

**Mayor**  
Yioset De La Cruz

**City Council Members**  
Chairman Luciano "Lucky" Garcia  
Vice Chairman Rolando "Roly" Piña  
Council member Jorge A. Merida  
Council member Jorge Gutierrez  
Council member Elmo L. Urra

**PUBLIC NOTICE: TO ALL CONCERNED CITIZENS OF HIALEAH GARDENS, FLORIDA. NOTICE TO BE POSTED AT CITY HALL.**

**AGENDA: REGULAR CITY COUNCIL MEETING  
June 20, 2006 – 7:30 P.M. – COUNCIL CHAMBERS**

**NOTE:** In compliance with Robert's Rules of Order, all speakers will be heard only on items which are on the agenda and opened by the Chairperson for discussion by the public. Speakers will be limited to five minutes, unless the Chairperson allows more time for presentation.

**ATTENTION ALL LOBBYISTS:** Chapter 2, Section 2-308 of the City Code of Hialeah Gardens entitled "Lobbying" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Council, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyist's laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

**AGENDA –JUNE 20, 2006 – 7:30 P.M. – COUNCIL CHAMBERS**

1. **Call to Order**
2. **Roll Call**
3. **Invocation**
4. **Pledge of Allegiance**
5. **Deletions/Emergency Additions**
6. **Review of Minutes: June 6, 2006**
7. **Public Comments**
8. **Ratification of prior conditions set by City Council for final Plat Garden Estates Subdivision / Castellon & Associates (Location: North of NW 130 Street, between NW 97<sup>th</sup> & 99<sup>th</sup> Avenues): Mr. Giraldo Castellon.**
9. **Proposed Resolutions:**
  - A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING AND RATIFYING THE AGREEMENT FOR DENTAL INSURANCE BETWEEN FORTIS AND THE CITY OF HIALEAH GARDENS, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.***
  - B) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE EXECUTION OF AMENDMENT TWO TO THE FY 2005 HOME CONTRACT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF HIALEAH GARDENS FOR THE SAMARI LAKES EAST CONDOMINIUM REHABILITATION ASSISTANCE PROGRAM; PROVIDING FOR AN EFFECTIVE DATE.***
  - C) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE AMENDMENT AND RESTATEMENT OF THE CITY'S EXISTING PENSION PLAN WITH NATIONWIDE RETIREMENT SOLUTION; APPROVING THE AGREEMENTS RELATED TO THE***

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**AMENDMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EFFECTIVE DATE.**

- D) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE SURVEY WORK IN AN AMOUNT NOT TO EXCEED \$29,095.00; RATIFYING THE AWARDED OF A CONTRACT TO TRI-COUNTY ENGINEERING, INC.; WAIVING OF COMPETITIVE BIDDING; UTILIZING AN EXISTING MUNICIPAL CONTRACT WITH THE CITY OF HIALEAH GARDENS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- E) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE PURCHASE AND INSTALLATION OF BAHIA SOD IN AN AMOUNT NOT TO EXCEED \$4,830.00; RATIFYING THE AWARDED OF A CONTRACT TO GROUND KEEPERS; WAIVING OF COMPETITIVE BIDDING; UTILIZING AN EXISTING MUNICIPAL CONTRACT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- F) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE HAULING OF DEMOLITION DEBRIS IN AN AMOUNT NOT TO EXCEED \$4,600.00; RATIFYING THE AWARDED OF THE CONTRACT TO OVERLAND CARRIERS; WAIVING OF COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- G) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND**

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**FRONTAGE ROAD; AUTHORIZING THE PURCHASE OF DRAINAGE MATERIALS; RATIFYING THE AWARDING OF A CONTRACT TO FERGUSON ENTERPRISES IN AN AMOUNT NOT TO EXCEED \$15,640.00; WAIVING OF COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

