

Carlos Hernández
Mayor

Jesus Tundidor
President

Monica Perez
Vice President



Council Members
Katharine Cue-Fuente
Oscar De la Rosa
Jacqueline Garcia-Roves
Paul B. Hernandez
Carl Zogby

City Council Meeting
Agenda
November 24, 2020
7:00 p.m.

1. CALL TO ORDER

2. ROLL CALL

3. INVOCATION

A. The invocation is to be led by Marbelys Fatjo, City Clerk

4. PLEDGE OF ALLEGIANCE

A. The pledge of allegiance is to be led by Council President Tundidor.

5. MEETING GUIDELINES

The following guidelines apply to today's City Council Meeting:

- Pursuant to emergency management powers as set forth in F.S. §§252.31-252.90, Governor Ron DeSantis issued Executive Order 20-69 (March 20, 2020), suspending the "Florida's Government in the Sunshine Laws" requirement that a quorum of the legislative body holding a public meeting be met in-person and that the meeting be held at a physical location accessible to the public for the duration of the State's Declaration of Emergency issued on March 9, 2020 (EO20-52) as a result of the COVID-19 pandemic affecting the State of Florida. The nation and the State of Florida remain in a state of emergency. The Governor has extended the declaration every 60 days, as required by law, since the execution of Executive Order 20-52. The latest extension made through the execution of Executive Order 20-276 (November 3, 2020).

- Notwithstanding the continuing statewide threat of COVID-19 to the health, safety and welfare of our citizens, Executive Order 20-69, issued specifically to allow local governments to use communications media technology to hold public meetings during the public health emergency, has expired as of 12:01 a.m. November 1, 2020 (EO 20-246). As such, all public meetings in this City of any deliberative body must comply with the in-person quorum requirement of the Sunshine Law. This means, at a minimum, there must be present, in-person, the minimum number of board members required to meet quorum based on the composition of the deliberative body at the location of the meeting. All other members of the deliberative body exceeding quorum may choose, in coordination with the secretary of the respective board conducting the public meeting, to appear using communication media technology.
- Except for the requirement to meet physical quorum and as otherwise amended by this document, all other minimum guidelines and procedures adopted by City of Hialeah Emergency Order dated April 8, 2020 and Hialeah, Fla. Resolution 2020-048 (April 14, 2020) shall continue to govern the conduct of public meetings of the City Council of the City of Hialeah, Florida and the public meetings of all other boards or committees for the City of Hialeah, Florida using communications media technology, held during the duration of the public health emergency as a result of COVID19, in order to protect the health, welfare and safety of the public, including public officials, from being exposed to COVID-19 and meet the requirements of the Sunshine Law.
- A limited number of members of the public will be allowed to be present at the location of the meeting considering the physical spacing limitations of the location to observe social distancing. As such, only 15 members of the public will be allowed to attend in person any scheduled meeting of the Council held in Chambers on a first-come-first serve basis. Based upon anticipated in-person attendance of any meeting, the City will provide additional space at City Hall to accommodate the public and provide both viewing and participation capabilities. In addition, all public meetings continue to be broadcast live for members of the public to view on the City's Facebook page. As an additional alternative, members of the public may hear the meeting live through telephonic conferencing.
- Any person interested in making comments or posing questions on matters of public concern or on any item on the agenda may do so prior to the meeting taking place by email to virtualmeeting@hialeahfl.gov by 3:00 p.m. the business day prior to the meeting or no later than six (6) hours prior to the meeting if only 24-hours' notice prior to the meeting is provided by the City. Email comments and questions shall not exceed three (3) minutes when read. Only the first three minutes of e-mail comments and questions received by the deadline will be read into and form part of the public record.
- Any person interested in making comments or posing questions on matters of public concern or on any item on the agenda may do so during the meeting by joining the meeting using Zoom or any other similar web-based meeting platform being used as identified in the notice. The person interested in joining the meeting to participate for this purpose must register with the City Clerk by completing a registration form, providing the information required and submitting the completed form to the City Clerk no later than 3:00 p.m. the business day prior to the meeting or no later than six (6) hours prior to the meeting if only 24-hours' notice prior to the meeting is provided by the City. All registered participants will be muted during the meeting until called upon to be heard. Participation through Zoom requires a computer or smart mobile device with a microphone and web camera. The participant may elect to participate in the meeting using audio only or appear through both audio and video. The video function of all participants appearing through video will be turned off until called upon to be heard.

