

**MINUTES**  
**Regular Council Meeting**  
**May 14, 2024**  
**6:30 p.m.**  
**Government Center**  
**6601 Main Street**  
**Miami Lakes, Florida 33014**

**1. PROCLAMATIONS, RECOGNITIONS AND AWARDS:**

Vice Mayor Fernandez recognized Jeremy “JJ” Matthews for winning the “Walter B. Young Youth Hall of Fame Award” for all of Miami-Dade County. JJ Matthews thanked his parents, and the staff and administrators from Bob Graham Education Center for always pushing him to succeed. Vice Mayor Fernandez presented JJ Matthews with a certificate of recognition in honor of his achievement.

Vice Mayor Fernandez recognized students from Miami Lakes K-8 Center for winning the Best Delegation Award at Hialeah-Miami Lakes Sr. High School’s Trojan Model UN II Conference. Ms. Simeon, the MUN teacher at Miami Lakes K-8 Center thanked the Town Council for this recognition. She explained that her students also won the Best Delegation Award at the Barbara Goleman MUN Conference. She further explained that the students also won the Secretary General’s Award at the Miami-Dade MUN Conference. She stated that she is very proud of her students. Vice Mayor Fernandez presented each student with a certificate of recognition in honor of this achievement.

Vice Mayor Fernandez then called Ms. Adebisi, the advisor and organizer of the Trojan MUN to the podium. Ms. Adebisi explained the goal of Trojan MUN is to build civically engaged young leaders. She stated that this year Trojan MUN won the Best Delegation award at every competition they attended. She explained that her students decided to pay it forward by hosting a Model UN Conference for Middle School Students. Vice Mayor Fernandez then recognized members of the Miami Lakes Town Foundation, who sponsored Trojan MUN. Vice Mayor Fernandez presented four students from Bob Graham Education Center with a certificate of recognition for outstanding performance at Trojan MUN. Mr. Brady, the MUN teacher at Bob Graham Education Center thanked the Town Council for this recognition. Vice Mayor Fernandez presented two students from Miami Lakes Middle School with a certificate of recognition for outstanding performance at Trojan MUN.

Mayor Cid presented a proclamation to Ms. Dottie Wix recognizing her dedication and service as the chair of the Miami Lakes Elderly Affairs Committee. The proclamation also recognized her program to provide housebound seniors with lunches to relieve hunger and loneliness among Miami Lakes senior citizens. Mayor Cid further explained all the committee events organized by Dottie Wix, including the Annual Seniors Holiday Party, Halloween Costume Event, and Bingo Night’s. Mayor Cid proclaimed Tuesday, May 14<sup>th</sup>, 2024 as Dottie Wix day in the Town of Miami Lakes. Ms. Wix thanked Councilmember Collazo for helping her start the Elderly Affairs Committee. Councilmember Collazo then thanked Ms. Wix for her selfless dedication

to the Town. Ms. Lourdes Corvo, Vice Chair of the Elderly Affairs Committee thanked Ms. Wix for her 12 years of service to the committee.

Parks and Recreation Director, Mr. Jeremy Bajdaun recognized Mr. Gary Cardenas for 10 years of dedicated service as an original member of the school crossing guard program. Mayor Cid presented Mr. Cardenas with a certificate of recognition for his dedication. Mr. Cardenas thanked Director Bajdaun and the Police Department, for supporting him throughout these 10 years. He also thanked the Town Council for presenting him with this certificate.

Mr. William Perez, the chairman of the Veterans Committee announced that the 5k run fundraiser money is being donated to the American Legion post 144. This money goes to the Veteran Relief Fund, assisting veterans within the Town of Miami Lakes. Chair Perez thanked the citizens of the Town for their generous contribution to the fundraiser.

Mayor Cid presented a proclamation to Mr. Richard Ruiz and family, from Miami Lakes Barbershop for serving the community since 1964. Mayor Cid proclaimed Wednesday, May 15<sup>th</sup>, 2024, as the Ruiz family Miami Lakes Barbershop Day in the Town of Miami Lakes. Mr. Ruiz thanked the residents of Miami Lakes for their business.

Mayor Cid presented a proclamation to Mr. Rafael Nodal for his years of community service to the Town. Mayor Cid explained that Mr. Nodal's cigar lounge has become a staple in the Town of Miami Lakes. Mayor Cid proclaimed Friday May 17<sup>th</sup>, 2024, as Rafael Nodal Day in the Town of Miami Lakes. Mr. Nodal thanked the Mayor and the Town Council for this recognition, and also thanked his family for their continued support.

