

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)

RESOLUTION NO. 2012-140-1735

A RESOLUTION OF THE CITY OF MIAMI GARDENS, FLORIDA, ADOPTING A FINAL MILLAGE RATE AT A PUBLIC HEARING, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2012, THROUGH SEPTEMBER 30, 2013; ESTABLISHING THE ROLLBACK RATE; PROVIDING FOR DIRECTIONS TO THE FINANCE DIRECTOR THROUGH THE CITY MANAGER; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on July 25, 2012, the City Council adopted Resolution No. 2012-114-1709 determining a proposed Millage Rate for the fiscal year commencing October 1, 2012 ("Fiscal Year 2012-2013"), and scheduling the public hearings required by Section 200.065 of the Florida Statutes to be held on September 12, 2012 at 6:00 p.m., and September 26, 2012, at 6:00 p.m. and

WHEREAS, the City Manager has recommended an annual budget for Fiscal Year 2012-2013 commencing October 1, 2012, and

WHEREAS, the public and all interested parties have had the opportunity to address their comments to the City Council and the City Council has considered the comments of the public regarding the millage rate,

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

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

Section 2. COMPUTATION OF THE ROLLBACK RATE: The roll-back rate for FY 2012-2013 is 6.3620 mills.

Section 3. ADOPTION OF PROPOSED MILLAGE RATE: The City Council hereby adopts and establishes the proposed millage rate for the City of Miami Gardens for FY 2012-2013 at 6.3620 mills, which is which is \$6.362 per \$1,000.00 of taxable property value within the City of Miami Gardens, Florida. The percent increase of this millage rate over the roll-back rate is 0%.

Section 4: DIRECTIONS TO THE FINANCE DIRECTOR THROUGH THE CITY MANAGER: The Finance Director, through the City Manager, is directed to complete all TRIM Compliance requirements utilizing the Department of Revenue electronic eTRIM system.

Section 5. EFFECTIVE DATE: This resolution shall be effective immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS SPECIAL MEETING HELD ON SEPTEMBER 26, 2012.



Oliver Gilbert III, 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 David Williams Jr.
SECONDED BY: Councilwoman Odom

VOTE: 6-0

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)
Councilman David Williams Jr	<u>X</u> (Yes)	_____ (No)
Councilwoman Felicia Robinson	<u>X</u> (Yes)	_____ (No)
Councilman Andre' Williams	_____ (Yes)	_____ (No) (not present)
Councilman Erhabor Ighadora	<u>X</u> (Yes)	_____ (No)



CERTIFICATION OF TAXABLE VALUE

DR-420
R. 6/11
Rule 12DERT1-1-13
Florida Administrative Code
Eff. 6/11

Year: 2012	County: MIAMI-DADE
Principal Authority: CITY OF MIAMI GARDENS	Taxing Authority: CITY OF MIAMI GARDENS

SECTION I: COMPLETED BY PROPERTY APPRAISER

1.	Current year taxable value of real property for operating purposes	\$	3,025,895,671	(1)
2.	Current year taxable value of personal property for operating purposes	\$	363,360,413	(2)
3.	Current year taxable value of centrally assessed property for operating purposes	\$	0	(3)
4.	Current year gross taxable value for operating purposes <i>(Line 1 plus Line 2 plus Line 3)</i>	\$	3,389,256,084	(4)
5.	Current year net new taxable value (Add new construction, additions, rehabilitative improvements increasing assessed value by at least 100%, annexations, and tangible personal property value over 115% of the previous year's value. Subtract deletions.)	\$	8,210,556	(5)
6.	Current year adjusted taxable value <i>(Line 4 minus Line 5)</i>	\$	3,381,045,528	(6)
7.	Prior year FINAL gross taxable value from prior year applicable Form DR-403 series	\$	3,278,198,300	(7)
8.	Does the taxing authority include tax increment financing areas? If yes, enter number of worksheets (DR-420TIF) attached. If none, enter 0	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Number 0 (8)
9.	Does the taxing authority levy a voted debt service millage or a millage voted for 2 years or less under s. 9(b), Article VII, State Constitution? If yes, enter the number of DR-420DEBT, <i>Certification of Voted Debt Millage</i> forms attached. If none, enter 0	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO	Number 0 (9)
Property Appraiser Certification		I certify the taxable values above are correct to the best of my knowledge.		
SIGN HERE	Signature of Property Appraiser :	Date :		
	Electronically Certified by Property Appraiser	6/29/2012 2:03 PM		

