

**Mayor**

Yioset 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 1, 2023– 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 6, 2023
- 7. Public Comments**
- 8. Proposed Resolutions:**
  - A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, RATIFYING THE ENGAGEMENT OF SERVICES FOR TERMITE FUMIGATION OF CITY HALL; WAIVING COMPETITIVE BIDDING; RATIFYING THE AGREEMENT BETWEEN HIALEAH GARDENS AND TRULY NOLAN; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
  - B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, CONVEYING TO MIAMI DADE COUNTY THE FIRE STATION PROPERTY REMOVING ANY RESTRICTIONS FOR THE USE OF THE PROPERTY BY MIAMI DADE COUNTY; AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
  - C) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING THE PROFESSIONAL SERVICES RETAINER AGREEMENT BETWEEN THE CITY OF HIALEAH GARDENS AND CHARLES A. CITRIN, ESQUIRE FOR CITY ATTORNEY SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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- D) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF TWO (2) PARROT ANAFI USA SMALL UNMANNED AIRCRAFT SYSTEMS, ONE (1) SKYDIO DRONE AND INTEGRATED DRONE FIRST RESPONDER (DFR) SYSTEM FOR THE POLICE DEPARTMENT; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH AIRBORNE RESPONSE CORPORATION; WAIVING COMPETITIVE BIDDING DUE TO THE EXISTENCE OF A SOLE PROVIDER; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- E) 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.
- F) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF ONE (1) 2023 CHEVROLET 1500 PICKUP TRUCK TO BE USED BY THE PARKS AND RECREATION DEPARTMENT; WAIVING COMPETITIVE BIDDING; UTILIZING AN EXISTING GOVERNMENT CONTRACT AS ALLOWED BY SECTION 46-121 OF THE HIALEAH GARDENS CODE OF ORDINANCES; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH GARBER FLEET SALES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- G) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA AUTHORIZING THE PURCHASE OF TWO (2) 2023 CHEVROLET TAHOE VEHICLES AND ONE (1) 2024 CHEVROLET 2500 VEHICLE TO BE USED BY THE ADMINISTRATION DEPARTMENT; WAIVING COMPETITIVE BIDDING; PURCHASING THE VEHICLES FROM BOMNIN CHEVROLET WHICH IS PROVIDING THE VEHICLES FOR LESS THAN THE EXISTING GOVERNMENT CONTRACT UTILIZED BY THE CITY; AUTHORIZING THE APPROPRIATE CITY

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OFFICIALS TO EXECUTE AN AGREEMENT WITH BOMNIN CHEVROLET; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**9. First Reading for considerations of the following ordinances:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, EXPRESSING ITS INTENT TO APPROVE AND TRANSMIT A TEXT AMENDMENT TO THE CITY OF HIALEAH GARDENS 2015-2025 COMPREHENSIVE PLAN TO INCORPORATE A NEW ELEMENT, THE PROPERTY RIGHTS ELEMENT; OBJECTIVE 1.1., POLICY 1.1.1 THROUGH 1.1.4; AND PROVIDING FOR AN EFFECTIVE DATE.
  
- B) ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING CITY CODE CHAPTER 40 "HIALEAH GARDENS POLICE PENSION TRUST FUND," ARTICLE II "PENSION PLAN," DIVISION IV "PAYMENT OF BENEFITS"; AMENDING SECTION 40-291 TO PERMIT IN-SERVICE DISTRIBUTIONS TO REHIRED POLICE OFFICERS; DELETING SECTION 40-294; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; AND PROVIDING FOR AN EFFECTIVE DATE.

