

Mayor
Yioiset de la Cruz

City Council Members
Chairman Luciano "Lucky" Garcia
Vice Chairman Rolando "Roly" Piña
Council member Miguel Haddad
Council member Lucy Valdes
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
June 18, 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. 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: June 4, 2002**

AGENDA – JUNE 18, 2002 – 7:30 P.M. – COUNCIL CHAMBERS

7. **Request to waive competitive bidding for purchase of single axle 15,000 lb. GVWR 4 x 2 truck for Public Works Department.** Mr. Joe Lopez, Public Works.
8. **Recommendation to award contract for N.W. 80th Avenue (South District) Drainage Improvements project (PW 2002-05):** Mr. Joe Lopez, Public Works.
9. **Discussion of deposit to City of Hialeah Gardens by Mr. Miguel Haddad:** Mr. Ralph Ventura, Esq.
10. **Discussion regarding the City's Comprehensive Plan Amendments:** Mr. Charles A. Citrin, City Attorney.
11. **PROPOSED RESOLUTIONS:**
 - A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, WAIVING THE PERMIT AND INSPECTION FEES FOR THE SAMARI LAKES ROOFING PROJECT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.***
 - B) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, SUPPORTING THE RESIDENTS OF SAMARI LAKES IN RE-ESTABLISHING THE CONDOMINIUM ASSOCIATION.***
12. **FIRST READING for consideration of the following proposed ordinances:**
 - A) ***ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING MIGUEL HADDAD – WAIVER OF PLAT. LEGAL DESCRIPTION: THE EAST _ OF THE WEST _ OF THE WEST _ OF TRACT 6, OF FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1, IN SECTION 29, 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 THE NORTH 30 FEET FOR ROAD RIGHT OF WAY. FOLIO #27-2029-001-0061. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.***
(Location: N.W. 133rd Street and East of 102nd Avenue) (P&Z 3-0 T.R.C. 4-0)

AGENDA – JUNE 18, 2002 – 7:30 P.M. – COUNCIL CHAMBERS

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, GRANTING A SITE PLAN REVIEW AND VARIANCES FOR CLEAR CHANNEL OUTDOOR, INC., AS SUCCESSOR-IN-INTEREST TO AK MEDIA GROUP, INC., CONCERNING THE RELOCATION OF BILLBOARD SIGN LEGALLY DESCRIBED AS: TRACT C AND A PORTION OF TRACT D. ALSO A PORTION OF TRACT A, WAL-MART AT HIALEAH GARDENS, CITY OF HIALEAH GARDENS, MIAMI DADE COUNTY, FLORIDA, RECORDED IN PLAT BOOK 156, AT PAGE 6 SHEET NO. 2 MIAMI DADE COUNTY FLORIDA. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.**

(Location: State Road 826 (Palmetto Expressway) and Wal-Mart at Hialeah Gardens) (P&Z 3-0, T.R.C. 3-0)

- C) AN ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR GARDENS COMMERCIAL HOLDING/GARDENS SQUARE PLAZA, CONCERNING PROPERTY LEGALLY DESCRIBED: TRACT "E", "B.J'S PLAT", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 155 AT PAGE 58 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LESS THE FOLLOWING DESCRIBED PARCEL: BEGIN AT THE NORTHEAST CORNER OF SAID TRACT "E"; THENCE SOUTH 00 DEGREES 11 MINUTES 12 SECONDS EAST FOR 369.92 FEET; THENCE NORTH 89 DEGREES 50 MINUTES 14 SECONDS EAST FOR 66.05 FEET; THENCE SOUTH 00 DEGREES 09 MINUTES 46 SECONDS EAST FOR 138.00 FEET (SAID LAST MENTIONED THREE COURSES BEING COINCIDENT WITH THE EASTERLY BOUNDARY LINE OF SAID TRACT "E"); THENCE SOUTH 89 DEGREES 50 MINUTES 14 SECONDS WEST FOR 84.83 FEET; THENCE NORTH 00 DEGREES 06 MINUTES 33 SECONDS EAST FOR 44.94 FEET; THENCE SOUTH 89 DEGREES 49 MINUTES 15 SECONDS WEST FOR 72.68 FEET; THENCE NORTH 00 DEGREES 10 MINUTES 45 SECONDS WEST FOR 287.04 FEET; THENCE NORTH 89 DEGREES 48 MINUTES 48 SECONDS EAST FOR 18.68 FEET; THENCE NORTH 00 DEGREES 15 MINUTES 43 SECONDS WEST FOR 56.14 FEET; THENCE SOUTH 89**

AGENDA – JUNE 18, 2002 – 7:30 P.M. – COUNCIL CHAMBERS

DEGREES 50 MINUTES 14 SECONDS EAST FOR 31.67 FEET; THENCE NORTH 00 DEGREES 09 MINUTES 46 SECONDS WEST FOR 120.00 FEET; THENCE NORTH 89 DEGREES 50 MINUTES 14 SECONDS EAST, ALONG THE NORTH BOUNDARY LINE OF SAID TRACT “E”, FOR 40.92 FEET TO THE POINT OF BEGINNING. LYING AND BEING IN THE SOUTHEAST _ OF SECTION 03, TOWNSHIP 53 SOUTH, RANGE 40 EAST, CITY TO HIALEAH GARDENS, MIMAI-DADE COUNTY, FLORIDA. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location South of N.W. 98th Street, Northeast of Frontage Road or West Okeechobee Road, Southwest of the existing BJ’s building at Hialeah Gardens) (P&Z 3-0 T.R.C. 4-0)

- D) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA. GRANTING A SPECIAL EXCEPTION USE TO PERMIT A CHARTER SCHOOL AND SITE PLAN REVIEW FOR MATER ACADEMY CHARTER SCHOOL, CONCERNING PROPERTY ADDRESS: 7901 N.W. 103rd STREET. FOLIO #27-3003-001-0020; PROVIDING FOR EFFECTIVE DATE.** (Location: 7901 N.W. 103rd Street) (P&Z 3-0 T.R.C. 6-0)

13. PUBLIC HEARING and Second Reading for consideration and final adoption of the following ordinance:

- A) ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE CITY OF HIALEAH GARDENS, FLORIDA; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.**

14. City Attorney’s Report

15. Mayor’s Report – Miscellaneous

AGENDA – JUNE 18, 2002 – 7:30 P.M. – COUNCIL CHAMBERS

16. **Council Members Concerns/Reports – Miscellaneous**
17. **Public Comments**
18. **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, July 02, 2002, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, July 08, 2002, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Wednesday, July 03, 2002, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, July 23, 2002, 7:30 P.M.

POLICE PENSION BOARD

Monday, August 5, 2002, 10:00 A.M.