

**Mayor**

Yioiset De La Cruz

**City Council Members**

Chairman Luciano "Lucky" García

Vice Chairman Rolando "Roly" Piña

Council member Jorge A. Merida

Council member Jorge Gutierrez

Council member Elmo L. Urrea

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

**AGENDA: CITY COUNCIL MEETING  
COUNCIL CHAMBERS  
TUESDAY, August 21, 2018– 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:** August 7, 2018
- 7. Public Comments**
- 8. Presentation of KAPOW (Kids and the Power of the Workplace) Award:**  
Mr. John Casbarro, President of Learning for Success, Inc., and Ms. Sharon Gonzalez, Principal of West Hialeah Gardens Elementary School.
- 9. First Reading for consideration of the following ordinances:**
  - A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR ALLIED TRUCKING HEADQUARTERS, CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACT 55, FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO.1, SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 2 AT PAGE 17 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED. AS FOLLOWS: COMMENCE AT THE NORTHWEST COMER OF TRACT 55 IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, FLORIDA FRUIT LANDS CO'S SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 2 AT PAGE 17 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA; THENCE RUN SOUTH 02°37'05" EAST, ALONG THE WEST LINE OF TRACT 55, FOR 25.02 FEET; TO THE POINT OF BEGINNING; THENCE NORTH 89°36'40" EAST. ALONG THE SOUTHERLY RIGHT OF WAY OF N.W. 108TH STREET (50 FEET RIGHT OF WAY), BEING A LINE 25 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE

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OF SAID TRACT 55 ALSO THE CENTER LINE OF N.W 108TH STREET, FOR 237.50 FEET; THENCE SOUTH 00°23'20" EAST FOR 304.59 FEET; THENCE SOUTH 89°36'41" WEST, ALONG THE SOUTH LINE OF SAID TRACT 55, FOR 225.64 FEET; THENCE NORTH 02°37'05" WEST, ALONG THE WEST LINE OF TRACT 55, FOR 304.82 FEET TO THE POINT OF BEGINNING. LYING AND BEING IN DADE-COUNTY, FLORIDA. CONTAINING 70,533.60 SQUARE FEET OR MORE OR LESS 1.61 ACRES, FOLIO: 27-2033-001-0750, APPROXIMATE LOCATION: N. E. INTERSECTION OF WEST OKEECHOBEE ROAD AND NORTH SIDE OF N.W 107TH STREET, HIALEAH GARDENS, FLORIDA, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.  
(TRC Vote: 6-0; P&Z Vote: 4-0)

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR Y & Y LIQUOR, LLC., LIQUOR PACKAGE STORE, LOCATED AT: 12547-12549 W. Okeechobee Road, HIALEAH GARDENS, FL., TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES TO BE CONSUMED OFF THE PREMISES; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE.  
(TRC Vote: 6-0; P&Z Vote: 4-0)

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR DOMENICO'S PIZZA LLC., LOCATED AT 7801 NW 95 STREET, SUITE #6, HIALEAH GARDENS, FLORIDA AND FOLIO #: 27-3003-001-0631 TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES 2COP (BEER AND WINE) TO BE CONSUMED ON THE PREMISES; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE.  
(TRC Vote: 5-0; P&Z Vote: 3-0)

**10. Second Reading / Public Hearing for consideration and final adoption of the following ordinances:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A WAIVER OF PLAT FOR: CITY OF HIALEAH GARDENS AND 13300, LLC. (CITY OF HIALEAH GARDENS (TRACT 4) AND 13300, LLC. (TRACTS 1, 2 AND 3) LEGAL DESCRIPTION: PARENT TRACT: THE EAST 1/2

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OF TRACT 7, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO.1, IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE SOUTH 30.00 FEET, DEDICATED TO THE CITY OF HIALEAH GARDENS IN THAT CERTAIN RIGHT-OF-WAY DEED DATED JUNE 4, 2008 IN OFFICIAL RECORD BOOK 26413 AT PAGE 1423, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LYING AND BEING IN HIALEAH GARDENS, FLORIDA.

