

**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. Urra

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

**AGENDA: CITY COUNCIL MEETING  
COUNCIL CHAMBERS  
TUESDAY, December 5, 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.

**AGENDA –December 5, 2023– 7:30 P.M. -COUNCIL CHAMBERS**

- 1. Call to Order**
- 2. Roll Call**
- 3. Invocation**
- 4. Pledge of Allegiance**
- 5. Deletions/Emergency Additions**
- 6. Review of Minutes:** November 7, 2023
- 7. Public Comments**
- 8. Presentation of Proclamation to Mayor Yioiset De La Cruz by Mr. Roberto J. Alonso, Miami-Dade County Public School Board Member District 4.**
- 9. Recognition of Service to Ms. Isabella Ruiz by Senator Rene Garcia, Miami-Dade County Commissioner District 13.**
- 10. Proposed Resolutions:**
  - A) RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH GARDENS, FLORIDA, MAKING FINDINGS; DESIGNATING THE PROPERTY LOCATED AT N.W. 138TH STREET AND N.W. 107TH AVENUE, HIALEAH GARDENS, FLORIDA 33018, AS THE WESTLAND GARDENS GREEN REUSE AREA PURSUANT TO SECTION 376.80(2)(C), FLORIDA STATUTES, FOR THE PURPOSE OF REHABILITATION, JOB CREATION, AND PROMOTING ECONOMIC REDEVELOPMENT; AUTHORIZING THE CITY CLERK TO NOTIFY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION OF SAID DESIGNATION; PROVIDING AN EFFECTIVE DATE. **(First Reading)**
  - B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING AN INVENTORY LIST OF MUNICIPALLY OWNED PROPERTY THAT IS APPROPRIATE FOR USE AS AFFORDABLE HOUSING PURSUANT TO SECTION 166.0451, FLORIDA STATUTES; 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, ENTERING INTO AN AGREEMENT FOR THE CONSTRUCTION OF THE HIALEAH GARDENS POLICE DEPARTMENT TRAINING FACILITY BUILDING; ENTERING INTO AN AGREEMENT WITH TADEOS ENGINEERING, LLC. IN THE AMOUNT OF \$3,677,268.00; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
  
- D) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ENTERING INTO A CONTRACT WITH ALTUMINT, INC. FOR THE INSTALLATION OF SPEED DETECTION SYSTEMS AND PROVIDING THE NECESSARY PROCESSING SERVICES TO BE UTILIZED BY THE POLICE DEPARTMENT; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH ALTUMINT; WAIVING COMPETITIVE BIDDING UTILIZING AN EXISTING GOVERNMENT CONTRACT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
  
- E) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING FLORIDA DEPARTMENT OF TRANSPORTATION A LICENSE FOR ACCESS TO PARCEL 930 LOCATED ON THE SOUTHEAST CORNER OF NW 87<sup>TH</sup> COURT AT APPROXIMATELY NW 106<sup>TH</sup> TERRACE, HIALEAH GARDENS, FLORIDA OWNED BY THE CITY OF HIALEAH GARDENS; PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.
  
- F) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING FLORIDA DEPARTMENT OF TRANSPORTATION A LICENSE FOR ACCESS TO PARCEL 931 LOCATED ON THE NORTHEAST CORNER OF NW 87<sup>TH</sup> COURT AT APPROXIMATELY NW 106<sup>TH</sup> TERRACE, HIALEAH GARDENS, FLORIDA OWNED BY THE CITY OF HIALEAH GARDENS; PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.
  
