

MINUTES

CITY OF HIALEAH GARDENS
TUESDAY, JANUARY 17, 2006

CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE

1. **Call to Order:** Chairman Luciano Garcia called the meeting to order at 7:30 p.m.
2. **Roll Call:** Present were Chairman Luciano Garcia, Councilman Elmo L. Urra, Councilman Jorge Gutierrez and Councilman Jorge A. Merida. Also present were Mayor Yioiset De La Cruz and City Attorney Charles A. Citrin. Councilman Rolando Piña was absent.
3. **Invocation:** Chairman Garcia led the invocation.
4. **Pledge of Allegiance:** Mayor De La Cruz led the Pledge of Allegiance.
5. **Deletions/Emergency Additions:** Opening of sealed bids for PW-05-B100 and PW-05-B110 will be added to the Agenda as Item 8A.
6. **Review of Minutes:** January 3, 2006. Chairman Garcia made a motion to approve the minutes of January 3, 2006, seconded by Councilman Merida. The motion was unanimously approved.
7. **Public Comments:** None were offered.
8. **Request for approval for utilization of Police Department Forfeiture Fund – Chief Van Toth.**

Chief Van Toth came forward and gave details of the use of the forfeiture funds to link the police main station records with the police substation. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

8A. Opening of sealed bids for PW-05-B100 and PW-05-B110.

Mr. Jose M. Lopez, Public Works Director came forward and opened the following bids:

TGSV Enterprises, Inc.: PW05-B110-Water and Sewer Offices, \$1,263,493.38
PW05-B100-Warehouse Building, \$640,945.06

Homestead Concrete: Combined Bid for PW05-B100 and PW05B110 \$1,497,719.75

Chairman Garcia made a motion to approve the lowest bidder and instructed staff to review the bid and return with a recommendation for final approval at the next council meeting, seconded by Councilman Merida. The motion was unanimously approved.

9. **First Reading for consideration of the following ordinances:**

- A) ***ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR KASALTA VILLAS INC. CONCERNING PROPERTY LEGALLY DESCRIBED AS: PORTIONS OF TRACTS 33, 34 AND 35 IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. APPROXIMATE LOCATION: BETWEEN NW 114 STREET AND WEST OKEECHOBEE ROAD. FOLIO #: 27-2033-001-0381, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Between NW 114 Street and West Okeechobee Road) (P&Z Vote: 5-0; T.R.C. Vote: 6-0)***

Mr. Citrin read the full title of the ordinance into the record. Mr. Juan Carlos Hernandez was present for the applicant. Chairman Garcia stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 4-0**).

- B) ***ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING CHAPTER 2 ADMINISTRATION, DIVISION 2 ZONING AND CODE COMPLIANCE DEPARTMENT AND IN PARTICULAR DELETING ZONING FROM THE DIVISION AND ADDING NEW LANGUAGE FOR CODE COMPLIANCE DEPARTMENT; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR EFFECTIVE DATE.***

Mr. Citrin read the full title of the ordinance into the record. This is a City initiated request. Chairman Garcia stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 4-0**).

10. **Second Reading / Public Hearing**

- A) ***ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE VACATION OF RIGHT OF***

WAYS: N° 1: PORTIONS OF TRACT 34 AND 35, IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO.1", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE NW CORNER OF TRACT 33, THENCE N89°36'39"E ALONG THE NORTH LINE OF SAID TRACT 33, FOR 501.08 FEET; THENCE S02°41'22"E FOR 463.85 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREINAFTER DESCRIBE; THENCE CONTINUE S02°41'22"E FOR 270.00 FEET TO A POINT ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD N° 25 (U.S. HIGHWAY 27) THENCE S51°08'21"E ALONG SAID NORTHEASTERLY RIGHT-OF-WAY FOR 13.36 FEET TO A POINT; THENCE N02°41'22"W FOR 278.86 FEET TO A POINT; THENCE S87°18'38"W FOR 10.00 FEET TO THE POINT OF BEGINNING. RIGHT OF WAY N°2: PORTIONS OF TRACT 34 AND 35, IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION N° 1", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE NW CORNER OF TRACT 33, THENCE N89°36'39"E ALONG THE NORTH LINE OF SAID TRACT 33, FOR 809.20 FEET TO A POINT; THENCE S02°41'22"E FOR 209.42 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREINAFTER DESCRIBE; THENCE CONTINUE S02°41'22"E FOR 567.00 FEET TO A POINT; THENCE S38°51'39"W FOR 163.09 FEET TO A POINT OF THE NORTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD N° 25 (U.S. HIGHWAY 27); THENCE N51°08'21"W ALONG SAID NORTHEASTERLY RIGHT-OF-WAY FOR 10.00 FEET; THENCE N38°51'39"E FOR 159.30 FEET TO A POINT; THENCE N02°41'22"W FOR 563.21 FEET THENCE N87°18'38"E FOR 10.00 FEET TO THE POINT OF BEGINNING; PROVIDING FOR CONDITIONS, PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin sworn in those who would be testifying on the item for second reading. Mr. Citrin read the full title of the ordinance into the record. Mr. Juan Carlos Hernandez was present for the applicant. Mrs. Mirtha S. Gonzalez, Chief Zoning Official came forward and gave staff recommendations. Chairman Garcia opened the public hearing at 7:46 p.m. No one came forward; Chairman Garcia closed the public hearing at 7:46 p.m.

Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 4-0**).

11. **City Attorney's Report:** Mr. Citrin had no comments.
12. **Mayor's Report – Miscellaneous:** The Mayor reported that construction of the new police department would begin January 21, 2006. Construction of NW 122 Street, Phase I, from Frontage Road to NW 97 Avenue will begin in March and it will last until the end of the month. Phase II, from NW 97 Avenue to NW 92 Avenue and Phase III from NW 92 Avenue to NW 89 Avenue will follow. We will have the interlocal agreement from the county by the middle of this month for the construction of the public library, which will approximately begin in July of this year. Renovations for City Hall will begin next year.
13. **Council Members Concerns/Reports:** Chairman Garcia commended Mrs. Mirtha S. Gonzalez, Mr. J. Frost Walker, and staff for working on the zoning revisions.
14. **Adjournment:** The meeting was adjourned at 7:50 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, February 21, 2006, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, February 13, 2006, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, March 2, 2006, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, February 28, 2006, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, February 28, 2006, 6:00 P.M.