

Mayor
Yioset de la Cruz

City Council Members
Chairman Luciano "Lucky" Garcia
Vice Chairman Rolando "Roly" Piña
Council member Manuel "Manny" Zardon
Council member Miguel Haddad
Council member Jorge A. Merida

PUBLIC NOTICE: TO ALL CONCERNED CITIZENS OF HIALEAH GARDENS, FLORIDA. NOTICE TO BE POSTED AT CITY HALL, COMMUNITY HALL, ESTATES AREA, MOBILE HOME PARK, ALL CONDOMINIUMS, SAMARI TOWERS, BILTMORE ESTATES, SAMARI LAKE VILLAS AND HYDRA VILLAS.

**AGENDA: REGULAR CITY COUNCIL MEETING
March 18, 2003– 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.

1. **Call to Order**
2. **Roll Call**
3. **Invocation**
4. **Pledge of Allegiance**
5. **Deletions/Emergency Additions**
6. **Review of Minutes: March 5, 2003**

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7. **Request for approval of alcohol beverage license US 27 Diner, Inc. 9101 West Okeechobee Road:** Mr. Noel Rodriguez.
8. **Request for approval of alcohol beverage license Garden’s Shell, Tropic Caffe, 10302 N.W. 87th Avenue:** Mr. Brian Adler, Esq.
9. **Request for approval of expenditures from Police Department forfeiture funds and Local Law Enforcement Block Grant FY2002-2003.** Lt. Van Toth.
10. **Opening of sealed bids received for PW03-02 Hydra-Samari Emergency Access Road:** Mr. Joe Lopez, Public Works Director.
11. **Discussion of recommendations for a text amendment to the City Code Sec. 78-131 Permitted Uses:** Mirtha Gonzalez, Chief Zoning Official.
12. **Proposed Resolution:**
 - A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER LEASE AGREEMENT, EQUIPMENT SCHEDULE NO. 01, AN ESCROW AGREEMENT, AND RELATED INSTRUMENTS, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH FOR ONE (1) SCHWARZE MODEL A-700 PNEUMATIC STREET SWEEPER AND SIX (6) POLICE INTERCEPTOR VEHICLES AND REAFFIRMING RESOLUTIONS 1951 AND 1956, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH SUNTRUST LEASING CORPORATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.***
13. **First Reading for consideration of the following ordinances:**
 - A) ***ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING RESOLUTION #1366 GRANTING AN IMPERVIOUS AREA VARIANCE FOR: LOS PALACIOS I CONDOMINIUM ASSOCIATION, CONCERNING PROPERTY LEGALLY DESCRIBED AS: ALL OF TRACT “A”, OF LOS PALACIOS I, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 145, AT PAGE 86, OF PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.***
(Location: South of 122 Street and West of 92 Avenue) (T.R.C. Vote 5-0; Vote P&Z 5-0)

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- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN REVIEW FOR: OLIVA BRICK, INC. FOR A PROPOSED WAREHOUSE AND OFFICE COMPLEX, CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACT 7, FOREST FARMS, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 12, PAGE 6, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO #27-2032-002-0070. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Okeechobee Road and 99 Avenue) (T.R.C. Vote 5-0; P&Z Vote 5-0)**
- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING VARIANCES AND SITE PLAN REVIEW FOR: GARDENS INDUSTRIAL, CONDOS INC. FOR A PROPOSED WAREHOUSE, CONCERNING PROPERTY LEGALLY DESCRIBED AS: LOTS 25, 26, AND 27, BLOCK 1, “HILLS INDUSTRIAL PARK”, A SUBDIVISION ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 120, PAGE 44, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. A PARCEL OF LAND IN THE NE _ OF SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, FOLIO #'S 27-2033-004-0250, 27-2033-004-0260, 27-2033-004-0260 AND 27-2033-004-0270, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: South of NW 119 Street and East of NW 92 Avenue) (T.R.C. Vote 5-0; P&Z Vote 4-1)**
- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING THE MUNICIPAL CODE OF ORDINANCES OF THE CITY OF HIALEAH GARDENS, CHAPTER TWO (2) ENTITLED ADMINISTRATION BY CREATING SECTION 2-308 ENTITLED “LOBBYING”, PROVIDING DEFINITIONS AND REQUIRING REGISTRATION AND FINANCIAL DISCLOSURE BY ALL ENGAGED IN LOBBYING ACTIVITIES; PROVIDING FOR REPEAL; SEVERABILITY AND AN EFFECTIVE DATE.**

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14. Second Reading for consideration and final adoption of the following ordinances:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING A SPECIAL EXCEPTION USE TO PERMIT A CHARTER SCHOOL (MATER ACADEMY) AND SITE PLAN REVIEW FOR EXPANSION (PHASE II) AND CIVIC CENTER USE, CONCERNING PROPERTY ADDRESS: 7901 NW 103 STREET. FOLIO #27-3003-001-0020; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: 7901 N.W. 103 Street) (T.R.C. Vote 5-0; P&Z Vote 3-0)**
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION USE AND SITE PLAN FOR KINGDOM HALL COMPLEX FOR JEHOVAH’S WITNESSES, CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF LAND OF TRACT 57 OF “FLORIDA FRUIT LAND CO. SUBDIVISION” AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY FLORIDA, LYING IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST. FOLIO #: 27-2029-001-0430, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Northeast corner of Frontage Rd. and N.W. 122 Street) (T.R.C. Vote 5-0; P&Z Vote 3-0)**
- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A TENTATIVE PLAT FOR JAFFARIA GARDENS, CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE EAST OF THE EAST OF THE WEST OF THE NORTH OF TRACT 26, LESS THE NORTH 30 FEET THEREOF FOR RIGHT-OF-WAY, OF FLORIDA FRUIT LANDS COMPANY’S SUBDIVISION MAP NO. ONE ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2 AT PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Between N.W. 107 Avenue and N.W. 104 Avenue, North of 131 Street) (T.R.C. Vote 5-0; P&Z Vote 3-0)**

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15. **Public Comments**
16. **City Attorney's Report**
17. **Mayor's Report – Miscellaneous**
18. **Council Members Concerns/Reports – Miscellaneous**
19. **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 FUTURE MEETINGS:

CITY COUNCIL
Tuesday, April 1, 2003, 7:30 P.M.

PLANNING AND ZONING BOARD
Monday, April 7, 2003 7:30 P.M.

TECHNICAL REVIEW COMMITTEE
Wednesday, April 2, 2003, 11:30 A.M.

WATER AND SEWER BOARD
Tuesday March 25, 2003, 7:00 P.M.

POLICE PENSION BOARD
Wednesday, May 14, 2003, 7:00 P.M.