- Participants are reminded to maintain decorum in their comments and appearance throughout their participation as the whole meeting will be recorded and published on the City's Facebook page and retained pursuant to the Florida Public Records Law.
- All existing laws or rules of procedure applicable to public meetings (i.e. three-minute limit on speaking, three in favor and three in opposition on any item on the agenda, lobbyist registration requirements), that are not in conflict with these procedures and can be observed under the circumstances remain in effect and to the greatest extent practicable should be observed.
- Public comments and questions, whether on general matters of public concern or on a matter on the agenda, will be heard at the beginning of the meeting and once heard no other public participation will be permitted.
- Persons making public comments must identify themselves by first and last name and provide their address for the record, prior to speaking.
- If during the course of the meeting, technical problems develop with the communications network that prevent interested persons from attending, the meeting shall be adjourned until the problems have been corrected.

6. PRESENTATIONS

7. COMMENTS AND QUESTIONS

8. ANNOUNCEMENT OF AMENDMENTS/CORRECTIONS TO THE AGENDA

9. CONSENT AGENDA

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 City Council Meeting held on November 10, 2020.
(OFFICE OF THE CITY CLERK)

- B. Proposed resolution approving the naming of West 68th Street to West 70th Place as “Pastor Edwin Diaz Way”, with the cost of signage to be paid by the City, in his honor, as a community leader who dedicated his life to the ministry and serving others in need.
(MAYOR HERNANDEZ)

The item was approved by the Historic Preservation Board on October 21, 2020.

- C. Request from Samurai Fireworks, LLC, located at 7950 NW 53rd Street, Suite 337, Miami, Florida 33166, for permission to install a seasonal tent for the sale of fireworks, with set up taking place on Wednesday, December 16, 2020 and take down on Friday, January 1, 2021, and with sales scheduled to take place from Thursday, December 17, 2020 through Thursday, December 31, 2020, to be located at 5378 West 16th Avenue, Hialeah, Florida, in accordance with the recommendations from the Fire Department.
(OFFICE OF THE CITY CLERK)
- D. Request from Samurai Fireworks, LLC, located at 7950 NW 53rd Street, Suite 337, Miami, Florida 33166, for permission to install a seasonal tent for the sale of fireworks, with set up taking place on Wednesday, December 16, 2020 and take down on Friday, January 1, 2021, and with sales scheduled to take place from Thursday, December 17, 2020 through Thursday, December 31, 2020, to be located at 2122 West 62nd Street, Hialeah, Florida, in accordance with the recommendations from the Fire Department.
(OFFICE OF THE CITY CLERK)
- E. Request from Red Nose Entertainment Corp, located at 3619 NW 101st Street, Miami, Florida 33147, for a special events permit to host a circus with no animals, as well as permission to install a tent, with set up taking place on Friday, November 27, 2020 and take down on Thursday, December 17, 2020, with the event scheduled to take place from Thursday, December 3, 2020 through Thursday, December 17, 2020, at the Westland Mall parking lot, located at 1675 West 49th Street, Hialeah, Florida, in accordance with the recommendations from the Fire Department and the Police Department.
(OFFICE OF THE CITY CLERK)
- F. Request permission to utilize Lake County, Florida Contract No. 17-0606H - *Fire Equipment – Parts – Supplies – Service*, effective through June 30, 2021, and issue a purchase order to Municipal Equipment Company, LLC, for the purchase of fire suppression foam, in a total cumulative amount not to exceed \$15,000.
(FIRE DEPARTMENT)
- G. Request permission to utilize Lake County, Florida Contract No. 17-0606G - *Fire Equipment – Parts – Supplies – Service*, effective through June 30, 2021, and issue a purchase order to Municipal Emergency Services, Inc., to purchase firefighting tools and equipment, in a total cumulative amount not to exceed \$15,000.
(FIRE DEPARTMENT)
- H. Request permission to utilize Lake County, Florida Contract No. 17-0606B - *Fire Equipment – Parts – Supplies – Service*, effective through June 30, 2021, and issue a purchase order to Bennett Fire Products Company, Inc., for the purchase of firefighter personal protective equipment, including bunker gear, boots, gloves and helmets, to outfit new recruits with safety gear, as well as to replace existing equipment gear and equipment for all fire personnel, in a total cumulative amount not to exceed \$40,000.
(FIRE DEPARTMENT)

