

ORDINANCE NO. 2017-073

ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA AMENDING THE OPERATING BUDGET FOR FISCAL YEAR 2016-2017 BY REDUCING APPROPRIATIONS FROM TRANSFERS IN AND FUND BALANCE IN THE AMOUNT OF \$4,750,000 AND \$2,372,100 IN UNREALIZED REVENUES FOR A TOTAL REDUCTION IN GENERAL FUND REVENUES OF \$7,122,100; AND APPROVING AND RATIFYING ALL UNENCUMBERED 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 \$132,527,900; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, On September 26, 2016, the City adopted Hialeah, Fla. Ordinance 2016-76 adopting a general fund operating budget for the fiscal year 2016-2017 in the amount of \$139,650,000; and

WHEREAS, budgeted appropriations were reduced by an estimated amount of \$7,122,100; and

WHEREAS, this revenue was appropriated during fiscal year 2016-2017 in the manner set forth in the schedule attached as "Exhibit A" and "Exhibit B;" and

WHEREAS, within the last six months of the fiscal year 2016-17 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 2016-2017 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: The Operating Budget for the City of Hialeah, Florida, for the Fiscal Year 2016-2017, approved and adopted by Hialeah Ordinance No. 2016-76 (September 26, 2016) is hereby amended to reduce appropriations from transfers in and fund balance in the amount of \$4,750,000 and \$2,372,100 in unrealized revenues, for a total reduction of \$7,122,100 in budgeted appropriations and to approve and ratify all unencumbered appropriation balances within an office or department or from one office or department to another for a new year-end total general fund Operating Budget in the amount of \$132,527,900. All appropriations within an office or department or from one office or department to another and all supplemental appropriations for Fiscal Year 2016-2017, 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: 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 4: 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 28 day of November, 2017.

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

Attest:



Marbelys Fatjo, City Clerk

Approved as to form and legal sufficiency:



Lorena Bravo, City Attorney



Vivian Casals-Muñoz
Council President

Approved on this 7 day of December, 2017.



Mayor Carlos Hernandez

Ordinance was adopted by a (5-0-2) vote with Councilmembers, Caragol, Zogby, Cue-Fuente and Casals-Muñoz voting "Yes". Councilmember Hernandez and Garcia-Martinez absent.