

## MINUTES

**CITY OF HIALEAH GARDENS  
TUESDAY, August 4, 2020  
CITY COUNCIL CHAMBERS  
10001 NW 87 AVENUE**

- 1. Call to Order:** Councilman Rolando Piña, serving as Chair, called the meeting to order at 7:36 p.m.
- 2. Roll Call:** Present were Councilman Rolando Piña, Councilman Elmo Urra, Councilman Jorge Merida and Deputy City Attorney Aida Martinez-Ruiz. Chairman Luciano Garcia, Councilman Jorge Gutierrez and Mayor Yioiset De La Cruz were absent.
- 3. Invocation:** Assistant City Attorney Aida Martinez-Ruiz gave the invocation.
- 4. Pledge of Allegiance:** Chairman Piña led the pledge of allegiance.
- 5. Deletions/Emergency Additions:** N/A
- 6. Review of Minutes: June 16, 2020** Chairman Piña made a motion to approve the minutes of June 16, 2020, seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** None were offered.

## 8. Proposed Resolution:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS RATIFYING ENTERING INTO AN AGREEMENT WITH THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR IMPROVEMENTS TO BERNIE WILSON PARK; RATIFYING THE EXECUTION OF AN AGREEMENT BY THE MAYOR; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Martinez-Ruiz read the item into the record. Mr. Joe Lopez, Public Works Director, could not be in attendance at this meeting to speak on the item but he did provide a memorandum for recommendation. Ms. Martinez-Ruiz read aloud the memo. The agreement was originally due on July 31, 2020; as the City was unable to call a special meeting before the deadline, this resolution will serve to ratify the action taken. This is a matching grant of \$200,000 for improvements to the new Bernie Wilson Park. There were no questions or comments from the Council members. Chairman Piña made a motion to approve the resolution as read, seconded by Councilman Merida. The resolution was unanimously approved.

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

Ms. Martinez-Ruiz proceeded to swear in those in attendance intending to give testimony on any of the items for public hearing.

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR HIALEAH STORAGE BUILDERS LLC ("CUBESMART HIALEAH GARDENS"), LEGAL DESCRIPTION: THE NORTH 1/2 OF TRACT 58, LYING NORTHEASTERLY OF THE NORTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD NO. 25, AS PER STATE OF FLORIDA STATE ROAD DEPARTMENT RIGHT-OF-WAY MAP SECTION 87090-2518, SHEETS 4 AND 5 OF 15, FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1 OF SECTION 33, 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: 27-2033-001-0760, APPROXIMATE LOCATION: SOUTH OF THEORETICAL NW 108TH STREET BETWEEN NW 89TH AVENUE AND W OKEECHOBEE ROAD, HIALEAH GARDENS, FLORIDA; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 4-0; P&Z Vote: n/a)

Ms. Martinez-Ruiz read the short legal description into the record. She requested that the City Clerk enter the full legal description as written in the agenda into the record in order to avoid the possibility of error during the reading of this item. Mr. Hugo Arza came forward representing the applicant [Hialeah Storage Builders LLC] and stated his name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, read her memo for recommendation into the record. This is a final plat review for future use as a self-storage building with 95,436 square feet. No further comments from Mr. Arza; he is eager to move the project along. Chairman Pina opened the public hearing at 7:42 p.m. No one came forward. The public hearing was closed at 7:42 p.m. No questions or comments from the Council members. Chairman Piña made a motion to approve the ordinance as read, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(3-0)**

