

**Carlos Hernández**  
Mayor

**Vivian Casáls-Muñoz**  
Council President

**Isis García-Martínez**  
Council Vice President



Council Members  
**Katharine Cue-  
Fuente**  
**Jose F. Caragol**  
**Paul B. Hernández**  
**Lourdes Lozano**  
**Carl Zoghby**

**City Council Agenda**  
**February 26, 2019**  
**7:00 P.M.**

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Call to Order

Roll Call

Invocation given by Marbelys Fatjo, City Clerk

Pledge of Allegiance to be led by Councilman Caragol

**MEETING GUIDELINES**

*The following guidelines have been established by the City Council:*

- **ALL LOBBYISTS MUST REGISTER WITH THE CITY CLERK**
- As a courtesy to others, please refrain from using cellular telephones or other similar electronic devices in the Council Chamber.
- A maximum of three (3) speakers in favor and three (3) speakers in opposition will be allowed to address the Council on any one item. Each speaker's comments will be limited to three (3) minutes.
- No signs or placards, in support of or in opposition to an item or speaker, shall be permitted within the Council Chamber.
- Members of the public may address the City Council on any item pertaining to City business during the Comments and Questions portion of the meeting. A member of the public is limited to one appearance before the City Council and the speaker's comments will be limited to three (3) minutes.

## **1. PRESENTATIONS**

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## **2. ANNOUNCEMENT OF AMENDMENTS/CORRECTIONS TO THE AGENDA**

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➤ Item 4A is withdrawn.

## **3. CONSENT AGENDA**

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All items listed with letter designations are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember, the Mayor or a resident so requests, in which case the item will be removed from the consent agenda and considered along with the regular order of business.

- A.** Request permission to approve the minutes of the Council Meeting held on January 22, 2019. (OFFICE OF THE CITY CLERK)
  
- B.** Request permission to waive competitive bidding, since it is advantageous to the City in that this engineering firm has plans review and inspection experience at a municipal building department level offering the services in building, mechanical, electrical and plumbing, and increase Purchase Order No. 2019-906, issued to M. T. Causley, LLC, for the payment for plans review and inspection services, by an additional amount of \$69,000, for a new total cumulative amount not to exceed \$84,000. (BUILDING)
  
- C.** Request permission to increase Purchase Order No. 2019-786, since it is advantageous to the City in that the Miami Herald is a newspaper of general circulation in the City of Hialeah, as required by law, and for years the City of Hialeah has consistently utilized the Miami Herald to publish notices to the public, by an additional amount of \$29,866.20, to pay for the cost of legal and classified advertisements, in a total cumulative amount not to exceed \$70,756.36. (OFFICE OF THE CITY CLERK)
  
- D.** Request permission to waive competitive bidding, since it is advantageous to the City, and increase Purchase Order No. 2019-3, issued to Ring Power Corporation, for service to heavy equipment, by an additional amount of \$30,000, for a new total cumulative amount not to exceed \$60,000. (FLEET & MAINTENANCE DEPT.)
  
- E.** Request permission to utilize City of Miami Contract No. IFB 616407 – Invitation for Bid for Forklift & Other Hydraulic Lifts Maintenance & Repairs, effective through October 2, 2022, and issue a purchase order to Jobbers' Equipment Warehouse, Inc., for the purchase of three (3) Challenger 12,000 lb. capacity lifts, in a total cumulative amount not to exceed of \$16,776.63. (FLEET & MAINTENANCE DEPT.)

