

MINUTES
Regular Council Meeting
January 5, 2016
6:30 PM
Government Center
6601 Main Street
Miami Lakes, Florida 33014

1. CALL TO ORDER:

Mayor Pizzi called the meeting to order at 6:35 pm.

2. ROLL CALL:

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

3. MOMENT OF SILENCE

Mayor Pizzi called for a moment of silence.

4. PLEDGE OF ALLEGIANCE:

Brandon Schaad led the Pledge of Allegiance.

5. SPECIAL PRESENTATION:

The Mayor and Council presented Tony Nathan with a proclamation, declaring January 5th 2016 as Tony Nathan Day in the Town of Miami Lakes.

The Mayor and Council presented Alex Rey, Town Manager, with a certificate of appreciation for his ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Tony Lopez, Chief of Operations, with a certificate of appreciation for his ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Eliezer Palacios, Building Official, with a certificate of appreciation for his ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Arturo Moron, Senior Accountant, with a certificate of appreciation for his ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Juan Escobar, Leisure Services Specialist, with a certificate of appreciation for his ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Sergeant Soto with a certificate of appreciation for his ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Officer Juan Rodriguez with a certificate of appreciation for his ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Officer Carlos Ortiz with a certificate of appreciation for her ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Officer Rose Viera with a certificate of appreciation for her ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Officer David Calles with a certificate of appreciation for her ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Officer Steven Hackett with a certificate of appreciation for her ten years of service in the Town of Miami Lakes.

The Mayor and Council presented Sofia Palomino with a certificate of appreciation for representing the Town of Miami Lakes as the winner of the Miami Dade County Bookmark Design contest.

6. PUBLIC COMMENTS

Alexandro Sanchez, Chairman of the Veterans Committee, came before the Council to request that \$350 be allocated from the 2016 Fiscal Year Budget so that the remaining care packages that were collected for our troops be sent out.

Bonnie Patchen came before the Council to ask that the storm drains located on White Oak Drive be drained in order to avoid further flooding every time it rains.

Oscar Amuz, President of Autism Soccer, came before the Council to propose that in the morning of April 17th, 2016 the Town bring awareness on Autism.

Wilfredo Tome came before the Council to request that he receive assistance with recent permitting issues that have surfaced on his property.

Carol Wyllie came before the Council to express her concerns about items 15A and 15B.

Maria Kramer came before the Council to express her concerns on the potential worsening of the current traffic block in the Town if the Council and Mayor were to approve the opening of the private College on the West side of Town.

Miriam Duman came before the Council to request that the law prohibiting the blocking of sidewalks be enforced throughout the Town.

Annette Hungler, Beverly Lamb, and Leandro Leon came before the Council on behalf of Troop 49, to request that a room in the Miami Lakes Youth Center 'The Spot' be designated as a meeting space for the troop.

Joel Castellanos came before the Council to speak about the program enrichment programs in the Town, requesting that Miami Lakes Soccer club continue to receive the support of the Mayor and Council.

Marilyn Ruano came before the Council to pass on her three minutes of speaking time on to Claudia Luces.

Claudia Luces came before the Council to express her concerns in regards to the ongoing Mayor Pizzi's litigation against the Town of Miami Lakes; reminding the Council that the expenses of the Mayor's criminal case are not and should not be responsibility of the Town.

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

Mayor Pizzi withdrew item 15H, 16B and 16C.

The Mayor requested to move up item 15J, so that it be heard directly after the Order of Business. Mayor Pizzi requested that items 15A and 15B be combined and that item 15G be heard directly after items 15A and 15B.

Councilmember Cid requested that he wanted to co-sponsor item 15D.

Councilmember Lama made a motion to adopt the agenda as amended. The motion received a second from Councilmember Daubert and all were in favor.

8. APPOINTMENTS:

Councilmember Tony Lama appointed Mr. George Deming to the Elderly Affairs Committee.

Councilmember Nelson Rodriguez appointed Ms. Alicia Moreno to the Elderly Affairs Committee.