- H) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE INSTALLATION OF ASPHALT PAVEMENT; RATIFYING THE AWARDING OF A CONTRACT TO GENERAL ASPHALT IN AN AMOUNT NOT TO EXCEED \$100,694.00; WAIVING OF COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- I) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE PURCHASE OF COMPACTABLE FILL IN AN AMOUNT NOT TO EXCEED \$5,520.00; RATIFYING THE AWARDING OF A CONTRACT TO OVERLAND CARRIERS; WAIVING OF COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- J) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE PURCHASE OF CONCRETE; RATIFYING THE AWARDING OF A CONTRACT TO BARREIRO CONCRETE CORP IN AN AMOUNT NOT TO EXCEED \$139,467.00; WAIVING OF COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

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- K) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING DEBRIS DISPOSAL IN AN AMOUNT NOT TO EXCEED \$31,625.00; RATIFYING THE AWARDED OF THE CONTRACT TO WASTE MANAGEMENT; WAIVING OF COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- L) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE INSTALLATION OF DRAINAGE STRUCTURES; RATIFYING THE AWARDED OF A CONTRACT TO PRESTRESS PRECAST IN AN AMOUNT NOT TO EXCEED \$40,366.15; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- M) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE STRIPING AND SIGNAGE OF THE STREET IN AN AMOUNT NOT TO EXCEED \$15,525.00; RATIFYING THE AWARDED OF A CONTRACT TO J & M PARKING; WAIVING OF COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- N) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE RENTING OF A ROLLER/VIBRATORY COMPACTOR IN AN AMOUNT NOT TO EXCEED \$9,200.00; AND AUTHORIZING THE RENTING OF AN EXCAVATOR/TRACK MOUNTED TRUCK IN AN AMOUNT NOT TO EXCEED \$11,500.00; RATIFYING THE AWARDED OF A CONTRACT TO BRIGGS EQUIPMENT; WAIVING OF**

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**COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

- O) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE SECURING OF MILLING AND MIXING SERVICES IN AN AMOUNT NOT TO EXCEED \$11,592.00; RATIFYING THE AWARDING OF THE CONTRACT TO A. LUIS MILLING & SERVICE; WAIVING OF COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- P) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE PURCHASE AND INSTALLATION OF LANDSCAPING, IRRIGATION AND IRRIGATION ELECTRICAL IN AN AMOUNT NOT TO EXCEED \$34,385.00; RATIFYING THE AWARDING OF A CONTRACT TO GROUND KEEPERS; WAIVING OF COMPETITIVE BIDDING; UTILIZING AN EXISTING MUNICIPAL CONTRACT WITH THE CITY OF HIALEAH GARDENS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- Q) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF NW 122<sup>ND</sup> STREET BETWEEN 97<sup>TH</sup> AVENUE AND FRONTAGE ROAD; AUTHORIZING THE PURCHASE OF FILL AND BASE ROCK IN AN AMOUNT NOT TO EXCEED \$136,167.08; RATIFYING THE AWARDING OF A CONTRACT TO OVERLAND CARRIERS; WAIVING OF COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**AGENDA –JUNE 20, 2006 – 7:30 P.M. – COUNCIL CHAMBERS****10. First Reading for consideration of the following ordinances:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN AND VARIANCE FOR 84A HOLDINGS LLC / VICENZA AT HIALEAH GARDENS CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACTS 19, 20, 21, 27, 28, 29, 30, AND 31, IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF “FLORIDA FRUITS LANDS COMPANY’S SUBDIVISION N0. 1”, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA. CONTAINING 1,181,930.21 SQUARE FEET AND / OR 27.13 ACRES MORE OR LESS; PROVIDING FOR PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: West of NW 92 Avenue, East of Hialeah Gardens Boulevard, North of NW 114 Street) (P&Z Vote: 4-0;TRC Vote: 6-0)**
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A TENTATIVE PLAT FOR VICENZA AT HIALEAH GARDENS, CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACTS 19, 20, 21, 27, 28, 29, 30, AND 31, IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF “FLORIDA FRUITS LANDS COMPANY’S SUBDIVISION N0 1”, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA. CONTAINING 1,181,930.21 SQUARE FEET AND / OR 27.13 ACRES MORE OR LESS; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: West of NW 92 Avenue, East of Hialeah Gardens Boulevard, North of NW 114 Street) (P&Z Vote: 4-0; TRC Vote: 6-0)**
- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR: HOME DEPOT – HIALEAH GARDENS CONCERNING PROPERTY LEGALLY DESCRIBED AS: ALL OF TRACTS R, S, T, U, V, W, X & Y OF “SHOMA COMMERCIAL REPLAT” ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 161 AT**