- F.** Request permission to waive competitive bidding, since it is advantageous to the City in that this vendor installed the City's fuel management system and the Fleet Maintenance Department has been using the vendor's trusted services for approximately twenty-two (22) years, and increase Purchase Order No. 2019-371, issued to Robert L. Hughes Company Incorporated, for repairs, certifications and the replacement and installation of leak detectors, by an additional amount of \$50,000, for a new total cumulative amount not to exceed \$80,000. (FLEET & MAINTENANCE DEPT.)
- G.** Request permission to pay the annual City membership dues to the Miami-Dade League of Cities, Inc., in a total cumulative amount not to exceed \$15,000.
- H.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to American Aluminum, LLC, for the retrofitting of the ten Chevrolet Tahoe purchased upon approval by the City Council on November 13, 2018 with the E-Z Rider K-9 insert, which provides front sliding emergency escape door for the K9 and the E/Z-SUV Vault, which will be utilized for the storage of weapons, in a total cumulative amount not to exceed \$40,056. (POLICE DEPT.)
- I.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Radiotronics, Inc., for the retrofitting of the ten (10) Chevrolet Tahoe purchased upon approval by the City Council on November 13, 2018 with the K9 Hot-N-Pop® Pro which monitors vital components including temperature sensors and vehicle battery voltage, as well as shows the information on a 32 character backlit alphanumeric display, in a total cumulative amount not to exceed \$29,198. (POLICE DEPT.)
- J.** Request permission to issue a purchase order to Rainbow Window Tinting Inc., for the outfitting of emergency equipment and supplies for recently purchased police rated vehicles, in a total cumulative amount not to exceed \$475,716.65, of which \$181,937.25 is for twenty-five (25) Dodge Charger (Patrol), \$63,017.40 for ten (10) Dodge Charger (ILS), \$72,976.20 for ten (10) Chevrolet Tahoe (K9), \$152,885.80 for twenty (20) Chevrolet Silverado, and \$4,900 for ten (10) Chevrolet Tahoe and gun volt system. (POLICE DEPT.)
- K.** Request permission to increase Purchase Order No. 2019-929, issued to G. & R. Electric Corp., to issue payment for invoice 10409 for electrical service call that has been completed and for any unforeseen emergency with the Police Department's network in headquarters and sectors one through five, by an additional amount of \$20,000, for a new total cumulative amount not to exceed \$69,570. (POLICE DEPT.)
- L.** Proposed resolution approving the expenditure totaling an amount not to exceed sixteen thousand five hundred dollars (\$16,500.00) from the Law Enforcement Trust Fund - *State*, to purchase one (1) canine for the Hialeah Police Department Canine Unit from Metro-Dade K-9 Services, lowest quoted vendor, upon such costs having been approved by the Chief of Police. (POLICE DEPT.)
- M.** Proposed resolution urging the Florida Legislature to pass legislation modifying the Tourist Development Tax ("Bed Tax") so as to create a more fair apportionment of related funding to municipalities in Miami-Dade County; providing for transmittal; and providing for an effective date. (ADMINISTRATION)

- N. Proposed resolution strongly urging the Congress of the United States to consider the Bipartisan Coalition of Business and Political Leaders who joined together to form the New American Economy (NAE) that has studied and published comprehensive papers on the positive contributions of immigrants in the United States. (ADMINISTRATION)
- O. Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Harris Corporation, for labor and materials to replace the grounding ring, maintenance of tower sites, and any future services that may be necessary to the P25 Harris Radio System. (EMERGENCY MANAGEMENT)
- P. Request permission to increase the amount of two grants awarded to the City of Hialeah by the Florida Department of Transportation through the County Incentive Grant Program, with the first grant being in the amount of \$1,020,000, for funding the purchase of six (6) new Hialeah Transit System buses with a matching City contribution of the same amount, totaling \$2,040,000, and the second grant being in the amount of \$1,050,000 for the funding of an additional six (6) buses, totaling \$2,100,000. Request permission to increase the first grant by an additional amount of \$148,222 since at the time of the grant application process, the price of the bus to be purchased was estimated, and further request to increase the second grant by an additional amount of \$88,222. (TRANSIT)
- Q. Request from the Miami Dolphins Foundation for a Temporary Street Closure Permit, for the 2019 Dolphins Cancer Cycling Challenge, with riders entering the City via NW 42/37 Avenue connector and merge onto (south-bound) East 8<sup>th</sup> Avenue, traveling south-bound on East 8<sup>th</sup> Avenue and making a right turn onto (west-bound) East 49<sup>th</sup> Street, at the intersection of East 4<sup>th</sup> Avenue riders making a left turn and travel southbound through the City, riders exiting the City at S.E 4<sup>th</sup> Avenue and Okeechobee Road, on Saturday, April 6, 2019 with the time of the entire event being from 6:00 a.m. to 3:22 p.m. (OFFICE OF THE CITY CLERK)

