

Mayor
Yioset De La Cruz

City Council Members
Chairman Luciano “Lucky” Garcia
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: REGULAR CITY COUNCIL MEETING
March 7, 2006 – 7:30 P.M. – COUNCIL CHAMBERS**

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:** February 21, 2006
7. **Public Comments**
8. **Swearing in Ceremony for Councilmen Luciano Garcia and Elmo L. Urrea**
9. **Reorganization of the City Council’s hierarchical order:** Mr. Charles A. Citrin, City Attorney.
10. **Board Appointments: Water and Sewer Board, Planning and Zoning Board.**
11. **Request for approval of payment to City Electric for repairs to electrical damage in City parks as a result of Hurricane Wilma:** Mr. Marcos Piloto, O.M.B. Director.
12. **Recommendation and authorization to negotiate administration of concession stand at Westland Gardens Park (R.F.P. 2006-03):** Mr. Walter Dubon, Director of Parks and Recreation Department.
13. **Authorization to construct N.W. 135th Street between N.W. 98th and 99th Avenue:** Mr. Joe Lopez, Public Works Director.
14. **Proposed Resolutions:**
 - A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE EXECUTION OF THE 2006 HOME CONTRACT WITH MIAMI-DADE COUNTY AND THE CITY OF HIALEAH GARDENS FOR THE SAMARI LAKE EAST CONDOMINIUM REHABILITATION PROGRAM; PROVIDING FOR SEVERABILITY AND PROVIDING FOR EFFECTIVE DATE.***

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15. First Reading for consideration of the following ordinance

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, MANDATING AUTOMOBILE GAS AND/OR SERVICE STATIONS WITHIN THE CITY OF HIALEAH GARDENS HAVE ADEQUATE ALTERNATIVE ENERGY SOURCES FOLLOWING A STATE EMERGENCY; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, EXEMPTING ITSELF FROM THE PROVISIONS OF SECTION 101.67 F.S. SPECIFICALLY RELATED TO EARLY VOTING; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A WAIVER OF PLAT FOR DUKE SCHOOL PROPERTIES, LLC. MATER ACADEMY ANNEX. LEGAL DESCRIPTION: TRACT 1, LESS THE NORTH 130.00 FEET THEREOF, “FLORIDA FRUIT LAND COMPANY’S SUBDIVISION NO.1, OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. LOCATION: 10505 NW 80 AVE. FOLIO #: 27-3003-001-0010 PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE . (Location: 10505 N.W. 80th Avenue) (P&Z Vote: 3-0; T.R.C. Vote: 6-0)**
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR CACOPHONY CORP. CONCERNING PROPERTY LEGALLY DESCRIBED AS: FOLIO #: 27-2033-001-0593: A PORTION OF TRACT 48 OF SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LAND COMPANY’S SUBDIVISION, ACCORDING TO PLAT THEREOF RECORDED IN PLAT BOOK 2 AT PAGE 17 OF**

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THE PUBLIC RECORD OF MIAMI DADE COUNTY, FLORIDA; FOLIO #: 27-2033-001-0370: A PORTION OF TRACTS 33 AND 34 OF SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION, ACCORDING TO PLAT THEREOF RECORDED IN PLAT BOOK 2 AT PAGE 17 OF THE PUBLIC RECORD OF MIAMI DADE COUNTY, FLORIDA; FOLIO #: 27-2033-001-0596: A PORTION OF TRACT 48, FLORIDA FRUIT LAND COMPANY'S SUBDIVISION OF THE SW 1/4 OF SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST AS RECORDED IN PLAT BOOK 2 AT PAGE 17 OF THE PUBLIC RECORD OF MIAMI DADE COUNTY, FLORIDA. APPROXIMATE LOCATION: NORTHEAST OF OKEECHOBEE ROAD AND SOUTH OF NW 114 STREET; PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE. (Location: Northeast of Okeechobee Road and South of N.W. 114 Street) (P&Z Vote: 3-0; T.R.C. Vote: 6-0)

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING ORDINANCE 2005-50 TENTATIVE PLAT FOR JANNETTE COVE III, APPROVING A CHANGE OF NAME TO JEANETTE COVE FIRST ADDITION, CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE EAST 200 FEET OF TRACT 33 LESS THE NORTH 100 FEET "FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1" OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; LESS THE EAST 27 FEET OF THE NORTH 53.20 FEET THEREOF, SUBJECT TO DEDICATIONS, LIMITATIONS, RESERVATIONS, RESTRICTIONS OR EASEMENTS OF RECORD, IF ANY; PROVIDING FOR CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE.**

17. **City Attorney's Report**
18. **Mayor's Report – Miscellaneous**
19. **Council Members Concerns/Reports**
20. **Adjournment**

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Agenda certified by:

Maria L. Joffee
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, March 21, 2006, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, March 13, 2006, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, April 6, 2006, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, March 28, 2006, 7:00 P.M.

POLICE PENSION BOARD

T.B.A.