

AGENDA
Regular Council Meeting
March 12 2013
6:30 PM
Royal Oaks Park Community Center
16500 NW 87th Avenue Miami Lakes, FL 33018
Miami Lakes, Florida 33018

1. CALL TO ORDER:

Mayor Pizzi called the meeting to order at 7:11 p.m.

2. ROLL CALL:

The Town Clerk, Marjorie Tejeda, called the roll with the following Councilmembers present: Nelson Rodriguez, Tim Daubert, Nelson Hernandez, Manny Cid, Tony Lama, Vice Mayor Ceasar Mestre and Mayor Michael Pizzi.

3. INVOCATION/MOMENT OF SILENCE:

Officer Juan Rodriguez called for a moment of silence in honor of our troops abroad.

4. PLEDGE OF ALLEGIANCE:

Miriam Duman led the Pledge of Allegiance.

5. PUBLIC COMMENTS:

Hope Reynolds, Alex Arriano, Jan Schneider, and Miriam Duman spoke about agenda procedures, the town budget, and auditing the town's check book.

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

Councilmember Lama deferred item 11B to the April Council Meeting.
Mayor Pizzi made a motion to adopt the agenda as amended and adopt the consent agenda.
The motion received a second from Councilmember Hernandez and all were in favor.

7. COMMITTEE REPORTS:

There were no Committee Reports.

8. CONSENT AGENDA:

A. Approval of Minutes: February 12, 2013 Regular Council Meeting

Passed on consent.

B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM PABLO FALCON AND JUANA FALCON TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2012-1687; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on consent.

Councilmember Manny Cid made a motion to reconsider item 8B. Mayor Pizzi seconded the motion and all were in favor.

Mayor Pizzi made a motion to accept staff's recommendation. The motion received a second from Vice Mayor Mestre. The motion passed 6-1 with Councilmember Cid voting in opposition.

C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM ROSALINA NUNEZ TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2008-1380; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on consent.

The Council unanimously agreed to reconsider item 8C.

Mayor Pizzi made a motion to further reduce the Code Compliance fine to \$308. The motion received a second from Vice Mayor Mestre and all were in favor.

D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM JULIO A. MERCADO TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2004-1433; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on consent.

E. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES,

FLORIDA; ACCEPTING A REQUEST FROM MARIO JUNCO AND ESTELITA PASCUAL TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2009-0154 AND C2009-0951; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on consent.

F. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE EXTENSION OF CONTRACT FOR MIAMI LAKES OPTIMIST PARK MAINTENANCE AGREEMENT, IN AN AMOUNT NOT TO EXCEED \$60,000 WITH VALLEYCREST LANDSCAPE MAINTENANCE, INC.; 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. (Rey)

Passed on consent.

G. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES APPROVING A PUBLIC PURPOSE LEASE AGREEMENT FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION OF TWO (2) PARCELS OF LAND KNOWN AS FDOT PARCEL NO. 4463, LOCATED AT NW 170TH STREET, BETWEEN 175 AND NW 89TH AVENUE, AND FDOT PARCEL NO. 4860, LOCATED ON STATE ROAD 826 FRONTAGE ROAD BETWEEN 80TH AND 82ND AVENUES, AND BETWEEN GRAHAM DAIRY CANAL AND NW 77TH COURT, FOR THE PURPOSE OF PROVIDING RECREATIONAL AMENITIES FOR PUBLIC USE; AUTHORIZING TOWN OFFICIALS TO TAKE ALL NECESSARY STEPS TO ENTER INTO A LEASE AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE LEASE; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on consent.

9. ORDINANCES-FIRST READING:

A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING ISSUANCE OF SPECIAL OBLIGATION NOTES, SERIES 2013 (ROADWAY IMPROVEMENT PROJECT) IN AN AGGREGATE PRINCIPAL AMOUNT NOT

TO EXCEED \$2,000,000, TO PROVIDE FUNDS, TOGETHER WITH OTHER AVAILABLE MONEYS, TO FINANCE THE COST OF ACQUISITION, CONSTRUCTION AND EQUIPPING OF CERTAIN ROADWAY IMPROVEMENTS; PROVIDING THAT DETAILS, TERMS AND OTHER MATTERS RELATING TO THE ISSUANCE OF THE NOTES SHALL BE DETERMINED BY A SUPPLEMENTAL NOTE RESOLUTION AND LOAN AGREEMENT; PROVIDING FOR A COVENANT TO BUDGET AND APPROPRIATE NON-AD VALOREM REVENUES, AS DETERMINED BY A SUPPLEMENTAL NOTE RESOLUTION; RATIFYING THE DISTRIBUTION OF A REQUEST FOR PROPOSALS FROM FINANCIAL INSTITUTIONS; AUTHORIZING THE TOWN MANAGER TO PROCEED TO DEVELOP NECESSARY DOCUMENTS TO AWARD AND ISSUE THE NOTES AND TO DETERMINE THE SPECIFIC DETAILS OF THE LOAN AGREEMENT AND NOTES WITHIN THE PARAMETERS SET FORTH IN A SUPPLEMENTAL NOTE RESOLUTION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Town Attorney, Joseph Geller, read the title of the ordinance.

