

MINUTES
Regular Council Meeting
April 21, 2020
6:30 p.m.
Government Center
6601 Main Street
Miami Lakes, Florida 33014

1. SPECIAL PRESENTATIONS:

None.

2. ROLL CALL:

Mayor Manny Cid called the meeting to order at 6:36 pm.

The Town Clerk, Gina M. Inguanzo, called the roll with the following Councilmembers being present: Luis Collazo, Jeffrey Rodriguez, Marilyn Ruano, Vice Mayor Nelson Rodriguez and Mayor Manny Cid. Councilmember Alvarez joined the virtual meeting at 6:37 pm and Councilmember Dieguez joined the meeting at 6:50 pm.

3. MOMENT OF SILENCE:

Pastor Luis Egipciaco from Elevated Church led the invocation.

Ariel Fernandez was present via video and presented his meditation video from “Better You Minute”.

4. PLEDGE OF ALLEGIANCE:

Katrina Espinoza from Girls Scout Troop 902 led the Pledge of Allegiance.

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

Mayor Cid asked for Commissioner Steve Bovo to speak and address the Town Council before Public Comments and also moved up Item 15B, to be heard after Public Comments. Councilmember Ruano pulled Item 9B from the Consent Calendar. Councilmember Collazo moved to approve the new Order of Business and Councilmember J. Rodriguez seconded the motion. All were in favor.

Commissioner Steve Bovo called and participated in the Town Council and stated that the Town of Miami Lakes is between two zip codes with the highest number of cases with Covid-19

reported. He thanked the leadership of the Town Council for the sacrifices made in the Town of Miami Lakes to combat Covid-19. He thanked the residents that have donated food and for the volunteers making this possible.

Commissioner Bovo stated that he is asking for more testing sites to become available and is asking the Town of Miami Lakes to participate in the Advisory Committee that his staff is putting together, to include health care experts, commercial landlords, true mom and pop organizations, and recognized that our area's needs.

Councilmember Ruano asked Commissioner Bovo to explain, if any, the correlation, the link between the curfew and public health. Commissioner responded to her question.

6. PUBLIC COMMENTS:

The Town Clerk, Gina M. Inguanzo, read the instructions of proper decorum that are to be respected and followed in the Council Chambers of the Town of Miami Lakes and that are to be respected also in virtual meetings.

Richard Ruiz called to actively participate in the public comments section of the agenda. He thanked the Town Council for the opportunity given to the community by providing a virtual public meeting and thanked them for their great work. He stated that he has a non-essential business (barber shop) and expressed many of his ideas to protect the clients while delivering his service. He is eager to work again, with restrictions, and stated that he gets many calls from clients asking him to open up his business. He asked the Town Council to please help with the re-opening of small businesses.

Claudia Luces called to actively participate in the public comments section of the agenda. She thanked Councilmember Ruano for calling the Special Call Meeting back on April 2nd to discuss the implications of the mandated quarantine would affect the town, residents and small businesses. She stated that many are fortunate to continue receiving their paychecks, like government employees and others whose companies support them to work from home, others like small businesses do not have that luxury. She stated that the Town needs to be prepared and have different plans of action; that governments can only temporarily sustain; that citizens need to earn an income so she applauded Councilmember Ruano for leading that effort. Regarding the curfew, she mentioned that more congregations of people take place during the day than at night; that we should not add to the anxiety that our residents and community feel because of this; that it's important to take everything into consideration and that we need recovery numbers to share with the residents.

Dominik Frabizi called to actively participate in the public comments section of the agenda. He expressed his ideas to be able to re-open his business with limitations, while respecting social distance. He expressed that people need to get outside their homes; he also stated that he is able to service 6 people (clients) every hour and to disinfect his business every hour. He wants to work and he asked the Town Council to help with this request.

Edward Paez called to listen to the meeting.

Tony Fernandez called to listen to the meeting.

Lynn Matos called to actively participate in the public comments section of the agenda. She is overwhelmed with what she sees in our community – people coming together and joining forces and collaborating; she stated that she is so proud of her community, of the Town Council and that everyone is doing a phenomenal job. Very proud of the initiative brought forth by the Economic Development Committee and the collaboration of the Chamber of Commerce and the Miami Lakes Bar Association; she stated that she's in support of Councilmember Collazo's item 13A and that she is in favor of educating the public and getting postings to slow the speed zone in the lake; perhaps getting the Public Safety and the Neighborhood Improvement Committee involved.

