

MINUTES

CITY OF HIALEAH GARDENS TUESDAY, JANUARY 22, 2008

HOLLINGSWORTH HALL SENIOR CENTER 10003 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, and Councilman Jorge A. Merida. Also present were Mayor Yioset De La Cruz and City Attorney Charles A. Citrin. 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:**
6. **Review of Minutes:** December 18, 2007. Chairman Garcia made a motion to approve the minutes of December 18, 2007, seconded by Councilman Merida. The motion was unanimously approved.
7. **Public Comments:** None were offered.
6. **Request for approval of 2APS alcohol beverage license transfer of ownership for El Jardin Supermarket, Inc., 12551 West Okeechobee Road, Hialeah Gardens, FL:** Owner: Mr. Jose C. Ortega. **(Tabled 12-18-07)**

The following individuals came forward and gave testimony:

Mr. Jose C. Ortega, owner

Mr. Arturo L. Ruiz, Director of Administration for staff

Chairman Garcia made a motion to remove the item from table, seconded by Councilman Merida. The motion was unanimously approved. Mr. Arturo L. Ruiz, Director of Administration came forward and read staff's recommendation for approval of the 2APS alcohol beverage license into the record. Mr. Ortega agreed to the license requirements. No one addressed the item. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

9. **Request for approval of 2COP alcohol beverage license transfer of ownership for Gujor Inc. d/b/a El Rincon Criollo de Hialeah Gardens 9605 N.W. 79 Avenue, Bays 17 and 18, Hialeah Gardens, FL:** Owner, Mr. Aristides Fontan.

The following individuals came forward and gave testimony:

Mr. Louis J. Terminello, attorney for the applicant
Mr. Arturo L. Ruiz, Director of Administration for staff

Mr. Arturo L. Ruiz, Director of Administration came forward and read staff's recommendation for approval of the 2COP 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.

10. **Request for approval of 1APS alcohol beverage license transfer of ownership for China Chang Empire Corp., 11951 West Okeechobee Road, Hialeah Gardens, FL:** Owner, Mr. Victor Chang.

The following individuals came forward and gave testimony:

Mr. Victor Chang, owner
Mr. Arturo L. Ruiz, Director of Administration for staff

Mr. Arturo L. Ruiz, Director of Administration came forward and read staff's recommendation for approval of the 1APS 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.

11. **Request for approval of change order for PW 07-B100 for construction of Hialeah Gardens City Hall Complex:** Mr. Jose M. Lopez, Public Works Director.

Mr. Jose M. Lopez, Director of Public Works came forward and read his memorandum into the record giving details for the need of a change order in the amount of \$2,851.06 proposed by the contractor, ELA Construction. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

12. **Opening of sealed bids for PW-B120 Hialeah Gardens Recreation Center:**
Mr. Jose M. Lopez, Public Works Director.

Mr. Jose M. Lopez came forward and opened the following bids:

• Allied Contractors, Inc.	\$2,169,858.00	no contingency
• VM Construction, Inc.	2,228,286.00	15% contingency
• ELA Construction Corp.	1,980,000.00	15% contingency
• TGSV Enterprises, Inc.	2,415,000.00	15% contingency
• Homestead Concrete & Drainage, Inc.	2,079,450.45	15% contingency
• J. Cappelletti, Inc.	2,393,412.75	15% contingency
• Link Construction Group	2,038,044.00	15% contingency
• Miami Skyline Construction Corp.	2,250,000.00	no contingency
• AAP Construction Group Corp.	3,335,000.00	15% contingency

Mr. Lopez will review the bids presented and return with a recommendation at the next council meeting.

13. **Proposed Resolutions:**

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE AWARD OF A CONTRACT FOR THE SEWER MAIN EXTENSION FOR ROADWAY IMPROVEMENTS TO N.W. 134TH STREET; 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. This resolution serves to memorialize the action taken at the last council meeting. 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, AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE OF ASPHALT FOR ROADWAY IMPROVEMENTS TO N.W. 135TH STREET; 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. This resolution serves to memorialize the action taken at the last council meeting. 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 AWARD OF A CONTRACT FOR HAULING AND THE PURCHASE OF FILL FOR ROADWAY IMPROVEMENTS TO N.W. 135TH STREET; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH OVERLAND CARRIERS, 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. This resolution serves to memorialize the action taken at the last council meeting. 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 AWARD OF A CONTRACT FOR THE PURCHASE OF SOD FOR ROADWAY IMPROVEMENTS TO N.W. 135TH STREET; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH GROUNDKEEPERS, 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. This resolution serves to memorialize the action taken at the last council meeting. 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 PURCHASE OF ASPHALT TO BE USED 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. This resolution serves to memorialize the action taken at the last council meeting. 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 FILL TO BE USED FOR THE GOVERNMENT COMPLEX; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH OVERLAND CARRIERS, 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. This resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- G) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF LANDSCAPING TO BE USED FOR THE GOVERNMENT COMPLEX; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH GROUNDKEEPERS, 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. This resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- H) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF I

IRRIGATION TO BE USED FOR THE GOVERNMENT COMPLEX;
AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO
EXECUTE AN AGREEMENT WITH HERNANDEZ LAWN
SPRINKLERS CORP.; PROVIDING FOR CONFLICTS;
PROVIDING FOR SEVERABILITY; AND PROVIDING FOR
AN EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. This resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- I) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF CONCRETE TO BE USED FOR THE GOVERNMENT COMPLEX; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH BARREIRO CONCRETE CORPORATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. This resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- J) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF STRIPING & SIGNAGE TO BE USED FOR THE GOVERNMENT COMPLEX; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH J & M PARKING LOT MAINTENANCE, 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. This resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- K) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF SITE LIGHTING TO BE USED FOR THE GOVERNMENT COMPLEX; AUTHORIZING THE APPROPRIATE CITY

OFFICIALS TO EXECUTE AN AGREEMENT WITH HOMESTEAD CONCRETE & DRAINAGE, 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. This resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- L) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF FENCING TO BE USED FOR THE GOVERNMENT COMPLEX; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH ISLAND FENCE OF FLORIDA, 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. This resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- M) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF A FIRE LINE AND WATER SERVICE TO BE USED IN THE NEW CITY HALL BUILDING; 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. This resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- N) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CONSTRUCTION OF A FIRE LINE TO BE USED IN 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. This resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- O) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, URGING MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT THE FOLLOWING ISSUES DURING THE 2008 LEGISLATIVE SESSION.

Mr. Citrin read the full title of the resolution into the record. Mayor De La Cruz commented that the resolution is in support of the Florida League of Cities to urge the Florida Legislature to support issues of importance to municipalities during the 2008 legislative session. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

14. **City Attorney's Report:** Mr. Citrin had no comments.

15. **Mayor's Report – Miscellaneous**

Mayor De La Cruz had no comments.

16. **Council Members Concerns / Reports – Board Appointments (Police Pension Board)**

The council members had no comments.

17. **Adjournment:** The meeting was adjourned at 7:56 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, February 19, 2008, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, February 11, 2008, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, February 7, 2008, 4:00 P.M.

WATER AND SEWER BOARD

Tuesday, February 26, 2008, 7:00 P.M.

POLICE PENSION BOARD

T.B.A.