

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, June 5, 2018
CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE**

- 1. Call to Order:** Councilman Rolando Piña, serving as Chairman, called the meeting to order at 7:34 p.m.
- 2. Roll Call:** Present were Councilman Rolando Piña, Councilman Elmo Urra, Councilman Jorge Gutierrez, Councilman Jorge Merida, and City Attorney Charles Citrin. Absent were Councilman Luciano Garcia and Mayor Yio set De La Cruz.
- 3. Invocation:** City Attorney Charles Citrin gave the invocation.
- 4. Pledge of Allegiance:** Chairman Piña led the pledge of allegiance.
- 5. Deletions/Emergency Additions:** None were offered.
- 6. Review of Minutes: May 1, 2018:** Chairman Piña made a motion to approve the minutes of May 1, 2018. The motion was unanimously approved.
- 7. Public Comments:** None were offered.

8. Proposed Resolution:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING AND RATIFYING THE AGREEMENT FOR DENTAL INSURANCE BETWEEN SOLSTICE AND THE CITY OF HIALEAH GARDENS, PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

Mr. Citrin read the item into the record. He stated that he had not been involved with the selection of this insurance and proceeded to read Ms. Aida Martinez-Ruiz's (Assistant City Attorney) memo into the record. Mr. Citrin mentioned that representatives of both Solstice and Millennium (the City's insurance broker) were present. Chairman Piña asked the company representatives and the Council if they had any comments. None were offered. Chairman Piña made a motion to approve the item, seconded by Councilman Merida. The item was approved unanimously.

(4-0)

- B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE EXTENSION OF THE CITY'S CONTRACT FOR THE SENIOR CENTER'S CONGREGATE AND HOME DELIVERED NUTRITION PROGRAM WITH CONSTRUCTION CATERING, INC. FOR A PERIOD OF ONE YEAR; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the item into the record. He stated that Ms. Martinez-Ruiz has conflicted out of this matter. Ms. Viviana Freire, Director of Human Services, read a memo into the record for the extension of the contract with Construction Catering. Prices will remain the same at \$3.18 per meal. No comments were offered by the Council. Chairman Piña made a motion to approve the item, seconded by Councilman Merida. The item was unanimously approved. **(4-0)**

9. First Reading for consideration of the following ordinances:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR ERE PROPERTIES SHOPPES, CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACTS G AND H, SHOMA COMMERCIAL, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 160, PAGE 69, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, FOLIOS: 27-2030-014-0070 AND 27-2030-014-0080, APPROXIMATE LOCATION: S.W. CORNER INTERSECTION OF N.W. 107TH AVENUE AND N.W. 138TH

STREET, HIALEAH GARDENS, FLORIDA, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: 4-0)

Mr. Citrin read the item into the record. Mr. Miguel Cabrera came forward and introduced himself as the architect of the project. Mr. Citrin stated that this was a first reading and as such an opportunity for public input would be provided upon second reading. No comments were offered by the Council. Chairman Piña made a motion to approve the item, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(4-0)**

- B) ORDINANCE AMENDING CHAPTER 78 (LAND DEVELOPMENT REGULATIONS), ARTICLE III, OF THE HIALEAH GARDENS CITY CODE ENTITLED ZONING DISTRICT TYPE AND USE REGULATIONS BY ADDING A NEW SECTION ENTITLED "ELDERLY HOUSING OVERLAY DISTRICT" (EHO) IN SECTION 78-56 OF SAID CODE; TO PROVIDE A GEOGRAPHIC AREA FOR MULTI-FAMILY RESIDENTIAL CONGREGATE LIVING FACILITIES FOR THE ELDERLY, TO PROVIDE REQUIREMENTS; TO ALLOW USE WITHIN GEOGRAPHIC BOUNDARIES OF (EHO) DISTRICT IN ADDITION TO THE EXISTING ZONING DESIGNATIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (TRC Vote: n/a; P&Z Vote: 4-0)

Mr. Citrin read the item into the record. Ms. Mirtha Gonzalez, Chief Zoning Director, came forward and asked whether TRC had voted. Ms. Maria Joffee, City Clerk, confirmed that it was just a discussion item. Mr. Citrin took a moment to introduce Mr. Gil Pastoriza, Esq., who was exceptionally helpful in creating this ordinance. No other comments were offered by the Council. Chairman Piña made a motion to approve the item on first reading, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(4-0)**

- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS PROVIDING RELIEF FOR PROPERTY RENDERED NON-CONFORMING AS A RESULT OF GOVERNMENTAL TAKING OF PROPERTY THROUGH ACQUISITION OR EMINENT DOMAIN PROCEEDINGS; PROVIDING FOR CERTAIN EXCEPTIONS FROM THE EFFECT OF LAND DEVELOPMENT, LANDSCAPE, SIGN CODES AND REGULATIONS; PROVIDING FOR PROCEDURES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Mr. Citrin read the item into the record. He stated that was a first reading and that there will be a full presentation at the next meeting. Chairman Piña asked Mrs. Gonzalez, Chief Zoning Official, if she was aware of any particular location being affected. Ms. Gonzalez answered that work was being done on Frontage Road. No other comments were offered by the Council. Chairman Piña made a motion to approve the item, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(4-0)**

- 10. City Attorney's Report:** No comments were offered.
- 11. Mayor's Report – Miscellaneous:** Mayor was absent.
- 12. Council Members Concerns / Reports / Board Appointments:** None were offered.
- 13. Adjournment:** The meeting was adjourned at 7:47 p.m.

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

July Recess

PLANNING AND ZONING BOARD

T.B.D.

TECHNICAL REVIEW COMMITTEE

T.B.D.

WATER AND SEWER BOARD

Wednesday, June 27, 2018, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, August 7, 2018, 5:30 P.M.