

**Mayor**  
Yioset De La Cruz

**City Council Members**  
Chairman Luciano “Lucky” Garcia  
Vice Chairman Rolando “Roly” Piña  
Council member Manuel “Manny” Zardon  
Council member Jorge A. Merida  
Council member Jorge Gutierrez

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

**AGENDA: REGULAR CITY COUNCIL MEETING  
February 1, 2005 – 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 – FEBRUARY 1, 2005– 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:** January 18, 2005
7. **Public Comments**
8. **Proposed Resolutions:**
  - A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING SECTION 24 OF THE CITY'S EMPLOYEE MANUAL; INCREASING THE TRAVEL PER DIEM FOR EMPLOYEES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.***
  - B) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A WORKPLACE SAFETY AND HEALTH MANUAL; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR DISTRIBUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.***
  - C) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE PURCHASE OF LIME ROCK TO BE USED FOR THE GOVERNMENT COMPLEX; WAIVING COMPETITIVE BIDDING; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH JUNER HAULING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.***

**AGENDA – FEBRUARY 1, 2005 – 7:30 P.M. – COUNCIL CHAMBERS**

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING THE CITY CODE CHAPTER 46 SECTION 60 (SCHEDULE OF FEES); PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
  
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING THE CITY CODE CHAPTER 78 SECTION 308 (WALLS, FENCES AND HEDGES); PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR: 138<sup>TH</sup> STREET BUSINESS PARK INC., CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT E, SHOMA COMMERCIAL SUBDIVISION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 160, AT PAGE 69, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. APPROXIMATE LOCATION: SOUTH OF NW 138 STREET, BETWEEN NW 107 AVENUE AND OKEECHOBEE ROAD. FOLIO #: 27-2030-014-0050, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: South of NW 138 Street, Between NW 107 Avenue and Okeechobee Road) (P&Z Vote: 4-0; T.R.C. Vote: 5-0)**
  
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING VARIANCES AND SITE PLAN REVIEW FOR: PABLO O. ORTA FOR A PROPOSED WAREHOUSE BUILDING, CONCERNING PROPERTY LEGALLY DESCRIBED AS: : LOTS 19, 20 & 21, BLOCK 1, SUBDIVISION “HILLS INDUSTRIAL PARK”, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 120, AT PAGE 44, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA.**

**AGENDA –FEBRUARY 1, 2005– 7:30 P.M. – COUNCIL CHAMBERS**

**FOLIO'S # 27-2033-004-0190, 27-2033-004-0200, 27-2033-004-0210. APPROXIMATE LOCATION: SOUTH OF NW 119 STREET, EAST OF NW 92 AVENUE, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: South of NW 119 Street, East of NW 92 Avenue) (P&Z Vote: 3-0; T.R.C. Vote: 6-0)**

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR LAKELAND HOME LLC. CONCERNING PROPERTY LEGALLY DESCRIBED AS: THAT PORTION OF LOTS 4, 5, AND 6, LYING NORTHEASTERLY OF THE RIGHT-OF-WAY LINE OF STATE ROAD 25, AND THAT PORTION OF LOT 13, LYING NORTHWESTERLY OF CANAL C-7, LESS THE NORTH 25.00 FEET THEREOF "NINA GARDENS", ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 29, AT PAGE 15, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. AND THE SOUTHEAST OF THE LOT 2 AND ALL OF LOT 3, BEING NORTHEASTERLY ON STATE ROAD 27, LESS RIGHT-OF-WAY PER STATE ROAD DEPARTMENT SECTION 87090-2510, "NINA GARDENS", ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 29 AT PAGE 15 OF THE PUBLIC RECORD OF MIAMI-DADE COUNTY, FLORIDA. FOLIO'S #: 27-3004-004-0040, 27-3004-004-0050, 27-3004-004-0020. APPROXIMATE LOCATION: NORTHEAST OF OKEECHOBEE FRONTAGE ROAD (SR 25), WEST OF CANAL, SOUTH OF NW 106 STREET, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Northeast of Okeechobee Frontage Road (SR25), West of Canal, South of NW 106 Street) (P&Z Vote: 4-0; T.R.C. 6-0)**
- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR: JPD USA CORP., CONCERNING PROPERTY LEGALLY DESCRIBED AS: SHOMA COMMERCIAL SUBDIVISION, TRACT I, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 160, AT PAGE 69 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY FLORIDA. APPROXIMATE LOCATION: NW 107 AVENUE, SOUTH OF NW 138 STREET. FOLIO #: 27-2030-014-0090, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: NW 107 Avenue, South of NW 138 Street) (P&Z Vote: 4-0; T.R.C. 5-0)**

***AGENDA –FEBRUARY 1, 2005– 7:30 P.M. – COUNCIL CHAMBERS***

11. **City Attorney’s Report**
12. **Mayor’s Report – Miscellaneous**
13. **Council Members Concerns/Reports – Miscellaneous**
14. **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, February 15, 2005, 7:30 P.M.

**PLANNING AND ZONING BOARD**

Monday, February 7, 2005, 7:30 P.M.

**TECHNICAL REVIEW COMMITTEE**

Wednesday, February 2, 2005, 11:30 A.M.

**WATER AND SEWER BOARD**

Tuesday, February 22, 2005, 7:00 P.M.

**POLICE PENSION BOARD**

Wednesday, February 23, 2005, 7:00 P.M.