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A TENTATIVE PLAT FOR HIALEAH GARDENS TRADE CENTER CONCERNING PROPERTY LEGALLY DESCRIBED AS: BEGINNING AT THE SOUTHEAST CORNER OF TRACT 33. SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST. "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION", AS RECORDED IN PLAT BOOK 2, PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA: THENCE RUN S.89°29'07"W. FOR 681.04 FEET; THENCE RUN N.14°24'08"E. FOR 341.33 FEET; THENCE RUN N.89°29'12"E. FOR 581.44 FEET: THENCE RUN S.02°33'09"E. FOR 330.02 FEET TO THE POINT OF BEGINNING. LESS AND EXCEPT THEREFROM THE EAST 40 FEET THEREOF. AND THAT PORTION OF TRACT 34, SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION", LYING EAST OF THE FLORIDA TURNPIKE EXTENSION AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGIN IN THE S.E. CORNER OF SAID TRACT 34: THENCE RUN S.85°29'12"W. FOR 596.48 FEET; THENCE RUN N.16°47'25"W. FOR 343.60 FEET THENCE RUN N.89°29'07"E FOR 681.04 FEET; THENCE RUN S.02°33'09"E. FOR 330.02 FEET TO THE POINT OF BEGINNING, LESS AND EXCEPT THEREFROM THE EAST 40 FEET THEREOF. AND THE NORTH 1/2 OF THE EAST 1/2 OF THE EAST 1/2 OF TRACT 35, LESS THE EAST 40 FEET THEREOF, AND THE EAST 1/2 OF THE WEST 1/2 OF THE EAST 1/2 OF TRACT 35 ALL IN SECTION 19, TOWNSHIP 52 SOUTH. RANGE 40 EAST OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION" AS RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF

MIAMI-DADE COUNTY, FLORIDA, TOGETHER WITH THE FOLLOWING: THE EAST ONE-QUARTER OF THE WEST ONE-HALF AND THE WEST ONE-QUARTER OF THE EAST ONE-HALF OF TRACT 35, "FLORIDA FRUIT LANDS COMPANY SUBDIVISION, NO. 1", AS PER PLAT THEREOF RECORDED IN PLAT BOOK 2, PAGE 17, IN THE SOUTHEAST ONE-QUARTER OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST BEING ALSO A PORTION OF PARCEL 129.1 AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP SHEET 5 OF 7, SECTION 87005-2312; MOST RECENT UPDATE REVISION APRIL 27, 2006; SAID PART BEING MORE PARTICULARLY DESCRIBED AS: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST ONE-QUARTER OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, RUN THENCE NORTH 2°33'57" WEST, 1980.08 FEET ALONG THE EAST LINE OF SAID QUARTER SECTION TO THE NORTHEAST CORNER OF TRACT 35 OF SAID SUBDIVISION; THENCE SOUTH 89°29'21" WEST, 596.02 FEET ALONG THE NORTH BOUNDARY OF SAID TRACT 35 TO A POINT OF INTERSECTION WITH THE EXISTING EAST LIMITED ACCESS RIGHT-OF-WAY LINE OF STATE ROAD 821 AND THE POINT OF BEGINNING; THENCE SOUTH 19°27'58" EAST ALONG SAID RIGHT-OF-WAY LINE, 348.72 FEET; THENCE NORTH 02°33'51" WEST 330.02 FEET ALONG THE EXISTING EAST LIMITED ACCESS RIGHT-OF-WAY LINE; THENCE SOUTH 89°29'21" WEST, 101.45 FEET ALONG SAID EXISTING LIMITED ACCESS RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING. RESERVING UNTO THE GRANTOR ALL RIGHTS OF INGRESS, EGRESS, LIGHT, AIR AND VIEW BETWEEN THE GRANTOR'S REMAINING RIGHT-OF-WAY AND THE WESTERLY LINE OF THE ABOVE DESCRIBED PARCEL. APPROXIMATE LOCATION: WEST SIDE OF NW 112TH AVENUE BETWEEN THEORETICAL NW 143RD STREET AND NW 146TH STREET, HIALEAH GARDENS, FLORIDA. FOLIOS #: 27-2019-001-0350, 27-2019-001-0360, 27-2019-001-0371 AND 27-2019-001-0373. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 4-0; P&Z Vote: n/a)

