

**MINUTES**  
**Regular Council Meeting**  
**November 7, 2017**  
**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 6:40 p.m.

**2. ROLL CALL:**

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

**3. MOMENT OF SILENCE:**

Ismael Diaz, Chief Financial Officer, led the invocation.

**4. PLEDGE OF ALLEGIANCE:**

Girl Scouts of Miami Lakes, Troop 902, led the Pledge of Allegiance.

**5. SPECIAL PRESENTATIONS:**

Michael Uspensky was recognized for his great achievements as a High School football coach at Hialeah-Miami Lakes High School.

**6. ELECTION OF VICE MAYOR:**

The Town Clerk, Gina Inguanzo, explained the election of Vice Mayor, in accordance to section 2.2(b) of the Town Charter. The Mayor and Councilmembers submitted their ballots, thereby casting their vote for Vice Mayor. Councilmember Frank Mingo received 7 nominations. Thus, Councilmember Frank Mingo became the new Vice Mayor.

**7. PUBLIC COMMENTS:**

Neill Robinson came before the Town Council respectfully requesting the support of the entire Town Council to organize a unity breakfast on Martin Luther King Day in Town Hall.

Esther Colon came before the Town Council to respectfully ask that the resolution, under item 14B, be deferred until the December 5<sup>th</sup> Regular Council Meeting due to the amendment of Ordinance 12-144. She also asked that a forum be held to discuss the Optimist park report, or it be placed on a referendum.

Brian Hoadley, President of the Miami Lakes Optimist Club, came before the Town Council to respectfully request that item 17C be moved up in the Agenda since the students attending had a game starting at 7:30 p.m.

Alex Castroman came before the Town Council to speak on behalf of the Optimist Club of Miami Lakes regarding Eastbay, a Sporting Good Company, willing to offer funding and partner with the Town to start renovations.

Mirtha Mendez came before the Town Council to speak against the item 17C regarding the borrowing of funds.

Luis Arrojas came before the Town Council to speak on the Optimist Park.

Claudia Lucas came before the Town Council to speak on the Veteran's Day parade and recognize the staff and Veteran's Day Committee for their wonderful work.

Carol Wylie came before the Town Council to speak on item 12A; the Land Development Code.

Lynn Matos came before the Town Council on behalf of the Youth Activities Task Force to thank the staff and police on their support during the Halloween event.

Former Mayor, Wayne Slaton came before the Town Council to speak in favor of the Optimist park renovations.

Jim Hamilton came before the Town Council to speak on item 17C, the Optimist park report.

David DeVarona came before the Town Council to speak on the Optimist park report.

Luis Martinez came before the Town Council to speak on item 12A and encouraged the Town Council to revisit the item.

Mayor Cid closed public comments.

## **8. ORDER OF BUSINESS (DEFERRALS/ADDITIONS/DELETIONS):**

Mayor Cid added item 16B, a report on the Miami-Dade School Board, a new business item regarding the Cultural Affairs Committee and moved up item 17C to after the Consent

Calendar. Councilmember Mestre moved the approve the new Order of Business. Councilmember Rodriguez seconded the motion, and all were in favor.

**9. APPOINTMENTS:**

Rodrigo Lozano was appointed to the Cultural Affairs Committee, nominated by Councilmember Luis Collazo.

Eddie Blanco was appointed to the Neighborhood Improvement Committee, nominated by Councilmember Ceasar Mestre.

Councilmember Rodriguez moved to approve the appointments. Vice Mayor Mingo seconded the motion, and all were in favor.

**10. COMMITTEE REPORTS:**

There were no Committee Reports for the month of November.

**11. CONSENT CALENDAR:**

A. Approval of Minutes

- October 3, 2017 Regular Council Minutes
- October 12, 2017 Design Aesthetics Workshop Minutes
- October 18, 2017 Special Call Minutes
- October 19, 2017 Town Manager Selection Workshop Minutes
- October 24, 2017 Sunshine Meeting Minutes

Approved on Consent.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE AN AGREEMENT WITH BEEFREE AND THE TOWN OF MIAMI LAKES FOR ON-DEMAND TRANSPORTATION SERVICES, AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE AGREEMENT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE AGREEMENT; AUTHORIZING THE EXPENDITURE OF BUDGETED FUNDS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Rey)

Approved on Consent.

**12. ORDINANCES- FIRST 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.

Councilmember Daubert motioned to approve the ordinance in first reading and Councilmember Mestre seconded the motion. The Town Clerk, Gina Inguanzo, called the roll and all were in favor.

- B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES FLORIDA, RELATING TO ELECTIONS; AMENDING ORDINANCE NO 12-144 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.

