

MINUTES
Regular Council Meeting
January 16, 2018
6:30 p.m.
Government Center
6601 Main Street
Miami Lakes, Florida 33014

1. CALL TO ORDER:

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

2. ROLL CALL:

The Town Clerk, Gina Inguanzo, called the roll with the following Councilmembers being present: Luis Collazo, Ceasar Mestre, Nelson Rodriguez, Marilyn Ruano, Vice Mayor Frank Mingo and Mayor Manny Cid. Councilmember Tim Daubert was absent.

3. MOMENT OF SILENCE:

Rabbi Mendel Weiss from Shabbat Miami Lakes Temple led the invocation.

4. PLEDGE OF ALLEGIANCE:

PFC Bruce W. Carter Young Marines led the Pledge of Allegiance.

5. SPECIAL PRESENTATIONS:

Principal Lourdes Diaz from Miami Lakes Educational Center was recognized for being named the 2017-2018 North Region Principal of the Year in the Town of Miami Lakes.

Rabbi Mendel Weiss was recognized for his successful event of the Ice Menorah Lighting during the month of December.

6. PUBLIC COMMENTS:

Neil Robinson came before the Town Council to provide an update on the resolution supporting the inaugural of the Cultural Affairs Committee Martin Luther King unity breakfast event and the upcoming event, Jazz in the Park.

Pedro Fiallo came before the Town Council to thank the Mayor and Councilmembers for their help in the community and he also stated that he supported an increase in Mayoral and Councilmember compensation.

Claudia Luces came before the Town Council to speak on her concerns regarding the blasting issues. Mrs. Luces also spoke on her support of item 14C.

Luis Martinez came before the Town Council to speak on his support of the amended item, 12A.

Abel Fernandez came before the Town Council to speak on his concerns regarding blasting issues.

Carol Wyllie came before the Town Council to speak on the proposed item, 12A.

Lynn Matos came before the Town Council to speak on the upcoming event of Food and Wine Festival.

Mayor Wayne Slaton came before the Town Council to speak on his support of item 14E, Good Governance.

Dr. Alessandri came before the Town Council to speak on his support of item 14D, Special Needs Committee.

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

Councilmember Rodriguez motioned to move up item 14B. Mayor Cid moved 15A to be discussed before 14B; the Mayor also pulled item 10D. The Town Manager deferred item 12B to the February 6th, 2018 meeting and Councilmember Mestre withdrew item 14A. Councilmember Rodriguez motioned to approve the new Order of Business. Councilmember Collazo seconded the motion, and all were in favor.

Under the New Business items, Mayor Cid reopened the Order of Business and motioned to add 13B, a follow up resolution regarding the passive park over I-75. Councilmember Mestre seconded the motion and the motion passed, 6-0, with Councilmember Daubert absent.

8. APPOINTMENTS:

Edgar Alba was reappointed to the Cultural Affairs Committee, nominated by Councilmember Tim Daubert.

Steven Brimo was appointed to the Economic Development Committee, nominated by Councilmember Tim Daubert.

Marcos Gutierrez was appointed to the Sports Hall of Fame Committee, nominated by Councilmember Tim Daubert.

Elsa Reus was reappointed to the Cultural Affairs Committee, nominated again by Mayor Manny Cid.

9. COMMITTEE REPORTS:

Vice Chair Rudy Lloredo, of the Neighborhood Improvement Committee, reported on the projects the committee has organized throughout the year of 2017 such as the bike ride event. Mr. Lloredo also reported that the committee is currently seeking partnerships for their events and continues to implement events to make the Town more mobile.

Chairman Michael Huffaker, of the Economic Development Committee, reported on the highlights of 2017 such as the Best of Miami Lakes Campaign, a Facebook Live at Shula's Spa, and networking events in the community.

10. CONSENT CALENDAR:

Councilmember Mestre motioned to approve items 10A, 10B, and 10C under the Consent Calendar. Vice Mayor Mingo seconded the motion and the motion passed, 6-0, with Councilmember Daubert being absent.

A. Approval of Minutes

- December 5, 2017 Regular Council Meeting

Approved on Consent.

