

Mayor
Yioset de la Cruz

City Council Members
Chairperson Lucy Valdes
Council member Luciano "Lucky" Garcia
Council member Miguel Haddad
Council member Rolando "Roly" Piña
Council member Manuel "Manny" Zardon

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
January 22, 2002- 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 and will be limited to five minutes, unless the Chairperson allows for more time for presentation. **Requests to be placed on any agenda must be submitted in writing to the City Clerk one (1) week prior to the meeting date (by Tuesday at 12:00 noon).**

1. **Call to Order**
2. **Roll Call**
3. **Invocation**
4. **Pledge of Allegiance**
5. **Deletions/Emergency Additions**
6. **Review of Minutes:** January 8, 2002
7. **Citizens' Miscellaneous:** Requests to place items on future agenda(s)

AGENDA – JANUARY 22, 2002 – 7:30 P.M. – COUNCIL CHAMBERS

8. **Approval of Sanitary Sewer Extension Agreement for Okeechobee Equities, LLC**
Mr. Al Nielson, Director, Department of Water and Sewers.
9. **Discussion of recommendations from Planning & Zoning Board regarding special exceptions and setback requirements:** Mirtha Gonzalez, Chief Zoning Official.
10. **Discussion of terms for unopposed candidates to elected office:** Mr. Charles A. Citrin, City Attorney.
11. **First Reading for consideration of the following ordinances:**

ORDINANCE 2002-04

ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING A SPECIAL EXCEPTION USE TO PERMIT A GARDENS ACADEMY OF EXCELLENCE CHARTER SCHOOL AND SITE PLAN REVIEW FOR GARDENS ACADEMY OF EXCELLENCE CHARTER SCHOOL; SANTA NAVILA SUBDIVISION PB 154-20340 TRACT A LOT SIZE 2.107 ACRES M/L FAU 27-3003-001-0118 OR 17998-3141 0298 (5); PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Vote P & Z 3-0, T.R.C. 6-0) (Location: 103 St. between Santa Navila and Hialeah Gardens City Hall)

ORDINANCE 2002-05

ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION USE, VARIANCES AND SITE PLAN FOR STEAK N' SHAKE FAST FOOD DRIVE-IN ESTABLISHMENT CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT "B" OF WALMART AT HIALEAH GARDENS, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 156, AT PAGE 6, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE (Vote P & Z 3-0, T.R.C. 4-0) (Location: Tract B of Wal-Mart N.W. 77 Ave. & 95 St.)

AGENDA – JANUARY 22, 2002 – 7:30 P.M. – COUNCIL CHAMBERS

ORDINANCE 2002-06

ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING VARIANCES AND SITE PLAN FOR ANGEL LAGE RESIDENCE 10478 N.W. 131 STREET CONCERNING PROPERTY LEGALLY DESCRIBED AS: LOT 8 OF BLOCK 1, OR “RO-JEN” ESTATES”, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 115, AT PAGE 61 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Vote P & Z 3-0, T.R.C. 0-5) (Location: 10478 N.W. 131 St.)

ORDINANCE 2002-07

ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING VARIANCES AND SITE PLAN REVIEW FOR: MACO COMMERCE CENTER MDT, LLC, CONCERNING PROPERTY LEGALLY DESCRIBED AS: W _ OF THE S _ OF TRACT 26, LESS THE WEST 40 FEET THEREOF FOR A ROAD R/W PATH OF THE FLORIDA FRUIT LAND COMPANY’S SUBDIVISION NO. 1 SECTION 20, TOWNSHIP 52 SOUTH, RANGE 40 EAST, PLAT BOOK 2 PAGE 17 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Vote P & Z 3-0, T.R.C. 5-0) (Location: Northeast corner of Okeechobee Rd. and N.W. 107 St.)

12. **PUBLIC HEARING and Second Reading for consideration of final passage of the following ordinances:**

ORDINANCE 2002-01

ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR CACOPHONY CORP., CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT

AGENDA – JANUARY 22, 2002 – 7:30 P.M. – COUNCIL CHAMBERS

A & B OF LICKERS SUBDIVISION AS RECORDED IN PLAT BOOK 157, AT PAGE 69, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Vote P & Z 3-0, T.R.C. 6-0) (Location: N.W. 114 St. between N.W. 93 Ave. and 94 Ave.)

ORDINANCE 2002-02

ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR IBIS COVE #1 (NORCA #1) CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE WEST 230 FEET OF NORTH 150 FEET OF THE WEST 431.42 OF TRACT 64, IN SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST, “FLORIDA FRUIT LANDS COMPANY’S SUBDIVISION NO. 1”, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2, AT PAGE 17, OF THE PUBLIC RECORD OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR EFFECTIVE DATE. (Vote P & Z 3-0, T.R.C. 6-0) (Location: East of N.W. 82 Ave. and South of N.W. 98 St.)

ORDINANCE 2002-03

ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR MIAMI-DADE COUNTY FIRE DEPARTMENT CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACTS 29, 30 AND 31, OF FLORIDA FRUIT LAND COMPANY’S SUBDIVISION NO. 1, 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, LYING NORTHERLY OF THE NORTHERLY RIGHT OF WAY LINE OF STATE ROAD 25, AS SHOWN IN RIGHT OF WAY MAP SECTION 87090-2518 AND LYING SOUTHERLY OF THE SOUTHERLY RIGHT WAY LINE OF NORTHWEST 103RD STREET AS RECORDED IN ROAD PLAT BOOK 60 AT PAGE 53 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Vote P & Z 3-0, T.R.C. 6-0) (Location: S.E. corner of N.W. 87 Ave. and 103 St.)

AGENDA – JANUARY 22, 2002 – 7:30 P.M. – COUNCIL CHAMBERS

13. **City Attorney's Report**
14. **Mayor's Report – Miscellaneous**
15. **Council Members Concerns/Reports – Miscellaneous**
16. **Adjournment**

An Executive Meeting will be held immediately following the adjournment of the council meeting in the Council Chambers to discuss the on-going litigation concerning George Hameetman v. City of Hialeah Gardens, Case No. 00-6228CA. Those present will include the Mayor and City Council, the City Attorney and attorney Stephanie Deutsch.

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, February 5, 2002, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, February 11, 2002 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Wednesday, February 6, 2002, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, January 29, 2002 , 7:30 P.M.