

MINUTES

CITY COUNCIL MEETING
THURSDAY, SEPTEMBER 4, 2003

CITY HALL COUNCIL CHAMBERS
10001 N.W. 87 AVENUE

1. **Call to Order:** Chairman Garcia called the meeting to order at 7:34 p.m.
2. **Roll Call:** Present were Chairman Luciano Garcia, Councilman Manuel Zardon, Councilman Jorge Gutierrez and Councilman Jorge Merida who joined the meeting at 7:45 p.m. Also present was City Attorney Charles A. Citrin.
3. **Invocation:** Chairman Garcia gave the invocation.
4. **Pledge of Allegiance:** Mr. Citrin led the Pledge of Allegiance.
5. **Deletions/Emergency Additions:** None were offered.
6. **Review of Minutes: August 19, 2003:** Chairman Garcia made a motion to approve the minutes of August 19, 2003, seconded by Councilman Zardon. The motion passed by unanimous consent.
7. **Public Comments:** No one came forward.
8. **Request for approval of 2 APS (packaged beer & wine) alcohol beverage license: Honducost Corporation d/b/a Tiny's Food Store, 8004 N.W. 103 Street, Hialeah Gardens, FL:** Jose Ulises Iglesias, owner and Mr. Santos Gonzalez were present. Mr. Manace Rodriguez, Director of the Occupational Licenses Department came forward and gave staff's recommendation for approval. A motion to approve was made by Chairman Garcia seconded by Councilman Gutierrez. The motion passed by unanimous consent.
9. **Request for approval of 4 COPS (retail) alcohol beverage license: Howard Johnson Plaza & Conference Center/Miami Airport, 7707 N.W. 103 Street, Hialeah Gardens, FL:** Carmen Goenaga, Millenium Investment Group, LLC., the applicant was present. Mr. Manace Rodriguez, Director of the Occupational Licenses Department came forward and gave staff's recommendation for approval. A motion to approve was

made by Chairman Garcia, seconded by Councilman Zardon. The motion passed by unanimous consent.

10. **Request for approval of JDBW (beer & wine distributor) alcohol beverage license: Interatlantic Corporation, 9605 N.W. 79 Avenue #16, Hialeah Gardens, FL:** Alberto Federico Lueddeckens, the applicant was present. Chairman Garcia made a motion to approve based on staff's recommendation, seconded by Councilman Gutierrez. The motion passed by unanimous consent.
11. **Opening of sealed bids for Bid No.# 03-08 Waste Collection and Recycling Bins and Receptacles:** Mr. Marcos Piloto, O.M.B. Director came forward and opened the two sealed bids which were received. Both bids were from the same vendor, LNZ Government Relations. Mr. Piloto will report back to the Council upon completing a review of the proposal.
12. **Request for approval of expenditures for road construction project: N.W. 133 Street Between 98 Avenue and 104 Avenue:** Mr. Joe Lopez, Public Works Director came forward and summarized the cost estimate for the road construction project which amounted to \$82,210.00. Waiving of competitive bidding for the paving portion of the project was discussed and a resolution to this effect will be drafted. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was approved by unanimous consent.
13. **Proposed Resolutions:**

A) RESOLUTION OF THE CITY OF HIALEAH GARDENS RATIFYING THE SELECTION OF BELL DAVID PLANNING GROUP, INC. FOR CONSULTING SERVICES FOR THE CITY OF HIALEAH GARDENS EVALUATION AND APPRAISAL REPORT; PROVIDING FOR AGREEMENTS RELATED TO SAID PAYMENTS; 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 gave staff's recommendation, based on committee review, to award a contract to Bell David Planning Group for consulting services. Chairman Garcia made a motion to approve, seconded by Councilman Gutierrez. The motion was approved by unanimous consent.

B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, DADE COUNTY, FLORIDA, APPROVING AND AUTHORIZING THE FILING OF A GRANT APPLICATION, AND EXECUTION THEREOF BY THE MAYOR TO OBTAIN FUNDING FOR NECESSARY CAPITAL IMPROVEMENTS TO BERNIE WILSON PARK FROM THE FLORIDA RECREATION ASSISTANCE PROGRAM; REPEALING CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. Mr. Ray Garcia, Director of Parks and Recreation came forward and ask for approval to the filing of a grant application with the tate of Florida Department of Environmental Protection in the amount of \$50,000.00. No matching City funds are necessary for this grant. Chairman Garcia made a motion to approve, seconded by Councilman Zardon. The motion passed by unanimous consent.

- C) RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH GARDENS, FLORIDA AUTHORIZING THE MAYOR AND THE CITY COUNCIL, AS ATTESTING WITNESS, ON BEHALF OF THE CITY, TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITY OF HIALEAH FOR ONE YEAR TO REPAIR POLICE VEHICLES FOR THE CITY OF HIALEAH GARDENS AT \$30.00 AN HOUR AND TO ALLOW HIALEAH GARDENS POLICE OFFICERS TO FUEL VEHICLES AT FIRE STATION NO. 7 AT THE SAME RATE CHARGEABLE TO THE CITY OF HIALEAH; 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 explained the agreement. He commented on the savings to the City by virtue of this contract with the City of Hialeah. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion passed by unanimous consent.

