

ORDINANCE NO. 2020-072

ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AMENDING HIALEAH, FLA. ORDINANCE 2019-98 (SEPTEMBER 23, 2019) ADOPTING THE OPERATING BUDGET FOR FISCAL YEAR 2019-2020 TO APPROVE AND RATIFY A REDUCTION IN APPROPRIATIONS IN THE AMOUNT OF \$5,869,089 AND TO APPROVE AND RATIFY ALL ENCUMBERED APPROPRIATION BALANCES WITHIN AN OFFICE OR DEPARTMENT OR FROM ONE OFFICE OR DEPARTMENT TO ANOTHER FOR A NEW YEAR-END OPERATING BUDGET IN THE TOTAL AMOUNT OF \$151,764,911; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, budgeted appropriations were reduced by an estimated amount of \$5,869,089 as reflected in “Exhibit A;”

WHEREAS, within the last six months of the fiscal year 2019-2020, the City transferred unencumbered appropriation balances within an office or department or from one office or department to another as set forth in the schedule attached as “Exhibit B”; and

WHEREAS, pursuant to Florida Statutes Section 166.241(4), the governing body of a municipality may amend a budget within sixty days following the end of the fiscal year; and

WHEREAS, the City now wishes to amend its fiscal year 2019-2020 general fund operating budget accordingly.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: Amendment of Hialeah, Ordinance 2019-98 (September 23, 2019).

The Operating Budget for the City of Hialeah, Florida, for the Fiscal Year 2019-2020, approved and adopted by Hialeah Ordinance No. 2019-98 (September 23, 2019) is hereby amended to reflect a reduction of \$5,869,089 in budgeted appropriations for a new year-end total general fund operating budget in the amount of \$151,764,911. All appropriations between within an office or department or from one office or department to another and all supplemental appropriations for Fiscal Year 2019-2020, not previously approved by Council, are hereby approved, confirmed and ratified.

Section 2: Repeal of Ordinances in Conflict.

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 3: Penalties

Any person, business, association, corporation, partnership, or other legal entity who violates any of the provisions of this ordinance shall be assessed a civil penalty, up to a maximum of \$500.00, within the discretion of the court or administrative tribunal having jurisdiction. Each day that a violation continues shall constitute a separate violation.

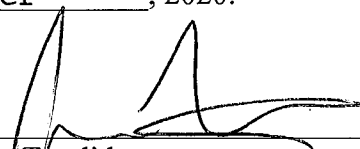
Section 4: Severability Clause.

If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the judgment or decree of a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance.

Section 5: Effective Date.

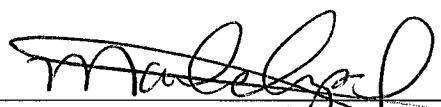
This ordinance shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED and ADOPTED this 24 day of November, 2020.



Jesus Tundidor
Council President

Attest: Approved on this ___ day of _____, 2020.

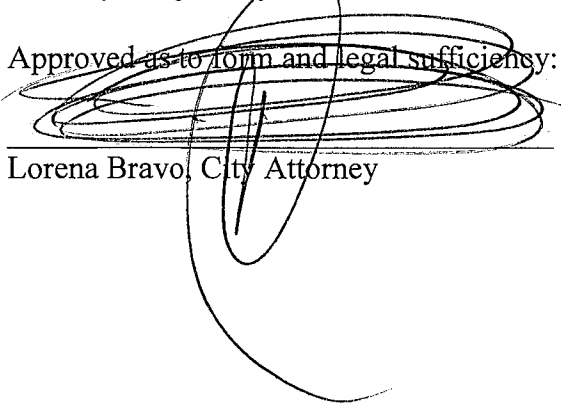


Marbelys Fatjo, City Clerk



Mayor Carlos Hernandez

~~Approved as to form and legal sufficiency:~~



Lorena Bravo, City Attorney

Ordinance was adopted by 4-0-3 vote with Councilmembers, De la Rosa, Hernandez, Perez and Tundidor voting "Yes" and with Council Member Cue-Fuente, Council Member Garcia-Roves and Council Member Zogby absent.

