

Carlos Hernández
Mayor

Paul B. Hernández
President

Oscar De la Rosa
Vice President



Council Members
Katharine Cue-Fuente
Jacqueline Garcia-Roves
Monica Perez
Jesus Tundidor
Carl Zogby

Special Meeting of the City Council
(VIRTUAL)
Minutes
July 14, 2020
7:00 p.m.

1. CALL TO ORDER

A. REPORT: Council President Hernandez called the meeting to order at 7:05 p.m.

2. ROLL CALL

a. REPORT: City Clerk, Marbelys Fatjo, called the roll with the following Council Members present:

1. Council President Paul Hernandez
2. Council Vice President Oscar De la Rosa
3. Councilwoman Katharine Cue-Fuente
4. Councilwoman Jacqueline Garcia-Roves
5. Councilwoman Monica Perez
6. Councilman Jesus Tundidor
7. Councilman Carl Zogby

b. REPORT: Also present were Mayor Carlos Hernandez and Lorena Bravo, City Attorney

3. INVOCATION

A. REPORT: Marbelys Fatjo, City Clerk led the invocation.

4. PLEDGE OF ALLEGIANCE

A. **REPORT:** Council Member Zogby led the Pledge of Allegiance.

5. **MEETING GUIDELINES**

The following guidelines, which apply to today's City's Council Meeting, have been set by Mayor Carlos Hernandez through the execution of an Order on Emergency Public Meeting Guidelines and Procedures Using Communications Media Technology In Response To COVID-19:

- Pursuant to emergency management powers as set forth in F.S. §§252.31-252.90, Governor Ron DeSantis issued Executive Order 20-69 on March 20, 2020, suspending the "Florida's Government in Sunshine Laws" requirement that a quorum of the legislative body holding a public meeting be met in-person and the meeting be held at a physical location accessible to the public for the duration of the State's Declaration of Emergency issued on March 9, 2020 as a result of the COVID-19 pandemic affecting the State of Florida. Executive Order 20-69 allows local governments to use communications media technology to hold public meetings during the public health emergency as a result of COVID-19, in order to protect the health, welfare and safety of the public, including public officials, from being exposed to COVID-19 and meet the requirements of the Sunshine Law.
- The following Procedures for Virtual Public Meetings of the City Council using Communications Media Technology in Response to COVID-19 have been adopted as minimum procedures for all emergency public meetings of the City Council, boards and committees of the City of Hialeah effective the execution of **Order on Emergency Public Meeting Guidelines and Procedures using Communications Media Technology in Response to COVID19**, signed by Mayor Carlos Hernandez on April 8, 2020.
- The virtual public meeting shall be broadcast live for members of the public to view on the City's Facebook page. A Facebook account is not required in order to view this virtual public meeting. In addition, members of the public may hear the meeting live through telephonic conferencing. You can join the meeting via telephonic conferencing using any telephone or cellular phone service. A smart device or computer are not necessary to participate in the meeting if you join by phone.
- Any person interested in making comments or posing questions on matters of public concern or on any item on the agenda may do so prior to the meeting taking place by email to virtualmeeting@hialeahfl.gov by 3:00 p.m. the business day prior to the meeting or no later than six (6) hours prior to the meeting if only 24-hours' notice prior to the meeting is provided by the City. Email comments and questions shall not exceed three (3) minutes when read. Only the first three minutes of e-mail comments and questions received by the deadline will be read into and form part of the public record.

- Any person interested in making comments or posing questions on matters of public concern or on any item on the agenda may do so during the meeting by joining the meeting using Zoom or any other similar web-based meeting platform being used as identified in the notice. The person interested in joining the meeting to participate for this purpose must register with the City Clerk by completing a registration form, providing the information required and submitting the completed form to the City Clerk no later than 3:00 p.m. the business day prior to the meeting or no later than six (6) hours prior to the meeting if only 24-hours' notice prior to the meeting is provided by the City. All registered participants will be muted during the meeting until called upon to be heard. Participation through Zoom requires a computer or smart mobile device with a microphone and web camera. The participant may elect to participate in the meeting using audio only or appear through both audio and video. The video function of all participants appearing through video will be turned off until called upon to be heard.
- Participants are reminded to maintain decorum in their comments and appearance throughout their participation as the whole meeting will be recorded and published on the City's Facebook page and retained pursuant to the Florida Public Records Law.
- All existing laws or rules of procedure applicable to public meetings (i.e. three minute limit on speaking, three in favor and three in opposition on any item on the agenda, lobbyist registration requirements), that are not in conflict with these procedures and can be observed under the circumstances remain in effect and to the greatest extent practicable should be observed.
- Public comments and questions, whether on general matters of public concern or on a matter on the agenda, will be heard at the beginning of the meeting and once heard no other public participation will be permitted.
- Persons making public comments must identify themselves by first and last name and provide their address for the record, prior to speaking.
- If during the course of the meeting, technical problems develop with the communications network that prevent interested persons from attending, the meeting shall be adjourned until the problems have been corrected.

