

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, August 3, 2021
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 Jorge Gutierrez Councilman Elmo Urra, Councilman Jorge Merida, Councilman Rolando Piña, Mayor Yioset De La Cruz and Deputy City Attorney Aida Martinez-Ruiz.
- 3. Invocation:** Chairman Garcia gave the invocation.
- 4. Pledge of Allegiance:** Mayor De La Cruz led the pledge of allegiance.
- 5. Deletions/Emergency Additions** N/A
- 6. Review of Minutes: June 1, 2021** Chairman Garcia made a motion to approve the minutes of June 1, 2021, seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** None were offered.

8. Proposed Resolutions:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA URGING PRESIDENT JOSEPH R. BIDEN, JR. AND THE BIDEN ADMINISTRATION TO CONDEMN THE CUBAN GOVERNMENT'S HANDLING OF THE PROTESTS AND SUPPORT THE CUBAN PEOPLE IN THEIR STRUGGLE FOR FREEDOM AND BASIC NEEDS BY VARIOUS AVENUES, INCLUDING BY MAINTAINING AND STRENGTHENING ECONOMIC SANCTIONS, BY PUBLICLY DENOUNCING THE CUBAN DICTATORSHIP FOR ITS VIOLENCE AGAINST THE CUBAN PEOPLE, BY RECOGNIZING THE PRO-DEMOCRACY MOVEMENT'S EFFORTS ON BEHALF OF DEMOCRACY, BY USING ALL AVAILABLE TECHNOLOGY TO ALLOW THE FREE FLOW OF INFORMATION IN AND OUT OF CUBA, BY DIPLOMATIC INTERVENTION, AND BY COORDINATING AN INTERNATIONAL EFFORT FOR HUMANITARIAN AID AND SUPPORT TOWARD A DEMOCRATIC TRANSITION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Martinez-Ruiz read the item into the record. This is a city-initiated resolution. Chairman Garcia made a motion to approve the resolution, seconded by Councilman Merida. The resolution was unanimously approved. **(5-0)**

- B) RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ENTERING INTO AN AGREEMENT OF A NON-EXCLUSIVE FRANCHISE WITH FLORIDA CITY GAS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

Ms. Aida Martinez-Ruiz read the item into the record. The non-exclusive franchise agreement would permit the construction, maintenance and operation of natural gas facilities within the City. Chairman Garcia made a motion to approve the resolution, seconded by Councilman Merida. The resolution was unanimously approved. **(5-0)**

- C) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA AUTHORIZING THE EXPENDITURE OF \$43,901.50 FROM THE HIGH INTENSITY DRUG TRAFFICKING AREAS (HIDTA) FUND FOR THE PURPOSE OF PURCHASING ONE (1) 2021 CHEVROLET SILVERADO 1500 CREW CAB 4WD 5.5 BED 1LT IN AN AMOUNT NOT TO EXCEED \$43,901.50; WAIVING COMPETITIVE BIDDING AND USING AN EXISTING

GOVERNMENT CONTRACT AS ALLOWED BY ORDINANCE 2002-54; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH ALAN JAY FLEET; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Aida Martinez-Ruiz read the item into the record. Captain Michael Lopez with the HGPD was present and came forward. Captain Lopez gave details of the purchase for the vehicle through the Florida Sheriff's Bid FSA 2022 120716-NAF & 06. The vehicle will be assigned to the Administrative Division and monies for the purchase are available from the HIDTA fund. Chairman Garcia inquired if additional equipment for the vehicle was included in this price. Captain Lopez noted that this is the cost for only the vehicle, but added that funds are available in the police budget for the additional equipment needed. Chairman Garcia made a motion to approve, seconded by Councilman Merida. The resolution was unanimously approved. **(5-0)**

9. First Reading for consideration of the following ordinance:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A TENTATIVE PLAT FOR ZOE'S TRACT CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE WEST 264 FEET OF TRACT 16, LESS THE NORTH 65 FEET AND ALSO LESS THE WEST 15 FEET THEREOF FOR STREET PURPOSES OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1" OF 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. SAID TRACT OF LAND CONTAINING 65,958 SQUARE FEET (1.5142 ACRES), MORE OR LESS. APPROXIMATE LOCATION: S.E. INTERSECTION OF N.W 138 STREET AND N.W 102ND AVENUE, HIALEAH GARDENS, FLORIDA. FOLIO #: 27-2029-001-0172. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.
(TRC Vote: 5-0; P&Z Vote: n/a)

Ms. Aida Martinez-Ruiz read the ordinance into the record. Mr. Julio Sanchez, the applicant came forward and stated his name and address for the record. This is a first reading and as such an opportunity for public input will be afforded upon second reading. Chairman Garcia made a motion to approve the ordinance seconded by Councilman Merida. The item was approved unanimously by individualized voice vote. **(5-0)**