**TRACT 1**

THE WEST 1/2 OF THE WEST 1/2 OF THE EAST 1/2 OF TRACT 7, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO.1, IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE SOUTH 30.00 FEET, DEDICATED TO THE CITY OF HIALEAH GARDENS IN THAT CERTAIN RIGHT-OF-WAY DEED DATED JUNE 4, 2008 IN OFFICIAL RECORD BOOK 26413 AT PAGE 1423, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LYING AND BEING IN HIALEAH GARDENS, FLORIDA.

**TRACT 2**

THE EAST 1/2 OF THE WEST 1/2 OF THE EAST 1/2 OF TRACT 7, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO.1, IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE SOUTH 30.00 FEET, DEDICATED TO THE CITY OF HIALEAH GARDENS IN THAT CERTAIN RIGHT-OF-WAY DEED DATED JUNE 4, 2008 IN OFFICIAL RECORD BOOK 26413 AT PAGE 1423, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LYING AND BEING IN HIALEAH GARDENS, FLORIDA.

**TRACT 3**

THE WEST 1/2 OF THE EAST 1/2 OF THE EAST 1/2 OF TRACT 7, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO.1, IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT

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THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE SOUTH 30.00 FEET, DEDICATED TO THE CITY OF HIALEAH GARDENS IN THAT CERTAIN RIGHT-OF-WAY DEED DATED JUNE 4, 2008 IN OFFICIAL RECORD BOOK 26413 AT PAGE 1423, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LYING AND BEING IN HIALEAH GARDENS, FLORIDA.

TRACT 4

THE EAST 1/2 OF THE EAST 1/2 OF THE EAST 1/2 OF TRACT 7, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO.1, IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE SOUTH 30.00 FEET, DEDICATED TO THE CITY OF HIALEAH GARDENS IN THAT CERTAIN RIGHT-OF-WAY DEED DATED JUNE 4, 2008 IN OFFICIAL RECORD BOOK 26413 AT PAGE 1423, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LYING AND BEING IN HIALEAH GARDENS, FLORIDA. FOLIO: 27-2029-001-0070. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: n/a)

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ABANDONMENT OF A DEDICATED ROAD PORTION OF EXISTING RIGHT OF WAY BETWEEN NW 97TH AVENUE AND NW 97TH COURT AND NW 131 STREET HIALEAH GARDENS, FL., LEGALLY DESCRIBED AS: THAT PORTION OF TRACT 7, FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO.1, IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA INSIDE THE 30 FEET RIGHT OF WAY DEDICATED TO THE CITY OF HIALEAH GARDENS IN THAT CERTAIN RIGHT-OF-WAY DEED DATED JUNE 4, 2008 IN OFFICIAL RECORD BOOK 26413 AT PAGE 1423, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LAYING EAST OF THE WEST LINE OF TRACT "A" OF "CASTELLON ESTATES SUBDIVISION", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN

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PLAT BOOK 167, PAGE 50, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, EXTENDED TO THE NORTH LINE OF THE SOUTH 30.00 FEET OF SAID TRACT 7. CONTAINING 3,753.08 SQUARE FEET OR 0.086 ACRES, MORE OR LESS; FOLIO #: 27-2019-001-0070; PROVIDING FOR CONDITIONS, PROVIDING FOR AN EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: n/a)

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS COUNCIL, AMENDING SECTION 78-84 (4) OF THE LAND DEVELOPMENT REGULATIONS CONTAINED IN THE CODE OF ORDINANCES OF THE CITY OF HIALEAH GARDENS, FLORIDA, CONDITIONALLY PROVIDING TO ADD METAL AS ACCEPTABLE RESIDENTIAL ROOFING MATERIAL IN THE ESTATE RESIDENTIAL DISTRICT, SETTING FORTH THOSE CONDITIONS, PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE. (TRC Vote: 3-0; P&Z Vote: 4-0)

**11. City Attorney's Report**

**12. Mayor's Report – Miscellaneous**

**13. Council Members Concerns / Reports / Board Appointments**

**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**

Tuesday, September 4, 2018, 7:30 P.M.

**PLANNING AND ZONING BOARD**

Monday, September 10, 2018, 7:30 P.M.

**TECHNICAL REVIEW COMMITTEE**

Thursday, September 6, 2018, 11:30 A.M.

**WATER AND SEWER BOARD**

Wednesday, August 22, 2018, 7:00 P.M.

**POLICE PENSION BOARD**

Tuesday, November 6, 2018, 5:30 P.M.