

ORDINANCE NO. 2016-74

ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AUTHORIZING THE MAYOR AND THE CITY CLERK, AS ATTESTING WITNESS, ON BEHALF OF THE CITY, TO ENTER INTO A LEASE AGREEMENT BETWEEN THE CITY, AS LANDLORD, AND THE UNIVERSITY OF FLORIDA AND MIAMI-DADE COUNTY, FLORIDA, AS TENANTS, FOR USE OF 1,559 SQUARE FEET OF OFFICE SPACE, ROOMS 113 THROUGH 120, AND A CONFERENCE ROOM AT THE BLANCHE MORTON NEIGHBORHOOD SERVICE CENTER, LOCATED AT 300 EAST 1 AVENUE, HIALEAH, FLORIDA, FOR A PERIOD OF ONE YEAR, COMMENCING ON DECEMBER 1, 2016 AND ENDING ON NOVEMBER 30, 2017, FOR AN ANNUAL AMOUNT OF \$20,892.19 PAYABLE IN EQUAL MONTHLY RENTAL PAYMENTS, IN THE LEASE FORM AS ATTACHED HERETO AS EXHIBIT "1", WITH TWO SUCCESSIVE ANNUAL RENEWALS; PROVIDING PENALTIES FOR VIOLATION HEREOF; PROVIDING FOR A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City desires to enter into a lease agreement with the University of Florida and Miami-Dade County, Florida to rent office space for the purpose of operating the Miami-Dade Cooperative Extension Program for the Institute of Food and Agricultural Sciences;

WHEREAS, pursuant to Hialeah, Fla. Ordinance 10-37 (June 10, 2010) the City entered into a lease agreement for rooms 113 through 120 at the Blanche Morton Neighborhood Service Center with the University of Florida and Miami-Dade County, Florida for the purpose of operating the Miami-Dade Cooperative Extension Program for the Institute of Food and Agricultural Sciences;

WHEREAS, pursuant to Hialeah, Fla. Ordinance 2013-65 (September 26, 2013) the City entered into a lease agreement for rooms 102, 113 through 120 at the Blanche Morton Neighborhood Service Center with the University of Florida and Miami-Dade County, Florida for the purpose of operating the Miami-Dade Cooperative Extension Program for the Institute of Food and Agricultural Sciences;

WHEREAS, the City desires to renew a lease agreement for rooms 113 through 120 and a conference room at the Blanche Morton Neighborhood Service Center with the University of Florida and Miami-Dade County, Florida for the purpose of operating the Miami-Dade Cooperative Extension Program for the Institute of Food and Agricultural Sciences.

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

Section 1: The City of Hialeah, Florida hereby authorize the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a lease agreement between the City of Hialeah, as landlord, and the University of Florida and Miami-Dade County, Florida, as tenants, for use of 1,559 square feet of office space, rooms 113 through 120, and a conference room at the Blanche Morton Neighborhood Service Center, located at 300 East 1 Avenue, Hialeah, Florida, for a period of one year, commencing on December 1, 2016 and ending on November 30, 2017, for an annual amount of \$20,892.19, payable in twelve (12) equal monthly rental payments, in the form as attached hereto as Exhibit "1", with two successive annual renewals.

Section 2: Penalties.

Every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by a civil penalty not to exceed \$500.00 within the discretion of the court or administrative tribunal having jurisdiction. Each act of violation and each day upon which any such violation shall occur shall constitute a separate offense. In addition to the penalty prescribed above, the city may pursue other remedies such as abatement of nuisance, injunctive relief, administrative adjudication and revocation or suspension of licenses or permits.

Section 3: Severability Clause.

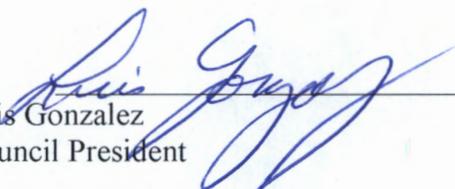
If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the judgment or decree of a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance.

Section 4: Effective Date.

This ordinance shall become effective when passed by the City Council of the City of Hialeah, Florida and signed by 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 22 day of November, 2016.

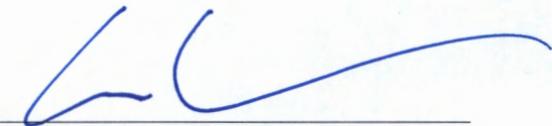
THE FOREGOING ORDINANCE OF THE CITY OF HIALEAH WAS PUBLISHED IN ACCORDANCE WITH THE PROVISIONS OF FLORIDA STATUTE 166.041 PRIOR TO FINAL READING.


Luis Gonzalez
Council President

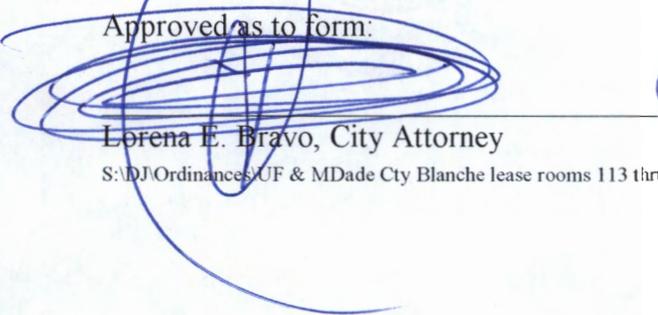
Attest:

Approved on this 9 day of December, 2016.


Marbelys Fatjo, City Clerk


Mayor Carlos Hernandez

Approved as to form:


Lorena E. Bravo, City Attorney



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Ordinance was adopted by a (6-0-1) vote with Councilmembers, Caragol, Gonzalez, Hernandez, Garcia-Martinez, Cue-Fuente and Casals-Muñoz voting "Yes". Councilwoman Lozano absent.