

Esteban Bovo, Jr.
Mayor

Carl Zogby
President

Monica Perez
Vice President



Council Members
Bryan Calvo
Vivian Casàls-Muñoz
Jacqueline Garcia-Roves
Luis Rodriguez
Jesus Tundidor

Meeting of the City Council
First Budget Hearing
Minutes
September 14, 2022
7:00 p.m.

1. CALL TO ORDER

A. **Council President Zogby** called the meeting to order at **7:09 p.m.**

2. ROLL CALL

A. **REPORT: Marbelys Fatjo, City Clerk**, called the roll with all Council Members present.

B. REPORT:

1. Mayor Esteban Bovo, Jr. was present.
2. Marbelys Fatjo, City Clerk, was present.
3. Lorena Bravo, City Attorney, was present.

3. INVOCATION

A. Marbelys Fatjo, City Clerk, led the invocation.

4. PLEDGE OF ALLEGIANCE

A. Council Member Rodriguez led the Pledge of Allegiance.

5. 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, whether participating via the web platform, telephonic conferencing or physical presence at City Hall, 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.
- The public can view public meetings on the City's YouTube page (www.youtube.com/cityofhialeahgov).
- Members of the public may hear the meeting live through telephonic conferencing using any telephone or cellular phone service. A smart device or computer are not necessary to participate in the meeting if you join by phone.
- All persons participating via the web platform 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.

REPORT: Marbelys Fatjo, City Clerk, read the meeting guidelines into the record.

6. COMMENTS AND QUESTIONS

- A. **REPORT:** The Office of the City Clerk did not receive any email message to be read into the record from a person interested in making comments or posing questions on matters of public concern.
- B. **REPORT:** No member of the public participating via the Zoom web platform expressed interest in making comments or posing questions on matters of public concern.
- C. **REPORT:** Two (2) members of the public present in the Council Chambers expressed interest in speaking during this portion of the meeting:

- 1) **Eric Johnson, Local 1102**, spoke in support of the approval of the proposed budget.
- 2) **Mary Lou Manzo, 7736 West 14 Avenue**, addressed the City Council regarding the City's Public Works Department.

7. ANNOUNCEMENT OF AMENDMENTS/CORRECTIONS TO THE AGENDA

- **Report of Scrivener's Error:** The seventh (7th) Whereas Clause of the proposed ordinance for Item 8C was corrected as follows:

“**WHEREAS**, notwithstanding Hialeah, Fla. Code §94-153(c), the proposed budget for the Public Works Fund does *not* propose an adjustment to water and wastewater rates to reflect an increase in the Consumer Price Index; and

8. AGENDA

REPORT: Presentation by Ruth Rubi, Executive Director of the Hialeah Finance Management Department regarding the proposed fiscal year 2023 budget. A copy of the PowerPoint Presentation is on file in the Office of the City Clerk.

REPORT: Mayor Bovo spoke.

REPORT: Armando Vidal, Director of the Hialeah Department of Public Works, 3700 West 4th Avenue, addressed the City Council.

- 8A.** First reading and **public hearing** of proposed ordinance accepting for budget purposes the Miami-Dade County Assessment Roll; establishing a Tax Millage Rate for the City of Hialeah of 6.3018 mills for fiscal year 2023, commencing on October 1, 2022 and ending on September 30, 2023, which is an increase of 12.53% over the Roll Back Rate of 5.6002; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.

REPORT: Council President Zogby opened the item for public participating and one person expressed interest in speaking:

- (1) **Eric Johnson, Local 1102**, spoke in support of the proposed millage rate.

REPORT: Motion to Approve Item 8A made by Council Member Casáls-Muñoz, and seconded by Council Member Garcia-Roves. Motion passes 6-1 with Council Member Calvo voting “No”.

REPORT: Second reading and public hearing is scheduled for September 28, 2022.

- 8B.** First reading and **public hearing** of proposed ordinance approving and adopting the General Fund Budget for the City of Hialeah, Florida for fiscal year 2023, commencing on

October 1, 2022 and ending on September 30, 2023; repealing all ordinances or parts of ordinances in conflict herewith; providing penalty for violation hereof; providing for a severability clause; and providing for an effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.

