

MINUTES
TOWN COUNCIL MEETING

November 13, 2001

7:00 p.m.

Miami Lakes Middle School

6425 Miami Lakeway North

Miami Lakes, Florida 33014

1. **CALL TO ORDER** – Mayor Wayne Slaton called the meeting to order at 7:35 p.m.
2. **ROLL CALL** - In addition to the Mayor, the following Council members were present at roll call: Vice Mayor Roberto Alonso, Councilwoman Mary Collins, Councilman Robert Meador II, Councilman Michael Pizzi and Councilman Peter Thomson. Staff members present were: Town Attorney Nina Boniske and Allison Bieler and Town Clerk Beatris M. Arguelles. Also present were: Dennis White, Appointed Town Manager. Noteworthy dignitaries present in the audience were: State of Florida Fire Marshal, Miami Dade County Commissioner Natasha Seijas, Miami Dade County Police Director Alvarez, members of the Miami Dade County Police force, Assistant Miami Dade County Manager George Burgess.
3. **INVOCATION/MOMENT OF SILENCE** - The Mayor asked for a moment of silent prayer.
4. **PLEDGE OF ALLEGIANCE** – Mayor Slaton led the pledge.
5. **ORDER OF BUSINESS (DEFERRALS/ADDITIONS/DELETIONS)** –Councilman Pizzi asked that items 12(c) 4 and 13(b) Councilwoman Collins moved the order of business as amended. Councilman Thomson seconded the motion, which carried unanimously.
6. **SPECIAL PRESENTATIONS** – Youth Activities Task Force - Halloween Party / Haunted House Volunteers – Mayor Slaton presented certificates of appreciation to the Students who participated in the First Annual Halloween Haunted House. He gave special recognition to Annette Garrison for her role as coordinator for the event. Ms. Garrison and the students presented Councilwoman Mary Collins with an acknowledgement for her help with the event.
7. **CONSENT AGENDA:** Councilman Thomson moved to pull items 7(c), (d) and (e) from the Agenda and approve the remainder. The motion was seconded by Councilwoman Collins and carried unanimously.
 - A. **MINUTES**
Regular Council Meeting – October 23, 2001 – approved on consent agenda.
 - B. **ZONING: APPROVING ADMINISTRATIVE VARIANCES:**
 - (1) V01- 175 – Joseph F. Janusz – approved on consent agenda.
 - (2) V01- 177 – Rodolfo F. & W Mirna Gonzalez – approved on consent agenda.
 - C. **APPROVING AN AGREEMENT BETWEEN THE TOWN AND DENNIS J. WHITE, TOWN MANAGER** – Councilman Meador moved to amend the

agreement in section 2.2 to include that any cost of living increase be an amount equal to the CPI for the Miami-Dade Area but will not exceed 4%. The Motion was seconded by Councilwoman Collins and carried unanimously.

Councilwoman Collins moved to amend the agreement in section 3.1 to include that the Manager will be evaluated within the first six months and annually thereafter. The motion was seconded by Councilman Thomson and carried unanimously.

Councilwoman Collins moved to accept the agreement as amended and approve the Resolution as follows:

A RESOLUTION FO THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE EMPLOYMENT AGREEMENT BETWEEN DENNIS WHITE AND THE TOWN OF MIAMI LAKES; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE TOWN; AND PROVIDING FOR AN EFFECTIVE DATE.

The Motion was seconded by Councilman Thomson and carried unanimously.

- D. APPROVING AN AGREEMENT FOR LOCAL POLICE SERVICES –**
Town Attorney Nina Boniske read the Resolution adopting the Agreement by title as follows:

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING AN AGREEMENT FOR LOCAL POLICE PATROL SERVICES BETWEEN MIAMI-DADE COUNTY AND THE TOWN OF MIAMI LAKES; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE TOWN; AND PROVIDING FOR AN EFFECTIVE DATE.

There was lengthy discussion among the Council regarding various aspects of the agreement. During such discussion, the Council agreed to amend the Agreement as follows:

In section 2.4 adding that during the term of the agreement, the County shall maintain the ratio of officers specified in Exhibit "G"; and adding a section 7.9 that in the event the Town Commander is in such a position that the staffing levels will change the ratio as specified in Exhibit "G", the Town Commander shall notify the Town Manager and shall seek written approval of the Town Manager, prior to implementation of such change.