REPORT: The meeting guidelines were read into the record by Marbelys Fatjo, City Clerk.

6. COMMENTS AND QUESTIONS

A. **REPORT:** The Office of the City Clerk did not receive mail messages from persons

7/16/2020 4:39 PM

interested in making comments or posing questions on matters of public concern.

B. REPORT: Mayor Hernandez spoke regarding the denial of his entry into a roundtable meeting between Governor Ron Desantis and several city mayors to discuss the COVID-19 pandemic held at the Stephen P. Clark Government Center.

C. REPORT: One individual expressed interest in making comments or posing questions on matters of public concern registered with the Office of the City Clerk to participate live during the meeting using Zoom:

(1) **Jose Azze**, with a home address of **788 SE Park Drive, Hialeah, Florida 33010**, spoke regarding the Hialeah Police Department.

D. REPORT: Council President Hernandez asked anyone watching or listening to the meeting who would like to speak, to use the raising of the hand feature on Zoom. No member of the public expressed interest in participating.

7. ANNOUNCEMENT OF AMENDMENTS/CORRECTIONS TO THE AGENDA

- Board Appointment Item 11A has been withdrawn from the agenda.
- Consent Items S, T and U and Board Appointment Item 11E have been added to today's agenda.

8. MAYOR'S VETO

A. In accordance with the authority vested in the Mayor of the City of Hialeah, pursuant to Hialeah Charter § 2.01(a)(7), I hereby exercise my veto over Hialeah, Fla., Resolution 2020-080 passed by the Hialeah City Council at its meeting on June 23, 2020.

REPORT: There was no motion made to override the Mayor's veto.

9. CONSENT AGENDA

All items listed with letter designations are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember, the Mayor or a resident so requests, in which case the item will be removed from the consent agenda and considered along with the regular order of business.

REPORT: Council Member Tundidor and Council Vice President De la Rosa requested separate discussion on Consent Item U.

REPORT: Council De la Rosa requested separate discussion on Consent Items C, D, H,

and N.

REPORT: Council Member Perez requested separate discussion on Consent Items G and O.

REPORT: Council President Hernandez requested separate discussion on Consent Item B.

REPORT: Motion to Approve the Consent Agenda, except Items B, C, D, G, H, N, O, U, made by Council Member Tundidor, and seconded by Council Vice President De la Rosa. Motion passes 7-0.

- A. Request permission to approve the minutes of the Virtual Special Meeting of the City Council held on June 23, 2020.
(OFFICE OF THE CITY CLERK)

APPROVED 7-0

- B. Request permission to award Hialeah Invitation to Bid No. 2019/20-8500-00-012 – *City Hall Parking Garage - General Maintenance and Structural Repairs*, to Florida Lemark Corporation, lowest responsive and responsible bidder, in the total construction amount of \$228,479.33, and further request a ten percent (10%) contingency allowance to cover any unforeseen issues that may arise during the project, in the amount of \$22,848, for a total cumulative expense amount not to exceed \$251,327.33.
(CONSTRUCTION & MAINTENANCE DEPARTMENT)

APPROVED 7-0

REPORT: Vicente Rodriguez, Director of the Construction and Maintenance Department, City of Hialeah, 900 East 56 Street, addressed the City Council on this item.

REPORT: Motion to Approve Consent Item B made by Council Vice President De la Rosa, and seconded by Council Member Zogby. Motion passes 7-0.

- C. Request permission to waive competitive bidding, since it is advantageous to the City in that unforeseen issues have been encountered during the construction and additional work has been requested by the Fire Department, and increase Purchase Order No. 2020-1451, issued to D'Elite Floors of Miami, Inc., for the remodeling of the bathroom located in Fire Station No. 4, by an additional amount of \$2,703, for a total cumulative amount not to exceed \$26,903.
(CONSTRUCTION & MAINTENANCE DEPARTMENT)

APPROVED 7-0

REPORT: Vicente Rodriguez, Director of the Construction and Maintenance Department, City of Hialeah, 900 East 56 Street, addressed the City Council on this item.

REPORT: Motion to Approve Consent Item C made by Council Member Garcia-Roves, and seconded by Council Member Zogby. Motion passes 7-0.

