

MINUTES

CITY OF HIALEAH GARDENS
TUESDAY, AUGUST 15, 2006

CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE

1. **Call to Order:** Chairman Luciano Garcia called the meeting to order at 7:40 p.m.
2. **Roll Call:** Present were Chairman Luciano Garcia, Councilman Elmo L. Urra, Councilman Jorge A. Merida and Councilman Jorge Gutierrez. Also present were Mayor Yioset 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:** None were offered.
6. **Review of Minutes:** August 1, 2006. Chairman Garcia made a motion to approve the minutes of August 1, 2006, seconded by Councilman Merida. The motion was unanimously approved.
7. **Public Comments:** None were offered.
8. **Opening of sealed bids R.F.P. 2006-07 Disaster Debris Removal Services:** Mr. Joe Lopez, Public Works Director.

Mr. Marcos Piloto, O.M.B. Director, and Mr. Jose M. Lopez, Public Works Director came forward. Mr. Piloto read into the record his memorandum regarding the pre bid conference. Mr. Lopez proceeded to open the sealed bids and initialed the original costs pages of each bid submitted by All Florida Land Cleaning, Inc., Man Con, Incorporated, DRC Emergency Services, LLC, and Sunshine 2000 Construction & Devl. Inc. The proposals will be reviewed and authorization given to staff to enter into a contract with the lowest responsive bidder. Chairman Garcia made a motion to this effect, seconded by Councilman Merida. The motion was unanimously approved.

9. **Recommendation for award of R.F.P. 2006-05 Carnival Rides:** Mr. Walter Dubon, Director of Parks and Recreation Department.

Mr. Walter Dubon, Director of the Parks and Recreation Department came forward and read his memorandum into the record recommending Mega Parties as the lowest responsive bidder. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved. Staff was instructed to memorialize this action on the next council meeting.

10. **Request for authorization to centralize budgeted retirement contribution amounts for 401(a) Plan:** Mr. Marcos Piloto, O.M.B. Director.

Mr. Marcos Piloto came forward and gave details of the need to centralize all department amounts for retirement contributions for the 401A plan to the general government budget account (519). This will provide for more efficient record keeping for the O.M.B. Department. 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, AMENDING THE ANNUAL BUDGET FOR THE GENERAL FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2005 AND ENDING SEPTEMBER 30, 2006; RECOGNIZING A BUDGET INCREASE OF \$150,000.00 (ONE HUNDRED AND FIFTY THOUSAND) AS A RESULT OF GRANT MONIES RECEIVED FROM THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR DRAINAGE IMPROVEMENT PROJECTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR EFFECTIVE DATE.***

Mr. Citrin read the full title of the resolution into the record. Mr. Marcos Piloto, O.M.B. Director came forward and informed the council of the need to amend the budget for the \$150,000 received from the South Florida Water Management District for drainage improvement projects. 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, AMENDING THE ANNUAL BUDGET FOR THE GENERAL FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2005 AND ENDING SEPTEMBER 30, 2006; RECOGNIZING A BUDGET INCREASE OF \$767,234.63 (SEVEN HUNDRED SIXTY SEVEN THOUSAND TWO HUNDRED THIRTY FOUR DOLLARS AND SIXTY THREE CENTS) AS A RESULT OF FEMA AND STATE OF FLORIDA REIMBURSEMENTS DUE TO LAST YEAR'S***

HURRICANE SEASON; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. Mr. Marcos Piloto, O.M.B. Director came forward and informed the council of the need to amend the budget to reflect the reimbursement of \$767,234.63 received from FEMA and the State of Florida as a result of Hurricanes Wilma, Katrina, and Rita. At this time, Mayor De La Cruz thanked Mr. Manuel J. Carrera, Emergency Management Coordinator for his hard work on this project. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

C) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING AND RATIFYING SIGNALIZATION CONDUIT RELOCATION WORK FOR THE INTERSECTION OF NW 79TH AVENUE AND 103RD STREET; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH HORSEPOWER ELECTRIC, INC.; IN AN AMOUNT NOT TO EXCEED \$16,500.00; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. Mr. Jose M. Lopez, Public Works Director came forward and read his memorandum into the record giving details of the purchase order issued to Horsepower Electric for the signalization conduit relocation at NW 79 Avenue. The urgency of this item and Horsepower Electric being the only bidder to the informal request for proposals was awarded the contract for the work. Requests for proposals had been sent to the list of all contractors supplied by Miami-Dade County. 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 FINAL PLAT FOR SAINT CATHERINE'S REHABILITATION CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE WEST 264 FEET OF TRACT 1, OF FLORIDA LAND COMPANY'S SUBDIVISION NO. 1, OF SECTION 33, TOWNSHIP 52 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, LESS AND EXCEPTING THEREFORE THE NORTH 80 FEET; AND ALSO LESS RIGHT-OF-WAY DEDICATED TO THE CITY OF HIALEAH GARDENS PER OFFICIAL RECORDS BOOK 20429, PAGE 903 OF

***THE PUBLIC RECORDS OF MIAMI-DADE COUNTY,
FLORIDA. FOLIO'S #:27-2033-001-0011, 27-2033-001-
0012 AND 27-2033-001-0013 PROVIDING FOR
CONDITIONS; PROVIDING FOR EFFECTIVE DATE.***

Mr. Citrin read the full title of the ordinance into the record. Mr. Robert Jackson 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, APPROVING A FINAL PLAT FOR
JEANETTE COVE FIRST ADDITION LEGALLY
DESCRIBED AS: THE EAST 200 FEET OF TRACT 33
LESS THE NORTH 100 FEET "FLORIDA FRUIT
LAND COMPANY'S SUBDIVISION NO. 1" OF
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; LESS THE EAST 27 FEET OF THE
NORTH 53.20 FEET THEREOF, SUBJECT TO
DEDICATIONS, LIMITATIONS, RESERVATIONS,
RESTRICTIONS OR EASEMENTS OF RECORD, IF
ANY, PROVIDING FOR CONDITIONS; PROVIDING
FOR EFFECTIVE DATE.***

Mr. Citrin read the full title of the ordinance into the record. Mr. 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**).

13. Second Reading / Public Hearing for consideration and final adoption of the following ordinance:

Mr. Citrin swore in all those who would be testifying on any of the items for second reading.

***A) ORDINANCE OF THE CITY OF HIALEAH GARDENS,
FLORIDA, AMENDING A WAIVER OF PLAT FOR
DUKE SCHOOL PROPERTIES, LLC. MATER
ACADEMY ANNEX AS TENTATIVE PLAT AS
APPROVED BY MIAMI-DADE COUNTY PLAT***

COMMITTEE UNDER T-PLAT #22480-2-CORR. LEGAL DESCRIPTION: TRACT 1, LESS THE NORTH 130.00 FEET THEREOF, "FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1, OF 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. LOCATION: 10505 NW 80 AVE. FOLIO #: 27-3003-001-0010 PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the full title of the ordinance into the record. Mr. Carlos Hernandez was present for the applicant. Mrs. Mirtha S. Gonzalez, Chief Zoning Official came forward and gave staff recommendation. Chairman Garcia opened the public hearing at 8:07 p.m. No one came forward; Chairman Garcia closed the public hearing at 8:07 p.m. A motion to approve was made by Chairman Garcia, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 4-0**).

14. **City Attorney's Report:** Mr. Citrin had no comments.
15. **Mayor's Report – Miscellaneous:** Mayor De La Cruz had no comments.
16. **Council Members Concerns/Reports:** The council members had no comments.
17. **Adjournment:** The meeting was adjourned at 8:08 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 19, 2006, 7:30 P.M.

PLANNING AND ZONING BOARD

Wednesday, September 6, 2006, 7:30 P.M.

SCHEDULE OF MEETINGS

TECHNICAL REVIEW COMMITTEE
Thursday, September 7, 2006, 11:30 A.M.

WATER AND SEWER BOARD
Tuesday, September 26, 2006, 7:00 P.M.

POLICE PENSION BOARD
Tuesday, November 28, 2006, 6:00 P.M.