Mayor Cid presented a proclamation to Mr. Tico Casamayor for his years of community service to the Town. Mayor Cid highlighted Casamayor's service towards Miami Lakes Ribbon Cuttings, Economic Development committee, and Elderly Affairs committee. Mayor Cid proclaimed Thursday May 16<sup>th</sup>, 2024, as Tico Casamayor Day in the Town of Miami Lakes. Mr. Casamayor thanked the Mayor, Town Council and Town Staff for this recognition. Mr. Casamayor also thanked his family and friends for their continued support.

Ms. Nancy Rogers, chairperson of the Public Safety Committee, presented a proclamation for the month of May to be known as Police Appreciation Month. Mayor Cid proclaimed Saturday May 18<sup>th</sup>, 2024, as National Law Enforcement Day in the Town of Miami Lakes. Chair Rogers explained that the blue candles on the Dais represent Police Appreciation Month.

## **2. CALL TO ORDER:**

The Town Clerk, Gina M. Inguanzo called the roll at 8:00 pm with the following Councilmembers being present: Luis E. Collazo, Josh Dieguez, Ray Garcia, Bryan Morera, Marilyn Ruano, Vice Mayor Tony Fernandez, and Mayor Manny Cid.

## **3. MOMENT OF SILENCE:**

Ms. Paulette Glover led the prayer.

#### **4. PLEDGE OF ALLEGIANCE:**

The Pledge of Allegiance was led by Girl Scout Troop 902, Ms. Victoria Sophia Sosa.

#### **5. ORDER OF BUSINESS (DEFERRALS/ADDITIONS/DELETIONS):**

Councilmember Collazo combined Items 14B and 14D and moved the items immediately after appointments. Councilmember Collazo then requested to combine Items 14N and 14J. Councilmember Collazo also moved up item 14H and asked to incorporate Items 14C and 17 into the discussion of Item 11A.

Councilmember Collazo then asked to move 14H to after appointments. Councilmember Dieguez moved Item 13B to after Public Comments and asked for the Attorney's Report, Item 17 to be heard before 11A, as a standalone item. Town Attorney Raul Gastesi agreed.

Mayor Cid recapped again and moved Item 13A to after Item 13B. Vice Mayor Fernandez moved Item 14E to after 14H and before 13B; however, Mayor Cid asked for 14E to be after 13A.

Councilmember Collazo made a motion to move the Order of Business and Vice Mayor Fernandez seconded. The motion passed unanimously.

#### **6. PUBLIC COMMENTS: (9:22)**

*(Phonetic spelling of each speaker's name will be used throughout the minutes unless correct spelling is known.)*

The Town Clerk, Gina M. Inguanzo, read the instructions of proper decorum that are to be respected and followed during public meetings.

Mr. Alejandro Sanchez came before the Town Council to participate in Public Comments. He spoke regarding Items 14b and 14d -speeding on Palmetto Palm Avenue. He stated that every day he sees cars speed down the road, as children walk to the pocket parks located across the street. He urged the Town Council to implement speed bumps on Palmetto Palm Avenue to protect the children who cross the street to these pocket parks.

Mr. David Campos came before the Town Council to participate in Public Comments. He spoke regarding the issue of cars speeding on Palmetto Palm Avenue. He urged the Town Council to implement speed bumps on Palmetto Palm Avenue to protect the children who cross the street daily.

Ms. Miriam Campos came before the Town Council to participate in Public Comments. She explained that she is in support of implementing speed bumps on Palmetto Palm Avenue. She

urged the Town Council to move forward with the process of implementing speed bumps to protect the children who cross the street to these pocket parks.

Mr. Ray Angulo came before the Town Council to participate in Public Comments. He stated that all 17 residents of Palmetto Palm Avenue signed in favor of implementing speed bumps along the road. He urged the Town Council to move forward with the process of implementing speed bumps along Palmetto Palm Avenue.

Mr. Frank Villas came before the Town Council to participate in Public Comments. He stated that he is in support of the agenda items regarding speeding on Palmetto Palm Avenue. He urged the Town Council to move forward with resolving this issue.

Mr. Mike Conti came before the Town Council to participate in Public Comments. He stated that as a resident of Palmetto Palm Avenue, he has seen animals get hit by speeding cars on the road. He stated that he is in support of the agenda items regarding speeding on Palmetto Palm Avenue. He urged the Town Council to move forward with implementing speed bumps.

Mr. Ryan Campos came before the Town Council to participate in Public Comments. He explained that he has witnessed constant speeding from cars, trucks, and school buses on Palmetto Palm Avenue. He stated that he is in support of this agenda item and urged the Town Council to move forward with the process of implementing speed bumps.