- D. Proposed resolution accepting the grant award from the Miami-Dade County Department of Cultural Affairs under the Targeted Initiatives Grants Program, in the amount of \$30,000.00, for fiscal year 2019-2020, to support the City's July 4th Celebration and Hispanic Heritage Month Series events and Milander Gallery events; and further authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City, to enter into a Grant Award Agreement commencing on October 1, 2019 and ending on September 30, 2020, in furtherance thereof; and providing for an effective date.

(COMMUNICATIONS AND SPECIAL EVENTS DEPARTMENT)

APPROVED 7-0

RESOLUTION NO. 2020-082

REPORT: Mayor Hernandez addressed the City Council on this item.

REPORT: David Fernandez, Director of the Communication and Special Events Department, City of Hialeah, 20 East 6 Street, addressed the City Council on this item.

REPORT: Motion to Approve Consent Item D made by Council Vice President De la Rosa, and seconded by Council Member Zogby. Motion passes 7-0.

- E. Request permission to increase Purchase Order No. 2020-797, issued to Xylem Water Solutions U.S.A., Inc., sole source vendor, for the repair, parts and/or replacement of FLYGT submersible pumps and attributes, by an additional amount of \$207,600, in a total cumulative amount not to exceed \$466,100. To date, the Department of Public Works has spent \$257,492.40 during fiscal year 2019-2020.

(DEPARTMENT OF PUBLIC WORKS)

APPROVED 7-0

- F. Request permission to increase Purchase Order No. 2020-1205, issued to AECOM Technical Services, Inc., vendor under contract with the City for the relocation of pipelines connecting the Reverse Osmosis Water Treatment Plant and the Graham Wells (Change Order No. 1), which became necessary to accommodate the construction of Florida Department of Transportation interchange on NW 107th Avenue and 170th Street, by an additional amount of \$420,000, of which \$65,000 covers the mobilization costs of a AECOM subcontractor changed at the request of the City, and \$355,000 covers anticipated expenses to AECOM due to changes and alterations to the design plans, and further request a contingency in the amount of \$130,000 to cover anticipated field changes and conditions since this work is taking place in a wetland area and field conditions are difficult and involve the subaqueous crossing of a canal, in a total cumulative amount not to exceed \$2,950,000.

(DEPARTMENT OF PUBLIC WORKS)

APPROVED 7-0

- G. Proposed resolution accepting and approving the Florida's Twenty-First (21st) Century Community Learning Centers Grant to fund the Young Leaders With Character Steam Ahead Afterschool and Summer Programs, operating out of three 21st Century Community Learning Centers sites within the City of Hialeah, for students from grades 6 through 8, in the amount of \$236,695.00, as funding for fiscal year 2019-2020, for a period commencing on January 1st, 2020 and ending on July 31st, 2020; approving and ratifying the grant agreement between the City of Hialeah and the Florida Department of Education, a copy of which is attached hereafter and incorporated herein as Exhibit "A"; further authorizing the Mayor or his designee to execute any and all agreements, documents and subcontracts in furtherance

thereof; and providing for an effective date.
(EDUCATION AND COMMUNITY SERVICES DEPARTMENT)

APPROVED 7-0

RESOLUTION NO. 2020-083

REPORT: Sharon Dziedzic, Education and Community Services Department, City of Hialeah, 7400 West 24 Avenue, addressed the City Council on this item.

REPORT: Motion to Approve Consent Item G made by Council Member Perez, and seconded by Council Member Tundidor. Motion passes 7-0.

- H. Request permission to waive competitive bidding, since it is advantageous to the City, and increase Purchase Order No. 2020-180, issued to Ten-8 Fire Equipment, Inc., for parts and service to Pierce fire trucks, by an additional amount of \$15,000, for a new total cumulative amount not to exceed \$30,000.

(FLEET AND MAINTENANCE DEPARTMENT)

APPROVED 7-0

REPORT: Anibal Rioseco, Director of the Department of Fleet and Maintenance, City of Hialeah, 900 East 56 Street, addressed the City Council on this item.

REPORT: Motion to Approve Consent Item H made by Council Vice President De la Rosa, and seconded by Council Member Perez. Motion passes 7-0.

- I. Request permission to increase Purchase Order No. 2020-121, issued to Rainbow Window Tinting, Inc., vendor identified as the sole source vendor of Federal Signal Corporation Emergency Lighting in Miami-Dade County for all equipment used by city, state or federal agencies, for the purchase and installation of emergency lights on City vehicles, by an additional amount of \$155,000, for a new total cumulative amount not to exceed \$375,000.

(FLEET MAINTENANCE DEPARTMENT)

APPROVED 7-0

- J. Request permission to waive competitive bidding, since it is advantageous to the City in that this vendor has been servicing the City during the past ten (10) years and has been responsive, and increase Purchase Order No. 2020-270, issued to Jorge L Leon Car Wash Inc, for the service of washing City vehicles, by an additional amount of \$15,000, for a new total cumulative amount not to exceed \$60,000.