Mayor Pizzi appointed Ms. Brown-Beamon to the Youth Activity Task Force.

9. COMMITTEE REPORTS:

Youth Activity Task Force:

Lynn Matos, Chairman of the Youth Activities Task Force, presented the committee's report.

10. CONSENT CALENDAR:

Mayor Pizzi made a motion to approve the items on the consent agenda and all were in favor.

A. Approval of Minutes:

November 3, 2015, Regular Council Meeting

December 1, 2015, Regular Council Meeting

December 15, 201, Attorney-Client Executive Session

Councilmember Rodriguez made a motion to approve the Minutes and the motion received a second from Councilmember Cid. All were in favor.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AUTHORIZING THE TOWN MANAGER TO ENTER INTO A COMMUNITY AESTHETIC FEATURE AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) AND THE TOWN OF MIAMI LAKES FOR THE INSTALLATION OF A COMMUNITY AESTHETIC FEATURE UNDERNEATH THE SR-826/PALMETTO EXPRESSWAY ALONG NW 154TH STREET/MIAMI LAKES DRIVE IN ACCORDANCE WITH THE TOWN-WIDE BEAUTIFICATION MASTER PLAN; 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 ADOPTING CRITERIA FOR INCLUSION INTO THE MIAMI LAKES SPORTS HALL OF FAME; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE. (REY, CID)

Approved on Consent.

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE PURCHASE OF INTERNET SERVICE PROVIDER (ISP) AND LOCAL ACCESS SERVICES; AUTHORIZING THE TOWN MANAGER TO UTILIZE THE GENERAL SERVICES ADMINISTRATION (GSA) IT SCHEDULE 70 CONTRACT GS-35F-0208L WITH CENTURYLINK PURSUANT TO SECTION 7 OF ORDINANCE 12-142 (THE TOWN'S PROCUREMENT ORDINANCE); 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)

Approved on Consent.

11. ORDINANCES-FIRST READING:

A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 15-186; AMENDING THE TOWN'S FISCAL YEAR 2015-2016 BUDGET; 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. (REY)

The Town Attorney, Raul Gastesi, read the title of the ordinance into the record.

Mayor Pizzi opened the public hearing.

As no one wished to speak, the Mayor closed the public hearing.

Councilmember Mingo made a motion to waive the rules and to open it for discussion. The motion received a second from Councilmember Lama.

The Town Clerk called the roll and the Ordinance in first reading passed unanimously.

12. ORDINANCES-SECOND READING (Public Hearing):

A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING THE TOWN OF MIAMI LAKES LAND DEVELOPMENT CODE BY AMENDING ARTICLE VI, DIVISION 1, SECTION 13-1612, NONCONFORMING USES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (REY/CID/MESTRE)

The Town Attorney, Raul Gastesi, read the title of the ordinance into the record.

Mayor Pizzi opened the public hearing. Being that no one wished to speak, the Mayor closed the public hearing.

Councilmember Cid made a motion to move the ordinance in Second reading. This motion was seconded by Councilmember Rodriguez. All were in favor.

Mayor Pizzi made a motion to amend this ordinance to state, that if people lose their property and their legal non conformity status as a result of a natural disaster or an act of God, that

they can rebuild it and preserve that status. The motion received a second from Councilmember Mestre.

Councilmember Mestre amended the original motion, and requested for an objective criteria to be put into place and for natural disasters to be limited to named storms. Mayor Pizzi accepted the friendly amendment and restated the amendment to say that staff should track commonly accepted language as to what constitutes an act of God and a natural disaster. The motion passed 6-1, with Councilmember Lama voting in opposition.

Mayor Pizzi made a motion to amend the ordinance to state as indicated, “provided however, that site improvements located waterward of the top of slope on waterfront, single family residential properties, and for which no original permit can be found, may be granted nonconforming status, through the administrative site plan process, where the Administrative Official finds that all of the following are true:

- a. The site improvement is not a fence, wall or hedge;
- b. The site improvement has existed since at least January 5, 2000;
- c. The site improvement is eligible to receive a building permit under the terms of the Florida Building Code; and,
- d. The site improvement does not limit or impair the reasonable use and enjoyment of any other property.”

