

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, April 2, 2024
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 Urra, Councilman Rolando Piña, Chairman Luciano Garcia, and Ms. Aida Martinez-Ruiz, City Attorney. Councilman Jorge Gutierrez, Councilman Jorge Merida, and Mayor Yiozet De La Cruz were absent.
- 3. Invocation:** Chairman Garcia gave the invocation.
- 4. Pledge of Allegiance** Ms. Martinez-Ruiz led the Pledge of Allegiance.
- 5. Deletions/Emergency Additions:** N/A
- 6. Review of Minutes: March 20, 2024** Chairman Garcia made a motion to approve the minutes of **March 20, 2024**. The motion was approved unanimously.
- 7. Public Comments:** None were offered.

- 8. Opening of sealed bids for WS-24-101 Utility Relocates Okeechobee Road from East of NW 87 Ave. To East of NW 79 Ave.:** Mr. Joe Lopez, Public Works Director.

Mr. Joe Lopez, Public Works Director came forward. He proceeded to open each sealed bid that was received for this particular project. The only bidder was Acosta Tractors, Inc. with a bid amount of \$800,642.51. Mr. Lopez stated he would review the bid and return to the Council with a recommendation.

- 9. Opening of sealed bids for WS-24-102 Utility Adjustments State Road 932 NW 103rd St from West of NW 82 Ave. to East of W. 6 Ave.:** Mr. Joe Lopez, Public Works Director.

Mr. Joe Lopez came forward. There were no bids received for this item. The department will negotiate with whoever is awarded WS-24-101.

- 10. Opening of sealed bids for PW-24-103 Drainage Improvements NW 122 St. / HG Blvd. & NW 92 Ave.:** Mr. Joe Lopez, Public Works Director.

Mr. Joe Lopez came forward. Three bids were received for this project. The first was from JVA Engineering Inc; the bid is in the amount of \$534,628.72. The second bidder was Acosta Tractors; the bid is in the amount of \$268,979.45. The third bidder was Basile USA LLC; the bid is in the amount of \$309,772.06. Once again, Mr. Lopez stated that he would review the bids and return to the Council with a recommendation.

- 11. Opening of sealed bids for PW-24-104 North District Drainage Improvements NW 130 St. from 99 to 104 Ave.:** Mr. Joe Lopez, Public Works Director.

Mr. Joe Lopez came forward. Four bids were received for this project. The first was from Acosta Tractors in the amount of \$745,544.29. The second bid was from RG Underground Engineering, Inc. in the amount of \$787,412.86. The third bid was from Basile USA in the amount of \$997,482.40. The fourth bid was from JDA Engineering in the amount of \$1,214,683.05. Mr. Lopez will return with a recommendation once he has reviewed all bids.

- 12. Proposed Resolutions:**

- A) A RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE UPGRADING OF THE CITY'S WATER AND SEWER DEPARTMENT'S CURRENT UTILITY MANAGEMENT PLATFORM PROVIDED BY TYLER TECHNOLOGIES, INC. TO THE UPDATED ERP PRO IN A TOTAL AMOUNT OF \$17,047 PER YEAR, WITH AN ADDITIONAL ONE TIME NOT TO EXCEED AMOUNT OF \$30,000 FOR THE IMPLEMENTATION OF THE PROGRAM WAIVING COMPETITIVE BIDDING; AUTHORIZING THE

APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH TYLER TECHNOLOGIES, INC; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Martinez-Ruiz read the item into the record. Ms. Ailyn Gonzalez, Department Administrator at the Water & Sewer Department, came forward. She explained that the Department's provider, Tyler Technologies, Inc., has informed them that their current utility management platform is outdated and being phased out. Therefore, an update is needed to a new program called ERP Pro. If approved, the change will be implemented over 9-12 months because it will be customized to the City's needs. The cost is budgeted for in the Department's budget. Chairman Garcia asked if there were other municipalities in Florida that use this program. Ms. Gonzalez replied that North Miami currently uses this software; they have 42,000 residents. There were no further questions or comments. The Chair made a motion to approve the resolution, seconded by Councilman Piña. The item was approved unanimously. **(3-0)**

