

ORDINANCE NO. 2006-17-98

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, APPROVING AND ADOPTING THE CITY'S BUDGET FOR THE 2006-2007 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 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 2006-2007, and

WHEREAS, the proposed Fiscal Year 2006-2007 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 creating a City of Miami Gardens Police Department, and

WHEREAS, the City Council has decided to form a Police Department,

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 2006-2007, 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, 2006, and Wednesday, September 27, 2006, at 6:00 p.m. at City Hall, 1515 N.W. 167<sup>th</sup> 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 receives certain grants, and

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

WHEREAS, when grants and donations are awarded and accepted by the City, the grant 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, 2006, and ending September 30, 2007:

<b>FOR GENERAL FUND ACTIVITIES (INCLUDING TRANSFERS IN)</b>	<b>\$47,691,684</b>
<b>FOR TRANSPORTATION FUND ACTIVITIES (INCLUDING TRANSFERS IN)</b>	<b>\$5,693,778</b>
<b>DEVELOPMENT SERVICES FUND (INCLUDING TRANSFERS IN)</b>	<b>\$4,052,047</b>
<b>CAPITAL PROJECTS FUND (INCLUDING TRANSFERS IN)</b>	<b>\$47,197,591</b>
<b>GENERAL SERVICES FUND (INCLUDING TRANSFERS IN)</b>	<b>\$4,992,520</b>
<b>SPECIAL REVENUE FUND (INCLUDING TRANSFERS IN)</b>	<b>\$2,021,132</b>
<b>STORMWATER FUND (INCLUDING TRANSFERS IN)</b>	<b>\$3,395,000</b>
<b>COMMUNITY DEVELOPMENT BLOCK GRANT (INCLUDING TRANSFERS IN)</b>	<b><u>\$1,400,000</u></b>
<b>TOTAL OPERATING APPROPRIATIONS</b>	<b><u>\$116,443,751</u></b>

B. The following revenues will be available during Fiscal Year 2006-2007 to meet the foregoing appropriations:

<b>GENERAL FUND</b>	Revenue	FY 07 Amount
	Fund Balance Appropriated	2,182,839
	Taxes	19,120,117
	Franchise Fees	3,413,000
	Intergovernmental Revenue	10,521,151
	Utility Taxes	7,344,880
	Fines and Forfeitures	65,500
	Public Safety	482,300
	Linceses, Fees & Permits	1,389,749
	Miscellaneous	689,000
	Culture & Recreation	600,000
	Grants and Loans	41,486
	Interfund Transfers	1,841,662
	<b>TOTAL GENERAL FUND</b>	<b>\$47,691,684</b>

**TRANSPORTATION FUND**

	FY 07 Amount
Revenue	
Fund Balance Appropriated	1,977,431
Fuel Taxes	2,184,000
State Revenue Sharing	1,283,847
Grants	150,000
Miscellaneous Revenues/Interest	98,500
<b>TOTAL TRANSPORTATION FUND</b>	<b>\$5,693,778</b>

**DEVELOPMENT SERVICES FUND**

	FY 07 Amount
Revenue	
Fund Balance Appropriated	1,362,463
Planning & Zoning Fees and Charges	400,000
Building Fees and Charges	2,000,000
Surcharge	40,002
Other Revenues	31,000
Grants	\$218,582
<b>TOTAL DEVELOPMENT SERVICES FUND</b>	<b>\$4,052,047</b>

**CAPITAL PROJECT FUND**

	FY 07 Amount
Revenue	
Fund Balance Appropriated	6,014,337
From General Fund	522,233
From Transportation Fund	1,680,000
From Stormwater Fund	334,882
Grants	31,446,139
Bonds/Loans	7,200,000
<b>TOTAL DEVELOPMENT SERVICES FUND</b>	<b>\$47,197,591</b>

**GENERAL SERVICES FUND**

	FY 07 Amount
Revenue	
Fund Balance Appropriated	
Bank Loan	1,722,642
From Other Funds	3,269,878
<b>TOTAL DEVELOPMENT SERVICES FUND</b>	<b>\$4,992,520</b>

**SPECIAL REVENUE FUND**

	FY 07 Amount
Revenue	
Fund Balance Appropriated	1,322,016
Impact Fees	422,000
Miscellaneous	277,116
<b>TOTAL DEVELOPMENT SERVICES FUND</b>	<b>\$2,021,132</b>