10. Second Reading / Public Hearing for consideration and final approval of the following ordinances:

Ms. Martinez-Ruiz swore in those individuals intending to give testimony on the item for public hearing. Chairman Garcia made a motion to remove the item from the table, seconded by Councilman Merida and unanimously approved by individualized voice vote. **(5-0)**

Tabled 06/01/2021

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR HIALEAH GARDENS COMMERCE CENTER, LEGAL DESCRIPTION: THE SOUTH ONE HALF (S 1/2) OF TRACT 62, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION, IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. LESS AND EXCEPT THAT PORTION OF TRACT 62 IN RIGHT-OF-WAY DEED RECORDED IN OFFICIAL RECORDS BOOK 27592, PAGE 3786, MORE PARTICULARLY DESCRIBED AS THOSE PORTIONS OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTH ONE-HALF (N 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 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 40.00 FEET OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTH ONE-HALF (N 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19. AND THE EAST 35.00 FEET OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTH ONE-HALF (N 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 19. TOGETHER WITH: TRACT "A" TEBA SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 170, PAGE 62, PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. TOGETHER WITH: THE NORTH ONE HALF (N 1/2) OF TRACT 61, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION, 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 THE FOLLOWING DESCRIBED PROPERTY

CONVEYED TO THE CITY OF HIALEAH GARDENS IN OFFICIAL RECORDS BOOK 29676, PAGE 4385. THE EAST 35.00 FEET OF THE EAST ONE-HALF (E 1/2) OF THE NORTH ONE-HALF (N 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA. FURTHER LESS AND EXCEPT THE FOLLOWING DESCRIBED PROPERTY CONVEYED TO THE CITY OF HIALEAH GARDENS IN OFFICIAL RECORDS BOOK 29676, PAGE 4381. THE WEST 40.00 FEET OF THE WEST ONE-HALF (W 1/2) OF THE NORTH ONE-HALF (N 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA. TOGETHER WITH: THE SOUTHEAST 1/4 (SE 1/4) OF TRACT 61, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION, 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. AND THE SOUTHWEST 1/4 (SW 1/4) OF TRACT 61, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION, 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 THE FOLLOWING DESCRIBED PROPERTY CONVEYED TO THE CITY OF HIALEAH GARDENS IN OFFICIAL RECORDS BOOK 27604, PAGE 2482: THAT PORTION OF THE EAST ONE-HALF (E 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 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 35.00 FEET OF THE EAST ONE-HALF (E 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19. AND THE SOUTH 35.00 FEET OF THE EAST ONE-HALF (E 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19. AND THAT PORTION OF THE EAST ONE-HALF (E 1/2) OF THE SOUTH

ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 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 EAST ONE-HALF (E 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19, BOUNDED BY THE WEST LINE OF THE EAST 35.00 OF THE EAST ONE-HALF (E 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 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 NORTHWEST, SAID ARC BEING TANGENT TO BOTH OF THE LAST DESCRIBED LINES. AND EXCEPTING THEREFROM ANY PORTION OF THE ABOVE-DESCRIBED LANDS PREVIOUSLY DEDICATED AS PUBLIC RIGHT-OF-WAY. FURTHER LESS AND EXCEPT THE FOLLOWING DESCRIBED PROPERTY CONVEYED TO THE CITY OF HIALEAH GARDENS IN OFFICIAL RECORDS BOOK 27604, PAGE 2486: THAT PORTION OF THE WEST ONE-HALF (W 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 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 40.00 FEET OF THE WEST ONE-HALF (W 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19. AND THE SOUTH 35.00 FEET OF THE WEST ONE-HALF (W 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER (SE 1/4) OF SAID SECTION 19. AND THAT PORTION OF THE WEST ONE-HALF (W 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 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 WEST ONE-HALF (W 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE SOUTH ONE-HALF (S 1/2) OF THE NORTHWEST ONE-QUARTER (NW 1/4) OF THE SOUTHEAST ONE-QUARTER

(SE 1/4) OF SAID SECTION 19, BOUNDED BY THE EAST LINE OF THE WEST 40.00 FEET 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 EXCEPTING THEREFROM ANY PORTION OF THE ABOVE-DESCRIBED LANDS PREVIOUSLY DEDICATED AS PUBLIC RIGHT-OF-WAY. FOLIOS #: 27-2019-004-0010, 27-2019-001-0690, 27-2019-001-0681, 27-2019-001-0686, 27-2019-001-0685 AND 27-2019-001-0680, APPROXIMATE LOCATION: BETWEEN N.W. 142ND STREET AND N.W. 144TH STREET AND BETWEEN N.W. 109TH AVENUE AND N.W. 112TH AVENUE, HIALEAH GARDENS, FL.; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: n/a)