REPORT: Council President Zogby opened the item for public participating and no one present in the Council Chambers or participating via the web platform expressed interest in speaking.

REPORT: Motion to Approve Item 8B made by Council Member Rodriguez, and seconded by Council Member Casáls-Muñoz. Motion passes 6-1 with Council Member Calvo voting “No”.

REPORT: Second reading and public hearing is scheduled for September 28, 2022.

- 8C.** First reading and **public hearing** of proposed ordinance approving and adopting the budget for the Public Works Fund of the City of Hialeah, Florida for fiscal year 2023, commencing on October 1, 2022 and ending on September 30, 2023; approving water and sewer rate increases, as provided for herein, to maintain proper coverage ratios as required by outstanding bond covenants; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.

REPORT: Council President Zogby opened the item for public participating and no one present in the Council Chambers or participating via the web platform expressed interest in speaking.

REPORT: Armando Vidal, Director of Hialeah Department of Public Works, addressed the City Council.

REPORT: Lorena Bravo, City Attorney, spoke on this item.

REPORT: Motion to Approve Item 8C made by Council Member Casáls-Muñoz, and seconded by Council Member Calvo. Motion passes 6-1 with Council Member Calvo voting “No”.

REPORT: Second reading and public hearing is scheduled for September 28, 2022.

- 8D.** First reading and **public hearing** of proposed ordinance approving and adopting the annual Consumer Price Index (CPI) adjustment for Solid Waste and Recyclables Service Collection Rates pursuant to Hialeah Code § 78-127(b), in the amount of 9.9% designated “Consumer Price Index for all Urban Consumers (CPI)” as issued by the Bureau of Labor Statistics; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.

REPORT: Council President Zogby opened the item for public participating and no

one present in the Council Chambers or participating via the web platform expressed interest in speaking.

REPORT: Motion to Approve Item 8D made by Council Member Casáls-Muñoz, and seconded by Council Member Rodriguez. Motion passes 6-1 with Council Member Calvo voting “No”.

REPORT: Second reading and public hearing is scheduled for September 28, 2022.

- 8E.** Proposed resolution reaffirming the current rate of 4.0% of all sales of wastewater service and all sales of water service within the City as payment in lieu of franchise fee pursuant to Hialeah, Fla. Code §94-163 for fiscal year 2023, beginning on October 1, 2022; and providing for an effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.
RESOLUTION NO. 2022-115

REPORT: Council President Zogby opened the item for public participating and no one present in the Council Chambers or participating via the web platform expressed interest in speaking.

REPORT: Council Member Casáls-Muñoz proposed the creation of a Utility Assistance Relief Program and provided each member of the City Council with a copy of the proposal, a copy of which is on file in the Office of the City Clerk. Mayor Bovo expressed support towards Council Member Casáls-Muñoz’s proposal.

REPORT: The City Council considered Item 8E out of the scheduled order of business listed on the meeting’s agenda. The City Council considered the items on the agenda in the following order: 8A, 8B, 8C, 8D, 8F, 8G, 8E, 8H, 8I and 8J.

REPORT: Lorena Bravo, City Attorney, spoke regarding this item.

REPORT: Armando Vidal, Director of the Hialeah Department of Public Works, spoke on this item.

REPORT: Council Member Calvo proposed an amendment to rate provided for in the proposed resolution.

REPORT: Motion made by Council Member Calvo to reduce the current rate of 4.0 percent to 3.0 percent of all sales of wastewater service and all sales of water service within the City as payment in lieu of franchise fee and create a Water Assistance Relief Program. Motion fails for the lack of a second.

REPORT: Motion to Approve Item 8E as is made by Council Member Rodriguez, and seconded by Council Member Garcia-Roves. Motion passes 6-1 with Council Member Calvo voting “No”.