B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE TOWN OF MIAMI LAKES REGARDING FILM PERMITTING; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE TOWN; PROVIDING FOR INCORPORATION OF RECITALS; 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 PROJECT AGREEMENT BETWEEN KIMLEY-HORN AND ASSOCIATES, INC. AND THE TOWN OF MIAMI LAKES FOR A STORM WATER MASTER PLAN UPDATE; 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, AWARDED CONTRACT ITB 2018-11 FOR THE MARY COLLINS COMMUNITY CENTER WINDOWS AND DOORS REPLACEMENT PROJECT TO HARTZELL CONSTRUCTION, INC. ("HARTZELL") IN AN AMOUNT NOT TO EXCEED \$56,000.00; 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)

This item was pulled under the Order of Business by Mayor Cid.

Mayor Cid motioned to approve item 10D. Councilmember Rodriguez seconded the motion and the motion passed, 6-0, with Councilmember Daubert being absent.

11. ORDINANCES- FIRST READING:

- A. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA RELATING TO GOVERNMENTAL FACILITIES; AMENDING DIVISION 24, ENTITLED "GP GOVERNMENTAL PROPERTY DISTRICT," OF ARTICLE IV, ZONING DISTRICT REGULATIONS, OF CHAPTER 13, LAND DEVELOPMENT CODE; ESTABLISHING PROVISIONS FOR THE REVIEW AND APPROVAL OF GOVERNMENTAL FACILITIES; PROVIDING FOR COMPLIANCE WITH STATE STATUTES; PROVIDING FOR ADOPTION OF RECITALS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Rodriguez)

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

Mayor Cid opened the public hearing.

There being no else wishing to speak, Mayor Cid closed the hearing.

Director of Planning, Darby Delsalle, presented item 11A and answered questions posed by the Town Council.

Councilmember Rodriguez motioned to approve the ordinance in first reading and Councilmember Mestre seconded the motion. The Town Clerk called the roll and the motion passed, 6-0, with Councilmember Daubert being absent.

- B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, AMENDING THE TOWN'S CODE OF ORDINANCES AT CHAPTER 35, ARTICLE II, COMMUNICATIONS FACILITIES IN PUBLIC RIGHTS-OF-WAY; RELATING TO THE PLACEMENT OF UTILITIES OTHER THAN COMMUNICATION

FACILITIES LOCATED WITHIN THE RIGHTS-OF-WAY, BOTH ABOVE AND BELOW GROUND; CREATING ARTICLE III, PROVIDING FOR REGULATIONS RELATING TO THE PLACEMENT OF COMMUNICATION FACILITIES, WIRELESS FACILITIES, PASS-THROUGH FACILITIES, AND OTHER SIMILAR FACILITIES, WITHIN THE TOWNS RIGHTS-OF-WAY, BOTH ABOVE AND BELOW GROUND; PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR ORDINANCES IN CONFLICT, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. (Rey)

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

Mayor Cid opened the public hearing.

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

Director of Planning, Darby Delsalle, presented item 11B and answered questions posed by the Town Council.

Councilmember Mestre motioned to approve the ordinance in first reading and Councilmember Rodriguez seconded the motion. The Town Clerk called the roll and the motion passed, 6-0, with Councilmember Daubert being absent.

- C. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 17-213; AMENDING THE TOWN'S FISCAL YEAR 2017-2018 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.

Assistant Town Manager, Andrea Agha, presented item 11C and answered questions posed by the Town Council.

Councilmember Mestre motioned to approve the ordinance in first reading and Vice Mayor Mingo seconded the motion. The Town Clerk called the roll and the motion passed, 6-0, with Councilmember Daubert being absent.

12. ORDINANCES -SECOND READING:

- A. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, RELATING TO ARCHITECTURAL DESIGN STANDARDS; AMENDING CHAPTER 13, LAND DEVELOPMENT CODE; OF ARTICLE III, AMENDING SECTION 13-304(H); AND CREATING SECTION 13-311,

ENTITLED, "DESIGN AND ARCHITECTURAL STANDARDS," TO ESTABLISH DESIGN AND ARCHITECTURAL REVIEW STANDARDS FOR MULTIFAMILY RESIDENTIAL AND NONRESIDENTIAL DEVELOPMENT; PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR ORDINANCES IN CONFLICT, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. (Mestre)

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

Mayor Cid opened the public hearing.