EXHIBIT A GENERAL FUND

<u>Revenue</u>	FY 2019-2020	FY 2019-2020	<u>Variance</u>
	<u>Original Budget</u>	<u>Projection</u>	
Ad Valorem Taxes	67,686,608	68,034,000	347,392
Utility Taxes	21,773,000	21,048,000	(725,000)
Franchise Fees	13,740,000	13,080,000	(660,000)
State and Local Shared Revenues	30,542,000	28,188,000	(2,354,000)
Other Revenue	<u>6,115,892</u>	<u>5,059,817</u>	<u>(1,056,075)</u>
Subtotal	139,857,500	135,409,817	(4,447,683)
City Clerk	100,000	168,500	68,500
Communications & Special Events	576,000	216,608	(359,392)
Local Business Tax	6,568,000	6,306,900	(261,100)
Code Compliance	1,666,000	1,485,000	(181,000)
Planning & Zoning	1,100,000	1,043,500	(56,500)
Construction & Maintenance	4,000	3,000	(1,000)
Education & Community Services	518,000	260,800	(257,200)
Finance	0	76,666	76,666
Fire	0	1,000	1,000
Fleet Maintenance	226,000	280,000	54,000
Law	10,000	1,500	(8,500)
Library	73,000	68,822	(4,178)
Milander	575,000	298,800	(276,200)
911 Communications	6,500	5,610	(890)
Parks & Recreation	504,000	249,900	(254,100)
Police	<u>750,000</u>	<u>600,000</u>	<u>(150,000)</u>
Subtotal	12,676,500	11,066,606	(1,609,894)
Fund Balance	5,100,000	5,288,488	188,488
Transfers in-Other Funds	<u>0</u>	<u>0</u>	<u>0</u>
Subtotal	5,100,000	5,288,488	188,488
			0
Revenue Total	157,634,000	151,764,911	(5,869,089)

EXHIBIT B GENERAL FUND

	FY 2019-2020	FY 2019-2020	Variance
	<u>Original Budget</u>	<u>Original Budget</u>	
<i>Expenditures</i>			
Office of the Mayor	658,747	661,956	(3,209)
City Clerk	1,899,238	1,988,013	(88,775)
Communications & Special Events	1,484,968	1,287,017	197,951
Local Business Tax	1,500,568	1,988,876	(488,308)
Code Compliance	727,119	728,978	(1,859)
Planning & Zoning	699,621	739,157	(39,536)
Construction & Maintenance	3,401,060	3,188,300	212,760
Education & Community Services	2,470,848	1,746,709	724,139
Finance	2,228,015	2,087,643	140,372
Fire	43,184,076	43,548,637	(364,561)
Fleet Management	3,939,693	3,473,780	465,913
General Government	7,551,494	7,185,289	366,205
Human Resources	1,097,447	1,104,761	(7,314)
Information Technology	2,738,169	2,543,487	194,682
Law	1,812,318	1,574,087	238,231
Library	1,865,497	1,911,980	(46,483)
Milander	979,915	755,018	224,897
OMB	405,667	373,565	32,102
911 Communications Division	5,652,287	4,595,654	1,056,633
Parks & Recreation	11,787,647	10,040,904	1,746,743
Police	60,206,766	58,937,267	1,269,499
Retirement	830,198	793,478	36,720
Risk Management	<u>512,642</u>	<u>510,355</u>	<u>2,287</u>
Expenditure Total	157,634,000	151,764,911	5,869,089
Revenues - Expenditures	0	0	0
	FY 2018-2019	FY 2018-2019	
	<u>Original Budget</u>	<u>Original Budget</u>	<u>Variance</u>
<i>Revenue Total</i>	157,634,000	151,764,911	(5,869,089)
<i>Expense Total</i>	157,634,000	151,764,911	5,869,089
Revenues - Expenditures	0	0	0

