

MINUTES

CITY COUNCIL MEETING
TUESDAY, NOVEMBER 19, 2002

CITY HALL COUNCIL CHAMBERS
10001 N.W. 87 AVENUE

1. **Call to Order:** The meeting was called to order at 7:36 p.m. by Council member Piña serving as Chairman.
2. **Roll Call:** Council members Rolando Piña, Manuel Zardon and Miguel Haddad were present. Also present were Mayor Yioiset De La Cruz and City Attorney Charles A. Citrin.
3. **Invocation:** Councilman Piña gave the invocation.
4. **Pledge of Allegiance:** Mayor De La Cruz led the Pledge of Allegiance.
5. **Deletions/Emergency Additions:** The opening of sealed bids for Public Works/Streets and Roads by Mr. Joe Lopez, Public Works Director was added to the agenda as **Item 7a**. A proposed resolution regarding the purchase of bleachers and a press box for Westland Gardens Park was added to the agenda as **Item 8e**.
6. **Review of Minutes: November 5, 2002:** Councilman Piña made a motion to approve the minutes of November 5, 2002, seconded by Councilman Haddad. The motion was unanimously approved by voice vote.
7. **Police Pension Board Nominations and Appointments of Trustees:** A motion to table the item was made by Councilman Piña due to the absence of Council members Luciano Garcia and Lucy Valdes. The motion was seconded by Councilman Haddad and unanimously approved by voice vote. **(Vote 3-0) Tabled.**
- 7a. **Opening of sealed bids for Public Works/Streets and Roads equipment:** Mr. Joe Lopez, Public Works Director came forward and opened the following bids received for a Tandem Motor Grader (Bid # PW 02-13):

Kelly Tractors – Caterpillar Model	\$ 161,872.00
Nortrax – John Deere 670 D	\$ 111,214.00 (state contract)

Mr. Lopez stated that he would review these proposals and make his recommendation to the Council at a future date. He also mentioned that no proposals were received by

the deadline for the Water Tank and Street Sweeper which had also been advertised for bid. He would therefore look into contacting vendors and reviewing available state contracts for this equipment.

8. PROPOSED RESOLUTIONS:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE AWARD OF A CONTRACT FOR THE CONSTRUCTION OF A BACKSTOP AND FENCING FOR THE BASEBALL FIELD LOCATED AT WESTLAND GARDENS PARK TO ISLAND FENCE OF FLORIDA, INC.; 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. He went on to explain that this resolution would memorialize the action taken by the Council at their last meeting. Councilman Haddad made a motion to approve, seconded by Councilman Zardon. The motion was unanimously approved by voice vote.

- B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE AWARD OF A CONTRACT FOR THE CONSTRUCTION OF A PRE-CAST CONCRETE WALL LOCATED ON NORTHWEST 116TH TERRACE FOR THE PURPOSE OF REDUCING NOISE POLLUTION FROM A COMMERCIAL AREA TO THE ABUTTING RESIDENTIAL AREA TO ARTISTIC FENCE CORPORATION; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH ARTISTIC FENCE 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. He went on to explain that this resolution would memorialize the action taken by the Council at their last meeting. Councilman Haddad made a motion to approve, seconded by Councilman Zardon. The motion was unanimously approved by voice vote.

- C) RESOLUTION OF THE CITY OF HIALEAH GARDENS, DADE COUNTY, FLORIDA, APPROVING AND AUTHORIZING THE FILING OF A GRANT APPLICATION, AND EXECUTION THEREOF BY THE MAYOR TO OBTAIN FUNDING FOR NECESSARY CAPITAL IMPROVEMENTS TO**

JOE SHERRON PARK AND BERNIE WILSON PARK FROM THE FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM; REPEALING CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. A motion was made by Councilman Haddad, seconded by Councilman Zardon. The motion was unanimously approved by voice vote.

D) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING AND RATIFYING THE AGREEMENT FOR RENEWAL OF THE CITY'S MEDICAL HEALTH INSURANCE BETWEEN AETNA AND THE CITY OF HIALEAH GARDENS, PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. Ms. Aida Martinez, serving as Personnel Director, came forward and explained the need to renew the healthcare coverage for City employees. She stated that rates for coverage had risen by approximately 40% due to large claims. Of the seven companies contacted for proposals, five declined and two (AETNA, our current provider, and Florida League of Cities) offered quotes. After review, Ms. Martinez recommended the City accept AETNA's proposed plan #1. In order to alleviate some of the strain of the increased costs to the employees, Mayor De La Cruz proposed the City pay an additional share of the premiums for the affected employees. Councilman Haddad made a motion to approve, seconded by Councilman Zardon. The motion was unanimously approved by voice vote.

E) RESOLUTION OF THE CITY OF HIALEAH GARDENS AUTHORIZING THE PURCHASE AND INSTALLATION OF BLEACHERS AND A PRESS BOX FOR THE NEW BASEBALL FIELD AT WESTLAND GARDENS PARK WAIVING COMPETITIVE BIDDING, USING THE EXISTING CONTRACTS TO THE STATE WHICH HAD USED COMPETITIVE BIDDING; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH MIRACLE RECREATION EQUIPMENT; APPROVING AGREEMENTS RELATED TO SAID PURCHASES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the full title of the resolution into the record. He went on to explain that this resolution would memorialize the action taken by the Council at their last meeting. Councilman Haddad made a motion to approve, seconded by Councilman Zardon. The motion was unanimously approved by voice vote.

As a courtesy to those present, Councilman Piña asked that Item 11. (Public Comments) be addressed at this time, due to the length of the evening's agenda.

Public Comments: The following individuals came forward to voice their concerns:

Mr. Simon Ferro, Esq., counsel for Triangle Property Ventures, 1221 Brickell Avenue, Miami, Florida.

9. FIRST READING for consideration of the following proposed ordinances:

- A) *ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A MASTER TENTATIVE PLAT FOR 84-A HOLDINGS, L.L.C. PLANNED UNIT DEVELOPMENT (PUD) PHASE I CONCERNING PROPERTY LEGALLY DESCRIBED AS: PARCEL "A": ALL OF TRACTS 19, 20, 21, 22, 23 LESS THE EAST 35.00 FEET THEREOF; AND THAT PART OF TRACTS 27 AND 28 LYING NORTHEASTERLY OF THE AREA ZONED AS BUSINESS DISTRICT; ALSO THAT PART OF TRACT 28, 29, 30 AND 31 LYING SOUTHEASTERLY OF SAID SOUTHEASTERLY LINE AND CONTAINING 79.7908 +/- ACRES. PARCEL "B": THAT PORTION OF TRACT 26 LYING NORTHEASTERLY OF THE AREA ZONED AS BUSINESS DISTRICT AND CONTAINING 3.5880 +/- ACRES. ALL LYING AND BEING IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LAND COMPANY SUBDIVISION, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO #'S 27-2033-001-0220, 27-2033-001-0210, 27-2033-001-0230, 27-2033-0240, 27-2033-001-0241, 27-2033-001-0250, 27-2033-001-0260, 27-2033-001-0300, 27-2033-001-0310, 27-2033-001-0320, 27-2033-001-0330, 27-2033-001-0340, 27-2033-001-0350, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.***

(Location: N.W. 92-97 Avenue (Connector Road), Okeechobee Road and West of N.W. 92 Avenue) (P&Z Vote: 3-0, T.R.C. 5-0)

Mr. Citrin read the full title of the ordinance into the record. Mr. Julio Robaina, was present for the applicant. Councilman Piña stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Mr. Citrin noted a discrepancy in the legal description and conferred with Mirtha Gonzalez, Chief Zoning official. After a brief review, a recommendation to strike the words Phase I from the language of the ordinance, for clarification purposes, was made. Councilman Haddad made a motion to this effect, seconded by Councilman Zardon, and unanimously approved by voice vote. Councilman Haddad then made a motion to approve the amended ordinance. This motion was seconded by Councilman Zardon, and unanimously approved by voice vote. **(Vote 3-0).**

