

Approved _____ Mayor
Veto _____
Override _____

Agenda Item E

ORDINANCE NO. 15-95

ORDINANCE APPROVING AND ADOPTING THE UNINCORPORATED MUNICIPAL SERVICE AREA FUND BUDGET FOR MIAMI-DADE COUNTY, FLORIDA, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2015 AND ENDING SEPTEMBER 30, 2016; PROVIDING A SHORT TITLE; INCORPORATING THE FISCAL YEAR 2015-16 PROPOSED BUDGET AS AMENDED; APPROPRIATING ALL BUDGETED REVENUES AND EXPENDITURES; AUTHORIZING THE INVESTMENT OF COUNTY FUNDS IN THE TIME WARRANTS OF MIAMI-DADE COUNTY; AUTHORIZING THE TRANSFER OF FUNDS AS CASH ADVANCES PENDING RECEIPT OF TAXES OR OTHER REVENUES; AUTHORIZING DEPOSIT OF INTEREST EARNED TO THE GENERAL FUND; RATIFYING AND APPROVING IMPLEMENTING ORDERS AND OTHER ACTIONS OF THE BOARD WHICH SET FEES, RATES, AND CHARGES, AUTHORIZING FEES, RATES, AND CHARGES CONSISTENT WITH APPROPRIATIONS, AND PROVIDING FOR THEIR AMENDMENT; RECOGNIZING AND CONTINUING THE UNINCORPORATED MUNICIPAL SERVICE AREA; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE CERTAIN FUNDING AGREEMENTS; WAIVING FOR FISCAL YEAR 2015-16 PROVISIONS OF SECTIONS 2-1799(e) AND 2-1799(f)1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE") RELATED TO THE DISPOSITION OF UNEXPENDED MAYORAL OFFICE BUDGET FUNDS AND UNALLOCATED CARRYOVER FUNDING IN THE UNINCORPORATED MUNICIPAL SERVICES AREA GENERAL FUND BUDGET; AMENDING, WAIVING OR RESCINDING, IF NECESSARY, VARIOUS CHAPTERS OF THE CODE, APPLICABLE IMPLEMENTING ORDERS AND OTHER LEGISLATIVE ENACTMENTS TO CONFORM SUCH ENACTMENTS TO THE FISCAL YEAR 2015-16 ADOPTED BUDGET; SUPERSEDING CONFLICTING PROVISIONS OF PRIOR LEGISLATIVE ENACTMENTS IN CONFLICT; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE

BE IT ORDAINED, BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-
DADE COUNTY, FLORIDA:

Section 1. This ordinance shall be known and may be cited as the "Fiscal Year 2015-16 Miami-Dade County Unincorporated Municipal Service Area Budget Ordinance".

Section 2. Pursuant to Section 5.03(B) of the Home Rule Charter, the County Mayor has recommended a proposed budget for Miami-Dade County, Florida, for the fiscal year commencing October 1, 2015. Said proposed budget document as submitted to the Board of County Commissioners ("Board") is incorporated herein by reference and is amended to include: (a) all of the applicable changes contained in this ordinance; (b) the changes contained in the September 3, 2015 memorandum entitled "Information for First Budget Hearing – FY 2015-16 Proposed Budget"; and (c) the applicable changes contained in the September 17, 2015 memorandum entitled "Information for Second Budget Hearing – FY 2015-16" as further amended by the changes read in the record by the Director of the Office of Management and Budget at the second budget hearing to: (i) include an allocation of \$300,000 from the Reserve for Future Services to the Office of Resilience in the Regulatory and Economic Resources Department; and (ii) clarify the total fiscal year 2015-16 community-based organization funding allocation to the Alliance for Aging, Inc. and to Farm Share, Inc. shall be \$220,000 and \$660,000, respectively, in recognition that they are exempted from the competitive process for prospective community-based organization funding, which changes are noted on the version attached hereto.

