

Mayor

Yioset 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
August 3, 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.

AGENDA –AUGUST 3, 2010 – 7:30 P.M. -COUNCIL CHAMBERS

- 1. Call to Order**
- 2. Roll Call**
- 3. Invocation**
- 4. Pledge of Allegiance**
- 5. Deletions/Emergency Additions**
- 6. Review of Minutes:** June 15, 2010
- 7. Public Comments**
- 8. Proposed Resolutions:**
 - A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, ADOPTING A MAINTENANCE MAP SHOWING PORTIONS OF NW 138TH STREET IN SECTION 29, TOWNSHIP 52 SOUTH, RANGE 40 EAST; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.
 - B) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING AND RATIFYING A CONTRACT WITH FRANCO GOVERNMENT RELATIONS INC. FOR CONSULTING SERVICES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.
 - C) RESOLUTION OF THE CITY OF HIALEAH GARDENS, AUTHORIZING ENTERING INTO AN INTERLOCAL AGREEMENT WITH MIAMI-DADE COUNTY, FLORIDA REGARDING FILM PERMITTING; AUTHORIZING THE EXECUTION OF SUCH AGREEMENT BY THE MAYOR; RATIFYING THE PROVISIONS OF SUCH AGREEMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

AGENDA –AUGUST 3, 2010 – 7:30 P.M. -COUNCIL CHAMBERS**9. First Reading for consideration of the following ordinance:**

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN AND A HEIGHT VARIANCE FOR PREFERRED FREEZER HIALEAH GARDENS CONCERNING PROPERTY LEGALLY DESCRIBED AS: TRACK 57, "FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1", ACCORDING TO THE MAP OR PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, IN SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA. LESS AND EXCEPT: THAT PORTION OF TRACT 57 IN RIGHT-OF-WAY DEED RECORDED IN OFFICIAL RECORDS BOOK 24458, PAGE 4871, MORE PARTICULARLY DESCRIBED AS THE WEST 50.00 FEET OF THE SOUTH HALF OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, LYING AND BEING IN THE CITY OF HIALEAH GARDENS, MIAMI-DADE COUNTY, FLORIDA. AND ALSO LESS AND EXCEPT: A PORTION OF TRACT 57 IN RIGHT-OF-WAY DEED RECORDED IN OFFICIAL RECORDS BOOK 24458, PAGE 4875, MORE PARTICULARLY DESCRIBED AS THE EAST 35.00 FEET OF THE SOUTH HALF OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 52 SOUTH, RANGE 40 EAST, AND THE EXTERNAL AREA OF A 25.00 FEET RADIUS CIRCULAR CURVE, CONCAVE TO THE NORTHWEST AND TANGENT TO A LINE 35 FEET WEST OF THE EAST LINE OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION , LYING AND BEING IN THE CITY OF HIALEAH GARDENS, LYING AND BEING IN MIAMI-DADE COUNTY, FLORIDA; FOLIO: 27-2019-001-0640, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 5-0; P&Z Vote: 3-0)**

AGENDA –AUGUST 3, 2010 – 7:30 P.M. -COUNCIL CHAMBERS

- B) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A WAIVER OF PLAT FOR DUMAS DEVELOPMENT LLC. LEGAL DESCRIPTION IS ATTACHED IN EXHIBIT "A". APPROXIMATE LOCATION: NORTH OF FRONTAGE ROAD AND WEST OF NW 107 AVENUE, HIALEAH GARDENS, FLORIDA, FOLIOS: 27-2030-014-0130 AND 27-2030-014-0135; PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 5-0; n/a)**
- C) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING THE CITY CODE BY AMENDING CHAPTER 2, ADMINISTRATION, ARTICLE V, CODE ENFORCEMENT, DIVISION 3, RED LIGHT TRAFFIC SAFETY; PROVIDING FOR TRAFFIC INFRACTION DETECTORS CONSISTENT WITH GENERAL LAW; REPEALING ORDINANCE 2009-05; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE.

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 SITE PLAN FOR THE GRAND AT DORAL TWO, LTD THREE STORY HOTEL CONCERNING PROPERTY LEGALLY DESCRIBED AS: THAT PORTION OF TRACT 33 LYING NORTHEASTERLY OF STATE ROAD S.R. 25 (U.S. 27) LESS THE NORTH 100.00 FEET THEREOF, "FLORIDA FRUIT LANDS 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; LESS THE EAST 200.06 FEET. CONTAINING + / - 56,957 SQUARE FEET, + / - 1.31 ACRES. FOLIO # 27-3003-001-0431. LOCATION: 9801 WEST OKEECHOBEE ROAD, HIALEAH GARDENS, FL, PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 5-0; P&Z Vote: 0-4 Denied)**

AGENDA –AUGUST 3, 2010 – 7:30 P.M. -COUNCIL CHAMBERS

- 11. City Attorney's Report**
- 12. Mayor's Report – Miscellaneous**
- 13. Council Members Concerns / Reports / Board Appointments**
- 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 MEETINGS**CITY COUNCIL**

Tuesday, August 17, 2010, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, August 9, 2010, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, August 5, 2010, 11:30 A.M.

WATER AND SEWER BOARD

Tuesday, August 24, 2010. 7:00 P.M.

POLICE PENSION BOARD

Wednesday, October 27, 2010, 5:30 P.M.