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING WAIVER OF PLAT FOR NILO VENTURA, JR. AND LUCY VENTURA. LEGAL DESCRIPTION: THE SOUTH _ OF THE WEST _ OF THE WEST _, LESS THE SOUTH 30.00 FEET AND LESS THE WEST 35. 00 FOR RIGHT OF WAY, IN TRACT 14, OF “FLORIDA FRUIT LAND COMPANY’S SUBDIVISION NO. 1”, IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO #27-2029-001-0152. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Northeast corner of N.W. 102 Avenue and N.W. 135 Street) (P&Z Vote: 3-0), T.R.C. 5-0)**

Mr. Citrin read the full title of the ordinance into the record. Mr. Nilo Ventura, Jr., was present for the applicant. Councilman Piña stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Councilman Haddad made a motion to approve, seconded by Council member Zardon. The motion was unanimously approved by voice vote. **(Vote 3-0)**

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING WAIVER OF PLAT CIRO A. & BENITA E. FRIAS. LEGAL DESCRIPTION: THE EAST _ OF THE WEST _ OF THE EAST _ LESS THE SOUTH 30.00 FEET FOR RIGHT-OF-WAY, OF TRACT 21, OF “FLORIDA FRUIT LANDS COMPANY’S SUBDIVISION NO. 1”, OF SECTION 29. TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO # 27-2029-001-0223. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: West of N.W. 102 Avenue and North of N.W. 133 Street) (P&Z Vote: 3-0, T.R.C. 5-0)**

Mr. Citrin read the full title of the ordinance into the record. Mr. Nilo Ventura, Jr., was present for the applicant. Councilman Piña stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Councilman Haddad made a motion to approve, seconded by Council member Zardon. The motion was unanimously approved by voice vote. **(Vote 3-0)**

- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING WAIVER OF PLAT FOR OMAR & BEATRIZ TOLEDO. LEGAL DESCRIPTION: THE EAST _ OF THE EAST _ OF THE WEST _ OF TRACT 6 OF “FLORIDA FRUIT LAND COMPANY’S SUBDIVISION NO. 1”, OF SECTION 29. TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE NORTH 30 FEET THEREOF. FOLIO # 27-2029-001-0065. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Between N.W. 97 Avenue and 99 Avenue, South of N.W. 133 Street) (P&Z Vote: 3-0, T.R.C. 5-0)**

Mr. Citrin read the full title of the ordinance into the record. Mr. Nilo Ventura, Jr., was present for the applicant. Councilman Piña stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. He then made a motion to approve, seconded by Council member Haddad. The motion was unanimously approved by voice vote. **(Vote 3-0)**

- E) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A WAIVER OF PLAT ANDRES & ANA AMADOR. LEGAL DESCRIPTION: THE WEST _ OF THE NORTH _ OF THE EAST _ OF TRACT 4 OF “FLORIDA FRUIT LAND COMPANY’S SUBDIVISION NO. 1”, OF SECTION 29. TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE NORTH 30 FEET FOR ROAD PURPOSES. FOLIO #27-2029-001-0043. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Between N.W. 97 Avenue and 99 Avenue, South of N.W. 135 Street) (P&Z Vote: 3-0, T.R.C. 5-0)**

Mr. Citrin read the full title of the ordinance into the record. Ms. Ana Amador, the applicant was present. Councilman Piña stated that this was a first reading and as such, an opportunity for public input would be provided upon second reading. Councilman Haddad made a motion to approve, seconded by Council member Zardon. The motion was unanimously approved by voice vote. **(Vote 3-0)**

10. PUBLIC HEARING and Second Reading for consideration and final adoption of the following ordinances:

At this time Mr. Citrin swore in all those present who would be giving testimony during the public hearing.

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS AMENDING THE CITY CODE CHAPTER 78 (LAND USE REGULATIONS) AMENDING SECTION 78-131(7)(d) BUSINESS DISTRICT SPECIAL EXCEPTION USES ALLOWING FOR VEHICLE SALES AND GAS STATIONS (NO MECHANICAL REPAIR PERMITTED); PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.**

Mr. Citrin read the full title of the ordinance into the record. Councilman Piña opened the public hearing at 8:08 p.m. No one came forward to address the item; therefore the public hearing was closed at 8:08 p.m. Councilman Haddad made a motion to approve, seconded by Councilman Zardon and the motion was unanimously approved by individualized voice vote (**Vote 3-0**).

