

Mayor
Yioset De La Cruz

City Council Members
Chairman Luciano "Lucky" Garcia
Vice Chairman Rolando "Roly" Piña
Council member Manuel "Manny" Zardon
Council member Jorge A. Merida
Council member Jorge Gutierrez

PUBLIC NOTICE: TO ALL CONCERNED CITIZENS OF HIALEAH GARDENS, FLORIDA. NOTICE TO BE POSTED AT CITY HALL.

**AGENDA: REGULAR CITY COUNCIL MEETING/BUDGET HEARING
OCOTBER 5, 2004 – 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.

ATTENTION ALL LOBBYISTS: Chapter 2, Section 2-308 of the City Code of Hialeah Gardens entitled "Lobbying" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Council, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyist's laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

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1. **Call to Order**
2. **Roll Call**
3. **Invocation**
4. **Pledge of Allegiance**
5. **Deletions/Emergency Additions**
6. **Review of Minutes:** September 28, 2004
7. **Public Comments**
8. **Presentation of Business Recognition Awards and Certificates of Appreciation for participants in the City of Hialeah Gardens and Home Depot Community Project (Courtly Manor Trailer Park):** Mayor Yioset De La Cruz.
9. **Proposed Resolutions:**
 - A) ***RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING AND RATIFYING AN AGREEMENT FOR THE CITY'S LONG AND SHORT TERM DISABILITY AND LIFE INSURANCE BETWEEN JEFFERSON PILOT AND NSURANCE AND THE CITY OF HIALEAH GARDENS, PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.***
 - B) ***RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE EXTENSION OF THE EXCLUSIVE FRANCHISE WITH WASTE MANAGEMENT FOR THE PURPOSE OF TRASH AND GARBAGE SERVICES OF THE CITY OF HIALEAH GARDENS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVEABILITY; PROVIDING FOR EFFECTIVE DATE.***

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

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A TENTATIVE PLAT FOR GARDEN GATE III / LAKELAND HOMES LLC. TENTATIVE PLAT. LEGAL DESCRIPTION: THAT PORTION OF LOTS 4, 5, AND 6, LYING NORTHEASTERLY OF THE RIGHT-OF-WAY LINE OF STATE ROAD 25, AND THAT PORTION OF LOT 13, LYING NORTHWESTERLY OF CANAL C-7, LESS THE NORTH 25.00 FEET THEREOF “NINA GARDENS”, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 29, AT PAGE 15, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA AND THE SOUTHEAST _ OF LOT 2 AND ALL OF LOT 3, BEING NORTHEASTERLY ON STATE ROAD 27, LESS RIGHT-OF-WAY PER STATE ROAD DEPARTMENT SECTION 87090-2510, “NINA GARDENS”, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 29 AT PAGE 15 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO’S # 27-3004-004-0040, 27-3004-004-0050, 27-3004-004-0020. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: Northeast of Frontage Road (SR25, Northwest of Canal, South of NW 106 Street) (Vote: T.R.C. 6-0; P&Z 3-0)**
- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR OMAR ROMAY / AMERICA TE VE FOR A 67 FEET HIGH COMMUNICATION TOWER FOR WJAN (CHANNEL 41). CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACT “A” OF “MACO COMMERCE PARK” ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 160 PAGE 58 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. FOLIO #27-2029-001-0260 AND #27-2029-001-0270. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (Location: 13001 NW 107 Avenue) (Vote: T.R.C. 6-0; P&Z 3-0)**
- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING VARIANCES FOR PEDRO GONZALEZ AT 13525 NW 102 AVE. CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE SOUTH _ OF THE WEST _ OF THE WEST _ OF TRACT 14, OF**

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SECTION 29, OWNERSHIP 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 35 FEET AND LESS THE SOUTH 30.00 FEET FOR ROAD RIGHT-OF- WAY. FOLIO # 27-2029-001-0152. PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE.

(Location: 13525 NW 102 Avenue) (Vote: T.R.C. 0-6 Denied; P&Z 0-3 Denied)

11. **City Attorney's Report**
12. **Mayor's Report – Miscellaneous**
13. **Council Members Concerns/Reports – Miscellaneous**
14. **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, October 19, 2004, 7:30 P.M.

SPECIAL CITY COUNCIL

Tuesday, October 12, 2004, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, October 18, 2004, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, October 7, 2004, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, October 26, 2004, 7:00 P.M.

POLICE PENSION BOARD

Monday, November 15, 2004, 7:00 P.M.