

Mayor

Yioiset De La Cruz

City Council Members

Chairman Luciano "Lucky" García
Vice Chairman Rolando "Roly" Piña
Council member Jorge A. Merida
Council member Jorge Gutierrez
Council member Elmo L. Urra

PUBLIC NOTICE: TO ALL CONCERNED CITIZENS OF HIALEAH GARDENS, FLORIDA. NOTICE TO BE POSTED AT CITY HALL.

**AGENDA: REGULAR CITY COUNCIL MEETING
COUNCIL CHAMBERS
Tuesday, December 1, 2015 – 7:30 P.M.**

NOTE: In compliance with Robert's Rules of Order, all speakers will be heard only on items which are on the agenda and opened by the Chairperson for discussion by the public. Speakers will be limited to five minutes, unless the Chairperson allows more time for presentation.

ATTENTION ALL LOBBYISTS: Chapter 2, Section 2-308 of the City Code of Hialeah Gardens entitled "Lobbying" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Council, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyist's laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

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- 1. Call to Order**
- 2. Roll Call**
- 3. Invocation**
- 4. Pledge of Allegiance**
- 5. Deletions/Emergency Additions**
- 6. Review of Minutes:** November 17, 2015
- 7. Public Comments**
- 8. Proposed Resolution:**
 - A) RESOLUTION OF THE CITY OF HIALEAH GARDENS, FLORIDA AUTHORIZING THE PURCHASE OF ONE (1) 2015 FORD F-150 (XIC) TRUCK TO BE USED BY THE PARKS DEPARTMENT; WAIVING COMPETITIVE BIDDING; UTILIZING AN EXISTING GOVERNMENT CONTRACT AS ALLOWED BY SECTION 46-119 OF THE HIALEAH GARDENS CODE OF ORDINANCES; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH DON REID FORD LLC; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
 - B) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIALEAH GARDENS, FLORIDA, CREATING A PROPERTY ASSESSED CLEAN ENERGY PROGRAM AND JOINING THE CLEAN ENERGY GREEN CORRIDOR PROGRAM IN ACCORDANCE WITH SECTION 163.08, FLORIDA STATUTES; ADOPTING AN INTERLOCAL AGREEMENT PURSUANT TO SECTION 163.01, FLORIDA STATUTES RELATING TO THE CORRIDOR; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

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- C) RESOLUTION OF THE CITY COUNCIL OF HIALEAH GARDENS, FLORIDA SUPPORTING THE FLORIDA DEPARTMENT OF TRANSPORTATION'S (FDOT) RECOMMENDED ALTERNATIVE FOR PROJECT (WHICH IS COMPRISED OF ALTERNATIVE 1A, 2A, 3B, 4B, 5C, 6D, 7C, AND 8B, BY SEGMENT) BEING SUBMITTED TO THE FEDERAL HIGHWAY ADMINISTRATION AS A RESULT OF THE US 27/SR 25/OKEECHOBEE ROAD PROJECT DEVELOPMENT AND ENVIRONMENT (PD&E) STUDY FROM SR 997 KROME AVENUE TO JUST EAST OF NW 79TH AVENUE.

PUBLIC HEARING

- D) RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH GARDENS APPROVING AND AUTHORIZING THE ISSUANCE BY THE CITY OF HIALEAH GARDENS HEALTH FACILITIES AUTHORITY (THE "AUTHORITY") OF ITS REVENUE REFUNDING BONDS, SERIES 2015 (CATHOLIC HEALTH SERVICES OBLIGATED GROUP FACILITIES) IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$55,000,000 (THE "SERIES 2015 BONDS"), FOR THE PURPOSE OF PROVIDING FUNDS, TOGETHER WITH OTHER AVAILABLE MONEYS, TO (I) REFUND ON AN ADVANCE BASIS THE AUTHORITY'S OUTSTANDING \$48,640,000 ORIGINAL AGGREGATE PRINCIPAL AMOUNT OF REVENUE AND REFUNDING REVENUE BONDS, SERIES 2007 (CATHOLIC HEALTH SERVICES OBLIGATED GROUP FACILITIES) (THE "REFUNDED BONDS"), WHICH WERE ISSUED TO FINANCE AND REFINANCE IMPROVEMENTS TO THE HEALTH CARE FACILITIES OWNED BY MEMBERS OF THE OBLIGATED GROUP, AND (II) PAY CERTAIN COSTS OF ISSUANCE OF THE SERIES 2015 BONDS, TO BE ISSUED UNDER THE PROVISIONS OF A TRUST INDENTURE (THE "BOND INDENTURE") AND A LOAN AGREEMENT, AND TO BE FURTHER SECURED BY A MASTER TRUST INDENTURE, A SUPPLEMENTAL MASTER TRUST INDENTURE NO. 10, A SERIES 2015 NOTE NO. 1 AND A GUARANTY AGREEMENT; PROVIDING THAT THE SERIES 2015 BONDS SHALL NOT CONSTITUTE A DEBT, LIABILITY OR OBLIGATION OF THE CITY OF HIALEAH GARDENS, FLORIDA OR OF THE STATE OF FLORIDA OR OF ANY OTHER POLITICAL SUBDIVISION THEREOF BUT SHALL BE LIMITED OBLIGATIONS OF THE AUTHORITY PAYABLE SOLELY FROM THE REVENUES