**FY 2019-2020 Year End COMPLETED Budget Transfers
General Fund
(April 2020 - September 2020)
EXHIBIT: B**



<u>PARTMENT NAME</u>	<u>FUNDING SOURCE</u>	<u>DATE POSTED</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ADJUSTMENT AMOUNT</u>	<u>PERCENT CHANGE</u>	<u>TRANSFERRED FROM</u>	<u>COMMENTS</u>
YOR'S OFFICE	GF (0200)	08/10/20	Office Supplies	500.00		Operating Expenses	To Fund Office Supplies
BTOTAL				\$500.00	0.08%		
ORMATION TECHNOLOGY	GF (0201)	08/10/20	Contractual Services	(10,000.00)		Operating Expenses	To Fund New Contract for ConvergeOne, Inc.
			Capital Outlay-Citywide Equipment	10,000.00			
		06/01/20	Professional Services	(15,000.00)			To Fund Master Services Agreement with MCCI, LLC
			Contractual Services	15,000.00			
BTOTAL				\$0.00	0.00%		
AL BUSINESS TAX	GF (0202)	07/17/20	Employer Retirement Contributions-ERS	(20,000.00)		Personnel Expenses	To Fund Additional Overtime
			Overtime Salaries	20,000.00			
		05/29/20	Freight & Postage	(8,200.00)		Operating Expenses	To Reallocate Expenses
			Office Supplies	8,200.00			
BTOTAL				\$0.00	0.00%		
JE COMPLIANCE/ENFORCEME	GF (0203)	04/09/20	Travel & Per Diem	(3,000.00)		Operating Expenses	To Increase PO with Simplifile
			Abandoned Property Maintenance	3,000.00			
BTOTAL				\$0.00	0.00%		
ICE OF MANAGEMENT (OMB)	GF (0210)	05/21/20	Travel & Per Derm	(1,000.00)		Operating Expenses	To Fund OMB Staff Laptop
			Capital Outlay-Equipment	1,000.00			
BTOTAL				\$0.00	0.00%		
		09/30/20	Publicity & Advertising	27,563.00		Operating Expenses	To Fund Miami Herald Legal Advertisements
		09/30/20	Health Insurance-HMO Plan	(11,900.00)		Personnel Expenses	To Fund Outstanding GRM Invoices
			Contractual Services	11,900.00			
		08/20/20	Travel & Per Diem	(200.00)			To Fund Unbudgeted Operating Expenses
			Miscellaneous Expenses	200.00			
ERK	GF (0220)	05/05/20	Election Expenses	(7,544.00)			
			Contractual Services	7,544.00			
BTOTAL				\$27,563.00	1.45%		

**FY 2019-2020 Year End COMPLETED Budget Transfers
General Fund
(April 2020 - September 2020)
EXHIBIT: B**



DEPARTMENT NAME	FUNDING SOURCE	DATE POSTED	ACCOUNT DESCRIPTION	ADJUSTMENT AMOUNT	PERCENT CHANGE	TRANSFERRED FROM	COMMENTS
POLICE DEPARTMENT	GF (0230)	09/29/20	Training & Education	(3,300.00)		Operating Expenses	
			Professional Services	3,300.00			
		07/09/20	Contractual Services	(12,000.00)			To Fund Additional Professional Services
			Professional Services	12,000.00			
		07/09/20	Travel & Per Diem	(6,000.00)			
			Professional Services	6,000.00			
TOTAL				\$0.00	0.00%		
POLICE DEPARTMENT	GF (1000)	08/10/20	Fuel & Lubricants	(5,000.00)			To Fund Exam Polygraph Services
			Professional Services	5,000.00			
		07/08/21	Fuel & Lubricants	(65,000.00)			
			Professional Services	10,000.00			
			Repair & Maintenance-Building	26,000.00		Operating Expenses	
			Repair & Maintenance-Equipment	3,000.00			To Fund Unbudgeted Expenses
			Miscellaneous Expense	7,000.00			
			Office Supplies	9,000.00			
			Capital - Outlay Equipment	10,000.00			
		05/21/20	Regular Salaries	(117,322.00)			To Fund Communications Expenses
			Communication Services	117,322.00			
04/30/20	Regular Salaries	(50,495.00)		Personnel Expenses	To Fund LPR Command Center Software		
	Capital - Outlay Equipment	50,495.00					
08/27/20	Regular Salaries	(87,594.00)			To Fund New Key Card System at Headquarters		
	Capital - Outlay Building	87,594.00					
TOTAL				\$0.00	0.00%		
PARKS AND RECREATION	GF (3130)	09/15/20	Repair & Maintenance-Equipment	(2,500.00)		Operating Expenses	To Fund Beautification at Ted Hendricks Stadium
			Operating Supplies Beautification	2,500.00			
		05/07/20	Contractual Services	(2,190.00)			To Fund Siteone Landscape Supply Expenses
			Operating Supplies Beautification	2,190.00			
TOTAL				\$0.00	0.00%		
PARKS MAINTENANCE	GF (3220)	08/14/20	Miscellaneous Expenses	(128.00)		Operating Expenses	To Cover Printshop Expenses
			Office Supplies	128.00			
TOTAL				\$0.00	0.00%		