Mayor Pizzi made a motion to make the modification that he read into the record. The motion received a second from Councilmember Cid and all were in favor.

Mayor Pizzi called for a recess break after the discussion of item 12A. All were in favor.

13. QUASI-JUDICIAL ITEMS/APPEALS (Public Hearing):

- 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 AT 15050 NW 79THCOURT, MIAMI LAKES, FLORIDA, FOLIO NUMBER 32-2022-009-0035, IN THE IU-C ZONING DISTRICT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FINDINGS; PROVIDING FOR APPROVAL; PROVIDING FOR CONDITIONS; PROVIDING FOR VIOLATION OF CONDITIONS; PROVIDING FOR APPEAL; PROVIDING FOR AN EFFECTIVE DATE. (REY)

The Town Attorney, Raul Gastesi, read the quasi-judicial procedures and the resolution into the record.

The Town Clerk swore in anyone wishing to speak.

Councilmember Lama recused himself.

Mayor Pizzi opened up the public hearing.

Ms. Carol Wyllie spoke in favor of the conditional use for Nonpublic Educational Facility, Ana G. Mendez University.

Mr. Ramon Nieves, from Ana G. Mendez University, spoke in favor of the conditional use and about the courses being taught from 6 pm to 10 pm.

Brandon Schaad, Director of Planning and Zoning, answered questions posed by the Town Council.

As no one else wished to speak, Mayor Pizzi closed the public hearing.

Councilmember Cid made a motion to approve the 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 at 15050 NW 79th Court. The motion received a second from Councilmember Mestre. The clerk called the roll and all were in favor.

14. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AMENDING THE TOWN'S PARKS AND FACILITIES USER FEE SCHEDULE PURSUANT TO ORDINANCE 11-140 AS CODIFIED IN SECTION 18-7 OF THE TOWN CODE; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE. (REY)

Councilmember Lama made a motion to approve the resolution. Councilmember Mestre seconded the motion and all were in favor.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AMENDING SECTION 6.1 OF THE SPECIAL RULES OF ORDER OF THE TOWN OF MIAMI LAKES F/K/A THE TOWN COUNCIL MEETING RULES AND PROCEDURES; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE. (RODRIGUEZ)

Councilmember Rodriguez made a motion to approve the resolution. Councilmember Lama seconded the motion and all were in favor.

- C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, EXPRESSING SUPPORT OF REFORMS BY STATE AND FEDERAL LEGISLATORS TO INSURE THAT STUDENTS BE PROTECTED FROM

INSTITUTIONAL FAILURES; PROVIDING AUTHORIZATION TO TOWN OFFICIALS; PROVIDING FOR TRANSMITTAL DIRECTIONS TO THE CLERK; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE. (PIZZI)

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

- D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A REQUEST PURSUANT TO SECTION 5(D) OF ORDINANCE 12-142 (THE “PROCUREMENT ORDINANCE”) TO WAVE SECTION 5 OF THE PROCUREMENT ORDINANCE FOR THE STREETScape IMPROVEMENTS PROJECT; AWARDING CONTRACT 2016-08D FOR THE STREETScape IMPROVEMENTS PROJECT TO DCORP, INC. IN AN AMOUNT NOT TO EXCEED \$127,220.72; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY 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)

Councilmember Cid made a motion to approve the resolution. Councilmember Lama seconded the motion and all were in favor.

15. NEW BUSINESS:

- A. “Breanna Vergara Foundation Way” (Cid)

Councilmember Rodriguez made a motion to designate 164 Street as Breanna Vergara Way. The motion received a second from Councilmember Cid and all were in favor. The Mayor and councilmembers all co-sponsored this item.

- B. Honoring Breanna Vergara (Mestre)

This item was combined with item 15A.

