

MINUTES

CITY OF HIALEAH GARDENS
TUESDAY, OCTOBER 3, 2006

CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE

1. **Call to Order:** Chairman Luciano Garcia called the meeting to order at 7:31 p.m.
2. **Roll Call:** Present were Chairman Luciano Garcia, Councilman Elmo L. Urrea, Councilman Jorge A. Merida, Councilman Jorge Gutierrez, 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:** Item 8 was deleted from the Agenda.
6. **Review of Minutes:** September 19, 2006. September 19, 2006. Chairman Garcia made a motion to approve the minutes of September 19, 2006, seconded by Councilman Merida. The motion was unanimously approved.
7. **Public Comments:** None were offered.
8. **Request for approval to solicit bids for the purchase of vehicles budgeted for FY 2006-2007:** Mr. Manny Carrera, Fleet Management. **(Deleted)**
9. **Proposed Resolutions:**
 - A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING AND RATIFYING THE ENTERING INTO AN AGREEMENT WITH MIAMI-DADE COUNTY FOR SALE OF PROPERTY FOR THE PURPOSE OF CONSTRUCTING A MIAMI-DADE COUNTY LIBRARY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.***

Mr. Citrin read the full title of the resolution into the record. Chairman Garcia made comments regarding the construction of the library. Mayor De La Cruz added his comments regarding the efforts of the city and county to accomplish this goal. He also gave details of what the library will include, a museum, recreation center, and a banquet hall facility. A sports program will be incorporated with library study. Construction will begin in November 2006. 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, AUTHORIZING THE AWARD OF A CONTRACT FOR INSTALLATION OF ELECTRICAL EQUIPMENT FOR BERNIE WILSON PARK; WAIVING COMPETITIVE BIDDING; UTILIZING AN EXISTING GOVERNMENT CONTRACT; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ENTER INTO AN AGREEMENT WITH AGC ELECTRIC, INC.; 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. Rick Pantera, Assistant to the Parks and Recreation Director came forward and read the memorandum into the record giving details of the bid solicitation, recommending to waive competitive bidding and award a contract to the lowest bidder; AGC Electric, Inc. for the electrical work needed at Bernie Wilson Park. Chairman Garcia 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 SPECIAL EXCEPTION FOR GLAMOUR BANQUET HALL / PEDRO SANCHEZ LOCATED AT 8302 NW 103 STREET SUITE 301 HIALEAH GARDENS, FL. 33016, TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES TO BE CONSUMED ON THE PREMISES; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE. (Location: 8302 N.W. 103 Street #301) (T.R.C. Vote: 5-0; P&Z Vote: 3-1 O.Eijan)***

Mr. Citrin read the full title of the ordinance into the record. Mr. Pedro M. Sanchez, 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 SITE PLAN FOR HIALEAH GARDENS BUSINESS CENTER INC. LEGAL DESCRIPTION: TRACTS G AND H SUBDIVISION SHOMA***

COMMERCIAL ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 160, AT PAGE 69 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA. FOLIOS #: 27-2030-014-0070 AND 27-2030-014-0080. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Southwest corner of NW 107th Avenue and NW 138th Street) (T.R.C. Vote: 5-0; P&Z Vote: 4-0)

Mr. Citrin read the full title of the ordinance into the record. Mr. Paul Huizenga 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 5-0**).

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A WAIVER OR TENTATIVE PLAT FOR LA ALAMEDA CONGREGATION OF JEHOVAHS WITNESSES. LEGAL DESCRIPTION: PARENT TRACT: A PORTION OF TRACT 57, OF FLORIDA FRUIT LAND CO. SUBDIVISION, AS RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, LYING IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST. DEED LEGAL DESCRIPTION: A PORTION OF LAND OF TRACT 57, OF FLORIDA FRUIT LAND CO. SUBDIVISION, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, LYING IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHEAST CORNER OF SAID TRACT 57; THENCE SOUTH 89°42'37" WEST ALONG THE SOUTH LINE OF SAID TRACT 57, A DISTANCE OF 519.58 FEET TO THE SOUTHWESTERLY CORNER OF THE SUBDIVISION OF BILTMORE VILLAS III, AS RECORDED IN PLAT BOOK 135, AT PAGE 91 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA BEING AT THE SAME TIME THE POINT OF BEGINNING OF THE HEREINAFTER PORTION OF LAND; THENCE CONTINUING SOUTH 89°42'37" WEST, ALONG SAID TRACT 57, A DISTANCE OF 319.00 FEET TO THE INTERSECTION WITH THE NOTRHERLY RIGHT OF WAY LINE OF STATE ROAD 25 (OKEECHOBEE ROAD); THENCE NORTH 50°59'16" WEST ALONG SAID NORTHERLY RIGHT OF WAY LINE OF SAID TRACT 57; THENCE NORTH 89°42'37" EAST, ALONG SAID NORTHERLY LINE OF SAID TRACT 57, A DISTANCE OF 599.33 FEET TO THE NORTHWESTERLY CORNER OF SAID SUBDIVISION OF BILTMORE VILLAS SECTION III; THENCE (THE FOLLOWING 4 COURSES**

ARE RUNNING ALONG THE WESTERLY BOUNDARY OF SAID PLAT BILTMORE VILLAS SECTION III) SOUTH 02°35'05" EAST A DISTANCE OF 97.76 FEET; THENCE SOUTH 50°59'16" EAST, A DISTANCE OF 19.34 FEET, THENCE CONTINUE SOUTH 50°59'16" EAST, A DISTANCE OF 127.20 FEET, THENCE SOUTH 02°35'05" EAST, A DISTANCE OF 139.59 FEET TO THE POINT OF BEGINNING. APPROXIMATE LOCATION: BETWEEN NW 122 STREET AND WEST OKEECHOBEE ROAD, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Between 122 Street & West Okeechobee Road) (T.R.C. Vote: 5-0; P&Z Vote: n/a)

Mr. Citrin read the full title of the ordinance into the record. The applicant was not 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 approved by individualized voice vote **(Vote 4-1 with Councilman Piña voting against)**.

D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR DUKE SCHOOL PROPERTIES, LLC. LEGALLY DESCRIBED AS: 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 AVENUE, FOLIO #: 27-3003-001-0010. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: 10505 NW 80th Avenue) (T.R.C. Vote: 5-0; P&Z Vote: n/a)

Mr. Citrin read the full title of the ordinance into the record. The applicant was not 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 approved by individualized voice vote **(Vote 4-1 with Councilman Piña voting against)**.

11. **City Attorney's Report:** Mr. Citrin had no comments.

12. **Mayor's Report – Miscellaneous:** Mayor De La Cruz ceded his time to Ms. Maria Teresa Morrell, branch manager and Mr. Theodore Karantsalis, librarian from the Hialeah Gardens Branch Library. Mr. Karantsalis came forward and gave a brief statement on the status of the library construction, budget, and expenditures and of how state funds are received by the county library system. He also mentioned that the residents of Hialeah Gardens who have a library card could use their card at the John F. Kennedy Library in Hialeah and vice versa.

13. **Council Members Concerns/Reports – Board Appointments:** Mayor De La Cruz wished happy birthday to Councilman Piña as did the Council Members.
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, November 7, 2006, 7:30 P.M.

PLANNING AND ZONING BOARD

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

TECHNICAL REVIEW COMMITTEE

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

WATER AND SEWER BOARD

Tuesday, October 24, 2006, 7:00 P.M.

POLICE PENSION BOARD

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