#### 4. ADMINISTRATIVE ITEMS

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- 4A. ~~First reading of proposed ordinance banning the sale of Hemp and Cannabidiol/CBD products not presently permitted by federal or Florida state law and requiring proof of compliance thereof; and establishing a temporary moratorium for a period of one hundred and eighty (180) days on the processing, approval or issuance of business tax receipts and development permits as the term is defined in Florida Statutes 163.3164(16) or issuance of any other license or permit following the effective date of the enactment of Federal Hemp or Florida state regulations and Cannabidiol/CBD regulations once approved by the USDA as required by the 2018 Farm Bill; before cultivation and sales among the states is permitted; providing for amortization; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. (ADMINISTRATION)~~  
**WITHDRAWN**
- 4B. Second reading and public hearing of proposed ordinance amending Chapter 98 entitled “Zoning”, Article V. “Zoning District Regulations”, Division 26 “TOD Transit Oriented Development District” and in particular adding a new section 98-1561 entitled “Factory Town Entertainment Subdistrict Pilot Program” of the Code of Ordinances of the City of

Hialeah, repealing all ordinances or parts of ordinances in conflict herewith, providing penalties for violation hereof; providing for inclusion in code; providing for severability; providing for an effective date. (ZONING)

*Item was approved by the City Council on first reading on February 12, 2019.*

- 4C.** First reading of proposed ordinance amending Chapter 2 entitled "Administration" of the Code of Ordinances, Article V. entitled "Finance", Division 2. entitled "Fees and Charges", and in particular amending Section 2-873(a) to increase the violation lien research fee from \$225.00 to \$375.00; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for inclusion in code; providing for a severability clause and providing for an effective date. (ADMINISTRATION)
- 4D.** First reading of proposed ordinance amending Chapter 98, entitled "Zoning", Article VI, entitled "Supplementary District Regulations", Division 5 entitled "Uses", Subdivision IX entitled "Residential Care and Treatment Facilities", by repealing and replacing §§ 98-1986 through 98-1988, respectively entitled "Definitions", "Limited Supervisory Residential Care and Treatment Facilities", and "Supervisory Residential Care and Treatment Facilities" of the Code of Ordinances of the City of Hialeah, Florida, with updated regulations §§ 98-1986 through 98-1988; and by adding new Sections 98-1989 entitled "Community Residential Homes", 98-1990 entitled "Reasonable Accommodation", 98-1991 entitled "Emergency Power", and 98-1992, entitled "No Use Variances"; for siting of care and treatment facilities in the City; repealing Ordinance No. 2018-023 and all prior ordinances in conflict herewith; providing for penalties; providing for severability; providing for inclusion in code; providing for an effective date. (ADMINISTRATION)
- 4E.** First reading of proposed ordinance amending Chapter 98, "Zoning", Article VI, entitled "Supplementary District Regulations", Division 5 entitled "Uses", Subdivision VIII, entitled "Assisted Living Facilities" §§ 98-1956 and 98-1957, to require compliance with the distance separation in Section § 98-1989; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; providing for inclusion in code; and providing for an effective date. (ADMINISTRATION)
- 4F.** First reading of proposed ordinance approving the dedication of approximately 3,343 square feet of land, more or less, lying adjacent to and directly north of NW 170 Street east of State Road 821, Homestead Extension of Florida's Turnpike to the State of Florida, Department of Transportation for Right-of-Way purposes; approving the terms of the dedication in substantial conformity with the deed attached and made a part hereof as Exhibit 1; subject to the execution of a Right-of-Way Donation Agreement between the State of Florida and the City in substantial conformity with the form agreement attached hereto and made a part hereof as Exhibit 2; subject to a grant by the Graham Companies of all necessary underground utility and access easements on property identified in parcel sketch attached as Exhibit 3, sufficient in area and scope to accommodate the relocation of the City's Reverse Osmosis Water Treatment Plant facilities, together with all rights to access, repair, replace and maintain its facilities at all times, on a form and subject to terms and conditions as approved by the Mayor and Armando Vidal, Director of Public Works; authorizing the Mayor and the City Clerk, as attesting witness, to execute the

