

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
December 19, 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 –DECEMBER 19, 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:** December 5, 2006
7. **Public Comments**
8. **Opening of sealed bids for Misty Point Lake Bank Erosion Repair (Bid No. PW-06-100):**
Mr. Joe Lopez, Public Works Director.
9. **Request for approval of permanent licensure of 2COP alcohol beverage license for Paraiso Café, Inc., 8012 N.W. 103 Street, Hialeah Gardens, Florida 33016:** Ms. Andrea Pichardo, Owner.
10. **Request for approval of 2COP and 2 APS alcohol beverage licenses transfer of ownership for Xtreme Car Care Group, Corp., 11601 West Okeechobee Road, Hialeah Gardens, Florida:** Mr. Arturo Rafael Garcia, Owner.
11. **Proposed Resolution:**
 - A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING THE ANNUAL BUDGET FOR THE GENERAL FUND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007; RECOGNIZING THE INCREASE IN PROCEEDS FROM THE CITY'S CONTRIBUTION ACCOUNT, FOR THE PURPOSE OF DONATING \$20,000.00 TO MIAMI-DADE COLLEGE TO PROVIDE SCHOLARSHIPS FOR THE BENEFIT OF HIALEAH GARENS RESIDENTS WITH MATCHING STATE FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.***
12. **First Reading for consideration of the following ordinances:**
 - A) ***ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR WAH-HEN CHINESE RESTAURANT/JORGE LAU***

AGENDA –DECEMBER 19, 2006 – 7:30 P.M. – COUNCIL CHAMBERS

LOCATED AT 9160 NW 122 STREET # 31 AND #32; HIALEAH GARDENS, FL. 33016, TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES (WINE AND BEER) TO BE CONSUMED ON THE PREMISES; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE. (Location: 9160 N.W. 122 Street #31 & 32) (P&Z Vote: 4-0; TRC Vote: 5-0)

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR VICENZA AT HIALEAH GARDENS, CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACTS 19,20,21,27,28,29,30, AND 31, IN SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, OF “FLORIDA FRUITS LANDS COMPANY’S SUBDIVISION N0 1”, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, AT PAGE 17 OF THE PUBLIC RECORDS OF MIAMI DADE COUNTY, FLORIDA. CONTAINING 1,181,930.21 SQUARE FEET AND / OR 27.13 ACRES MORE OR LESS; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: N.W. 92-97 Avenue Connector and N.W. 122 Street) (TRC Vote: 6-0; P&Z n/a)**

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA GRANTING A SIGN VARIANCE OF HEIGHT AND TOTAL AREA FOR HOME DEPOT USA LEGALLY DESCRIBED AS: ALL OF TRACTS R, S, T, U, V, W, X & Y OF “SHOMA COMMERCIAL REPLAT” ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 161 AT PAGE 100 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, TOGETHER WITH A PORTION OF TRACT “Y” OF SAID PLAT. TOGETHER WITH A PORTION OF NORTHWEST 112TH COURT DEPICTED ON SAID PLAT. TOGETHER WITH ALL OF TRACT “Q” (LAKE MAINTENANCE / ACCESS TRACT) OF “SHOMA COMMERCIAL” ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 160 AT PAGE 69 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA. FOLIOS #: 27-2030-015-0010, 27-2030-015-0020, 27-2030-015-0030, 27-2030-015-0040, 27-2030-015-0050, 27-2030-015-0060, 27-2030-015-0070, AND 27-2030-015-0080. APPROXIMATE LOCATION: OKEECHOBEE ROAD AND NW 138 STREET. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.**

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B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING THE CITY CODE CHAPTER 56 SECTION 23 (ADDITIONAL REQUIREMENTS), PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

14. **City Attorney's Report**
15. **Mayor's Report – Miscellaneous**
16. **Council Members Concerns/Reports – Board Appointments**
17. **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, January 2, 2007, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, January 8, 2007, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, January 4, 2007, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, January 23, 2007. 7:00 P.M.

POLICE PENSION BOARD

Monday, February 12, 2007, 6:00 P.M.