

**ORDINANCE NO. 2018-088**

ORDINANCE APPROVING AND ADOPTING THE BUDGET FOR THE STORMWATER FUND OF THE CITY OF HIALEAH, FLORIDA, FOR FISCAL YEAR 2019, COMMENCING ON OCTOBER 1, 2018 AND ENDING ON SEPTEMBER 30, 2019; 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.

**WHEREAS**, the Mayor of the City of Hialeah, Florida has submitted an Annual Budget for the City of Hialeah with reasonable appropriations for all estimated expenditures necessary to carry on the City government for Fiscal Year 2019; and

**WHEREAS**, the Annual Budget for Fiscal Year 2019 is comprised of an General Fund budget, and a budget for the Public Works Fund, Street Transportation Fund, Stormwater Fund, Special Revenue Fund, Capital Project Fund and Debt Service Fund; and

**WHEREAS**, the annual budget for the Stormwater Fund shows reasonable appropriations for all program expenses anticipated for Fiscal Year 2019; and

**WHEREAS**, the Stormwater Fund budget, including budgeted revenues and expenditures, has been submitted to the City Council; and

**WHEREAS**, all applicable legal requirements pertaining to public notices and hearings have been satisfied within specified deadlines and prior to final adoption of this ordinance; and

**WHEREAS**, the City Council has examined and carefully considered the proposed budget, in duly assembled meetings.

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

**Section 1:** The budget of the Stormwater Fund in the total amount of \$3,600,000 as provided for in the Annual Budget for the City of Hialeah, Florida for Fiscal Year 2019, commencing on October 1, 2018 and ending on September 30, 2019, and incorporated in this Ordinance by reference, is hereby confirmed approved and adopted in all respects.

**Section 2: Repeal of Ordinances in Conflict.**

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**Section 3: Penalties.**

Any person, business, association, corporation, partnership or other legal entity who violates any of the provisions of this ordinance shall be assessed a civil penalty, up to a maximum of \$500.00, within the discretion of the court or administrative tribunal having jurisdiction. Each day that a violation continues shall constitute a separate violation.

**Section 4: Severability Clause.**

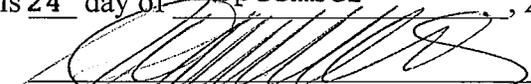
If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the judgment or decree of a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or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

**Section 5: Effective Date.**

This ordinance shall become effective when passed by the City Council and signed by the Mayor or at the regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

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

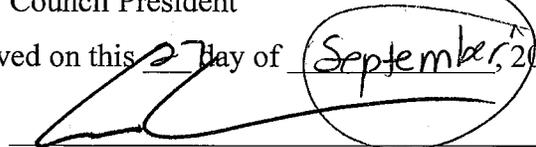
PASSED and ADOPTED this 24 day of September, 2018.

  
Vivian Casals-Muñoz  
Council President

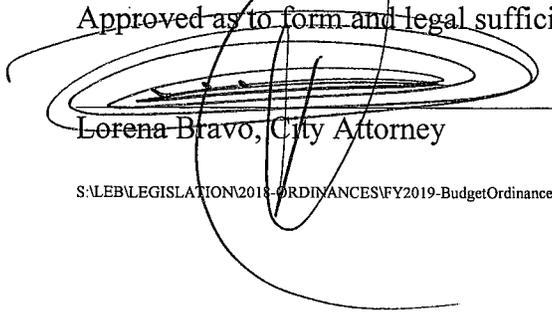
Attest:

  
Marbelys Fatjo, City Clerk

Approved on this 27 day of September, 2018.

  
Mayor Carlos Hernandez

Approved as to form and legal sufficiency:

  
Lorena Bravo, City Attorney

Ordinance was adopted by a 7-0 vote with Councilmembers, Zogby, Lozano, Casals-Munoz, Hernandez, Caragol, Garcia-Martinez and Cue-Fuente voting "Yes"