

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, MARCH 5, 2013
CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE**

- 1. Call to Order:** Chairman Garcia called the meeting to order at 7:33 p.m.
- 2. Roll Call:** Present were Chairman Luciano Garcia, Councilman Rolando Piña, Councilman Jorge A. Merida, Councilman Elmo L. Urra, Councilman Jorge Gutierrez and Mayor Yiozet De La Cruz. Also present was J. Frost Walker III serving as City Attorney for Mr. Charles A. Citrin who was absent.
- 3. Invocation:** Chairman Garcia gave the invocation.
- 4. Pledge of Allegiance:** Mayor De La Cruz led the Pledge of Allegiance.
- 5. Deletions / Emergency Additions:** None were offered.
- 6. Review of Minutes: February 19, 2013.** Chairman Garcia made a motion to approve the minutes of February 19, 2013 seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** None were offered.

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR TRIANGULAR SOCCER CENTRE, CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT "B" "SHOMA COMMERCIAL". ACCORDING TO THE PLAT THEREOF RECORDED PLAT BOOK 160 AT PAGE 69, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA LYING IN SECTION 30, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA.; FOLIO: 27-2030-014-0020, APPROXIMATE LOCATION: NW SIDE OF NW 138 STREET AND WEST OF THEORETICAL NW 109TH AVENUE, HIALEAH GARDENS, FL., PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: 3-0)

Mr. Walker swore in those individuals who would be giving testimony on items for Second Reading / Public Hearing. Mr. Walker then read the full title of the ordinance into the record. Mr. Felix Pardo, architect of the project was present for the applicant. Mrs. Mirtha Gonzalez, Chief Zoning Official came forward and gave staff recommendation for approval of the site plan with all conditions having been met. Chairman Garcia opened the Public Hearing at 7:38 p.m. No comments were offered and the Public Hearing was closed at 7:38 p.m. Chairman Garcia then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(5-0)**

Tabled: 02-19-2013

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS AMENDING THE CITY CODE CHAPTER 78 (LAND DEVELOPMENT REGULATIONS) AMENDING SUBSECTION 78-73(b) and 78-73(d)(13) [78-13: REQUIREMENTS AND PROCEDURES FOR SITE PLAN REVIEW; 78-13(b) REVIEW PROCEDURES FOR DEVELOPMENTS; 78-13 (d) (13) SUBMISSION REQUIREMENTS] BY ADDING PROCEDURE REGARDING CUT AND FILL APPROVAL IN THE NORTHWEST DISTRICT, SPECIFICALLY FOR THE SPECIAL ASSESSMENT DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

Item 8B was again tabled.

9. Proposed Resolutions:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS CERTIFYING THE RESULTS OF THE SCHEDULED GENERAL ELECTION ON MARCH 5, 2013; PROVIDING FOR EFFECTIVE DATE.

Mr. Walker read resolutions 9A and 9B into the record. Both resolutions involve the scheduled general election which was not conducted as result of Mayor De La Cruz and Councilmen Rolando Piña and Jorge Gutierrez being unopposed. Each candidate will serve four year terms. Chairman Garcia then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(5-0)**

- B) RESOLUTION OF THE CITY OF HIALEAH GARDENS CERTIFYING THE RESULTS OF THE SCHEDULED GENERAL ELECTION ON MARCH 5, 2013; PROVIDING FOR EFFECTIVE DATE.

Chairman Garcia then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(5-0)**

10. Swearing in ceremony for Mayor Yioiset De La Cruz, Councilman Rolando Piña and Councilman Jorge Gutierrez: Mr. J. Frost Walker, III, Esquire.

Mr. Walker swore in Mayor De La Cruz as Mayor and Councilmen Piña and Gutierrez. Mayor De La Cruz then went on to make a few comments in Spanish for the audience and thanked everyone for their continued support throughout the years. Mayor De La Cruz said it was an honor to be reelected for a fifth time and expressed his love for the city the work that gets done in the best interest of the city. He thanked his family, friends, and supporters for believing in him and giving him such a great opportunity to serve once again. Councilman Piña then made a few comments as well. Mr. Piña said it was an honor for him to continue to serve the residents of the city. He went on to thank his wife, his daughter, and the rest of his family, friends and supporters. Councilman Piña also stated that he is honored that he has had the privilege to work with the Mayor, City Attorney, Council, Chief of Police, and all the city staff. Councilman Jorge Gutierrez thanked his wife and son and also thanked his mother and father as well as the Mayor, Council, and staff. Chairman Garcia then added his congratulations to Mayor De La Cruz, Councilmen Piña and Gutierrez. He thanked them and mentioned how happy he is to work with them.

- 11. Reorganization of the City Council's hierarchical order:** Mr. J. Frost Walker, III, Esquire.

Councilman Piña made a motion for Luciano Garcia to continue to serve as Chairman, seconded by Councilman Merida. The motion was unanimously approved. Chairman Garcia then nominated Councilman Rolando Piña to serve as Vice Chair, seconded by Councilman Merida. The motion was unanimously approved. Chairman Garcia nominated Councilman Jorge A. Merida to serve as Finance Chair, seconded by Rolando Piña. The motion was unanimously approved.

- 12. Board Appointments: Planning and Zoning Board and Water and Sewer Board.**

All board members from Planning and Zoning were reappointed. The Water and Sewer has two vacancies that need to be appointed by Councilman Merida and Gutierrez.

- 13. City Attorney's Report:** Serving as City Attorney, Mr. J. Frost Walker stated that he was compelled to make comments as he is filling in for Mr. Charles Citrin tonight. Mr. Walker stated it was thirteen years ago that he began working with Mr. Citrin for the city of Hialeah Gardens and since then, this city and its citizens have shown him time after time tremendous love, affection, and consideration. After thirteen years it has been an honor and a privilege to work with everyone involved with the city.

- 14. Mayor's Report – Miscellaneous:** The City is working with Keith Askins from the Miami Heat to have the first golf tournament in the city to raise funds for Miami Children's Hospital September 13, 2013. The Mayor encouraged everyone to participate.

- 15. Council Members Concerns / Reports / Board Appointments:**

- 16. Adjournment** - The meeting was adjourned at 8:00 p.m.

Respectfully submitted by:

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, April 2, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, April 8, 2013, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, April 4, 2013, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, March 27, 2013, 7:00 P.M.

POLICE PENSION BOARD

T.B.A.