

TOWN OF MIAMI LAKES, FLORIDA

Town Council

Mayor Michael Pizzi

Vice Mayor Nick Perdomo

Councilmember Mary Collins

Councilmember Tim Daubert

Councilmember Nelson Hernandez

Councilmember Ceasar Mestre

Councilmember Richard Pulido

MINUTES TOWN COUNCIL MEETING March 8, 2011

6:30 PM

Royal Oaks Park Community Center
16500 NW 87 Avenue
Miami Lakes, Florida 33018

1. CALL TO ORDER:

Mayor Michael Pizzi called the meeting to order at 6:42 p.m.

2. ROLL CALL:

The Town Clerk, Marjorie Tejeda, called the roll with the following Council members present: Mary Collins, Ceasar Mestre, Tim Daubert, Vice Mayor Nick Perdomo, and Mayor Michael Pizzi. Councilmembers Nelson Hernandez and Richard Pulido were absent.

Councilmember Pulido joined the meeting at 6:48 p.m.

3. INVOCATION/MOMENT OF SILENCE:

The Mayor called for a moment of silence.

4. PLEDGE OF ALLEGIANCE:

Councilmember Daubert led the Pledge of Allegiance.

5. PUBLIC COMMENTS:

Mirtha Mendez spoke about the costs involved in the opening of 87th Avenue.

Alex Arriano spoke in support of the item and thanked Mayor Pizzi for all his efforts.

Esperanza Reynolds spoke in support of Mayor Pizzi and thanked him for his efforts.

Illea Morri spoke in support of Mayor Pizzi and thanked him for his efforts.

David Bennett spoke about the costs involved in the opening of 87th Avenue.

Daisy Estrada spoke about the traffic issues around Bob Graham Education Center and the Royal Oaks area and requested more police presence at that school.

Yessi Ruano thanked the Council for approving the address verification program and requested that the money budgeted for this fiscal year for this program be allocated toward FCAT tutoring.

Claudia Luces spoke about the development agreement and the effect it will have on Bob Graham Education Center.

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

Mayor Pizzi added item 12D, entitled School Attendance Verification Program. Councilmember Pulido pulled item 8D.

Councilmember Collins made a motion approving the agenda as amended. The motion received a second from Mayor Pizzi and all were in favor.

Councilmember Collins made a motion to approve the remaining items on the consent agenda. The motion received a second from Vice Mayor Perdomo and all were in favor.

7. COMMITTEE REPORTS:

8. CONSENT AGENDA:

- A. **Approval of minutes:**
December 14, 2010 Regular Council Meeting
February 8, 2011 Regular Council Meeting
February 28, 2011 Special Call Meeting
Approved on Consent

- B. **A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN KIMLEY-HORN AND ASSOCIATES, INC. AND THE TOWN OF MIAMI LAKES FOR ENGINEERING DESIGN SERVICES FOR THE DOWNTOWN I AND DOWNTOWN II PROJECTS; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey) Approved on Consent**

- C. **A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN CHEN-MOORE ASSOCIATES, INC. AND THE TOWN OF MIAMI LAKES FOR ENGINEERING DESIGN SERVICES FOR THE LAKE PATRICIA PROJECT; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN**

MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey) Approved on Consent

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING AND DIRECTING THE TOWN MANAGER TO APPLY FOR A GRANT FROM THE FLORIDA COMMUNITIES TRUST (FCT) PARKS AND OPEN SPACE FLORIDA FOREVER GRANT PROGRAM TO AID IN THE FUNDING OF THE TOWN'S MADDEN'S HAMMOCK PROJECT; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO SATISFY THE REQUIREMENTS OF THE GRANT APPLICATION; PROVIDING COMMITMENT OF MATCHING FUNDS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

Mayor Pizzi made a motion to approve the resolution. The motion received a second from Councilmember Perdomo and all were in favor.

