

**MINUTES**  
**TOWN COUNCIL MEETING**

June 11, 2002

**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 7:20 p.m.
2. **ROLL CALL** - In addition to the Mayor, the following Council Members were present at roll call: Vice Mayor Roberto Alonso; Council members Mary Collins, Robert Meador, Michael Pizzi, Nancy Simon, and Peter Thomson. Staff members present were: Town Manager Dennis White, Town Attorney Weiss, Serota, Helfman Pastoriza and Guedes, Nina Boniske and Allison Bieler and Town Clerk Beatris M. Arguelles.
3. **INVOCATION/MOMENT OF SILENCE** – Pastor Bob Franquiz, Calvary Chapel Pastor offered the invocation.
4. **PLEDGE OF ALLEGIANCE** – The Mayor led the pledge.
5. **ORDER OF BUSINESS (DEFERRALS/ADDITIONS/DELETIONS)** – Councilman Meador asked that item 6 be delayed until such time as the award recipients could be present. Councilman Pizzi asked that item 12(c)(1) be deferred to the next meeting. The Mayor added a report under item 12(a)(3) request from the Dade County League of Cities for the Town’s position on the acceptance of a percentage of the monies collected from the additional ½ sales tax. Councilwoman Collins moved to accept the order of business. Councilman Meador seconded the motion. The Order of Business was accepted as amended.
6. **PRESENTATIONS** – Key to the Town Scholarship winners.
7. **CONSENT AGENDA** – Councilwoman Collins moved to accept the consent Agenda. Councilwoman Simon seconded the motion which carried unanimously.
  - A. **MINUTES:**
    1. Regular Council Meeting – May 14, 2002 – approved on consent agenda.
  - B. **RESOLUTION ACCEPTING DONATION OF PARK BENCHES FOR GRAHAM PARK.**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, ACCEPTING THE DONATION OF THE PURCHASE AN INSTALLATION OF FOUR (4) PARK BENCHES TO BE INSTALLED AT GRAHAM PARK; AND PROVIDING FOR AN EFFECTIVE DATE** – approved on consent agenda.
8. **PUBLIC COMMENTS** – there were no public comments.



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

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

A. **OBSTRUCTION OF PUBLIC STREETS, HIGHWAYS**

**AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING SECTION 30-388.12 OF THE TOWN CODE TITLED “OBSTRUCTION OF PUBLIC STREETS, HIGHWAYS, ETC.” TO REQUIRE THAT OFF-DUTY POLICE OFFICERS BE PROVIDED TO DIRECT TRAFFIC ON ANY PUBLIC ROAD WITHIN THE TOWN WHERE CONSTRUCTION ACTIVITY IMPEDES THE FLOW OF TRAFFIC AND THREATENS PUBLIC SAFETY DURING THE REGULAR WEEKDAY RUSH HOURS; AMENDING SECTION 8CC-10 OF THE TOWN CODE, TITLED “SCHEDULE OF CIVIL PENALTIES;” PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE** *(First Reading May 14, 2002) Amended.* Town Attorney Allison Bieler read the ordinance by title. Councilwoman Collins moved to adopt the Ordinance. Councilwoman Simon seconded the motion.

The Mayor opened the Public Hearing. There being no comments from the public, the Mayor closed the Public Hearing and re-opened the Regular Meeting.

Councilman Meador moved to amend the Ordinance to change Section 2, paragraph b changing the “normal work-week hours” end time from 4:30 p.m. to 3:00 p.m. Vice Mayor Alonso seconded the motion which carried unanimously on a roll call vote.

The main motion, as amended, carried unanimously on a roll call vote.

B. **AMENDING THE 2000-2001 FISCAL YEAR BUDGET**

**AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 01-04, WHICH ORDINANCE ADOPTED AN INTERIM BUDGET FOR THE 2000-2001 FISCAL YEAR BY REVISING THE 2000-2001 FISCAL YEAR OPERATING AND CAPITAL BUDGET AS OUTLINED IN EXHIBIT “A” ATTACHED HERETO; AUTHORIZING THE TOWN MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE** *(First Reading May 14, 2002)* Town Attorney Allison Bieler read the Ordinance. Councilwoman Collins moved to adopt and Councilman Thomson seconded the motion.