The Town Attorney, Raul Gastesi, read the title of the Ordinance into the record and answered questions posed by the Town Council.

Vice Mayor Mingo made a motion to waive the rules and open the public comments section of the meeting. Councilmember Mestre seconded the motion, and all were in favor.

Esther Colon came before the Town Council to speak on the ordinance and recommend that the Town Council consider the transparency of the qualify dates and publication dates of the elections.

The Town Clerk, Gina Inguanzo, explained what the Ordinance states regarding the qualifying dates of regular and special elections.

After some discussion, the Town Manager suggested deferring item 12B and bringing the item to first reading with discussed changes at a later date. Councilmember Mestre made a motion to defer the ordinance in first reading. Councilmember Daubert seconded the motion and all were in favor.

### **13. ORDINANCES- SECOND READING (PUBLIC HEARING):**

- A. AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, RELATING TO CHAPTER 13, LAND DEVELOPMENT CODE, AMENDING SECTIONS 13-870 AND 13-881, RELATING TO DEVELOPMENT APPROVAL PROCEDURES FOR BUILDING HEIGHTS EXCEEDING FIVE (5) STORIES IN THE TC, TOWN CENTER DISTRICT, REQUIRING SUCH DEVELOPMENT REQUESTS BE SUBJECT TO

TOWN COUNCIL CONSIDERATION; PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR ORDINANCES IN CONFLICT, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. (Cid & Collazo)

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, the public hearing was closed.

Planning Director, Darby Delsalle, presented the ordinance and answered questions posed by the Town Council.

Councilmember Collazo made a motion to approve the ordinance in second reading and Councilmember Daubert seconded the motion. The Town Clerk, Gina Inguanzo, called the roll and all were in favor.

- B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 16-197, AS AMENDED BY ORDINANCE 17-199; AMENDING THE TOWN'S FISCAL YEAR 2016-2017 BUDGET; CREATING A DISASTER FUND; 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.

The Town Manager, Alex Rey, presented item 13B and answered questions posed by the Town Council.

Councilmember Mestre motioned to approve the ordinance in second reading and Councilmember Rodriguez seconded the motion. The Town Clerk, Gina Inguanzo, called the roll and the ordinance was adopted 7-0.

#### **14. RESOLUTIONS:**

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, ADOPTING AND TRANSMITTING TO THE MIAMI-DADE COUNTY BOARD OF COUNTY COMMISSIONERS, PURSUANT TO MIAMI-DADE COUNTY ORDINANCE NO. 16-138, THE TOWN'S FINAL LEGISLATIVE FINDINGS OF THE MATTER REGARDING THE PRACTICALITY OF PROVIDING WORKFORCE HOUSING WITHIN THE TOWN'S TERRITORIAL JURISDICTION, AND TRANSMITTING TO THE COUNTY THE TOWN'S

INTENT TO OPT OUT OF THE WORKFORCE HOUSING DEVELOPMENT PROGRAM DUE TO THE LACK OF AVAILABILITY AND THE HIGH VALUE OF VACANT LAND AND REDEVELOPMENT SITES; PROVIDING FOR AN INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE.(Rey)

The Town Attorney, Raul Gatesi, read the title of the resolution into the record.

Planning Director, Darby Delsalle, presented item 14A and answered questions posed by the Town Council.

Councilmember Daubert motioned to approve item 14A and Councilmember Rodriguez seconded the motion. The Town Clerk, Gina Inguanzo, called the roll and all were in favor.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, SCHEDULING A SPECIAL ELECTION ON AUGUST 28, 2018 IN ACCORDANCE WITH THE TOWN CHARTER; SETTING QUALIFYING DATES AUTHORIZNG THE TOWN MANAGER, TOWN CLERK AND TOWN ATTORNEY TO TAKE ANY NECESSARY ACTION; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.

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

Councilmember Mestre motioned to defer item 14B and Councilmember Daubert seconded the motion. The Town Clerk, Gina Inguanzo, called the roll and all were in favor.

- C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE A MEMORANDUM OF UNDERSTANDING BETWEEN SPIN, A BIKE SHARING COMPANY AND THE TOWN OF MIAMI LAKES, AUTHORIZING THE TOWN MANAGER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE MEMORANDUM OF UNDERSTANDING; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE MEMORANDUM OF UNDERSTANDING; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Cid/Rey)

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

Councilmember Daubert made a motion to approve item 14C and Councilmember Collazo seconded the motion. The Town Clerk, Gina Inguanzo, called the roll and all were in favor.

## **15. NEW BUSINESS:**

### **A. Flooding Mitigation (Cid)**

Mayor Cid made a motion directing staff to consider flooding mitigation standards and to look into the finalization of the storm water master plan. Councilmember Daubert seconded the motion and all were in favor.

