

RESOLUTION NO. 2020-31430

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD
IMPROVEMENT DISTRICT ADOPTING THE FINAL OPERATING
BUDGET FOR FISCAL YEAR 2021.**

WHEREAS, for the purpose of providing security services within the Normandy Shores neighborhood area, the Mayor and City Commission adopted Ordinance No. 93-2881 on October 20, 1993, which authorized the creation of the Normandy Shores Local Government Neighborhood Improvement District ("District"); and

WHEREAS, for the purpose of providing security services within the District, a final budget has been developed to fund projected Fiscal Year (FY) 2021 operating expenditures; and

WHEREAS, on September 16, 2020, pursuant to Section 200.065, Florida Statutes, the City Commission, acting as the Board of Directors of the District, held its first duly noticed public hearing and adopted the Tentative Ad Valorem Millage and Tentative Operating Budget for FY 2021; and

WHEREAS, due to several questions being raised regarding the City's annual subsidy of 35% of the annual cost of the operation of the community guard gate at the first public hearing on September 16, 2020, the Mayor and Commission referred the Normandy Shores millage and budget items to the Finance and Economic Resiliency Committee (FERC) meeting on September 23, 2020 for further discussion; and

WHEREAS, at the September 23, 2020 FERC meeting an important legal issue was discovered and discussed that impacts the millage rate tentatively adopted for the District for FY 2021 as a result of Ordinance 2015-3928, which was adopted in 2015, that repealed three neighborhood districts that were no longer active and re-adopted the legislation for the Normandy Shores District because the original Ordinance was never codified in the City Code; and

WHEREAS, Ordinance 2015-3928 mistakenly codified the 1993 version that included a \$500 cap to be levied on the highest valued home in the District and not the intended 2002 version that eliminated the cap; and

WHEREAS, as a result, the City Commission will not be able to adopt the millage rate of 0.7497 that was tentatively adopted at the first public hearing on September 16, 2020; instead, the millage rate will need to be significantly decreased to 0.0773 mills in order to comply with the \$500 cap which will result in a \$155,000 loss of revenue from property tax revenue to the District and require changes to be made to the District's FY 2021 proposed budget to offset the loss of revenue from property tax revenue; and

WHEREAS, on September 29, 2020, pursuant to Section 200.065, Florida Statutes, the City Commission, acting as the Board of Directors of the District, held its second duly noticed public hearing to consider the Final Ad Valorem Millage and Final Operating Budget for FY 2021.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE BOARD OF DIRECTORS OF THE NORMANDY SHORES LOCAL GOVERNMENT NEIGHBORHOOD IMPROVEMENT DISTRICT that, following a duly noticed public hearing on September 29, 2020, the City Commission, acting as the Board of Directors of the District, hereby adopts, as amended at the September 29, 2020 public hearing, the final operating budget for the District for FY 2021, as summarized and listed below.

<u>Revenues</u>	
Ad Valorem Tax	\$ 17,900
City's General Fund	93,100
Miscellaneous (interest revenue)	3,000
Use of Prior Year Fund Balance	<u>135,000</u>
Total	\$ 249,000

<u>Expenditures</u>	
Security Services	\$ 212,000
Utilities and Maintenance	36,000
OIG Set-aside	<u>1,000</u>
Total	\$ 249,000

PASSED AND ADOPTED this 29th day of September, 2020.

ATTEST:

[Signature] 10/1/2020
Secretary to the District

[Signature]
Chairperson of the District



STATE OF FLORIDA
COUNTY OF MIAMI-DADE

I, RAFAEL E. GRANADO, City Clerk of the 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 seal of said City this 1 day of OCTOBER, 2020.

[Signature]
Rafael E. Granado
City Clerk of the City of Miami Beach, Florida

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

[Signature] 9-30-2020
City Attorney Date