Ms. Blanco called to listen to the meeting.

Mr. William called to observe and listen to the meeting.

Written Public Comments:

Esperanza Hope Reynolds sent an email to the Town Clerk and it was distributed to the Town Council via email.

Bonnie Cintron sent an email to the Town Clerk and it was distributed to the Town Council via email.

Once Public Comments were done, Councilmember J. Rodriguez made a motion to re-open the New Order of Business. Vice Mayor Rodriguez seconded the motion and all were in favor.

Councilmember J. Rodriguez made a motion to move up the Attorney's Report to be heard after the Consent Calendar. The motion was seconded by Vice Mayor Rodriguez and all were in favor.

7. APPOINTMENTS:

None.

8. COMMITTEE REPORTS

A. Sports Hall of Fame

Chairman Roman Garcia presented the report from the Sports Hall of Fame and stated that this year, it is the fourth class to be inducted. The inductees are the late Coach Mike Uspensky, Coach Howard Schnellenberger, Athlete Gus Gandarillas, Athlete Miriam Ochoa and Community Pioneer Roland Gomez. Mayor Cid made motion to officially adopt the 2020 Miami Lakes Hall of Fame. The motion was seconded by Councilmember J. Rodriguez. All were in favor. It was stated that Induction Ceremony to take place in the next few months, once the COVID-19 situation is more curtailed and gatherings are allowed once again.

B. Economic Development Committee

The Chairman of the Economic Development Committee, Eddie Blanco, presented the following 8 recommendations to the Town Council. He explained in detail, that these 8 recommendations were recently approved by the Economic Development Committee (EDC) during their April 21st Virtual Special Call Meeting, held at 4 pm. The following recommendations approved are the following:

1. **Local Community Inter Governmental Outreach-**To reach out to the our local, state and federal representatives asking for their with support requesting for more Testing Sites; to reach out to the state and ask them to suspend the collection of sales taxes [through June 30](#);
2. **Business Chambers and trade Organizations-** To reach out to the business leaders, in particularly to local groups such as the Business Chambers and trade associations, for them to suspend the collection of dues; to allow free memberships and to extend or offer free memberships to new businesses through the end of the year). Chair Blanco also requested for the TOML to send out a letter on this regard (it could be a letter on behalf of the EDC). Mr. Blanco also added that he would like them to interact with the EDC, so they can keep the EDC informed of what their business needs are and we can better keep them informed of what the state, federal and local government is doing to support local businesses.
3. **Town of Miami Lakes Business Practices-** For the Town of Miami Lakes procure products that are made within the town's limits and made in the USA. He stated that the Town Attorney recommended to maybe expand the local preference language that exists in the TOML Code.
4. **Business Support** -To immediately suspend the collection of BTR (Business Tax Receipts) through the end of the year 2020 and for new or pending application for change of use, for the Town Council to approve and allow new business owners to pay mobility fees on a payment schedule rather than a lumpsum upfront.
5. **Weekly Information Calls-** For the Town of Miami Lakes to support a weekly zoom meeting hosted by a local business community or trade organizations. These meetings can facilitate the dissemination of business information relative to the needs of our local community business owners.
6. **Budget-** Provider a \$5,000 emergency budget to the Town of Miami Lakes EDC to be able to educate the businesses on how to be more online friendly and provide a #shoplocal campaign.
7. **Certificate of Use and BTR's for new businesses to be allowed-** To be re-implemented and allowing new businesses to apply, to get them registered, and to get the CU process re-implemented.

8. **Cautious and careful re-opening for businesses-** For small business, small retail shops, to be able to re-open, with parameters; for them to re-open with no more than 6 people in each establishment (including employees); for all employees and occupants to be wearing masks, to remain 6 ft apart; for salons, barbers, one-on-one training to be done by appointment only; to remain closed: bars, churches, libraries, large gyms indoor amusements parks, malls, social clubs, tennis clubs, golf courses fishing charters to remain closed.