**STORMWATER UTILITY FUND**

	FY 07 Amount
Revenue	
Fund Balance Appropriated	
Utility Fees	3,360,000
Miscellaneous	35,000
<b>TOTAL DEVELOPMENT SERVICES FUND</b>	<b>\$3,395,000</b>

**COMMUNITY DEVELOPMENT BLOCK GRANT FUND**

	FY 07 Amount
Revenue	
Fund Balance Appropriated	
Utility Fees	1,400,000
Miscellaneous	0
<b>TOTAL DEVELOPMENT SERVICES FUND</b>	<b>\$1,400,000</b>

**TOTAL OPERATING EXPENDITURES \$116,443,751**

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 2006-2007 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 Accounts for the City. Said authority shall include the authority to correct inter-programmatic budgeting and accounting allocations. The power and authority herein granted shall not apply to the general contingency fund.

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, and shall report the same at the next available City Council Meeting.

SECTION 7. AUTHORIZATION TO THE CITY MANAGER: The City Manager is hereby authorized to implement a 2.5% cost-of-living adjustment effective October 1, 2006, for all full-time city employees employed as of September 30, 2006, including the City Clerk and City Manager.

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 2005-2006 Budget not expended during Fiscal Year 2005-2006, shall be appropriated to the appropriate fund's budgeted reserve for Fiscal Year 2006-2007.

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 2006-2007

SECTION 11. DEPARTMENTS ESTABLISHED: The following City Departments are hereby established for the Fiscal Year 2006-2007 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; 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, Capital Projects Department, Community Development Block Grant (CDBG) Department.

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

PASSED ON FIRST READING IN FULL ON THE 12<sup>th</sup> DAY OF SEPTEMBER, 2006.

ADOPTED AND PASSED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT A SPECIAL MEETING HELD ON THE 27<sup>th</sup> DAY OF SEPTEMBER, 2006.

  
SHIRLEY GIBSON, MAYOR

ATTEST:

  
RONETTA TAYLOR, CMC, CITY CLERK

Reviewed by SONJA K. DICKENS, ESQ.  
City Attorney

SPONSORED BY: Danny O. Crew, City Manager

MOVED BY: Vice Mayor Braynon  
SECONDED BY: Councilman Bratton

VOTE: 5-2

Mayor Shirley Gibson	<u> x </u> (Yes)	<u> </u> (No)
Vice Mayor Oscar Braynon, II	<u> x </u> (Yes)	<u> </u> (No)
Councilman Melvin L. Bratton	<u> x </u> (Yes)	<u> </u> (No)
Councilman Aaron Campbell	<u> x </u> (Yes)	<u> </u> (No)
Councilwoman Ulysses Harvard	<u> </u> (Yes)	<u> x </u> (No)
Councilwoman Sharon Pritchett	<u> </u> (Yes)	<u> x </u> (No)
Councilwoman Barbara Watson	<u> x </u> (Yes)	<u> </u> (No)



# City of Miami Gardens

1515-200 NW 167 Street  
Miami Gardens, Florida 33169

Mayor Shirley Gibson  
Vice Mayor Oscar Braynon II  
Councilman Melvin L. Bratton  
Councilman Aaron Campbell  
Councilman Ulysses Harvard  
Councilwoman Sharon Pritchett  
Councilwoman Barbara Watson

## MEMORANDUM

**To:** The Honorable Mayor and City Council Members

**From:** Danny O. Crew, City Manager

**Date:** September 27, 2006

**Re:** Final Millage Resolution and Budget Ordinance

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### Millage Resolution

Florida Statutes provide the procedure for the adoption of the City's Budget and Proposed Millage. At the first advertised budget hearing held on September 12, 2006, the City Council adopted a preliminary millage resolution.

### Budget Ordinance

In addition to the millage resolution, the Council considered the first reading of the budget ordinance at the September 12, 2006 meeting.

RECOMMENDATION. I recommend that the City Council adopt the Millage Resolution setting a millage rate for FY 2006-07 at 5.1488 mills per \$1,000 taxable value. Additionally, I recommend that the City Council adopt on second reading the proposed FY 06-07 budget ordinance.

**5-A) 2<sup>ND</sup> READING  
ORDINANCE  
CITY BUDGET FY 2005-2006**