14. First Reading for consideration of the following ordinances:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING A MILLAGE RATE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2003 AND ENDING SEPTEMBER 30, 2004 AT 6.12 MILLS, SO AS TO PROVIDE THE NECESSARY REVENUE TO MEET THE DETERMINED BUDGETARY NEEDS OF THE CITY OF HIALEAH GARDENS, FLORIDA; PROVIDING FOR EFFECTIVE DATE.**

Mr. Citrin read the full title of the resolution into the record. Chairman Garcia stated that this was a first reading for the record, and as such an opportunity for public input would be provided upon second reading. He then 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, ADOPTING THE ANNUAL BUDGET FOR THE WATER AND SEWER DEPARTMENT FOR THE FISCAL**

***YEAR BEGINNING OCTOBER 1, 2003 AND ENDING
SEPTEMBER 30, 2004; PROVIDING FOR
SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.***

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

***C) ORDINANCE OF THE CITY OF HIALEAH GARDENS,
FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE
PUBLIC SAFETY IMPACT FUND FOR THE
FISCAL YEAR BEGINNING OCTOBER 1, 2003 AND
ENDING SEPTEMBER 30, 2004; PROVIDING FOR
SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.***

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

***D) ORDINANCE OF THE CITY OF HIALEAH GARDENS,
FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE
STREETS AND ROADS FUND FOR THE FISCAL YEAR
BEGINNING OCTOBER 1, 2003 AND ENDING
SEPTEMBER 30, 2004; PROVIDING FOR
SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.***

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

***E) ORDINANCE OF THE CITY OF HIALEAH GARDENS,
FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE
STORM WATER DRAIN FUND FOR THE FISCAL YEAR
BEGINNING OCTOBER 1, 2003 AND ENDING
SEPTEMBER 30, 2004; PROVIDING FOR
SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.***

Mr. Citrin read the full title of the resolution into the record. Chairman Garcia stated that this was a first reading for the record, and as such an opportunity for public input

would be provided upon second reading. He then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(Vote 4-0)**

- F) *ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE GENERAL FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2003 AND ENDING SEPTEMBER 30, 2004; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.***

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

15. Second Reading/Public Hearing for consideration and final adoption of the following ordinances.

- A) *ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR EMERALD PLAZA-FERRO DEVELOPMENT, INC. LEGALLY DESCRIBED AS: THE WEST _ OF TRACT 16, LESS THE NORTH 80.00 FEET AND LESS THE WEST 35.00 FEET, IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF FLORIDA FRUIT LAND COMPANY, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, FOLIO #27-2033-001-0171. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.***

Mr. Citrin swore in those individuals who wished to provide testimony on the item. He then proceeded to read the full title of the ordinance into the record. The applicant was not present and no one came forward to offer testimony on the item. Therefore, Chairman Garcia offered a motion to table the item, seconded by Councilman Zardon. The motion was unanimously approved by individualized voice vote. **(Tabled 4-0)**

- B) *ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN-REDESIGN PARKING AREA AND LANDSCAPING AREA FOR MIAMI PLAZA HOTEL-MILLENIUM INVESTMENT GROUP, LLC, CONCERNING PROPERTY LEGALLY DESCRIBED AS: BEGIN AT A POINT ON THE WEST RIGHT OF WAY***

LINE OF PALMETTO BY-PASS, 100 FEET SOUTH OF THE NORTH LINE OF TRACT 2, "FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1" OF SECTION 33, TOWNSHIP 53 SOUTH, RANGE 40 EAST, AS RECORDED IN PLAT BOOK 2 AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, FOLIO #27-3003-001-0030. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the full title of the ordinance into the record. Ms. Carmen Goenaga, the applicant was present with Mr. Cerafin Leal and Mr. James Chastaney, architect for the project. Mr. Joe Lopez, Public Works Director came forward and gave a summary of the project and offered staff's recommendation for approval. Chairman Garcia opened the public hearing at 8:14 p.m. No one came forward to offer testimony on the item, therefore Chairman Garcia closed the public hearing at 8:14 p.m. and made a motion to approve. The motion was seconded by Councilman Merida and unanimously approved by individualized voice vote. **(Vote 4-0)**

16. **City Attorney's Report:** No Comments
17. **Mayor's Report – Miscellaneous:** Mayor De La Cruz was not present.
18. **Council Members Concerns/Reports – Miscellaneous**
Councilman Gutierrez- Welcomed the improvements to the Miami Plaza Hotel.
19. **Adjournment:** The meeting was adjourned at 8:17 p.m.

Agenda certified 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 FUTURE MEETINGS:

CITY COUNCIL

Tuesday, October 7, 2003, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, October 14, 2003 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Wednesday, October 8, 2003, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, September 23, 2003 7:00 P.M.

POLICE PENSION BOARD

Wednesday, November 12, 2003, 7:00 P.M.