Ms. Martinez-Ruiz read the short legal description into the record. She requested that the City Clerk enter the full legal description as written in the agenda into the record in order to avoid the possibility of error during the reading of this item. Mr. Alex Quinones, of AR Architecture, came forward representing the applicant and stated his name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, read her memo for recommendation into the record. This is a subdivision review for future use as a warehouse and office facility. No comments from the

applicant. Chairman Pina opened the public hearing at 7:44 p.m. No one came forward. The public hearing was closed at 7:45 p.m. No questions or comments from the Council members. Chairman Piña made a motion to approve the ordinance as read, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(3-0)**

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR SAFIRE TRACT, LEGAL DESCRIPTION: THE EAST 1/2 OF TRACT 58, OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1" OF SECTION 19, TOWNSHIP 52 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 THEREFROM THAT PORTION CONVEYED TO THE CITY OF HIALEAH GARDENS IN RIGHT-OF WAY DEED RECORDED AUGUST 23, 2012 IN OFFICIAL RECORDS BOOK 28240, PAGE 4153, PUBLICS RECORDS OF MIAMI DADE COUNTY, FLORIDA. FOLIO: 27-2019-001-0650, APPROXIMATE LOCATION: SOUTHWEST INTERSECTION OF N.W 140TH STREET AND N. W. 109TH AVENUE, HIALEAH GARDENS, FLORIDA; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 4-0; P&Z Vote: n/a)**

Ms. Martinez-Ruiz read the short legal description into the record. She requested that the City Clerk enter the full legal description as written in the agenda into the record in order to avoid the possibility of error during the reading of this item. Ms. Martinez-Ruiz stated that the applicant was not able to make it to the meeting due to illness and she requested to table the item. Chairman Piña made a motion to table the item, seconded by Councilman Merida. The motion was approved unanimously and the item was tabled.

- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ABANDONMENT OF A DEDICATED ROAD PORTION OF EXISTING RIGHT OF WAY KNOWN AS N.W. 135TH STREET, LEGALLY DESCRIBED AS: PARCEL 1 (LAGUNA) THE WEST ¼ OF THE EAST ½ OF TRACT 20, LESS THE NORTH 30 FEET AND LESS THE SOUTH 30 FEET FOR RIGHT OF WAY IN THE NW ¼ SECTION 29, TOWNSHIP 52, RANGE 40 EAST, OF FLORIDA FRUIT LAND COMPANY, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA. PARCEL 2 (TUNDIDOR) THE EAST 1/2 OF THE WEST ½ OF EAST ½ OF TRACT 20, LESS THE NORTH 30 FEET AND LESS THE SOUTH 30 FEET FOR RIGHT OF WAY IN THE NW ¼ SECTION 29, TOWNSHIP 52, RANGE

40 EAST, OF FLORIDA FRUIT LAND COMPANY, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA; PROVIDING FOR CONDITIONS, PROVIDING FOR AN EFFECTIVE DATE. (TRC Vote: 4-0; P&Z Vote: n/a)

Ms. Martinez-Ruiz read the short legal description into the record. She requested that the City Clerk enter the full legal description as written in the agenda into the record in order to avoid the possibility of error during the reading of this item. Ms. Estrellita Sibila, of Law Offices at Sibila-Lage, came forward and stated her name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, read her memo for recommendation into the record. No comments from Ms. Sibila. Chairman Piña opened the public hearing at 7:48 p.m. No one came forward. The public hearing was closed at 7:48 p.m. No questions or comments from the Council members. Chairman Pina made a motion to approve the ordinance as read, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(3-0)**

