

**passCITY OF MIRAMAR
PROPOSED CITY COMMISSION AGENDA ITEM**

First Reading Date: November 1, 2023

Second Reading Date: November 13, 2023

Presenter's Name and Title: Carmen Dominguez, Assistant Director, Management & Budget

Temp. Ord. Number: #O1821

Item Description: (SECOND READING) Temp. Ord. #O1821 APPROVING THE FIRST AMENDMENT TO THE FISCAL YEAR 2024 OPERATING AND CAPITAL IMPROVEMENT PROGRAM BUDGET; AND PROVIDING FOR AN EFFECTIVE DATE. (Passed 1st Reading on 11/1/23) (Management & Budget Assistant Director Carmen Dominguez)

Consent Resolution Ordinance Quasi-Judicial Public Hearing

Instructions for the Office of the City Clerk: NONE

Public Notice – As required by the Sec. _____ of the City Code and/or Sec. _____, Florida Statutes, public notice for this item was provided as follows: on _____ in a _____ ad in the _____; by the posting the property on _____ and/or by sending mailed notice to property owners within _____ feet of the property on _____ (fill in all that apply)

Special Voting Requirement – As required by Sec. _____, of the City Code and/or Sec. _____, Florida Statutes, approval of this item requires a _____ (unanimous, 4/5ths etc.) vote by the City Commission.

Fiscal Impact: Yes No

REMARKS: Economic Development Fund, General Fund and Stormwater Management Fund adjusted as provided in the Memo.

Content:

- Agenda Item Memo from the City Manager to City Commission
- Ordinance TO 1821
 - Exhibit A: ECONOMIC DEVELOPMENT FUND (006)
 - Exhibit B: GENERAL FUND (001)
 - Exhibit C: STORMWATER MANAGEMENT FUND (415)



**CITY OF MIRAMAR
INTEROFFICE MEMORANDUM**

TO: Mayor, Vice Mayor, & City Commissioners

FROM: Dr. Roy L. Virgin, City Manager

BY: Carmen Dominguez, Assistant Director, Management & Budget

DATE: October 26, 2023

RE: SECOND READING of Temp. Ord. No. 1821 budget amendment for FY24

RECOMMENDATION: The City Manager recommends approval of Temp. Ord. No. 1821, providing for the first budget amendment of the Fiscal Year 2024 Operating and Capital Improvement Program Budgets.

ISSUE: Pursuant to Section 2-203(a), City Commission approval is required to amend the budget by passage of an ordinance.

BACKGROUND: Per F.S. 166.241(5), the governing body can amend the Fiscal Year 2024 Operating and Capital Improvement Program Budgets only via ordinance.

DISCUSSION:

ECONOMIC DEVELOPMENT FUND (006): In February 2023 the City appropriated \$700K in Economic Stimulus Grant funding to benefit commercial property owners and tenants in the City with a focus on those located in the historic area between University Drive and State Road 7. The application process for the property owners and tenants was open in July 2023 which did not allow sufficient time for the funding to be fully expended. The City is requesting to reappropriate the unused portion of FY 2023 funds in the amount of \$740,000 to FY 2024. Additionally, the City is requesting \$640,000 to be appropriated from available fund balance for economic incentive for a total of \$1,380,000 in FY 2024.

GENERAL FUND (001): Per Resolution No. 23-130, in FY 2024 the Public Works Department joined a consortium of cities to participate in the Solid Waste Disposal & Recyclable Materials Processing Authority of Broward County, Florida with an annual membership of \$168,400 due each year up to three years.

STORMWATER MANAGEMENT FUND (415): In FY 2014 CIP Project #54025-Purchase of a Vacuum Truck was approved in the amount of \$420,000. Public Works received a quote from Environmental Products Group for the purchase of the vacuum truck in the amount of \$490,000 requiring additional funding of \$70,000 to proceed with the purchase of the vacuum truck.

ANALYSIS: The following items are included in the first Fiscal Year 2024 budget amendment:

Economic Development Fund (006) – Exhibit A

Revenues (\$1,380,000 adjustment)

- Appropriation of Fund Balance: Increase \$1,380,000 use of fund balance to appropriate funding in the form of Grants to Others as shown below.

Expenses (\$1,380,000 adjustment)

- Grants to Others: Increase \$1,380,000 Economic Incentive to appropriate funding in FY 2024 for economic incentive.