Mayor Cid made a motion to approve the recommendations from the Economic Development Committee, as presented by Chairman Eddie Blanco. The motion was seconded by Vice Mayor Rodriguez.

After discussion, Councilmember Dieguez proposed a strike all amendment, to delete the language of the main motion, and instead Councilmember Dieguez made a motion to take the recommendations from the Economic Development Committee and for them to be presented to the Town Council in a Special Call Meeting, to be scheduled by the Town Clerk, and for this meeting to be held during the next two week. By then, he added, that Town Staff would have had a chance to analyze all the recommendations and will be able to provide feedback about their recommendations to the Town Council. Councilmember Collazo seconded this amendment.

After additional discussion, Councilmember Jeffrey Rodriguez made a friendly amendment to Councilmember Dieguez' motion. Councilmember Rodriguez explained that Town Council should outline the specific issues, ideas, concepts, that they would like him (the Chair) to discuss on their behalf at the County meeting; in other words, to adopt the following list and for the Chair to discuss them at the County meeting. It was emphasized that this is an issue list, a list of ideas to be discussed with local, municipal, county and statewide. Councilmember Rodriguez then outlined the following items to be presented by Chair Blanco, at the County meeting:

1. To reach out to the our local, state and federal representatives asking for their with support requesting for more Testing Sites;
2. To reach out to the state and ask them to suspend the collection of sales taxes [through June 30](#);
3. Local Groups such as the Chamber and all voluntary associations to allow free memberships;
4. For the Town of Miami Lakes to procure items that are made in the USA;
5. Suspending the collection of BTR's;
6. New and pending application for changes in use; the payment of mobility fees in a payment scheduled and not lumpsum;
7. Certificate of Use and BTR's, if on hold, they should be restarted;
8. Cautious and careful re-opening for small retail businesses;

These items were not included in the list to be presented to the County:

9. Weekly information calls should not be in the list; This is (town specific)
10. For the EDC to receive \$5,000 emergency budget should not be in the list; (This is town specific)

Mayor Cid seconded this motion. The Town Clerk called the roll and Councilmember Rodriguez' amendment to Councilmember Dieguez' amendment passed unanimously.

Then, the amendment by Councilmember Dieguez to have a special call meeting in the next 2 weeks to discuss all the items presented by the EDC was discussed further. This amendment had been seconded by Councilmember Collazo. The Town Clerk called the roll and the amendment to the main motion passed 6-0, with Councilmember Alvarez being absent.

After additional discussion, the Town Clerk called the roll on the main motion made by Mayor Cid, as amended twice, and the motion passed 6-0, with Councilmember Alvarez being absent.

9. CONSENT CALENDAR:

Vice Mayor Rodriguez moved to approve the Consent Calendar. Councilmember Collazo seconded the motion. All were in favor. Councilmember Alvarez was absent.

A. APPROVAL OF MINUTES

- December 3, 2020 Special Call Meeting
- March 2, 2020 Sunshine Meeting
- March 9, 2020 Regular Council Meeting
- April 2, 2020 Special Call Meeting

Approved on Consent.

B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING THE AWARD OF A CONTRACT EXTENSION FOR DESIGN SERVICES FOR THE NW 59TH AVENUE FOR GEOTECHNICAL BORINGS, TO STANTEC CONSULTING SERVICES IN AN AMOUNT NOT TO EXCEED \$24,898; 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 EXTENSION; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE.(Pidermann)

This item was pulled by Councilmember Ruano and she asked the Town Manager to provide information about the funding of this project.

The Town Manager explained that in 2019, when he first started working for the Town of Miami Lakes, the big portion of this project was to be funded from the mobility budget. He was concerned with the inconsistencies of development revenues and he asked the former Transportation Manager, Michelle Gonzalez to request from the County, to supplant the mobility fee source with road impact fee money. The request was done, the study was commissioned, and it was sent to the County. Recently, the County sent the Town of Miami Lakes a letter stating that they agree with the findings of the study. The Town Manager explained that the following step was to go to the TPO and get them to agree. Recently, the TPO sent the Town a letter in support for the 59th project, just when the Town applied for the FDOT grant. The TPO has agreed with the project and agrees to use road impact fees to pay a portion of the project. So, the Town Manager stated this will be a fully funded project

thru FDOT and the County. The Town Manager explained that in the Capital projects meetings he has with Town staff, they take a conservative approach to looking carefully at the funding; he added that mobility fee is not taken into consideration because of the unreliability of developments.