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

Director of Planning, Darby Delsalle, presented item 11B and answered questions posed by the Town Council.

Councilmember Mestre motioned to approve the ordinance in second reading and Vice Mayor Mingo seconded the motion. The Town Clerk called the roll and the motion passed, 6-0, with Councilmember Daubert being absent.

- B. AN ORDINANCE GRANTING TO FLORIDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE, IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO, PROVIDING FOR MONTHLY PAYMENTS TO THE TOWN OF MIAMI LAKES, FLORIDA, AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

This item was deferred to the Regular Council Meeting scheduled to take place on February 6th, 2018.

- C. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING SECTION 2.52 OF THE CODE TITLED SALARY AND BENEFITS OF MAYOR; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

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

Councilmember Rodriguez motioned to approve the ordinance in second reading and Councilmember Mestre seconded the motion.

Vice Mayor Mingo opened the public hearing.

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

The Town Clerk called the roll and the motion passed, 5-0, with Councilmember Daubert being absent and Mayor Cid having been recused.

- D. AN ORDINANCE OF THE TOWN OF MIAMI LAKES FLORIDA, RELATING TO ELECTIONS; AMENDING SECTION 10.21 OF THE CODE OF TOWN ORDINANCES TO PROVIDE NEW QUALIFYING DATES FOR TOWN ELECTIONS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE. (Gastesi)

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

Assistant Town Attorney, Lorenzo Cobiella, explained item 11D and answered questions posed by the Town Council.

Councilmember Collazo motioned to the Ordinance in second reading and Councilmember Mestre seconded the motion. The Town Clerk called the roll and the motion passed, 6-0, with Councilmember Daubert being absent.

13. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, WAIVING THE COMPETITIVE PROCUREMENT PROCEDURES UNDER SECTION 5(D) OF ORDINANCE 17-203; AWARDING CONTRACT 2018-05 FOR THE CONSTRUCTION OF THE GOVERNMENT CENTER EMERGENCY GENERATOR ENCLOSURE TO LA PERLA CONTRACTORS, INC. IN AN AMOUNT NOT TO EXCEED \$210,000.00; 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)

The Town Attorney, Raul Gastesi, read the Resolution into the record.

Town Manager, Alex Rey, explained item 13A and answered questions posed by the Town Council.

Councilmember Mestre motioned to approve item 13A, Vice Mayor Mingo seconded the motion and all were in favor.

- B. RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES DIRECTING THE FLORIDA DEPARTMENT OF TRANSPORTATION TO DEVELOP THE BRIDGE JOINING N.W. 154th STREET OVER INTERSTATE 75; PROVIDING FOR AUTHORIZATION OF TOWN OFFICIALS; PROVIDING FOR AUTHORIZATION OF THE TOWN CLERK; PROVIDING FOR

INCORPORATION OF RECITALS AND PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Town Attorney, Raul Gastesi, read the resolution into the record.

Councilmember Rodriguez motioned to approve item 13B. Councilmember Mestre seconded the motion and the motion passed unanimously.

14. NEW BUSINESS:

A. Metal Detectors (Mestre)

Councilmember Mestre withdrew this item under the new Order of Business.

B. Request for Resolution for the Passive Park over I-75 (Bridge Park) (Rodriguez)

Councilmember Rodriguez motioned to have staff create a Resolution in reference to converting the bridge over I-75 into a passive linear park. The motion was seconded by Councilmember Mestre and the motion passed, 6-0, with Councilmember Daubert being absent. Mayor Cid motioned to reopen the Order of Business and Councilmember Rodriguez seconded the motion. The motion passed, 6-0, with Councilmember Daubert being absent.

C. Mobility Fee (Collazo)

Councilmember Collazo motioned for staff to reevaluate the mobility fee ordinance and report back to the Town Council with recommendations of changes, if any, that would help the Town continue to reach its mobility goals effectively. The evaluation would include, but not be limited to, a review of the current fee structure, forecasted development projects and roadway improvements projected tax revenue from new or redevelopments, subject to forecasted to be impacted by a mobility fee. Alternative approaches or hybrid models and any other recommendations based on this evaluation. Once the staff completes its evaluation and presents its findings to the Town Council then we'll have an opportunity to exercise our oversight function to discuss these findings and determine how they can be applied or changed if at all. Councilmember Ruano seconded the motion.