Ms. Martinez-Ruiz read the short legal description into the record. She asked that the City Clerk enter the full legal description into the record as written in order to assure accuracy. Mr. Jeovanny Rodriguez, with SRS Engineering and civil engineer for the project, came forward on behalf of his client and stated his name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, was present and read her recommendation for approval into the record. Chairman Garcia opened the public hearing at 7:41 p.m.; no comments were offered. The public hearing was closed at 7:41 p.m. No questions or comments from the Councilmembers. The Chair made a motion to approve the item upon second reading, seconded by Councilman Merida. The item was approved unanimously by individualized voice vote. **(5-0)**

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR HIALEAH GARDENS TRADE CENTER, LEGAL DESCRIPTION: PARCEL A: THAT PORTION OF TRACT 34, SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA NOW KNOWN AS MIAMI-DADE COUNTY, FLORIDA, LESS THE FOLLOWING: COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHWEST ¼ OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST; RUN THENCE NORTH 02°33'57.11 WEST (BEARINGS ARE BASED ON THE FLORIDA STATE SYSTEM OF PLANE COORDINATES), 1980.08 FEET ALONG THE EAST LINE OF SAID QUARTER SECTION TO THE SOUTHEAST CORNER OF TRACT 34 OF SAID SUBDIVISION; THENCE RUN SOUTH 89°29'21.11 WEST FOR 596.02 FEET ALONG THE SOUTH BOUNDARY OF SAID TRACT 34 TO THE POINT OF BEGINNING; CONTINUE SOUTH 89°29'21.11 WEST

FOR 722.85 FEET ALONG SAID SOUTH BOUNDARY TO THE SOUTHWEST CORNER OF SAID TRACT 34; THENCE RUN NORTH 02°33'42" WEST FOR 330.03 FEET ALONG THE WEST BOUNDARY OF SAID TRACT 34 TO THE NORTHWEST CORNER OF SAID TRACT 34; THENCE RUN NORTH 89°29'25" EAST FOR 637.81 FEET ALONG THE NORTH BOUNDARY OF SAID TRACT 34 TO A POINT; THENCE SOUTH 16°52'3" EAST 343.74 FEET TO THE POINT OF BEGINNING, ALSO LESS THE EAST 40 FEET FOR RIGHT-OF-WAY AS CONVEYED TO THE CITY OF HIALEAH GARDENS BY RIGHT-OF-WAY DEED, RECORDED FEBRUARY 18, 2011, IN OFFICIAL RECORDS BOOK 27592, AT PAGE 3810, PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. PARCEL B: THE NORTH ½ OF THE EAST ½ OF THE EAST ½ OF TRACT 35, SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA NOW KNOWN AS MIAMI-DADE COUNTY, FLORIDA, LESS THE EAST 40 FEET FOR RIGHT-OF-WAY AS CONVEYED TO THE CITY OF HIALEAH GARDENS BY RIGHT-OF-WAY DEED, RECORDED FEBRUARY 18, 2011, IN OFFICIAL RECORDS BOOK 27592, AT PAGE 3806, PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. PARCEL C: THE EAST ½ OF THE WEST ½ OF THE EAST ½ OF TRACT 35, SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA NOW KNOWN AS MIAMI-DADE COUNTY, FLORIDA. AND: THAT PART OF: THE EAST ONE-QUARTER OF THE WEST ONE-HALF AND THE WEST ONE-QUARTER OF THE EAST ONE-HALF OF TRACT 35, SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, 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 02°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 $89^{\circ}29'21''$ 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 $19^{\circ}27'58''$ EAST ALONG SAID RIGHT-OF-WAY LINE, 348.72 FEET; THENCE NORTH $02^{\circ}33'51''$ WEST, 330.02 FEET ALONG THE EXISTING EAST LIMITED ACCESS RIGHT-OF-WAY LINE; THENCE SOUTH $89^{\circ}29'21''$ WEST, 101.45 FEET ALONG SAID EXISTING LIMITED ACCESS RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING. PARCEL D: BEGIN AT THE SOUTHEAST CORNER OF TRACT 33, SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF DADE COUNTY; THENCE RUN SOUTH $89^{\circ}29'07''$ WEST FOR 681.04 FEET; THENCE RUN NORTH $14^{\circ}24'08''$ EAST FOR 341.33 FEET; THENCE RUN NORTH $89^{\circ}29'12''$ EAST FOR 581.44 FEET; THENCE RUN SOUTH $02^{\circ}33'09''$ EAST FOR 330.02 FEET TO THE POINT OF BEGINNING. TOGETHER WITH: A PORTION OF ABANDONED N.W. 146 STREET, PURSUANT TO ORDINANCE NO. 2011-26 DESCRIBED AS FOLLOWS: THAT PORTION OF THE NORTH ONE-HALF (N. 1/2) OF THE NORTHEAST ONE-QUARTER (NE. 1/4) OF THE SOUTHWEST ONE-QUARTER (SW. 1/4) OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE CENTER OF SECTION 19-52-40; THENCE WITH A BEARING OF $S89^{\circ}29'13''$ W ALONG THE NORTH LINE OF THE SOUTHWEST ONE-QUARTER (SW. 1/4) OF SAID SECTION 19 FOR 40.03 FEET TO THE POINT OF BEGINNING; THENCE $S02^{\circ}33'10''$ E ALONG A LINE PARALLEL WITH AND 40.00 FEET WEST OF THE WEST LINE OF THE SOUTHEAST ONE-QUARTER (SE. 1/4) OF SAID SECTION 19 FOR 44.33 FEET TO A POINT ON A NON-TANGENT CURVE CONCAVE TO THE SOUTHWEST HAVING A RADIUS OF 25.00 FEET AND TO WHICH POINT A RADIAL LINE BEARS $N50^{\circ}34'19''$ E; THENCE NORTHWESTERLY 22.29 FEET ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF $51^{\circ}05'07''$ TO A POINT OF TANGENCY ON A LINE PARALLEL WITH AND 35.00 FEET SOUTH OF THE NORTH LINE OF THE SOUTHWEST ONE-QUARTER (SW. 1/4) OF SAID SECTION 19 THENCE $S89^{\circ}29'13''$ W ALONG SAID LINE FOR 532.82 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF FLORIDA'S TURNPIKE (SECTION NUMBER 87005-2501, 2312); THENCE $N14^{\circ}24'58''$ E ALONG SAID LINE FOR 36.22 FEET TO A POINT ON THE NORTH LINE OF THE SOUTHWEST ONE-QUARTER