Councilmember Ruano made a motion to approve the resolution. The motion was seconded by Councilmember Collazo and all were in favor. Councilmember Alvarez was absent.

10. ORDINANCE – FIRST READING:

- A. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, RELATING TO ENCROACHMENTS BEYOND THE TIE-LINE FOR WATERFRONT SINGLE-FAMILY AND TWO-FAMILY BUILDINGS; AMENDING CHAPTER 13, “LAND DEVELOPMENT CODE”, AT ARTICLE VI, “SUPPLEMENTARY REGULATIONS”, AT SECTION 13-1605, “WATERFRONT PROPERTIES”; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Pidermann)

The Town Attorney read the title of the ordinance into the record.

The Town Manager presented the item. He stated that it originated from the Planning and Zoning Board. The recommendation is that in waterfront properties only, the catch-basin for infinity pools, be allowed to pass the tide line and to amend the Land Development Code. To allow catch basins to encroach beyond the top of slope up to four (4) feet beyond the tie lines.

Vice Mayor Rodriguez made a motion to approve the ordinance in first reading and the motion was seconded by Councilmember J. Rodriguez. The Town Clerk called the roll and the motion passed 7-0.

- B. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, RELATING TO ATTACHED CANOPIES FOR SINGLE-FAMILY AND TWO-FAMILY BUILDINGS; AMENDING CHAPTER 13, “LAND DEVELOPMENT CODE”, AT ARTICLE V, “ALLOWABLE ENCROACHMENTS INTO THE REQUIRED YARDS AND EXCEPTIONS TO THE MAXIMUM PERMITTED HEIGHTS”, AT SECTION 13-1506, “CANOPIES,”; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.(Cid)

The Town Attorney read the title of the ordinance into the record.

The Town Manager presented the item. The Town Manager stated that it originated from the Planning & Zoning Board. He explained that what is being proposed is for the canopy to be allowed to encroach the setback 12 ½ feet, if they do not have a gazebo. The ordinance proposes to amend the maximum allowable encroachment for attached canopies from 7 feet to a maximum of 50% of the existing rear setback, while restricting additional detached structures in case where attached canopies are larger than seven feet.

Motion by Councilmember Alvarez and seconded by Councilmember Collazo. The Town Clerk called the roll and the ordinance in first reading passed 7-0.

11. ORDINANCE – SECOND READING:

- A. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING ORDINANCE NO. 19-251; AMENDING THE TOWN'S FISCAL YEAR 2019-2020 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.(Pidermann)

The Town Attorney read the title of the ordinance into the record.

The Town Manager presented the item, explained in detail all the proposed changes from first reading and answered questions posed by the Town Council.

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

Councilmember Collazo made a motion to adopt the changes and to discuss the ordinance further. The motion was seconded by Vice Mayor Rodriguez.

After discussion, Councilmember Collazo made an amendment to the main motion, to re-shift or set aside the \$35,000 for security enhancements at Government Center into the fund balance and once Town staff comes back to Town Hall, to give the flexibility to the Town Manager to reallocate this amount back in or determine how it needs to be modified; Councilmember Collazo added that maybe these security enhancement measures can be discussed at the future Special Call meeting. The amendment to the main motion was seconded by Councilmember Dieguez.

Councilmember Ruano made a motion to remove everything and anything that is unnecessary and just put everything into the reserves; Councilmember Ruano explained her concerns of not knowing what the Town budget is going to look like in the next fiscal year due to the economic impact caused by the virus, and stated that the municipality will not be immune to this economic impact. The motion died due to lack of second.

The Town Clerk called the roll for the amended Motion made by Councilmember Collazo, and the motion failed, 2-5, with Councilmembers Alvarez, Rodriguez, Ruano, Vice Mayor Rodriguez, and Mayor Cid voting in opposition.

The Town Clerk then called the roll and the main motion adopting the ordinance in second reading, as per staff recommendations, passed 6-1, with Councilmember Ruano voting in opposition.