Section 3. The Unincorporated Municipal Service Area budget, including the five-year financial plan contained therein, as amended as set forth in this ordinance, is hereby approved and adopted, and the budgeted revenues and expenditures therein are hereby appropriated. Department expenditure allocations established by the County Mayor as revised and summarized in the attached budget are adopted as limitations of all expenditures, except as hereinafter provided, and appropriations have been hereby provided for outstanding indebtedness for the payment of vouchers that have been incurred in the current or prior year, but are not expected to be paid until the commencement of the

new fiscal year. Receipts from sources not anticipated in the attached budget may be appropriated and expended by ordinance duly enacted by the Board in accordance with Section 129.06(2)(d), Florida Statutes, and Section 1.02(A) of the Miami-Dade County Home Rule Charter. Adjustments within the same fund to departmental appropriations made in the attached budget may be approved from time to time by motion duly adopted by the Board in accordance with Section 129.06(2)(a), Florida Statutes, and Ordinance No. 07-45, as amended. The Director of the Office of Management and Budget is authorized to approve adjustments to expenditure code allocations within the limit of the departmental or other appropriations made in the attached budget. All adjustments made in accordance with this ordinance are approved and ratified.

Section 4. Pursuant to the authority of Chapter 8015, Special Acts of Florida, 1919, which authorizes the Board to borrow money and to issue time warrants, and pursuant to the authority of Section 129.02(5), Florida Statutes, which permits funds of the County to be invested in securities of the federal government and of the local governments in Florida, or both, the Finance Director is hereby authorized to invest these monies in the time warrants of Miami-Dade County, Florida.

Section 5. As provided in Section 5.03(C) of the Home Rule Charter, the Board hereby authorizes the transfer of any portion of the earnings or balance of the several funds, other than sinking funds, for obligations not yet retired, to the general funds of the County provided that such transfer be deemed a cash advance to meet operating and other expenses approved by the Board, and that all such advances shall be reimbursed before the end of the fiscal year upon receipt of adequate tax or other appropriate revenues. Provided, however, that this section in no way limits or restricts the power of the Board to transfer any unencumbered appropriation balance, or any portion thereof, from one department, fund or agency to another as provided by law pursuant to Section 5.03(C) of the Home Rule Charter.

Section 6. The Finance Director, pursuant to Section 5.03(C) of the Home Rule Charter, is hereby authorized to deposit to the accounts of the General Fund any interest on deposits earned or accrued to the benefit of any trust funds, revolving accounts, working capital reserves or other funds held in trust by Miami-Dade County, unless specifically prohibited from doing so by trust or other agreements.

Section 7. The provisions of Section 2-1799(e) of the Code of Miami-Dade County, Florida, requiring that unexpended funds in Mayoral office budget be designated as reserves at the end of the fiscal year in which the funds were unexpended and added to the Mayoral office budget in the following fiscal year, are waived to permit the use of funds unexpended as of September 30, 2015 from the Mayoral office budget as Fiscal Year 2014-15 General Fund carryover for appropriation to the Fiscal Year 2015-16 Adopted Budget as approved by the Board. The provisions of Section 2-1799(f)1 of the Code of Miami-Dade County, Florida, requiring that 50 percent of the unallocated carryover funds in the Unincorporated Municipal Service Area general fund budget be allocated to the Capital Outlay Reserve fund in the fiscal year following the fiscal year the funds were identified to support County services, are waived for Fiscal Year 2015-16 to permit the use of carryover funds in the Unincorporated Municipal Service Area general fund budget that remain unallocated as of September 30, 2015 for appropriation to the Fiscal Year 2015-16 Adopted Budget as approved by the Board.

Section 8. All Implementing Orders, as amended hereby, other actions of the Board setting fees, rates, and charges, and fees, rates, and charges consistent with appropriations adopted herein, are hereby ratified, confirmed and approved, and may be amended by resolution adopted by the Board during the fiscal year.

Section 9. The Unincorporated Municipal Service Area is hereby recognized and continued. All funds budgeted for this area are provided by general taxes and other revenue related to this area.

Section 10. The Mayor or the Mayor's designee is hereby authorized to execute agreements for funding allocations for community-based organizations approved in this ordinance as a result of a request for proposal or other formal selection process or individual allocations approved by the Board in the form approved by the County Attorney.

Section 11. Notwithstanding any other provision of the Code of Miami-Dade County, Florida, or any resolution or Implementing Order to the contrary, non-profit entities awarded grants of County monies from prior years' Elected Officials Discretionary Reserve or County Services Reserve or Commission office funds shall not be required to complete affidavits of compliance with the various policies or requirements applicable to entities contracting or transacting business with the County.

