

ORDINANCE NO. 2007-16-122

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING AND ADOPTING THE CITY'S BUDGET FOR THE 2007-2008 FISCAL YEAR; PROVIDING FOR THE EXPENDITURE OF FUNDS; AUTHORIZING THE CITY MANAGER TO TAKE CERTAIN ACTIONS; PROVIDING FOR CARRYOVER OF FUNDS; PROVIDING A SURCHARGE FOR PERMITS; PROVIDING FOR THE ESTABLISHMENT OF CITY DEPARTMENTS; 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, a copy of which is attached and made a part hereto, that details proposed city expenditures and organizational arrangements for Fiscal Year 2007-2008, and

WHEREAS, the proposed Fiscal Year 2007-2008 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 conducted numerous public workshops and meetings to discuss and analyze the proposed police department, 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

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agencies for Fiscal Year 2007-2008, 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, were held by the City on Wednesday, September 12, 2007, and Tuesday, September 25, 2007, at 6:00 p.m. at City Hall, 1515 N.W. 167th Street, Building 5, Suite 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:

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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, 2007, and ending September 30, 2008:

<i>FOR GENERAL FUND ACTIVITIES (INCLUDING TRANSFERS IN)</i>	\$59,002,618
<i>FOR TRANSPORTATION FUND ACTIVITIES (INCLUDING TRANSFERS IN)</i>	\$4,742,834
<i>DEVELOPMENT SERVICES FUND (INCLUDING TRANSFERS IN)</i>	\$4,382,828
<i>CAPITAL PROJECTS FUND (INCLUDING TRANSFERS IN)</i>	\$54,095,264
<i>GENERAL SERVICES FUND (INCLUDING TRANSFERS IN)</i>	\$10,145,670
<i>SPECIAL REVENUE FUND (INCLUDING TRANSFERS IN)</i>	\$2,019,645
<i>STORMWATER FUND (INCLUDING TRANSFERS IN)</i>	\$3,984,380
<i>COMMUNITY DEVELOPMENT BLOCK GRANT (INCLUDING TRANSFERS IN)</i>	\$2,238,486
<i>STATE HOUSING INCENTIVE PARTNERHIP GRANT (INCLUDING TRANSFERS IN)</i>	<u>\$913,090</u>
TOTAL OPERATING APPROPRIATIONS	<u>\$141,524,816</u>

B. The following revenues will be available during Fiscal Year 2007-2008 to meet the foregoing appropriations:

Fund Balance	
Forward	\$3,357,735
Property Taxes	\$23,683,854
Franchise Fees	\$3,615,000
Intergovernmental	\$11,030,400

GENERAL FUND

Revenue	
Utility Taxes	\$8,525,000
Fines and Forfeitures	\$151,000
Public Safety	\$545,352
Licenses, Fees & Permits	\$1,701,965
Miscellaneous	\$1,103,500
Culture & Recreation	\$701,109
Grants and Loans	\$2,653,370
Interfund Transfers	\$1,934,332
TOTAL GF REVENUES	\$59,002,618

TRANSPORTATION FUND

Fund Bal Forward	\$632,944
Fuel Taxes	\$2,385,024
State Revenue Sharing	\$1,450,000
Grants	\$73,257
Permits	\$100,000
Miscellaneous	
Revenues/Interest	\$2,000
Interfund Transfers	\$99,609
TOTAL TF REVENUES	\$4,742,834

DEVELOPMENT SERVICES FUND

Fund Bal Forward	\$1,180,828
Planning & Zoning Fees and Charges	\$300,000
Building Fees and Charges	\$2,700,000
Surcharge	\$150,000
Grants	\$0
Other Revenues	\$52,000
TOTAL DSF REVENUES	\$4,382,828

CAPITAL PROJECT FUND

From General Fund	\$3,004,173
From Transportation Fund	\$113,217
From Stormwater Fund	\$334,882
From Gen. Svcs. Fund	\$558,484
Grants	\$40,204,840
Bonds/Loans	\$9,879,668
TOTAL CPF REVENUES	\$54,095,264

