

CITY OF HIALEAH GARDENS  
TUESDAY, MARCH 6, 2007

CITY COUNCIL CHAMBERS  
10001 NW 87 AVENUE

1. **Call to Order:** Chairman Luciano Garcia called the meeting to order at 7:31 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 were Mayor Yioiset De La Cruz and City Attorney Charles A. Citrin.
3. **Invocation:** Chairman Garcia led 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:** February 20, 2007. Chairman Garcia made a motion to approve the minutes of February 20, 2007, seconded by Councilman Merida. The motion was unanimously approved.
7. **Public Comments:** None were offered.
8. **Request for approval of 1 APS alcohol beverage license for R.O. Okeechobee Corporation, 13899 West Okeechobee Road, Hialeah Gardens, Florida 33018:** Owner Mr. Rodolfo Sanchez.

The following individuals came forward and gave testimony:

Mr. Rodolfo Sanchez, owner  
Mrs. Mirtha Gonzalez, Chief Zoning Official

Mrs. Mirtha S. Gonzalez, Chief Zoning Official came forward on behalf of Mr. Arturo L. Ruiz, Director of Administration 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 and the motion was unanimously approved.

9. **Swearing in Ceremony for Councilman Jorge A. Merida.**

Mr. Citrin performed the swearing in ceremony for Council Jorge A. Merida. Chairman Garcia congratulated Councilman Merida and made comments to having been re-elected without opposition pays tribute to the fine work he has been doing for the council. Mayor De La Cruz added his comments of congratulations and thanked the Merida family for supporting him and caring about the community. Councilman Merida thanked everyone.

Chairman Garcia asked for a short recess for taking pictures. The meeting reconvened at 7:47 p.m.

10. **Reorganization of the City Council's Hierarchical order:** Mr. Charles A. Citrin, City Attorney.

Mr. Citrin introduced the matter of reorganization of the hierarchical order. Councilman Merida made a motion to nominate Luciano Garcia for Chairman of the council, seconded by Councilman Piña, and unanimously approved by individualized voice vote. Chairman Garcia made a motion to nominate Councilman Piña as Vice Chairman, seconded by Councilman Merida. The motion was unanimously approved. Chairman Garcia made a motion to nominate Councilman Merida as Finance Director, seconded by Councilman Piña. The motion was unanimously approved.

11. **Board Appointments: Planning and Zoning Board, Water and Sewer Board and Police Pension Trust Fund Board.**

Chairman Garcia re-appointed Susie Cordero to the Planning and Zoning Board and Ashley Garcia to the Water and Sewer Board. Councilman Merida re-appointed Andrew Perez to the Planning and Zoning Board and Eduardo del Toro to the Water and Sewer Board. Councilman Gutierrez re-appointed Antonino Maurici to the Planning and Zoning Board and Joseph Sosa to the Water and Sewer Board. Councilman Urrea re-appointed Kandyce Villar to the Planning and Zoning Board. Councilman Piña re-appointed Ovidio Eijan to the Planning and Zoning Board, and Adolfo Mendoza to the Water and Sewer Board.

12. **Proposed Resolution:**

- A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF POLICE K-9 DOG INCLUDING THE COST OF IMPLEMENTING THE K-9 UNIT IN THE HIALEAH GARDENS POLICE DEPARTMENT; AUTHORIZING THE EXPENDITURE FROM THE CITY'S FORFEITURE FUND; WAIVING COMPETITIVE BIDDING; 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, RATIFYING THE SELECTION OF ADORNO & YOSS, LLP FOR THE PURPOSE OF PROVIDING BOND/DISCLOSURE/COUNSEL SERVICES; AUTHORIZING A CONTRACT BETWEEN THE CITY OF HIALEAH GARDENS AND ADORNO & YOSS, LLP; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.**

Mr. Citrin read the full title of the resolution into the record and commented that his firm had excused themselves from the selection process. Mr. Marcos Piloto, O.M.B. Director came forward and read his memorandum into the record detailing the selection committee process. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved. Mr. Citrin introduced Mr. Jeffrey DeCarlo of the bond council firm.

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

Mr. Citrin swore in all those who would be testifying on any of the items for second reading.

**A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR BARON ENTERPRISES LLC. / SHOPPING CENTER. LEGAL DESCRIPTION: A PORTION OF TRACT N "SHOMA COMMERCIAL" ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 160 AT PAGE 69 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO # 27-2030-014-0140. APPROXIMATE LOCATION: FRONTAGE ROAD AND NW 138<sup>TH</sup> STREET, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (P&Z Vote: 3-0; TRC Vote: 5-0)**

Mr. Citrin read the full title of the ordinance into the record. Mr. Paul Huizenga was present for the applicant. Mrs. Mirtha S. Gonzalez, Chief Zoning Official came forward and gave staff recommendation. Chairman Garcia opened the public hearing at 7:50 p.m. No one came forward; Chairman Garcia closed the public hearing at 7:50 p.m. Mr. Huizenga was asked if he knew who would be moving into the out parcels. Mayor De La Cruz commented that they are working to attract national chains including sit down restaurants, banks etc. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 5-0**).

**B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN REVIEW FOR MATER ACADEMY MIDDLE / HIGH SCHOOL TWO STORY PAVILION. FOLIO # 27-3003-001-0020. LOCATION: 7901 NW 103 STREET, HIALEAH GARDENS, FLORIDA; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE. (P&Z Vote: 3-0; TRC Vote 6-0)**

Mr. Citrin read the full title of the ordinance into the record. Mr. Rolando Llanes the architect for the project was present for the applicant. Mrs. Mirtha S. Gonzalez, Chief Zoning Official came forward and gave staff recommendations. Mr. Llanes gave details of the enhancement of the current facilities at Mater Academy with the addition of a two-story pavilion. Chairman Garcia made positive comments on the improvements that will be provided to the school campus. Chairman Garcia opened the public hearing at 7:58 p.m. No one came forward; Chairman Garcia closed the public hearing at 7:58 p.m. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 5-0**).

14. **City Attorney’s Report:** Mr. Citrin congratulated Councilman Merida on his re-election and commented of what a pleasure is to represent him and is doing a fine job.

15. **Mayor’s Report – Miscellaneous:** Mayor De La Cruz had no comments.

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

All the council members congratulated Councilman Merida.

17. **Adjournment:** The meeting was adjourned at 8:00 p.m.

Respectfully submitted by:

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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, March 20, 2007, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, April 9, 2007, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, April 5, 2007, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, March 27, 2007. 7:00 P.M.

POLICE PENSION BOARD

T.B.A.