Councilmember Hernandez made a motion to adopt the ordinance on first reading.

Mayor Pizzi seconded the motion. The Town Clerk called the roll and all were in favor.

- B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING SECTION 13-1509. - FENCES, WALLS AND GATES, AND SECTION 13-1701. - LANDSCAPE REQUIREMENTS, OF THE CODE OF THE TOWN OF MIAMI LAKES; AMENDING THE RESTRICTIONS AS TO PERIMETER WALLS AND FENCES AND PERIMETER HEDGES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Mestre / Rodriguez)

Town Attorney, Joseph Geller, read the title of the ordinance.

Vice Mayor Mestre made a motion to adopt the ordinance on first reading. Mayor Pizzi seconded the motion. The Town Clerk called the roll and all were in favor.

10. ORDINANCES-SECOND READING (PUBLIC HEARING):

- A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, REORGANIZING, REFORMATTING, CONSOLIDATING, AMENDING, ADOPTING AND ENACTING A NEW ARTICLE I, SECTION 13-1(A), INCORPORATING EXISTING DEFINITIONS AND REPLACING EXISTING SECTIONS 13-1(A) AND 33-1, A NEW ARTICLE III, SECTION 13-302, "DEVELOPMENT APPROVALS BY THE ADMINISTRATIVE OFFICIAL", SECTIONS 13-303 "CONDITIONAL USE APPROVAL" AND SECTION 13-309, "PUBLIC HEARING AND NOTICE" TO REPLACE EXISTING SECTIONS 13-302, 13-303 AND 13-309, A NEW ARTICLE IV, DIVISION 8, SECTIONS 13-542

Town Attorney, Joseph Geller, read the title of the ordinance.

The Mayor opened the public hearing. There being no one wishing to speak, the Mayor closed the public hearing.

Mayor Pizzi made a motion to adopt the ordinance on second reading. Councilmember Rodriguez seconded the motion. The Town Clerk called the roll and all were in favor.

11. NEW BUSINESS:

A. Implementing Increased Oversight of Contract Awards (Pizzi)

Mayor Pizzi made a motion to adopt the resolution rescinding Resolution 11-907. The motion received a second from Councilmember Lama. The Town Clerk called the roll and all were in favor.

Mayor Pizzi made a motion to adopt the resolution modifying Resolutions 12-959 and 12-969. The motion received a second from Vice Mayor Mestre and all were in favor.

Mayor Pizzi made a motion to adopt the resolution modifying the Town Manager's budgetary line item transfer limit to \$700 a month. The motion received a second from Vice Mayor Mestre and all were in favor.

B. Economic Development/Business Plan for the Town of Miami Lakes (Lama)

Councilmember Lama deferred this item to the April Regular Council Meeting.

C. Farmers Market (Hernandez)

Councilmember Hernandez deferred this item being that the Cultural Affairs Committee is currently working on this initiative.

D. Loud Music in Parks (Mestre)

Vice Mayor Mestre would like staff to control noise in the parks in order to improve quality of life. There was a Council consensus.

E. Miami Lakes Reform - The People's Budget (Cid)

Councilmember Cid made a motion directing the Town Manager to start introducing performance based budgeting measures in the 2013-2014 Budget. The Mayor amended the motion that this item be discussed at a Council Workshop to be held within 60 days. Councilmember Cid accepted the amendment. All were in favor.

F. Town Foundation (Pizzi)

Mayor Pizzi made a motion to create a Foundation in order to fund health initiatives. Councilmember Lama seconded the motion and all were in favor.

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

The Mayor called the meeting to order at 9:13 p.m.

Marjorie Tejada, Town Clerk, called the roll and all Councilmembers were present.

G. Appointment of Department Heads (Lama)

Councilmember Lama made a motion that a policy be drafted to incorporate the following in the hiring of Department Heads:

1. That a formal hiring procedure be drafted and be made publicly available for the department heads that includes, but is not limited to the following (if not already available):
 - a. Clear qualification criteria for each department head including the following:
 - i. Educational requirements
 - ii. Minimum number of years of experience in a similar position
 - b. 2 Character and 2 professional references for each department head and any other individual that may deal in the awarding of town contracts
 - c. Positions must be posted on our website and advertised in the Miami Laker and other media outlets
 - d. A Position must be posted for a minimum of 30 days before an offer is extended allowing maximum visibility to all qualified candidates
 - e. That a weighted, points process be developed to ensure a fair hiring process.
 - f. That preference or points be allotted in the weighted system to individuals that live within the Town of Miami Lakes. In the event that two individuals of equal professional standing and equal points in the weighting system are being evaluated, that preference must be given to the resident of the Town of Miami Lakes.
 - g. That any past or existing relationships (professional or personal) with existing town staff be made publicly known. This should have no weight in the hiring process, but we should exercise full transparency and it should be made known to the residents and members of the council. Withholding such information is subject to immediate termination or elimination from the hiring process.
2. That the Town implement a more stringent and thorough background check of final candidates similar to that of law enforcement officials.
3. That the resumes of all existing department heads be shared with the Mayor and Town Councilmembers that includes educational and professional experience and that any past or existing relationships with existing Town Staff, personal or professional, be brought to light.