Right of Way Deed and the Right-of-Way Donation Agreement on behalf of the City; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date. (DEPT. OF PUBLIC WORKS AND ADMINISTRATION)

- 4G.** First reading of proposed ordinance repealing and rescinding Hialeah, Fla., Ordinance 12-70 (November 5, 2012), that allowed a Medical Research Laboratory on property and repealing and rescinding in its entirety the Declaration of Restrictions recorded in OR Book 228315 at Page 0166 in the Public Records of Miami Dade County, Florida, property zoned M-1, (Industrial District). **Property located at 122 West 23 Street, Hialeah, Florida;** repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

## **5. BOARD APPOINTMENTS**

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- 5A.** Proposed resolution appointing **Christiane Diaz** to the Personnel Board of the City of Hialeah, as the International Association of Firefighters, Local 1102 and Fraternal Order of Police, Lodge 12 appointment, for the remainder of a two (2)-year term ending on June 26, 2019. (IAFF/FOP)
- 5B.** Proposed resolution appointing Angel Maestre to the Personnel Board of the City of Hialeah, as the Mayor's appointment, for the remainder of a two (2)-year term ending on June 26, 2019. (MAYOR HERNANDEZ)

## **6. UNFINISHED BUSINESS**

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## **7. NEW BUSINESS**

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## **8. COMMENTS AND QUESTIONS**

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### **ZONING**

**Administration of Oath to all applicants and anyone who will be speaking before the City Council on any Zoning, Land Use or Final Decision Item**

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**Attention Applicants:**

- a. Items approved by the City Council are subject to the Mayor’s approval or veto. The Mayor may withhold his signature or veto the item. If the Mayor’s signature is withheld, the item is not effective until the next regularly scheduled meeting. If the Mayor vetoes the item, the item is rejected unless the Council overrides the veto at the next regular meeting.

**PZ 1.** Second reading and public hearing of proposed ordinance rezoning property from R-1 (One Family District) to R-2 (One-and Two-Family Residential District); to allow the construction of a duplex on a substandard lot, with a frontage of 50 feet and area of 6,750 square feet, where 75 feet and 7,500 square feet are required; allow 34.3% lot coverage, where 30% is the maximum allowed; all contra to Hialeah Code of Ordinances §§ 98-544 and 98-2056(b)(2). **Property located at 225 East 15 Street, Hialeah, Florida.** Repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved with conditions by the Planning and Zoning Board on December 12, 2018.</i>
<i>Planner’s Recommendation: Approval with conditions.</i>
<i>Owner of the Property: Pedro Acebo, 8261 NW 172 Street, Hialeah, Florida 33015. Tangible Investments I Inc., 8261 NW 172 Street, Hialeah, Florida 33015.</i>
<i>Registered Lobbyist: Juan Jose Leon, 14031 Leaning Pine Drive, Miami Lakes, Florida 33014.</i>
<i>Item was tabled at the City Council Meeting of January 8, 2019 until February 12, 2019.</i>
<i>Item was approved on first reading by the City Council on February 12, 2019.</i>

**PZ 2.** Second reading and public hearing of proposed ordinance granting a special use permit (SUP) pursuant to Hialeah Code of Ordinances § 98-161 to allow the development of a research center; and granting a variance permit to allow 16 parking spaces, where 47 parking spaces are required; allow a rear setback of 6 feet, where 15 feet is the minimum required; allow a height of 50 feet, where 40 feet is the maximum allowed; and allow a 6% pervious area, where 18% is the minimum required. property zoned C-1 (Restricted Retail Commercial District). All contra to §§ 98-1071, 98-1074(a), 98-2189(7), and the City of Hialeah Landscape Manual, latest edition dated July 9, 2015, Paragraph (E) Tree and Lawn Requirements by Zoning Classification, Table A. Property located at **425 West 51 Place, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved with conditions by the Planning and Zoning Board on January 23, 2019.</i>
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<i>Planner's Recommendation: Approval with Declaration of Restrictive Covenants.</i>
<i>Owner of the Property: Aileen Tablado, 425 West 51 Place, Hialeah, Florida 33012.</i>
<i>Item was approved on first reading by the City Council on February 12, 2019.</i>