Mr. Edward Paez came before the Town Council to participate in Public Comments. He explained that implementing speed control devices on Palmetto Palm Avenue will help reduce speeding along the road. He further explained that installing speed bumps will prioritize the safety and wellbeing of residents. He urged the Town Council to give serious consideration to this issue and support line items 14b and 14d.

Mr. Jim Gors came before the Town Council to participate in Public Comments. He stated that as a resident of Palmetto Palm Avenue he has witnessed constant speeding from cars down the road. He urged the Town Council to move forward with the process of implementing speed bumps along Palmetto Palm Avenue.

Mr. Leonardo Robinson came before the Town Council to participate in Public Comments. He stated that as a resident of Palmetto Palm Avenue he has witnessed constant speeding from cars down the road. He urged the Town Council to implement speed bumps on Palmetto Palm Avenue to protect the children who cross the street to these pocket parks.

Mr. Carlos Andres came before the Town Council to participate in Public Comments. He explained that he has witnessed constant speeding from cars and trucks on Palmetto Palm Avenue. He urged the Town Council not to ignore this issue and to support agenda items 14b and 14d.

Mr. Angelo Garcia came before the Town Council to participate in Public Comments. He explained many of the issues regarding speeding in the Town of Miami Lakes. He urged the council to act on this issue. He then asked the Town Council to speak with the town arborist to handle the management of dead trees in the town.

Mr. Jorge Llerena came before the Town Council to participate in Public Comments. He explained that he received an email from Town Staff, stating that security personnel will now be requesting identification and destination information at the Royal Oaks guard gate. He explained that this ordinance violates state law because the guard gate is located on a public road. He also stated that this new policy will create additional traffic. He urged the Town Council to investigate this ordinance.

Mr. Lazaro Paz came before the Town Council to participate in Public Comments. He stated that as a resident of Palmetto Palm Avenue he has witnessed constant speeding from cars down the road. He urged the Town Council to implement speed bumps on Palmetto Palm Avenue to protect the children who cross the street daily.

Mr. Dayan Jimenez came before the Town Council to participate in Public Comments. He thanked Vice Mayor Fernandez for his assistance with implementing the student representative position in the Educational Advisory Board. He stated that many of the Educational Advisory Board members have been absent from multiple meetings. He then urged the Town Council to encourage these board members to show up to the EAB meetings. He stated that he is in support of agenda item 14a. He then explained that there is a lack of Freebie cars available after school in the Barbara Goleman area. He urged the Town Council to investigate this issue and provide more Freebie's in the area surrounding Barbara Goleman.

Mr. Walter Gil came before the Town Council to participate in Public Comments. He explained that a lien has been placed on his property regarding his father's commercial vehicle. He explained that his father has been parking his commercial vehicle on their property for over 20 years and never had an issue. He stated that his neighbors have a commercial vehicle parked on their property as well and have never received a violation. He also stated that he is in support of agenda items 14b and 14d.

Ms. Aileen Machado came before the Town Council to participate in Public Comments. She explained that her husband and her run an ice cream business out of their truck. She further explained that they had been parking their truck in front of Optimist Park. She stated that on multiple occasions the police have asked them to leave the premises. She asked the Town Council what could be done on her part to resolve this issue.

There being no further public comments, public comments were closed.

## **7. APPOINTMENTS:**

Mayor Cid announced the following appointments:

Ms. Julie Padron to the Neighborhood Services District – Miami Lakes Section 1 as representation of the Regatta Pointe Board.

Mr. Alexander Aguiar to the Mental Health Task Force by Vice Mayor Tony Fernandez.

Mr. John Rogger to the Special Needs Advisory Board by Councilmember Ray Garcia.

Mr. Justin Trujillo to the Cultural Affairs Committee by Vice Mayor Tony Fernandez.

Ms. Patricia Vila to the Elderly Affairs Committee by Vice Mayor Tony Fernandez.

Ms. Gladys Espino to the Elderly Affairs Committee by Councilmember Josh Dieguez.

Mayor Cid stated that the following appointments require the waiver of Section 11 of the Committee Rules:

Mr. Eladio Armesto to the Blasting Advisory Board by Mayor Manny Cid.

Ms. Maria “Milly” Gonzales to the Elderly Affairs Committee by Mayor Manny Cid.

After discussion regarding why the waiver is required with Ms. Gonzales nomination, Vice Mayor Fernandez made a motion to waive the rule and Mayor Cid seconded.