- B) ORDINANCE OF THE MAYOR AND THE CITY COUNCIL, INITIATING AND REQUESTING A PROPOSED BOUNDARY CHANGE OF THE CITY OF HIALEAH GARDENS FLORIDA, IN ORDER TO ANNEX PROPERTY BEARING THE LEGAL DESCRIPTION CONTAINED IN COMPOSITE EXHIBIT "1", AUTHORIZING THE MAYOR AND THE CITY CLERK AND OTHER PROPER CITY OFFICERS AND OFFICIALS TO TAKE ANY AND ALL ACTIONS AS MAY BE NECESSARY TO SUBMIT A REQUEST FOR THE PROPOSED BOUNDARY CHANGE TO THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, AND AUTHORIZING THE CITY CLERK TO TRANSMIT COPIES OF THIS ORDINANCE TO THE CLERK OF THE COMMISSION; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.** (Location: Bounded on the Southwest by the centerline of the Miami Canal, on the West by the centerline of N.W. 117th Avenue, on the North by the centerline of N.W. 170th Street, on the East by the centerline of N.W. 107th Avenue and includes on the easterly side a 330 foot strip between the centerlines of N.W. 137th Street on the South, N.W. 138th Street on the North, N.W. 97th Avenue on the East and N.W. 117th Avenue of the West.

Mr. Citrin read the full title of the ordinance into the record. Councilman Piña opened the public hearing for discussion on the item at 8:09 p.m. Mr. Frank De La Paz, resident of 10655 S.W. 113 Place, came forward and voiced his concerns. No further testimony was offered; therefore Councilman Piña closed the public hearing at 8:11 p.m. Councilman Haddad made a motion to approve, seconded by Councilman Zardon and the motion was unanimously approved by individualized voice vote (**Vote 3-0**).

Councilman Piña called for a short recess at 8:11 p.m.
The meeting was reconvened at 8:22 p.m.

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A MASTER SITE PLAN AND VARIANCES FOR PLANNED UNIT DEVELOPMENT (PUD) PHASE I CONCERNING PROPERTY LEGALLY DESCRIBED AS: ALL OF TRACTS 19, 20, 21, 22, 23 LESS THE EAST 35.00 FEET THEREOF; AND PORTIONS OF TRACTS 26, 27, 28, 29, 30, AND 31 LYING EAST OF CONNECTOR ROAD, NORTH AND EAST OF THE BUSINESS ZONED AREA AS SHOWN ON ZONING MAP; ALL LYING AND BEING IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LAND COMPANY SUBDIVISION, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO #'s 27-2033-01-0220, 27-2033-001-0210, 27-2033-01-0230, 27-2033-01-0240, 27-2033-001-0241, 27-2033-001-0250, 27-2033-001-0260, 27-2033-001-0300, 27-2033-001-0310, 27-2033-001-0320, 27-2033-001-0330, 27-2033-001-0340, 27-2033-001-0350, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: N.W. 92nd-97th Avenue (Connector Road), Okeechobee Road & West of N.W. 92nd Avenue) (P & Z Vote: Variances a: 4-1, b: 3-2, c: 3-2, d: 2-3 disapproved, e: 2-3 disapproved, f: 3-2, g: 1-4 disapproved, h: 2-3 disapproved, i: 4-1) (T.R.C. Vote 6-0 on 9-04-02; T.R.C. Vote: 6-0 on 9-17-02)**

Mr. Citrin read the full title of the ordinance into the record. Mr. Julio Robaina, was present for the applicant and gave a detailed presentation of the proposed project. Mirtha Gonzalez, Chief Zoning official, explained the voting history of the project's variances and gave her recommendations. Councilman Piña opened the public hearing for discussion on the item at 8:43 p.m. The following individuals addressed the council:

Mr. Gilbert Fariñas, 10288 N.W. 130 Street, Hialeah Gardens, Florida.
Mr. Pablo Alvarez, 10010 N.W. 135 Street, Hialeah Gardens, Florida.

No further testimony was offered, therefore Councilman Piña closed the public hearing at 8:47 p.m. at which time Councilman Haddad made a motion to approve, seconded by Councilman Zardon. The motion was unanimously approved by individualized voice vote (**Vote 3-0**).

- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN AND VARIANCES FOR PLANNED UNIT DEVELOPMENT (PUD) PHASE II**

CONCERNING PROPERTY LEGALLY DESCRIBED AS: ALL OF TRACTS 19, 20, 21, 22, 23 LESS THE EAST 35.00 FEET HEREOF; AND PORTIONS OF TRACTS 26, 27, 28, 29, 30, AND 31 LYING EAST OF CONNECTOR ROAD, NORTH AND EAST OF THE BUSINESS ZONED AREA AS SHOWN ON ZONING MAP; ALL LYING AND BEING IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LAND COMPANY SUBDIVISION, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO #'s 27-2033-01-0220, 27-2033-001-0210, 27-2033-01-0230, 27-2033-01-0240, 27-2033-001-0241, 27-2033-001-0250, 27-2033-001-0260, 27-2033-001-0300, 27-2033-001-0310, 27-2033-001-0320, 27-2033-001-0330, 27-2033-0010340, 27-2033-001-0350, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: N.W. 92nd-97th Avenue (Connector Road), Okeechobee Road & West of N.W. 92nd Avenue) (P & Z Vote: Variances: a: 4-1, b: 4-1, c: 4-1, d: 3-2, e: 3-2, f: withdrawn, g: 4-1) (T.R.C. Vote: Variances: a: 6-0, b: 6-0, c: 6-0, d: 5-1, e: 6-0, f: 6-0, g: 5-1)

Mr. Citrin read the full title of the ordinance into the record. Mr. Julio Robaina, was present for the applicant and gave a brief description of the second phase of the proposed project. Mirtha Gonzalez, Chief Zoning official, explained the voting history of the project's variances and gave her recommendations. Councilman Piña opened the public hearing for discussion on the item at 9:00 p.m. The following individuals addressed the council:

Mr. Gilbert Fariñas, 10288 N.W. 130 Street, Hialeah Gardens, Florida.
Mr. Pablo Alvarez, 10010 N.W. 135 Street, Hialeah Gardens, Florida.

No further testimony was offered, therefore Councilman Piña closed the public hearing at 9:15 p.m. at which time Councilman Haddad made a motion to approve, seconded by Councilman Zardon. The motion was unanimously approved by individualized voice vote (**Vote 3-0**).

E) ORDINANCE OF THE CITY OF HIALEAH GARDENS AMENDING THE CITY'S CODE OF ORDINANCES CHAPTER 46 (TAXATION AND FINANCE) ADDING SECTION 46-119 STATE, COUNTY OR OTHER GOVERNMENTAL AGENCY BIDS OR CONTRACTS, PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the full title of the ordinance into the record. Councilman Piña opened the public hearing for discussion on the item at 9:18 p.m. No testimony was offered; therefore he closed the public hearing at 9:18 p.m. Councilman Haddad made a motion to approve, seconded by Councilman Zardon and the motion was unanimously approved by individualized voice vote (**Vote 3-0**).

11. **Public Comments** – Previously addressed in the agenda.
12. **City Attorney's Report** – Mr. Citrin informed that the charter school case had been argued admirably on behalf of the City by Mr. J. Frost Walker, Esq.
13. **Mayor's Report** – Mayor De La Cruz was pleased to announce that the City's Halloween Event had been the most successful event to date. He also informed of efforts for a toy drive for the upcoming holiday.
14. **Council Members Concerns/Reports** –

Councilman Haddad – Offered his time to Mr. Rangel Hernandez resident of 8854 N.W. 133 Terrace, who inquired as to the completion of the street in front of his property. Mr. Joe Lopez, Public Works Director, gave a status report on the project and explained the right of way issues involved. Councilman Haddad also brought up the issue of trucks parking illegally on N.W. 77th Avenue. Chief Joy came forward and reported that citations were being given for any infractions.
15. **Adjournment:** The meeting was adjourned at 9:28 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 FUTURE MEETINGS:

CITY COUNCIL

Tuesday December 3, 2002, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, December 16, 2002, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Wednesday, December 4, 2002, 11:30 A.M.

WATER AND SEWER BOARD

T.B.A.

POLICE PENSION BOARD

Monday, February 10, 2002, 10:00 A.M.