

ORDINANCE NO. 2012-11-284

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING AND ADOPTING THE CITY'S BUDGET FOR THE 2012-2013 FISCAL YEAR; PROVIDING FOR THE EXPENDITURE OF FUNDS; AUTHORIZING THE CITY MANAGER TO TAKE CERTAIN ACTIONS; PROVIDING FOR CARRYOVER OF FUNDS; PROVIDING FOR INTERFUND TRANSFERS; PROVIDING FOR AUTOMATIC AMENDMENT; PROVIDING FOR ADOPTION OF REPRESENTATIONS; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 4.5 of the City of Miami Gardens (the "City") Charter, the City Council is required to adopt an annual budget for the City, and

WHEREAS, the City Manager has prepared a tentative budget book, a copy of which is attached and made a part hereto, that details proposed city expenditures and organizational arrangements for Fiscal Year 2012-2013, and

WHEREAS, the proposed Fiscal Year 2012-2013 budget for the City of Miami Gardens, included an estimate of revenues and expenditures, and

WHEREAS, the City Manager has provided for various City departments in the budget, and

WHEREAS, the City Council has determined the amount of money which must be raised to conduct the affairs of the City as required by City-operating funds, departments, offices and agencies for Fiscal Year 2012-2013, so that the business of the City may be conducted on a balanced budget, and

WHEREAS, the City Council has also determined the amount necessary to be raised by ad valorem taxes and other taxes or special assessments upon all of the property, real and personal, within the corporate limits of the City of Miami Gardens, and

WHEREAS, public hearings as required by Section 200.065, Florida Statutes, will be held by the City on Wednesday, September 12, 2012 at 6:00 p.m., and Wednesday, September 26, 2012, at 6:00 p.m. at City Hall, 1515 N.W. 167th Street, Building 5-200, Miami Gardens, FL 33169, and

WHEREAS, said public hearings have been held as stated above and comments from the public concerning said budget have been heard and considered, and

WHEREAS, the amount of funds available from taxation and other non-ad valorem revenues equals the total appropriations for expenditures and reserves, and

WHEREAS, during the course of a budgetary year, the City applies for and/or receives certain grants and reimbursements, and

WHEREAS, the City does not know the dollar amount of the grants or reimbursements that will be awarded at the time that the budget is approved, and

WHEREAS, when grants, reimbursements and donations are awarded and accepted by the City, these funds must be accounted for in the budget, and

WHEREAS, it is more expedient to allow the Resolution accepting the grant or donation to enact the necessary budget transfers and amendments,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

SECTION 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas Clauses are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Ordinance.

SECTION 2. BUDGET ADOPTION:

A. The following amounts are hereby appropriated for the operation and maintenance of the City's various governmental departments for the Fiscal Year beginning October 1, 2012, and ending September 30, 2013:

FOR GENERAL FUND ACTIVITIES (INCLUDING TRANSFERS IN)	\$74,043,827
FOR TRANSPORTATION FUND ACTIVITIES (INCLUDING TRANSFERS IN)	\$10,483,183
DEVELOPMENT SERVICES FUND (INCLUDING TRANSFERS IN)	\$2,511,122
CAPITAL PROJECTS FUND (INCLUDING TRANSFERS IN)	\$6,779,026
SPECIAL REVENUE FUND (INCLUDING TRANSFERS IN)	\$1,787,816
STORMWATER FUND (INCLUDING TRANSFERS IN)	\$4,146,972
COMMUNITY DEVELOPMENT BLOCK GRANT (INCLUDING TRANSFERS IN)	\$943,925
LAW ENFORCEMENT TRUST FUND	\$106,670
DEBT SERVICE FUND	<u>\$12,582,878</u>
TOTAL OPERATING APPROPRIATIONS	<u><u>\$113,385,419</u></u>

B. The following revenues will be available during Fiscal Year 2012-2013 to meet the foregoing appropriations:

GENERAL FUND

Fund Balance Forward	\$9,867,886
Property Taxes	\$20,718,436
Franchise Fees	\$4,365,000
Utility Taxes	\$10,968,560
Intergovernmental Rev.	\$9,976,787
Fines & Forfeitures	\$3,587,810
Public Safety	\$1,156,418
Licenses, Fees & Permits	\$1,842,500
Culture & Recreation	\$3,601,280
Miscellaneous	\$2,083,700

Grants & Loans	\$4,552,551
Interfund Transfers	\$1,322,899
TOTAL GF REVENUES	\$74,043,827

TRANSPORTATION FUND

Fund Balance Forward	\$3,466,780
Fuel Taxes	\$2,181,707
Citizens Independent Transportation TR	\$3,640,000
State Revenue Sharing	\$919,472
Permits	\$46,000
Miscellaneous	\$52,500
Interfund Transfers	\$176,724
TOTAL TF REVENUES	\$10,483,183

DEVELOPMENT SERVICES FUND

Fund Balance Forward	\$0
Planning & Zoning Fees	\$350,000
Building Permits	\$1,816,991
Miscellaneous	\$344,131
TOTAL DSF REVENUES	\$2,511,122

CAPITAL PROJECT FUND

Fund Balance Forward	\$737,647
Intergovernmental	\$1,260,815
Loans	\$0
Miscellaneous	\$262,266
Interfund Transfers	\$4,518,298
TOTAL CPF REVENUES	\$6,779,026

SPECIAL REVENUE FUND

Fund Balance Forward	\$1,717,216
L.E.T.T.F	\$15,000
Impact Fees	\$55,000
Miscellaneous	\$600
TOTAL SRF REVENUES	\$1,787,816