(SW. 1/4) OF SAID SECTION 19; THENCE N89°29'13"E A DISTANCE OF 541.36 FEET TO THE POINT OF BEGINNING. LESS THOSE PORTIONS CONVEYED TO THE COUNTY OF DADE BY RIGHT-OF-WAY DEED, RECORDED MAY 21, 1997 IN OFFICIAL RECORDS BOOK 17647, PAGE 2807, PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. ALSO, LESS THE EAST 40 FEET FOR RIGHT-OF-WAY AS CONVEYED TO THE CITY OF HIALEAH GARDENS BY RIGHT-OF-WAY DEED, RECORDED FEBRUARY 18, 2011, IN OFFICIAL RECORDS BOOK 27592, AT PAGE 3802, PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. THE FOREGOING LANDS ARE ALL MORE PARTICULARLY DESCRIBED AS FOLLOWS: (SURVEY LEGAL) 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. FOLIOS #: 27-2019-001-0350, 27-2019-001-0360, 27-2019-001-0371 AND 27-2019-001-0373, APPROXIMATE LOCATION: WEST SIDE OF NW 112TH AVENUE BETWEEN THEORETICAL NW 143RD STREET AND THEORETICAL NW 146TH STREET, HIALEAH GARDENS, FL, FL.; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: n/a)

Ms. Martinez-Ruiz read the short legal description into the record. She asked that the City Clerk enter the full legal description into the record as written in order to assure accuracy. Mr. Jeovanny Rodriguez, with SRS Engineering and civil engineer for the project, came forward on behalf of his client and stated his name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, was present and read her recommendation for approval into the record. Chairman Garcia opened the public hearing at 7:43 p.m.; no comments were offered. The public hearing was closed at 7:43 p.m. No questions or comments from the Councilmembers. The Chair made a motion to approve the item upon second reading, seconded by Councilman Merida. The item was approved unanimously by individualized voice vote. **(5-0)**

- 11. City Attorney's Report:** No comments were offered.
- 12. Mayor's Report – Miscellaneous:** The Mayor mentioned that it was yet to be determined if this year's Halloween celebration would again be a drive through event due to the ongoing pandemic.
- 13. Council Members Concerns / Reports / Board Appointments:**

No comments were offered.

Police Pension Board Appointment – Pending

Water & Sewer Board Appointment (J. Merida) - (E. Urra) – Pending

14. Adjournment: The meeting was adjourned at 7:45p.m.

Respectfully submitted by:

Maria L. Joffee, 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 7, 2021, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, September 13, 2021, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, September 2, 2021, 11:00 A.M.

WATER AND SEWER BOARD

Wednesday, September 22, 2021, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, November 9, 2021, 5:30 P.M.