- E) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR PLAZA DE LA ALHAMBRA, LEGAL DESCRIPTION: THAT PORTION OF FLORIDA FRUIT LAND COMPANY SUBDIVISION ACCORDING TO THE PLAT THEREOF, FILED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, AS MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE FOLLOWING DESCRIBED LAND SITUATE, LYING AND BEING IN THE COUNTY OF MIAMI-DADE AND STATE OF FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: PARCEL 1: A PORTION OF TRACT 4, FLORIDA FRUIT LAND COMPANY'S SUBDIVISION, OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHEAST CORNER OF TRACT 5 OF SAID PLAT, FLORIDA FRUIT LAND COMPANY'S SUBDIVISION OF SECTION 3 AND RUN NORTH 88 DEGREES 28 MINUTES 15 SECONDS WEST ALONG THE SOUTH LINE OF SAID TRACT 5 FOR 734.59 FEET; THENCE RUN NORTH 00 DEGREES 05 MINUTES 16 SECONDS EAST ALONG A LINE PARALLEL TO THE EAST LINE OF THE AFOREDESCRIBED TRACTS 5 AND 4, RESPECTIVELY FOR 336.93 FEET TO THE POINT OF BEGINNING OF THE TRACT OF LAND HEREIN DESCRIBED; THENCE CONTINUE ALONG THE LAST DESCRIBED COURSE FOR 258.08 FEET TO A POINT OF INTERSECTION WITH THE SOUTHWESTERLY RIGHT OF WAY LINE OF NORTHWEST

103RD STREET AS SHOWN ON STATE ROAD RIGHT WAY MAP NUMBER 8759-151 AS RECORDED IN PLAT BOOK 60, AT PAGE 53 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, SAID POINT BEARING SOUTH 22 DEGREES 03 MINUTES 10 SECONDS WEST FROM THE CENTER POINT OF THE NEXT DESCRIBED CURVE; THENCE RUN SOUTHEASTERLY ALONG THE AFOREDESCRIBED SOUTHWESTERLY RIGHT-OF-WAY LINE OF NORTHWEST 103RD STREET BEING A CURVE TO THE LEFT HAVING A RADIUS OF 1942.83 FEET AND A CENTRAL ANGLE OF 05 DEGREES 09 MINUTES 39 SECONDS FOR AN ARC DISTANCE OF 175.00 FEET; THENCE RUN SOUTH 02 DEGREES 47 MINUTES 18 SECONDS EAST FOR 204.69 FEET; THENCE RUN NORTH 88 DEGREES 28 MINUTES 15 SECONDS WEST ALONG A LINE PARALLEL TO THE AFOREDESCRIBED SOUTH LINE OF TRACT 5 FOR 175.35 FEET TO THE POINT OF BEGINNING, LYING AND BEING IN MIAMI-DADE COUNTY, FLORIDA. AND PARCEL 2: BEING A PORTION OF TRACTS 4 AND 5 OF THAT CERTAIN PLAT OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION OF SECTION 3 TOWNSHIP 53 SOUTH, RANGE 40 EAST AS RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHEAST CORNER OF TRACT 5 OF THE AFORESAID PLAT OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION OF SECTION 3, AND RUN NORTH 88 DEGREES 28 MINUTES 15 SECONDS WEST ALONG THE SOUTH LINE OF SAID TRACT 5 FOR 559.24 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 88 DEGREES 28 MINUTES 15 SECONDS WEST ALONG THE LAST DESCRIBED COURSE FOR 175.35 FEET; THENCE RUN NORTH 00 DEGREES 05 MINUTES 16 SECONDS EAST ALONG A LINE WEST OF AND PARALLEL TO THE EAST LINE OF THE AFORESAID TRACTS 5 AND 4 RESPECTIVELY FOR 336.93 FEET; THENCE RUN SOUTH 88 DEGREES 28 MINUTES 15 SECONDS EAST ALONG A LINE NORTH OF AND PARALLEL TO THE AFORESAID SOUTH LINE OF TRACT 5 FOR 175.35 FEET; THENCE RUN SOUTH 00 DEGREES 05 MINUTES 16 SECONDS WEST ALONG A LINE WEST OF AND PARALLEL TO THE AFORESAID EAST LINE OF TRACTS 4 AND 5 RESPECTIVELY FOR 336.93 FEET TO THE POINT OF BEGINNING LYING AND BEING IN MIAMI-DADE COUNTY, FLORIDA. FOLIO: 27-3003-001-0050, ADDRESS: 7802 NW 103 STREET, HIALEAH GARDENS, FLORIDA; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 4-0; P&Z Vote: n/a)