**PZ 3.** Second reading and public hearing of proposed ordinance granting a Special Use Permit (SUP) pursuant to Hialeah Code of Ordinances § 98-161 to allow for a plasma collection facility; **Property located at 2750 West 68 Street, Hialeah, Florida.** Repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on December 12, 2018.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Frank Sarria, 1001 Ponce De Leon Blvd, Suite E, Coral Gables, Florida 33134.</i>
<i>Item was approved on first reading by the City Council on January 8, 2019.</i>
<i>Item was tabled by the City Council on January 22, 2019 until February 12, 2019.</i>

**PZ 4.** First reading of proposed ordinance rezoning property from R-3 (Multiple-Family District) to R-3-5 (Multiple Family District); and granting a variance permit for **properties 1130, 1140 and 1170 West 26 Street** to allow lot coverage of 33.2%, where 30% is required; allow 30 parking spaces, where 60 parking spaces are required; allow a rear setback of 8 feet, where 20 feet is required; and allow a front setback of 20 feet, where 25 feet is required; and for **properties 2505, 2595 West 12 Avenue** granting a variance permit to allow a rear setback of 6 feet, where 20 feet is required; and allow a street side setback of 10 feet, where 15 feet is required; all contra to Hialeah Code of Ordinances §§ 98-2056(b)(1), 98-589, 98-590 and 98-59. **Properties located at 1130, 1140 and 1170 West 26 Street, and 2505, 2595 West 12 Avenue, Hialeah, Florida.** Repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved with conditions by the Planning and Zoning Board on February 13, 2019.</i>
<i>Planner's Recommendation: Table item until requested changes are addressed.</i>
<i>Owner of the Property: Oceanmar Apartments II, LLC, 16400 NW 59 Avenue, Miami Lakes, Florida.</i>



*Registered Lobbyists: Anthony Escarra Esq., 16400 NW 59 Avenue, Miami Lakes, Florida.*

**PZ 5.** First reading of proposed ordinance rezoning the northern 11.29 acres of the below described property (Lot 3) from CDH to RH-CD and granting a variance permit to allow 455 parking spaces, where 495 are required pursuant to the Hialeah Code of Ordinances § 98-1607.3(1), provided that a shared parking agreement with the adjacent commercial parcel (Lot 4 and Lot 16) that includes approximately 175 extra parking spaces is recorded in the public records prior to site plan approval; allow apartments wherein ninety percent of the units shall have a minimum floor area of 700 square feet and ten percent of the units may have a minimum floor area of 500 square feet pursuant to the Hialeah Code of Ordinances § 98.1607.(3)(i); and allow an interior edge landscape buffer of 10 feet where 20 feet are required pursuant to the Hialeah Code of Ordinances §98-1607.3 (k)(2); on the remainder of the property zoned CDH (Lots 1, 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16) allow substituting the site development requirements provided in the Hialeah Code of Ordinances § 98-1607.2(d)(1)(a) and (c) by approving the site plan signed and sealed by Gregory D. Wilfong, P.E. dated December 26, 2018 and pattern book prepared by Kimley-Horn and Fugelberg Koch, dated December 26, 2018; **Property located at the Northwestern intersection of NW 97 Avenue and NW 138 Street, Hialeah, Florida, Zoned CDH Hialeah Heights - Commercial Development District.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

*Item was approved with conditions by the Planning and Zoning Board on February 13, 2019.*

*Planner's Recommendation: Approval with recommendation to explore the possibility of providing the required 20 feet interior landscape buffer.*

*Owner of the Property: Atlas Fam II, LLC.*

**PZ 6.** First reading of proposed ordinance granting a Conditional Use Permit (CUP) and Special Use Permit (SUP) to allow a prescribed Pediatric Extended Care Facility pursuant to Hialeah Code of Ordinances §§ 98-161 and 98-181; property zoned GUD (Major Institutions Land Use); **Property located at 7100 West 20 Avenue, Suite G-126, Hialeah, Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

