUCH SERVICES; AUTHORIZING THE TOWN MANAGER, TOWN ATTORNEY AND MAYOR TO TAKE NECESSARY ACTIONS TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE**

Town Attorney Nina Boniske read the Resolution by title. Councilwoman Collins moved to accept the resolution. Councilmember Thomson seconded the motion. The motion carried unanimously.

**12. REPORTS:**

**A. Mayor's Report**

1. Noise Abatement Task Force - report attached.
2. Appointments

The Mayor Appointed Brandon Robinson and Annette Garrison to the Youth Activities Task Force. To the Cultural Affairs Committee the Manager appointed Neil Robinson and Felcia Salazar. Councilwoman Collins moved to accept the appointments. Vice Mayor Alonso seconded the motion which carried unanimously.

**B. Manager's Report**

1. Royal Oaks Park – attached.
  - A. Opinion of Title
  - B. Environmental Study
2. Banking Bid/proposal letter – the Manager noted he would be sending a letter to the local banks requesting bids.
3. Emergency Ordinance – the Manager was directed to look into creating an Ordinance for the town.

**C. Youth Activities Task Force –**

Javier Vazquez reviewed a written report previously attached to the Agenda. He announced that the Task force is planning a Halloween Party and Bicycle Rodeo

**13. NEW BUSINESS:**

**A. BEAUTIFICATION** - Councilman Pizzi reported that the graffiti had been cleaned up in the west lakes area. He noted that a group of students worked to clean up trash in the area as well.

**B. BARBARA GOLEMAN HIGH SCHOOL:** Councilman Pizzi announced that the lock at the High School has been removed from the field area and Principal Marcus Moran has agreed to keep the field open for use by residents.

The matter of acquiring land for a Tot Lot for the West Lakes area was discussed. Subsequently, Vice Mayor Alonso and Councilman Pizzi in a joint motion, moved to direct the Manager to explore the purchase of a lot in the West Lakes Area for the purpose of developing it into a tot lot. The motion was seconded by Councilman Meador and carried unanimously.

**C. MUNICIPAL SERVICES PROPOSAL(s)** - Following lengthy discussion, the Manager was directed to take the necessary steps to bring in proposals for services, including Code Enforcement, Building & Zoning, Financials, etc.

**D. WORKSHOPS-DISCUSSION RE: DATES/TIMES** (*Simon*) Councilwoman Simon asked that Council Workshops be held on more convenient days. The Mayor suggested moving the time for workshops from 4:00 to 6:00 p.m. The council concurred.

**E. MEETING RULES & PROCEDURES** (*Pizzi*) *Item tabled.*


**14. FUTURE MEETING DATES:** The following meeting was announced:  
REGULAR COUNCIL MEETING – 7:00 p.m., Tuesday, October 23, 2001, Miami Lakes Middle School, 6425 Miami Lakeway North

**15. ADJOURNMENT** – The Mayor adjourned the meeting at 10:55 p.m. following a motion to adjourn made by Councilmember Thomson.

Approved this 23<sup>rd</sup> day of October, 2001

Attest:

  
\_\_\_\_\_  
Beatris M. Arguelles, Town Clerk

  
\_\_\_\_\_  
Hon. Wayne Slaton, Mayor