(FLEET MAINTENANCE DEPARTMENT)

APPROVED 7-0

- K. Request permission to waive competitive bidding, since it is advantageous to the City, and increase Purchase Order No. 2020-68, issued to Power Depot, Inc., authorized dealer/distributor for Kohler generators parts and service, for Kohler generators parts and services, by an additional amount of \$15,000, for a new total cumulative amount not to exceed \$30,000.

(FLEET MAINTENANCE DEPARTMENT)

APPROVED 7-0

- L. Proposed resolution ratifying a Sub-Recipient Services Agreement between Hialeah Housing Authority and the City of Hialeah, Florida, executed by Annette Quintana as Director of the

Grants Department on behalf of the Mayor and the City, a copy of which is attached hereto and made a part hereof as Exhibit "I" to provide home-delivered meals and congregate meals at five (5) sites and provide other related services and activities for one (1) year commencing on July 1, 2020 and ending on June 30, 2021.

(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

APPROVED 7-0

RESOLUTION NO. 2020-084

- M. Proposed resolution accepting a grant award, from the State of Florida Department of Elder Affairs, through Alliance for Aging, Inc. in the amount of \$1,650,000 to provide home-delivered meals and congregate meals at five (5) sites throughout the City for one (1) year commencing on July 1, 2020 and ending on June 30, 2021; ratifying a Local Services Program Agreement between Alliance for Aging, Inc., and the City of Hialeah, Florida, executed by Annette Quintana as Director of the Grants Department on behalf of the Mayor and the City, a copy of which is attached hereto and made a part hereof as Exhibit "1"; and further authorizing the Mayor or his designee on behalf of the City to execute all other necessary documents in furtherance thereof.

(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

APPROVED 7-0

RESOLUTION NO. 2020-085

- N. Proposed resolution accepting a grant award from the U.S. Department of Housing and Urban Development (HUD) through the passing of the Coronavirus Aid, Relief, and Economic Security (CARES) Act, in the amount of \$2,698,307 of Emergency Solutions Grant COVID-19 (ESG-CV) funds, approving the use of ESG-CV Funds for eligible activities pursuant to regulatory waivers issued by HUD in response to economic injury, as a result of the Coronavirus (COVID-19) and submit a substantial amendment to the City's 2019 Program Year Action Plan; further authorizing the Mayor, or his designee, Director of Grants and Human Services Annette Quintana, on behalf of the City, to execute all other necessary documents in furtherance thereof.

(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

APPROVED 7-0

RESOLUTION NO. 2020-086

REPORT: Annette Quintana, Director of the Grants and Human Services Department, City of Hialeah, 501 Palm Avenue, addressed the City Council on this item.

REPORT: Lorena Bravo, City Attorney, addressed the City Council on this item.

REPORT: Motion to Approve Consent Item N made by Council Vice President De la Rosa, and seconded by Council Member Perez. Motion passes 7-0.

- O. Proposed resolution authorizing the Mayor and the City Clerk, as attesting witness, on behalf of the City to execute a Sub-Recipient Grant Agreement between Citrus Health Network, Inc., and the City of Hialeah, Florida, as part of a multi-agency partnership, to provide homeless assistance activities under the City's established emergency solutions strategies including without limitation, homelessness prevention, rapid re-housing, emergency shelter, and outreach, in conformity with the scope of work attached and made a part hereof as Exhibit

“1”, in the total amount of \$829,510 of Emergency Solutions Grant COVID-19 (ESG-CV) Funds, for a term commencing on July 1, 2020 through June 30, 2021, with the option to extend for up to one (1) year; further authorizing the Mayor or his designee on behalf of the City to execute all other necessary documents in furtherance thereof; and providing for an effective date.

(DEPARTMENT OF GRANTS AND HUMAN SERVICES)

APPROVED 7-0

RESOLUTION NO. 2020-087

REPORT: Annette Quintana, Director of the Grants and Human Services Department, City of Hialeah, 501 Palm Avenue, addressed the City Council on this item.

REPORT: Motion to Approve Consent Item O made by Council Member Perez, and seconded by Council Member Garcia-Roves. Motion passes 7-0.

