

MINUTES

CITY OF HIALEAH GARDENS
TUESDAY, APRIL 18, 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, Councilman Jorge A. Merida and Councilman Rolando Piña. Also present were Mayor Yioiset De La Cruz and City Attorney Charles A. Citrin.
3. **Invocation:** Chairman Garcia led 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:** April 4, 2006. Chairman Garcia made a motion to approve the minutes of April 4, 2006, seconded by Councilman Merida. The motion was unanimously approved.
7. **Public Comments:** None were offered.
8. **Request for approval of 2COP alcohol beverage license transfer of ownership for Garden Shell / Mima's Cocina 10302 N.W. 87th Avenue, Hialeah Gardens, Florida 33016:** Ms. Lourdes Teresa Abreu, Owner. **(Tabled)**

Chairman Garcia made a motion to remove the item from table, seconded by Councilman Merida. The motion was unanimously approved. Mr. Armando Abreu was present for the applicant. Mr. Citrin read staff's recommendation memorandum into the record. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

9. **Request for approval of 2APS alcohol beverage license transfer of ownership for Garden Shell 10302 N.W. 87th Avenue, Hialeah Gardens, Florida 33016:**
Ms. Lourdes Teresa Abreu, Owner. **(Tabled)**

Chairman Garcia made a motion to remove the item from table, seconded by Councilman Merida. The motion was unanimously approved. Ms. Lourdes Teresa Abreu was present. Mr. Citrin read staff's recommendation memorandum into the record. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

10. **Request for approval of 2COP alcohol beverage license transfer of ownership for .99 Cafeteria Inc., 9900 N.W. 80th Avenue, Hialeah Gardens, Florida 33016:**
Mr. Yaunet Hernandez, Owner. **(Tabled)**

Chairman Garcia made a motion to remove the item from table, seconded by Councilman Merida. The motion was unanimously approved. Mr. Yaunet Hernandez was present. Mr. Citrin read staff's recommendation memorandum into the record. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

11. **Proposed Resolutions:**

- A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, RATIFYING THE SELECTION OF RACHLIN COHEN AND HOLTZ AS THE CITY AUDITOR; AUTHORIZING A CONTRACT BETWEEN THE CITY OF HIALEAH GARDENS AND RACHLIN COHEN AND HOLTZ; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.***

Mr. Citrin read the resolution into the record. This resolution serves to memorialized the action taken at the last meeting. Mr. Marcos Piloto, O.M.B. Director came forward and gave details of the engagement letter and costs of the auditor's fees. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- B) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, RATIFYING THE SELECTION OF BELL DAVID PLANNING GROUP, INC. FOR THE PURPOSE OF ADMINISTERING AND MANAGING THE SAMARI LAKES EAST CONDOMINIUMS REHABILITATION ASSISTANCE PROGRAM; WAIVING COMPETITIVE BIDDING; PROVIDING FOR SEVERABILITY, PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.***

Mr. Citrin read the resolution into the record. Mr. Rey Regalado, Building Director came forward and gave details of the work and the expertise of the project. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

12. First Reading for consideration of the following ordinances:

- A) *ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR NEW HORIZONS SUPERMARKET INC. / LEONEL DIAZ LOCATED AT 9160 NW 122 STREET #: 1, 2, 3 AND 4; HIALEAH GARDENS, FLORIDA 33016, TO PERMIT THE SALE OF ANY ALCOHOLIC BEVERAGES TO BE CONSUMED OFF THE PREMISES; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE.***
(Location: 9160 NW 122 Street #1,2,3 & 4) (P&Z Vote: 3-0; TRC Vote: 5-0)

Mr. Citrin read the full title of the ordinance into the record. Mr. Leonel Diaz, the applicant was present. 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 5-0)**

- B) *ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR SAELMY CORP. LOCATED AT 9160 NW 122 STREET # 6, HIALEAH GARDENS, FLORIDA 33018, TO PERMIT THE SALE OF SEALED BOTTLED WINE TO BE CONSUMED OFF THE PREMISES; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE.***
(Location: 9160 NW 122 Street #6) (P&Z Vote: 3-0; TRC Vote: 5-0)

Mr. Citrin read the full title of the ordinance into the record. Ms Saelmy Hernandez, the applicant was present. 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 5-0)**

- C) *ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR OFF STREET PARKING LOT UNDER POWER LINE EASEMENT FOR DIANA SANTA & NANCY MARTINEZ CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACTS 4 AND 5, OF "FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1" IN SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.***

FOLIO #: 27-3003-001-0047. LOCATION: 10190 NW 80 AVENUE, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: 10190 NW 80 Avenue) (P&Z
Vote: 3-0; TRC Vote: 5-0)

Mr. Citrin read the full title of the ordinance into the record. Ms. Nancy Martinez the applicant was present. 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 5-0)**

13. **City Attorney's Report:** Mr. Citrin congratulated Mayor De La Cruz for successfully completing the bar exam.
14. **Mayor's Report – Miscellaneous:** There were no comments from Mayor De La Cruz.
15. **Council Members Concerns/Reports:** The council members congratulated the Mayor on passing the bar exam.
16. **Adjournment:** The meeting was adjourned at 7:44 p.m.

Respectfully submitted by:

Marta S. Rodriguez
Deputy 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, May 2, 2006, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, May 8, 2006, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, May 4, 2006, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, April 25, 2006, 7:00 P.M.

POLICE PENSION BOARD

T.B.A.