Vice Mayor Mestre seconded the motion and all were in favor.

H. Resolution regarding doing Business with Cuba or Syria (Hernandez)

Councilmember Hernandez made a motion to adopt the resolution. Mayor Pizzi seconded the motion and all were in favor.

I. Miami Lakes Historical Display (Cid)

Councilmember Cid made a motion directing staff to contact the University of Florida's Anthropology Department to collect artifacts regarding Miami Lakes and that it be done thru grants. Mayor Pizzi seconded the motion and amended the motion directing staff to reach out to Miami-Dade County for grants and private funding. Councilmember Cid accepted the amendment and all were in favor.

J. Neighborhood Matching Grant Program (Pizzi)

Representatives from Loch Andrews and Lake Sandra spoke in favor of the grant.

Mayor Pizzi made a motion to approve the recommended grant applicants. Councilmember Lama seconded the motion and all were in favor.

K. Traffic Analysis (Lama)

Councilmember Lama deferred this item to the Strategic Council Retreat.

L. Miami Lakes Sports Hall of Fame (Cid)

Councilmember Cid made a motion to induct the following as the 1st inaugural class "2013" Sports Hall of Fame: Steve Blake, James Jones, Don Shula, Jim Mandich, that the inductees be voted in unanimously and to raise private funds for the Sports Hall of Fame. Councilmember Hernandez made a friendly amendment for the hall of fame to be limited to retired athletes. Councilmember Cid did not accept the friendly amendment. All were in favor.

12. REPORTS:

A. MAYOR AND COUNCIL MEMBER REPORTS:

1. Appointments

Mayor Pizzi made the following appointments:

Christian Prieto to the Youth Activities Task Force.
Mayra Poldo to the Elderly Affairs Committee.
Lina Navarini to the Cultural Affairs Committee.
Philip Bidart to the Police Department Review Task Force.
Rafael Nazarui to the Police Department Review Task Force.
Mayor Robert Martell to the Police Department Review Task Force.
Martha Diaz to the Economic Development Committee.
John Rodriguez to the Public Safety Committee and Police Department Review Task Force.
Carlo Krockell to the Cultural Affairs Committee.
Breno Penichet to the Public Safety and Police Department Review Task Force.
Sergio Diez to the Police Department Review Task Force.
Jorge Llanes to the Police Department Review Task Force.
Arnaldo Gonzalez to the Neighborhood Improvement Committee.
The Mayor removed Roberto Garcia and Homero Cruz from the Economic Development Committee.
Alec Anderes to the Cultural Affairs Committee.

2. April Council Meeting Date Change (Pizzi)

Mayor Pizzi made a motion to move the April 9th Council Meeting to April 23rd.
Councilmember Daubert seconded the motion and all were in favor.

3. Florida League of Mayors Economic Development and Leadership Forum (Mestre)

Vice Mayor Mestre reported on his attendance at the Florida League of Mayor's Economic Development and Leadership Forum, which took place on February 21 and 22, 2013.

4. Street Naming (Rodriguez)

Councilmember Rodriguez reported on the results of his informal survey and stated that senior residents are in opposition of the idea.

B. MANAGER'S REPORT:

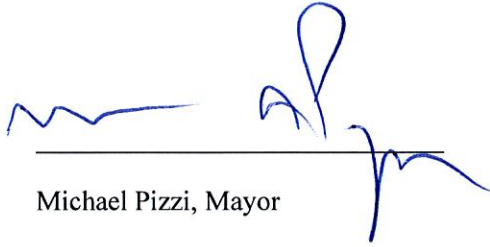
1. Appeal of a denial of Request for Code Compliance Fine Reduction

Vice Mayor Mestre made a motion to accept staff's recommendation. Councilmember Hernandez seconded the motion and all were in favor.

ADJOURNMENT:

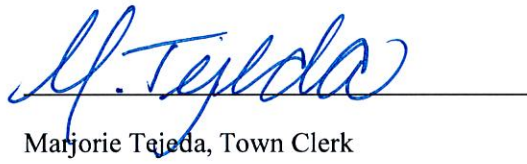
There being no further business to come before the Council, the meeting adjourned at 9:55 p.m.

Approved this 12 day of March, 2013.



Michael Pizzi, Mayor

Attest:



Marjorie Tejada, Town Clerk