After further discussion, the Town Clerk, Gina M. Inguanzo, called the roll and the motion passed 6-1; Councilmember Dieguez voted in opposition.

## **8. COMMITTEE REPORTS:**

### **A. Elderly Affairs Committee**

No representative was present for the report however the written report was attached to the agenda for the Town Council’s review.

### **B. Cultural Affairs Committee**

Chairperson Felicia Salazar presented the committee report and went over the meeting attendance. She also went over the events that took place as well as upcoming initiatives and events the committee has planned. Chairperson Salazar answered questions posed by the Town Council.

## **9. SPECIAL PRESENTATIONS:**

### **A. Introduction of Ms. Annabelle Urrea-Guzman – Office of Miami Dade County Mayor Daniella Levine Cava (Pidermann)**

Town Manager Edward Pidermann introduced Ms. Annabelle Urrea-Guzman with the Office of Miami Dade County Mayor Daniella Levine Cava.

## 10. CONSENT CALENDAR:

Vice Mayor Fernandez moved to approve the Consent Calendar. The motion was seconded by Councilmember Dieguez. The motion passed unanimously.

### A. Approval of Minutes

- April 3, 2024 Sunshine Meeting
- April 9, 2024 Regular Council Meeting
- April 11, 2024 Sunshine Meeting
- April 24, 2024 Carryforward Budget Workshop
- May 1, 2024 Sunshine Meeting

This item was approved on the Consent Calendar.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE AWARD OF A CONTRACT FOR ITB 2023-17R, MIAMI LAKES GREEN 2.0 (NW 146th STREET) TO HOMESTEAD CONCRETE & DRAINAGE, INC. IN AN AMOUNT OF SIX HUNDRED EIGHTY THOUSAND, EIGHT HUNDRED FIFTY SIX DOLLARS AND 26/100 (\$680,856.26) NOT TO EXCEED BUDGETED FUNDS; APPROVING THE TRANSFER OF FUNDS FROM THE TRANSPORTATION IMPROVEMENTS CONTINGENCY RESERVE LINE-ITEM INTO THE LINE-ITEM (301-4134-549002); AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on the Consent Calendar.

- C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING A WORK ORDER, PURSUANT TO CONTRACT 2021-43 FOR CIVIL ENGINEERING AND RELATED SERVICES, WITH EXP U.S. SERVICES, INC. ("EXP") FOR PROFESSIONAL ENGINEERING SERVICES FOR THE MIAMI LAKES GREEN 2.0, NW 146th STREET ROADWAY PROJECT; FOR AN AMOUNT NOT TO EXCEED ONE HUNDRED EIGHT THOUSAND, SIX HUNDRED SIXTY FIVE DOLLARS AND 00/100, MODIFYING THE BUDGET APPROVED BY ORDINANCE 23-318; PROVIDING FOR AUTHORITY OF TOWN OFFICIALS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; PROVIDING FOR INCORPORATION OF RECITALS;; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on the Consent Calendar.

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING TO ENTER INTO NEGOTIATIONS WITH, AND UPON MUTUAL AGREEMENT AWARD A CONTRACT FOR PROJECT MANAGEMENT SERVICES FOR NW 59th AVENUE ROADWAY EXTENSION AND REDEVELOPMENT PROJECT, RFQ 2024-11 TO KIMLEY HORN AND ASSOCIATES

IN AN AMOUNT NOT TO EXCEED BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on the Consent Calendar.

- E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO AUTHORIZE THE TOWN MANAGER, TO APPLY FOR AND ACCEPT THE LOCAL GOVERNMENT CYBERSECURITY GRANT PROGRAM; AUTHORIZING TOWN OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE LOCAL CYBERSECURITY GRANT PROGRAM; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

This item was approved on the Consent Calendar.

#### **11. ORDINANCE- FIRST READING:**

- A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING THE TOWN'S FISCAL YEAR 2023-2024 BUDGET ESTABLISHED BY ORDINANCE NO. 23-318; PROVIDING FOR EXPENDITURE OF FUNDS; PROVIDING FOR AMENDMENTS; PROVIDING FOR CONFLICTS; AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was combined with Item 14C and with Item 17A, during the Order of Business.

The Town Attorney, Raul Gastesi asked his Attorney's Report, Item 17A, to be discussed first. The Town Attorney, Mr. Raul Gastesi, presented the Attorney's Report and explained the Pizzi case.