D. Special Needs Committee (Ruano)

Councilmember Ruano motioned to have the Special Needs Committee reactivated for residents in need of such services along with renaming the Committee to Special Need Advisory Board or Special Needs Advisory Committee. Councilmember Rodriguez seconded the motion and the motion passed, 6-0, with Councilmember Daubert being absent.

E. Good Governance (Cid)

Mayor Cid made a motion to place on the ballot of August 2018, a charter question, requiring future Councilmembers to obtain an educational training set forth by an Ordinance. Councilmember Rodriguez seconded the motion and the motion passed, 6-0, with Councilmember Daubert being absent.

F. Concealed carry (Mestre, Rodriguez)

Councilmember Mestre motioned that the Town Attorney research into preparing an ordinance which allows Councilmembers to carry a concealed weapon while sitting on the dais solely for protection. Councilmember Rodriguez seconded the motion. The Town Clerk called the roll and the motion failed, 3-3, with Councilmember Daubert being absent and the following councilmembers voting in opposition: Councilmember Collazo, Vice Mayor Mingo and Mayor Cid.

G. Social Media Strategy (Cid)

Mayor Cid made a motion requesting that staff present a social media strategy plan to the Town Council in which the strategy would be planned in house. Councilmember Rodriguez seconded the motion and the motion passed, 6-0, with Councilmember Daubert being absent.

Mayor Cid motioned to extend the meeting to 11:30 p.m. Councilmember Collazo seconded the motion and the motion passed unanimously.

H. Hotel Taxes (Cid)

Mayor Cid made a motion requesting that the Town Manager research information regarding hotel taxes in the Town of Miami Lakes. Councilmember Mestre seconded the motion and the motion passed, 6-0, with Councilmember Daubert being absent.

I. Ordinance and Town Code dealings with ATV's and Off-Road Vehicles (Rodriguez, Collazo)

Councilmember Rodriguez motioned to waive section 7.2 of the Special Rules of Order. Councilmember Mestre seconded the motion and the motion passed unanimously.

Councilmember Rodriguez motioned that staff research into adding a citation fee to ATV drivers that are driving recklessly. Councilmember Collazo seconded the motion and the motion passed unanimously. Councilmember Daubert was absent.

15. MANAGER'S REPORT:

A. Human Trafficking Awareness

The Town Manager, Alex Rey, reported on a request of Michelle Rodriguez, a resident of Miami Lakes, to host a lecture and Q&A session at Town Hall regarding Human Trafficking Awareness on Saturday, January 27th, 2018 from 2 to 4 P.M. Michelle spoke before the Town Council requesting to use the Council Chambers to hold the seminar. Mayor Cid motioned to allow the session to be held in Town Hall. Councilmember Collazo seconded the motion and the motion passed unanimously.

B. Bandshell Report

The Chief of Operations Officer, Tony Lopez, reported on the findings and recommendations on placing a permanent bandshell in the Town. Tony Lopez reported on an alternative option, an Airnasium, to place at the Optimist Park which would include a bandshell option as well.

C. License Plate Recognition

Major Ruiz reported on his findings of automated License Plate Recognition Systems (LPRS). He discussed the cost and difference of fixed LPRS and variable smart sign LPRS. Major Ruiz recommended placing fixed LPRS in four (4) different intersections in the Town. Councilmember Mestre motioned to move forward with Major Ruiz's recommendation. Mayor Cid seconded the motion and the motion passed, 6-0, with Councilmember Daubert being absent.

Mayor Cid made a motion to extend the meeting until 11:45 p.m. Councilmember Collazo seconded the motion and the motion passed unanimously.

16. ATTORNEY'S REPORT:

A. Attorney's Report on Pending Litigation

The Town Attorney, Raul Gastesi, reported on the litigation expenses regarding the Pizzi Criminal matter.

ADJOURNMENT:

There being no further business to come before the Town Council, the meeting adjourned at 11:32 p.m.

Approved on this 6th day of February 2018.

Attest:

Manny Cid, Mayor

Gina M. Inguanzo, Town Clerk