- I. Request permission to waive competitive bidding, since it is advantageous to the City, and issue two (2) purchase orders to All Uniform Wear Corp., vendor providing the lowest quotation, with the first purchase order being to purchase uniforms for fire personnel, in the amount of \$45,000, and the second purchase order being to purchase uniforms for dispatch personnel, in the amount of \$5,000, for a total cumulative expense amount not to exceed \$50,000.
(FIRE DEPARTMENT)
- J. Request permission to utilize Lake County, Florida Contract No. 17-0606G - *Fire Equipment – Parts – Supplies – Service*, effective through June 30, 2021, and issue a purchase order to Municipal Emergency Services, Inc., for annual flow testing, inspection and repairs of Self Contained Breathing Apparatus (SCBA) Packs and Air cylinder as required by the National Fire Protection Association, in a total cumulative amount not to exceed \$9,000.
(FIRE DEPARTMENT)
- K. Request permission to utilize Lake County, Florida Contract No. 17-0606H - *Fire Equipment – Parts – Supplies – Service*, effective through June 30, 2021, and issue a purchase order to Municipal Equipment Company, LLC, for purchase of tools and equipment, in a total cumulative amount not to exceed \$15,000.
(FIRE DEPARTMENT)
- L. Request permission to issue a purchase order to Teleflex LLC, sole source vendor, for the purchase of medical supplies and equipment, including EZ-IO Drills, IO needles, stabilizers, AirTraQ video laryngoscope camera and intubation blades, in a total cumulative amount not to exceed \$20,000.
(FIRE DEPARTMENT)
- M. Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Design Lab, Inc., vendor providing the lowest quotation, for the purchase of Class-A dress suits for fire recruits, fire personnel and newly promoted personnel of the Fire Department, in a total cumulative amount not to exceed \$22,000.
(FIRE DEPARTMENT)
- N. Request permission to utilize City of Miami Beach Contract No. 2018-028-ND – *Door Related Repair, Replacement and Preventive Maintenance*, effective through November 19, 2021, and issue a purchase order to Best Garage Doors, Inc., for maintenance and repairs to all overhead garage doors and gates on an as needed basis, in a total cumulative amount not to exceed \$25,000.
(FIRE DEPARTMENT)
- O. Request permission to issue a purchase order to Change Healthcare Technology Enabled Services, LLC, vendor under contract with the City for a term of three years commencing on August 1, 2018, for medical billing services rendered during fiscal year 2020-2021, in a total cumulative amount not to exceed \$230,000.
(FIRE DEPARTMENT)
- P. Request permission to increase Purchase Order No. 2020-240, issued to DSM Technology Consultants LLC, vendor under contract with the City for Disaster Recovery-as-a-Service Solution, for the cost of installing and configuring the Disaster Recover-as-a-Service agent on a new server and seeding the data, by an additional amount of \$1,723.59, for a new total cumulative amount not to exceed \$43,963.59. On February 13, 2018, the City Council approved utilizing State of Florida Contract No. 991-268-11-1- *IT Disaster Recovery Services* and awarding the purchase and implementation of a Disaster Recovery-as-a-Service Solution for all critical systems to this vendor.
(INFORMATION TECHNOLOGY DEPARTMENT)

- Q.** Request permission to utilize National Joint Powers Alliance Contract No. 030117-LTS, effective through April 14, 2021, and issue a purchase order to Miracle Recreation Equipment Company, for the purchase and installation of a new shade structure system for Bucky Dent Park to be installed for the soon to be completed outdoor gym, in a total cumulative amount not to exceed \$22,798.01.
(DEPARTMENT OF PARKS AND RECREATION)
- R.** Request permission to utilize City of Miami Contract No. 781382(29) – *Citywide Sidewalk Repair and Replacement Services*, effective through July 29, 2023, and issue a purchase order to G P E Engineering & General Contractor Corp., for the removal and replacement of damaged sidewalks, curbs and/or gutters throughout the City on an as needed basis, in a total cumulative amount not to exceed \$398,000.
(STREETS)
- S.** Proposed resolution authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a Professional Services Agreement with Mr. Raymond Newlands (Short Chef) to provide nutrition/cooking classes to the participants of the City’s CDBG-Special Populations Therapeutics Enrichment Program, for a term commencing on October 19, 2020 and ending on September 28, 2021, in an amount not to exceed \$9,000.00, in substantial conformity with the agreement attached hereto and made a part hereof as Exhibit “1”; and providing for an effective date.
(EDUCATION COMMUNITY SERVICES DEPARTMENT)
- T.** Proposed resolution authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a Professional Services Agreement with Benestar Wellness, LLC to provide yoga classes to the participants of the City’s CDBG-Special Populations Therapeutics Enrichment Program, for a term commencing on October 7, 2020 and ending on September 30, 2021, in an amount not to exceed \$6,900.00, in substantial conformity with the agreement attached hereto and made a part hereof as Exhibit “1”; and providing for an effective date.
(EDUCATION COMMUNITY SERVICES DEPARTMENT)
- U.** Proposed resolution authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a Professional Services Agreement with Wholesome Harmonies, LLC to provide the participants of the City’s Special Populations Therapeutics Enrichment Program with interactive music therapy classes specifically designed for adults with special needs, for a term commencing on October 6, 2020 and ending on September 22, 2021, in an amount not to exceed \$4,320.00, in substantial conformity with the agreement attached hereto and made a part hereof as Exhibit “1”; and providing for an effective date.
(EDUCATION COMMUNITY SERVICES DEPARTMENT)
- V.** Proposed resolution authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a Professional Services Agreement with Arts For Learning/Miami, Inc. to provide an art-based enrichment program to participants of the City’s Creative Learning and Play (CL&P) Summer Camp Program, including research-based dance programs at six (6) sites during the 2021 summer, for a term commencing on June 1, 2021 and ending on August 31, 2021, in an amount not to exceed \$12,305.00, in substantial conformity with the agreement attached hereto and made a part hereof as Exhibit “1”; and providing for an effective date.
(EDUCATION COMMUNITY SERVICES DEPARTMENT)
- W.** Proposed resolution authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a Professional Services Agreement with EduSource, Inc. to provide ceramics/art classes to the participants of the City’s CDBG-Step Ahead Social Enrichment Program, for a term commencing on October 29, 2020 and ending on September 30, 2021, in an amount not to exceed \$5,000.00, in substantial conformity with the agreement attached hereto and

