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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(1)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: December 7, 2010

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Resolution establishing County policy to allocate Fiscal Year 2009-10 unallocated general fund carryover to fund Save Our Seniors Homeowners' Relief Fund for Fiscal Year 2010-11

Resolution No. R-1199-10

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Bruno A. Barreiro.

R. A. Cuevas, Jr.
County Attorney

RAC/up

MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: December 7, 2010

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 11(A)(1)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(1)
12-7-10

RESOLUTION NO. R-1199-10

RESOLUTION ESTABLISHING COUNTY POLICY TO ALLOCATE FISCAL YEAR 2009-10 UNALLOCATED GENERAL FUND CARRYOVER TO FUND SAVE OUR SENIORS HOMEOWNERS' RELIEF FUND FOR FISCAL YEAR 2010-11; DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO PREPARE AN APPROPRIATE BUDGET AMENDMENT TO THE FISCAL YEAR 2010-11 COUNTY BUDGET TO EFFECTUATE THE FOREGOING

WHEREAS, as part of the County's Fiscal Year 2010-11 adopted countywide budget (the "Budget"), the Board approved the establishment of the Save Our Seniors Homeowners' Relief Fund in an amount not to exceed $5 million to be funded from general fund revenues (the "Save Our Seniors Program"); and

WHEREAS, under the Save Our Seniors Program seniors, who reside in Miami-Dade County, are 65 years of age or older and have applied for and received Florida's Homestead Exemption for Seniors, are eligible to receive a grant in the amount of $100 per household, which may be used to offset the cost of County services, including water and sewer; and

WHEREAS, any further reconciliations to the Budget to fund such program would be accomplished via a mid-year Budget amendment; and

WHEREAS, in a memorandum from the County Manager to this Board dated October 15, 2010, a copy of which is attached hereto as Exhibit A, the County Manager recommended that $4,685,000 of Fiscal Year 2009-10 unallocated general fund carryover be set aside to fund the Save Our Seniors Program to cover both the payments to eligible seniors and the cost of mailing the checks; and

WHEREAS, this Board wishes to establish as its policy to allocate Fiscal Year 2009-10 unallocated general fund carryover to fund the Save Our Seniors Program, including any associated costs, for Fiscal Year 2010-11 in an amount equal to $4,685,000; and

WHEREAS, Section 129.06(2), Florida Statutes, and Section 1.02A of the Miami-Dade County Home Rule Charter authorize the Board of County Commissioners to amend the general fund budgets and establish procedures for doing so; and

WHEREAS, this Board desires to amend the Budget by appropriating $4,685,000 from Fiscal Year 2009-10 unallocated general fund carryover to fund the Save Our Seniors Program, including any associated costs, for Fiscal Year 2010-11; and

WHEREAS, accordingly, this Board desires to direct the County Mayor or the Mayor's designee to prepare the appropriate budget amendment to the Budget to effectuate the foregoing and bring such amendment back to the Board for its approval as part of the mid-year budget amendment process,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The foregoing recitals are incorporated in this resolution and are approved.

Section 2. This Board wishes to establish as its policy to allocate Fiscal Year 2009-10 unallocated general fund carryover to fund the Save Our Seniors Program, including any associated costs, for Fiscal Year 2010-11 in an amount equal to $4,685,000.

Section 3. The County Mayor or the Mayor's designee is hereby directed to prepare the appropriate budget amendment to the Budget to effectuate the foregoing and to bring such amendment back to the Board for its approval as part of the mid-year budget amendment process.

The Prime Sponsor of the foregoing resolution is Commissioner Bruno A. Barreiro. It was offered by Commissioner **Lynda Bell**, who moved its adoption. The motion was seconded by Commissioner **Joe A. Martinez** and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman	aye		
Jose "Pepe" Diaz, Vice-Chairman	aye		
Bruno A. Barreiro	aye	Lynda Bell	aye
Audrey M. Edmonson	absent	Carlos A. Gimenez	aye
Sally A. Heyman	aye	Barbara J. Jordan	aye
Joe A. Martinez	aye	Jean Monestime	aye
Natacha Seijas	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of December, 2010. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **DIANE COLLINS**
Deputy Clerk

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

Geri Bonzon-Keenan

EXHIBIT A

Memorandum

MIAMI-DADE COUNTY

Date: October 15, 2010

To: Honorable Chairman, Dennis C. Moss
And Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Preliminary Year-End Close-Out

As you are aware, during FY 2009-10 reductions were implemented across all departments to ensure that expenditures would not exceed appropriation due to the delayed implementation of the various collective bargaining agreements. As we developed the FY 2010-11 Adopted Budget it was anticipated that the General Fund Carryover balance at the end of the FY 2009-10 would be $47.713 million, which was included as a revenue in the FY 2010-11 Adopted Budget.

I am pleased to report that because of the cost savings efficiencies implemented by all General Fund supported departments the unaudited preliminary carryover for the General Fund is $55.947 million, resulting in an unallocated carryover of approximately $8.234 million. Of this carryover $2.799 million from the various budgets in the Board of County Commissioners, which will be amended into the FY 2010-11 budget at mid-year It is recommended that of this unallocated amount, $750,000 be set aside to fund advertising in and support for the community periodicals to bring this allocation to the prior year level and the remaining $4.685 million be set aside for the "Save our Seniors-Homeowners' Relief Fund," to cover both the payments to the seniors and the cost of mailing the checks. As these are the results of the preliminary close-out activities, the actual carryover balance may be different. We will keep the Board appraised as we complete our financial reporting for the fiscal year.

If you have any questions, please do not hesitate to contact Jennifer Glazer-Moon, Special Assistant/Director, Office of Strategic Business Management at 305-375-5143 or me directly.

c: Honorable Carlos A. Alvarez, Mayor
R.A. Cuevas, Jr., County Attorney
County Executive Office Senior Staff
Diane Collins, Acting Division Chief, Clerk of the Board
Charles Anderson, Commission Auditor

cmo00211