- G) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, ENTERING INTO AN AGREEMENT BETWEEN THE CITY OF HIALEAH GARDENS AND CHARLES A. CITRIN, ESQUIRE FOR CONSULTING ATTORNEY SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**AGENDA –December 5, 2023– 7:30 P.M. -COUNCIL CHAMBERS****11. Second Reading / Public Hearing for consideration and final adoption of the following ordinances:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING ITS COMPREHENSIVE PLAN TO INCORPORATE A NEW ELEMENT, THE PROPERTY RIGHTS ELEMENT, OBJECTIVE 1.1., POLICY 1.1.1 THROUGH 1.1.4, AS PROVIDED IN EXHIBIT "A"; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, SELLING OF A FEE PARCEL 104 CONSISTING OF 9,146 SQUARE FEET OF CITY OF HIALEAH GARDENS PROPERTY INCLUDING BUT NOT LIMITED TO COMPENSATION FOR THE BROTHERS TO THE RESCUE MONUMENT TO THE FLORIDA DEPARTMENT OF TRANSPORTATION TO BE UTILIZED FOR PLANNED ROADWAY RECONSTRUCTION ON SR 25/OKEECHOBEE ROAD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, SELLING OF A FEE PARCEL 110 CONSISTING OF .59 ACRES OF CITY OF HIALEAH GARDENS PROPERTY INCLUDING BUT NOT LIMITED TO COMPENSATION FOR A PORTION OF THE HIALEAH GARDENS POLICE DEPARTMENT TO THE FLORIDA DEPARTMENT OF TRANSPORTATION TO BE UTILIZED FOR PLANNED ROADWAY RECONSTRUCTION THAT WILL REALIGN NORTHWEST 103<sup>RD</sup> STREET AND ENHANCING SAFETY AND MOBILITY ON SR 25/OKEECHOBEE ROAD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING A PERPETUAL EASEMENT OF PARCEL 801 CONSISTING OF 34 SQUARE FEET OF CITY OF HIALEAH GARDENS PROPERTY INCLUDING BUT NOT LIMITED TO COMPENSATION FOR THE LAND AND IMPROVEMENTS TO A PORTION OF THE HIALEAH GARDENS POLICE DEPARTMENT PROPERTY TO THE FLORIDA DEPARTMENT OF TRANSPORTATION TO BE UTILIZED FOR CONSTRUCTING, INSTALLING, AND MAINTAINING A SIGNAL MAST ARM, FOUNDATION, AND SIGNALIZATION HARDWARE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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- E) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING A PERPETUAL EASEMENT OF PARCEL 802 CONSISTING OF 57 SQUARE FEET OF CITY OF HIALEAH GARDENS PROPERTY INCLUDING BUT NOT LIMITED TO COMPENSATION FOR THE LAND AND IMPROVEMENTS TO A PORTION OF THE HIALEAH GARDENS POLICE DEPARTMENT PROPERTY TO THE FLORIDA DEPARTMENT OF TRANSPORTATION TO BE UTILIZED FOR CONSTRUCTING, INSTALLING, AND MAINTAINING A SIGNAL MAST ARM, FOUNDATION, AND SIGNALIZATION HARDWARE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- F) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, DONATING OF PARCEL 134 CONSISTING OF 379 SQUARE FEET OF CITY OF HIALEAH GARDENS PROPERTY TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF CONSTRUCTING, INSTALLING, AND MAINTAINING SOD AND A GRAVITY WALL; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
- G) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, DONATING PARCEL 131 CONSISTING OF 2,981 SQUARE FEET OF CITY OF HIALEAH GARDENS PROPERTY TO THE FLORIDA DEPARTMENT OF TRANSPORTATION TO BE UTILIZED FOR PLANNED ROADWAY RECONSTRUCTION ON SR 25/OKEECHOBEE ROAD FROM NORTHWEST 116 WAY TO EAST OF NORTHWEST 87 AVENUE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**12. City Attorney's Report****13. Mayor's Report – Miscellaneous****14. Council Members Concerns / Reports / Board Appointments**  
Water & Sewer Board Appointment (J. Merida, E. Urrea) - Pending**15. Adjournment**

Agenda certified by:

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Maria L. Joffee, City Clerk

## **AGENDA –December 5, 2023– 7:30 P.M. -COUNCIL CHAMBERS**

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 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, December 19, 2023, 7:30 P.M.

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

Monday, January 8, 2023, 7:30 P.M.

#### **TECHNICAL REVIEW COMMITTEE**

Thursday, December 7, 2023, 11:00 A.M.

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

T.B.D.

#### **POLICE PENSION BOARD**

Wednesday, March 21, 2024, 1:00 P.M.