Ms. Martinez-Ruiz read the short legal description into the record. She requested that the City Clerk enter the full legal description as written in the agenda into the record in order to avoid the possibility of error during the reading of this item. Applicant Mr. Jorge Cabrera came forward and stated his name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, read her memo for recommendation into the record. No comments from Mr. Cabrera. Chairman Piña opened the public hearing at 7:48 p.m. No one came forward. The public hearing was closed at 7:50 p.m. No questions or comments from the Council members. Chairman Piña made a motion to approve the ordinance as read, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(3-0)**

- F) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR EL VALLE BBQ, LOCATED AT 8108 NW 103RD STREET, HIALEAH GARDENS, FL. TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES 4COP TO BE CONSUMED ON THE PREMISES; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE.  
**(TRC Vote: 4-0; P&Z Vote: 4-0)**

Ms. Martinez-Ruiz read the legal description into the record. This is for an active restaurant and bar in Hialeah Gardens, El Valle BBQ. They have a 2COP and are aware of the existing regulations. Mr. Albert Hernandez came forward representing the applicant (Marcelino Gomez, owner of El Valle) and stated his name and address for the record. Mrs. Gonzalez stated that her recommendation was based on the distance of existing businesses, schools and churches which presents no issue with a 4COP. Chairman Piña opened the public hearing at 7:52 p.m. No one came forward. The public hearing was closed at 7:53 p.m. No questions or comments from the Council members. Chairman Piña made a motion to approve the ordinance as read, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(3-0)**

- G) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN REVIEW AND REAR SETBACK VARIANCE FOR IGT GLASS HARDWARE, EXISTING BUILDING LOCATED AT: 10101 NW 79TH AVENUE, HIALEAH GARDENS, FLORIDA. FOLIO #: 27-3003-001-0046. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.  
**(TRC Vote: 6-0; P&Z Vote: 4-0)**

Ms. Martinez-Ruiz read the legal description into the record. Mr. Gustavo Henao came forward representing the applicant and stated his name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, read her memo for recommendation into the record. No comments from the applicant. Chairman Piña opened the public hearing at 7:55 p.m. No one came forward. The public hearing



was closed at 7:55 p.m. No questions or comments from the Council members. Chairman Piña made a motion to approve the ordinance as read, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(3-0)**

- H) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR 7711 PROPERTIES LLC., CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT B, ANDREW INDUSTRIAL PARK, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 144, PAGE 23, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, APPROXIMATE LOCATION: BETWEEN N.W. 107TH AVENUE AND THEORETICAL N.W 105TH AVENUE AND SOUTH OF N.W. 134TH STREET, HIALEAH GARDENS. FOLIO #: 27-2029-020-0020, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: 4-0)

Ms. Martinez-Ruiz read the legal description into the record. Mr. Miguel Cabrera, architect for the applicant, came forward and stated his name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, read her memo for recommendation into the record including the required conditions. All conditions were met. No comments from Mr. Cabrera. Chairman Piña opened the public hearing at 7:58 p.m. No one came forward. The public hearing was closed at 7:58 p.m. No questions or comments from the Council members. Chairman Piña made a motion to approve the ordinance as read, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(3-0)**

- I) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR MIAMI INDUSTRIAL LOGISTIC CENTER IV, CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT 52 IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 2, PAGE 17, PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. LESS THAT PORTION OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE WEST 35.00 FEET OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19. AND LESS THE SOUTH 35.00 FEET OF THE SOUTH ONE-HALF (S 1/2) OF THE

