

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, MARCH 17, 2015
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 Jorge Gutierrez, Mr. Charles A. Citrin, City Attorney and Mayor Yioiset De La Cruz. Councilman Rolando Piña was absent.
- 3. Invocation:** Chairman Garcia gave 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: March 03, 2015.** Chairman Garcia made a motion to approve the minutes of March 03, 2015 seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** None were offered.

8. Proposed Resolution:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CITY MAYOR TO ACCEPT THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AWARDED FOR THE PURPOSE MAKING RECORDS IMPROVEMENTS BY PURCHASING LAPTOPS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. Chief Toth came forward and mentioned that this resolution serves to accept the Edward Byrne Grant. Chairman Garcia inquired about the amount of the grant, which Chief Toth stated that it was for \$4,200 dollars. In previous years the grant was administered by Miami-Dade County however, it is now FDLE who will be overseeing the grant and monitoring how the funds are being utilized. Chairman Garcia then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

9. First Reading for consideration and adoption of the following ordinance:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR RUSSO CENTER; OWNER: OKEECHOBEE COMPLEX, LLC; CONCERNING PROPERTY LEGALLY DESCRIBED AS: : SHOMA COMMERCIAL REPLAT PB 161-100 T-21691 TR Z & PORT OF TR Y & PORT OF TR C OF HOME DEPOT HIALEAH GARDENS PB 166-62 DESC BEG NE COR OF TR Z TH S 50 DEG E 327.81FT S 39 DEG W 225.83FT N 50 DEG W 74.05FT S 39 DEG W 35FT N 50 DEG E 253.62FT N 38 DEG E 260.83FT TO POB LOT SIZE 82966 SQ FT M/L . FOLIO: 27-2030-015-0090, LOCATION: 10990 NW 138th Street, HIALEAH GARDENS, FLORIDA; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z: 4-0)

Mr. Citrin read the full title of the ordinance into the record. Chairman Garcia asked the record to reflect that Councilman Urra had stepped onto the dais at 7:37 p.m. 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. He then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(4-0)**

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A WAIVER OF PLAT FOR D. T. PALMETTO LLC. LEGAL DESCRIPTION: THE SOUTH ½ OF THE EAST 386.50 FEET OF THE WEST 786.66 FEET OF TRACT 51, LESS THE SOUTH 30.00 FEET THEREOF OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST OF FLORIDA FRUITLAND COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. SAID LANDS LYING AND BEING IN THE CITY OF HIALEAH GARDENS, FLORIDA, APPROXIMATE LOCATION: NE CORNER OF NW 79th AVENUE AND NW 95th STREET, HIALEAH GARDENS, FLORIDA. FOLIO: 27-3003-001-0631. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z: n/a)

Mr. Citrin swore in all those who would be providing testimony on items for Second Reading / Public Hearing and proceeded to read the full title of the ordinance into the record. At this time Joe Lopez, Public Works Director came forward on behalf of Mirtha Gonzalez, Chief Zoning Official and read staff recommendation for approval. All conditions set by T.R.C. were met except for providing proof of existing dedications. Mr. Lopez stated that this condition is more of a County issue and therefore would like for the item to move forward. The architect of the project Mr. Alvin Cohen, on behalf of the applicant, came forward for the record. The applicant stated that he had no objections with all the conditions set forth by staff. Chairman Garcia then opened the public hearing at 7:44. No one came forward. He then closed at 7:44. He then made a motion to approve, seconded by Councilman Merida. The motion was approved unanimously. **(4-0)**

11. Board Appointments: Planning and Zoning Board, Water and Sewer Board and Personnel Review Board (Mayor De La Cruz and Councilman Merida)

All board members from Planning and Zoning and Water and Sewer department were reappointed.

12. City Attorney's Report: Mr. Citrin commented on the Miami-Dade County ordinance which amends Section 2-11.1 and the requirement of elected officials to certify via affidavit that they had read and will comply with the Conflict of Interest and Code of Ethics ordinance.

13. Mayor's Report – Miscellaneous – No comments.

14. Council Members Concerns / Reports / Board Appointments – No comments.

15. Adjournment - The meeting was adjourned at 8:55 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, April 21, 2015, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, April 13, 2015, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, May 7, 2015, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, April 22, 2015, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, May 5, 2015, 5:30 P.M.