- 8F.** First reading and **public hearing** of proposed ordinance approving and adopting the budget for the Streets Fund of the City of Hialeah, Florida for fiscal year 2023, commencing on October 1, 2022 and ending on September 30, 2023; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an

effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.

REPORT: Council President Zogby opened the item for public participating and no one present in the Council Chambers or participating via the web platform expressed interest in speaking.

REPORT: Motion to Approve Item 8F made by Council Member Tundidor, and seconded by Council Member Casáls-Muñoz. Motion passes 6-1 with Council Member Calvo voting “No”.

REPORT: Second reading and public hearing is scheduled for September 28, 2022.

- 8G.** First reading and **public hearing** of proposed ordinance approving and adopting the budget for the Stormwater Fund of the City of Hialeah, Florida for fiscal year 2023, commencing on October 1, 2022 and ending on September 30, 2023; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.

REPORT: Council President Zogby opened the item for public participating and no one present in the Council Chambers or participating via the web platform expressed interest in speaking.

REPORT: Jose Sanchez, Director of the Hialeah Streets Department, addressed the City Council.

REPORT: Motion to Approve Item 8G made by Council Member Casáls-Muñoz, and seconded by Council Member Garcia-Roves. Motion passes 6-1 with Council Member Calvo voting “No”.

REPORT: Second reading and public hearing is scheduled for September 28, 2022.

- 8H.** First reading and **public hearing** of proposed ordinance approving and adopting the budget for the Special Revenue Funds of the City of Hialeah, Florida for fiscal year 2023, commencing on October 1, 2022 and ending on September 30, 2023; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.

REPORT: Council President Zogby opened the item for public participating and no one present in the Council Chambers or participating via the web platform expressed interest in speaking.

REPORT: Ruth Rubi, Director of the Hialeah Finance Management Department, addressed the City Council.

REPORT: Motion to Approve Item 8H made by Council Member Tundidor, and seconded by Council Member Casáls-Muñoz. Motion passes 6-1 with Council

Member Calvo voting “No”.

REPORT: Second reading and public hearing is scheduled for September 28, 2022.

- 8I.** First reading and **public hearing** of proposed ordinance approving and adopting the budget for the Capital Project Funds of the City of Hialeah, Florida for fiscal year 2023, commencing on October 1, 2022 and ending on September 30, 2023; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.

REPORT: Council President Zogby opened the item for public participating and no one present in the Council Chambers or participating via the web platform expressed interest in speaking.

REPORT: Ruth Rubi, Director of the Hialeah Finance Management Department, addressed the City Council.

REPORT: Pedro De Farias, Assistant Director of Budget and Finance for the City of Hialeah, addressed the City Council.

REPORT: Motion to Approve Item 8I made by Council Member Tundidor, and seconded by Council Member Casáls-Muñoz. Motion passes 6-1 with Council Member Calvo voting “No”.

REPORT: Second reading and public hearing is scheduled for September 28, 2022.

- 8J.** First reading and **public hearing** of proposed ordinance approving and adopting the budget for the Debt Service Funds of the City of Hialeah, Florida for fiscal year 2023, commencing on October 1, 2022 and ending on September 30, 2023; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.

APPROVED 6-1 with Council Member Calvo voting “No”.

REPORT: Council President Zogby opened the item for public participating and no one present in the Council Chambers or participating via the web platform expressed interest in speaking.

REPORT: Motion to Approve Item 8J made by Council Member Casáls-Muñoz, and seconded by Council Member Garcia-Roves. Motion passes 6-1 with Council Member Calvo voting “No”.

REPORT: Second reading and public hearing is scheduled for September 28, 2022.

REPORT: Council President Zogby adjourned the meeting at 9:06 p.m.

NEXT CITY COUNCIL MEETING: Tuesday, September 27, 2022 at 7:00 p.m.

9/19/2022 4:38 PM

SECOND BUDGET HEARING: Wednesday, September 28, 2022 at 7:00 p.m.

NEXT CHARTER SCHOOL OVERSIGHT COMMITTEE MEETING: Tuesday, October 25, 2022 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).