

**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. Urra

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

**AGENDA: REGULAR CITY COUNCIL MEETING  
COUNCIL CHAMBERS  
Tuesday, September 17, 2013 – 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 –SEPTEMBER 17, 2013 – 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:** September 4, 2013
- 7. Public Comments**
- 8. Proposed Resolutions:**
  - A) RESOLUTION OF THE CITY OF HIALEAH GARDENS APPROVING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF HIALEAH GARDENS AND THE POLICE BENEVOLENT ASSOCIATION BEGINNING OCTOBER 1, 2013 UNTIL SEPTEMBER 30, 2016; PROVIDING FOR IMPLEMENTATION OF SUCH CONTRACT; PROVIDING FOR EFFECTIVE DATE.
  - B) RESOLUTION OF THE CITY OF HIALEAH GARDENS APPROVING AND RATIFYING THE AGREEMENT FOR THE CITY'S HEALTH INSURANCE BETWEEN COVENTRY HEALTH CARE PLAN AND THE CITY OF HIALEAH GARDENS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EFFECTIVE DATE.
  - C) RESOLUTION OF THE CITY OF HIALEAH GARDENS APPROVING AND RATIFYING THE AGREEMENT FOR THE CITY'S SUPPLEMENTAL HEALTH INSURANCE BETWEEN ALL STATE INSURANCE AND THE CITY OF HIALEAH GARDENS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EFFECTIVE DATE.

**AGENDA –SEPTEMBER 17, 2013 – 7:30 P.M. -COUNCIL CHAMBERS**

- D) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA COMMEMORATING THE 50<sup>TH</sup> ANNIVERSARY OF THE VIETNAM WAR; EXPRESSING SUPPORT FOR THE NOVEMBER 8, 2013, PARADE SPONSORED BY THE MIAMI-DADE COUNTY MILITARY AFFAIRS BOARD WELCOMING HOME AND REMEMBERING VIETNAM VETERANS; REQUESTING THAT THE MAYOR PROVIDE PARTICIPATION IN THE PARADE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

**9. Second Reading / Public Hearing for consideration and final adoption of the following ordinances:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, MIAMI-DADE COUNTY, FLORIDA, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF HIALEAH GARDENS APPROVING THE REZONING OF +- 5 ACRES APPROXIMATE LOCATED AT NW CORNER OF NW 114 STREET AND NW 92 AVENUE, HIALEAH GARDENS, FL., FROM TOWNHOUSE RESIDENTIAL ZONING USE DISTRICT (R-TH/12 DU/ACRE) TO MULTI-FAMILY RESIDENTIAL (R-M1/14.5 DU/ACRE). FOLIO #: 27-2033-001-0290; DECLARING THIS ZONING MAP AMENDED TO BE CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY OF HIALEAH GARDENS PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: 3-0)
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APROVING A SITE PLAN FOR LAS PALMAS, CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACT 24, "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1", OF SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE S.E. CORNER OF THE NORTHWEST 1/4 OF SECTION 33-52-40, THENCE RUN SOUTH 89 DEGREES 36 MINUTES 38 SECONDS WEST ALONG THE SOUTH LINE OF SAID TRACT 24 FOR 659.02

**AGENDA –SEPTEMBER 17, 2013 – 7:30 P.M. -COUNCIL CHAMBERS**

FEET; THENCE NORTH 00 DEGREES 23 MINUTES 22 SECONDS WEST FOR 329.51 FEET TO THE NORTH LINE OF SAID TRACT 24; THENCE NORTH 89 DEGREES 36 MINUTES 34 SECONDS EAST ALONG THE NORTH SIDE OF SAID TRACT 24 FOR 649.01 FEET, TO A POINT ON THE EAST LINE OF SAID TRACT 24; THENCE SOUTH 02 DEGREES 39 MINUTES 02 SECONDS EAST FOR 329.78 FEET TO THE POINT OF BEGINNING; FOLIO: 27-2033-001-0290, APPROXIMATE LOCATION: NW CORNER OF NW 114 STREET AND NW 92<sup>nd</sup> AVENUE, HIALEAH GARDENS, FL., PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE **(TRC Vote: 5-0; P&Z Vote: 3-0)**

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, REPEALING ORDINANCE 2000-10 CONCERNING THE AMENDMENT OF THE CITY OF HIALEAH GARDENS POLICE PENSION TRUST FUND PROVIDING FOR A DEFERRED RETIREMENT OPTION PLAN (DROP); PRESERVING THE RIGHTS OF PRESENTLY ELIGIBLE PARTICIPANTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.
- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, TRANSMITTING TEXT AMENDMENTS TO THE COMPREHENSIVE PLAN; AUTHORIZING ADOPTION AND TRANSMITTAL TO REVIEW AGENCIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE. **(TRC Vote: 5-0; P&Z Vote: 4-0)**
- E) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING A MILLAGE RATE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014, AT 5.3812 MILLS, WHICH IS AN INCREASE OF 4.89% OVER THE ROLL BACK RATE SO AS TO PROVIDE THE NECESSARY REVENUE TO MEET THE DETERMINED BUDGETARY NEEDS OF THE CITY OF HIALEAH GARDENS, FLORIDA; PROVIDING FOR EFFECTIVE DATE.

**AGENDA –SEPTEMBER 17, 2013 – 7:30 P.M. -COUNCIL CHAMBERS**

- F) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE GENERAL FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.
  
- G) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE PUBLIC SAFETY IMPACT FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.
  
- H) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE STORM WATER UTILITY FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.
  
- I) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE STREETS AND ROADS FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.
  
- J) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE WATER AND SEWER DEPARTMENT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.
  
- K) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE CITIZEN'S INDEPENDENT TRANSPORTATION TRUST FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013, AND ENDING SEPTEMBER 30, 2014; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

10. **City Attorney's Report**
11. **Mayor's Report – Miscellaneous**
12. **Council Members Concerns / Reports / Board Appointments**
13. **Adjournment**

Agenda certified 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, October 1, 2013, 7:30 P.M.

**PLANNING AND ZONING BOARD**

Monday, October 7, 2013, 7:30 P.M.

**TECHNICAL REVIEW COMMITTEE**

Thursday, October 3, 2013, 11:30 A.M.

**WATER AND SEWER BOARD**

Wednesday, September 25, 2013, 7:00 P.M.

**POLICE PENSION BOARD**

Tuesday, September 17, 2013, 5:30 P.M.

Tuesday, October 29, 2013, 5:30 P.M.