- P. Proposed resolution approving the expenditure in an amount not to exceed \$35,963.35 from the Law Enforcement Trust Fund - *State* for crowd control equipment which includes the purchase of (150) Handball CS Grenades, (102) 40mm CS Multi-Projectile Launchables, (100) Rubber Fin Rockets (direct fire) with OC Powder, (300) Rubber Fin Rockets (direct fire), (4) 50 oz MK46HE Enhanced Mega Unit, (50) Hornets Nest Sting Grenades .45 Caliber Balls, (100) Hornest Nest .32 Caliber Balls, (102) 40mm React Rounds, (100) Continuous Discharge Grenades that emits white smoke, (60) 40mm Short Range Launchables that emits white smoke, (4) Mission-4 Semi Auto Carbines with Auto Feed, (10) boxes of 500 Mission Less Lethal OC Level 1 Projectiles, (4) boxes of 500 Mission Less Lethal OC/CS Rounds, (4) packs of 500 Projectiles Mission LL Impact, (1) box of Inert Mission Less Lethal Projectiles from Amtec Less-Lethal Systems, Inc. (ALS) doing business as Pacem Defense and requesting an exemption from competitive bidding based on ALS/ Pacem-Defense is the sole source manufacturer for this equipment upon such costs having been approved by the chief of police, and providing for an effective date.

(POLICE DEPARTMENT)

APPROVED 7-0

RESOLUTION NO. 2020-088

- Q. Report of Scrivener’s Error – Item C of the City Council Meeting of June 25, 2019, Resolution No. 2019-076, was passed and adopted with an error on the account number provided on the agenda letter addressed to the Mayor from the Emergency Management Department. The item was approved with account number 530.2000.522640. The item is being amended to reflect the correct account number as follow: *001.8500.519710 Debt Service-Principal.*

(OFFICE OF MANAGEMENT AND BUDGET)

(EMERGENCY MANAGEMENT DEPARTMENT)

APPROVED 7-0

- R. Proposed resolution approving the expenditure in an amount not to exceed \$14,500.00 from the Law Enforcement Trust Fund - *Federal* for the purchase of one (1) canine for the Hialeah Police Department Canine Unit from Metro Dade K9 Services, lowest quoted vendor, upon such costs having been approved by the Chief of Police, and providing for an effective date.

(POLICE DEPARTMENT)

APPROVED 7-0

RESOLUTION NO. 2020-089

- S. Request permission to waive competitive bidding, since it is advantageous to the City, and issue a purchase order to Insight Public Sector, Inc., vendor providing the lowest quotation, for the yearly maintenance for the Enterprise Vault Suite which is the engine for archiving files and emails citywide, from September 28, 2020 through September 27, 2021, in a total cumulative amount not to exceed \$11,362.50.

(INFORMATION TECHNOLOGY DEPARTMENT)

APPROVED 7-0

- T. Request permission to retain the professional services of Gabriel, Roeder, Smith & Company, as actuary to the City, firm which is the current actuary for the Retiree Health Care Program, in a total cumulative amount not to exceed \$19,862, fee which is based on hours for senior consultant and actuary, actuary consultant, senior analyst and actuary, as well as other staff as required.

(RISK MANAGEMENT)

APPROVED 7-0

- U. Request permission to waive competitive bidding, since it is advantageous to the City in that Phase 1 of this project was awarded to this vendor, lowest responsive bidder, and the vendor has agreed to extend the unit prices of Invitation to Bid No. 2018/19-3210-00-011 (Phase 1) to Phase II, and issue a purchase order to Acosta Tractors Inc, for the construction of West 16th Avenue from 74th to 77th Street (Phase II), in a total cumulative amount not to exceed \$787,297.62, amount which includes a ten percent contingency. On March 26, 2019 the City Council awarded Hialeah Invitation to Bid No. 2018/19-3210-00-011 – *West 16th Avenue Roadway Improvements from West 68th Street to West 74th Street (Phase I)*, to this vendor.

(STREETS)

APPROVED 7-0

REPORT: Jose Sanchez, Director of Streets, City of Hialeah, 900 East 56 Street, addressed the City Council on this item.

REPORT: Annette Quintana, Director of the Grants and Human Services Department, City of Hialeah, 501 Palm Avenue, addressed the City Council.

REPORT: Motion to Approve Consent Item U made by Council Vice President De la Rosa, and seconded by Council Member Tundidor. Motion passes 7-0.

10. ADMINISTRATIVE ITEMS

- A. Proposed emergency ordinance extending Hialeah FL., Emergency Ordinance No. 2020-15 (May 12, 2020) for an additional 61 days providing for supplemental or additional enforcement of all emergency or executive orders and rules promulgated pursuant to Florida Statutes §252.46 through code enforcement in accordance with Chapter 22 of the Hialeah Code of Ordinances; adopting and incorporating by reference all executive and emergency orders, as amended, issued in response to COVID-19 by the State of Florida, Miami Dade County, and the City of Hialeah; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; providing penalties for

violation hereof; and providing for an effective date.

