

Mayor

Yioiset De La Cruz

City Council Members

Chairman Luciano "Lucky" García

Vice Chairman Rolando "Roly" Piña

Council member Jorge A. Merida

Council member Jorge Gutierrez

Council member Elmo L. Urrea

PUBLIC NOTICE: TO ALL CONCERNED CITIZENS OF HIALEAH GARDENS, FLORIDA. NOTICE TO BE POSTED AT CITY HALL.

**AGENDA: CITY COUNCIL MEETING
COUNCIL CHAMBERS
TUESDAY, August 6, 2019– 7:30 P.M.**

NOTE: In compliance with Robert's Rules of Order, all speakers will be heard only on items which are on the agenda and opened by the Chairperson for discussion by the public. Speakers will be limited to five minutes, unless the Chairperson allows more time for presentation.

ATTENTION ALL LOBBYISTS: Chapter 2, Section 2-308 of the City Code of Hialeah Gardens entitled "Lobbying" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Council, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyist's laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

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- 1. Call to Order**
- 2. Roll Call**
- 3. Invocation**
- 4. Pledge of Allegiance**
- 5. Deletions/Emergency Additions**
- 6. Review of Minutes:** June 18, 2019
- 7. Public Comments**
- 8. Opening of sealed bids for PW-19-100, Central District Drainage Improvements:** Mr. Joe Lopez, Public Works Director. (Extension granted on 06/18/2019)
- 9. Proposed Resolutions:**
 - A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA APPROVING THE RENEWAL OF THE AGREEMENT BETWEEN THE DEPARTMENT OF TRANSPORTATION, STATE OF FLORIDA, AND THE CITY OF HIALEAH GARDENS CONCERNING TURF AND LANDSCAPE MAINTENANCE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
 - B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ENTERING INTO AN AGREEMENT WITH AMERICAN TOWING SERVICES AND R & M TOWING AND RECOVERY FOR THE CITY TOWING SERVICE; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH AMERICAN TOWING SERVICE AND R & M TOWING AND RECOVERY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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- C) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA AUTHORIZING AND RATIFYING THE ENTERING INTO AN AGREEMENT WITH TIDAL BASIN GOVERNMENT CONSULTING FOR THE PURPOSE OF EMERGENCY MANAGEMENT AND DISASTER RECOVERY PROGRAM ASSISTANCE IN THE AFTERMATH OF POSSIBLE HURRICANES DURING THE CURRENT HURRICANE SEASON; AUTHORIZING THE ENTERING INTO AN AGREEMENT BY THE APPROPRIATE CITY OFFICIALS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

- D) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING ENTERING INTO A STATEWIDE MUTUAL AID AGREEMENT FOR MAJOR OR CATASTROPHIC DISASTER RESPONSE AND RECOVERY; AUTHORIZING EXECUTION OF SUCH AGREEMENT BY THE MAYOR, CITY CLERK AND CITY ATTORNEY; RATIFYING THE PROVISIONS OF SUCH AGREEMENT; REPEALING CONFLICTING RESOLUTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

- E) RESOLUTION OF THE CITY OF HIALEAH GARDENS AUTHORIZING AMENDING AND RENEWING THE MEMORANDUM OF UNDERSTANDING WITH THE SCHOOL BOARD OF MIAMI-DADE COUNTY FOR THE PLACEMENT OF SCHOOL-BASED LAW ENFORCEMENT OFFICERS AT MIAMI-DADE COUNTY PUBLIC SCHOOLS; AUTHORIZING THE EXECUTION OF SUCH AGREEMENT BY THE MAYOR; RATIFYING THE PROVISIONS OF SUCH AGREEMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- F) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ENTERING INTO A SETTLEMENT AGREEMENT BETWEEN (1) THE BAY OF PIGS VETERANS ASSOCIATION, 2506 BRIGADE, INC., (2) BAY OF PIGS MUSEUM AND LIBRARY AND THE CITY OF HIALEAH GARDENS AS FINAL SETTLEMENT IN THE CASE OF THE (1) BAY OF PIGS VETERANS ASSOCIATION, 2506

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BRIGADE, INC., (2) BAY OF PIGS MUSEUM AND LIBRARY V. CITY OF HIALEAH GARDENS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A TENTATIVE PLAT FOR CANSICAN 142-143 CONCERNING PROPERTY LEGALLY DESCRIBED: THE SOUTH ONE HALF (S 1/2) OF TRACK 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, AT PAGE 17, OF THE PUBLICS RECORDS OF MIAMI-DADE COUNTY, FLORIDA. LESS THE EAST 35 FEET AND LESS THE WEST 40 FEET OF THE SOUTH ONE HALF (S 1/2) OF SAID TRACT 62 IN RIGHT-OF-WAY DEED TO CITY OF HIALEAH GARDENS, MIAMI-DADE COUNTY, FLORIDA, RECORDED IN OFFICIAL RECORD BOOK 27592 PAGES(S) 3786-3789. APPROXIMATE LOCATION: BETWEEN N.W. 109TH AVENUE AND N.W 112TH AVENUE AND BETWEEN NORTH OF THEORETICAL N.W. 143RD STREET AND APPROVED TEBA SUBDIVISION, HIALEAH GARDENS, FLORIDA. FOLIO #: 27-2019-001-0690. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: n/a)
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR CANSICAN WAREHOUSE 142-143, CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE SOUTH ONE HALF (S 1/2) OF TRACK 62, 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, AT PAGE 17, OF THE PUBLICS RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE EAST 35 FEET AND LESS THE WEST 40 FEET OF THE SOUTH ONE HALF (S 1/2) OF SAID TRACT 62 IN RIGHT-OF-WAY DEED TO CITY OF HIALEAH GARDENS, MIAMI-DADE COUNTY, FLORIDA, RECORDED IN OFFICIAL RECORD BOOK 27592

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- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A TENTATIVE PLAT FOR PLAZA DE LA ALHAMBRA CONCERNING PROPERTY LEGALLY DESCRIBED: 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

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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 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. ADDRESS: 7802 NW 103 STREET, HIALEAH GARDENS, FLORIDA. ADDRESS: 7802 NW 103

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STREET, HIALEAH GARDENS, FLORIDA. FOLIO: 27-3003-001-0050. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: n/a)

- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN TO DEVELOP A SHOPPING CENTER / RESTAURANT AND VARIANCES FOR A MONUMENT / POLE SIGN FOR PLAZA DE LA ALHAMBRA SHOPPING CENTER, CONCERNING PROPERTY LEGALLY DESCRIBED AS: 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

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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. EXISTING ADDRESS: 7802 NW 103 STREET, HIALEAH GARDENS, FLORIDA, FOLIO: 27-3003-001-0050, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0 Site Plan, 6-0 Sign Variance; P&Z Vote: 4-0 Site Plan, 4-0 Sign Variance)

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- 11. City Attorney’s Report**
- 12. Mayor’s Report**
- 13. Council Members Concerns / Reports**
- 14. Adjournment**

Agenda certified 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 MEETINGS**CITY COUNCIL**

Tuesday, August 20, 2019, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, September 9, 2019, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, September 5, 2019, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, August 28, 2019, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, August 6, 2019, 5:30 P.M.