

MINUTES
Regular Council Meeting
March 12, 2019
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: Carlos Alvarez, Luis Collazo, Joshua Dieguez, Jeffrey Rodriguez, Marilyn Ruano, Vice Mayor Nelson Rodriguez and Mayor Manny Cid.

3. MOMENT OF SILENCE:

Resident Marta Gonzalez led the Moment of Silence.

4. PLEDGE OF ALLEGIANCE:

Councilmember Jeffrey Rodriguez led the Pledge of Allegiance.

5. SPECIAL PRESENTATIONS:

The Chief Executive Officer of the Girl Scouts of Tropical Florida, Chelsea Wilkerson, and Girl Scouts were recognized and provided with a Proclamation naming March 12th, 2019 National Girl Scouts Day in Miami Lakes.

Teachers Lisa Deyarza, Lenard Gutierrez and students from Miami Lakes Middle School were recognized for their success in entering the *We The People: the Citizen and the Constitution* competition in Washington, D.C.

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

Mayor Cid motioned to add a Mayor's Report. Councilmember Dieguez motioned to be added as a co-sponsor to item 14C. Councilmember Collazo motioned to approve the new Order of Business. Councilmember Dieguez seconded the motion and all were in favor.

7. PUBLIC COMMENTS:

Dr. David Bennett came before the Town Council to speak on behalf of the Blasting Advisory Board.

Miguel Martinez came before the Town Council to speak on Senate Bill 1356.

Marcos Gutierrez came before the Town Council to speak on Lucida.

Mirtha Mendez came before the Town Council to speak on her concerns of arsenic use in Miami Lakes.

Roberto Alonso came before the Town Council to speak on the Annual Cars for Cure event on April 5th, 2019.

George Gerena came before the Town Council to speak on item 13C.

Esther Colon came before the Town Council to speak on item 13C.

Via Live Remote Public Comment: Abel Fernandez spoke before the Town Council in opposition of Senate Bill 1356 as written, use of chemical round-up, and CPR courses in Town.

Via Live Video Public Comment: The Domino's Club, spoke in favor of item 14C.

8. APPOINTMENTS:

William Garcia was appointed to Royal Oaks East-Special Taxing District Committee, nominated by Councilmember Marilyn Ruano.

Luis Marquez was appointed o the Royal Oaks Section One- Special Taxing District Committee, nominated by Vice Mayor Nelson Rodriguez.

Helen Costa was appointed to the Miami Lakes Section One- Special Taxing District Committee.

Peter Llaguno was appointed to the Miami Lakes Section One- Special Taxing District Committee.

Esther Colon was appointed to the Cultural Affairs Committee, nominated by Vice Mayor Nelson Rodriguez.

Vice Mayor Rodriguez motioned to approve the appointments. Councilmember Ruano seconded the motion and the motion passed, 5-0, with Councilmember Rodriguez and Mayor Cid recused.

9. COMMITTEE REPORTS:

Chair of the Veteran's Affairs Committee, Nayib Hassan, provided the Committee's annual report to the Town Council.

Chair of the Youth Activities Task Force Committees, Tony Fernandez, provided the Committee's annual report to the Town Council.

Secretary of the Economic Development Committee, Elizabeth Coto, provided the Committee's annual report to the Town Council.

10. CONSENT CALENDAR:

Vice Mayor Rodriguez motioned to approve the items under the Consent Calendar. Councilmember Collazo seconded the motion, and all were in favor.

A. Approval of Minutes

- February 5, 2019 Regular Council Meeting minutes
- February 19, 2019 Sunshine Meeting minutes
- February 25, 2019 Sunshine Meeting minutes

Approved on Consent.

11. ORDINANCE-FIRST READING:

A. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, RELATING TO PREVENTION OF HUMAN TRAFFICKING; AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE", AT ARTICLE IV, "ZONING DISTRICT REGULATIONS", PROVIDING FOR FINDINGS OF FACT, INTENT AND PURPOSE; PROVIDING FOR REQUIRED SIGNAGE; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Mayor Cid motioned approve item 11A. Councilmember Alvarez seconded the motion, and all were in favor.

B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING SECTION 2.56(c) OF THE TOWN CODE, TITLED TOWN ATTORNEY SELECTION AND APPOINTMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Councilmember Dieguez motioned approve item 11B. Councilmember Collazo seconded the motion, and all were in favor.

C. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING SECTION 2.55(c) OF THE TOWN CODE, TITLE TOWN MANAGER SELECTION AND APPOINTMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Councilmember Dieguez motioned approve item 11C. Councilmember Collazo seconded the motion, and all were in favor.

12. ORDINANCES- SECOND READING (PUBLIC HEARING):

- A. AMENDING CHAPTER 35, “STREETS, SIDEWALKS AND OTHER PUBLIC PLACES”, AT ARTICLE I, “IN GENERAL”, AT SECTION 35-4 THROUGH 35-6, PROVIDING FOR THE ADOPTION OF NEW FEES AND PENALTIES AND AMENDMENT OF FEES BY RESOLUTION; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

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.