Councilwoman Simon stated for the record she was opposed to the contract.

Councilwoman Collins moved to adopt the Resolution. Councilman Thomson seconded the motion. The motion carried 6-1, with Councilwoman Simon dissenting.

Councilwoman Collins moved to reopen the item on Local Police Services in order to amend the agreement. The motion was seconded by Vice Mayor Alonso and carried unanimously.

Councilwoman Collins moved to amend the Contract with the agreed upon changes and adopt the resolution approving the amending contract. Councilman Thomson seconded the motion. The motion carried 6-1, with Councilwoman Simon dissenting.

- E. APPROVING AN AGREEMENT FOR SPECIALIZED POLICE SERVICES**
There was lengthy discussion among the Council regarding various aspects of the agreement. Councilman Pizzi and Councilwoman Simon stated for the record that they were opposed to the agreement.

Vice Mayor Alonso asked that language be included in the agreement that mirrors language in the Local Patrol Agreement which will allow for amendments to the agreement if such amendments are required. The majority of the Council concurred.

Town Attorney Nina Boniske read the Resolution by title as follows:

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING AN AGREEMENT FOR LOCAL POLICE PATROL SERVICES BETWEEN MIAMI-DADE COUNTY AND THE TOWN OF MIAMI LAKES; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT ON BEHALF OF THE TOWN; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilwoman Collins moved to adopt the resolution and accept the agreement as amended. Vice Mayor Alonso seconded the motion. The motion carried 5-2 with Councilwoman Simon and Councilman Pizzi dissenting.

The Mayor called for a recess. Upon reconvening the meeting, all Councilmember were present.

8. PUBLIC COMMENTS:

Gregg Day, Deputy Treasurer and State Fire Marshall of the State of Florida addressed the Council regarding the new blasting regulations. He briefly summarized the rules (attached) and disseminated copies of the Statutes (attached). He noted that the Statutes limit the rules and that the Department has tried its best to formulate rules that fit in with

the Statute. Mr. Day outlined items of particular interest in the regulations including reductions in allowable ground vibration and stricter enforcement of permit procedures. He emphasized that the rules require that the measurement of the ground vibrations be taken an independent seismologist as opposed to the mining industry representatives themselves taking the measurements.

Following the presentation, Council members directed questions to the Fire Marshall.

9. **ORDINANCES – FIRST READING:** The Town Attorney, read the Ordinance by title as follows:

AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, PROVIDING FOR REPEAL OF SECTION 33-36.1 OF THE TOWN CODE, TITLED “ADMINISTRATIVE VARIANCES,” PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. Councilman Thomson moved to adopt the Ordinance on first Reading. The motion was seconded by Councilwoman Collins and carried unanimously.

10. **PUBLIC HEARINGS - ORDINANCES FOR SECOND READING:** The Town Attorney, Allison Bieler read the Ordinance by title as follows:

AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, REQUIRING THE INCLUSION OF AN AUDIT CLAUSE IN ALL PURCHASE ORDERS, CONTRACTS, SERVICE AGREEMENTS, OR OTHER PROCUREMENT FORMS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. *(First Reading: October 23, 2001)* The Mayor opened the Public Hearing. There were no comments from the public. Councilwoman Collins moved to adopt the Ordinance. Councilman Thomson Seconded the Motion.

Councilwoman Collins moved to amend the ordinance to remove the references to Purchase Orders. The amendment was seconded by Councilman Thomson and carried unanimously. The main motion, as amended, carried unanimously.

11. **RESOLUTIONS:** None.

12. **REPORTS:**

A. **Mayor’s Report:**

1. Transition – No report was given.
2. Miami Lakes Elementary Traffic/Parking Concerns – The Mayor reported on meetings with Miami Lakes Elementary School regarding many

concerns relative to student drop off, pick-up, general traffic flow around the school and parking concerns. He noted that additional meetings are planned to develop both short term and long-term improvements.