made a part hereof as Exhibit “1”; and providing for an effective date.
(EDUCATION COMMUNITY SERVICES DEPARTMENT)

- X. Proposed resolution authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a Professional Services Agreement with EduSource, Inc., to provide ceramics/art classes to the participants of the City’s CDBG-Special Populations Therapeutics Enrichment Program, for a term commencing on October 23, 2020 and ending on September 24, 2021, in an amount not to exceed \$8,940.00, in substantial conformity with the agreement attached hereto and made a part hereof as Exhibit “1”; and providing for an effective date.
(EDUCATION COMMUNITY SERVICES DEPARTMENT)

- Y. Proposed resolution to accept a reimbursement award of Cares Act Funding passed through from Miami Dade County, in the amount of \$2,000,00.00, to provide assistance to eligible businesses of the City of Hialeah who have been financially impacted by the novel Coronavirus (COVID-19), for a term commencing on November 10, 2020 through December 30, 2020 and further authorizing the Mayor or his designee on behalf of the City to execute all other necessary documents in furtherance thereof; and providing for an effective date.
(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

- Z. Proposed resolution approving a Coronavirus Relief Fund (CRF) Amended Agreement between Citrus Health Network, Inc., and the City of Hialeah, in an amount not to exceed \$382,500 to provide administrative and implementation activities needed for financial assistance to the City of Hialeah homeowners, that have been financially impacted by COVID-19 with mortgage and utility assistance, in the new total amount of \$1,020,000.00 for a term commencing on October 28, 2020 and ending on December 30, 2020; and authorizing the Mayor or his designee, on behalf of the City, to execute the Coronavirus Relief Fund (CRF) Amended Agreement and all other necessary documents in furtherance thereof, attached hereto in substantial form and made a part hereof as Exhibit “1”; and providing for an effective date.
(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

- AA. Proposed resolution to accept a reimbursement award of Cares Act funding passed through Miami Dade County, in the amount of \$2,202,188.00, to provide assistance with and mortgage assistance to eligible residents of the City of Hialeah who have been financially impacted by the novel Coronavirus (COVID-19), for a term commencing on November 10, 2020 through December 30, 2020, and further authorizing the Mayor or his designee on behalf of the City to execute all other necessary documents in furtherance thereof; and providing for an effective date.
(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

- BB. Proposed resolution to accept an additional award of Coronavirus Relief Funds (CRF) from the Florida Housing Finance Corporation, in the amount of \$1,000,000.00, for a cumulative total of \$2,020,000.00 to provide assistance with mortgage and utility payments to eligible residents of the City of Hialeah who have been financially impacted by the novel Coronavirus (COVID-19), approving the Coronavirus Relief Fund (CRF) amendment new amount between the City of Hialeah and Florida Housing Finance Corporation, for a term commencing on November 10, 2020 through December 30, 2020; a copy of which is attached hereto and made a part hereof as Exhibit “1”; and further authorizing the Mayor of his designee on behalf of the City to execute all other necessary documents in furtherance thereof; and providing for an effective date.
(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

- CC. Request to ratify the award of the Juan Santandreu and Mirabal Margot Project Case No. S-

10040-16/17, for property located at 271 West 59th Street, Hialeah, Florida, to AEGB Engineering & General Contractors, Building Service Inc, lowest responsive bidder, in the amount of \$27,770, and request permission to increase the expenditure amount up to, but not greater than, \$118,500, which is the maximum available cap in the State Housing and Initiative Program (SHIP) grant appropriated to cover any construction change orders for unforeseen conditions or additions and changes to the scope of services without delaying the project which serve only elderly, low income, special needs and other vulnerable populations.