General Fund (001) – Exhibit B

Expenses (\$0 adjustment)

- Public Works: Increase \$168,400 for annual membership to the Solid Waste Disposal & Recyclable Materials Processing Authority of Broward County, Florida.
- Non-Departmental: Decrease \$168,400 to offset the expense for the annual membership to the Solid Waste Disposal & Recyclable Processing Authority of Broward County, Florida as shown above.

Stormwater Management Fund (415) – Exhibit C

Expenses (\$0 adjustment)

- Appropriated Fund Balance: Decrease \$70,000 appropriated fund balance to offset the increased cost of CIP Project #54025-Purchase of a Vacuum Truck as shown below.
- Capital Improvement Program (CIP): Increase \$70,000 for CIP Project #54025-Purchase of a Vacuum Truck; quote received from vendor requiring an additional \$70,000 to purchase the vacuum truck.

Temp. Ord. No. 1821
10/9/23
00/00/00

**CITY OF MIRAMAR
MIRAMAR, FLORIDA**

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF
MIRAMAR, FLORIDA, APPROVING THE FIRST AMENDMENT OF
THE FISCAL YEAR 2024 OPERATING AND CAPITAL
IMPROVEMENT PROGRAM BUDGET; AND PROVIDING FOR AN
EFFECTIVE DATE.**

WHEREAS, based upon the periodic review and analysis of current budgetary commitments and obligations, the projected needs and requirements of the City and the recommendations of the City Manager, and with the concurrence of the Finance Director as to Accounting Principles, it is deemed necessary to adjust, amend, and implement the Fiscal Year 2024 Operating and Capital Improvement Program Budget; and

WHEREAS, the proposed amendment to the Fiscal Year 2024 Operating and Capital Improvement Program Budget is set forth in Exhibits "A" through "C", attached hereto and made a part hereof; and

WHEREAS, Section 2-203(a) of the City Code provides that "if during the fiscal year, revenues in excess of those estimated in the budget are available for appropriation, the City Commission may make supplemental appropriations for the year up to the amount of such excess"; and

Ord. No. _____

Temp. Ord. No. 1821
10/9/23
00/00/00

WHEREAS, this Ordinance will provide funds for additional new projects and unanticipated expenses, as well as for projects that have been previously approved; and

WHEREAS, the City Manager and the Management & Budget Director recommend approval of this Ordinance, providing funds for additional new projects and unanticipated expenses, as well as for projects that have been previously approved; and

WHEREAS, the City Commission deems it to be in the best interest of the citizens and residents of the City of Miramar to amend to approve the first amendment of the Fiscal Year 2024 operating and capital improvement budget.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, AS FOLLOWS:

Section 1: That the foregoing “**WHEREAS**” clauses are ratified and confirmed as being true and correct and are made a specific part of this Ordinance.

Section 2: That it approves the amendment of the Fiscal Year 2024 Operating and Capital Improvement Program Budget as set forth in Exhibits “A” through “C”, attached hereto and made a part hereof.

Section 3: If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid,

Temp. Ord. No. 1821
10/9/23
00/00/00

such unconstitutional or invalid part or application shall be considered as eliminated and shall not affect the validity of the remaining portions or applications, which shall remain in full force and effect.

Section 4: That the appropriate City officials are authorized to do all things necessary and expedient to carry out the intent and purpose of this Ordinance.

Section 5: That this Ordinance shall take effect immediately upon its adoption on second reading.

Temp. Ord. No. 1821
10/9/23
00/00/00

PASSED FIRST READING: _____

PASSED AND ADOPTED ON SECOND READING: _____

Mayor, Wayne M. Messam

Vice Mayor, Alexandra P. Davis

ATTEST:

City Clerk, Denise A. Gibbs

I HEREBY CERTIFY that I have approved
this ORDINANCE as to form:

City Attorney,
Austin Pamies Norris Weeks Powell, PLLC

<u>Requested by Administration</u>	<u>Voted</u>
Commissioner Winston F. Barnes	_____
Commissioner Maxwell B. Chambers	_____
Commissioner Yvette Colbourne	_____
Vice Mayor Alexandra P. Davis	_____
Mayor Wayne M. Messam	_____

Ord. No. _____