

**Mayor**

Yiozet De La Cruz

**City Council Members**

Chairman Luciano "Lucky" García  
Vice Chairman Rolando "Roly" Piña  
Council member Jorge A. Merida  
Council member Jorge Gutierrez  
Council member Elmo L. Urra

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

**AGENDA: REGULAR CITY COUNCIL MEETING  
COUNCIL CHAMBERS  
March 16, 2010 – 7:30 P.M.**

**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:** March 2, 2010
- 7. Public Comments**
- 8. Request for approval of 2COP alcohol beverage license transfer of ownership for Latin Hialeah Gardens Restaurant Corp., 9160 N.W. 122 Street #1-5, Hialeah Gardens, Florida:** Mr. Jesus Iraheta, Owner.
- 9. Recommendation for Public Works proposals R.F.P. No. PW 10-200 and R.F.P. No. PW 10-210:** Mr. Joe Lopez, Public Works Director.
- 10. Proposed Resolutions:**
  - A) RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH GARDENS, FLORIDA, AUTHORIZING THE ISSUANCE OF ITS TRANSPORTATION TAX REVENUE BONDS, SERIES 2010, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,550,000, FOR THE PURPOSE OF REFUNDING THE CITY'S TRANSPORTATION TAX REVENUE BONDS, SERIES 2004, FINANCING THE COSTS OF ROAD IMPROVEMENTS WITHIN THE CITY, FINANCING ARCHITECTURAL, ENGINEERING, ENVIRONMENTAL, LEGAL AND OTHER PLANNING COSTS RELATED THERETO, AND PAYING COSTS OF ISSUANCE OF THE BONDS; PROVIDING SECURITY FOR THE BONDS, PRESCRIBING THE FORM, TERMS AND DETAILS OF THE BONDS; AWARDING THE BONDS TO SUNTRUST BANK BY NEGOTIATED SALE; DESIGNATING THE BONDS AS

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“QUALIFIED TAX-EXEMPT OBLIGATIONS” WITHIN THE MEANING OF SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; REPEALING ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

- B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, URGING THE FLORIDA LEGISLATURE TO PROVIDE EACH REGION OF THE STATE, INCLUDING SOUTHEAST FLORIDA AND MIAMI-DADE COUNTY, ITS FAIR SHARE OF STATE FUNDING BASED ON WHERE REVENUE IS GENERATED, PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

**11. First Reading for consideration of the following ordinance:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A FINAL PLAT FOR WEST GARDEN PLAZA, CONCERNING PROPERTY LEGALLY DESCRIBED AS: (O.R.B. 15117 PG. 3295) THE WEST 225 FEET OF THE EAST 515 FEET OF TRACT 61 “FLORIDA FRUIT LAND COMPANY’S SUBDIVISION N° 1” OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2 AT PAGE 17 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA LESS: THE NORTH 25 FEET THEREOF, AND LESS THE FOLLOWING DESCRIBED PARCEL OF LAND: BEGIN AT THE SOUTHWEST CORNER OF THE ABOVE DESCRIBED PARCEL, THENCE EASTERLY ALONG THE SOUTH LINE OF SAID TRACT 61 FOR 68.06 FEET, THENCE NORTHWESTERLY ALONG THE NORTHEASTERLY RIGHT-OF-WAY LINE OF STATE ROAD N° 25 FOR 89.91 FEET TO A POINT ON THE WESTERLY LINE OF THE ABOVE DESCRIBED PARCEL, THENCE

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SOUTHERLY ALONG THE WEST LINE OF ABOVE DESCRIBED PARCEL FOR 57.09 FEET TO THE POINT OF BEGINNING. AND: (O.R.B. 19304 PG. 3813) THE WEST 20 FEET TO THE EAST 535 OF TRACT 61 LESS THE RIGHT-OF-WAY OF STATE ROAD N° 25 IN SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST "FLORIDA FRUIT LAND COMPANY'S SUBDIVISION N° 1", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2 AT PAGE 17 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA. BEST DESCRIBED AS FOLLOWS: COMMENCE AT NE CORNER OF TRACT 61 OF "FLORIDA FRUIT LAND COMPANY'S SUBDIVISION NO. 1" OF SECTION 3, TOWNSHIP 53 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; THENCE RUN S89°39'50" W ALONG THE CENTER LINE OF NW 95 STREET FOR 290.00 FEET; THENCE RUN S01°45'56" E, FOR 25.00 FEET TO A POINT OF BEGINNING (POB) OF THE HEREINAFTER DESCRIBED PARCEL OF LAND, SAID POINT IS LOCATED ON SOUTH RIGHT OF WAY OF NW 95 STREET; THENCE RUN S89°39'50" W ALONG THE SAID SOUTH RIGHT OF WAY FOR 245.07 FEET; THENCE RUN S01°45'56" E, FOR 230.91 FEET TO A POINT LOCATED ON NORTH RIGHT OF WAY OF RIGHT-OF-WAY LINE OF S.R.25 AS SHOWN IN FDOT RIGHT-OF-WAY MAP 87090-2518; THENCE RUN S50°56'14" E ALONG THE NORTH RIGHT OF WAY OF SAID S.R. 25 FOR 116.35 FEET TO A POINT; THENCE RUN N89°39'50" E, FOR 157.01 FEET; THENCE RUN N01°45'56" W, FOR 304.78 FEET TO THE POINT OF BEGINNING. CONTAINING: 71,418 SQ. FT +- 1.64 ACRES. FOLIOS: 27-3003-001-0851 AND 27-3003-001-0852; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. (TRC Vote: 5-0; P&Z Vote: n/a)

**AGENDA –MARCH 16, 2010 – 7:30 P.M. -COUNCIL CHAMBERS****12. Second Reading / Public Hearing for consideration and final adoption of the following ordinance:**

- A) ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH GARDENS, FLORIDA AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$2,550,000 OF TRANSPORTATION TAX REVENUE BONDS OF THE CITY OF HIALEAH GARDENS, FLORIDA; PROVIDING FOR A SUPPLEMENTAL RESOLUTION SETTING FORTH THE DETAILS OF SAID BONDS; AND PROVIDING AN EFFECTIVE DATE.

**13. City Attorney's Report****14. Mayor's Report – Miscellaneous****15. Council Members Concerns / Reports / Board Appointments****16. Adjournment**

Agenda certified by:

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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."**

**AGENDA –MARCH 16, 2010 – 7:30 P.M. -COUNCIL CHAMBERS****SCHEDULE OF MEETINGS****CITY COUNCIL**

Tuesday, April 6, 2010, 7:30 P.M.

**PLANNING AND ZONING BOARD**

Monday, April 5, 2010, 7:30 P.M.

**TECHNICAL REVIEW COMMITTEE**

Thursday, April 1, 2010, 11:30 A.M.

**WATER AND SEWER BOARD**

Tuesday, March 23, 2010. 7:00 P.M.

**POLICE PENSION BOARD**

Wednesday, April 28, 2010, 5:30 P.M.