(ADMINISTRATION)

APPROVED 7-0

ORDINANCE NO. 2020-021

REPORT: Lorena Bravo, City Attorney, addressed the City Council on this item.

REPORT: Mayor Hernandez addressed the City Council on this item.

REPORT: Motion to Approve Administrative Item 10A made by Council Member Zogby, and seconded by Council Member Perez. Motion passes 7-0.

- B. Second reading and public hearing of proposed ordinance amending Chapter 2 entitled “Administration”, Article III. Boards, Commissions and Committees, of the Code of Ordinances of the City of Hialeah, by creating Division 9, Standing and Ad Hoc Committees Sections 2-759 through 2-763; to provide for the name, makeup, purpose of committees and number of committee members selected by the President of the Hialeah City Council; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for inclusion in the code; providing for an effective date.

(COUNCIL PRESIDENT HERNANDEZ)

APPROVED 4-3-0

ORDINANCE NO. 2020-022

On June 23, 2020, second reading and public hearing of the item was postponed by the City Council until July 14, 2020.

On June 9, 2020, the item was approved as amended on first reading by the City Council.

On May 28, 2020, first reading of the item was postponed until June 9, 2020 by the City Council.

REPORT: The Council President opened the item for public participation. No member of the public expressed interest in making comments or posing questions.

REPORT: Mayor Hernandez addressed the City Council on this item.

REPORT: Motion to Approve Administrative Item 10B made by Council Vice President De la Rosa, and seconded by Council Member Tundidor. Motion passes 4-3-0 with Council Members Cue-Fuente, Garcia-Roves and Zogby voting “No”.

- C. Second reading and public hearing of proposed ordinance repealing, rescinding and vacating the ingress/egress easement recorded on August 12, 2011 in the Public Records of Miami Dade County, Florida, in OR Book 27790, Pages 4983-4984, providing an easement for ingress/egress for emergency vehicles for a day care facility that was demolished and has been replaced by a Navarro Discount Pharmacy constructed on the site. Property located at **2401 East 8 Avenue, 801 East 24 Street**, the location of the demolished daycare and **802 East 25 Street**, the location of the demolished Latin Café Restaurant, Hialeah, Florida; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

(ADMINISTRATION)

APPROVED 7-0

ORDINANCE NO. 2020-023

On June 23, 2020, the item was approved on first reading by the City Council.

REPORT: The Council President opened the item for public participation. No member of the public expressed interest in making comments or posing questions.

REPORT: Lorena Bravo, City Attorney, addressed the City Council on this item.

REPORT: Motion to Approve Administrative Item 10C made by Council Member Zogby, and seconded by Council Vice President De la Rosa. Motion passes 7-0.

REPORT: Council President Hernandez stepped away at 9:02 p.m., and Council President De la Rosa presided over the meeting as Chair.

- D. Second reading and public hearing of proposed ordinance approving the covenant in favor of Miami-Dade County to maintain, operate, protect and preserve a Stormwater Management System along N.W. 102 Avenue, from N.W. 138 Street to N.W. 142 Street, as more particularly described in the form Covenant, a copy of which is attached hereto and made a part hereof as “Exhibit 1”; authorizing the execution of the covenant by the Mayor and City Clerk, on behalf of the City; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.
(STREETS)

APPROVED 6-0-1 with Council President Hernandez not present during roll call.

ORDINANCE NO. 2020-024

On June 23, 2020, the item was approved on first reading by the City Council.

REPORT: The Council President opened the item for public participation. No member of the public expressed interest in making comments or posing questions.

REPORT: Motion to Approve Administrative Item 10D made by Council Member Zogby, and seconded by Council Member Tundidor. Motion passes 6-0-1 with Council President Hernandez not present during roll. Council President Hernandez recorded his vote as “Yes” after the item was approved.

REPORT: Council President Hernandez returned to the meeting at 9:06 p.m.

- E. Second reading and public hearing ordinance amending Hialeah, Fla., Ordinance 2017-095 (December 18, 2017) that granted a variance permit to allow the re-platting of property into two substandard lots as the lots as platted were adjusted allowing on Lot 1 now Lot 2 the existing single family residence having a lot area of 6,375 now 6,099 square feet, where

7,500 feet are required; on Lot 2 now Lot 1 to construct a single family residence having a lot area of 3,825 now 3,852 square feet, where 7,500 feet are required; on Lot 1 now Lot 2 a depth of 80.83 now 79.67 feet, where 100 feet are required; on Lot 2 now Lot 1, a frontage of 45.92 feet now 46.92, where 75 feet are required; a depth of 75 feet now 74.88, where 100 feet are required; and on Lot 1 now Lot 2, a 15 foot now 13.88 foot rear setback, where 20 feet are required; all contra to Hialeah Code of Ordinances §§ 98-499, and 98-502; property zoned R-1 (One Family District). **Property located at 705 East 18 Street, Hialeah Florida.** Repealing all ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.
(ZONING)

APPROVED 6-0-1 with Council Vice President De la Rosa having abstained from voting.