*Item was approved by the Planning and Zoning Board on February 13, 2019.*

*Planner's Recommendation: Approval.*

*Owner of the Property: HTA – AW – Palmetto LLC, 7100 West 20 Avenue, Hialeah, FL 33016*

**PZ 7.** First reading of proposed ordinance amending Ordinance No. 2016-91 (attached as

Exhibit “1”) to substitute the site plan and pattern book dated 10-5-16 prepared by Pascual Perez Kiliddjian & Associates with the site plan and pattern book prepared by same dated 1-29-19; and the landscape plan dated 10-5-16 prepared by Witkin Huts Design Group with the landscape plan dated 1-28-19 signed and sealed by Edgardo Perez, R.A; **Properties located on the SE corner of NW 170 Street and NW 97 Avenue, Hialeah Florida**; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for severability; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on February 13, 2019.</i>
<i>Planner’s Recommendation: Approval.</i>
<i>Owner of the Property: Lennar Homes, LLC., 701 NW 107 Avenue, Miami, Florida 33172</i>

**PZ 8.** First reading of proposed ordinance approving an amendment to the Declaration of Restrictions dated April 10, 2018 as recorded in Official Records Book 31070, Pages 381-391, on July 23, 2018 of the Public Records Of Miami-Dade County Florida, **binding upon the properties located at SE corner of NW 170 Street and NW 97 Avenue, Hialeah, Florida** as provided in the attached amended Declaration of Restrictions Exhibit “1”; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on February 13, 2019.</i>
<i>Planner’s Recommendation: Approval.</i>
<i>Owner of the Property: Two Lakes Lennar, LLC</i>

**PZ 9.** First reading of proposed ordinance approving a final plat of Villas Del Este; accepting all dedication of avenues, streets, roads or other public ways, together with all existing and future planting of trees; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. **Property located at 705 East 18 Street, Hialeah, Florida.**

<i>Item was approved by the Planning and Zoning Board on February 13, 2019.</i>
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**FINAL DECISIONS**

**FD 1.** Proposed resolution approving the final decision of the Planning and Zoning Board, Decision No. 2019-04 that granted an adjustment on the property located at **562 West 79 Place, Hialeah, Florida**; and providing for an effective date.

<i>Item was approved as requested by the Planning and Zoning Board on January 23, 2019.</i>
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<i>Planner's Recommendation: Approve only side and front setback adjustment.</i>
<i>Owner of the Property: Sonia Gutierrez Matha and Daniel Legarreta, 562 West 79 Place, Hialeah, Florida.</i>

**FD 2.** Proposed resolution approving the final decision of the Planning and Zoning Board, Decision No. 2019-03 that granted an adjustment on the property located at **500 West 78 Street, Hialeah, Florida**; and providing for an effective date.

<i>Item was approved by the Planning and Zoning Board on January 23, 2019.</i>
<i>Planner's Recommendation: Approval.</i>
<i>Owner of the Property: Cristo Vive Inc., 500 West 78<sup>th</sup> Street, Hialeah, Florida. Rene Perez, 3550 NE 169 Street, Suite 300 North Miami Beach, Miami, Florida 33160.</i>

**NEXT CITY COUNCIL MEETING: Tuesday, February 26, 2019 at 7:00 p.m.**

**NEXT CHARTER SCHOOL OVERSIGHT COMMITTEE MEETING: Tuesday, May 28, 2019 at 6:30 p.m.**

Anyone wishing to obtain a copy of an agenda item should contact the Office of the City Clerk at (305) 883-5820 or visit at 501 Palm Avenue, 3<sup>rd</sup> Floor, Hialeah, Florida, between the hours of 8:30 a.m. and 5:00 p.m.

Persons wishing to appeal any decision made by the City Council, with respect to any matter considered at the meeting, will need a record of the proceedings and, for such purposes, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

An ordinance or resolution shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto. If the Mayor's veto is sustained, the affected ordinance or resolution does not become law and is deemed null and void.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in the proceeding should contact the Office of the City Clerk at (305) 883-5820 for assistance no later than seven (7) days prior to the proceeding; if hearing impaired you may telephone the Florida Relay Service at (800) 955-8771 (TDD), (877) 955-8773 (Spanish) or (800) 955-8770 (Voice).