After the Town Attorney Gastesi explained his Attorney's Report, Councilmember Dieguez made a motion to move the offer, which was recommended by Town Attorney Gastesi. The offer explained and recommended by Town Attorney Gastesi was for the TOML to settle the case for \$1.65 million and for the offer to the opposing counsel be paid the following way: \$625,000 dollars within the next 30 days, \$500,000 dollars in January of 2025, and \$500,000 dollars in January of 2026.

Councilmember Dieguez motioned to put this offer up for discussion. Councilmember Morera seconded the motion. After discussion amongst the Town Council, Town Clerk Inguanzo called the roll, and the motion to accept the offer recommended by the Town Attorney passed 4-3; Councilmember Garcia, Vice Mayor Fernandez and Mayor Cid voted in opposition.



Then, Town Attorney Raul Gastesi read the title of the ordinance in first reading, Item 11A. Councilmember Dieguez motioned the Ordinance in first reading, and it was seconded by Councilmember Ruano.

Councilmember Dieguez then made an amendment to the main motion, which was to amend the carryforward ordinance, to include the budget workshop recommendations that are listed on page 143 of the agenda and to transfer \$500,000 to the Legal Reserve, prior to the attorneys sending over the offer settlement to the Pizzi case. The motion was seconded by Councilmember Ruano.

Mayor Cid made a motion for Town Staff to prioritize, between now and second reading, to direct staff to begin the implementation of the 4/10 schedule for the police department and to increase the number of police, to at least have 1 more police officer this year. He also asked Town Staff to see where they can fund this money from. Mayor Cid stated that his motion was to amend Councilmember Dieguez' motion. This motion was seconded by Councilmember Garcia for discussion.

After discussion amongst the council, the Town Clerk called the roll on the amended motion proposed by Mayor Cid, and the motion failed 3-4; Councilmember Collazo, Councilmember Dieguez, Councilmember Morera and Councilmember Ruano voted in opposition.

Town Clerk Inguanzo then proceeded to call the roll on the motion proffered by Councilmember Dieguez, which was to amend the carryforward ordinance, to include the budget workshop recommendations that are listed on page 143 of the agenda and to transfer \$500,000 to the Legal Reserve, prior to the attorneys sending over the offer settlement to the Pizzi case. The motion was seconded by Councilmember Ruano. The motion passed 4-3; Councilmember Garcia, Vice Mayor Fernandez and Mayor Cid voted in opposition.

Town Clerk Inguanzo then called the roll on the main motion, as amended, and it passed 4-3.

## **12. ORDINANCE IN SECOND READING:**

- A. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AMENDING TOWN OF MIAMI LAKES CODE CHAPTER 16, AND CREATING ARTICLE V., SHOPPING CARTS, PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and be in accordance with the Town Charter and the Special Rules or Order.

- B. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AMENDING TOWN OF MIAMI LAKES CODE CHAPTER 13, AMENDING ARTICLE XII, DIVISION 1, SECTION 13.2107, "RESTRICTIONS FOR

SPONSORSHIP”; PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and be in accordance with the Town Charter and the Special Rules or Order.

### 13. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE RENEWAL OF THE LICENSE AND USE AGREEMENT WITH THE OPTIMIST CLUB OF MIAMI LAKES FOR A PERIOD OF SEVEN (7) YEARS FOR USE OF MIAMI LAKES OPTIMIST PARK; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING AUTHORITY TO THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXECUTE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

And

A RESOLUTION OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE RENEWAL OF THE LICENSE AND USE AGREEMENT WITH THE MIAMI LAKES UNITED SOCCER CLUB FOR A PERIOD OF SEVEN (7) YEARS FOR USE OF ROYAL OAKS PARK; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING AUTHORITY TO THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXECUTE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney, Raul Gastesi read the titles of the resolution.

Mr. Jeremy Bajdaun, Parks & Recreation Director, presented the item. He presented the new agreement for the Miami Lakes Optimist Club as well as the Miami Lakes United Soccer Club. He explained that these agreements have been discussed back and forth since November 2023 and have been taken into account between council meetings and workshops. He stated that these agreements both reflect the items and clauses that have been discussed and incorporated into each other and that they are kind of similar together. Councilmember Garcia made a motion to approve the agreement with the Optimist Club of Miami Lakes and Councilmember Collazo seconded the motion.

During discussion, Councilmember Dieguez stated that he would support the agreement but with one exception, which is to for the agreement to continue being for 5 years and not 7 years. Councilmember Dieguez then motioned for the license and use agreement with the Optimist Club of Miami Lakes to be approved but for it to be for a period of 5 years, instead of 7 years. Councilmember Collazo seconded the motion.

Director Bajdaun answered questions posed by the Town Council.

