

MINUTES

CITY OF HIALEAH GARDENS
TUESDAY, MAY 16, 2006

CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE

1. **Call to Order:** Councilman Jorge Gutierrez called the meeting to order at 7:30 p.m.
2. **Roll Call:** Present were Councilman Jorge Gutierrez serving as Chairman, Councilman Elmo L. Urrea, and Councilman Jorge A. Merida. Also present were Mayor Yioset De La Cruz and City Attorney Charles A. Citrin.
3. **Invocation:** Councilman Merida led the invocation.
4. **Pledge of Allegiance:** Mayor De La Cruz led the Pledge of Allegiance.
5. **Deletions/Emergency Additions:** A resolution authorizing the award of a contract for the City's fireworks entertainment to Add Fire, Inc. was added to the Agenda as Item 8D
6. **Review of Minutes:** May 2, 2006. Chairman Gutierrez made a motion to approve the minutes of May 2, 2006, seconded by Councilman Merida. The motion was unanimous approved.
7. **Public Comments:** None were offered.
8. **Proposed Resolutions:**

A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF TWO (2) 2006 F-150 _ TON PICK-UP TRUCK 4X2 TO BE USED BY THE MAINTENANCE DEPARTMENT; WAIVING COMPETATIVE BIDDING AND USING AN EXISTING GOVERNMENT CONTRACT AS ALLOWED BY ORDINANCE 2002-54; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH DUVAL FORD; 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. Mr. Marcos Piloto, O.M.B. Director came forward and read his memorandum into the record, which outlined the purchase details. Chairman Gutierrez 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 PURCHASE OF ONE (1) 2006 FORD ESCAPE 4X2 SPORTS UTILITY VEHICLE TO BE USED BY THE ZONING DEPARTMENT; WAIVING COMPETITIVE BIDDING AND USING AN EXISTING MUNICIPAL CONTRACT AS ALLOWED BY ORDINANCE 2002-54; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH DON REID FORD; WAIVING COMPETITIVE BIDDING; USING AN EXISTING GOVERNMENT CONTRACT; 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. Marcos Piloto, O.M.B. Director came forward and read his memorandum into the record, which outlined the purchase details. Chairman Gutierrez 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 TWO (2) 2006 CROWN VICTORIA VEHICLES TO BE USED BY THE POLICE DEPARTMENT; WAIVING COMPETATIVE BIDDING AND USING AN EXISTING MUNICIPAL CONTRACT AS ALLOWED BY ORDINANCE 2002-54; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH ORVILLE BECKFORD FORD/MERCURY; 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. Mr. Marcos Piloto, O.M.B. Director came forward and read his memorandum into the record, which outlined the purchase details. Chairman Gutierrez 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 CITY'S FIREWORKS ENTERTAINMENT TO ADD FIRE, INC. FOR THE**

***CITY'S INDEPENDENCE DAY CELEBRATION
WAIVING COMPETITIVE BIDDING AND USING AN
EXISTING MUNICIPAL CONTRACT AS ALLOWED BY
ORDINANCE 2002-54; AUTHORIZING THE
APPROPRIATE CITY OFFICIALS TO EXECUTE AN
AGREEMENT WITH ADD FIRE, 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. Walter Dubon Parks and Recreation Director came forward and read his memorandum into the record, which gave details of the fireworks display. Chairman Gutierrez made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

9. First Reading for consideration of the following ordinances:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR OKEECHOBEE CENTRE/MAGIC INVESTMENTS LLC, CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT 57, FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE MAP OR PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, LYING AND BEING IN CITY OF HIALEAH GARDENS, MIAMI-DADE COUNTY, FLORIDA; FOLIO NUMBER 27-2019-001-0640 PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE. (Approximate Location: Northwest of NW 138 Street between NW 109 Avenue and NW 112 Avenue) (P&Z Vote: 4-0; TRC Vote: 6-0)***

Mr. Citrin read the full title of the ordinance into the record. Mr. Mario Garcia-Serra was present for the applicant. Chairman Gutierrez stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Chairman Gutierrez made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 3-0**).

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE VACATION OF NON DESIGNATED ROADWAY (ROAD CLOSURE) SPECIFICALLY THE 15.00 FEET DEDICATED BY FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1 ALONG THE SOUTH BOUNDARY OF TRACT 57 IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, AS RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. BEING MORE PARTICULAR DESCRIBED IN EXHIBIT A, ATTACHED HERETO, CONTAINING 0.454 ACRES MORE OR LESS;***

PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the full title of the ordinance into the record. The applicant was not present. Chairman Gutierrez stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Chairman Gutierrez made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 3-0**).

- C) *ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR REY'S PIZZA RESTAURANT AND OFFICES/ RO-MA HOLDINGS LLC, CONCERNING PROPERTY LEGALLY DESCRIBED AS: ALL OF TRACT A OF LONDON ESTATE COMMERCIAL CENTER, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 133, PAGE 80, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO NUMBER 27-2033-009-0010. PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE.*** (Location: 11291 NW 87 Court) (P&Z Vote: 4-0; TRC Vote: 6-0)

Mr. Citrin read the full title of the ordinance into the record. The applicant was not present. Chairman Gutierrez stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Chairman Gutierrez made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 3-0**).

- D) *ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR GARDEN ESTATES SUBDIVISION / CASTELLON & ASSOCIATES AND MARK MAYCOCK. LEGAL DESCRIPTION: THE EAST _ OF THE WEST _ OF TRACT 8; THE EAST _ OF THE WEST _ OF THE WEST _ OF TRACT 8 AND THE EAST _ OF THE WEST _ OF TRACT 8, FLORIDA FRUIT LANDS COMPANY SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; THE EAST _ OF TRACT 8, FLORIDA FRUIT LANDS COMPANY SUBDIVISION NO. 1, IN SECTION 29-52-40, 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 50 FEET FOR CANAL RIGHT OF WAY; AND THE WEST _ OF THE WEST _ OF THE WEST _ OF TRACT 8, FLORIDA FRUIT LANDS COMPANY SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE***

17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO NUMBERS: 27-2029-001-0080, 27-2029-001-0090, 27-2029-001-0092, 27-2029-001-0091. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Approximate Location: North of NW 130 Street, between NW 97 & 99 Avenues) (P&Z Vote: 4-0; TRC Vote: 6-0)

Mr. Citrin read the full title of the ordinance into the record. Mr. Giraldo Castellon, the applicant was present. Chairman Gutierrez stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Chairman Gutierrez made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote (**Vote 3-0**).

10. **City Attorney's Report:** Mr. Citrin had no comments.
11. **Mayor's Report – Miscellaneous:** Mayor De La Cruz had no comments.
12. **Council Members Concerns/Reports:** The council members had no comments.
13. **Adjournment:** The meeting was adjourned at 7:44 p.m.

Respectfully submitted by:

Marta S. Rodriguez
Deputy 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, June 6, 2006, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, June 12, 2006, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, June 1, 2006, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, May 23 2006, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, May 23, 2006 6:00 PM