

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, March 7, 2023
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 Councilman Elmo L. Urra, Councilman Jorge A. Merida, Councilman Rolando Piña, Chairman Luciano Garcia, Mr. Charles A. Citrin, City Attorney, and Mayor Yiozet De La Cruz. Councilman Jorge Gutierrez was absent.
- 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:** February 7, 2023 Chairman Garcia made a motion to approve the minutes of February 7, 2023. The motion was approved unanimously.
- 7. Public Comments:** N/A

8. Second Reading / Public Hearing for consideration and final adoption of the following ordinance:

Tabled 02/07/2023

The Chair made a motion to remove the item from table, seconded by Council Merida. The motion was unanimously approved and the item was re-opened. Mr. Citrin swore in those in attendance intending to give testimony on the following item.

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR AERO TIRES CO. TO DEVELOP A NEW BUILDING FOR A PRE-ENGINEERED 6600 SF BUILDING FOR OFFICE AND VEHICLE AND TRUCK MAINTENANCE SPACES. CONCERNING PROPERTY LEGALLY DESCRIBED AS: LEGAL DESCRIPTION: A PORTION OF TRACT 40N IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF TRACT 40, THENCE NORTH 165.01 FEET, THENCE WEST 495.84 FEET, THENCE SOUTH 164.98 FEET, THENCE EAST 496.79 FEET TO THE POINT OF BEGINNING, OF FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA. LESS: THAT PART OF: THE SOUTH HALF OF TRACT 40 AND TRACT 41 LESS THE NORTH 44.50 FEET IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST WHICH IS BOUNDED ON THE SOUTHWESTERLY BY THE TURNPIKE EXTENSION AND BOUNDED ON THE NORTHEASTERLY BY A LINE 160.50 FEET NORTHEASTERLY AND PARALLEL WITH THE CENTERLINE OF CONSTRUCTION FOR SECTION 97090-2518, STATE ROAD 25, TOGETHER WITH ALL RIPARIAN RIGHTS APPORTIONING THERETO. A PORTION OF SAID CENTERLINE OF CONSTRUCTION MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE SECTION CORNER COMMON TO SECTIONS 2, 3, 10 AND 11, ALL IN TOWNSHIP 53 SOUTH, RANGE 40 EAST; THENCE RUN SOUTH 89°39'44" WEST A DISTANCE OF 501.31 FEET; THENCE RUN NORTH 50°54'44" WEST A DISTANCE OF 1132.75 FEET; THENCE RUN NORTH 39°00'45" EAST A DISTANCE OF 31.50 FEET TO THE BEGINNING OF THE HEREIN DESCRIBED LINE; THENCE RUN NORTH 50°59'15" WEST A DISTANCE OF 42971.08 FEET TO THE END OF SAID DESCRIBED LINE; THENCE CONTINUE NORTH 02°38'59" WEST A DISTANCE OF 998.92 FEET; THENCE RUN NORTH

02°38'59" WEST A DISTANCE OF 410.79 FEET TO A POINT ON THE EAST-WEST QUARTER SECTION LINE OF SECTION 10, TOWNSHIP 52 SOUTH, RANGE 39 EAST; THENCE SOUTH 89°58'42" WEST A DISTANCE OF 14.43 FEET TO THE CENTER OF SAID SECTION 10. CONTAINING 1,800 SQUARE FEET, MORE OR LESS. APPROXIMATE LOCATION: CORNER OF N.W. INTERSECTION OF N.W. 112TH AVENUE AND THEORETICAL N.W. 138TH STREET, HIALEAH GARDENS, FLORIDA. FOLIO #: 27-2019-001-0430.; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: 5-0)

Mr. Citrin noted that the item should be re-advertised as the applicant had not been present for the original notice of a public hearing/second reading at the February 7th, 2023 Council meeting and the item had to be tabled. Therefore, there was no way for the public to know it would be read again tonight. The item will be placed on the agenda for the April 4th, 2023 meeting after proper notice. Chairman Garcia made a motion to do so, seconded by Councilman Merida; motion passed unanimously. Mr. Citrin added that the owner has to pay \$150 to the City Clerk for the re-advertisement.

ORGANIZATIONAL MEETING

9. Proposed Resolution:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS CERTIFYING THE RESULTS OF THE SCHEDULED GENERAL ELECTION ON MARCH 7, 2023; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the item into the record. No comments were offered. Chairman Garcia made a motion to approve the resolution, seconded by Council Merida. The motion was approved unanimously. **(4-0)**

10. Swearing in ceremony for Councilman Jorge A. Merida: Mr. Charles A. Citrin, City Attorney.

Mr. Citrin swore in Mr. Jorge A. Merida as City Councilman for Group III for a subsequent term of four years. A photo opportunity was taken at this time.

11. Reorganization of the City Council's hierarchical order: Mr. Charles A. Citrin, City Attorney.

Mr. Citrin opened the floor for nominations for Chairman of the Council. Councilman Piña nominated Councilman Luciano "Lucky" Garcia to remain as Chairman, seconded by Councilman Merida. No other nominations were offered and all voted in favor. Mr. Citrin asked if there were any nominations for Vice Chairman. Chairman Garcia nominated Councilman Piña, seconded by Councilman Merida. No other nominations were offered and all voted in favor. Mr. Citrin asked if there were any nominations for Finance Director. Chairman Garcia nominated Councilman Merida, seconded by Councilman Piña. No other nominations were offered and all voted in favor.

12. Board Appointments: Planning and Zoning Board; Water and Sewer Board.

Mr. Citrin asked that the members submit their appointments to fill the vacancies on the Boards.

13. City Attorney's Report: Mr. Citrin spoke briefly on the bills being presented at the next State legislative session.

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

15. Council Members Concerns / Reports: N/A

16. Adjournment: The meeting was adjourned at 7:47 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 MEETINGS

CITY COUNCIL

Tuesday, April 4, 2023, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, April 10, 2023, 7:30P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, April 6, 2023, 11:30 A.M.

WATER AND SEWER BOARD

T.B.D.

POLICE PENSION BOARD

Tuesday, May 3, 2023, 5:30 P.M.