Mr. Jeffrey Rodriguez spoke on behalf of the Optimist Clubhouse and stated that he would this to be an evergreen contract because the Optimist Clubhouse deserves it, but that they are fine

with 7 years. He stated the reasons why he thinks that a 7-year agreement works well for the children that play sports. He also emphasized that the Optimist Clubhouse gave in on every other concession that you asked for and he asked the Town Council for the agreement to be approved as is, for a 7-year period.

Ms. Lynn Matos spoke on behalf of the Optimist Clubhouse and stated that this organization has been in Miami Lakes for more than 50 years, that they have established trust and confidence, that they built that park from the beginning, put up the lights and the clubhouse. She spoke about Mr. Jim Hamilton, about Mr. Jack McCall and his son, Chris McCall. She asked the Town Council to approve the agreement for 7 years.

The Town Attorney, Raul Gastesi and the Deputy Town Attorney, Lorenzo Cobiella, answered questions posed by the Town Council.

Mr. Jeffrey Rodriguez answered questions posed by the Town Council.

After discussion amongst the council, Mayor Cid made a motion to amend and to turn this contract into an evergreen. Shortly thereafter, Mayor Cid withdrew his motion.

After further discussion amongst the council, Town Clerk Inguanzo called the roll on the amendment motion from Councilmember Dieguez, to approve the license and use agreement with the Optimist Clubhouse for a period of 5 years, instead of 7 years. The motion passed 4-3; Councilmember Garcia, Vice Mayor Fernandez and Mayor Cid voted in opposition. Then, Town Clerk Inguanzo called the roll for the main motion as amended, and the main motion as amended passed, 7-0.

Then, Councilmember Garcia made a motion to approve the agreement with the United Soccer Club and it was seconded by Vice Mayor Fernandez. Councilmember Dieguez then made an amendment to the motion, which was to reduce the term of the agreement from 7 years to 5 years. The motion was seconded by Councilmember Ruano.

Mayor Cid called for a Parliamentary Inquiry, and he asked the Town Attorneys if an item that passed in a previous meeting could be brought back now by a councilmember from the losing side. The Town Attorney Gastesi stated that he thought it could be brought up by a councilmember from the losing side, because the item had passed. Councilmember Dieguez withdrew his motion.

Councilmember Ruano, who was on the prevailing side when this item was first brought up, then motioned to amend the term of the agreement -the license and use agreement with United Soccer Club, for a period of 5 years, instead of 7 years. The motion was seconded by Councilmember Collazo. Town Clerk Inguanzo called the roll and the motion passed 4-3; Councilmember Garcia, Vice Mayor Fernandez and Mayor Cid voting in opposition. Town Clerk Inguanzo called the roll and the main motion, as amended, passed 7-0.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, PURSUANT TO SUBSECTION 13-305(f)(1) OF THE TOWN OF MIAMI LAKES LAND DEVELOPMENT CODE; PERTAINING TO A REQUEST IN ACCORDANCE WITH SECTION 13-303 OF THE TOWN OF MIAMI LAKES LAND DEVELOPMENT CODE FOR A CONDITIONAL USE; ALL BEING SUBMITTED FOR

THE PROPERTY LOCATED AT 7980 NW 155th ST UNIT 201, AS PROVIDED AT EXHIBIT "A", MIAMI LAKES, FLORIDA, FOLIO NO. 32-2015-048-0020; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FINDINGS; PROVIDING FOR APPEAL; AND PROVIDING FOR AN EFFECTIVE DATE.

The Town Attorney, Raul Gastesi read the hearing number into the record and the quasi-judicial rules.

The Town Clerk, Gina M. Inguanzo swore in all the individuals that would be providing testimony for any of the quasi-judicial items being presented.

The Town Councilmembers presented their ex-parte communication disclosure forms into the record. Vice Mayor Fernandez recused himself, due to the fact that his spouse is part of the board of the performing school.

Mayor Cid then opened the public hearing.

The Principal Town Planner, Ms. Susana Alonso, presented the item on behalf of Town Staff and answered questions posed by the Town Council.

The Applicant, Ms. Miriam De Francisco same to the council hearing and spoke in support of the conditional use. Ms. Sarah Valera came to speak in support of the conditional use.

After discussion, Councilmember Collazo motioned to approve the Conditional Use to operate a performing arts school. The motion was seconded by Councilmember Garcia and the motion passed 6-0.

#### **14. NEW BUSINESS ITEMS:**

##### **A. Honoring Senator Bob Graham (Dieguez)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend, and be in accordance with the Town Charter and the Special Rules or Order.

