

MINUTES

CITY OF HIALEAH GARDENS
TUESDAY, FEBRUARY 21, 2006

CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE

1. **Call to Order:** Chairman Luciano Garcia called the meeting to order at 7:30 p.m.
2. **Roll Call:** Present were Chairman Luciano Garcia, Councilman Elmo L. Urra, Councilman Rolando Piña and Councilman Jorge A. Merida. Also present was City Attorney Charles A. Citrin. Mayor Yioiset De La Cruz was absent. Councilman Jorge Gutierrez joined the meeting at 7:37 p.m.
3. **Invocation:** Chairman Garcia led the invocation.
4. **Pledge of Allegiance:** Councilman Rolando Piña led the Pledge of Allegiance.
5. **Deletions/Emergency Additions:** None were offered.
6. **Review of Minutes:** February 7, 2006. Chairman Garcia made a motion to approve the minutes of February 7, 2006, seconded by Councilman Merida. The motion was unanimously approved.
7. **Public Comments:** None were offered.
8. **Request for authorization to negotiate debris disposal services R.F.P. 2006-01:** Mr. Marcos Piloto, O.M.B. Director.

Mr. Marcos Piloto, Director of O.M.B. came forward and gave details as to the City entering into an agreement with a vendor for the debris disposal as a result of Hurricane Wilma. He asked the Council for authorization to negotiate pricing between the two contractors who submitted proposals in response to the R.F.P. 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 APPROVING A CONTRACT WITH ISLAND FENCE OF SOUTH FLORIDA TO RELOCATE THE CHAIN LINK FENCE ALONG WESTLAND GARDENS PARK; WAIVING COMPETITIVE BIDDING; RATIFYING AND AUTHORIZING THE PAYMENT TO ISLAND FENCE OF SOUTH FLORIDA; 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 MAYOR TO ENTER INTO AN AGREEMENT WITH POWER WIDE ELECTRIC CORPORATION TO REPAIR STREET LIGHTS DAMAGED BY HURRICANE WILMA; WAIVING COMPETITIVE BIDDING; RATIFYING AND AUTHORIZING THE PAYMENT TO POWER WIDE ELECTRIC CORPORATION; 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.

10. **First Reading for consideration of the following ordinances:**

- A) ***ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A WAIVER OF PLAT FOR DUKE SCHOOL PROPERTIES, LLC. MATER ACADEMY ANNEX. LEGAL DESCRIPTION: TRACT 1, LESS THE NORTH 130.00 FEET THEREOF, "FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO.1, OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. LOCATION: 10505 NW 80 AVE. FOLIO #: 27-3003-001-0010 PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: 10505 N.W. 80th Avenue) (P&Z Vote: 3-0; T.R.C. Vote: 6-0)***

Mr. Citrin read the full title of the ordinance into the record. Mr. Carlos Hernandez was present for the applicant. Chairman Garcia stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. 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 FOR CACOPHONY CORP. CONCERNING PROPERTY LEGALLY DESCRIBED AS: FOLIO #: 27-2033-001-0593: A PORTION OF TRACT 48 OF SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION, ACCORDING TO PLAT THEREOF RECORDED IN PLAT BOOK 2 AT PAGE 17 OF THE PUBLIC RECORD OF MIAMI DADE COUNTY, FLORIDA; FOLIO #: 27-2033-001-0370: A PORTION OF TRACTS 33 AND 34 OF SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION, ACCORDING TO PLAT THEREOF RECORDED IN PLAT BOOK 2 AT PAGE 17 OF THE PUBLIC RECORD OF MIAMI DADE COUNTY, FLORIDA; FOLIO #: 27-2033-001-0596: A PORTION OF TRACT 48, FLORIDA FRUIT LAND COMPANY'S SUBDIVISION OF THE SW 1/4 OF SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST AS RECORDED IN PLAT BOOK 2 AT PAGE 17 OF THE PUBLIC RECORD OF MIAMI DADE COUNTY, FLORIDA. APPROXIMATE LOCATION: NORTHEAST OF OKEECHOBEE ROAD AND SOUTH OF NW 114 STREET; PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE. (Location: Northeast of Okeechobee Road and South of N.W. 114 Street) (P&Z Vote: 3-0; T.R.C. Vote: 6-0)**

Mr. Citrin read the full title of the ordinance into the record. Mr. Michael Osman was present for the applicant. Chairman Garcia stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 5-0**).

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING ORDINANCE 2005-50 TENTATIVE PLAT FOR JANNETTE COVE III, APPROVING A CHANGE OF NAME TO JEANETTE COVE FIRST ADDITION, CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE EAST 200 FEET OF TRACT 33 LESS THE NORTH 100 FEET "FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1" OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST,**

***ACCORDING TO THE PLAT THEREOF AS RECORDED
IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC
RECORDS OF MIAMI-DADE COUNTY, FLORIDA; LESS
THE EAST 27 FEET OF THE NORTH 53.20 FEET
THEREOF, SUBJECT TO DEDICATIONS, LIMITATIONS,
RESERVATIONS, RESTRICTIONS OR EASEMENTS OF
RECORD, IF ANY; PROVIDING FOR CONDITIONS;
PROVIDING FOR AN EFFECTIVE DATE.***

Mr. Citrin read the full title of the ordinance into the record. Mr. Carlos Hernandez was present for the applicant. Chairman Garcia stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 5-0**).

11. **City Attorney's Report:** Mr. Citrin made comments regarding the Clayton lawsuit, which has been moved to federal court and is being handled by outside counsel. He also commented on the meeting with interested parties regarding race issues in general in the City.
12. **Mayor's Report – Miscellaneous:** The Mayor was not present.
13. **Council Members Concerns/Reports:** Council members had no comments.
14. **Adjournment:** The meeting was adjourned at 7:45 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 7, 2006, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, March 13, 2006, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, March 2, 2006, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, March 28, 2006, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, February 28, 2006, 6:00 P.M.