The Mayor opened the Public Hearing. There being no comments from the public, the Mayor closed the Public Hearing and re-opened the Regular Meeting.

Councilwoman Simon expressed concern over the number of billed Police calls and questioned the validity of the figures. She moved to defer, however, following lengthy discussion, withdrew her motion.



The Town Manager noted that the Resolution is a reallocation of funds that have been expended in order to more accurately reflect where the funds were spent in 00-01 Fiscal Year and urged the Council to approve the Ordinance. He stated that he would review Councilwoman Simon's information and obtain further information from the County and if after that review, it was determined that the calls were over billed, he would request an adjustment from the County. He added that if Council concurred, he would ask representatives of the Police Department to be present at the next workshop to answer questions from Council. The Council concurred.

The question was called on the Motion and it carried unanimously on a roll call vote.

**Prior to Item 10(c), the Council took up item 6 as follows:**

**6. SPECIAL PRESENTATIONS**

**Key to the Town Scholarship Winners:** Marlene Quincoces and Eric Christopher Amaro were presented a Key to the Town by the Mayor. Ted Pappas from the Keyes Company presented each winner with a check in the amount of \$500. Ms. Quincoces and Mr. Amaro were congratulated by the Council and the audience for their achievements.

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

**C. LOWELL & BETTY DUNN REQUEST FOR WAIVER OF MORATORIUM EAST & WEST PARCELS OF NW 87<sup>TH</sup> AVE NORTH OFF NW 154<sup>TH</sup> ST.**

The Town Manager reviewed the details of the request for the benefit of the Council and the Audience. He recommended that the Council grant the waiver of the moratorium with conditions. He noted that the waiver would allow the Town to accept the application for re-zoning only. He noted that the Dunns have agreed to sell the "Indian Mound" property to the State and the County for use as a passive park.

The Mayor closed the regular meeting and opened the public hearing. The following residents were heard: Against the project: Luis Guerrero, Anselmo Gil, Angelo Garcia, and Pedro Carballo. The following residents spoke neither in favor of nor against the waiver of the moratorium: Sharon Llera and Sean Schwinghammer. Hearing no additional comments from the public, the Mayor closed the public hearing and re-opened the public hearing. Lengthy discussion ensued among the Council.

Town Attorney Nancy Stroud distributed a substitute Resolution to Council, titled as follows:

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, GRANTING WITH CONDITIONS THE MORATORIUM WAIVER REQUEST SUBMITTED BY LOWELL AND BETTY DUNN FOR PROPERTY CONSISTING OF APPROXIMATELY 157 ACRES LOCATED ON THE NORTHWEST CORNER OF NORTHWEST 154<sup>TH</sup> ST WEST OF**



**NORTHWEST 87<sup>TH</sup> AVE AND EAST OF INTERSTATE 75; AND PROVIDING FOR AN EFFECTIVE DATE.**

The Town Attorney, read into the record certain information to be included in the Resolution as follows: Section 3.1, paragraph 1 insert the number "5" as the number of days for submittal of an application for the Rezoning along with the necessary; description of site plan "entitled Dunwoody Lake dated May 30, 2002 as attachment "B" and the Declarations of Restrictions as attachment "C" and addition of a Section 3.4 Applicant volunteers to defer application for Malden's Hammock rezoning until July 23, 2002.

Councilwoman Collins moved to adopt the Resolution as read by title and as amended by the Town Attorney. Councilman Thomson seconded the motion.

The question was called. The motion carried 4-3. Each Council Member voted as follows on a roll call vote: Councilwoman Collins: Yes; Councilman Meador: No; Councilman Pizzi: No; Councilwoman Simon: No; Councilman Thomson: Yes; Vice Mayor Alonso: Yes; Mayor Slaton: Yes

**11. RESOLUTIONS:**

**A. APPROVING THE LOCAL FLOOD MITIGATION PROJECT AGREEMENT WITH KIMLEY HORN**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA APPROVING THE PROJECT AGREEMENT BETWEEN KIMLEY-HORN AND ASSOCIATES, INC. AND THE TOWN OF MIAMI LAKES FOR PREPARATION OF THE TOWN'S LOCAL FLOOD MITIGATION STRATEGY PLAN; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE TOWN; AND PROVIDING FOR AN EFFECTIVE DATE** Town Attorney Nina Boniske Read the Resolution by title. Councilwoman Collins moved the Resolution. Councilman Thomson seconded the motion. Following brief discussion, the motion carried unanimously.