**AGENDA – JUNE 20, 2006 – 7:30 P.M. – COUNCIL CHAMBERS**

**PAGE 100 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA TOGETHER WITH ALL OF TRACT “Q” (LAKE MAINTENANCE / ACCESS TRACT) OF “SHOMA COMMERCIAL” ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 160 AT PAGE 69 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA. FOLIOS #: 27-2030-015-0010, 27-2030-015-0020, 27-2030-015-0030, 27-2030-015-0040, 27-2030-015-0050, 27-2030-015-0060, 27-2030-015-0070, AND 27-2030-015-0080. APPROXIMATE LOCATION: OKEECHOBEE ROAD AND NW 138 STREET; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Okeechobee Road and NW 138 Street) (P&Z Vote: 4-0; TRC Vote: 6-0)**

- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A TENTATIVE PLAT FOR HOME DEPOT-HIALEAH GARDENS, CONCERNING PROPERTY LEGALLY DESCRIBED AS: ALL OF TRACTS R, S, T, U, V, W, X & Y OF “SHOMA COMMERCIAL REPLAT” ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 161 AT PAGE 100 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA TOGETHER WITH ALL OF TRACT “Q” (LAKE MAINTENANCE / ACCESS TRACT) OF “SHOMA COMMERCIAL” ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 160 AT PAGE 69 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA. FOLIOS #: 27-2030-015-0010, 27-2030-015-0020, 27-2030-015-0030, 27-2030-015-0040, 27-2030-015-0050, 27-2030-015-0060, 27-2030-015-0070, AND 27-2030-015-0080. APPROXIMATE LOCATION: OKEECHOBEE ROAD AND NW 138 STREET; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Okeechobee Road and NW 138 Street) (P&Z Vote: 4-0; TRC Vote 6-0)**

- E) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE VACATION OF RIGHT OF WAY KNOWN AS NW 112<sup>TH</sup> COURT, MORE PARTICULARLY DESCRIBED AS FOLLOWS: ALL OF NORTHWEST 112<sup>TH</sup> COURT AS DEPICTED ON “SHOMA COMMERCIAL REPLAT” ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 161, PAGE 100 OF THE PUBLIC RECORDS OF MIAMI**



**AGENDA –JUNE 20, 2006 – 7:30 P.M. – COUNCIL CHAMBERS**

**DADE COUNTY, FLORIDA. CONTAINING: 52,148 SQUARE FEET, 1.1972 ACRES; PROVIDING FOR CONDITIONS, PROVIDING FOR AN EFFECTIVE DATE. (P&Z Vote: 4-0 TRC Vote: 6-0)**

11. **City Attorney's Report**
12. **Mayor's Report – Miscellaneous**
13. **Council Members Concerns/Reports**
14. **Adjournment**

Agenda certified by:

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Maria L. Joffe  
City Clerk

Any person desiring to appeal any decision made by the Council with respect to any matter considered at this meeting will need a record of the proceedings, and it will be their responsibility to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based."

**SCHEDULE OF MEETINGS**

**CITY COUNCIL**

**July Recess**

Tuesday, August 1, 2006, 7:30 P.M.

**PLANNING AND ZONING BOARD**

**July Recess**

Monday, August 14, 2006, 7:30 P.M.

**TECHNICAL REVIEW COMMITTEE**

**July Recess**

Thursday, August 3, 2006, 11:30 A.M.

**WATER AND SEWER BOARD**

Tuesday, June 27, 2006, 7:00 P.M.

**POLICE PENSION BOARD**

Tuesday, August 26, 2006, 6:00 P.M.