ORDINANCE NO. 2020-025

On June 23, 2020, the item was approved on first reading by the City Council.

REPORT: Council Vice President De la Rosa abstained from voting on this item.

REPORT: Felix Lasarte, 3250 NE 1 Avenue, Miami, Florida 33137, addressed the City Council on this item.

REPORT: Motion to Approve Item 10E made by Council Member Zogby, and seconded by Council Member Garcia-Roves. Motion passes 6-0-1 with Council Vice President De la Rosa having abstained from voting.

- F. First reading of proposed ordinance approving a Final Plat of Countyline Corporate Park Central, accepting all dedication of avenues, streets, roads or other public ways, together with all existing and future planting of trees; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. **Property located at NW 102 to NW 107 Avenue from NW 158 Street through theoretical NW 166 Street, Hialeah, Florida, zoned BDH (Business Development District) classified under the Future Land Use Map as Industrial.**

(ZONING)

APPROVED 6-0-1 with Council President Hernandez not present during roll call.

REPORT: Jose Sanchez, Director of Streets, City of Hialeah, 900 East 56 Street, addressed the City Council on this item.

REPORT: Motion to Approve Administrative Item 10F made by Council Member Tundidor, and seconded by Council Vice President De la Rosa. Motion passes 6-0-1 with Council Member Cue-Fuente not present during roll. Council Member Cue-Fuente recorded her vote as “Yes” after the item was approved. Second reading and public hearing is scheduled for July 28, 2020.

- G. First reading of proposed ordinance approving a Final Plat of Countyline Corporate Park South, accepting all dedication of avenues, streets, roads or other public ways, together with all existing and future planting of trees; repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date. **Property located at NW 102 to NW 107**

Avenue from NW 154 to NW 158 Street, Hialeah, Florida, zoned BDH (Business Development District) classified under the Future Land Use Map as Industrial.

(ZONING)

APPROVED 7-0

REPORT: Motion to Approve Administrative Item 10G made by Council Member Zogby, and seconded by Council Member Tundidor. Motion passes 7-0. Second reading and public hearing is scheduled for July 28, 2020.

- H. First reading of proposed ordinance approving and joining in the covenant in favor of Miami-Dade County by the property owner JVC Management Corp., wherein the City holds an easement to maintain, operate and preserve a Stormwater Management System along N.W. 102 Avenue, from N.W. 138 Street to N.W. 142 Street, as more particularly described in the form covenant, a copy of which is attached hereto and made a part hereof as Exhibit "1"; authorizing the execution of the covenant by the Mayor and the City Clerk, on behalf of the City; repealing all ordinances or parts of ordinances in conflict herewith; providing for a severability clause; and providing for an effective date.

(STREETS)

APPROVED 7-0

REPORT: Motion to Approve Administrative Item 10H made by Council Member Zogby, and seconded by Council Member Garcia-Roves. Motion passes 7-0. Second reading and public hearing is scheduled for July 28, 2020.

11. BOARD APPOINTMENTS

- ~~A. Proposed resolution re-appointing **Beatriz Sosa** to the Personnel Board of the City of Hialeah, as the City Council's appointment, for a two (2) year term ending on June 26, 2022.~~

~~(CITY COUNCIL)~~

~~(NOMINATION MADE BY COUNCIL MEMBER PEREZ)~~

~~**WITHDRAWN**~~

- B. Proposed resolution re-appointing **Onix Morera** to the Cultural Affairs Council of the City of Hialeah for a (2)-year term ending on April 26, 2022.

(MAYOR CARLOS HERNANDEZ)

APPROVED 7-0

RESOLUTION NO. 2020-090

REPORT: Motion to Approve Item 11B made by Council Member Tundidor, and seconded by Council Vice President De la Rosa. Motion passes 7-0.

- C. Proposed resolution re-appointing **Luis M. Rodriguez** as a member of the Planning and Zoning Board for a two (2)-year term ending on June 28, 2022.

(COUNCIL MEMBER GARCIA-ROVES)

APPROVED 7-0

RESOLUTION NO. 2020-091

REPORT: Motion to Approve Item 11C made by Council Vice President De la Rosa, and seconded by Council Member Zogby. Motion passes 7-0.