##### **B. Speed Humps/Traffic Calming Along Palmetto Palm Avenue (Collazo)**

This item was combined with Item 14D.

Councilmember Collazo asked Councilmember Morera to present the item. Councilmember Morera explained the genesis of Item 14 and he stated that many residents reached out to him complaining about the speeding issue on Mahogany Court and he stated that he witnessed this issue, while walking on this street during his campaign time. Councilmember Morera stated that residents in that street signed a petition requesting the installation of speed humps and he mentioned that he reviewed the current Interlocal Agreement with Miami-Dade County, and it is his opinion that the Interlocal Agreement needs to be amended. He stated that perhaps, the Town Council should amend the portion of the agreement that prevents us, the TOML, to go forward

with street humps, regardless of what the studies reveal, because we -the TOML- needs to do what is best for our residents. Councilmember Collazo then stated that there is a process, -a running tally- that looks at mitigating factors and he would like to move these items up the existing list and for it not to take more than 90 days to solve this issue.

Town Manager Pidermann explained that the criteria in 2024 changed and that now it is a point-based system that considers other factors, such as: proximity to schools, churches, commercial areas and it puts emphasis on exceeding speed. He stated that Town Staff has a list with 10 requests with similar situations and that Palmetto Palm Avenue and Mahogany Court is already included in this list. Town Manager Pidermann stated that they are waiting to conduct the new study. He recommended the Town Council not to take action and wait until the outcome of the new studies take place and give a chance for Town Staff to report on this in a future meeting.

Mr. Omar Santos, Director of Public Works answered questions posed by the Town Council. The Deputy Town Council, Lorenzo Cobiella, answered questions posed by the Town Council.

After some further discussion, Councilmember Morera made a motion to move Palmetto Palm Avenue to the ongoing list of roads needing speedhumps; for the Town Council to direct the Town Attorney to begin amending the ILA, to give the Town Council a bigger and broader authority. Councilmember Collazo seconded the motion and the motion passed 7-0.

**C. Town of Miami Lakes Police Department (Cid)**

This item was combined and discussed with Item 11A.

**D. Palmetto Palm Avenue and Mahogany Court Speed Humps and Signage (Morera)**

This item was combined and discussed with Item 14B.

**E. Commercial Vehicles in Residential Areas (Fernandez)**

This item was moved to after Item 13A.

Mayor Cid recused himself from this item.

Vice Mayor Fernandez presented this item and explained the spirit of this item regarding commercial vehicles in residential areas. He added that in some of these areas where there are people with commercial vehicles, the Town is not enforcing uniformity. He stated that essentially his item aims to look through the definition of what is a commercial vehicle and become a little more granular as to what commercial vehicles, if any, it is that they wish to allow in some of these areas. After further explanation, he restated that essentially the spirit of his item is to go through the ordinance where they restrict commercial vehicles and make that ordinance something that is more fair and easier to enforce uniformity.

Vice Mayor Fernandez then made a motion to work with Town Staff to convene a working group, made up of Code Enforcement, Building Director Daniel Angel, and the legal department, to retool the ordinance so that they can do something more fair to residents and to produce something that can be more justly and uniformly enforced. Councilmember Garcia seconded.

Town Clerk Inguanzo called the roll and the motion passed 4-2; Councilmember Dieguez and Councilmember Ruano voted in opposition.

Vice Mayor Fernandez then made a second motion for this item and explained that within the 90 days to complete the process, he requests they suspend any enforcement activity. Councilmember Garcia seconded the motion. Town Clerk Inguanzo called the roll on the second motion and the motion failed 2-4; Councilmember Collazo, Councilmember Dieguez, Councilmember Morera, and Councilmember Ruano voted in opposition.

**F. School Zone Signage (Garcia)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**G. Business Toolkit (Dieguez)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**H. Pavilion at Miami Lakes Veterans Park to be Named after Gary Cardenas (Collazo and co-sponsored by the entire Town Council)**

During the Order of Business, this item was moved to be heard after Appointments.

Councilmember Collazo presented this item and asked the representative from the Veterans Committee, Chairperson William Perez, to speak on this item. He also asked if any of his colleagues would like to cosponsor this item. All the councilmembers co-sponsored this item.

Chairperson Perez explained why it would be a fitting honor to name the pavilion that the American Legion does their barbeque at after Gary Cardenas.

Mayor Cid stated that the entire Council will cosponsor the item.

Councilmember Collazo then made a motion to name the pavilion after Gary Cardenas and Councilmember Morera seconded. The motion passed unanimously.