**FY 2019-2020 Year End COMPLETED Budget Transfers
General Fund
(April 2020 - September 2020)
EXHIBIT: B**



DEPARTMENT NAME	FUNDING SOURCE	DATE POSTED	ACCOUNT DESCRIPTION	ADJUSTMENT AMOUNT	PERCENT CHANGE	TRANSFERRED FROM	COMMENTS
INSTRUCTION & MAINTENANCE	GF (3230)	08/10/20	Employer Retirement Contributions	(5,000.00)			To Fund Increase in Electricity
			Utility-Electricity	5,000.00		Operating Expenses	
		07/01/20	Repair & Maint.-Vehicles	(2,114.00)			To Fund Cleaning Expenses
			Contractual Services	2,114.00			
TOTAL				\$0.00	0.00%		
MAN RESOURCES	GF (4100)	08/10/20	Travel & Per Diem	(1,000.00)		Operating Expenses	To Fund Employee Uniforms
			Uniforms & Clothing Allowances	1,000.00			
		07/23/20	Travel & Per Diem	(2,170.00)			
			Miscellaneous Expenses	(1,000.00)		Operating Expenses	To Fund Purchase of a Replacement Scanner
			Equipment Lease	(1,500.00)			
			Capital Outlay-Equipment	4,670.00			
TOTAL				\$0.00	0.00%		
ANCE	GF (4200)	08/10/20	Travel & Per Diem	(1,000.00)		Operating Expenses	To Fund Unbudgeted Memberships Fees
			Publications & Memberships	1,000.00			
TOTAL				\$0.00	0.00%		
IREMENT DIVISION	GF (4210)	08/10/20	Professional Services	(139.00)		Operating Expenses	To Fund Unbudgeted Memberships Fees
			Publications & Memberships	139.00			
TOTAL				\$0.00	0.00%		
NNING & ZONING DIVISION	GF (4400)	09/02/20	Miscellaneous Expense	(335.00)			To Issue Refunds
			Refunds- Fees	335.00			
		08/10/20	Travel & Per Diem	(1,700.00)			
			Training & Education	(590.00)		Operating Expenses	To Fund Bluebeam Software License
			License & Permits	2,290.00			
		07/01/20	Professional Services	(9,000.00)			To Fund Cost Recovery
			Cost Recovery-Consulting	9,000.00			
TOTAL				\$0.00	0.00%		

**FY 2019-2020 Year End COMPLETED Budget Transfers
General Fund
(April 2020 - September 2020)
EXHIBIT: B**



<u>DEPARTMENT NAME</u>	<u>FUNDING SOURCE</u>	<u>DATE POSTED</u>	<u>ACCOUNT DESCRIPTION</u>	<u>ADJUSTMENT AMOUNT</u>	<u>PERCENT CHANGE</u>	<u>TRANSFERRED FROM</u>	<u>COMMENTS</u>
		09/30/20	Publicity & Advertising	(27,563.00)			
		08/10/20	Publicity & Advertising	(500.00)			
GENERAL GOVERNMENT	GF (8500)	07/01/20	Insurance Property Repair & Maintenance-Equipment	(15,852.00) 15,852.00		Operating Expenses	To Fund City Hall Elevator Repair
		04/22/20	Professional Services Contractual Services	(30,000.00) 30,000.00			To Fund Illegal Dumping
TOTAL				\$ (28,063.0)	-0.37%		
GRAND TOTAL				\$0.00	100.00%		

