

Approved _____ Mayor
Veto _____
Override _____

Agenda Item E

ORDINANCE NO.

ORDINANCE APPROVING AND ADOPTING THE UNINCORPORATED MUNICIPAL SERVICE AREA FUND BUDGET FOR MIAMI-DADE COUNTY, FLORIDA, FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2022 AND ENDING SEPTEMBER 30, 2023; PROVIDING A SHORT TITLE; INCORPORATING THE FISCAL YEAR 2022-23 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, CONFIRMING 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 AND AUTHORIZING SUBSEQUENT AMENDMENTS BY RESOLUTION; RECOGNIZING AND CONTINUING THE UNINCORPORATED MUNICIPAL SERVICE AREA; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO NEGOTIATE AND EXECUTE CERTAIN FUNDING AGREEMENTS; WAIVING FOR FISCAL YEAR 2022-23 PROVISIONS OF THE CODE AND RESOLUTIONS REQUIRING EXECUTION OF COUNTY AFFIDAVITS FOR NON-PROFITS RECEIVING CERTAIN COUNTY FUNDING; AMENDING, WAIVING OR RESCINDING, IF NECESSARY, VARIOUS SECTIONS OF THE CODE, APPLICABLE IMPLEMENTING ORDERS, AND OTHER LEGISLATIVE ENACTMENTS TO CONFORM SUCH ENACTMENTS TO THE FISCAL YEAR 2022-23 BUDGET; SUPERSEDING CONFLICTING PROVISIONS OF PRIOR LEGISLATIVE ENACTMENTS; 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 2021-22 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, 2022. 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; and (b) the changes contained in the September 2, 2022 memorandum entitled "Information for First Budget Hearing – FY 2022-23 Proposed Budget," which changes are noted on the version that shall be attached hereto following final adoption of this ordinance.

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, adopted, and ratified, 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 sections 2-1792 through 2-1800A of the Code of Miami-Dade County, Florida

("Code"). 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, adopted 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. However, this section in no way limits or restricts the power of the Board to transfer any unencumbered appropriations 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. 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 8. 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 9. The County Mayor or the County Mayor's designee is hereby authorized to negotiate and execute agreements, following approval by the County Attorney for form and legal sufficiency, for funding allocations to community-based organizations, other governmental agencies, non-profit organizations, cultural organizations or for cultural events, Anti-Gun Violence and Prosperity Initiatives Trust Fund, Miami-Dade Rescue Plan District Designated Fund, and Mom and Pop Program participants approved in this ordinance as a result of a request for proposals, other formal selection process, or other allocations approved by the Board, including, but not limited to, for work or services resulting from natural disasters, emergency declarations or pandemics.

Section 10. The County Ambassador Program is hereby created for the purpose of purchasing consulting and community ambassador services for the County. Persons eligible to serve as a County Ambassador shall be any person who meets all of the following criteria: (a) is a former County Commissioner; (b) has not been criminally indicted and found guilty arising directly out of his or her official conduct or duties while serving in an elected office; (c) does not have an open or pending criminal indictment or appeal of a conviction arising directly out of his or her official conduct or duties while serving in an elected office (once cleared of the

charge(s), the person will be eligible); (d) has not been removed from an elected office by recall; (e) is not employed by the County or the Public Health Trust at any time during the term of the services agreement; and (f) does not hold any elected public office at any time during the term of the services agreement. The scope of services for County Ambassadors contracting with the County under the County Ambassador Program includes participation in county-sponsored events on behalf of and representing the County (to include ribbon cutting, speeches, and leading the pledge of allegiance), meeting with dignitaries or other special guests visiting Miami-Dade County on behalf of the County, and/or providing consultant services to the Chairperson and Board pertaining to strategic areas such as transportation and neighborhood improvements. The maximum annual services fee payable to a County Ambassador is \$25,000.00 per fiscal year and all contracts shall be for a term not to exceed one year. The County Ambassador Program will be managed by the Office of the Chair and the Chairman is hereby authorized and delegated the authority to select County Ambassadors and to negotiate, approve and monitor compliance of service agreements with County Ambassadors, following approval by the County Attorney for form and legal sufficiency, for a term not to exceed one year and for a total sum not to exceed \$25,000.00 per fiscal year for the provision of all or some of the services set forth herein. The County Mayor or Mayor's designee shall execute all approved service agreements on behalf of the County.

Section 11. Notwithstanding any other provision of the Code or any resolution or implementing order to the contrary, non-profit entities awarded grants of County monies from the Elected Officials Discretionary Reserve, 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 in conflict herewith.

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. It is the intention of the Board and it is hereby ordained that the provisions of this ordinance shall be excluded from the Code.

Section 15. The provisions of this ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the County 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.

PASSED AND ADOPTED:

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

**UNINCORPORATED MUNICIPAL SERVICE AREA
GENERAL FUND REVENUE**

**NET*
2022-23
BUDGET**

TAXES

General Property Tax (Tax Roll: \$101,823,792,808)	\$184,663,000
Utility Tax	104,525,000
Communications Services Tax	<u>24,355,000</u>
Subtotal	<u>\$313,543,000</u>

OCCUPATIONAL LICENSES

Business Taxes	<u>\$4,075,000</u>
Subtotal	<u>\$4,075,000</u>

INTERGOVERNMENTAL REVENUES

State Sales Tax	\$126,133,000
State Revenue Sharing	48,210,000
Alcoholic Beverage Licenses	<u>179,000</u>
Subtotal	<u>\$174,522,000</u>

CHARGES FOR SERVICES

Sheriff and Police Fees	<u>\$2,165,000</u>
Subtotal	<u>\$2,165,000</u>

INTEREST INCOME

Interest	<u>\$237,000</u>
Subtotal	<u>\$237,000</u>

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

		NET* 2022-23 <u>BUDGET</u>
<u>OTHER</u>		
Administrative Reimbursements		\$14,684,000
Miscellaneous		<u>448,000</u>
	Subtotal	<u>\$15,132,000</u>
 <u>TRANSFERS</u>		
Transfers		<u>\$280,000</u>
	Subtotal	<u>\$280,000</u>
 <u>CASH CARRYOVER</u>		
Cash Carryover		<u>\$44,596,000</u>
	Subtotal	<u>\$44,596,000</u>
	Total	<u>\$554,550,000</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**

	2022-23 <u>Budget</u>
Office of the Mayor	\$1,747,000
Board of County Commissioners (BCC)	6,568,000
County Attorney	5,394,000
Miami-Dade Police	412,157,000
General Government Improvement Fund – Public Safety	500,000
Transportation and Public Works	11,314,000
Parks, Recreation and Open Spaces	56,985,000
Regulatory and Economic Resources	316,000
Non-departmental - Economic Development	3,554,000
General Government Improvement Fund – General Government	150,000
Audit and Management Services	847,000
Communications	2,993,000
Human Resources	2,833,000
Internal Services Department	14,849,000
Management and Budget	1,118,000
Non-departmental - General Government	31,888,000
General Government Improvement Fund – General Government	1,337,000
 Total	 <u>\$554,550,000</u>