Vice Mayor Rodriguez motioned to approve the ordinance in second reading. And Councilmember Ruano seconded the motion. The Town Clerk called the roll, and all were in favor.

13. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, ESTABLISHING A SCHEDULE OF FEES AND CHARGES FOR RIGHTS OF WAY PERMITS, PROVIDING FOR THE ADOPTION OF NEW FEES AND PENALTIES AND AMENDMENT OF FEES BY RESOLUTION; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

Vice Mayor Rodriguez motioned to approve item 13A and Councilmember Dieguez seconded the motion. The Town Clerk called the roll, and all were in favor.

- B. A RESOLUTION OF THE TOWN OF MIAMI LAKES, FLORIDA, TO APPROVE RENEWAL OF THE LICENSE AND USE AGREEMENT WITH THE OPTIMIST CLUB OF MIAMI LAKES FOR A PERIOD OF FIVE (5) YEARS FOR USE OF MIAMI LAKES OPTIMIST PARK; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING AUTHORITY TO THE**

TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT; AUTHORIZING THE TOWN MANAGER TO EXECUTE AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Claudia Luces came before the Town Council to speak on item 13B.

Councilmember Alvarez motioned to approve item 13B and Councilmember Rodriguez seconded the motion. The Town Clerk called the roll, and the motion passed, 5-1, with Councilmember Ruano in opposition and Mayor Cid recused.

C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AMENDING 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.

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

Mirtha Mendez came before the Town Council to speak on item 13C.

Claudia Luces came before the Town Council to speak on item 13C.

Town Attorney, Raul Gastesi, read into the records all the new proposed changes made to the Special Rules of Order, from the date the Agenda was generated.

Councilmember Collazo motioned to approve item 13C and Councilmember Rodriguez seconded the motion.

Councilmember Rodriguez motioned to amend the main motion and to keep the language that was deleted of section 4.1. Councilmember Collazo seconded the amendment to the motion.

Councilmember Dieguez made a motion to amend Councilmember Rodriguez' amendment to the main motion and stated that the time frame of Section 4.1 be set at 3 minutes for the initial introduction of the item and 1 minute rebuttal, as needed, to each councilmembers' comments. Councilmember Rodriguez seconded the motion.

Deputy Town Attorney, Lorenzo Cobiella, explained the proposed changes into the record. After some discussion, Councilmember Dieguez withdrew his motion.

After some discussion, the Town Attorney made a recommendation to add the following language after the third sentence of Section 4.1: The aforementioned time limits may be

amended during a discussion on a particular agenda item by a majority vote of the Town Council. Councilmember Rodriguez amended his amendment to the main motion and added the recommendation read by the Town Attorney into the record. Councilmember Collazo seconded the motion, and all were in favor.

Vice Mayor Rodriguez then spoke about the new proposed Section 5.4, Remote Public Comments. The Town Attorney stated that under the new Section 5.4, the speaker shall adhere to the rules as stated in Section 5. Thus, the Deputy Town Attorney explained that the people submitting the public comments remotely would have to fill out a public comment card and be submitted to the same disclosures as the speakers that physically attend the meetings. The Deputy Town Attorney said that the IT Department is working on it to make it possible. Vice Mayor said he wanted the remote speakers to be subject to the same high standards and proper decorum as the people present at the Town meetings.

Mayor Cid expressed his opinion and stated that he would prefer to delete the need of having public comment cards. He stated that his desire is for residents to come to the Council Meetings or to use the remote public comments tool and speak freely with no cards. No motion was made.

Vice Mayor Rodriguez then made a motion pertaining to Section 6.8. Vice Mayor Rodriguez made a motion with the recommendation of the Town Attorney which states that: All reports shall state (along with a description of the item) whether they are informational or seek direction from the Town Council. Councilmember Ruano seconded the motion and all were in favor.

Mayor Cid then made a motion approving the recommendation of the Town Attorney which states that: A link of the Council meeting agenda shall be sent to the Town residents as determined by the Town Manager. Vice Mayor Rodriguez seconded the motion and all in favor.

The Town Clerk called the roll approving item 13C as amended and all were in favor.

D. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AMENDING THE COMMITTEE RULES, REGULATIONS AND PROCEDURES; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Mirtha Mendez came before the Town Council to speak on item 13D.

Lorenzo Cobiella presented item 13D and answered questions posed by the Town Council.

Vice Mayor Rodriguez motioned approve the resolution with changes as needed. Councilmember Dieguez seconded the motion and all were in favor.

