

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, FEBRUARY 3, 2009**

**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 Elmo L. Urra, Councilman Jorge Gutierrez, Councilman Jorge A. Merida and Councilman Rolando Piña. Also present was City Attorney Charles A. Citrin. Mayor De La Cruz was 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:** January 6, 2009. Chairman Garcia made a motion to approve the minutes of January 6, 2009, seconded by Councilman. The motion was unanimously approved.
7. **Public Comments:** None were offered.
8. **Request for transfer of ownership for 4COP alcohol beverage license for GW Hialeah Hotel, LLC./DBA/Howard Johnson Plaza Hotel, 7707 N.W. 103 Street, Hialeah Gardens, FL:** Mr. Adam Pollack, Owner Representative.

The following individuals came forward and gave sworn testimony:

Mr. Adam Pollack, owner representative

Mr. Robert Lorenzo, Chief of Business License Tax Department

Mr. Adam Pollack, the owner's representative was present. Mr. Robert Lorenzo Chief of the Business License Tax Department came forward and read staff's recommendation for approval of the 4COP alcohol beverage license into the record. No one addressed the item. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

9. Proposed Resolutions:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF AN AUTOCRANE MODEL 4004 EH ELEC/HYD CRANE TO BE USED BY THE MAINTENANCE DEPARTMENT; UTILITZING AN EXISTING GOVERNMENT CONTRACT AS ALLOWED BY SECTION 46-119 OF THE HIALEAH GARDENS CODE OF ORDINANCES TO EXECUTE AN AGREEMENT WITH KNAPHEIDE; 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. Urbano Cuba, Director of Maintenance came forward and read staff's recommendation into the record for the purchase of an AutoCrane. 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, AMENDING RESOLUTION 2158; 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 and spoke on behalf of Mr. Marcos Piloto, Director of O.M.B. Mr. Citrin explained the need for the amendment to address the change in the purchase price for the land to be sold to

Miami-Dade County for the construction of a library. 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 PURCHASE OF CONCRETE TO BE USED FOR THE GOVERNMENT COMPLEX, AMENDING RESOLUTION 2221; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH ACOSTA TRACTORS; 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. Jose M. Lopez, Director of Public Works came forward and explained the need to amend Resolution 2221 in order to negotiate a contract with Acosta Tractors, Inc., the second lowest bidder, as the original awarded bidder, Barreiro Concrete Corp. is no longer available to perform the work. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- D) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF FILL, HAULING, SPREAD GRADE AND COMPACT MATERIALS FOR THE GOVERNMENT COMPLEX; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH ACOSTA TRACTORS, 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. Jose M. Lopez, Director of Public Works explained the necessity to amend Resolution 2218 to reflect the need for rock base installation at the Government Complex by entering into an agreement with Acosta Tractors, Inc. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- E) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ENTERING INTO AN AGREEMENT WITH OLIVER'S POOLS FOR THE CONSTRUCTION OF A SPRAY PAD AT WESTLAND GARDENS PARK; WAIVING COMPETITIVE BIDDING; AUTHORIZING THE APPROPRIATE CITY OFFICIALS

TO EXECUTE AN AGREEMENT WITH OLIVER'S POOLS; 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. Jose M. Lopez, Director of Public Works explained the details for the construction of a spray pad at Westland Gardens Park. The department requests waiving competitive bidding and entering into a contract with Oliver's Pools, who provided a better cost as compared to a similar contract procured by the City of Marco Island for the same work. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- F) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF WATER PLAY EQUIPMENT FOR THE SPRAY PAD LOCATED AT WESTLAND GARDENS PARK IN AN AMOUNT NOT TO EXCEED \$132,758.00; WAIVING COMPETITIVE BIDDING DUE TO THE EXISTENCE OF A SOLE PROVIDER; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH AQUA DESIGN; 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. Jose M. Lopez, Director of Public Works gave details of the purchase of equipment for the spray pad at Westland Gardens Park. Aqua Design is the sole source that provides water play equipment, therefore the department recommends waiving competitive bidding and awarding a contract to Aqua Design. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

10. **City Attorney's Report:** Mr. Citrin reminded everyone of the appointments to the Personnel Review Board.
11. **Mayor's Report – Miscellaneous Board Appointment (Personnel Review Board)**
Mayor De La Cruz was absent.
12. **Council Members Concerns / Reports - Board Appointments (Personnel Review Board)**

There were no comments from the council members.

13. **Adjournment:** The meeting was adjourned at 7:55 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, March 17, 2009, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, March 9, 2009, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, March 5, 2009, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, March 24, 2009, 7:00 P.M.

POLICE PENSION BOARD

Wednesday, April 29, 2009, 5:30 P.M.