SECTION II: COMPLETED BY TAXING AUTHORITY

If this portion of the form is not completed in FULL your taxing authority will be denied TRIM certification and possibly lose its millage levy privilege for the tax year. If any line is not applicable, enter -0-.				
10.	Prior year operating millage levy <i>(If prior year millage was adjusted then use adjusted millage from Form DR-422)</i>		6.5616	per \$1,000 (10)
11.	Prior year ad valorem proceeds <i>(Line 7 multiplied by Line 10, divided by 1,000)</i>	\$	21,510,226	(11)
12.	Amount, if any, paid or applied in prior year as a consequence of an obligation measured by a dedicated increment value <i>(Sum of either Lines 6c or Line 7a for all DR-420TIF forms)</i>	\$	0	(12)
13.	Adjusted prior year ad valorem proceeds <i>(Line 11 minus Line 12)</i>	\$	21,510,226	(13)
14.	Dedicated increment value, if any <i>(Sum of either Line 6b or Line 7e for all DR-420TIF forms)</i>	\$	0	(14)
15.	Adjusted current year taxable value <i>(Line 6 minus Line 14)</i>	\$	3,381,045,528	(15)
16.	Current year rolled-back rate <i>(Line 13 divided by Line 15, multiplied by 1,000)</i>		6.3620	per \$1000 (16)
17.	Current year proposed operating millage rate		6.3620	per \$1000 (17)
18.	Total taxes to be levied at proposed millage rate <i>(Line 17 multiplied by Line 4, divided by 1,000)</i>	\$	21,562,447	(18)

19.	TYPE of principal authority (check one)	<input type="checkbox"/> County	<input type="checkbox"/> Independent Special District	(19)
		<input checked="" type="checkbox"/> Municipality	<input type="checkbox"/> Water Management District	
20.	Applicable taxing authority (check one)	<input checked="" type="checkbox"/> Principal Authority	<input type="checkbox"/> Dependent Special District	(20)
		<input type="checkbox"/> MSTU	<input type="checkbox"/> Water Management District Basin	
21.	Is millage levied in more than one county? (check one)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	(21)

DEPENDENT SPECIAL DISTRICTS AND MSTUs		STOP HERE - SIGN AND SUBMIT
--	---	------------------------------------

22.	Enter the total ad valorem proceeds of the principal authority, all dependent special districts, and MSTUs at rolled-back rate. (Total of Line 13 from all DR-420 forms)	\$	21,510,226	(22)
23.	Current year aggregate rolled-back rate (Line 22 divided by Line 15, multiplied by 1,000)		6.3620 per \$1,000	(23)
24.	Current year aggregate rolled-back taxes (Line 4 multiplied by Line 23, divided by 1,000)	\$	21,562,447	(24)
25.	Enter total of all operating ad valorem taxes proposed to be levied by the principal taxing authority, all dependent districts, and MSTUs, if any. (Total of Line 18 from all DR-420 forms)	\$	21,562,447	(25)
26.	Current year proposed aggregate millage rate (Line 25 divided by Line 4, multiplied by 1,000)		6.3620 per \$1,000	(26)
27.	Current year proposed rate as a percent change of rolled-back rate (Line 26 divided by Line 23, minus 1 , multiplied by 100)		0.00 %	(27)

First public budget hearing	Date : 9/12/2012	Time : 6:00 PM	Place : 1515 NW 167 Street, Suite 200, Miami Gardens, FL 33169
------------------------------------	---------------------	-------------------	---

S I G N H E R E	Taxing Authority Certification		I certify the millages and rates are correct to the best of my knowledge. The millages comply with the provisions of s. 200.065 and the provisions of either s. 200.071 or s. 200.081, F.S.		
	Signature of Chief Administrative Officer :			Date :	
	Electronically Certified by Taxing Authority			7/26/2012 12:57 PM	
	Title :		Contact Name and Contact Title :		
	DANNY CREW, CITY MGR		PATRICIA VARNEY, FINANCE DIRECTOR		
Mailing Address :		Physical Address :			
1515 NW 167 Street		1515 NW 167TH ST, BLDG 5, STE 200			
City, State, Zip :		Phone Number :	Fax Number :		
MIAMI GARDENS, FL 33169		3056228000	3056228001		