

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, April 19, 2016
CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE**

- 1. Call to Order:** Chairman Garcia called the meeting to order at 7:30 p.m.
- 2. Roll Call:** Present were Chairman Luciano Garcia, Councilman Jorge A. Merida, Councilman Jorge Gutierrez, Councilman Elmo L. Urra, Mayor Yioiset De La Cruz, and Assistant City Attorney Aida Martinez-Ruiz. Councilman Rolando Piña and City Attorney Charles A. Citrin were absent.
- 3. Invocation:** Chairman Garcia gave the invocation.
- 4. Pledge of Allegiance:** Mayor De La Cruz led the Pledge of Allegiance.
- 5. Deletions/Emergency Additions:** None offered.
- 6. Review of Minutes: April 5, 2016** Chairman Garcia made motion to approve the minutes of **April 5, 2016** seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** None offered.
- 8. Clarification of contract awarded to Construction Catering, Inc. for the Senior Center's congregate and home delivered meals.** Chairman Garcia made clarifications on the contract price of the meals. The Director of the Senior Center at the last meeting had inadvertently stated on the record that there was no change in the price. Mayor De La Cruz spoke to the issue as well, specifying the increase at \$0.53 per meal.

9. Proposed Resolutions:

- A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE AWARD OF A CONTRACT FOR THE CITY FIREWORKS ENTERTAINMENT TO ADD FIRE, INC. FOR THE CITY'S INDEPENDENCE DAY CELEBRATION; RENEWING THE CITY'S CONTRACT WITH ADD FIRE, INC.; WAIVING COMPETITIVE BIDDING; AUTHORIZING THE APPROPRIATE OFFICIALS TO EXECUTE AN AGREEMENT WITH ADD FIRE, INC.; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Ms. Martinez-Ruiz read the resolution into the record. Mr. Walter Dubon, Director of Parks and Recreation, came forward and gave details of the contract with ADD Fire for this year's Independence Day Celebration. The City has been using the same vendor for many years and the City is to expect the same duration, quality, and content at the same cost. No one else came forward to speak on the item. Chairman Garcia made motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

- B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE CITY MAYOR TO ACCEPT A GRANT FROM AND ENTER INTO AN AGREEMENT WITH THE FLORIDA DEPARTMENT OF STATE DIVISION OF CULTURAL AFFAIRS FOR THE PURPOSE OF PURCHASING AND INSTALLING THE INTERIOR ITEMS FOR THE BAY OF PIGS MUSEUM; INSTRUCTING THE MAYOR TO EXECUTE ALL NECESSARY DOCUMENTS FOR THIS PURPOSE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Ms. Martinez-Ruiz read the resolution into the record. Mayor De La Cruz gave details of the grant in the amount of \$150,000.00 from the State to be used for the Bay of Pigs Museum. Mayor De La Cruz stated that the grant was awarded through the assistance of State Representatives Manny Diaz, Erik Fresen, Jose Oliva, and State Senator Rene Garcia and that it was not a matching grant. No one else came forward. Chairman Garcia made motion to approve, seconded by Councilman Merida. The motion was unanimously approved.

10. First Reading for consideration of the following ordinance:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR CHECKERS DRIVE-IN RESTAURANT; OWNER: FERRO DEVELOPMENT CORP. D/B/A EMERALD PLAZA.; CONCERNING PROPERTY LEGALLY DESCRIBED AS: A PORTION OF TRACT A OF EMERALD PLAZA, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 162, PAGE 7, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGIN AT THE MOST WESTERLY NORTH CORNER OF SAID TRACT A; SAID POINT LYING ON THE SOUTH RIGHT OF WAY LINE OF NW 122ND STREET; THENCE NORTH 89°36'02" EAST ALONG THE NORTH LINE OF SAID TRACT A FOR A DISTANCE OF 203.66 FEET; THENCE SOUTH 00°23'58" EAST, PERPENDICULAR TO THE LAST DESCRIBED COURSE FOR 119.03 FEET; THENCE SOUTH 89°36'02" WEST, ALONG A LINE BEING PARALLEL WITH, AND 119.03 FEET SOUTH OF, AS MEASURED AT RIGHT ANGLES TO, SAID NORTH LINE OF TRACT A FOR 224.97 FEET TO A POINT LYING ON THE WEST LINE OF SAID TRACT A; THENCE NORTH 02°39'21" WEST ALONG SAID WEST LINE OF TRACT A FOR 93.12 FEET TO THE POINT OF CURVATURE OF A CIRCULAR CURVE, CONCAVE SOUTHEASTERLY; THENCE NORTHERLY AND EASTERLY, ALONG SAID CIRCULAR TO THE RIGHT, HAVING A RADIUS OF 25 FEET AND A CENTRAL ANGLE OF 92°15'23" FOR AN ARC DISTANCE OF 40.25 FEET TO THE POINT OF TANGENCY AND THE POINT OF BEGINNING.FOLIO: 27-2033-056-0010. APPROXIMATE LOCATION: S.E. CORNER OF INTERSECTION OF N.W 122 STREET AND 92ND AVENUE, HIALEAH GARDENS, FLORIDA; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.

Ms. Martinez-Ruiz read the ordinance into the record. Marissa Faerber, Esq. came forward for the applicant. Mayor De La Cruz inquired as to whether the area was an out-parcel. Ms. Faerber responded that it was. Chairman Garcia stated that this was a first reading and as such an opportunity for public input would be provided upon second reading. He then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(4-0)**

11. **City Attorney's Report:** No comments.
12. **Mayor's Report – Miscellaneous:** No comments.
13. **Council Members Concerns / Reports / Board Appointments:**
No comments.
14. **Adjournment:** The meeting was adjourned at 7:38 p.m.

Agenda certified by:

Maria L. Joffee
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, May 17, 2016, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, May 9, 2016, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, May 5, 2016, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, May 25, 2016, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, May 3, 2016, 5:30 P.M.