- E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING AND DIRECTING THE TOWN MANAGER TO APPLY FOR A GRANT FROM THE FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES TO PROVIDE FINANCIAL ASSISTANCE; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO SATISFY THE REQUIREMENTS OF THE GRANT APPLICATION; PROVIDING COMMITMENT OF MATCHING FUNDS; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey) Approved on Consent**

- F. 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 TO PROVIDE TRAFFIC ENGINEERING SERVICES IN CONNECTION WITH THE ANTICIPATED SETTLEMENT OF EMINENT DOMAIN LITIGATION; AUTHORIZING THE TOWN OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey) Approved on Consent**

9. ORDINANCES – FIRST READING:

10. ORDINANCES – SECOND READING (PUBLIC HEARING):

- A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 09-117; AMENDING THE TOWN'S BUDGET FOR THE 2009-2010 FISCAL YEAR; AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

Mitch Bierman, Town Attorney, read the title of the ordinance.

Mayor Pizzi opened the public hearing. There were no public comments the Mayor closed the public hearing.

Alex Rey, Town Manager, addressed the Council regarding the ordinance.

Marjorie Tejeda, Town Clerk, called the roll and the Ordinance passed unanimously.

- B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 10-125; AMENDING THE TOWN'S BUDGET FOR THE 2010-2011 FISCAL YEAR TO INCLUDE NON-AD VALOREM CARRYOVER REVENUE FROM THE 2009-2010 FISCAL YEAR IN THE 2010-2011 FISCAL YEAR BUDGET TO PROVIDE FUNDING FOR A DIVIDEND TO YEAR ROUND RESIDENT HOMEOWNERS WITH HOMESTEAD EXEMPTION; AMENDING THE TOWN'S BUDGET FOR THE 2010-2011 FISCAL YEAR TO INCLUDE ADDITIONAL CARRYOVER REVENUE FROM THE 2009-2010 FISCAL YEAR IN THE 2010-2011 FISCAL YEAR BUDGET TO THE SPECIAL REVENUE FUND AND CAPITAL PROJECTS FUND, ELIMINATING SOLID WASTE FRANCHISE FEE REVENUE FOR THE FISCAL YEAR AND RATIFYING THE ESTABLISHMENT OF A HOMESTEAD EXEMPT PROPERTY DIVIDEND EXPENDITURE LINE ITEM AND A CAPITAL RESERVE FOR ALLOCATION BY TOWN COUNCIL AT A FUTURE DATE, AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)**

Mitch Bierman, Town Attorney, read the title of the ordinance into the record.

Mayor Pizzi opened the public hearing. There were no public comments the Mayor closed the public hearing.

Alex Rey, Town Manager, addressed the Council regarding the ordinance and answered question.

Marjorie Tejeda, Town Clerk, called the roll. The ordinance passed 5-1 with the following Councilmembers voting in favor: Mary Collins, Richard Pulido, Ceasar Mestre, Vice Mayor Nick Perdomo and Mayor Michael Pizzi. Councilmember Tim Daubert voted in opposition.

11. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A DEVELOPMENT AGREEMENT BETWEEN BETTY L. DUNN AND F69 1, LLC AND THE TOWN OF MIAMI LAKES; AUTHORIZING TOWN OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; AUTHORIZING THE MAYOR TO ACCEPT ANY DEEDS AND DIRECTING THE TOWN CLERK TO RECORD THE DEEDS; AUTHORIZING THE MAYOR TO EXECUTE ANY OTHER NECESSARY DOCUMENTS TO EFFECTUATE THE ACQUISITION OF THE DEDICATED PROPERTIES; AND PROVIDING FOR AN EFFECTIVE DATE. (Daubert, Collins, Mestre, Perdomo, Pizzi)**

Mitch Bierman, Town Attorney, read the title of the resolution into the record.

Mayor Pizzi opened the hearing. No one spoke.

Councilmember Pulido requested that this item be four day ruled. Mitch Bierman, Town Attorney, read the four day rule section from the council procedures into the record and gave legal opinion that the four day rule wouldn't apply to this item.