SOUTH ONE-HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19. AND LESS THAT PORTION OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19, BOUNDED BY THE NORTH LINE OF THE SOUTH 35.00 FEET OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19, BOUNDED BY THE EAST LINE OF THE WEST 35.00 FEET OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19 AND BOUNDED BY A 25.00 FEET RADIUS ARC CONCAVE TO THE NORTHEAST, SAID ARC BEING TANGENT TO BOTH OF THE LAST DESCRIBED LINES. AND LESS THAT PORTION OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: THE EAST 40.00 FEET OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19. AND LESS, THAT PORTION OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19, BOUNDED ON THE SOUTH BY THE NORTH LINE OF THE SOUTH 35.00 FEET OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19, BOUNDED ON THE EAST BY THE WEST LINE OF THE EAST 40.00 FEET OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHEAST ONE-QUARTER (NE 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19 AND BOUNDED ON THE NORTHWEST BY A 25.00 FEET RADIUS ARC CONCAVE TO THE NORTHWEST, SAID ARC BEING TANGENT TO BOTH OF THE LAST DESCRIBED LINES AND TRACT 51, OF FLORIDA FRUIT LANDS COMPANY SUBDIVISION NO. 1, IN SECTION 19, 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 AND EXCEPT THAT PORTION CONVEYED TO CITY OF HIALEAH GARDENS FOR RIGHT-OF-WAY PURPOSES BY DEED RECORDED IN OFFICIAL RECORDS BOOK 28374, PAGE 3851, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY. APPROXIMATE LOCATION: BETWEEN NW 107TH AVENUE AND NW 109TH AVENUE AND BETWEEN NW 142ND STREET AND NW 144TH STREET, HIALEAH GARDENS, FLORIDA. FOLIOS #: 27-2019-001-0590 AND 27-2019-001-0580, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: 4-0)

Ms. Martinez-Ruiz read the short legal description into the record. She requested that the City Clerk enter the full legal description as written in the agenda into the record in order to avoid the possibility of error during the reading of this item. Mr. Mike Troxell came forward representing the applicant and stated his name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, read her memo for recommendation into the record including the required conditions. All conditions were met except condition #1, the unity of title, which is under review. Mr. Troxell respectfully requested approval from the Council. Chairman Piña opened the public hearing at 8:00 p.m. No one came forward. The public hearing was closed at 8:00 p.m. No questions or comments from the Council members. Chairman Piña made a motion to approve the ordinance as read, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(3-0)**

**10. City Attorney's Report:** N/A

**11. Mayor's Report – Miscellaneous:** N/A

**12. Council Members Concerns / Reports / Board Appointments:** N/A

A member of the audience requested to speak. Mr. Jose Hernandez, a 33-year resident of Hialeah Gardens, came forward to express his concerns over a drainage project on 87<sup>th</sup> avenue near his residence. He stated that the new drain would help a lot but is still concerned about standing water on the uneven street and sidewalk. He has contacted several Staff members and hopes that the City can address this issue. Ms. Martinez-Ruiz stated that she messaged Mr. Arturo Ruiz, Director of Administration, to contact Mr. Hernandez and make sure the issue is resolved.

**13. Adjournment:** Chairman Pina adjourned the meeting at 8:04 p.m.

Respectfully submitted by:

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Maria L. Joffe  
City Clerk

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodation to participate in this proceeding should contact the City Clerk's office no later than four days prior to the proceeding. For assistance, the City's telephone number is (305) 558-4114; if hearing impaired the telephone for the Florida Relay Service is (800) 955-8771 (TDD) or (800) 955-8770 (VOICE).

Pursuant to Section 286.0105 Florida Statutes, 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, September 22, 2020, 7:30 P.M.

##### **PLANNING AND ZONING BOARD**

Monday, September 14, 2020, 7:30 P.M.

##### **TECHNICAL REVIEW COMMITTEE**

Thursday, October 1, 2020, 11:30 A.M.

##### **WATER AND SEWER BOARD**

Wednesday, September 23, 2020, 7:00 P.M.

##### **POLICE PENSION BOARD**

Tuesday, November 10, 2020 5:30 P.M.