STORMWATER FUND

Fund Balance Forward	\$817,407
Permits	\$35,000
Utility Fees	\$3,240,000
Miscellaneous	\$54,565
TOTAL SWF REVENUES	\$4,146,972

COMMUNITY DEVELOPMENT BLOCK GRANT FUND

Fund Balance Forward	\$0
Grants	\$943,925
TOTAL CDBG REVENUES	\$943,925

LAW ENFORCEMENT TRUST FUND

Fund Balance Forward	\$106,670
Miscellaneous	\$0
TOTAL LETF REVENUES	\$106,670

DEBT SERVICE FUND

Fund Balance Forward	\$3,818,534
Interfund Transfers	\$8,764,344
TOTAL DSF REVENUES	\$12,582,878

TOTAL OPERATING REVENUES **\$113,385,419**

SECTION 3. EXPENDITURE OF FUNDS: The City Manager is authorized to expend or contract for expenditures, pursuant to the Charter of the City of Miami Gardens and adopted Code of Ordinances, in accordance with the adopted Fiscal Year 2012-2013 budget and budget detail, which is attached hereto and made a part of this ordinance as if it were set forth here in full.

SECTION 4. AUTHORIZATION TO THE CITY MANAGER: The City Manager is hereby authorized and empowered to make budgetary transfers, limited to line item

allocations within a single fund, including apportioning budgets within funds to line items in the Chart of Accounts for the City. Said authority shall include the authority to correct inter-fund transfers and accounting allocations.

SECTION 5. AUTHORIZATION TO THE CITY MANAGER: The City Manager is hereby authorized and empowered to amend the budget on an as-needed basis in order to correct typographical errors or omissions that are purely scribes' errors.

SECTION 6. AUTHORIZATION TO THE CITY MANAGER: The City Manager is hereby authorized to appropriate unanticipated revenues as deemed necessary.

SECTION 7. AUTOMATIC AMENDMENT: The Budget shall be automatically amended upon the adoption of a resolution to accept a grant or donation of funds or upon issuance of a bond or other municipal debt instrument.

SECTION 8. CARRYOVER OF FUNDS: Funds from the City's Fiscal Year 2011-2012 Budget not expended during Fiscal Year 2011-2012 shall be appropriated to the appropriate fund's budgeted working capital reserve for Fiscal Year 2012-2013. The budget shall also automatically re-appropriate any encumbrances and outstanding contracts carried forward from fiscal year 2012-13.

SECTION 9. REVENUE MANUAL: All fees shall be set as outlined in the FY 2012-2013 Revenue Manual which is included in the FY 2012-2013 Annual Operating Budget Document. This manual may be amended from time to time during the fiscal year by City Council by resolution.

SECTION 10. FINANCIAL POLICIES: All policies included under "Financial Policies" in the FY 2012-2013 Annual Operating Budget Document is adopted and approved

by Council. The policies may be amended from time to time during the fiscal year by City Council by resolution.

SECTION 11. INTERFUND TRANSFERS: The City Manager is authorized to effectuate all interfund transfers anticipated by this budget to include line items classified as 'Transfers to,' and 'Transfers from,' regardless of fund.

SECTION 12. INSTRUCTIONS TO THE CITY MANAGER: The City Manager is authorized to take all actions necessary to implement the terms and conditions of this Ordinance.

SECTION 13. CONFLICT: All ordinances or Code provisions in conflict herewith are hereby repealed.

SECTION 14. SEVERABILITY: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 15. EFFECTIVE DATE: This ordinance shall become effective immediately upon its final passage.

PASSED ON FIRST READING IN FULL ON THE 12th DAY OF SEPTEMBER 2012.

MOVED BY: Councilman David Williams Jr.
SECONDED BY: Councilman Andre Williams

ADOPTED AND PASSED ON SECOND READING BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS MEETING HELD ON THE 26th DAY OF SEPTEMBER 2012.



Oliver Gilbert III, MAYOR

ATTEST:


RONETTA TAYLOR, MMC, CITY CLERK

Prepared by: SONJA K. DICKENS, ESQ.
City Attorney

SPONSORED BY: Danny O. Crew, City Manager

1st READING MOVED BY: Councilman David Williams Jr.
1st READING SECONDED BY: Councilman Andre Williams

1st VOTE: 4-1

Mayor Oliver Gilbert III	<u>X</u> (Yes)	___ (No)
Vice-Mayor Lisa Davis	<u>X</u> (Yes)	___ (No)
Councilwoman Lillie Q. Odom	<u>X</u> (Yes)	___ (No)
Councilwoman Felicia Robinson	___ (Yes)	___ (No)(not present)
Councilman Andre Williams	___ (Yes)	<u>X</u> (No)
Councilman David Williams Jr.	<u>X</u> (Yes)	___ (No)

2nd READING MOVED BY: Councilwoman Odom
2nd READING SECONDED BY: Councilman Ighodaro

2nd READING VOTE: 6-0

Mayor Gilbert Oliver III	<u>X</u> (Yes)	___ (No)
Vice-Mayor Lisa Davis	<u>X</u> (Yes)	___ (No)
Councilwoman Lillie Q. Odom	<u>X</u> (Yes)	___ (No)
Councilwoman Felicia Robinson	<u>X</u> (Yes)	___ (No)
Councilman Andre Williams	___ (Yes)	___ (No) (not present)
Councilman David Williams Jr.	<u>X</u> (Yes)	___ (No)
Councilman Erhabor Ighodaro, Ph.D	<u>X</u> (Yes)	___ (No)