- B. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, RELATING TO DRIVEWAYS IN RESIDENTIAL DISTRICTS ; AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE", AT ARTICLE V, "ALLOWABLE ENCROACHMENTS INTO THE REQUIRED YARDS AND

EXCEPTIONS TO THE MAXIMUM PERMITTED HEIGHTS” PROVIDING FOR FINDINGS OF FACT, INTENT AND PURPOSE; PROVIDING FOR REGULATIONS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Cid)

The Town Attorney 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.

The Town Manager presented the item. Town Manager stated that for the zero-lot homes, where they will allow 30 contiguous feet access to the sidewalk.

Mayor Cid made a motion to adopt the Ordinance in second reading and it was seconded by Councilmember Dieguez. The Town Clerk called the roll and the Ordinance passed 7-0.

- C. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, RELATING TO MOBILITY FEES; AMENDING CHAPTER 13, “LAND DEVELOPMENT CODE”, AT ARTICLE X, “CONCURRENCY REGULATIONS AND MITIGATION OF DEVELOPMENT IMPACTS”, DIVISION 2, “MOBILITY FEE”; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (Pidermann)

The Town Attorney read the title of the ordinance into the record.

The Town Manager presented the item and answered questions posed by the Town Council. The Town Manager stated that this ordinance is what provides the structure for the mobility fee; that this ordinance does not set the mobility rate. He also mentioned that the rate setting should be done fairly quickly, in less than 6 months.

Councilmember J. Rodriguez made a motion to adopt the ordinance in second reading and it was seconded by Councilmember Dieguez. The Town Clerk called the roll and the ordinance passed 7-0.

12. RESOLUTIONS:

- A. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, ESTABLISHING THE RATE PER DAILY TRIP UNDER THE TOWN OF MIAMI LAKES MOBILITY FEE ORDINANCE; PROVIDING FOR INCORPORATION OF RECITALS; AND PROVIDING FOR AN EFFECTIVE DATE. (Pidermann)

Town Attorney read the title of the resolution into the record.

The Town Manager presented this item in conjunction with item 11C and answered questions posed by the Town Council. The Town Manger stated that Corradino and Associates reevaluated the rates without the SMART Plan Projects and reached the

conclusion that the appropriate rate per daily trip at this time is \$209.52. He stated that once the Strategic Plan takes place, the Town Council can revisit the rate soon.

Vice Mayor Rodriguez made a motion to approve the resolution and it was seconded by Councilmember Dieguez. The Town Clerk called the roll and the resolution passed 6-1, with Councilmember Ruano voting in opposition.

- B. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING CONTRACT AMENDMENTS TO ASSIGN CONTRACT 2018-16GS BETWEEN THE TOWN OF MIAMI LAKES AND GREENSOURCE LANDSCAPE AND SPORTS TURF FOR GROUND MAINTENANCE SERVICES FOR MLOP AND ROP TO JUNIPER LANDSCAPING OF FLORIDA, LLC; APPROVING A CONTRACT AMENDMENT TO ASSIGN CONTRACT 2017-23GS BETWEEN THE TOWN OF MIAMI LAKES AND GREENSOURCE LANDSCAPE AND SPORTS TURF FOR GROUND MAINTENANCE SERVICES FOR POCKET PARKS AND ROW MEDIANS TO JUNIPER LANDSCAPING OF FLORIDA, LLC; AUTHORIZING TOWN OFFICIALS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE CONTRACT AMENDMENTS AND ASSIGNMENTS; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE CONTRACT AMENDMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (Pidermann)

Town Attorney read the title of the resolution.

The Town Manager presented the item and stated that this is a reassignment of a contract, from Greensource Landscaping to Juniper Landscaping. Councilmember J. Rodriguez made a motion to approve the resolution. It was seconded by Councilmember Dieguez and the motion passed 7-0.

- C. A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, TO AUTHORIZE THE TOWN MANAGER TO APPLY FOR AND ACCEPT THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION ELECTRIC CHARGING INFRASTRUCTURE PHASE ONE REQUEST FOR APPLICATION PROGRAM; AUTHORIZING THE TOWN OFFICIALS TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE TERMS AND CONDITIONS OF THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION ELECTRIC CHARGING INFRASTRUCTURE PHASE ONE REQUEST FOR APPLICATION PROGRAM; AUTHORIZING THE TOWN MANAGER TO EXPEND BUDGETED FUNDS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE. (Pidermann)

Town Attorney read the title of the resolution.

