

MINUTES

CITY OF HIALEAH GARDENS
TUESDAY, MAY 2, 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. Also present was Assistant City Attorney Aida Martinez Ruiz. Mayor Yioiset De La Cruz was absent. Councilman Rolando Piña joined the meeting at 7:35 p.m.
3. **Invocation:** Chairman Garcia led the invocation.
4. **Pledge of Allegiance:** Chairman Garcia led the Pledge of Allegiance.
5. **Deletions/Emergency Additions:** None were offered.
6. **Review of Minutes:** April 18, 2006. Chairman Garcia made a motion to approve the minutes of April 18, 2006, 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 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)

Mrs. Martinez Ruiz swore in those who would be testifying on the items for public hearing. Mrs. Martinez Ruiz read the full title of the ordinance into the record. The applicant was not present; therefore, Chairman Garcia made a motion to table the item, 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, 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)**

Mrs. Martinez Ruiz read the full title of the ordinance into the record. Ms. Saelmy Hernandez the applicant was present. Mrs. Mirtha S. Gonzalez, Chief Zoning Official came forward and gave staff recommendations. Chairman Garcia opened the public hearing at 7:35 p.m. No one came forward; Chairman Garcia closed the public hearing at 7:35 p.m. 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)**

Mrs. Martinez Ruiz read the full title of the ordinance into the record. Ms. Nancy Martinez, the applicant was present Mrs. Mirtha S. Gonzalez, Chief Zoning Official came forward and gave staff recommendations. Chairman Garcia opened the public hearing at 7:38 p.m. No one came forward; Chairman Garcia closed the public hearing at 7:38 p.m. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 5-0**).

At this time, Chairman Garcia made a motion to remove Item 8A from table, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote **(5-0)**. Mrs. Martinez Ruiz swore in Mr. Leonel Diaz the applicant. Mrs. Mirtha S. Gonzalez, Chief Zoning Official came forward and gave staff recommendations to amend the ordinance. Chairman Garcia opened the public hearing at 7:42 p.m. No one came forward; Chairman Garcia closed the public hearing at 7:42 p.m. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote **(Vote 5-0)**.

9. **City Attorney's Report:** Mrs. Martinez Ruiz had no comments.
10. **Mayor's Report – Miscellaneous:** The Mayor was not present.
11. **Council Members Concerns/Reports:** There were no comments from the council members.
12. **Adjournment:** The meeting was adjourned at 7:43 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 16, 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, May 23, 2006, 7:00 P.M.

POLICE PENSION BOARD

T.B.A.