

ORDINANCE No. 2009-16-188

AN ORDINANCE OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING THE CITY'S BUDGET FOR 2008-2009 FISCAL YEAR; AUTHORIZING THE CITY MANAGER TO MAKE CERTAIN ADJUSTMENTS; AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in accordance with Section 4.5 of the City of Miami Gardens Charter, the City Council adopted a Budget for Fiscal Year 2008-2009, and

WHEREAS, it is appropriate to provide for certain transfers, appropriations and authorizations based upon previous and anticipated expenditures and revenues,

WHEREAS, the City Council has determined that it is necessary to amend the budget to reflect these changes,

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. AMENDMENT TO BUDGET:

The following amounts are hereby transferred for the operation and maintenance of the various Funds below, said monies currently appropriated as part of the adopted annual operating budget for the fiscal year beginning October 1, 2008, and ending September 30, 2009:

| | |
|---|-------------|
| <u>From</u> Special Revenue 01-00-00-389-900-00 | (\$200,000) |
| <u>To</u> Capital Projects Fund 30-00-00-337-705-00 | \$200,000 |

SECTION 3. INSTRUCTIONS TO THE CITY MANAGER: The City Manager shall take all actions necessary to implement the terms and conditions of this ordinance.

SECTION 4. CONFLICT: All ordinances or Code provisions in conflict herewith are hereby repealed.

SECTION 5. 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.

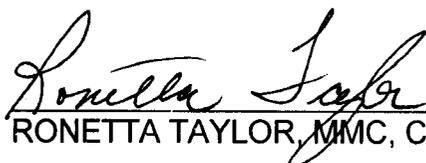
SECTION 6. EFFECTIVE DATE: This ordinance shall take effect immediately upon its passage.

PASSED on first reading this 24th day of JUNE, 2009.

PASSED AND ADOPTED on second reading this 8th day of JULY, 2009.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, MMC, CITY CLERK

Reviewed by SONJA K. DICKENS, ESQ.
City Attorney

SPONSORED BY: Danny O. Crew, City Manager

MOVED BY: Councilman Gilbert
SECONDED BY: Councilman Williams

VOTE: 5-0

| | | |
|-------------------------------|--------------------|--------------------------------|
| Mayor Shirley Gibson | <u> X </u> (Yes) | <u> </u> (No) |
| Vice Mayor Watson | <u> </u> (Yes) | <u> </u> (No) (out of town) |
| Councilman Melvin L. Bratton | <u> </u> (Yes) | <u> </u> (No) (out of town) |
| Councilman Oliver Gilbert III | <u> X </u> (Yes) | <u> </u> (No) |
| Councilman Andre Williams | <u> X </u> (Yes) | <u> </u> (No) |
| Councilwoman Sharon Pritchett | <u> X </u> (Yes) | <u> </u> (No) |
| Councilman Aaron Campbell Jr. | <u> X </u> (Yes) | <u> </u> (No) |



City of Miami Gardens Agenda Cover Memo

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|--------------------------------|--------------------------|----|---------------------------------|---------------------|-------------------------------|--------------|-------------------------------|----|
| Council Meeting Date: | <i>July 8, 2009</i> | | Item Type: | Resolution | Ordinance | Other | | |
| | | | | | X | | | |
| Fiscal Impact: | Yes | No | Ordinance Reading: | | 1st Reading | | 2nd Reading | |
| | | | | | | | X | |
| | | X | Public Hearing: | | Yes | No | Yes | No |
| | | | | | | X | | |
| Funding Source: | N/A | | Advertising Requirement: | Yes | | No | | |
| | | | | | | X | | |
| Contract/P.O. Required: | Yes | No | RFP/RFQ/Bid #: | N/A | | | | |
| | | X | | | | | | |
| Sponsor Name | Danny Drew, City Manager | | Department: | <i>City Manager</i> | | | | |

Short Title:

AN ORDINANCE OF THE CITY OF MIAMI GARDENS, FLORIDA, AMENDING THE CITY'S BUDGET FOR 2008-2009 FISCAL YEAR; AUTHORIZING THE CITY MANAGER TO MAKE CERTAIN ADJUSTMENTS; AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE.

Staff Summary:

Attached is a proposed budget amendment to the City's current year (FY 08-09) budget. As you know, the Charter provides for the City Council amending the budget at any time during the year by ordinance. The purpose of this amendment is to 1) correct one debt service payment erroneously budgeted in the wrong Fund; and 2) to move funds from the Special Revenue Fund to the CIP to be spent.

1. During the budget preparation last year, a \$594,028 debt service payment was budgeted in the Capital Projects Fund (Fund 30) as a "Transfer to Debt Service Fund." This should have been budgeted in the General Fund. The proposed amendment corrects this error and ensures that the expenditure will be accounted for in the correct fund.

2. The second proposed amendment transfers \$200,000 from the "Parks Improvement Impact Fee" account to the Capital Projects Fund to be expended on a new playground for Brentwood Park.

Proposed Action:

That City Council approve the ordinance making the two proposed Amendments.

Attachment:

None