- C. Take Pride Miami Lakes! (Lama)

Councilmember Lama made a motion directing staff to come back with a comprehensive marketing program and campaign, incorporating an anti-litter program and ensuring that this information is disseminated to the schools, to our Town Committees and if the budget allows, to put signs in our parks that encourage people to take more personal responsibilities in the cleaning of our community. Councilmember Lama also requested

that the Neighborhood Improvement Committee be the head of this initiative. The motion received a second from Councilmember Rodriguez and all were in favor.

D. ALS Transport Unit for Station 64 (Rodriguez)

Mayor Pizzi made a motion to extend the meeting to ½ an hour. The motion received a second by Councilmember Rodriguez and all were in favor.

Councilmember Rodriguez made a motion requesting Town staff to prepare a resolution requesting that Miami Dade County Fire Rescue place an ALS Transport Unit (Rescue truck) at Station 64 and that this would serve as the trigger for the County to begin their budgeting and staffing process. The motion received a second from Mayor Pizzi and all were in favor.

E. Code Compliance and Resident Relief (Pizzi)

Mayor Pizzi made a motion to re-open the lien amnesty program, with a deadline to apply of April 1st, 2016, with the deadline to complete the permitting and compliance process by December 31st, 2016. This motion received a second from Councilmember Mingo.

Mayor Pizzi amended his original motion, for it to state that following way: to re-open the lien amnesty program, with a deadline to apply of June 1st, 2016. The motion received a second from Councilmember Mingo.

Mayor Pizzi amended his motion, directing staff to bring this back once the lien amnesty program finishes, and to re-open it at that point. The motion received a second from Councilman Cid.

Mayor Pizzi withdrew his motion and asked the Town Manager to provide him with a list of the 150 people who have liens and did not comply with the program. He stated that he would bring it back as a new business item, if he was convinced that many people had good reasons not to apply for the program. Motion died due to lack of second.

Mayor Pizzi then made a motion to re-open the lien amnesty program and to give a deadline to all the 150 people 'til June 1st, 2016. Councilmember Rodriguez seconded the motion. Shortly thereafter, Councilmember Rodriguez withdrew his second and the motion died due to lack of second.

F. New Zoning Overlay (Cid)

Councilmember Cid made a motion directing staff to look into obsolete office areas, as identified by staff, and to encourage and redevelop these areas. The motion received a second by Councilmember Mestre.

Mayor Pizzi made a motion to amend the original motion, asking staff to meet with Councilmember Cid and come back at the next meeting with additional nuts and bolts, explaining a more specific proposal on how they plan to tackle this and get the authorization, once we get more details on what they are going to do. The motion received a second from Councilmember Lama.

Mayor Pizzi made a motion to extend the meeting for 15 additional minutes. Councilmember Rodriguez seconded the motion.

Mayor Pizzi made a motion further stating staff should look into the redeveloping 155 Street, east of Miami Lakes North, to 57 Avenue, and to provide a gameplan about this in the next Council Meeting. The motion died due to no second.

Councilmember Cid restated his original motion to say that staff has already identified the area of 155 Street, as an area where redeveloping is needed, and they are going to determine what could work as part of an incentive to redevelop this area, and to bring back the game plan at the next Council Meeting. The Councilmembers were all in favor of this motion.

G. Breanna Vergara Rule Amendment (Lama)

Councilmember Lama made a motion requesting staff to comeback with recommendations to include emergency response training and CPR trainings in some of the contracts that we have with the Optimist Club, as well as with Miami Lakes United Soccer, and come back to us with recommendations on what we can do to better prepare those who are dealing with our children, in the event of a life threatening emergency. The motion received a second from Councilmember Rodriguez and all were in favor.

H. Miami Lakes Water Protection (Pizzi)

This item was withdrawn by Mayor Pizzi.

I. EKO Rook – Permissible in the Town (Cid)

Councilmember Cid made a motion to re-open the order of the agenda and move up item 15i and for it to be discussed after item 13A. All were in favor.

