

## MINUTES

CITY OF HIALEAH GARDENS  
TUESDAY, APRIL 4, 2006  
CITY COUNCIL CHAMBERS  
10001 NW 87 AVENUE

1. **Call to Order:** Chairman Luciano Garcia called the meeting to order at 7:33 p.m.
2. **Roll Call:** Present were Chairman Luciano Garcia, Councilman Elmo L. Urra, Councilman Jorge Gutierrez and Councilman Rolando Piña. Also present were Mayor Yioiset De La Cruz and City Attorney Charles A. Citrin. Councilman Jorge A. Merida was absent.
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:** March 21, 2006. March 7, 2006. Chairman Garcia made a motion to approve the minutes of March 21, 2006, seconded by Councilman Gutierrez. The motion was unanimously approved.
7. **Public Comments:** None were offered.
8. **Request by Daron Properties, 11765 West Okeechobee Road, Hialeah Gardens, Florida 33018, for six month extension of temporary office trailer: (City Code Article III, Section 58-67):** Mr. Bill Pierce, Vice President.

Mr. Bill Pearce was present for the applicant. Mrs. Mirtha Gonzalez, Planning and Zoning Official came forward and gave staff recommendations. Chairman Garcia made a motion to approve, seconded by Councilman Gutierrez. The motion was unanimously approved.

9. **Request for approval of 2COP alcohol beverage license transfer of ownership for Garden Shell / Mima's Cocina 10302 N.W. 87<sup>th</sup> Avenue, Hialeah Gardens, Florida 33016:** Ms. Lourdes Teresa Abreu, Owner.

Chairman Garcia made a motion to table the item, as the applicant was not present, seconded by Councilman Gutierrez. The motion was unanimously approved.

10. **Request for approval of 2APS alcohol beverage license transfer of ownership for Garden Shell 10302 N.W. 87<sup>th</sup> Avenue, Hialeah Gardens, Florida 33016:**

Ms. Lourdes Teresa Abreu, Owner.

Chairman Garcia made a motion to table the item, as the applicant was not present, seconded by Councilman Gutierrez. The motion was unanimously approved.

11. **Request for approval of 2COP alcohol beverage license transfer of ownership for .99 Cafeteria Inc., 9900 N.W. 80<sup>th</sup> Avenue, Hialeah Gardens, Florida 33016:**

Mr. Yaunet Hernandez, Owner.

Chairman Garcia made a motion to table the item, as the applicant was not present, seconded by Councilman Gutierrez. The motion was unanimously approved.

12. **Request for approval of water extension agreement between City of Hialeah Gardens and Kasalta Villas Subdivision a Condominium Complex, 1115 West Okeechobee Road:** Mr. Al Nielson, Water and Sewer Department Director.

Mr. Albert Nielsen, Director of the Water and Sewer Department came forward and gave details on the water main extension agreement between the City and Kasalta Villas. Chairman Garcia made a motion to approve, seconded by Councilman Gutierrez. The motion was unanimously approved.

13. **Request for approval of water extension agreement between City of Hialeah Gardens and Cacophony Corporation a Florida Corporation to serve Kalliope Subdivision, NW 114<sup>th</sup> Street and Okeechobee Road:** Mr. Al Nielson, Water and Sewer Department Director.

Mr. Albert Nielsen, Director of the Water and Sewer Department came forward and gave details on the water main extension agreement between the City and Cacophony Corp. Chairman Garcia made a motion to approve, seconded by Councilman Gutierrez. The motion was unanimously approved.

14. **Request for approval of water extension agreement between City of Hialeah Gardens and Lakeland Homes LLC, a Florida Liability Company to serve Garden Gate Villas a Condominium Complex, NW 104<sup>th</sup> Street and West Okeechobee Road:** Mr. Al Nielson, Water and Sewer Department Director.

Mr. Albert Nielsen, Director of the Water and Sewer Department came forward and gave details on the water main extension agreement between the City and Lakeland Homes LLC. Chairman Garcia made a motion to approve, seconded by Councilman Gutierrez. The motion was unanimously approved.

15. **Request for approval of water extension agreement between City of Hialeah Gardens and Duke School Properties LLC, a Florida Limited Company to serve Mater Academy School site No. 2, 10505 NW 80<sup>th</sup> Avenue:** Mr. Al Nielson, Water and Sewer Department Director.

Mr. Albert Nielsen, Director of the Water and Sewer Department came forward and gave details on the water main extension agreement between the City and Duke School Properties LLC. This property already has sewer connection. Chairman Garcia made a motion to approve, seconded by Councilman Gutierrez. The motion was unanimously approved.

**16. Proposed Resolutions:**

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, RATIFYING AND AUTHORIZING THE PURCHASE OF POLICE COMPUTER SOFTWARE FOR THE 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 and stated that this resolution serves to memorialize the action taken at the last council meeting. Chairman Garcia made a motion to approve, seconded by Councilman Gutierrez. The motion was unanimously approved.

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR CITY OF HIALEAH GARDENS POLICE STATION, CONCERNING PROPERTY LEGALLY DESCRIBED AS: ALL OF THAT PORTION OF THE N.W. \_ OF THE N.W. \_ OF THE SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST, DADE COUNTY, FLORIDA, LYING SOUTH OF THE SOUTHERLY RIGHT-OF-WAY OF CANAL C-7 EXTENSION AND LYING NORTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF N.W. 103<sup>RD</sup> STREET, AS SHOWN BY THE RIGHT-OF-WAY MAP RECORDED IN PLAT BOOK 60 AT PAGE 53 OF THE PUBLIC RECORD OF DADE COUNTY, FLORIDA; LESS DEDICATIONS, IF ANY. LOCATION: 10303 NW 87 AVE. FOLIOS #: 27-3003-001-0120, 27-3003-001-0410 AND 27-3003-001-0401, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.***

Mr. Citrin swore in those who would be testifying on the items for public hearing. Mr. Citrin read the full title of the ordinance into the record. This is a city-initiated application for the final plat of the new police station. Mrs. Mirtha S. Gonzalez, Chief Zoning Official came forward and gave staff recommendations. Chairman Garcia opened the public hearing at 7:45 p.m. No one came forward; Chairman Garcia closed the public hearing at 7:45 p.m. Chairman Garcia made a motion to approve, seconded

by Councilman Gutierrez. The motion was unanimously approved by individualized voice vote (**Vote 4-0**).

18. **City Attorney's Report:** Mr. Citrin had no comments.
19. **Mayor's Report – Miscellaneous:** Mayor De La Cruz had no comments.
20. **Council Members Concerns/Reports:** Councilman Gutierrez appointed Mr. Joseph L. Sosa to the Water and Sewer Board.
21. **Adjournment:** The meeting was adjourned at 7:48 p.m.

Respectfully submitted by:

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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, May 2, 2006, 7:30 P.M.

**PLANNING AND ZONING BOARD**

Monday, May 8, 2006, 7:30 P.M.

**TECHNICAL REVIEW COMMITTEE**

Thursday, May 4, 2006, 11:30 A.M.

**WATER AND SEWER BOARD**

Tuesday, April 25, 2006, 7:00 P.M.

**POLICE PENSION BOARD**

T.B.A.