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PROVIDED THEREFOR UNDER THE LOAN AGREEMENT; APPROVING AND AUTHORIZING THE NEGOTIATED SALE AND PRIVATE PLACEMENT OF THE SERIES 2015 BONDS TO STI INSTITUTIONAL & GOVERNMENT, INC.; APPROVING AND AUTHORIZING THE DELEGATION TO THE CHAIRMAN, OR IN HIS ABSENCE, THE VICE CHAIRMAN, THE AUTHORITY TO FIX THE TERMS OF THE SERIES 2015 BONDS AND OTHER DETAILS WITHIN THE PARAMETERS SET FORTH HEREIN; APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY BY THE AUTHORITY OF A BOND INDENTURE, A LOAN AGREEMENT, ONE OR MORE INTERLOCAL AGREEMENTS, AND AN ESCROW DEPOSIT AGREEMENT; APPROVING THE EXISTING MASTER TRUST INDENTURE AND THE EXECUTION AND DELIVERY OF A SUPPLEMENTAL MASTER TRUST INDENTURE NO. 10 AND THE ISSUANCE OF SERIES 2015 NOTE NO. 1 AND SERIES 2015 NOTE NO. 2; APPROVING THE FORMS OF A SECOND MORTGAGE, ASSIGNMENT OF RENTS AND SECURITY AGREEMENT, AND A GUARANTY AND CREDIT AGREEMENT; APPROVING THE APPOINTMENT OF U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE UNDER THE BOND INDENTURE AND ESCROW AGENT UNDER THE ESCROW DEPOSIT AGREEMENT; AUTHORIZING THE REDEMPTION OF THE REFUNDED BONDS; PROVIDING FOR OTHER RELATED MATTERS; AND PROVIDING AN EFFECTIVE DATE.

9. Second Reading/Public Hearing for consideration and final adoption of the following ordinance:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, AMENDING THE CITY CODE CHAPTER 78 (LAND DEVELOPMENT REGULATIONS) (ORDINANCE NO.: 2006-17) BY:
- (1) MODIFYING SUBSECTION 78-46 (GENERAL BUSINESS DISTRICT (B-2)) BY ADDING A SPECIAL EXCEPTION USE FOR "CIGAR STORE AND SMOKING LOUNGE";
 - (2) MODIFYING SUBSECTION 78-47 (COMMERCIAL BUSINESS DISTRICT (B-3)) BY ADDING A SPECIAL EXCEPTION USE FOR "CIGAR STORE AND SMOKING LOUNGE";
 - (3) MODIFYING SUBSECTION 78-48 (LIGHT INDUSTRIAL DISTRICT (IN-1)) BY ADDING A SPECIAL EXCEPTION USE FOR "CIGAR STORE AND SMOKING LOUNGE";

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AMENDING CHAPTER 10 (ALCOHOLIC BEVERAGES) OF THE CITY CODE BY ALLOWING "CIGAR STORE AND SMOKING

LOUNGE" WITH CONSUMPTION OF ALCOHOLIC BEVERAGES (BEER AND WINE) AS A SPECIAL EXCEPTION USE;

PROVIDING CONDITIONS OF APPROVAL, PROVIDING FOR INCLUSION IN CODE PROVIDING FOR SEVERABILITY; PROVIDING FOR EFFECTIVE DATE.

10. City Attorney's Report

11. Mayor's Report – Miscellaneous

12. Council Members Concerns / Reports / Board Appointments:

Water & Sewer Board Appointments: Councilman Merida, Councilman Gutierrez

13. Adjournment

Agenda certified by:

Maria L. Joffe
City Clerk

Any person desiring to appeal any decision made by the Council with respect to any matter considered at this meeting will need a record of the proceedings, and it will be their responsibility to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based."

SCHEDULE OF MEETINGS

CITY COUNCIL

Tuesday, December 15, 2015, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, December 14, 2015, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, TBD, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, TBD, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, February 2, 2016, 5:30 P.M.