Councilmember Cid made a motion to amend the Town of Miami Lakes Code, for it to allow the use of Miami-Dade and State of Florida approved materials that simulate barrel title. The motion received a second from Councilmember Mestre and all were in favor.

J. Youth Program Enhancements (Pizzi)

Mayor Pizzi made a motion directing the Town Manager to meet with the Boy Scouts Troop 49 and with Ms. Annette Hungler and to do everything they can do in their power to accommodate the Boys Scouts schedule and give the Boys Scouts a home consistent with the will of the Town Council, and to come back at the next Council meeting with a Manager's report indicating what the solution will be. The motion received a second by Councilmember Mingo and all were in favor.

Mayor Pizzi made a motion for the Town Manager to bring back a multi-year agreement with Miami Lakes United Soccer, over the next 90 days and to bring a plan to address the problem of the uninsured vendors that are interfering with the existing programs; that is, for the Town Manager to bring back a franchise plan to make sure that the uninsured vendors are held to the same standards as Miami Lakes United Soccer. The motion received a second from Vice Mayor Daubert.

Councilmember Mingo amended Mayor Pizzi's motion, by inviting other people to negotiate (ITN) the fields that Miami Lakes United Soccer is currently using, prior to giving them a contract. The motion received a second by Councilmember Mestre.

Councilmember Mestre made a motion to table item 15J regarding the Miami Lakes United Soccer Team and the motion received a second from Councilmember Mingo. The Clerk called the roll and the motion to table failed to pass 4-3. Councilmember Cid, Councilmember Lama, Councilmember Rodriguez and Mayor Pizzi voted in opposition.

Councilmember Mingo withdrew his motion.

Mayor Pizzi restated his original motion to say, that the Town Manager should bring back the franchise proposal without incurring in any cost, and at that point, the Town Council can determine if they like the proposal or not and for the Town Council to bring back a multi-year agreement with Miami Lakes United Soccer, and to bring back the

franchise proposal to stop other vendors who so not have a contract with the Town of Miami Lakes and to stop interfering with their program.

16. MAYOR AND COUNCILMAN REPORTS:

A. Senior Center Update (Rodriguez)

Councilmember Rodriguez explained that our town runs 22 programs from three parks and that 1/3 of the residents in our town are 55 years of age and older. He explained that the Grahams Companies have a Senior Village planned to include 200 beds and that he would like an advance life support unit at Station 64 in order to take care of this growing population, He also explained that in that Senior Village, there will be a Senior Center that the Town will be running programs and opened to all the residents. He also explained that there will be another Senior Center located at the Shopping Center that will be built at 87 Avenue and 154 Street. Thus, two Senior Centers will be opening in the next two or three years. Councilman Rodriguez stated that the staff is doing a great job with and that the seniors are getting a good service from the Town.

B. Educational Programs in Town (Pizzi)

Mayor Pizzi deferred this item.

C. Intergovernmental Public Safety Programs (Pizzi)

Mayor Pizzi deferred this item.

17. MANAGER'S REPORT:

A. Friends of the Dog Recreation Area

Tony Lopez, Chief of Operations, gave an update on the group of volunteers that have met with Town staff and shown interest in the Dog Recreation Area and their interest in creating Friends of the Dog Group, a non-profit group to run and operate the dog recreation area on behalf of the Town.

18. ADJOURNMENT:

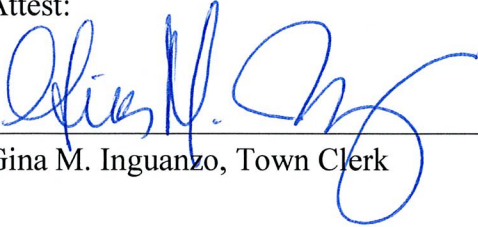
There being no further business to come before the Council, the meeting adjourned at 11:55 p.m.

Approved this 2nd day of February 2016.



Michael A. Pizzi, Mayor

Attest:



Gina M. Inguanzo, Town Clerk