(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

- DD.** Request to ratify the award of the Mayra Flechoso and Gabriel Riveron Project Case No. S-10056, for property located at 610 East 7th Avenue, Hialeah, Florida, to Reliant Construction, Corp., Inc., lowest responsive bidder, in the amount of \$64,850, and request permission to increase the expenditure amount up to, but not greater than, \$118,500, which is the maximum available cap in the State Housing and Initiative Program (SHIP) grant appropriated to cover any construction change orders for unforeseen conditions or additions and changes to the scope of services without delaying the project which serve only elderly, low income, special needs and other vulnerable populations.

(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

- EE.** Request to ratify the award of the Carmen R. Jimenez Project Case No. S-10047-16/17, for property located at 1137 West 70th Place, Hialeah, Florida, to H.L. Superior Remodeling Corp., lowest responsive bidder, in the amount of \$105,000, and request permission to increase the expenditure amount up to, but not greater than, \$118,500, which is the maximum available cap in the State Housing and Initiative Program (SHIP) grant appropriated to cover any construction change orders for unforeseen conditions or additions and changes to the scope of services without delaying the project which serve only elderly, low income, special needs and other vulnerable populations.

(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

- FF.** Request from Eventlink LLC, located at 5500 18 Mile Rd, Sterling Heights, Michigan 48314, for permission to host a BMW Ride and Drive event, with set up taking place on Thursday, December 3, 2020 and take down on Monday, December 7, 2020, and with event scheduled to take place from Friday, December 4, 2020 through Sunday, December 6, 2020, to be held at the Hialeah Park parking lot located at 100 East 32 Street, Hialeah, Florida, in accordance with the recommendations from the Fire Department and the Police Department.

(OFFICE OF THE CITY CLERK)

- GG.** Proposed resolution authorizing the Mayor and the City Clerk as attesting witness, on behalf of the City, to enter into an Interlocal Agreement between Miami-Dade County, Florida for direct radio communications between 911 public safety answering points and first responder agencies as attached hereto and made a part hereof as Exhibit "A".

(POLICE DEPARTMENT)

- HH.** Proposed resolution approving the expenditure in an amount not to exceed \$83,676.00 from the Law Enforcement Trust Fund-State account for the rental of undercover surveillance vehicles from Royal Rent-A-Car Systems of Florida Inc., vendor #21162, upon such costs having been approved by the Chief of Police, and providing for an effective date.

(POLICE DEPARTMENT)

- II.** Request permission to ratify the issuance of Purchase Order No. 2021-942, issued on November 12, 2020, to All Uniform Wear Corp., for the purchase of facemasks and filters for general employees and employees of the Police Department, in a total cumulative amount not to exceed \$18,250.

(EMERGENCY MANAGEMENT DEPARTMENT)

- JJ.** Request permission to cancel the City Council meeting of December 22, 2020 in observance of the Christmas holiday.

(OFFICE OF THE CITY CLERK)

- KK.** Proposed resolution approving a Coronavirus Relief Fund (CRF) Amended Agreement between Citrus Health Network, Inc. and the City of Hialeah, Florida, in an amount not to exceed \$1,000,000.00, to provide financial assistance to City of Hialeah homeowners that have been financially impacted by COVID-19 with mortgage and utility assistance, in the new total amount of \$2,020,000.00 for a term commencing on November 10, 2020 and ending on December 30, 2020; and authorizing the Mayor or his designee, on behalf of the City, to execute the Coronavirus Relief Fund (CRF) Amended Agreement and all other necessary documents in furtherance thereof, attached hereto in substantial form and made a part hereof as Exhibit "1"; and providing for an effective.

(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

- LL.** Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to South Florida Boiler and Gas Services, Inc., to remove and replace the commercial pool heater at Milander Aquatic Center, in a total cumulative amount not to exceed \$28,239.50.

(PARKS AND RECREATION DEPARTMENT)

- MM.** Proposed resolution approving participation in the Municipal Housing Assistance Program operated by Miami-Dade County, as provided in the program description attached to and made a part hereof as "Exhibit 1" for the administration of the Residential Rental and Mortgage Assistance Program by Hagerty Consulting, Inc.; and in particular approving the City's proportional share of the County's total cost of program administration not to exceed 8.75% of the total amount of Coronavirus Relief Funds allocated by the City to the Residential Rental and Mortgage Assistance Program; and providing for an effective date.

