

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, AUGUST 05, 2014
CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE**

- 1. Call to Order:** Chairman Garcia called the meeting to order at 7:32 p.m.
- 2. Roll Call:** Present were Chairman Luciano Garcia, Councilman Jorge A. Merida, Councilman Rolando Piña, and Councilman Elmo L. Urra. Also present were Mayor Yioiset De La Cruz and Mr. Charles A. Citrin, City Attorney. Councilman Jorge Gutierrez was absent.
- 3. Invocation:** Chairman Garcia gave the invocation.
- 4. Pledge of Allegiance:** Mayor Yioiset De La Cruz led the Pledge of Allegiance.
- 5. Deletions / Emergency Additions:** None were offered.
- 6. Review of Minutes: June 17, 2014.** Chairman Garcia made a motion to approve the minutes of June 17, 2014 seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** None were offered.

8. Presentation of KAPOW (Kids and the Power of the Workplace) Award:

Mr. John Casbarro, President of Learning for Success, Inc.

Mr. Casbarro came forward to thank the council members as well as the City sponsorship of KAPOW and its partner school West Hialeah Gardens Elementary. The City has participated in the KAPOW program for the past 7 years. Mr. Casbarro goes on to explain the significance of the program and the impact it has had on the kids. Mr. Casbarro also thanked Mr. Ruiz and Ms. Anabelle Soto for their coordination of the program and introduced Ms. Gonzalez, Principal of West Hialeah Gardens Elementary. Ms. Gonzalez came forward and also went on to thank the Mayor, Council, and City volunteers that participated this year. Mr. Casbarro then thanked the volunteers that participated this year by name. In addition, on May 20th at the KAPOW awards dinner an award was presented to the City and Mr. Casbarro wanted to present the award formally to the Mayor and Council at this time.

9. Proposed Resolution:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA APPROVING THE RENEWAL OF THE AGREEMENT BETWEEN THE DEPARTMENT OF TRANSPORTATION, STATE OF FLORIDA, AND THE CITY OF HIALEAH GARDENS CONCERNING TURF AND LANDSCAPE MAINTENANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. Chairman Garcia mentioned that it is the annual renewal of the FDOT maintenance agreement with the City. Chairman Garcia then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

10. First Reading for consideration of the following ordinances:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR OCAQUATICS 3, LLC., CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT A OF ANDREW INDUSTRIAL PARK, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 144, PAGE 23, PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. ; FOLIO: 27-2029-020-0010, LOCATION: 10502 NW 134th Street, HIALEAH GARDENS, FL., PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: 4-0)

Mr. Citrin read the full title of the ordinance into the record. The applicant Ms. Miren Oca and Attorney, Ms. Alexandra Diaz came forward for the record. Chairman Garcia stated that this was a first reading and as such an opportunity for public input would

be provided upon second reading. He then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(4-0)**.

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN AND VARIANCE FOR BRIDGE DEVELOPMENT PARTNERS LLC, CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT 9 IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, PLAT OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION ACCORDING TO THE PLAT THEREOF IN PLAT BOOK 2, PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. LESS AND EXCEPT THE SOUTH 35 FEET AND THE WEST 35 FEET. AND FURTHER LESS AND EXCEPT THE PROPERTY CONVEYED BY DEED RECORDED IN OFFICIAL RECORD BOOK 27940, PAGE 126 MORE PARTICULARLY DESCRIBED BELOW: THOSE PORTIONS OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTHWEST ONE-QUARTER (SW 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE WEST 40.00 FEET OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTHWEST ONE-QUARTER (SW 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SAID SECTION 19, LESS THE SOUTH 35.00 FEET, AND THE EAST 35.00 FEET OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTHWEST ONE-QUARTER (SW 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SAID SECTION 19, LESS THE SOUTH 35.00 FEET, AND THAT PORTION OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTHWEST ONE-QUARTER (SW 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SAID SECTION 19, BOUNDED BY THE NORTH LINE OF THE SOUTH 35.00 FEET OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTHWEST ONE-QUARTER (SW 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SAID SECTION 19, BOUNDED BY THE EAST LINE OF THE WEST 40.00 OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SAID SECTION 19 AND BOUNDED BY A 25.00 FEET RADIUS ARC CONCAVE TO THE NORTHEAST, SAID ARC BEING TANGENT TO BOTH OF THE LAST DESCRIBED LINES.

AND

THAT PORTION OF THE SOUTH ONE-HALF (S.1/2) OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTHWEST ONE-QUARTER (SW 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SAID SECTION 19, BOUNDED BY THE NORTH LINE OF THE SOUTH 35.00 FEET OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTH ONE-HALF (S.1/2) OF THE SOUTHWEST ONE-QUARTER (SW 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SAID SECTION 19, BOUNDED BY THE WEST LINE OF THE EAST 35.00 FEET OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTH ONE-HALF (S. 1/2) OF THE SOUTHWEST ONE-QUARTER (SW 1/4) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF SAID SECTION 19 AND BOUNDED BY A 25.00 FEET RADIUS ARC CONCAVE TO THE NORTHWEST, SAID ARC BEING TANGENT TO BOTH OF THE LAST DESCRIBED LINES. TOGETHER WITH THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE COUNTY OF MIAMI-DADE, STATE OF FLORIDA, AND IS DESCRIBED AS FOLLOWS: TRACT 10, SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; LESS AND EXCEPT LANDS IN RIGHT OF WAY DEED TO THE CITY OF HIALEAH GARDENS, RECORDED MAY 28, 2013 IN OFFICIAL RECORDS BOOK 28648, PAGE 3335, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. APPROXIMATE LOCATION: BETWEEN NW 109TH AVENUE AND NW 112TH AVENUE AND BETWEEN NW 146TH STREET AND NW 148TH STREET, HIALEAH GARDENS, FL, FOLIOS: 27-2019-001-0090 AND 27-2019-001-0100, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: 4-0)

Mr. Citrin read the full title of the ordinance into the record. Mr. Mike Troxell and Bridge Development partner Bryan Lara came forward for the record. At this time Councilman Piña inquired as to the number of variances requested, to which the applicant stated that it was only a height variance. Chairman Garcia stated that this was a first reading and as such an opportunity for public input would be provided upon second reading. He then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(4-0)**.

- 11. City Attorney's Report:** Mr. Citrin stated that he was pleased to report that the negotiations for the off system construction and maintenance agreement on 87th Avenue between the State, the County, the City, and the Town of Medley has been completed. Mr. Citrin also mentioned that the City has settled a dispute favorably with the City of Medley with regard to water issues.

- 12. Mayor's Report – Miscellaneous –** No comments.
- 13. Council Members Concerns / Reports / Board Appointments –** There was a brief discussion regarding the delivery of council meeting packages to the members. Chairman Garcia mentioned that in the past Council Members would receive complete meeting documents prior to first readings and then they switched to second reading. It was agreed to continue receiving the packages as is. Chairman Garcia also went on to mention that he would be on vacation for the next scheduled Council Meeting.
- 14. Adjournment -** The meeting was adjourned at 7:49 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, September 9, 2014, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, September 8, 2014, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, September 4, 2014, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, September 24, 2014 7:00 P.M.

POLICE PENSION BOARD

Tuesday, November 4, 2014, 5:30 P.M.