

RESOLUTION NO. 2014-28760

**A RESOLUTION ADOPTING FINAL BUDGETS FOR THE
GENERAL, G.O. DEBT SERVICE, RDA AD VALOREM TAXES,
ENTERPRISE, INTERNAL SERVICE, AND SPECIAL REVENUE
FUNDS FOR FISCAL YEAR 2014/15**

WHEREAS, the City Manager's proposed General Fund operating budget released September 9th, 2014 was \$280,079,000 and the total proposed operating budget for FY 2014/15 net of transfers was \$501,924,000 including the General Fund, General Obligation Debt Service, Enterprise Funds, Transfers to the Redevelopment District, and Special Revenues as shown in Exhibit "A"; and

WHEREAS, on September 10, 2014, the City Commission held its first duly noticed public hearing and adopted the Tentative FY 2014/15 Operating Budget; and

WHEREAS, the final General Fund budget includes \$1.9 million in employee givebacks; \$60,000 in efficiencies; brings in an additional \$1.1 million in Resort Tax revenues to the General Fund to offset tourism-eligible expenditures; and

WHEREAS, the FY 2014/15 final General Fund budget totals \$280,079,000 and is about 18 percent more than the FY 2006/07 budget despite pension contribution increases of 98 percent during the same period, in spite of the fact that inflation during that period, was approximately 18 percent; and

WHEREAS, the final General Fund budget includes a revenue increase of \$15.9 million over FY 2013/14, primarily due to increases in property tax revenue, transfers from resort taxes, increases in licenses and permits; and

WHEREAS, the final Enterprise Fund budgets total \$179,846,000; and

WHEREAS, the final budget for Internal Service funds, which are wholly supported by transfers from the General Fund, Enterprise Funds and the Redevelopment district, is \$78,396,000; and

WHEREAS, the final Special Revenue Fund budgets total \$75,536,000; and

WHEREAS, the City of Miami Beach is authorized to assess an additional \$2.00 for expenditures for Criminal Justice Education degree programs and training courses for officers and support personnel of the Miami Beach Police Department pursuant to Section 938.15 of the Florida Statutes; and

WHEREAS, the Police Training and School Resources Fund is currently funded with the assessed criminal justice education expenditures for the City of Miami Beach pursuant to Section 938.15 of the Florida Statutes, in the amount of \$45,000; and

WHEREAS, the City of Miami Beach Police Department intends to utilize the \$45,000 for those purposes as authorized pursuant to Section 938.15 of the Florida Statutes, and the \$45,000 shall be expended from the Police Training and School Resources Fund for education degree programs and training courses of those officers and support personnel of the Miami Beach Police Department; and

WHEREAS, Section 932.7055 of the Florida Statutes sets forth the purpose and procedures to be utilized for the appropriation and expenditures of the Police Confiscation Trust Fund; and

WHEREAS, the proceeds and interest earned from the Police Confiscation Trust Fund is authorized to be used for crime prevention, safe neighborhood, drug abuse education and prevention programs, or for other law enforcement purposes; and

WHEREAS, the Chief of Police is authorized to expend these funds upon request to the City of Miami Beach Commission, and only upon appropriation to the Miami Beach Police Department by the City of Miami Beach Commission; and

WHEREAS, the Chief of Police of the City of Miami Beach has submitted a written certification which states that this request complies with the provisions of Section 932.7055 of the Florida Statutes (written certification attached as Exhibit "B"), and the Guide to Equitable Sharing of Federally Forfeited Property for Local Law Enforcement Agencies; and

WHEREAS, the Police Confiscation Trust Fund budget for fiscal year 2014/2015 in the amount of \$756,000 shall be funded from State Confiscated Funds in the amount of \$176,000, and Federal Justice Confiscated Funds in the amount of \$580,000, as reflected in the attached Exhibit "B"; and

WHEREAS, funds in the amount of \$756,000 are available in the Police Confiscation Trust Fund; and

WHEREAS, Section 705.105 of the Florida Statutes, sets forth the procedure for unclaimed evidence, which is seized by, and in the custody of the Miami Beach Police Department, and shall vest permanently in the Miami Beach Police Department sixty (60) days after the conclusion of the proceeding; and

WHEREAS, \$75,000 was seized, and has been in the custody of the Miami Beach Police Department Property and Evidence Unit in excess of the statutory period set forth in Section 705.105 of the Florida Statutes; and

WHEREAS, said funds have vested permanently in the Miami Beach Police Department, and have now been placed in the Police Special Revenue Account Fund, as provided by Resolution No. 90-19931, adopted on March 7, 1990; and