(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

- NN.** Request from Fireworks Lady and Co. LLC, located at 8600 NW S River Drive, Suite 75, Miami, Florida 33166, for permission to install a seasonal tent for the sale of safe and sane fireworks and sparklers, with set up taking place on Friday, December 18, 2020 and take down on Tuesday, January 5, 2021, and with sales scheduled to take place from Wednesday, December 23, 2020 through Thursday, December 31, 2020, to be held at Villa Verde Plaza located at 3100 West 76th Street, Hialeah, Florida, in accordance with the recommendations from the Fire Department.

(OFFICE OF THE CITY CLERK)

- OO.** Request from Fireworks Lady and Co. LLC, located at 8600 NW S River Drive, Suite 75, Miami, Florida 33166, for permission to install a seasonal tent for the sale of safe and sane fireworks and sparklers, with set up taking place on Friday, December 18, 2020 and take down on Tuesday, January 5, 2021, and with sales scheduled to take place from Wednesday, December 23, 2020 through Thursday, December 31, 2020, to be held at Westland Mall located at 1675 West 49th Street, Hialeah, Florida, in accordance with the recommendations from the Fire Department.

(OFFICE OF THE CITY CLERK)

- PP.** Report of Scrivener's Error – On November 10, 2020 the City Council approved Resolution No. 2020-155 (Item G) approving an expenditure in an amount not to exceed \$53,291.24 from L.E.T.F. State Capital Outlay – Equipment Grant Account # 105.1000.521640 for the purchase of investigative tools which includes two (2) CORE Flex Camera Heads, two (2) CORE Pole Camera Kits and two (2) CORE Under the Door Camera Kits from Strack, Inc., the lowest quoted vendor. The item was approved with the incorrect carryover amount (\$12,881.24) to fund the purchase. The agenda item

letter is being amended to reflect that the amount of \$28,607 needs to be carried over to fund the purchase.

10. ADMINISTRATIVE ITEMS

- 10 A.** Second reading and public hearing of proposed ordinance amending Hialeah, Fla. Ordinance 2019-98 (September 23, 2019) adopting the Operating Budget for fiscal year 2019-2020 to approve and ratify a reduction in appropriations in the amount of \$5,869,089 and to approve and ratify all unencumbered appropriation balances within an office or department or from one office or department to another for a new year-end Operating Budget in the total amount of \$151,764,911; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.
(OFFICE OF MANAGEMENT AND BUDGET)

On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing was scheduled for November 24, 2020.

- 10 B.** Second reading and public hearing of proposed ordinance amending Hialeah, Fla. Ordinance 2019-99 (September 23, 2019) adopting the Public Works Funds Budget for fiscal year 2019-2020 to approve and ratify a reduction in appropriations in the amount of \$13,678,040 and to approve and ratify all unencumbered appropriation balances within an office or department or from one office or department to another for a new year-end Public Works Funds Budget in the total amount of \$102,266,995; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.
(OFFICE OF MANAGEMENT AND BUDGET)

On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing was scheduled for November 24, 2020.

- 10 C.** Second reading and public hearing of proposed ordinance amending Hialeah, Fla. Ordinance 2019-100 (September 23, 2019) adopting the Street Transportation Funds Budget for fiscal year 2019-2020 to approve and ratify a reduction in appropriations in the amount of \$3,628,465 and to approve and ratify all unencumbered appropriation balances within an office or department or from one office or department to another for a new year-end Street Transportation Funds Budget in the total amount of \$6,594,066; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.
(OFFICE OF MANAGEMENT AND BUDGET)

On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing was scheduled for November 24, 2020.

- 10 D.** Second reading and public hearing of proposed ordinance amending Hialeah, Fla. Ordinance 2019-101 (September 23, 2019) adopting the Stormwater Fund Budget for fiscal year 2019-2020 to approve and ratify a reduction in appropriations in the amount of \$356,623 and to approve and ratify all unencumbered appropriation balances within an office or department or from one office or department to another for a new year-end Stormwater Fund Budget in the total amount of \$3,243,377; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.

(OFFICE OF MANAGEMENT AND BUDGET)

On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing was scheduled for November 24, 2020.

- 10 E.** Second reading and public hearing of proposed ordinance amending Hialeah, Fla. Ordinance 2019-102 (September 23, 2019) adopting the Special Revenue Funds Budget for fiscal year 2019-2020 to approve and ratify supplemental appropriations in the amount of \$8,013,361 and to approve and ratify all unencumbered appropriation balances within an office or department or from one office or department to another for a new year-end Special Revenues Fund in the total amount of \$32,839,394; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.
(OFFICE OF MANAGEMENT AND BUDGET)

On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing was scheduled for November 24, 2020.

