

RESOLUTION NO. 2018-022

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE INCORPORATED AREA OF THE CITY; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE. (THIS PUBLIC HEARING IS A NECESSARY STEP TO UTILIZE THE NOVEMBER 2018 MIAMI-DADE COUNTY TAX BILL TO COLLECT ASSESSMENTS IMPOSED TO DEFRAY THE EXPENSES OF ROADWAY IMPROVEMENTS TO THE N.W. 142 STREET ASSESSMENT AREA.)

WHEREAS, the City of Hialeah, Florida is contemplating the imposition of a non-ad valorem special assessment to defray the expenses relating to the planning, design, engineering, permitting and construction of roadway improvements to N.W. 142nd Street, from N.W. 97 Avenue to N.W. 107 Avenue (the “N.W. 142 Street Assessment Area”); and

WHEREAS, the City intends to use the uniform method for collecting non-ad valorem special assessments for the cost of capital improvements providing a special benefit to property within the incorporated area of the City, as authorized by section 197.3632, Florida Statutes, as amended, because this method will allow such special assessments to be collected annually commencing in November 2018, in the same manner as provided for ad valorem taxes; and

WHEREAS, the City held a duly advertised public hearing prior to the adoption of this Resolution, proof of publication of such hearing being attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The foregoing facts and recitations contained in the preamble to this resolution are incorporated and adopted by reference as if fully set forth herein.

Section 2: Beginning with the Fiscal Year beginning on October 1, 2018 and continuing until discontinued by the City, and with the tax statement mailed for such Fiscal Year 2018, the City intends to use the uniform method of collecting non-ad valorem assessments authorized in section 197.3632, Florida Statutes, as amended, for collecting non-ad valorem

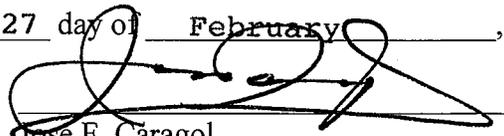
assessments imposed pursuant to the adopted final assessment ordinance to defray the costs relating to the planning, design, engineering, permitting and construction of the roadway improvements to the N.W. 142 Street Assessment Area. Such non-ad valorem assessments shall be levied within the incorporated area of the City. A legal description of the boundaries of the real property to be assessed is attached hereto as Exhibit B and incorporated by reference.

Section 3: The Mayor and the City Council do hereby determine that the levy of the assessments is needed to fund the costs of the roadway improvements to the N.W. 142 Street Assessment Area within the incorporated area of the City.

Section 4: Upon passage and adoption, the City Clerk is hereby directed to send a copy of this Resolution by United States mail to the Florida Department of Revenue, the Miami-Dade County Tax Collector, and the Miami-Dade County Property Appraiser by March 10, 2018.

Section 5: This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida 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.

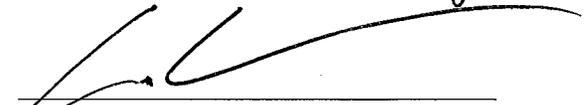
PASSED AND ADOPTED this 27 day of February, 2018.


Jose F. Caragol
Council Vice-President

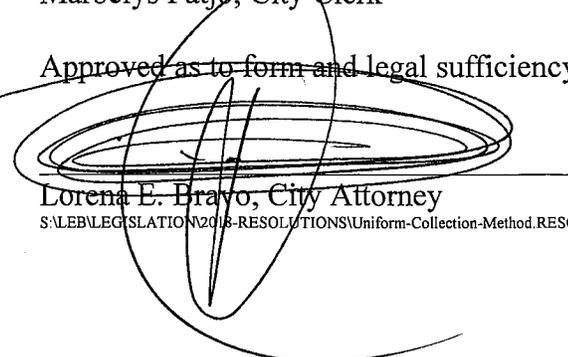
Attest:

Approved on this 28 day of February, 2018.


Marbelys Fatjo, City Clerk


Mayor Carlos Hernandez

Approved as to form and legal sufficiency:


Lorena E. Bravo, City Attorney

Resolution was adopted by a 5-0-2 vote with Councilmembers, Caragol, Zogby, Lozano, Cue-Fuente, and Hernandez voting "Yes" and Casals-Munoz and Garcia-Martinez being absent.