ORDINANCE NO. 2019-098

ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AMENDING HIALEAH, FLA. ORDINANCE 2018-087 (SEPTEMBER 24, 2018) ADOPTING THE OPERATING BUDGET FOR FISCAL YEAR 2018-2019 TO APPROVE AND RATIFY SUPPLEMENTAL APPROPRIATIONS IN THE AMOUNT OF \$440,606 AND TO APPROVE AND RATIFY ALL UNENCUMBERED APPROPRIATION BALANCE TRANSFERS WITHIN AN OFFICE OR DEPARTMENT OR FROM ONE OFFICE OR DEPARTMENT TO ANOTHER FOR A NEW YEAR-END OPERATING BUDGET IN THE TOTAL AMOUNT OF \$152,640,606; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING PENALTIES FOR VIOLATIONS HEREOF; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, budgeted appropriations were increased by an estimated amount of \$440,606 as reflected in "Exhibit B"; and

WHEREAS, within the last six months of the fiscal year 2018-19 the City transferred unencumbered appropriation balances within an office or department or from one office or department to another as set forth in the schedule attached as "Exhibit A"; and

WHEREAS, pursuant to Florida Statutes Section 166.241(4), the governing body of a municipality may amend a budget within sixty days following the end of the fiscal year; and

WHEREAS, the City now wishes to amend its fiscal year 2018-2019 general fund operating budget accordingly.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: Amendment of Hialeah, Ordinance 2018-087 (September 24, 2018).

The Operating Budget for the City of Hialeah, Florida, for the Fiscal Year 2018-2019, approved and adopted by Hialeah Ordinance No. 2018-087 (September 24, 2018) is hereby amended to reflect supplemental appropriations in the amount of \$440,606 for a new year-end total general fund operating budget in the amount of \$152,640,606. All appropriations within an office or department or from one office or department to another and all supplemental appropriations for Fiscal Year 2018-2019, not previously approved by Council, are hereby approved, confirmed and ratified.

Section 2: Repeal of Ordinances in Conflict.

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 3: Penalties.

Any person, business, association, corporation, partnership or other legal entity who violates any of the provisions of this ordinance shall be assessed a civil penalty, up to a maximum of \$500.00, within the discretion of the court or administrative tribunal having jurisdiction. Each day that a violation continues shall constitute a separate violation.

Section 4: Severability Clause.

If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the judgment or decree of a court of competent

jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance.

Section 5: Effective Date.

This ordinance shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED and ADOPTED this 12 day of November, 2019.

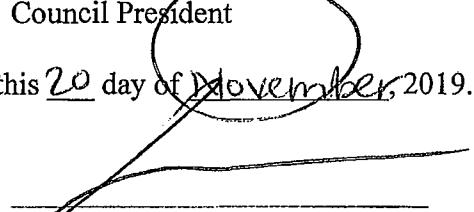
THE FOREGOING ORDINANCE
OF THE CITY OF HIALEAH WAS
PUBLISHED IN ACCORDANCE
WITH THE PROVISIONS OF
FLORIDA STATUTE 166.041
PRIOR TO FINAL READING.


Vivian Casals-Munoz
Council President


Attest:

Approved on this 20 day of November, 2019.


Marbelys Fajó, City Clerk


Mayor Carlos Hernandez

Approved as to form and legal sufficiency:


Lorena Bravo, City Attorney

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Ordinance was adopted by a 7-0 vote with Councilmembers, Caragol, Zogby, Hernandez, Casáls-Munoz, De La Rosa, Perez and Cue-Fuente voting "Yes".