

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, November 20, 2018
CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE**

- 1. Call to Order:** Councilman Rolando Piña, serving as Chairman, called the meeting to order at 7:30 p.m.
- 2. Roll Call:** Present were Councilman Elmo Urra, Councilman Jorge Gutierrez, Councilman Merida, Councilman Piña serving as Chairman, Mayor De La Cruz, and Assistant City Attorney Aida Martinez.
- 3. Invocation:** Councilman Gutierrez gave the invocation.
- 4. Pledge of Allegiance:** Mayor De La Cruz led the pledge of allegiance.
- 5. Deletions/Emergency Additions:** None were offered
- 6. Review of Minutes: November 6, 2018** Chairman Piña made a motion to approve the minutes of November 6, 2018. The motion was unanimously approved.
- 7. Public Comments:** None were offered

8. Proposed Resolutions:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ENTERING INTO A LEASE AGREEMENT WITH MANNY DIAZ JR., FOR RENTAL OF OFFICE SPACE IN THE HIALEAH GARDENS CITY HALL; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ENTER INTO AN AGREEMENT WITH SENATOR DIAZ; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Aida Martinez-Ruiz read the item into the record. Mayor De La Cruz spoke and explained that this is the same office Mr. Diaz was occupying as a State Representative and will now be occupying as a State Senator. The lease is for a four year period until December 2022.

Councilman Luciano Garcia entered the meeting at 7:35 p.m. At this time a motion was made by Councilman Gutierrez to allow Councilman Piña to remain as Chairman for this meeting. The motion was unanimously approved.

Chairman Piña proceeded and made a motion to approve the resolution, seconded by Councilman Merida. The resolution was unanimously approved.

- B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA AMENDING THE INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY, THE CITY OF HIALEAH, THE CITY OF HIALEAH GARDENS AND THE MIAMI-DADE EXPRESSWAY AUTHORITY (MDX) FOR NW 107TH AVENUE BETWEEN NW 138TH STREET AND NW 170TH STREET; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Martinez-Ruiz read the item into the record. She explained that this was an agreement that the City had entered into with the above mentioned government entities in order to secure certain tracts of land to be able to extend N.W. 107th Avenue. The Mayor negotiated with the County and the City has amended the original agreement to reflect that the County will now be responsible for securing the tracts of land that are needed to complete the project. Chairman Piña asked if there were any questions or comments from the Council members. There were none. Chairman Piña made a motion to approve the resolution, seconded by Councilman Merida. The resolution was unanimously approved.

9. First Reading for consideration of the following ordinance:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A TENTATIVE PLAT FOR MARJE SUBDIVISION CONCERNING PROPERTY LEGALLY DESCRIBED: THE SOUTH ONE-HALF OF TRACT 1, LYING NORTHEASTERLY OF THE RIGHT-OF-WAY OF STATE ROAD #25, FORREST FARMS, AS RECORDED IN PLAT BOOK 12, AT PAGE 6, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. LOCATION: 12051 W OKEECHOBEE ROAD, HIALEAH GARDENS, FLORIDA. FOLIO: 27-2032-002-0021. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: n/a)

Ms. Martinez read the item into the record. There were no questions or comments from the Councilmembers. Councilman Gutierrez made a motion to approve the item upon first reading, seconded by Councilman Merida. The item was unanimously approved by individualized voice vote. **(5-0)**

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

Tabled: 11/06/2018

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN AND PARKING VARIANCE FOR HIALEAH STORAGE BUILDERS, LLC. CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE NORTH 1/2 OF TRACT 58, LYING NORTHEASTERLY OF THE NORTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD NO. 25, AS PER STATE OF FLORIDA STATE ROAD DEPARTMENT RIGHT-OF-WAY MAP SECTION 87090-2518, SHEETS 4 AND 5 OF 15, FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1, OF SECTION 33, TOWNSHIP 52 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. CONTAINING 2.163 ACRES (94,217 S.F.); PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 6-0; P&Z Vote: 5-0)

The item remained on the table until further notice.

11. City Attorney's Report: N/A

12. Mayor's Report – Miscellaneous:

Mayor De La Cruz informed the Council members that the City was being sued by Brigade 2506, but that they had decided to drop the lawsuit as of yesterday (November 5, 2018) after hearing the City's motion to dismiss. The Mayor thinks they will bring up the issue again, but still considers it a victory for the City. The Mayor also mentioned that the City was looking to file a lawsuit against MDX for money that is owed to the City on one of the parcels on N.W. 107th Avenue and N.W. 138th Street. He believes that they have found a solution that will prevent them having to go to court. The Mayor also wished everyone a happy and blessed Thanksgiving.

Councilman Garcia thanked everyone for their well wishes and support in his family's time of need.

13. Council Members Concerns / Reports / Board Appointments:

Water & Sewer Board Appointments:

Councilman Jorge Merida

14. Adjournment: The meeting was adjourned at 7:48 p.m.

Respectfully submitted 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**

Tuesday, January 8, 2019, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, January 7, 2019, 2018, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, January 3, 2019, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, January 23, 2019, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, February 2, 2019, 5:30 P.M.