

TOWN OF MIAMI LAKES, FLORIDA

MINUTES

**Regular Council Meeting
June 11, 2013
6:30 PM
Government Center
6601 Main Street
Miami Lakes, Florida 33014**

1. CALL TO ORDER:

Mayor Pizzi called the meeting to order at 6:45 p.m.

2. ROLL CALL:

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

3. INVOCATION/MOMENT OF SILENCE:

The Mayor asked Miriam Dumand to give the invocation.

4. PLEDGE OF ALLEGIANCE:

The Mayor asked Robert Alonso, Jr. to lead the Pledge of Allegiance.

5. PUBLIC COMMENTS:

Manny Blake spoke in support of item 10A.

Miriam Dumand spoke in support of item 10A.

Jack McCall spoke in support of item 10A.

Former Councilman Robert Meador asked the Mayor to amend the Resolution by adding the

language "and businesses" to be included in the 5th Whereas. He also spoke against item 10D.

Raul de la Sierra spoke in support of item 10A.

Nancy Pringle spoke in support of item 10A.

Lilly Lee spoke in support of item 10A.

Ann Van Eyten spoke in support of item 10A.

Alvaro and Esther Moreno spoke in support of item 10A.

Martha Vizcaino spoke in support of item 10A.

Ladd Howell spoke in regards to Bonds being pulled if no taxes.

Josefina Pineiro spoke in support of item 10A.

Terry Pelaez spoke in support of item 10A.

Martha Smith-Fiedler spoke in support of item 10A.

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

Mayor Pizzi deleted item 10G on behalf of Councilman Hernández. Councilman Cid pulled 8C. Mayor Pizzi requested that items 10A and 10D to be combined and to be discussed after Order of Business.

Vice Mayor Mestre made a motion to adopt the agenda as amended. Councilman Nelson Rodriguez seconded the motion and all were in favor.

7. COMMITTEE REPORTS:

No Committee Report

8. CONSENT AGENDA:

A. Approval of Minutes

Councilman Daubert made a motion to adopt the remaining items on the consent agenda. The motion was seconded by Vice Mayor Mestre and all were in favor.

B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM WILLIAM B. WILLIFORD AND EVA E.

WILLIFORD TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2008-0442; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent.

C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM PAUL PINEYRO OF CACOPHONY GROUP, LLC, AS REPRESENTATIVE, ON BEHALF OF FANNIE MAE, TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2012-0230; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Alex Rey, Town Manager, presented the item. Councilman Cid made a motion that the Code Compliance Fine be reduced by 55% of the original fine. Mayor Pizzi seconded the motion and all were in favor.

D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; ACCEPTING A REQUEST FROM EVELYN BIANCO (AKA EVELYN PENA) TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2012-1764; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITALS; 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 ALEX DEBOGORY AND SHERRY DEBOGORY TO REDUCE PREVIOUSLY ASSESSED CODE COMPLIANCE FINES FOR CASE NO. C2012-0918; DIRECTING THE TOWN MANAGER TO EXECUTE ANY REQUIRED DOCUMENTS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent.

F. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, REQUESTING THAT THE STATE CO-DESIGNATE 77th AVENUE AS "WELLNESS WAY"; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS

NECESSARY TO DESIGNATE THE ROAD; DIRECTING THE CLERK TO NOTIFY THE UNITED STATES POST OFFICE; AND PROVIDING FOR AN EFFECTIVE DATE. (Rodriguez)

Passed on Consent.

G. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING ACCESS TO ANOTHER PUBLIC ENTITY'S CONTRACT UNDER SECTION 7 OF THE PROCUREMENT CODE; AUTHORIZING THE USE OF THE COOPERATIVE PURCHASING NETWORK ("TCPN"); APPROVING THE AGREEMENT FOR OFFICE SUPPLIES, RELATED PRODUCTS AND OFFICE SERVICES WITH OFFICE DEPOT, INC. ("OFFICE DEPOT") NOT TO EXCEED \$32,500.00; AUTHORIZING TOWN OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS 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)

Passed on Consent.