The Town Manager presented the item. Councilmember Collazo made a motion to approve the resolution and it was seconded by Councilmember Dieguez. The Town Clerk called the roll and the motion passed 7-0.

13. NEW BUSINESS ITEMS

A. Boating and Personal Watercraft Safety education and Enforcement in Lake Ruth, Loch Doon and Loch Ness and Adjoining Bodies of Water (Collazo)

Councilmember Collazo made a motion directing the Town Manager to add signage that would educate the people operating the water vehicles and work with the property owners and informing them about the issue, and also to asked the Town Manager to work with the jurisdictional authorities that can provide enforcement as well. Councilmember Collazo explained that this is a two-prong approach; first to educate the residents by adding signage and second, the enforcement component. The motion was seconded by Councilmember Alvarez and all were in favor.

B. Building Department (Cid)

Motion by Mayor Cid to waive the rules of Section 7.2. The motion was seconded by Vice Mayor Rodriguez. All were in favor.

Mayor Cid made a motion for Town of Miami Lakes to reimburse any resident that utilized a 3rd party professional inspection certification, within the two weeks that the Building Department was closed. The motion was seconded by Councilmember Ruano. Councilmember Collazo then made an amendment to the motion, by stating that this should apply to residential homes only, meaning to individual homeowners. Councilmember Ruano seconded the motion. All were in favor.

The Town Manager asked what amount was to be reimbursed, if the amount to be reimbursed was the amount the resident paid the 3rd party professional inspector. Councilmember Ruano responded she wanted reimbursement in full. If the work is not legal, Councilmember Ruano then responded that the Building Department would then have to revisit it. Mayor Cid then asked the Town Manager to provide the Town Council with a memo explaining the whole issue. The Town Attorney requested 10 days for the memo to be presented to the Town Council and it was accepted.

Vice Mayor Rodriguez then made an amendment to the motion to pay the residents the permit portion of what the inspection would have cost to the Town of Miami Lakes; to calculate what the resident lost and reimburse them for that amount; and for that amount not exceed the 50% of the total fees paid to the Building Department. The amended motion was seconded by Councilmember J. Rodriguez. All were in favor of the amendment.

The main motion, as amended twice, passed unanimously.

C. Emergency Order 20-07, Curfew (Dieguez)

Motion by Mayor Cid to waive the rules of Section 7.2. The motion was seconded by Vice Mayor Rodriguez. All were in favor.

Mayor Cid made a motion to extend to 11:30 pm. The motion was seconded by Councilmember Dieguez. All were in favor.

Councilmember Dieguez introduced his item and explained the reason why he understands that this emergency order 20-07, should not stand. Councilmember Dieguez also added that in the future, whenever an action that strikes the freedom of movement, it needs to get the approval of the legislative body. That the curfew, the action taken, according to him was not being backed by the facts on the ground. After a lengthy discussion amongst the councilmembers, Councilmember Dieguez moved to lift the nighttime curfew immediately. The motion was seconded by Councilmember Ruano. After all the councilmembers opined, the Town Clerk called the roll and the motion did not pass, 3-4, with Councilmembers Alvarez, Rodriguez, Vice Mayor Rodriguez and Mayor Cid voting in opposition.

Mayor Cid made a motion to extend to midnight. The motion was seconded by Vice Mayor Rodriguez. All were in favor.

D. Informational Resources (Dieguez)

Councilmember Dieguez introduced his item and stated that the intent of the item was to have an economic resource web page on the Town's Website, so residents can go and get relevant information and links to state and federal economic resources, and also get information about CARES Act, loans tax filing deadlines, student loans ect. Councilmember Dieguez thank Town staff and the Communications Department and Director Clarisell de Cardenas, for being proactive because by the time of the Council Meeting, Town Staff had already gone live with this resource web page.