Section 12. Unless otherwise prohibited by law, this ordinance shall supersede all prior enactments of the Board, including, but not limited to, ordinances, resolutions, implementing orders, regulations, rules, and provisions of the Code of Miami-Dade County, Florida, in conflict herewith; provided, however, nothing in this ordinance shall amend or supersede the requirements of Ordinance No. 07-45, as amended.

Section 13. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 14. The provisions of this ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon override by this Board. In the event all or any particular component of this ordinance are vetoed, the remaining components, if any, shall become effective ten (10) days after the date of enactment and the components vetoed shall become effective only upon override by this Board.

Section 15. It is the intention of the Board and it is hereby ordained that the provisions of this ordinance shall be excluded from the Code of Miami-Dade County, Florida.

PASSED AND ADOPTED: September 17, 2015

Approved by County Attorney as
to form and legal sufficiency. RLC

ORD/ITEM E Adopted

STATE OF FLORIDA)
)
COUNTY OF MIAMI-DADE)

SS:

I, **HARVEY RUVIN**, Clerk of the Circuit and County Courts, in and for Miami-Dade County, Florida, and Ex-Officio Clerk of the Board of County Commissioners of said county, **DO HEREBY CERTIFY** that the above and foregoing is a true and correct copy of Ordinance 15-95, adopted by the Board of County Commissioners, at its meeting of September 17, 2015, as appears of record.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this 30th day of September, A.D., 2015.

SEAL



HARVEY RUVIN, Clerk
Board of County Commissioners
Miami-Dade County, Florida

By: _____
Deputy Clerk

**UNINCORPORATED MUNICIPAL SERVICE AREA
GENERAL FUND REVENUE**

**NET*
2015-16
BUDGET**

TAXES

General Property Tax (Tax Roll: \$62,447,172,067)	\$114,397,000
Utility Tax	90,741,000
Communications Services Tax	36,197,000
Franchise Tax	<u>26,000,000</u>
Subtotal	<u>\$267,334,000</u>

OCCUPATIONAL LICENSES

Business Taxes	<u>\$1,664,000</u>
Subtotal	<u>\$1,664,000</u>

INTERGOVERNMENTAL REVENUES

State Sales Tax	
State Revenue Sharing	\$83,704,000
Alcoholic Beverage Licenses	48,210,000
	<u>263,000</u>
Subtotal	<u>\$132,177,000</u>

CHARGES FOR SERVICES

Sheriff and Police Fees	<u>\$1,321,000</u>
Subtotal	<u>\$1,321,000</u>

INTEREST INCOME

Interest	<u>\$248,000</u>
Subtotal	<u>\$248,000</u>

**UNINCORPORATED MUNICIPAL SERVICE AREA
GENERAL FUND REVENUE (cont'd)**

	<u>NET*</u> <u>2015-16</u> <u>BUDGET</u>
<u>OTHER</u>	
Administrative Reimbursements	\$13,777,000
Miscellaneous	<u>998,000</u>
Subtotal	<u>\$14,775,000</u>
<u>CASH CARRYOVER</u>	
Cash Carryover	<u>\$27,960,000</u>
Subtotal	<u>\$27,960,000</u>
Total	<u>\$445,480,000</u>

* All anticipated receipts have been adjusted as necessary in accordance with Chapter 129.01(2)(b) of the Florida Statutes.

**UNINCORPORATED MUNICIPAL SERVICE AREA
EXPENDITURES**

	2015-16 Budget
Office of the Mayor	\$1,230,000
Board of County Commissioners	4,944,000
County Attorney	4,604,000
Miami-Dade Police	330,765,000
Parks, Recreation and Open Spaces	28,814,000
Non-departmental - Recreation and Culture	349,000
Public Works and Waste Management	12,495,000
Non-departmental – Neighborhood and Infrastructure	2,704,000
Non-departmental - Health and Human Services	42,000
Regulatory and Economic Resources	537,000
Non-departmental - Economic Development	398,000
Audit and Management Services	585,000
Communications	2,325,000
Human Resources	1,672,000
Information Technology Services	8,199,000
Internal Services Department	15,003,000
Management and Budget	856,000
Non-departmental - General Government	<u>29,958,000</u>
 Total	 <u>\$445,480,000</u>

* Schedule incorporates first and second change memo recommendations including, but not limited to, technical adjustments.