A representative from Kimley Horn and Associates gave a presentation and explained the recommended improvement map.

The Town Attorney and the Town Manager answered questions posed by the Council.

Melissa Tapanes Llahues, representing the developer, answered questions posed by the Council.

The Mayor stated that the second public hearing that was scheduled for Thursday, March 10th will be postponed to Monday, March 28, 2011, at Royal Oaks Park Community Center at 6:00 pm.

The Mayor called for a recess at 9:00 p.m.

The Mayor called the meeting to order at 9:20 p.m.

The Town Clerk, Marjorie Tejeda, called the roll with the following Council members present: Mary Collins, Ceasar Mestre, Tim Daubert, Richard Pulido, Vice Mayor Nick Perdomo, and Mayor Michael Pizzi. Councilmember Nelson Hernandez was absent.

Mayor Pizzi and the Town Council presented a proclamation to Brown and Brown Insurance Agency.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, MODIFYING DEPARTMENTAL LINE ITEMS IN THE TOWN'S BUDGET FOR THE 2010-2011 FISCAL YEAR TO ADDRESS LINE ITEM DEFICIENCIES AND PROJECTED NEEDS; AUTHORIZING**

THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Mitch Bierman, Town Attorney, read the title of the resolution into the record.

Alex Rey, Town Manager, explained the resolution.

Councilmember Collins made a motion to approve the resolution.

Councilmember Mestre seconded the motion and all voted in favor.

12. NEW BUSINESS:

A. Facebook and Twitter (Collins)

Councilmember Collins made a motion directing staff to activate a Town Facebook page and to open a Town Twitter account. Mayor Pizzi seconded the motion and made a friendly amendment that staff research safeguards to protect our young residents before activating the accounts and all voted in favor.

B. Promotion of Local Business (Pizzi)

Mayor Pizzi made a motion that legislation be brought back to the Council to amend the code allowing for businesses abutting the palmetto to be allowed to have block lettering signage, if they are damaged they should be able to replace the sign with the same size lettering. Councilmember Collins seconded the motion and all voted in favor.

David Ofstein, Director of Planning and Zoning and Code Compliance, answered questions posed by the Council.

C. No One Left Behind Program (Pizzi)

Mayor Pizzi made a motion to create a special needs committee and directed staff to check with existing Town vendors to determine if they are giving access to special needs residents. Staff was also directed to explore and negotiate with Shake A Leg and come back with a recommendation on April's agenda. The motion received a second from Vice Mayor Perdomo and all voted in favor.

D. School Attendance Verification Program (Pizzi)

Mayor Pizzi made a motion to reallocate funds toward FCAT tutoring. The motion received a second from Councilmember Collins and all voted in favor.

13. REPORTS:

A. MAYOR AND COUNCILMEMBER REPORTS:

1. Appointments – No appointments

2. Planning and Zoning Board (Collins)

Councilmember Collins would like a short summary with actions taken by the Planning and Zoning Board every several months.

B. MANAGER'S REPORT:

1. Summer Programs

Tony Lopez, Director of Parks and Recreations presented the programs that would be offered during the summer. The Mayor directed staff to bring back the item in April with a memo, budget, and recommendation. Councilmember Collins would like to incorporate scholarships.

C. ATTORNEY'S REPORTS: No Report

14. FUTURE MEETING DATES:

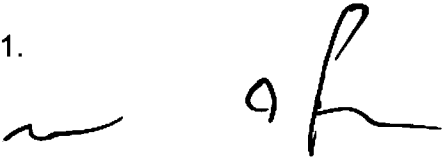
March 10, 2011, Special Council Meeting, 6:00pm, 15150 NW 79 Court

April 12, 2011, Regular Council Meeting, 6:30pm, 16500 NW 87 Avenue

15. ADJOURNMENT:

There being no further business to come before the Council, the meeting adjourned at 10:30 p.m.

Approved this 12 day of April, 2011.



Michael Pizzi, Mayor

Attest:



Marjorie Tejada, Town Clerk