

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
HOLLINGSWORTH HALL SENIOR CENTER
JUNE 5, 2007 – 7:30 P.M.**

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.

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1. **Call to Order**
2. **Roll Call**
3. **Invocation**
4. **Pledge of Allegiance**
5. **Deletions/Emergency Additions**
6. **Review of Minutes:** May 15, 2007
7. **Public Comments**
8. **Approval of Water and Sewer Extension Agreements between the City of Hialeah Gardens and Home Depot U.S.A., Inc. (N.W. 138th Street and Okeechobee Road):** Mr. Al Nielson, Director Water and Sewer Department.
9. **First Reading for consideration of the following ordinances:**
 - A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA GRANTING A SIGN VARIANCE OF POLE MOUNTED SIGN FOR TRIANGLE CREATIONS CONCERNING LEGALLY DESCRIBED AS: LOTS 5 AND 6 OF THE UNRECORDED PLAT OF "CONGRESS INDUSTRIAL PARK", BEING A PORTION, OF TRACT 8, FLORIDA FRUIT LAND CO'S SUBDIVISION OF NE. ¼ OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO #: 27-3003-001-0091. APPROXIMATE LOCATION: 9800 N.W. 77 AVE.PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 5-0; P&Z Vote 3-0)**
 - B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR CAFE 41, MARTA MARTINEZ, LOCATED AT 12963 W. OKEECHOBEE ROAD; HIALEAH GARDENS, FL. 33018, TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES (WINE AND BEER) TO BE CONSUMED ON THE PREMISES; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 4-0; P&Z Vote 3-0)**

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- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A NEW INGRESS AND EGRESS ON OKEECHOBEE ROAD FOR IMPACT DEVELOPMENT OF SOUTH FLORIDA LLC. LEGAL DESCRIPTION: TRACT "B-B" "SHOMA COMMERCIAL REPLAT" ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 161 AT PAGE 100 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. APPROXIMATE LOCATION: NW 138TH STREET & OKEECHOBEE FRONTAGE ROAD (SR 25), HIALEAH GARDENS, FLORIDA, FOLIO #: 27-2030-015-0110; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 5-0, P&Z Vote: 4-0)**
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING AN AMENDED TENTATIVE PLAT FOR VICENZA AT HIALEAH GARDENS, CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACTS 19,20,21,22,28,29,30 AND 31, IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF "FLORIDA FRUITS LANDS COMPANY'S SUBDIVISION NO. 1" ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS. COMMENCE AT THE NORTHEAST CORNER OF THE NORTHWEST ONE-QUARTER (N.W. ¼) OF SAID SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST; THENCE S. 02° 39' 03" E. ALONG THE EAST LINE OF SAID NORTHWEST ONE QUARTER (N.W. ¼) OF SAID SECTION 33, A DISTANCE OF 659.55 FEET TO ITS INTERSECTION WITH THE EASTERLY EXTENSION OF THE NORTH LINE OF SAID TRACT 19; THENCE S. 89° 36' 11" W., ALONG LAST DESCRIBED EASTERLY EXTENSION AND THE ALONG THE NORTH LINE OF SAID TRACT 19 A DISTANCE OF 785.03 FEET TO THE POINT OF BEGINNING; THENCE S 02° 39' 03" E, A DISTANCE OF 1029.30 FEET; THENCE S. 89 36' 25" W., A DISTANCE OF 504.60 FEET; THENCE N. 50° 58' 30"

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W., A DISTANCE OF 1136.51 FEET; THENCE N. 39° 01' 30" E., ALONG THE SOUTHEASTERLY LINE OF THE N.W. 92-97 AVENUE CONNECTOR ROAD, A DISTANCE OF 823.62 FEET TO ITS INTERSECTION WITH THE NORTH LINE OF SAID TRACT 31; THENCE N. 89° 36' 06" E., ALONG THE NORTH LINE OF SAID TRACT 31, A DISTANCE OF 271.68 FEET TO THE NORTHEAST CORNER OF SAID TRACT 31; THENCE S. 02° 41' 23" E. ALONG THE EAST LINE OF SAID TRACT 31, FOR A DISTANCE OF 329.75 FEET TO THE SOUTHEAST CORNER OF SAID TRACT 31, ALSO BEING THE NORTHWEST CORNER OF SAID TRACT 19, THENCE N. 89° 36' 11" E, ALONG THE NORTH LINE OF SAID TRACT 19, A DISTANCE OF 534.17 FEET TO THE POINT OF BEGINNING. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 5-0, P&Z Vote: 4-0)**

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING AN AMENDED FINAL PLAT FOR VICENZA AT HIALEAH GARDENS, CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACTS 19,20,21,22,28,29,30 AND 31, IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF "FLORIDA FRUITS LANDS COMPANY'S SUBDIVISION NO. 1" ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS. COMMENCE AT THE NORTHEAST CORNER OF THE NORTHWEST ONE-QUARTER (N.W. ¼) OF SAID SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST; THENCE S. 02° 39' 03" E. ALONG THE EAST LINE OF SAID NORTHWEST ONE QUARTER (N.W. ¼) OF SAID SECTION 33, A DISTANCE OF 659.55 FEET TO ITS INTERSECTION WITH THE EASTERLY EXTENSION OF THE NORTH LINE OF SAID TRACT 19; THENCE S. 89° 36' 11" W., ALONG LAST DESCRIBED EASTERLY EXTENSION AND THE ALONG THE NORTH LINE OF SAID TRACT 19 A DISTANCE OF 785.03 FEET TO THE POINT OF BEGINNING; THENCE S 02° 39' 03" E, A

DISTANCE OF 1029.30 FEET; THENCE S. 89° 36' 25" W., A DISTANCE OF 504.60 FEET; THENCE N. 50° 58'

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11. **City Attorney's Report**
12. **Mayor's Report – Miscellaneous**
13. **Council Members Concerns/Reports – Board Appointments (Police Pension Board)**
14. **Adjournment**

Agenda certified by:

Maria L. Joffee
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."

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SCHEDULE OF MEETINGS

CITY COUNCIL

Tuesday, June 19, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, June 18, 2007, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, June 7, 2007, 3:30 P.M.

WATER AND SEWER BOARD

Tuesday, June 26, 2007, 7:00 P.M.

POLICE PENSION BOARD

T.B.A.