14. MAYOR AND COUNCILMEMBER REPORTS:

A. #Groceries4Seniors (Cid)

Mayor Cid thanked Giving Gators, the Brianna Vergara Foundation for delivering food to seniors, to COHEA and Principal Carlos Alvarez for allowing his High school for allowing the food to be stored in his school.

B. Miami Lakes food Distribution (Collazo)

Councilmember Collazo thanked all the volunteers. He stated that last week the Food Distribution was done in collaboration with Commissioner Bovo and next Friday, the Food distribution would be done with an organization called Feeding South Florida taking place both at Royal Oaks Park and a special tanks to Major Ruiz and the Police Department for a great job done.

D. Meal Site at Miami Lakes United Methodist Church (Cid)

A special thanks was given to Pastor Bodin, his family, Mr. Michael Salem and the community in general for their work with food distribution. Petland Florida will also be distributing food for pets next week.

15. MANAGER'S REPORTS

A. Staff Recommendation or Modification to Code Enforcement Process Under State of Emergency

The Town Manager presented the following recommendations: to follow the Land Development Code, to continue to send courtesy notices/warnings and to let them know that it is not a fine, to work with residents regarding time extensions and continue to follow up with complaints and to continue to enforce all life, safety and building code violations. These are all measures to help the residents under the State of Emergency.

B. Independent Audit FY 2019

The Town Manager stated that the CAFR presentation was to be done by the auditing firm. Ismael Diaz introduced Mr. Gerry Donates, Senior Auditor. Mr. Donates stated that there were no findings to report nor weakness noted, no complications in dealing with Management, no difficulties encountered during the auditing process. He commended the Finance Department and Town Staff for a great job.

C. Follow up on Costs Related to “No Thru Trucks” signage on NW 82nd Avenue (Ruano)

The Town Manager explained that Miami Dade County wants a study to be done prior the signage. The Price tag for the study is \$19,000. If the County concurs with the study, then we would be able to get the signage done. Councilmember Ruano thanked the Town Manager for the follow up and she stated that for the moment, she would prefer for the town not to incur in any cost.

D. Town Manager Monthly Police Report

Major Ruiz presented the item and stated that there is lower crimes to report. They have been handling COVID-19 responses and they are focusing in making sure people respect the orders regarding parks and businesses; he also stated that they are following the emergency orders and providing security during the food distribution.

16. ATTORNEY'S REPORTS:

The Town Attorney, Raul Gastesi and the Deputy Town Attorney, Lorenzo Cobiella, spoke and presented a PowerPoint presentation summarizing a briefing of rules, orders and measures taken

during the COVID-19 pandemic times in the Town of Miami Lakes. The Deputy Town Attorney spoke about the importance of social distancing, sunshine and virtual meetings, public records and access, quasi-judicial rules, Zoning and Code Enforcement, Building Inspections and how we have collaborated with Neighboring Municipalities.

Councilmember Collazo made a motion that if the Town Attorney has any items in the next couple of weeks, he has direction from the Town Council to include any of these items in the upcoming Special Call. The motion was seconded by Councilmember Ruano and all were in favor.

Regarding orders that are being imposed vs. civil liberties, such as social distancing and orders making you stay at home and curfews, the Town Attorney stated that the orders issued by the Town are short term, short duration. No fines have been imposed nor arrests have taken place in the Town.

The Town Attorney spoke about the litigation Pizzi case. He requested additional money, \$50,000, to pay the bills of this case. The Town Attorney clarified that the money he requested is not for him, but to pay the Lydecker Diaz Law firm. Councilmember Dieguez moved to approve the Town Attorney's recommendation and it was seconded by Councilmember J. Rodriguez.

Councilmember Collazo asked the Town Attorney if he would be ok accepting \$30,000 instead and for him to come back to the Town Council if he needed more money in the future. The Town Attorney accepted the proposal made by Councilmember Collazo. So, Councilmember Collazo made a motion to move \$30,000 from the Litigation Reserve to be paid to the Town Attorney. The motion was seconded by Councilmember J. Rodriguez and all were in favor. The main motion was approved.

18. ADJOURNMENT:

There being no further business to come before the Town Council, the meeting adjourned at 12:15 am.

Approved this 19th day of May 2020

Manny Cid, Mayor

Attest:

Gina M. Inganzo, Town Clerk