

**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. Urra

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

**AGENDA: REGULAR CITY COUNCIL MEETING  
September 5, 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.

**AGENDA –SEPTEMBER 5, 2006 – 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:** August 15, 2006
7. **Public Comments**
8. **Request for approval of 2COP alcohol beverage license transfer of ownership for .99 Cafeteria, Inc., 9900 N.W. 80<sup>th</sup> Avenue Bay #4 (A, B) Hialeah Gardens, Florida:** Mr. Vladimir Pelaez, Owner.
9. **Request for approval of 2APS alcohol beverage license transfer of ownership for Altair Trading II Corp., (Convenience Store) 11601 West Okeechobee Road, Hialeah Gardens, Florida:** Mr. Arturo R. Garcia, Owner.
10. **Request for approval of 2APS alcohol beverage license transfer of ownership for Altair Trading II Corp., (Cafeteria/Restaurant) 11601 West Okeechobee Road, Hialeah Gardens, Florida:** Mr. Arturo R. Garcia, Owner.
11. **Proposed Resolutions:**
  - A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, RATIFYING AND AUTHORIZING THE ENTERING INTO AN AGREEMENT WITH MEGA PARTIES AS THE EXCLUSIVE PROVIDER OF CARNIVAL RIDES FOR CITY EVENTS; AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH MEGA PARTIES FOR THIS PURPOSE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.***
  - B) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING THE ENTERING INTO AN AGREEMENT WITH MISTY POINT VILLAS CONDOMINIUM ASSOCIATION, INC., FOR THE PURPOSE OF REPAIRING THE SHORELINE AND RELIEVING THE HAZARDS CREATED BY NATURAL DISASTERS; PROVIDING FOR SEVERABILITY;***

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

- C) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE WIRING FOR THE NEW POLICE DEPARTMENT BUILDING BEING CONSTRUCTED; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH STREAMLINE VOICE & DATA; WAIVING COMPETITIVE BIDDING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
- D) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE AWARD OF A CONTRACT FOR THE CITY'S EMPLOYEE UNIFORMS TO ALL UNIFORM WEAR; WAIVING COMPETITIVE BIDDING; UTILIZING EXISTING GOVERNMENT CONTRACTS; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH ALL UNIFORM WEAR; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**

**12. First Reading for consideration of the following ordinances:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING SITE PLAN AND VARIANCE FOR BLUE FACE DEVELOPMENT INC., LEGAL DESCRIPTION: PARCEL 2: A PORTION OF TRACTS M AND N "SHOMA COMMERCIAL", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 160, PAGE 69 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. APPROXIMATE LOCATION: FRONTAGE ROAD AND NW 107 AVE. FOLIO #: 27-2030-001-0130, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Frontage Road and N.W. 107<sup>th</sup> Avenue) (T.R.C. Vote: 6-0; P&Z Vote: 4-0)**
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA GRANTING A SETBACK SIGN VARIANCE FOR FERRO DEVELOPMENT INC. / KINGS ELECTRICAL CONCERNING PROPERTY LOCATION: 9160 NW 122 STREET, HIALEAH GARDENS. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: 9160 N.W. 122 Street) (T.R.C. Vote: 6-0; P&Z Vote: 4-0)**

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- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR DUKE SCHOOL PROPERTIES, LLC., LEGALLY DESCRIBED AS: 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. 80<sup>th</sup> Avenue) (T.R.C. Vote: 5-0)**
- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING A MILLAGE RATE FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2006, AND ENDING SEPTEMBER 30, 2007, AT 6.12 MILLS, WHICH IS AN INCREASE OF 21.67% 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.**
- E) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE GENERAL FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006, AND ENDING SEPTEMBER 30, 2007; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.**
- F) 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, 2006, AND ENDING SEPTEMBER 30, 2007; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.**
- G) 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, 2006, AND ENDING SEPTEMBER 30, 2007; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.**

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- 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, 2006, AND ENDING SEPTEMBER 30, 2007, PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.**
- I) 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, 2006, AND ENDING SEPTEMBER 30, 2007; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.**
- J) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING THE ANNUAL BUDGET FOR THE PARK TRUST FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006, AND ENDING SEPTEMBER 30, 2007; PROVIDING FOR SEVERABILTIY; PROVIDING FOR EFFECTIVE DATE.**

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR SAINT CATHERINE'S REHABILITATION CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE WEST 264 FEET OF TRACT 1, OF FLORIDA LAND 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 MIAMI-DADE COUNTY, FLORIDA, LESS AND EXCEPTING THEREFORE THE NORTH 80 FEET; AND ALSO LESS RIGHT-OF-WAY DEDICATED TO THE CITY OF HIALEAH GARDENS PER OFFICIAL RECORDS BOOK 20429, PAGE 903 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIOS #:27-2033-001-0011, 27-2033-001-0012 AND 27-2033-001-0013 PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: N.W. 121 Street & N.W. 122 Street, East of N.W. 89 Avenue) (T.R.C. Vote: 5-0)**

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- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR JEANETTE COVE FIRST ADDITION 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 EFFECTIVE DATE. (Location: S.W. Corner of N.W. 98<sup>th</sup> Avenue & N.W. 82 Avenue) (T.R.C. Vote: 5-0)**

14. **City Attorney’s Report**
15. **Mayor’s Report – Miscellaneous**
16. **Council Members Concerns/Reports – Board Appointments**
17. **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 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, September 19, 2006, 7:30 P.M.

**PLANNING AND ZONING BOARD**

Wednesday, September 6, 2006, 7:30 P.M.

**TECHNICAL REVIEW COMMITTEE**

Thursday, September 7, 2006, 11:30 A.M.

**WATER AND SEWER BOARD**

Tuesday, September 26, 2006, 7:00 P.M.

**POLICE PENSION BOARD**

Tuesday, November 28, 2006, 6:00 P.M.