Edward Gansert spoke in favor of ordering office supplies from Village Office Supplies.

H. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AUTHORIZING ACCESSING ANOTHER PUBLIC ENTITY'S CONTRACT UNDER SECTION 2-157 OF THE PROCUREMENT CODE: AUTHORIZING THE USE OF MIAMI-DADE SCHOOL BOARD CONTRACT; APPROVING AN AGREEMENT FOR DEBRIS MONITORING SERVICES WITH O'BRIEN'S RESPONSE MANAGEMENT, INC.; AUTHORIZING TOWN OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent.

I. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE AWARD OF CONTRACT FOR ITB 2013-05, PARK RESERVATION SOFTWARE SYSTEM, IN THE AMOUNT OF \$80,000.00 TO ETRAK-PLUS.; 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. Councilman Cid made a motion to reconsider this item. The motion received a second from Mayor Pizzi and all were in favor. Councilman Cid made a motion to table this item to the July Council Meeting. The motion was seconded by Councilman Lama and all were in favor.

J. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, MODIFYING THE BUDGET FOR FY 2012-2013; MODIFYING CERTAIN BUDGETED LINE ITEMS; AUTHORIZING THE TOWN MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS RESOLUTION; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent.

K. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO AUTHORIZE THE TOWN MANAGER TO ENTER INTO AN AGREEMENT WITH STEPHANIE JAFFE FOR THE DESIGN AND CONSTRUCTION OF A VETERAN MEMORIAL, IN AN AMOUNT NOT TO EXCEED \$52,648; AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS 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; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Passed on Consent.

9. RESOLUTIONS:

A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A REQUEST IN ACCORDANCE WITH SECTION 13-303 OF THE TOWN OF MIAMI LAKES LAND DEVELOPMENT CODE FOR A CONDITIONAL USE FOR A NONPUBLIC EDUCATIONAL FACILITY SUBMITTED FOR PROPERTY LOCATED 15650 MIAMI LAKEWAY NORTH, MIAMI LAKES, FLORIDA, FOLIO NUMBER 32-2013-008-0040, IN THE RM-50 ZONING DISTRICT ; PROVIDING FINDINGS; PROVIDING FOR APPROVAL; PROVIDING FOR CONDITIONS; PROVIDING FOR VIOLATION OF CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Joe Geller, Town Attorney, read the title of the resolution for the record.

The Mayor opened the public hearing.

Marjorie Tejeda, Town Clerk, sworn in all wishing to speak.

Hildegard Reyes, the Applicant, spoke in support of the item.

Alejandro Sanchez spoke in support of the item.

Michael Alcantara spoke in support of the item.

Michell Vinellas spoke in support of the item.

Father Tim Rogers, Pastor of St. Margaret's Episcopal Church, spoke in support of the item.

Marcelo Merlo spoke in support of the item.

Madeline M. Acosta, attorney representing Montessori's Children's House, spoke in opposition.

Patricia Pichon spoke in opposition of the Item.

David Brio spoke in opposition of the item.

Gennie Ramirez spoke in opposition of the item.

Jack McCall spoke in opposition of the item.

Ingrid Lawrence spoke in opposition of the item.

Pamela Haring spoke in opposition of the item.

Sandra Marcelli spoke in opposition of the item.

Crystal Sharling spoke in opposition of the item.

Donna Soto spoke in opposition of the item.

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

Councilman Tim Daubert recused himself. Brandon Schaad, Senior Planner, presented the item and staff's recommendation for approval.

Mayor Pizzi made a motion to adopt the resolution. Vice Mayor Mestre seconded the motion. The Town Clerk called the roll. The motion passed 6-0. Councilman Daubert was recused from this item.

10. **NEW BUSINESS:**

A. **Miami Lakes Citizens Protection Act (Pizzi)**

The Town Clerk read the title of the Resolution for the record.

Manny Blake spoke in support of item 10A.

Miriam Dumand spoke in support of item 10A.

Jack McCall spoke in support of item 10A.