**I. Gigi's Playhouse MOU (Cid)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**J. Mental Health Awareness Month (Morera)**

This item was combined with Item 14N.

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**K. Filling of Councilmember Vacancies (Fernandez)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**L. Adopt a Road/Park Program (Garcia)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**M. Enhanced Code Enforcement (Dieguez)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**N. Mental Health Awareness Month (Collazo)**

This item was combined with Item 14J.

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**O. ML Optimist Club (Cid)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**P. Budget Process (Fernandez)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**15. MAYOR AND COUNCILMEMBER REPORTS:**

**A. Update on Current Conditions at Palmetto Hospital that Impact Miami Lakes (Cid)**

Mayor Cid presented this report and explained that traditionally he wouldn't bring this up because it is a private issue; however, he explained that the challenge is that until Baptist Hospital is operational, our residents are being taken there for major medical emergencies. He stated that he wants to send the letter but would like all councilmembers to sign the letter and this is why he brought up this report.

Mayor Cid then made a motion for the entire council to sign the letter all together and Councilmember Garcia seconded. On the motion made by Mayor Cid, the motion passed unanimously.

The Town Attorney, Raul Gastesi, called for an Executive Session for the Pizzi Case, in case needed.

**16. MANAGER'S REPORTS:**

**A. Budget Preparation Timeline (Pidermann)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**B. Monthly Police Report (Major Gonzalez)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.



**C. Landscaping to Remove Excess Leaves Report (Bajdaun)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**D. Monthly Infrastructure Report (Santos)**

This item was not heard and deferred to the June Regular Council Meeting because the Town Council adjourned the meeting at 12:42 a.m., after a motion to extend and to be in accordance with the Town Charter and the Special Rules or Order.

**17. ATTORNEY'S REPORT:**

The Town Attorney, Mr. Raul Gastesi, presented the Attorney's Report and explained the Pizzi case. He stated that the former Mayor Michael Pizzi was arrested in August of 2013. Gastesi stated that there have been two litigations regarding the Pizzi case. He explained that the first litigation case covered reinstating Michael Pizzi back into office. He further explained that the reinstatement case has been closed for years. Gastesi explained the second ligation case is covering criminal fees and he explained the timeline of events.

He explained that a motion was filed for the Judge to reconsider and was quickly dismissed. He further explained that in response they motioned to enforce the mandate. He stated that this motion was quickly dismissed as well. Gastesi stated that the Pizzi Case is set for trial in August, and he explained that the case could be settled for \$1.65 million dollars and that two mediations have occurred. He further explained that with costs, interest, and attorney fees, the exposure of the case could be close to \$4 million dollars. Gastesi stated that the Town filed an offer of judgement for \$300,000 dollars. He also stated that the opposing counsel filed an offer of judgment for \$1.98 million dollars.

Gastesi explained that there are two main options regarding the Pizzi case. He explained that they could go to trial in August and then appeal the case. He suggested for the Town to settle the case for \$1.65 million. He explained that they would divide the money into increments throughout the next 20 months or 3 budget cycles. He further explained that they would offer the opposing counsel \$625,000 dollars within the next 30 days, \$500,000 dollars in January of 2025, and \$500,000 dollars in January of 2026.

Councilmember Dieguez motioned to put the offer suggested by Town Attorney Gastesi up for discussion. Councilmember Morera seconded the motion. The offer explained and recommended by Town Attorney Gastesi was for the TOML to settle the case for 1.65 million and for the offer to the opposing counsel be paid the following way: \$625,000 dollars within the next 30 days, \$500,000 dollars in January of 2025, and \$500,000 dollars in January of 2026.


After discussion amongst the Town Council, the Town Clerk called the roll and the motion passed 4-3; Mayor Cid, Vice Mayor Fernandez, and Councilmember Garcia voted in opposition.

**18. ADJOURNMENT:**

Prior to adjourning, Mayor Cid stated that all the items left will be for the next Council Meeting.

There being no further business to come before the Town Council, the meeting was adjourned at 12:42 a.m.

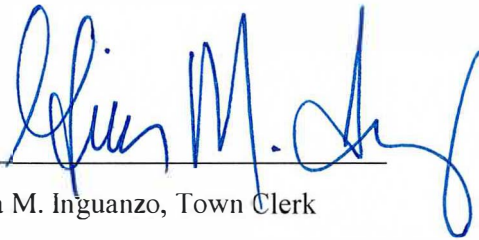
Approved this 11<sup>th</sup> day of June 2024.



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Manny Cid, Mayor

Attest:



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Gina M. Inguanzo, Town Clerk