- 10 F.** Second reading and public hearing of proposed ordinance amending Hialeah, Fla. Ordinance 2019-103 (September 23, 2019) adopting the Capital Projects Funds Budget for fiscal year 2019-2020 to approve and ratify a reduction in appropriations in the amount of \$4,449,559 and to approve and ratify all unencumbered appropriation balances within an office or department or from one office or department to another for a new year-end Capital Projects Funds Budget in the total amount of \$5,026,295; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.
(OFFICE OF MANAGEMENT AND BUDGET)

On November 10, 2020, the City Council approved the item on first reading.

- 10 G.** First reading of proposed ordinance providing for a Primary Election to be held on Tuesday, November 2, 2021 and a General Election to be held on Tuesday, November 16, 2021; providing for the Miami-Dade County Elections Department to conduct these elections and other matters relating thereto; 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.
(OFFICE OF THE CITY CLERK)

- 10 H.** First reading of proposed ordinance setting the election date for the General Election for the year 2021 for the date of Tuesday, November 16, 2021 for the Office of Mayor and for the Offices of the City Council whose terms have expired, pursuant to municipal powers vested by state law according to Florida Statutes §§ 166.021(4) and 100.3605(2) in order to conduct elections on the same date as other municipalities; 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.
(OFFICE OF THE CITY CLERK)

- 10 I.** First reading of proposed ordinance opting out of the early voting time and location provisions provided by state law, specifically, Sections 101.657(1)(a)-(1)(d), Florida Statutes and in lieu thereof, providing early voting at JFK Library for the November 2, 2021 City of Hialeah Primary Election, and in particular, on Monday, October 25, 2021, from 11:00 a.m. to 7:00 p.m., on Tuesday, October 26, 2021, from 7:00 a.m. to 3:00 p.m., on Wednesday, October 27, 2021, from 11:00 a.m. to 7:00 p.m.; on Thursday, October 28, 2021, from 7:00 a.m. to 3:00 p.m.; Friday,

October 29, 2021, from 11:00 a.m. to 7:00 p.m., on Saturday, October 30, 2021, from 9:00 a.m. to 4:00 p.m., and on Sunday, October 31, 2021, from 9:00 a.m. to 4:00 p.m.; and providing early voting at JFK Library for the General Election, if a General Election is held, and in particular, on Friday, November 12, 2021, from 11:00 a.m. to 7:00 p.m., on Saturday, November 13, 2021, from 9:00 a.m. to 4:00 p.m. and on Sunday, November 14, 2021, from 9:00 a.m. to 4:00 p.m.; 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.
(OFFICE OF THE CITY CLERK)

- 10 J.** Pursuant to Section 2-815.1 of the City of Hialeah Code, Vercetti Enterprises protests to the City Council a decision made by the City Council on November 10, 2020, to award City of Hialeah Invitation to Bid No. 2019-20-3230-00-023 – *City of Hialeah Educational Academy - New Classroom Addition - General Contractor* to State Contracting & Engineering Corporation, lowest responsive and responsible bidder, in the amount of \$748,347.60, amount which includes a five percent (5%) contingency to cover any unforeseen issues that may arise during the work, as well as to reimburse the contractor for permitting and testing fees.

11. BOARD APPOINTMENTS

- A.** Proposed resolution reappointing **Stephen C. Dielmann** to the Personnel Board of the City of Hialeah, as the American Federation of State, County and Municipal Employees (AFSCME) appointment, for a two (2)-year term ending on June 26, 2022.
(AFSCME)

12. UNFINISHED BUSINESS

- A.** Quarterly Progress Report (September 2020 – October 2020), pursuant to Hialeah, Fla. Resolution No. 2020-021 (February 11th, 2020), on the status of compliance by City with the Consent Agreement by and between the City and Miami-Dade County DERM dated January 30th, 2020.
(LAW DEPARTMENT)

13. NEW BUSINESS

14. ZONING

PLANNING AND ZONING

- PZ 1.** Second reading and public hearing of proposed ordinance granting a conditional use permit (CUP) pursuant to Hialeah Code of Ordinances § 98-181 to allow an existing k-6 grade school

with an enrollment of 105 students within a facility that also includes a daycare with an enrollment of 59 students; and granting a variance permit to allow 6 on-site parking spaces, where 19 parking spaces are required; contra to Hialeah Code of Ordinances § 98-2189(8). **Property located at 891 West 29 Street, Hialeah, zoned C-2 (Liberal Retail Commercial District).** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

