

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, April 3, 2012
CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE**

- 1. Call to Order:** Chairman Garcia called the meeting to order at 7:35 p.m.
- 2. Roll Call:** Present were Chairman Luciano Garcia, Councilman Rolando Piña, Councilman Jorge Gutierrez, Councilman Jorge A. Merida and Councilman Elmo L. Urra. Also present was Ms. Aida Martinez Ruiz, Assistant City Attorney serving as counsel for tonight's meeting. Mayor Yioiset De La Cruz and City Attorney Charles A. Citrin were absent.
- 3. Invocation:** Chairman Garcia gave the invocation.
- 4. Pledge of Allegiance:** Councilman Piña led the Pledge of Allegiance.
- 5. Deletions / Emergency Additions:** None were offered.
- 6. Review of Minutes: March 6, 2012.** Chairman Garcia made a motion to approve the minutes of March 6, 2012 seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** None were offered.

8. Request for approval of transfer of 2COP and 1APS alcohol beverage licenses for USA Truck Service Plaza, Inc. 9101 W. Okeechobee Road, Hialeah Gardens, FL. Owner: Mr. Giovanni Muñoz Hernandez.

Owner Giovanni Muñoz Hernandez was present. Robert Lorenzo stated that the city and staff in conjunction with the police department recommend that the city council transfer the 2COP and 1APS Dual Liquor license from the previous owner to USA Truck Service Plaza, Inc. In addition, the staff recommends that the new owners be encouraged to review the city code of Ordinances Chapter 10, and all the restrictions of the 2COP and 1APS license to avoid any violations. Based on staff recommendation, Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was approved unanimously.

9. Discussion of proposals received for Qualified Banking Services for Utility System Revenue Note, Series 2012 (RFP 2012-01): Mr. Marcos Piloto, O.M.B. Director.

Mr. Marcos Piloto, O.M.B. Director came forward and reported that the City had advertised requests for financing proposals for a "Bank Qualified" loan in an amount not to exceed \$4,100,000 to fund City-wide improvements in accordance with the Water & Sewer Department's Five Year Capital Improvement Plan. Proposals were received from four banks, Pinnacle Public Finance, Regions Bank, TD Bank and SunTrust Bank. City staff in conjunction with the City's financial advisor, First Southwest Company analyzed all proposals and recommended TD Bank which provided the best interest rate and flexibility to prepay the loan without penalty at the lowest costs. Chairman Garcia made a motion to approve the recommendation, seconded by Councilman Merida. The motion was unanimously approved. Instructions were given to draft an ordinance to this effect for the next council meeting.

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 TENTATIVE PLAT FOR GOLDEN LAKES – ZEALOUS VENTURE CONCERNING PROPERTY LEGALLY DESCRIBED AS PER SURVEYOR: TRACT 60 LESS THE NORTH 35.00 FEET AND THE SOUTH 1/2 OF TRACT 61 LESS THE SOUTH 35.00 FEET, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION No 1, IN SECTION 19 TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; LESS THE WEST 40 FEET AND LESS THE EAST 35 FEET: OF THE TRACTS HEREINBEFORE DESCRIBED. AND ALSO LESS AND EXCEPT: A PORTION OF TRACT 60

IN RIGHT-OF-WAY DEED RECORDED IN OFFICIAL RECORDS BOOK 27604 PAGE 2498 AND OFFICIAL RECORDS BOOK 27604 PAGE 2490 AND A PORTION OF THE SOUTH 1/2 OF TRACT 61 IN RIGHT-OF-WAY DEED RECORDED IN OFFICIAL RECORDS BOOK 27604 PAGE 2486 AND OFFICIAL RECORDS BOOK 27604 PAGE 2482 OF SAID PLAT BOOK 2, PAGE 17, LYING AND BEING IN THE CITY OF HIALEAH GARDENS, MIAMI-DADE COUNTY, FLORIDA. LOCATION: BUILDINGS A, B AND C: 14201 NW 112TH AVENUE (FROM UNIT 1 TO 48), 14101 NW 112TH AVENUE AND 14100 NW 109TH AVENUE, HIALEAH GARDENS, FL. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.

At this time all those who would be providing testimony on the item for public hearing were sworn in. Ms. Aida Martinez-Ruiz read the full title of the ordinance into the record. Ms. Maria Martin-Hidalgo was present for the applicant. Mrs. Mirtha Gonzalez, Chief Zoning Official came forward and stated that applicant had complied with comments addressed by the T.R.C. gave staff recommendation for approval. Chairman Garcia opened the public hearing at 7:38 p.m. No one addressed the item he therefore closed the public hearing at 7:38 p.m. and made a motion to approve. The motion was seconded by Councilman Merida and unanimously approved by individualized voice vote. **(5-0)**

- 11. City Attorney's Report – No comments**
- 12. Mayor's Report – Miscellaneous –** Chairman Garcia took this opportunity to address the recommendation and appointment of Mr. Rene Vivo to serve as Special Master as per Section 2-240 of the City Code. The Special Master hears appeals in the form of administrative hearings, considers evidence, and issues orders therewith and in connection with the enforcement of city ordinances. Mr. Vivo is an experienced and interested citizen in the affairs of code enforcement. Chairman Garcia made a motion to approve the appointment of Mr. Vivo, seconded by Councilman Merida. The motion was unanimously approved.
- 13. Council Members Concerns / Reports / Board Appointments – No comments**
- 14. Adjournment –** The meeting was adjourned at 7:53 p.m.

Respectfully submitted by:

Maria L. Joffee
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, May 1, 2012, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, May 7, 2012, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, May 3, 2012, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, April 25, 2012, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, May 1, 2012, 5:30 P.M.