

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, November 1, 2022
CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE**

- 1. Call to Order:** Chairman Luciano Garcia called the meeting to order at 7:31 p.m.
- 2. Roll Call:** Present were Councilman Elmo L. Urra, Councilman Jorge A. Merida, Councilman Rolando Piña, Chairman Luciano Garcia and City Attorney Charles Citrin. Councilman Jorge Gutierrez and Mayor Yioiset De La Cruz were absent.
- 3. Invocation:** Chairman Garcia gave the invocation.
- 4. Pledge of Allegiance:** Mr. Citrin led the Pledge of Allegiance.
- 5. Deletions/Emergency Additions:** N/A
- 6. Review of Minutes: October 18, 2022** Chairman Garcia made a motion to approve the minutes of October 18, 2022. The motion was approved unanimously.
- 7. Public Comments:** None were offered.

8. Proposed Resolutions:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA AUTHORIZING THE ENTERING INTO AN AGREEMENT FOR THE HOLIDAY LIGHTING AND DECORATIONS OF THE BOTANICAL GARDEN; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE CHRISTMAS PALACE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the item into the record. Mr. Walter Dubon, Director of Parks and Recreation, came forward and stated his name for the record. Mr. Dubon read his memorandum for recommendation into the record. Sealed bids were received for RFP2022-02, publicly noticed on September 30, 2022, for furnishing labor, materials, and equipment and performing all work necessary to provide holiday lighting and decorations for the Botanical Garden. Bids were publicly opened on Monday, October 17, 2022 at 11:00 a.m. in the City Hall Council Chambers. Bidder names and bid amounts were read into the record as follows: The Christmas Palace, \$83,000; Brandano Displays, Inc., \$102,987.60. After careful review of both bids for responsiveness [to the City's needs] and technical presentation, the Department recommends that the City Council award the project to The Christmas Palace and allow the appropriate City officials to enter into an agreement with TCP for \$83,000. The terms for this agreement are for the 2022 holiday season. Chairman Garcia asked if these funds were accounted for in the Parks budget; Mr. Dubon confirmed, stating that this is within the Department budget. The Chair also asked if we had done business with The Christmas Palace before; Mr. Dubon replied that the City had previously purchased items from this vendor. No further questions or comments. The Chair made a motion to approve the resolution, seconded by Councilman Merida. The item was approved unanimously. **(4-0)**

- B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA AUTHORIZING THE PURCHASE OF ONE (1) WORKMAN GTX EFI LIFTED UTILITY VEHICLE FOR THE USE OF THE PARKS AND RECREATION DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$12,866.10; 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 HECTOR TURF; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the item into the record. Mr. Walter Dubon, Director of Parks and Recreation, came forward once again. Mr. Dubon read his memorandum for recommendation into the record. Mr. Dubon explained that the City purchased a utility vehicle for grooming and working on the baseball fields] in 2003 which is currently in disrepair. It is no longer economically feasible to continue repairing the vehicle. Mr. Dubon has utilized Sourcewell contract #031121-TTC which is for

landscape and grounds maintenance equipment. Staff recommends that the City waive competitive bidding to purchase (1) Workman GTX EFI Lifted Utility Vehicle for a total of \$12,866.10 from Hector Turf, an authorized dealer. This contract is available to other municipalities in Florida at the same price. This purchase is budgeted for in the Parks Department budget. No further questions or comments. The Chair made a motion to approve the resolution, seconded by Councilman Merida. The item was approved unanimously. **(4-0)**

- C) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA REGARDING THE APPROVAL OF A UNITY OF TITLE AGREEMENT CONCERNING PARCEL DESCRIBED ON "EXHIBIT A"; PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the item into the record. Mr. Citrin stated that the document had been reviewed meets the requirements for a unity of title. Ms. Jessica Sanchez came forward representing the owner of Goldlake Investments. Chairman Garcia asked why the client was seeking a unity of title; Ms. Sanchez explained that they submitted a site plan for a 150,000 square foot industrial warehouse. She understood that the unity of title was meant to combine the folios and create an address. Chairman Garcia asked why they were seeking a unity of title versus a re-plat...Ms. Sanchez asked to be allowed to make a phone call in order to clarify the issue for the Council. Chairman Garcia wants the reasoning to be on record because a unity of title means that the property cannot be re-divided.

The Chair made a motion to table the item, seconded by Councilman Merida. The item was tabled.

9. First reading for consideration of the following ordinance:

- A) ORDINANCE AMENDING CHAPTER 78, LAND DEVELOPMENT REGULATIONS, ARTICLE V DEVELOPMENT AND DESIGN STANDARDS, DIVISION 6 ADDITIONAL REQUIREMENTS FOR SPECIAL USES; SECTION 78-130 SPECIFIC USE REQUIREMENTS OF THE HIALEAH GARDENS CODE OF ORDINANCES AMENDING AUTOMATIC CAR WASH SECTION D AND REMOVING SECTION E ALLOWING FOR MULTI CAR TUNNEL CAR WASH FACILITIES; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the item into the record. This is a first reading of a City-initiated response to a project that will soon be proposed to the Council. Chairman Garcia stated that as this is a first reading, an opportunity for any public input would be afforded upon second reading. The Chair made a motion to approve the item,

seconded by Councilman Merida. The ordinance was approved unanimously upon first reading by individualized voice vote. **(4-0)**

10. City Attorney's Report: Mr. Citrin had nothing to report.

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

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

Police Pension Board Appointments:

- Council Appointment - Pending

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

Item #8C:

The Chair made a motion to remove the item from table; motion approved unanimously and item was re-opened. Ms. Sanchez explained that the client is seeking a unity of title to lawfully combine both lots as suggested by the zoning staff and in order to build one building on one plot. This was also less expensive than re-platting. The Council concurred.

No further questions or comments. The Chair made a motion to approve the resolution, seconded by Councilman Merida. The item was approved unanimously. **(4-0)**

13. Adjournment: The meeting was adjourned at 7:47 p.m.

Agenda certified by:

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, December 6, 2022, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, December 5, 2022, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, December 1, 2022, 11:00 A.M.

WATER AND SEWER BOARD

T.B.D.

POLICE PENSION BOARD

Tuesday, February 7, 2023, 5:30 P.M.