**12. REPORTS**

**A. Mayor's Report:**

**1. Appointments** – The Mayor's appointed Jody Atwood, Barbara Barron and Alfred Darmanien to the Cultural Affairs Committee following a motion to accept the appointments from Councilwoman Collins seconded by Councilman Thomson.

**2. Transition** – The Mayor reported on the transition of parks, noting trying for months to get an agreement from the County. Suggested that the County would like to perform this function for the Town and would include limited Public Works.

Regarding Planning & Zoning – the Mayor reported that the County is desirous of keeping these functions.





The Mayor asked Council Members to work on specific projects and bring back written reports as follows:

Councilman Pizzi to look into and bring back recommendations regarding the Solid Waste Franchise Haulers' Ordinance.

Vice Mayor Alonso – to work with the school system and DOT regarding the potential traffic concerns to bring together the groups concerned for a meeting to discuss possible solutions. He asked the Vice Mayor to continue to work on the Royal Oaks Park Project.

Councilman Meador – to continue to look into roadway improvements and additionally look into the joint use agreement with the school board for Miami Lakes Park and look into the possibility of an agreement with the ML Optimist Club to run the sports program at Miami Lakes Park.

Councilwoman Simon – to give a report on improvements and future improvements regarding Police and the Opa-Locka Airport Noise Abatement status.

Councilwoman Collins – to work on the “One stop film permitting.” And to work closely with the Cultural Affairs Committee and Youth Activities Task Force and bring forth recommendations from the two Committees for consideration by the Council.

Councilman Thomson – continue to work with the Town Manager to bring back recommendations regarding the planning and zoning components

**3. REQUEST FROM THE LEAGUE OF CITIES REGARDING THE TOWN'S POSITION ON THE ACCEPTANCE OF A PERCENTAGE OF TRANSIT TAX IF IT IS APPROVED** – there was brief discussion regarding the issue of the transit tax, however it was the consensus of the Council that more information regarding how the municipalities will be allowed to expend the funds.

**B. Manager's Report:**

1. **Proposal for Disaster Recovery Services - Grubbs Emergency Services, Inc.** – The Town Manager noted he would prepare a resolution and contract for the provision of these services for the next meeting.
2. **Miami Lakes Park – No report was given.**
3. **FEMA Drainage Project – No report was given.**

**C. Councilmember Reports:**

1. **Beautification (Pizzi) - Deferred.**
2. **Bellaggio Proposal (Pizzi)- Deferred**
3. **Serenity Point Rear Entrance Closure (Pizzi) – Deferred.**



**13. NEW BUSINESS**

- A. PROVIDING PROCEDURE FOR CLOSING EXPIRED PERMITS** (*Thomson*) An Ordinance will be brought before the Council's next meeting.
- B. ZONING – TAKING OVER SERVICES FROM THE COUNTY** (*Alonso*) Deferred.
- C. ANNEXATION – LAND WEST OF I-75** (*Pizzi*) Deferred.
- D. ORDINANCES FOR FIRST READING** (*Simon*) Deferred.

**14. FUTURE MEETING DATES**

**COUNCIL WORKSHOP** – 6:30 p.m., Tuesday, June 25, 2002, Town Hall, 6853 Main Street

**REGULAR MEETING** – 7:00 p.m. Tuesday, July 9, 2002, Miami Lakes Middle School, 6425 Miami Lakeway North.

**COUNCIL WORKSHOP** – 4:00 p.m., Tuesday, July 23, 2002, Town Hall, 6853 Main Street

**15. ADJOURNMENT**

Approved this 9<sup>th</sup> day of **July**, 2002

*Attest*

\_\_\_\_\_  
WAYNE SLATON, MAYOR

\_\_\_\_\_  
BEATRIS M. ARGUELLES, CMC  
TOWN CLERK