- D. Proposed resolution re-appointing **Michael Horgan** as a member of the Planning and Zoning Board for a two (2)-year term ending on June 28, 2022.
(COUNCIL MEMBER PEREZ)

APPROVED 7-0

RESOLUTION NO. 2020-092

REPORT: Motion to Approve Item 11D made by Council Member Garcia-Roves, and seconded by Council Member Tundidor. Motion passes 7-0.

- E. Proposed resolution appointing **Christiane Goncalves Diaz** to the Personnel Board of the City of Hialeah, as the City Council's appointment, for a two (2)-year term ending on June 26, 2022.

(CITY COUNCIL)

(NOMINATION MADE BY COUNCIL MEMBER PEREZ)

APPROVED 7-0

RESOLUTION NO. 2020-093

REPORT: Motion to Approve Item 11E made by Council Member Tundidor, and seconded by Council Member Garcia-Roves. Motion passes 7-0.

12. UNFINISHED BUSINESS

- A. **Council President Hernandez** spoke about the recycling program and COVID-19.
- B. **Armando Vidal, Director of Public Works, City of Hialeah**, addressed the City Council regarding the recycling program.
- C. **Council Members Zogby** spoke regarding the recycling program.
- D. **Annette Quintana, Director of the Department of Grants and Human Services, City of Hialeah**, addressed the City Council regarding COVID-19.
- E. **Council Member Tundidor** spoke on the following:
- Recycling Program
 - Police Impact Fee Study
 - Fund Programs (COVID-19)
 - Scholarship Fund

13. NEW BUSINESS

- A. **Council Vice President De la Rosa** spoke on the creation of a Coronavirus Information Taskforce.
- B. **Council Member Perez** spoke regarding the recycling program and the Spice it up Hialeah initiative.

C. CITY COUNCIL’S NEW BUSINESS

D. ZONING

Administration of Oath to all applicants and anyone who will be speaking before the City Council on any Zoning, Land Use or Final Decision Item.

PZ 1. First reading of proposed ordinance vacating and abandoning from public use public streets and alleys **located between E 19 Street and E 20 Street, east of E 11 Avenue and west of the railroad tracks; streets located between blocks 125B and 124B and between blocks 124B and 117B and alleys located on blocks 117B and 124B on Plat Book 34-26 recorded in the Miami Dade County public records, Folio No. 04-3108-002-5675 and more particularly described in the legal description and location sketches attached hereto and made a part hereof as Composite Exhibit “A”;** repealing all ordinances or parts of ordinances in conflict herewith; providing penalties for violation hereof; providing for a severability clause; and providing for an effective date.

APPROVED 6-0-1 with Council Vice President De la Rosa not present during roll call.

<i>Registered Lobbyist: Frank de la Paz, 11000 SW 104th Street, #2804, Miami, FL 33116, on behalf of L Michael Osman, 1474-A West 84th Street.</i>
<i>On June 24, 2020 the item was approved by the Planning and Zoning Board.</i>
<i>Planner’s Recommendation: Approval</i>
<i>Owner of the Property: Michael Osman, 1474-A West 84 Street, Hialeah, Florida 33014.</i>

REPORT: City Clerk, Marbelys Fatjo, administered an oath to Frank De la Paz.

REPORT: Frank De la Paz, 1100 SW 104 Street, addressed the City Council on this item.

REPORT: Motion to Approve Item PZ 1 made by Council Member Zogby, and seconded by Council Member Cue-Fuente. Motion passes 6-0-1 with Council Vice President De la Rosa not present during roll. Second reading and public hearing is scheduled for July 28, 2020.

REPORT: The meeting was adjourned by Council President Hernandez at 10:40 p.m.

NEXT CITY COUNCIL MEETING: Monday, July 27, 2020 at 5:00 p.m.

NEXT CHARTER SCHOOL OVERSIGHT COMMITTEE MEETING: Tuesday, August 25, 2020 at 6:30 p.m.

Anyone wishing to obtain a copy of an agenda item should contact the Office of the City Clerk at (305) 883-5820 or visit at 501 Palm Avenue, 3rd Floor, Hialeah, Florida, between the hours of 8:30 a.m. and 5:00 p.m.

Persons wishing to appeal any decision made by the City Council, with respect to any matter considered at the meeting, will need a record of the proceedings and, for such purposes, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

An ordinance or 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. If the Mayor's veto is sustained, the affected ordinance or resolution does not become law and is deemed null and void.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in the proceeding should contact the Office of the City Clerk at (305) 883-5820 for assistance no later than two (2) days prior to the proceeding; if hearing impaired you may telephone the Florida Relay Service at (800) 955-8771 (TDD), (877) 955-8773 (Spanish) or (800) 955-8770 (Voice).