GENERAL SERVICES FUND

Bank Loan	\$1,500,900
From Other Funds	\$8,644,770
TOTAL GSF REVENUES	\$10,145,670

SPECIAL REVENUE FUND

Fund Bal Forward	\$1,404,545
Impact Fees	\$360,100
Miscellaneous	\$255,000
TOTAL SRF REVENUES	\$2,019,645

STORMWATER UTILITY FUND

Fund Balance Forward	\$589,380
Utility Fees	\$3,395,000
Miscellaneous	\$0
TOTAL SWF REVENUES	\$3,984,380

COMMUNITY DEVELOPMENT BLOCK GRANT FUND

Fund Balance Forward	\$270,656
Grants	\$1,967,830
Miscellaneous	\$0
TOTALCDBG REVENUES	\$2,238,486

STATE HOUSING INCENTIVE PARTNERHIP GRANT

Grants	\$600,000
Fund Balance Forward	\$313,090
TOTALSHIP REVENUES	\$913,090

TOTAL OPERATING EXPENDITURES \$141,524,816

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 2007-2008 budget.

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

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Accounts for the City. Said authority shall include the authority to correct inter-programmatic budgeting 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 scriveners' errors.

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

SECTION 7. AUTHORIZATION TO THE CITY MANAGER: The City Manager is hereby authorized to implement a 2.0% cost-of-living adjustment and a 3% deferred compensation incentive program effective October 1, 2007, for all full-time city employees including the City Manager and City Clerk.

SECTION 8. AUTOMATIC AMENDMENT: The Budget shall be automatically amended upon the adoption of a resolution to accept a grant or donation of funds.

SECTION 9. CARRYOVER OF FUNDS: Funds from the City's Fiscal Year 2006-2007 Budget not expended during Fiscal Year 2006-2007, shall be appropriated to the appropriate fund's budgeted reserve for Fiscal Year 2007-2008.

SECTION 10. BUILDING SURCHARGE: There is hereby imposed a 15% surcharge on the cost of all permits and other fees in the Building and Planning & Zoning departments for Fiscal Year 2007-2008.

SECTION 11. DEPARTMENTS ESTABLISHED: The following City Departments are hereby established for the Fiscal Year 2007-2008 budget year: Legislative Department; Office of the City Manager Department; Office of the City Clerk Department; Finance Department; Human Resources Department; Office of the City Attorney Department; General Services Department;

Information Technology Department; Public Safety Department; Code Enforcement Department; Parks and Recreation Department; Non-Departmental Department; Public Works Department; Planning and Zoning Services Department; and Building Services Department; Community Development Block Grant (CDBG) Department.

SECTION 12. 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, and to transfer all funds in 'worker Compensation' line items to the General Service Fund.

SECTION 13. 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 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, 2007.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS SPECIAL COUNCIL MEETING HELD ON THE 25TH DAY OF SEPTEMBER, 2007.

ATTEST:



RONETTA TAYLOR, OMC, CITY CLERK



SHIRLEY GIBSON, MAYOR

Prepared by SONJA K. DICKENS, ESQ.
City Attorney

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SPONSORED BY: Danny O. Crew, City Manager

MOVED BY: Vice Mayor Watson

SECONDED BY: Councilman Williams

VOTE: 4-2

Mayor Shirley Gibson	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	
Vice Mayor Barbara Watson	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	
Councilman Melvin L. Bratton	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	
Councilman Oscar Braynon, II	<input type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	Out of town
Councilman Andre Williams	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	
Councilwoman Sharon Pritchett	<input type="checkbox"/> (Yes)	<input checked="" type="checkbox"/> (No)	
Councilman Aaron Campbell Jr.	<input type="checkbox"/> (Yes)	<input checked="" type="checkbox"/> (No)	