RESOLUTION NO. 11-97

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA SUPPORTING PROJECT REDEVELOPMENT NO. 2 FOR A STATE OF FLORIDA REDEVELOPMENT BONUS REFUND PURSUANT TO SECTION 288.107; REQUESTING A WAIVER OF LOCAL FINANCIAL SUPPORT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Legislature of the State of Florida has created the Brownfield Redevelopment Bonus Program, Section 288.107, Florida Statutes, as an incentive program administered through the State allows Florida communities to encourage redevelopment and job creation within designated Brownfield Areas; and

WHEREAS, Florida SE, Inc. controls that certain property located at 1350 West 49 Street (Folio No. 04-3002-003-0016) in the City of Hialeah, Florida (hereinafter, "Florida SE, Inc. Site"); and

WHEREAS, Florida SE, Inc. requests to have designated as a Brownfield Area by separate item on the same agenda the above-referenced property; and

WHEREAS, there is currently proposed two projects for the Brownfield Area, one of which is Project Redevelopment No. 2; and

WHEREAS, Project Redevelopment No. 2 consists of a new restaurant facility; and

WHEREAS, Project Redevelopment No. 2 is projected to create 35 full-time equivalent Florida jobs; and

WHEREAS, Project Redevelopment No. 1 and Project Redevelopment No. 2 will demonstrate a fixed capital investment of at least $2 million in mixed-use business activities, including retail, in the Brownfield Area to meet qualifications pursuant to section 288.107(3), Florida Statutes; and

WHEREAS, participation in the local financial support is optional; and

WHEREAS, the City of Hialeah requests a waiver from the local financial support requirement authorized under the Brownfield Redevelopment Bonus Refund Program pursuant to Sections 288.106 and 288.107, Florida Statutes and will exercise that option.

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

Section 1. The City Council of the City of Hialeah, Florida finds the preamble, comprised of the "Whereas" clauses above, to be true and correct in their entirety.

Section 2. The City Council hereby supports Project Redevelopment No. 2, as more fully described in Exhibit A, a copy of which is attached hereto and made a part hereof, for the Brownfield Redevelopment Bonus Refund pursuant to section 288.107, Florida Statutes.

Section 3. **Waiver.** The City Council hereby waives the local financial support requirement under the Brownfield Redevelopment Bonus Refund Program.

Section 4. **Effective Date.**

This 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.

PASSED AND ADOPTED this 13th day of September, 2011.

Isis Garcia-Martinez
Council President

Attest:

David Concepcion, Acting City Clerk

Approved on this 14 day of Sept, 2011.

Mayor Carlos Hernandez

Approved as to form and legal sufficiency:

William M. Grodnick, City Attorney

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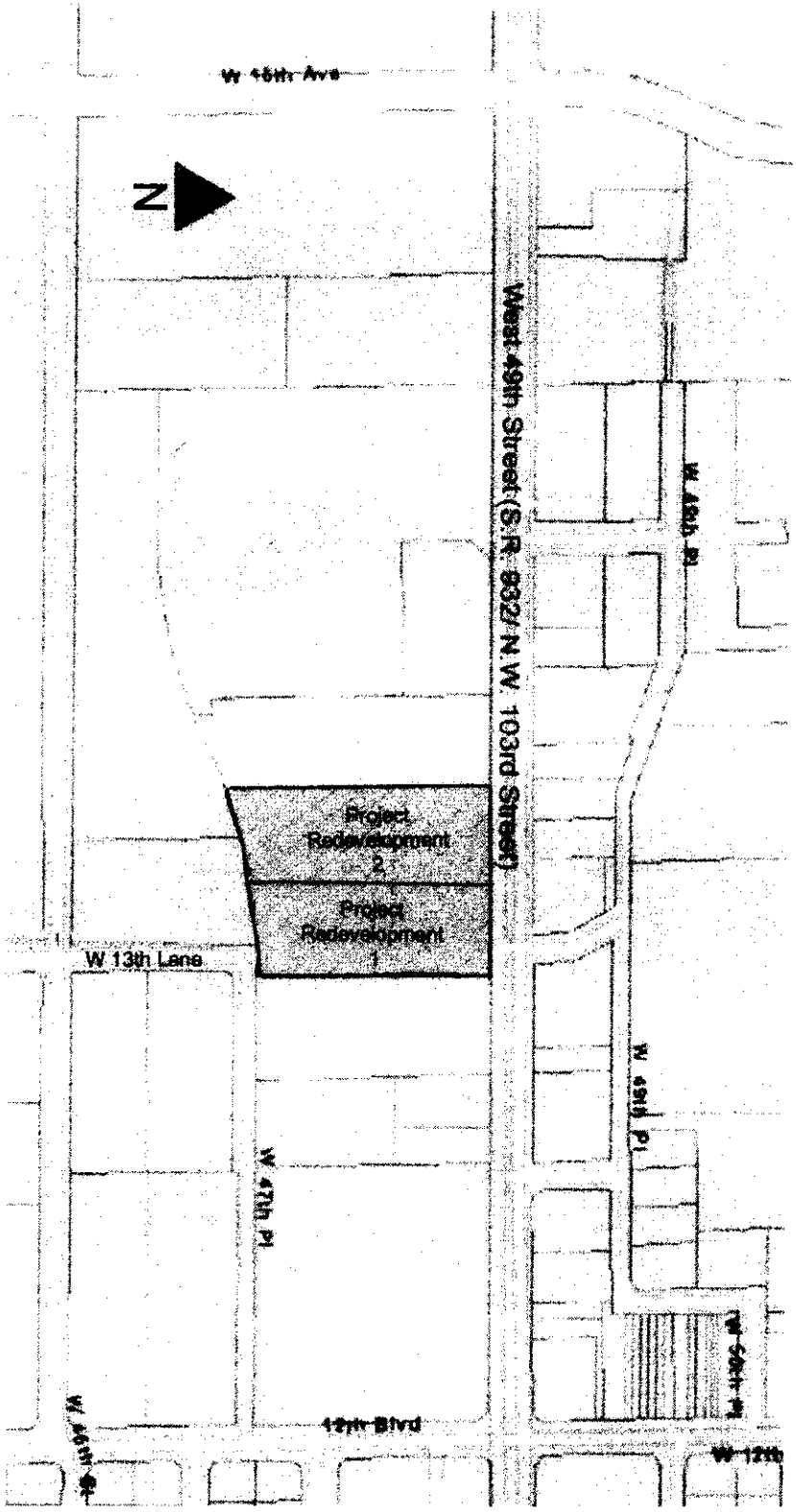
Resolution was adopted by a unanimous vote with Councilmembers, Caragol, Casals-Muñoz, Cue-Fuente, Garcia-Martinez, Gonzalez, Hernandez and Yedra voting "Yes".

EXHIBIT A



W 16th Ave
N
West 49th Street (S.R. 932/ N.W. 103rd Street)
W 49th Pl
Project Redevelopment 2
Project Redevelopment 1
W 13th Lane
W 49th Pl
W 47th Pl
12th Blvd
W 12th