Approved_____ Mayor
Veto _____ Agenda Item I
Override_____

ORDINANCE NO.

ORDINANCE APPROVING, ADOPTING AND RATIFYING PROPRIETARY BUDGETS, SPECIAL ASSESSMENT DISTRICT BUDGETS, AND OTHER BUDGETS OF 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 TIME WARRANTS OF MIAMI-DADE COUNTY; AUTHORIZING THE TRANSFER OF FUNDS AS CASH ADVANCES PENDING RECEIPT OF TAXES OR OTHER REVENUES; 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; APPROVING REVISED FEES, CHARGES, AND IMPLEMENTING ORDERS FOR VARIOUS DEPARTMENTS AND AGENCIES; APPROVING PAY RATES IN THE FISCAL YEAR 2015-16 PAY PLAN; AUTHORIZING ALLOCATIONS AND REALLOCATIONS OF BOND PROCEEDS AND INTEREST EARNINGS; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO PROVIDE BOND ISSUE RESERVES; ESTABLISHING SUCH FUNDS AS MAY BE APPROVED DURING THE YEAR AND PROVIDING FOR THEIR EXPENDITURE; AUTHORIZING PAYMENT OF LOCAL BUSINESS TAX SURCHARGE TO BEACON COUNCIL; APPROPRIATING GRANT, DONATION, AND CONTRIBUTION FUNDS; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXECUTE CERTAIN FUNDING AGREEMENTS; CONTINUING THE MUNICIPAL SERVICES TRUST FUND; 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 COUNTYWIDE AND THE UNINCORPORATED MUNICIPAL SERVICES AREA GENERAL FUND BUDGETS, RESPECTIVELY; 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; WAIVING SECTION 2-1605 OF THE CODE RELATED TO FINANCIAL SUPPORT OF THE SPORTS COMMISSION AND SECTION 29-7(G) OF THE CODE RELATED TO ALLOCATION OF DOCUMENTARY SURTAX FUNDS; 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 Self-Supporting 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".

Section 3. The budget proposed, including the five-year financial plan contained therein, as amended as set forth in this ordinance, is hereby approved and adopted, including the budgets for Special Assessment Districts, 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 hereby have been 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 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 Countywide and

Unincorporated Municipal Service Area general fund budgets 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 Countywide and UMSA general fund budgets that remain unallocated as of September 30, 2015 for appropriation to the Fiscal Year 2015-16 Proposed Budget as approved by the Board.

Section 7. The provisions of Section 2-1605 of the Code of Miami-Dade County, Florida, that provide for financial support to the Sports Commission in the amount of $250,000 in the official Miami-Dade County budget each year, unless otherwise directed by the Board of County Commissioners, shall be waived for Fiscal Year 2015-16.

Section 8. The provisions of Section 29-7(G) of the Code of Miami-Dade County, Florida, requiring that no allocation of documentary surtax funds shall be made except as part of a competitive Request for Applications process, shall be waived for Fiscal Year 2015-16.

Section 9. The Board hereby waives for Fiscal Year 2015-16 the provisions of Section 8-12(c) of the Code of Miami-Dade County, Florida, in order to provide that, when work for which a building permit is required is started prior to the obtaining of said permit, the cost of the permit shall be double the permit fee such that the additional $100.00 provided for in Section 8-12(c) shall not be charged as part of the cost of the permit.

Section 10. 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 subsequently amended by resolution adopted by the Board during the fiscal year.

Section 11. The revised Implementing Order setting the Miami-Dade Port of Miami rates, fees and charges as reflected in attachment A is made a part hereof and the Implementing Order may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 12. The revised summary setting the Regulatory and Economic Resources Environmental Resources Management Service rates, fees and charges as reflected in attachment B is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 13. The revised summary setting the Regulatory and Economic Resources Building and Neighborhood Compliance rates, fees and charges as reflected in attachment C is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 14. The revised summary setting the Public Works and Waste Management Solid Waste rates, fees and charges as reflected in attachment D is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 15. The revised summary setting the County Parking Facilities rates, fees and charges as reflected in attachment E is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 16. The revised Implementing Order setting the Medical Examiner rates, fees and charges as reflected in attachment F is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 17. The revised summary setting the Library System rates, fees and charges as reflected in attachment G is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 18. The revised summary setting the Regulatory and Economic Resources Consumer Protection and For Hire Vehicle rates, fees and charges as reflected in attachment H is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 19. The revised Implementing Order setting the Miami-Dade Water and Sewer rates, fees and charges as reflected in attachment I is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 20. The revised Implementing Order setting the Regulatory and Economic Resources Planning and Zoning rates, fees and charges as reflected in attachment J is made part hereof and these rates, fees and charges may be subsequently amended by Board action during the fiscal year.

Section 21. The revised summary setting the Fire Prevention rates, fees and charges as reflected in attachment K is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 22. The revised Implementing Order setting Aviation Department rates, fees and charges as reflected in attachment L is approved and is made a part hereof and the rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 23. The revised summary setting the Public Housing and Community Development rates, fees and charges as reflected in attachment M is made part hereof and these rates, fees and charges may be subsequently amended by resolution adopted by Board action during the fiscal year.

Section 24. The pay rates set forth in the Fiscal Year 2015-16 Pay Plan are hereby approved.

Section 25. All allocations and reallocations of bond proceeds and interest earnings included in the Fiscal Year 2015-16 Proposed Capital Budget and Multi-Year Capital Plan, as may be amended, are hereby authorized.

Section 26. The County Mayor, or whomever he shall so designate, is hereby authorized to use interest earned on deposit of Public Improvement Bond funds to establish and

maintain an Interest and Sinking Fund Reserve Account in an amount not to exceed one year's maximum principal and interest. Interest earned in excess of the reserve shall be distributed to Public Improvement Bonds Construction Funds in accordance with standard accounting practices.

Section 27. The Finance Director is hereby authorized to establish and to receive and expend funds up to amounts received without specific appropriation pursuant to Section 5.03(C) of the Home Rule Charter for existing trust funds, working capital funds, bond construction funds, pension funds, revolving funds and any other such funds as may be approved by motion of the Board during the 2015-16 fiscal year.

Section 28. The Finance Director is hereby authorized to make payment of local business tax surcharge revenues for Fiscal Year 2015-16 to Miami-Dade County Beacon Council, Inc., in accordance with state law and Resolution No. 1066-88 which authorized the agreement between Miami-Dade County and the Beacon Council.

Section 29. All grant, donation, and contribution funds received by the County are hereby appropriated at the levels and for the purposes intended by the grants, donations and contributions.

Section 30. 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 31. 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 the prior year's District Discretionary Reserve, Commission office funds, or County Services Reserve 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 32. Payment by a municipality to the Municipal Services Trust Fund shall be used for services which provide benefits to the municipality or the residents thereof.

Section 33. Unless otherwise prohibited by law, this ordinance shall supersede all enactments of this 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 34. 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 35. All 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 36. 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:

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

ORD/ITEM I Proposed