14. NEW BUSINESS:

A. Support of SB 1356 (Dieguez)

Councilmember Dieguez made a motion to adopt a resolution in support of Senate Bill 1356 with the inclusion of House Bill 1189 as currently drafted and have the resolution sent to the appropriate organizations. Councilmember Dieguez also made a motion requesting of the Town Council to waive the rules, directing the Town Attorney's to draft a resolution that would forward the proposals/recommendations of the Blasting Advisory Board to the Town's lobbyists to include the proper language into the bill. Vice Mayor Rodriguez seconded the motion.

Councilmember Dieguez then provided a strike all amendment to his original motion directing staff to draft a resolution in support of SB 1356 and HB 1189 as currently drafted and transmit the resolution as directed in the memorandum. Councilmember Dieguez also directed staff to draft a resolution that would amend the legislative priorities of the Town and to include the recommendations provided by the Blasting Advisory Board. This resolution would be sent to the Town's lobbyist firm. Vice Mayor Rodriguez seconded the motion, and all were in favor.

B. Hurricane Preparedness and Town-Wide Notifications (N. Rodriguez)

Vice Mayor Rodriguez informed the public of the Town's organized efforts and plan for Hurricane season.

C. Guido Inguanzo Memorial (Cid, N. Rodriguez, Collazo)

Mayor Cid motioned to approve the proposal submitted by the family and designate the courtyard located in Royal Oaks Park as "Guido's Domino Plaza" in memory of Guido Inguanzo's community efforts over the years with the Elderly Affairs Committee and more specifically for his love, work and dedication for making the Domino Tournament a reality. Vice Mayor Rodriguez seconded the motion, and all were in favor.

D. Adaptive Traffic Signalization System along NW 67th Avenue Corridor (Collazo)

Councilmember Collazo made a motion requesting that staff work with Miami-Dade County to explore the possibility of adapting a signalization system on 67th Avenue corridor. Mayor Cid seconded the motion, and all were in favor.

E. 2020 Census Campaign (N. Rodriguez)

There was no formal motion made for this item.

F. Amending Strategic Plan (Cid)

Mayor Cid made a motion amending the Guiding Principles under the Strategic Plan by adding: "Each idea should be about the future. Every single idea should make Miami Lakes a better place to live and work- not just for us here today, but for our children 20 years

from now- and their children as well”. Councilmember Collazo seconded the motion, and all were in favor.

Councilmember Dieguez motioned to strike all wording after “-not just for us here today” and instead insert after “- not just for us here today, but for future generations.” Councilmember Rodriguez seconded the motion, and all were in favor.

G. New Business Items and Staff Agenda Items (Cid)

Mayor Cid made a motion requesting that Memo’s from staff and the Town Council place a line, after the Fiscal Impact line, that explains how the item correlates to the Imagine Miami Lakes 2025 Strategic Plan. Councilmember Collazo seconded the motion and all were in favor.

***MAYOR AND COUNCILMEMBERS REPORT:**

A. “For More Citizen Engagement, One Town Turns to Video Calls” (Cid)

This item was discussed under 15J in the Manager’s Report.

Mayor Cid reported on the Town’s Nation recognition for their transparency efforts and flexibility on allowing citizen engagement.

15. MANAGER’S REPORT:

A. Balgowan Enforcement Evaluator

Public Works Director, Carlos Acosta, provided the results of the Balgowan road speed study between December 7th – December 17th.

The Town Manager, Edward Pidermann, stated that he would return during the April Council Meeting with a list of alternatives to speed reduction methods on Balgowan road.

B. 5G Telecommunication Poles in the Rights-of-Way Update

The Town Manager, Edward Pidermann, reported on the collaboration with FPL to have their 5G telecommunication poles cater to the characteristics of Miami Lakes.

C. Establishing Evaluation Criteria for Town Manager

The Town Manager, Edward Pidermann, reported on a template for the Town Manager’s evaluation process that was formatted by the ICMA.

D. Update on Resurfacing of the Playground in Picnic Park West

The Deputy Town Manager, Tony Lopez, provided an update report on the resurfacing of the playground in Picnic Park West project.

E. Town Manager Monthly Police Activity Report

Town Commander, Javier Ruiz, provided the monthly police report to the Town Council.

F. Update on West Lakes Reforestation Project Phase III

Deputy Town Manager, Tony Lopez, provided an update report on the West Lakes Reforestation Project Phase III with a start timeline of mid-April 2019.

G. FPL Franchise Fees Update

The Town Manager, Edward Pidermann, provided a report on the FPL Franchise Fees Update.

H. Update on Miami Lakes Optimist Park Design

The Deputy Town Manager, Tony Lopez, provided a report and presentation on the current development of the Miami Lakes Optimist Park design.

16. ATTORNEY'S REPORT:

A. Attorney's Report

The Town Attorney, Raul Gastesi, reported on the current ongoing litigations provided in the agenda.

ADJOURNMENT:

There being no further business to come before the Town Council, the meeting adjourned at 12:01 a.m.

Approved on this 9th day of April 2019.

Attest:

Manny Cid, Mayor

Gina Inguanzo, Town Clerk