### **B. Permitting and Notification Requirements (Daubert)**

Councilmember Daubert made a motion directing Town staff to look into notification requirements that contractors must submit regarding any issues in which they may be at fault. Councilmember Daubert also stated that contractors be fined should they not submit a notification in proper time. Councilmember Mestre seconded the motion, and all were in favor.

### **C. 5<sup>th</sup> Annual Toy Drive (Daubert)**

Councilmember Daubert withdrew item 15C, stated under the new Order of Business.

### **D. Event for Martin Luther King Day (Cid)**

This item was added as a New Business Item. Councilmember Daubert motioned to approve the addition of item 15D. Councilmember Collazo seconded the motion, and all were in favor. As part of the New Business Item, the Cultural Affairs Committee asked the Town Council to approve a unity breakfast on Martin Luther King Day and utilize Town Hall's facility for the event. Councilmember Daubert moved to approve item 15D. Councilmember Collazo seconded the motion, and all were in favor.

## **16. MAYOR AND COUNCILMEMBER REPORTS:**

### **A. MDX Interchange**

Councilmember Daubert made a motion to waive the rules and to add item 16B. Councilmember Collazo seconded the motion, and all were in favor. Mayor Cid reported on a meeting he had with Representative Manny Diaz, the Town Manager and MDX staff regarding the addition of 87<sup>th</sup> avenue extension onto I-75 as part of their plan without adding additional dollars. The Mayor also reported on 67<sup>th</sup> Avenue, which the Town Manager is currently working with MDX and HOA members to ensure that the sound wall will be breaking ground soon.

### **B. Parcel in Royal Oaks Park**

Mayor Cid gave a report on the transfer of a parcel located at Royal Oaks Park. Mayor Cid explained that he sent a letter to the Miami-Dade School Board and once it was categorically rejected, he set a meeting with the regions superintendent and their maintenance and facilities team. The Mayor stated that Tony Lopez, the Town Manager and himself met with the School Region Superintendent and staff members to work on a use agreement. Mayor Cid explained that the agreements will come to the Town Council for their review and approval.

## **17. MANAGER'S REPORT:**

A. SB -574 Tree and Timber Trimming, Removal and Harvesting

The Town Manager, Alex Rey, reported on item 17A and suggested that the Town's Lobbyist firm should lobby against the Bill 574 Tree and Timber Trimming. Mayor Cid motioned to approve the suggestion of the Town Manager. Councilmember Mestre seconded the motion, and all were in favor.

B. Mayoral Compensation

Mayor Cid recused himself from this item.

Town Manager, Alex Rey, explained and answered questions posed by the Town Council regarding Mayoral Compensation. Councilmember Rodriguez motioned to change the CPI effective upon the ordinance approval. Councilmember Mestre seconded the motion, and all were in favor.

C. Optimist Park Report

Town Manager, Alex Rey, reported on item 17C stating that the envisioned activities at the Optimist Park have a preliminary cost of \$4 million and should there be a decision to move forward with the reconfiguration of the fields, the cost would amount to \$2.8 million. The \$1.2 million dollars remaining would be used for 'a la carte' remodeling such as additional parking, the airnasium, or tennis and basketball courts.

The Town Manager also stated that a small amount of these reserves was used for the recovery of hurricane Irma and so asked for direction from the Town Council, to reduce cost, to pursue three different items with the objective that when the design of the Optimist park is finalized; a decision to complete the project can be formed. First, to put a bid out for an electrical contractor that specializes in field lighting to package the savings to be generated from LED lights to other durable lighting. Second, inputting a cell tower in the north end of the park. And lastly, the option to execute an agreement with the private sector to fund a portion of the development involving one of the fields for softball.

Councilmember Mestre made a motion approving that the Town Manager, Alex Rey, pursue with the 3 recommendations discussed and to discuss the balance at a later time. During discussion, Councilmember Collazo suggested for this item to be workshopped, once the Town Manager does his due diligence, gets feedback and gets the actual net number, in order to discuss the three agreements that have been researched. Councilmember Rodriguez seconded the motion and all were in favor.

**18. ATTORNEY'S REPORT:**

A. Attorney Reports on Pending Litigation

The Town Attorney, Raul Gastesi, reported on the former Mayor's lawsuit and stated that he will be filing another motion to dismiss the lawsuit which lacks merit.



**19. ADJOURNMENT:**

There being no further business to come before the Council, the meeting adjourned at 10:08 p.m.

Approved on this 5<sup>th</sup> day of December 2017.

Attest:

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Manny Cid, Mayor

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Gina M. Inguanzo, Town Clerk