**10. Second Reading / Public Hearing for consideration final adoption of the following ordinance:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ABANDONMENT OF A DEDICATED ROAD PORTION OF EXISTING RIGHT OF WAY KNOWN AS 10581 W. OKEECHOBEE ROAD V1 LLC., WITH AN APPROXIMATE LOCATION: S.W. INTERSECTION OF THEORETICAL N.W. 106TH TERRACE AND THEORETICAL N.W 88TH AVENUE AND SOUTH: FRONTAGE ROAD / WEST OKEECHOBEE ROAD, LEGALLY DESCRIBED AS: A PORTION OF THE SE 1/4 OF SECTION 33 TOWNSHIP 52 SOUTH RANGE 40 EAST AND A

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PORTION OF THE NE 1/4 OF SECTION 4 TOWNSHIP 53 SOUTH RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA MORE PARTICULARLY DESCRIBED AS FOLLOW: COMMENCE AT THE SOUTH EAST AND NORTH EAST 1/4 CORNER OF SAID SECTIONS; THENCE S89°36'41"W ALONG THE SOUTH AND NORTH 1/4 LINE OF SAID SECTIONS, SAID LINE ALSO BEING THE TOWNSHIP LINE BETWEEN TOWNSHIP 52 AND 53 SOUTH AND ALSO BEING THE CENTER LINE OF A 30 FEET WIDE RIGHT-OF-WAY AS SHOWN ON THE PLAT OF "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION No 1" AS RECORDED IN P.B. 22, PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FOR A DISTANCE OF 658.61 FEET TO A POINT, SAID POINT BEING THE POINT OF BEGINNING OF THE HERE AND AFTER DESCRIBED PARCEL OF LAND AND LYING ON THE EAST PROPERTY LINE OF SAID PARCEL; THENCE S89°36'41"W ALONG THE SOUTH AND NORTH LINE OF SAID 1/4 SECTIONS AND CENTER OF RIGHT-OF-WAY, FOR A DISTANCE OF 36.39 FEET TO A POINT; THENCE S44°50'02"W ALONG A LINE ON THE SOUTHEASTERLY PROPERTY LINE OF SAID PARCEL, FOR A DISTANCE OF 21.30 FEET TO A POINT; THENCE S89°36'41"W ALONG THE SOUTH LINE AND PARALLEL 15 FEET WITH THE CENTER LINE OF SAID RIGHT-OF-WAY FOR DISTANCE OF 474.12 FEET TO A POINT ON THE SOUTHWESTERLY PROPERTY LINE OF SAID PARCEL; THENCE N50°59'54"W ALONG THE SOUTHWESTERLY PROPERTY LINE A DISTANCE OF 24.77 FEET TO A POINT, SAID POINT BEING THE WEST MOST CORNER OF SAID PARCEL AND ALSO LYING ON THE WESTERLY PROPERTY LINE; THENCE N39°00'06"E ALONG THE WESTERLY PROPERTY LINE TO A POINT, A DISTANCE OF 19.41 FEET; THENCE N89°36'41"E ALONG THE NORTH LINE AND PARALLEL 15 FEET WITH THE CENTER LINE OF SAID RIGHT-OF-WAY, FOR A DISTANCE OF 530.98 FEET TO A POINT LAYING ON THE EAST PROPERTY LINE OF SAID PARCEL; THENCE ALONG THE EAST PROPERTY LINE FOR A DISTANCE OF 15 FEET TO THE POINT OF BEGINNING. SAID LAND LYING AND BEING IN MIAMI-DADE COUNTY, FLORIDA AND CONTAINING 15,423.84 SQUARED FEET MORE OR LESS. (0.354 ACRES MORE OR LESS); FOLIO#: 27-3004-000-0020, PROVIDING FOR CONDITIONS, PROVIDING FOR AN EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: n/a)

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- 11. City Attorney’s Report**
- 12. Mayor’s Report – Miscellaneous**
- 13. Council Members Concerns / Reports**  
 Police Pension Board Appointment – **Pending – Daniel A. Montano**  
 Water & Sewer Board Appointment (J. Merida, E. Urra) - Pending
- 14. Adjournment**

Agenda certified by:

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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 ensure 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 15, 2023, 7:30 P.M.

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

Monday, August 7, 2023, 7:30 P.M.

#### **TECHNICAL REVIEW COMMITTEE**

Thursday, August 3, 2023, 11:00 A.M.

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

T.B.D.

#### **POLICE PENSION BOARD**

Friday, August 4, 2023, 5:30 P.M.