3. Landscaping/Signage – The Mayor announced that landscaping improvements were underway in the medians and at the entrance signs that have sprinklers. He noted that eventually, all entrance signs would be landscaped, however, that some areas do not have irrigation. Additionally, medians along 87th Avenue will eventually be landscaped as that roadway project proceeds.
4. Appointments – The Mayor appointed Lauri Pina and George Amador. Councilwoman Collins moved to accept the appointments. Vice Mayor Alonso seconded the motion, which carried unanimously.

B. Manager's Report:

1. Engagement letter with Grau & Company, Auditors – The Town Manager reported that he would have an engagement letter for approval by the Council at the next meeting.
2. Status of Code Enforcement/Permitting RFQ's – The Town Manager announced that the RFQ's were opened at 3:00 p.m. and that he would review those received (two (2) for Code Enforcement – One from Jolten Group and one from M.T. Causely; and two (2) for B&Z/Permitting – One from CSA Group and one from M.T. Causely and would make a recommendation to the Council at the December meeting.

C. Councilmember' Reports:

1. Miami Lakes Park (*Meador*) – Councilman Meador asked the Manager to follow up on writing a letter to the MLP oversight committee regarding the Bond money which has been designated for specific purposes at the Park.
2. N.W. 87th Avenue Street Widening Project (*Meador*) – Councilman Meador asked the Town Manager to look into making sure that the Towns enhancements are included with the bid documents. He noted that currently, the project is in its final state without the enhancements with an anticipated February 2002 Notice to Proceed and a November 2002 projected completion date.
3. Traffic on Miami Lakes Drive (NW 154th Street) (*Alonso*)
 - a. **Florida Department of Transportation** – status report - Vice Mayor Alonso reported that he has seen the drawings for correcting a

gridlock problem on Miami Lakes Drive. He noted that the “stack” lane would be extended allowing more vehicles to be in the turning lane as opposed to sitting in the travel lanes obstructing traffic. He noted the project should commence in February 2002.

He also noted that the DOT is working on plans to extend a second turn lane at Palmetto Expressway and Miami Lakes Drive and an extension of a turning lane on perimeter road.

4. Beautification (*Pizzi*) – Item pulled from Agenda under item 5
5. Rock Mining/Blasting Regulations (*Pizzi*) – previously addressed under a report from the State Fire Marshall.
6. Traffic – Barbara Goleman Meeting (*Pizzi*) – Councilman Pizzi reported on meeting held at Barbara Goleman High School with residents expressing generic concerns about traffic in the Town, especially near the area of the High School and at Miami Lakes Drive.

D. Youth Activities Task Force – Javier Vasquez – No report given.

E. Education Advisory Committee – Beth Martinez – issued the attached report which she summarized for the Council.

13. NEW BUSINESS:

A. DISCUSSION RE; CHARGING A \$25 ALARM FEE (*Collins*)

B. DISCUSSION RE; RESOLUTION REGARDING TRAFFIC (*Pizzi*) – Item previously addressed.

C. DISCUSSION RE; RESOLUTION REGARDING BLASTING/ROCK MINING – CLAIMS PROCESS (*Pizzi*) – No Action Taken.

D. DISCUSSION RE; RESOLUTION REGARDING BLASTING/ROCK MINING – REQUEST TO FIRE MARSHALL (*Pizzi*) – No action taken by Council.

E. DISCUSSION RE; RESOLUTION REGARDING SERENITY POINT REAR ENTRANCE (*Pizzi*) - No Action taken by Council.

14. FUTURE MEETING DATES: the Mayor announced the following meeting dates:


REGULAR COUNCIL MEETING – 7:00 p.m., Tuesday, November 27, 2001, Miami Lakes Middle School, 6425 Miami Lakeway North (*Subsequently cancelled*)

REGULAR COUNCIL MEETING – 7:00 p.m., Tuesday, December 11, 2001, Miami Lakes Middle School, 6425 Miami Lakeway North

REGULAR COUNCIL MEETING – 7:00 p.m., Tuesday, January 8, 2001, Miami Lakes Middle School, 6425 Miami Lakeway North.

15. **ADJOURNMENT:** The Mayor adjourned the meeting at 11:10 p.m.

Approved this 11th day of December, 2001


Beatris M. Arguelles, CMC
Town Clerk


Wayne Slaton, Mayor

:bma