WHEREAS, the Miami Beach Police Department seeks to purchase those items identified on Exhibit "C"; and

WHEREAS, the Miami Beach Cultural Arts Council (CAC) was established by the Mayor and City Commission on March 5, 1997; and

WHEREAS, the mission of the CAC is to develop, coordinate, and promote the visual and performing arts in the City of Miami Beach for the enjoyment, education, cultural enrichment and benefit of the residents of, and visitors to, Miami Beach; and

WHEREAS, the Mayor and City Commission adopted the Cultural Arts Master Plan on June 3, 1998, identifying the following program areas for the CAC: cultural arts grants; marketing; facilities; advocacy and planning; and revenue development; and

WHEREAS, pursuant to its enabling legislation, the CAC's budget for each fiscal year shall be adopted by the Mayor and City Commission; and

WHEREAS, accordingly, the CAC recommends a \$1,307,000 budget allocation for Fiscal Year 2014/15 to continue implementation of its programs; and

WHEREAS, the Miami Beach Cultural Arts Council (CAC) was created to develop, coordinate, and promote the performing and visual arts of the City of Miami Beach for the enjoyment, education, cultural enrichment, and benefit of the residents of and visitors to the City; and

WHEREAS, from December 2013 through July 2014, the Cultural Affairs staff and CAC conducted its application and review process for its Fiscal Year 2014/15 Cultural Arts Grant Programs; and

WHEREAS, grants panelists, comprised of the CAC members for CAC grant programs and both VCA and CAC members for the joint Cultural Tourism grant program, yielded 42 viable applications, requesting a total of \$850,000; and

WHEREAS, the CAC, at its regular meeting on July 10, 2014, reviewed their recommendations and unanimously supported the recommended Cultural Arts awards totaling \$730,000 for Fiscal Year 2014/15 as more specifically identified in column four of Exhibit "D", attached hereto; and

WHEREAS, the City Manager has reviewed the recommendations and concurs with same; and

WHEREAS, the Miami Beach Visitor and Convention Authority (MBVCA) was created pursuant to Chapter 67-930 of the Laws of Florida, and Sections 102-246 through 102-254 of the City of Miami Beach Code; and

WHEREAS, pursuant to its enabling legislation, the MBVCA's budget for each fiscal year shall be presented to the Mayor and Commission; and

WHEREAS, accordingly, the MBVCA recommends approval of the proposed work plan and budget for FY 2014/2015, in the amount of \$2,765,000, to continue implementation of its programs as shown in Exhibit "E"; and

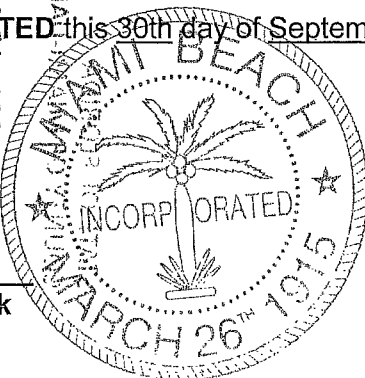
WHEREAS, in order to utilize the use of FY 2013/14 year-end surplus funds, the Mayor and City Commission would need to waive the City's established policy of not utilizing one-time, non-recurring revenue to subsidize recurring personnel, operating, and maintenance costs; and

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that following a duly noticed public hearing on September 30, 2014, the City Commission hereby waives the City's policy of not utilizing one-time, non-recurring revenue to subsidize recurring personnel, operating, and maintenance costs for FY 2014/15, and hereby adopts final budgets for the General, G.O. Debt Service, RDA Ad Valorem Taxes, Enterprise, Internal Service, and Special Revenue Funds for Fiscal Year 2014/15 as shown in Exhibit "A" (Total Revenues and Expenditures by Fund and Department), Exhibit "B" (Confiscated Trust Funds), Exhibit "C" (Police Special Revenue Account), Exhibit "D" (Cultural Arts Council Grants), and Exhibit "E" (Miami Beach Visitor and Convention Authority).

PASSED and ADOPTED this 30th day of September, 2014.

ATTEST:

Rafael Granado, City Clerk



Philip Levine, Mayor
APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION


City Attorney

9/29/14
Date

STATE OF FLORIDA
COUNTY OF MIAMI-DADE

I, RAFAEL E. GRANADO, City Clerk of City of Miami Beach, Florida, do hereby certify that the above and foregoing is a true and correct copy of the original thereof on file in this office.

WITNESS my hand and the seal of said City
this 1st day of October A.D. 20

RAFAEL E. GRANADO
City Clerk of the City of Miami Beach

