

RESOLUTION NO. 2022=121

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, POSTPONING THE MEETING OF THE CITY COUNCIL FOR THE PURPOSE OF FIXING THE MILLAGE RATE AND ADOPTING THE FINAL BUDGET FOR FISCAL YEAR 2023 TO WEDNESDAY, OCTOBER 5, 2022, AT 7:00 P.M. IN COUNCIL CHAMBERS AT CITY HALL, AS A RESULT OF THE STATEWIDE STATE OF EMERGENCY DECLARATION MADE BY GOVERNOR RON DESANTIS BY EXECUTIVE ORDER 22-218 (SEPTEMBER 23, 2022), AS AMENDED BY EXECUTIVE ORDER 22-219 (SEPTEMBER 24, 2022), IN RESPONSE TO THE IMMINENT THREAT OF PERIL TO LIFE AND PROPERTY POSED BY HURRICANE IAN; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, On September 23, 2022, Governor Ron DeSantis issued Executive Order Number 22-218 declaring a state of emergency affecting some counties in the State of Florida as a result of the imminent impact to the State by then Tropical Depression Nine; and

WHEREAS, On September 23, 2022, County Mayor Daniella Levine Cava also declared a county wide state of emergency in response to the same threat; and

WHEREAS, On September 24, 2022, Governor Ron DeSantis amended Executive Order 22-218 and declared a statewide state of emergency as a result of the intensification of Tropical Depression Nine into a hurricane and imminent landfall of Hurricane Ian in Florida; and

WHEREAS, On September 26, 2022, the Mayor declared a local state of emergency and ordered essential employees to prepare in anticipation of the effects of the impact of Hurricane Ian on the residents of Hialeah; and

WHEREAS, as of this Resolution, Hurricane Ian is projected to make landfall Thursday on the west coast or panhandle of the State and is projected to intensify to a category 3 hurricane; and

WHEREAS, Miami-Dade County is presently under tropical storm watch which indicates Miami-Dade is expected to experience storm winds between 39mph to 73mph with the next 48 hours; and

WHEREAS, notwithstanding the projections on intensity and path, it is expected that our community will also experience severe flooding and rainfall; and

WHEREAS, the risk of heavy rainfall, flash flooding, strong winds and potential for isolated tornadic activity poses an imminent threat to the life and safety of our residents; and

WHEREAS, the City's final budget adoption meeting has been set and advertised to take place on Wednesday, September 28, 2022 at 7:00 p.m. in Chambers at City Hall; and

WHEREAS, the date of the final budget adoption hearing falls within the timeframe forecast for Hurricane Ian to approach the panhandle and make landfall; and

WHEREAS, in order to preserve life and property and mindful of our constitutional obligation to preserve the public's right to be present at all public meetings of the legislative body, the final budget adoption meeting should be postponed; and

WHEREAS, pursuant to Florida Statutes § 200.65(2)(d) and §200.65(2)(e)2., we have the authority to postpone the final budget adoption hearing as a result of the declared state of emergency, a circumstance beyond the control of this Council.

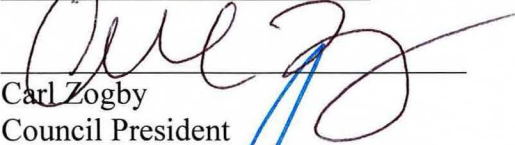
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The above recitations in the preamble are hereby incorporated by this reference in their entirety.

Section 2: The final budget adoption hearing fixing the millage rate and adopting a budget for Fiscal Year 2023 is hereby postponed to **Wednesday, October 5, 2022 at 7:00 p.m. in Council Chambers at City Hall – 501 Palm Avenue – 3rd Floor.**


Section 4: 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 September, 2022.



Carl Zogby
Council President

Attest:



Marbelys Fatjo, City Clerk

Approved on this 27 day of September, 2022.



Mayor Esteban L. Bovo, Jr.

Approved as to form and legal sufficiency:



Lorena E. Bravo, City Attorney

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Resolution was adopted by 7-0 vote with Councilmembers Calvo, Casáls-Muñoz, Garcia-Roves, Perez, Rodriguez, Tundidor and Zogby voting "Yes"