

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, May 3, 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 Rolando Piña, Councilman Jorge A. Merida, Councilman Jorge Gutierrez, Councilman Elmo L. Urra, Mayor Yioiset De La Cruz, and City Attorney Charles A. Citrin.
- 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 were offered.
- 6. Review of Minutes: April 19, 2016** Chairman Garcia made motion to approve the minutes of **April 19, 2016** seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** Ms. Haymara Font, Outreach Coordinator for Larkin Community Hospital came forward to introduce herself and to inform the Mayor and Council that Larkin had recently purchased Palm Springs Hospital. She gave a brief history of the hospital and the services that will be provided to the community. This is a teaching hospital and is the home of the Miami Neuroscience Center, Center for Advanced Orthopedic, Florida Academic Dermatology Center, and Larkin Imaging Centers.
- 8. Presentation of American Cancer Society Relevo Por La Vida Award of Recognition to Mayor De La Cruz:** Ms. Yanet Villegas, Event Lead; Ms. Heather Utset, Community Manager; and Mr. Nikolai Guzman, Event Representative. Ms. Villegas thanked the Mayor, Council Members, and Mr.

Manny Carrera for their support. The goal of \$40,000.00 was met and surpassed. An opportunity for photos was given at this time.

9. Public Hearing / Second 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. (TRC Vote: 6-0; P&Z Vote: 4-0)

Mr. Citrin swore in all those that would be testifying on the item for public hearing / second reading. He proceeded to read the ordinance into the record. Present from Greenberg Taurig were Ms. Marissa Faerber, Esq., Ms. Erica Haft, and Mr. Jorge Navarro. Mr. Tony Cavedo, project engineer was also present.

Mrs. Mirtha Gonzalez, Chief Zoning Official came forward and read staff recommendation for approval with TRC conditions having been met. Ms. Faerber came forward and showed a display of the project site which will be constructed on an out-parcel of the property. Mayor De La Cruz inquired as to ownership of the site. Ms. Faerber responded that there is a property owner and the site is on lease. Chairman Garcia opened the public hearing at 7:41 p.m. No one came forward. The public hearing was closed at 7:42 p.m. Chairman Garcia asked about the time frame for starting the project and construction. Ms. Faerber stated that the project will submit for permits in the next few weeks. The project should be done in approximately six months, opening in 2017. Chairman Garcia made motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote.

(5-0)

10. City Attorney's Report:

Mr. Citrin welcomed Mr. Jorge Navarro from Greenberg Taurig back to the City. He also stated that the line of credit talks are moving forward and he should have something ready for the Council within the next couple of meetings. Mr. Citrin noted that there had been a meeting with the Valic representative and concerns of being more proactive with educating employees had been addressed.

11. Mayor's Report – Miscellaneous: No comments.

12. Council Members Concerns / Reports / Board Appointments:

No comments.

13. Adjournment: The meeting was adjourned at 7:45 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, June 7, 2016, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, June 13, 2016, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, June 2, 2016, 11:30 A.M.

WATER AND SEWER BOARD

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

POLICE PENSION BOARD

Tuesday, August 2, 2016, 5:30 P.M.