- B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ENTERING INTO AN AGREEMENT WITH INVOICE CLOUD FOR THE WATER AND SEWER DEPARTMENT'S RESIDENT ONLINE PAYMENTS; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH INVOICE CLOUD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Martinez-Ruiz read the item into the record. Ms. Ailyn Gonzalez, Department Administrator at the Water & Sewer Department, came forward once again. She explained that this will update the current online payment platform with the main goal of providing residents a more varied and simplified payment experience. Invoice Cloud will provide more self-service options. This new service costs less than the existing one provided by Tyler Technologies and will be easier for residents and businesses to use. Implementation will occur after ERP Pro implementation is complete. Chairman Garcia asked how many residents are currently using the online payment option. Ms. Gonzalez said that the majority of citizens use the online payment system and have been asking for an auto-pay option for a while. There were no further questions or comments. The Chair made a motion to approve the resolution, seconded by Councilman Piña. The item was approved unanimously. **(3-0)**

- C) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ENTERING INTO AN AGREEMENT WITH LIEN LIBRARY, INC FOR THE PURPOSE OF IMPROVING EFFICIENCY IN PROCESSING LIEN SEARCHES; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH LIEN LIBRARY, INC.; PROVIDING FOR

CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Martinez-Ruiz read the item into the record. This is a City-generated resolution via the City Clerk's office. Lien Library, Inc. will provide an online processing platform that will assist in processing lien searches more efficiently, at no extra cost to the City. The individual or title company will incur any extra charge. Several cities in Miami Dade County already utilize this program, as do many of the title companies that do business with the City. The final report that is generated will include liens, code violations, permits, and utilities. Chairman Garcia asked about the Water & Sewer portion of the search; Ms. Gonzalez explained that the Department does not close or purge any accounts that have an outstanding balance, and all of that information is disclosed to the Clerk's office when they ask for a balance on a property. There were no further questions or comments. The Chair made a motion to approve the resolution, seconded by Councilman Piña. The item was approved unanimously. **(3-0)**

13. First Reading for consideration of the following ordinance:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, CREATING A CHAPTER OF THE CODE OF THE CITY OF HIALEAH GARDENS ENTITLED "SCHOOL ZONE SPEED DETECTION SYSTEM"; PROVIDING FOR PURPOSE, INTENT AND DEFINITIONS; AUTHORIZING THE USE OF AND PROVIDING FOR IMPLEMENTATION OF SCHOOL ZONE SPEED DETECTION SYSTEMS; DESIGNATING A LOCAL HEARING OFFICER; DETERMINING A HEIGHTENED SAFETY RISK AND PROVIDING FOR DESIGNATION OF SCHOOL ZONES; PROVIDING FOR SEVERABILITY; PROVIDING FOR SCRIVENER'S ERRORS; PROVIDING FOR CONFLICT; PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR FILING WITH THE DEPARTMENT OF STATE; PROVIDING FOR EFFECTIVE DATE.

Ms. Martinez-Ruiz read the item into the record. This is a City-generated resolution that goes along with the speed detection camera program that was recently approved. Florida Statute that allows for those speed cameras requires that the City have very specific language in its Code describing how the program will be enforced. It establishes a hearing officer, an appeals process, etc. and must be clear to any individual that may open the Code to find out what they have to do if given a violation. This is a first reading; an opportunity for input would be afforded at the next meeting. The Chair made a motion to approve the ordinance upon first reading, seconded by Councilman Piña. The item was approved unanimously by individualized voice vote. **(3-0)**

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

At this time Ms. Martinez-Ruiz swore in all individuals intending to give testimony on any of the following items.