<i>On November 10, 2020, the item was postponed until November 24, 2020, per the applicant's request.</i>
<i>On October 27, 2020, the item was postponed until November 10, 2020, per the applicant's request.</i>
<i>On October 13, 2020, the item was postponed until October 27, 2020 per the applicant's request.</i>
<i>Item was approved on first reading by the City Council on September 22, 2020. Second reading and public hearing was scheduled for October 13, 2020.</i>
<i>Registered Lobbyist: Ceasar Mestre Esq., 8105 NW 155 Street, Miami Lakes, Florida 33016, on behalf of Chanty Learning Center, Inc., (owner of the property) 891 West 29 Street, Hialeah, Florida.</i>
<i>On September 9, 2020, the Planning and Zoning Board recommended approval of the item.</i>
<i>Planner's Recommendation: Denial</i>
<i>Owner of the Property: Chanty Inc and Julio Torrecilla, 891 West 29 Street, Hialeah, Florida 33012.</i>

LAND USE

LU 1. Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Low Density Residential to Medium Density Residential. **Property located at 410 East 47 Street and 4655 East 4 Avenue, Hialeah, Florida,** zoned R-1 (One-Family District); 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>On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing is scheduled for November 24, 2020.</i>
<i>Registered Lobbyist: Ceasar Mestre, Jr., 8105 NW 155 Street, Miami Lakes, FL 33016, on behalf of Garcia Garcia Associates/Edward Garcia, 4655 East 4 Avenue.</i>
<i>On October 28, 2020, the Planning and Zoning Board recommended approval of this item.</i>
<i>Planner's Recommendation: Approval</i>

*Owners of the Property: Garcia Garcia Associates, Inc.
Edward Garcia, 6163 Miami Lakes Drive East, Miami Lakes, FL 33014*

- LU 2.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Residential Office to Commercial. **Property located at 1410 West 68 Street, Hialeah, Florida**, zoned RO (Residential Office); 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.

On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing is scheduled for November 24, 2020.

On October 28, 2020, the Planning and Zoning Board recommended approval of this item.

Registered Lobbyist: Frank De la Paz, 9361 SW 40th Street, Miami, Florida 33165.

Planner's Recommendation: Approval

Owners of Property: Jose and Odalys Mendigutia, 16140 E Troon Circle, Miami Lakes, FL 33014

- LU 3.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Residential Office to Commercial. **Property located at 3581 East 4 Avenue, Hialeah, Florida**, zoned R-1 (One Family District); 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.

On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing is scheduled for November 24, 2020.

On October 28, 2020, the Planning and Zoning Board recommended approval of this item.

Planner's Recommendation: Approval

Owner of the Property: Kenny Niebla, 141 East 60 Street, Hialeah, Florida

- LU 4.** Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Transit Oriented Development District to Industrial. **Property located at 1101 East 33 Street, Hialeah, Florida**, zoned M-1 (Industrial District); 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.

On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing is scheduled for November 24, 2020.

Registered Lobbyist: Carlos L. Diaz, 333 SE 2nd Avenue, 44th Floor, Miami, FL 33131, on behalf of GFP CL Hialeah 1101, LLC, 1099 18 Street, Suite 2900, Denver, CO 80202.

Registered Lobbyist: Jorge L. Navarro, 333 SE 2nd Avenue, 44th Floor, Miami, FL 33131, on behalf of GFP CL Hialeah 1101, LLC, 1099 18 Street, Suite 2900, Denver, CO 80202.

<i>On October 28, 2020, the Planning and Zoning Board recommended approval of this item.</i>
<i>Planner's Recommendation: Approval</i>
<i>Owner of the Property: 1101 E 33 Holdings LLC</i>

LU 5. Second reading and public hearing of proposed ordinance amending the Future Land Use Map from Transit Oriented Development District to Industrial. **Property located at 4800 NW 37 Avenue, Hialeah, Florida**, zoned TOD (Transit Oriented Development District); 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>On November 10, 2020, the City Council approved the item on first reading. Second reading and public hearing is scheduled for November 24, 2020.</i>
<i>Registered Lobbyist: Felix M. Lasarte, 3250 NE 1st Avenue, #334, Miami, FL 33137, on behalf of 4700 NW 37th Investments, LLC, 2665 S. Bayshore Drive, Suite 1020</i>
<i>On October 28, 2020, the Planning and Zoning Board recommended approval of this item.</i>
<i>Planner's Recommendation: Approval</i>
<i>Owner of the Property: 4700 NW 37th Investments, LLC</i>

NEXT CITY COUNCIL MEETING: Tuesday, December 8, 2020 at 7:00 p.m.

NEXT CHARTER SCHOOL OVERSIGHT COMMITTEE MEETING: Tuesday, February 23, 2020 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, 3rd 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 two (2) 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).