Former Councilman Robert Meador asked the Mayor to amend the Resolution by adding the language "and businesses" to be included in the 5th Whereas. He also spoke against item 10D.

Raul de la Sierra spoke in support of item 10A.

Nancy Pringle spoke in support of item 10A.

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Ladd Howell spoke in regards to Bonds being pulled if no taxes.

Josefina Pineiro spoke in support of item 10A.

Terry Pelaez spoke in support of item 10A.

Martha Smith-Fiedler spoke in support of item 10A.

Councilman Hernández joined the meeting at 7:32 p.m. Mayor Pizzi made a motion to adopt the Resolution. Councilman Lama made seconded the motion. The Town Clerk called roll and all were in favor.

The Mayor called for a recess at 7:34 p.m.

The Mayor called the meeting to order at 7:48 p.m. The Town Clerk called the roll with all Councilmembers present.

B. 'The People's Budget - Vox Populi II' (Cid)

Town Manager, Alex Rey, explained that the Performance Based Budget has been placed into action.

C. Elder Pedestrian Safety in Miami Lakes (Lama)

Councilman Lama made a motion for all transportation and pedestrian plans in Miami Lakes to consider elder pedestrian safety measures and for a study to be conducted, to ensure that traffic concerns and pedestrian safety is addressed at all times. Mayor Pizzi seconded the motion and all were in favor.

D. 5-Point Plan: Fiscal Responsibility - Property Tax Reduction (Hernández)

This item was combined with 10A and they were discussed and voted on simultaneously.

E. Watercraft Code Provisions (Pizzi)

Mayor Pizzi deferred this item.

F. Miami Dade County Commission (Cid)

Mayor Pizzi requested the Town Manager to draft a letter on his behalf, addressed to Miami-Dade County Mayor and Commissioners, requesting \$100,000 to be allocated to the Town of Miami Lakes for town-wide enhancements and infrastructure funding.

G. 5-Point Plan: Accessibility - Town Hall Meeting on Annexation (Hernández)

Councilman Hernández withdrew this item.

H. Fiscal Analysis & Economic Impact Statement: Price Tag Act (Cid)

Vice Mayor Mestre made a motion to include a Fiscal Impact Analysis to be presented together with New Business Items, if the financial cost is readily available. The motion received a second from Councilman Cid and all were in favor.

I. 5-Point Plan: Accessibility - Town Telephone System (Hernández)

Councilman Hernández made a motion requesting the Town Manager to come back with a report to be included in the September Agenda, providing updates on the recently implemented Town Telephone System. All were in favor.

11. **REPORTS:**

A. **MAYOR AND COUNCIL MEMBER REPORTS:**

1. **Appointments**

Mayor Pizzi removed Erika Crespo, Cynthia Byer and Jose Fabregas from the Neighborhood Improvement Committee.

2. Property Tax Report Estimates From Property Appraiser (Pizzi)

3. Democracy-on-the-Go (Cid)

Councilman Cid commended the Town Council for embracing in technological advancements.

4. 87th Avenue Construction and Natural Gas Lines (Rodriguez)

Councilman Rodriguez gave a report on his meeting with City Gas Co. He explained that if 80% of the residents express that they are likely users of natural gas, it will justify their infrastructure investment.

5. Miami Dade Annexation Task Force (Pizzi)

6. Zip Code (Cid)

Councilman Cid would like to add a question to the citizen's survey and then send the response to the USPS. Councilman Lama offered to work with him and IT, to get a customer survey question or petition on the Town's website.

B. MANAGER'S REPORT:

1. Bus Design Options

Town Manager, Alex Rey presented the three Bus Design Options. The consensus reached was that #2 was the preferred option.

ADJOURNMENT:

There being no further business to come before the Council, the meeting adjourned at 10:00 p.m.

Approved this 9th day of July, 2013.

A handwritten signature in blue ink, appearing to read "M. Pizzi", written over a horizontal line.

Michael Pizzi, Mayor

Attest:

A handwritten signature in blue ink, appearing to read "M. Tejada", written over a horizontal line.

Marjorie Tejada, Town Clerk