

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, DECEMBER 20, 2016
CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE**

- 1. Call to Order:** Chairman Garcia called the meeting to order at 7:30 p.m.
- 2. Roll Call:** Present were Chairman Luciano Garcia, Councilman Jorge A. Merida, Councilman Elmo L. Urra, Councilman Rolando Piña, Councilman Jorge Gutierrez, and City Attorney Charles A. Citrin. Mayor Yioiset De La Cruz was absent.
- 3. Invocation:** Chairman Garcia gave the invocation.
- 4. Pledge of Allegiance:** Councilman Rolando Piña led the Pledge of Allegiance.
- 5. Deletions/Emergency Additions:** Item 10D was deleted.
- 6. Review of Minutes: December 6, 2016.** Chairman Garcia made motion to approve the minutes of December 6, 2016 seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** No comments offered.

8. Proposed Resolutions:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING ENTERING INTO AGREEMENTS WITH SELECTED CONTRACTORS FOR THE SAMARI LAKE EAST CONDOMINIUM REHABILITATION ASSISTANCE PROGRAM; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the resolution into the record. Mr. Alex David came forward and gave details of the RFQ process and contractors that submitted proposals and were qualified. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, RATIFYING THE SELECTION OF CALVIN, GIORDANO & ASSOCIATES, INC. FOR THE PURPOSE OF ADMINISTERING AND MANAGING THE SAMARI LAKE EAST CONDOMINIUMS REHABILITATION ASSISTANCE PROGRAM; WAIVING COMPETITIVE BIDDING; PROVIDING FOR SEVERABILITY, PROVIDING FOR CONFLICTS; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the resolution into the record. Mr. Alex David stated that he has accepted a position with Calvin, Giordano & Associates as the Director of the Miami-Dade office but will continue to manage the Samari rehabilitation assistance program for the City. The resolution serves to reflect his change to the new firm. 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 THE MAYOR TO EXECUTE AN AMENDMENT TO THE CONTRACT WITH SUN CITY STRATEGIES, LLC FOR GOVERNMENTAL CONSULTING SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the resolution into the record. Mr. Citrin gave details of the amendment to the agreement with the Sun Strategies contract to include consulting / lobbying services for the City for issues at the state level. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

9. First reading for consideration of the following ordinance:

- A) ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ENTERING INTO AN AGREEMENT WITH FLORIDA COMMUNITY BANK FOR A CAPITAL LEASE NOT TO EXCEED ONE HUNDRED THOUSAND DOLLARS (\$100,000) FOR THE PURPOSE OF PURCHASING THREE NEW VEHICLES FOR THE POLICE DEPARTMENT; AWARDING THE CAPITAL LEASE TO FLORIDA COMMUNITY BANK, N.A.; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the ordinance into the record. Mr. Citrin mentioned that this was a City-sponsored ordinance to incur debt to purchase vehicles for the Police Department. This is a first reading and as such an opportunity for public input will 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. **(5-0)**

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR D1 INVESTMENT, CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT K AND L, SHOMA COMMERCIAL ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 160, PAGE 69 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA, FOLIOS: 27-2030-014-0120 AND 27-2030-014-0110, APPROXIMATE LOCATION: NORTH-WEST CORNER OF N.W. 107TH AVENUE AND W. OKEECHOBEE ROAD INTERSECTION, HIALEAH GARDENS, FLORIDA, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 5-0; P&Z Vote: 4-0)**

Mr. Citrin swore in all those that would be testifying on items for public hearing /second reading. He then read the ordinance into the record. Mr. Jose Val was present for the applicant and came forward. Mr. Rey Regalado, Building Director, appearing for Mrs. Mirtha Gonzalez, Chief Zoning Official read her memo into the record, giving staff recommendation for approval as all TRC conditions had been addressed. The item was opened for public hearing at 7:44 p.m. No one came forward therefore the hearing was closed at 7:44 p.m. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(5-0)**