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR HIALEAH INDUSTRIAL STORAGE CENTER TO DEVELOP A NEW TRUCK STORAGE UNIFYING TWO PARCELS, CONCERNING PROPERTY LEGALLY DESCRIBED AS: BEGIN AT A POINT 695.0 FEET WEST OF THE NORTHEAST CORNER OF SECTION 4, TOWNSHIP 53, SOUTH, RANGE 40 EAST; THENCE WEST ALONG THE NORTH LINE OF THAT SECTION TO THE INTERSECTION WITH THE CENTERLINE OF THE MIAMI CANAL; THENCE SOUTHEASTERLY ALONG THE CENTERLINE OF THE CANAL A DISTANCE OF 707.6 FEET; THENCE NORTHEASTERLY TO THE POINT OF BEGINNING; LESS THAT PART OF THE SAID DESCRIBED PARCEL PLATTED IN PLAT BOOK 9, AT PAGE 65, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. AND A PORTION OF THE WEST 1/2 OF TRACT 56, FLORIDA FRUIT LAND COMPANY'S SUBDIVISION, IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, AS RECORDED IN PLAT BOOK 2, OF PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWESTERLY CORNER OF SAID LOT 10, HARTFORDSHIRE GARDENS, PLAT BOOK 9, PAGE 65; THENCE NORTH 50°36'00" WEST ALONG THE NORTHEASTERLY BOUNDARY OF SAID HARTFORDSHIRE GARDENS FOR 98.59 FEET; TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREINAFTER DESCRIBED; THENCE NORTH 39°24'00" EAST AT RIGHT ANGLES TO THE LAST DESCRIBED COURSE FOR 110.00 FEET; THENCE EAST ALONG A LINE PARALLEL WITH AND 85.00 FEET NORTH OF AS MEASURED AT RIGHT ANGLES TO THE NORTH LINE OF SAID SECTION 4 FOR 470.71 FEET; THENCE SOUTH 2°16'10" EAST FOR 85.07 FEET, THENCE WEST ALONG THE NORTH LINE OF SAID SECTION 4 FOR 543.90 FEET TO THE POINT OF BEGINNING; LYING AND BEING IN MIAMI-DADE COUNTY, FLORIDA. CONTAINING NET AREA: 100,983 SQUARE FEET +/- 2.318 ACRES, GROSS AREA: 157,480 SQUARE FEET +/- 3.615 ACRES. FOLIOS #: 27-2033-001-0710 AND 27-3004-000-0020; PROVIDING FOR EFFECTIVE DATE PROVIDING FOR CONDITIONS. (TRC Vote: 5-0; P&Z Vote: 3-0)

Ms. Martinez-Ruiz read the short legal description for the item into the record. Mr. Gabriel Nieto, attorney for the applicant, came forward and stated his name and address for the record. Mrs. Mirtha Gonzalez, Chief Zoning Official, came forward

and read a memorandum for recommendation into the record. The applicant is requesting to develop a new truck storage unifying two parcels. All conditions were addressed. No variances. Chairman Garcia opened a public hearing at 7:54 p.m. No one came forward and he closed the public hearing at 7:54 p.m. Councilman Piña asked what the size of the unified parcels would be; Mr. Nieto answered it would be approximately 6.7 acres. The Chair made a motion to approve the ordinance, seconded by Councilman Piña. The item was approved unanimously by individualized voice vote. **(3-0)**

- 15. City Attorney's Report:** No comments
- 16. Mayor's Report – Miscellaneous:** N/A
- 17. Council Members Concerns / Reports/ Board Appointments:** No comments
Water & Sewer Board Appointment (J. Merida, E. Urra) - Pending
- 18. Adjournment:** The meeting was adjourned at 7:55 p.m.

Respectfully submitted 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 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, May 7, 2024, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, May 13, 2024, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, May 2, 2024, 11:00 A.M.

WATER AND SEWER BOARD

T.B.D.

POLICE PENSION BOARD

Thursday June 20, 2024, 1:00 P.M.