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR R.C. TRUCK SALES, LLC.; OWNER: CALUSA & SON VENTURES, LLC; CONCERNING PROPERTY LEGALLY DESCRIBED AS: THAT PORTION OF TRACT 21 OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO 1", OF SECTION 19, TOWNSHIP 52 SOUTH. RANGE 40 EAST AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, WHICH LIES EASTERLY OF THE EASTERLY RIGHT -OF-WAY LINE OF STATE ROAD NO 821 (FLORIDA TURNPIKE EXTENSION) AS SHOWN ON STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP #87005-2313, SHEET 5 OF 7 SHEETS AND ALSO LESS THAT PORTION OF N.W. 112TH AVENUE DEDICATED TO THE CITY OF HIALEAH GARDENS AS PER OFFICIAL RECORDS BOOK 27891, PAGE 1146, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO: 27-2019-001-0220, APPROXIMATE LOCATION: N.W. CORNER OF N.W. 112TH AVENUE AND THEORETICAL N.W. 151ST STREET, HIALEAH GARDENS, FLORIDA; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE (TRC Vote: 6-0; P&Z Vote: 4-0)

Mr. Citrin read the item into the record. Mr. Manny Reus, the project's architect, came forward for the applicant. Mr. Rey Regalado, Building Director, appearing for Mrs. Mirtha Gonzalez, Chief Zoning Official read her memo into the record, giving staff recommendation for approval. The public hearing was opened at 7:48 p.m. No one came forward, therefore the hearing was closed at 7:48 p.m. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(5-0)**

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA GRANTING VARIANCES ON A MONUMENT SIGN OF HEIGHT WITH 13' 6" WHERE 6' IS PERMITTED AND VARIANCE OF AREA WITH 135 SQUARE FOOT WHERE 32 SQUARE FOOT IS PERMITTED FOR 84-A HOLDINGS, LLC. LOCATED AT 12010 HIALEAH GARDENS BOULEVARD, HIALEAH GARDENS, FLORIDA. FOLIO #: 27-2033-067-0030, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: 4-0) (Tabled 11-01-2016, 12-06-2016)

Mr. Citrin read the item into the record. Mr. Shahin Eteessam came forward for the applicant. Mr. Rey Regalado, Building Director, appearing for Mrs. Mirtha Gonzalez, Chief Zoning Official read her memo into the record, giving staff recommendation for approval. The public hearing was opened at 7:52 p.m. and closed at 7: 52 p.m. Councilman Piña asked if the sign would be in the same place as the original sign and if it's before the residential area. Mr. Eteessam stated that there is an existing

sign at this location to which they will add on. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice. **(5-0)**

- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA TO PERMIT A DIGITAL SIGN FOR SCHOOL DEVELOPMENT HG II, LLC. AND GRANTING VARIANCES FOR A PYLON SIGN WITH HEIGHT OF 16.34' WHERE 6' IS PERMITTED, AREA OF 68.59 SQUARE FOOT WHERE 32 SQUARE FOOT IS PERMITTED LOCATED AT 7901 NW 103RD STREET, HIALEAH GARDENS, FLORIDA. FOLIO 27-3003-001-0020, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 6-0; P&Z Vote 3-0)**

Item was deleted.

- 11. City Attorney's Report:** Mr. Citrin wished all a Merry Christmas, a Happy New Year, and peace.
- 12. Mayor's Report – Miscellaneous:** No comments.
- 13. Council Members Concerns / Reports / Board Appointments:**
Chairman Garcia stated there may be a Hialeah Gardens Health Facilities Authority meeting in the near future, coordinated with regular Council meetings. He also mentioned that he would be present for the first meeting in January but not the second.
- 14. Adjournment:** The meeting was adjourned at 7:55 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 MEETINGS**CITY COUNCIL**

Tuesday, January 17, 2017, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, February 13, 2017, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, February 2, 2017, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, January 25, 2017, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, February 07, 2017, 5:30 P.M.