

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE THIRD AMENDMENT TO THE GENERAL FUND, ENTERPRISE FUNDS, INTERNAL SERVICE FUNDS, AND SPECIAL REVENUE FUNDS BUDGETS FOR FISCAL YEAR 2021 AS SET FORTH IN THIS RESOLUTION AND IN THE ATTACHED EXHIBIT "A."**

**WHEREAS**, the budgets for the General Fund, Enterprise Funds, Internal Service Funds, and Special Revenue Funds for Fiscal Year (FY) 2021 were adopted by the Mayor and City Commission on September 29, 2020, through Resolution No. 2020-31428; and

**WHEREAS**, the First Amendment to the General Fund, Enterprise Funds, Internal Service Funds, and Special Revenue Funds budgets for FY 2021 was adopted by the Mayor and City Commission on November 18, 2020, through Resolution No. 2020-31497; and

**WHEREAS**, the Second Amendment to the General Fund, Enterprise Funds, Internal Service Funds, and Special Revenue Funds budgets for FY 2021 was adopted by the Mayor and City Commission on March 17, 2021, through Resolution No. 2021-31646; and

**WHEREAS**, Section 166.241(4)(c), Florida Statutes, requires that a municipality's budget amendment must be adopted in the same manner as its original budget; and

**WHEREAS**, the Hyundai Air & Sea Show will take place on May 29-30, 2021, in Lummus Park from 10<sup>th</sup> Street to 14<sup>th</sup> Place, as per the agreement with A National Salute to America's Heroes, LLC, which also allows for programming at the expense of the event producer that is not anticipated to be available this year due to lack of sponsors; and

**WHEREAS**, the City Administration is, therefore, recommending the appropriation of \$350,000 of Resort Tax fund balance to provide a concert and other programming during the Memorial Day weekend, as well as associated services and contingencies related to the concert and other programming; and

**WHEREAS**, in addition to the programming proposed during the Memorial Day weekend, the City Administration is also recommending the appropriation of an additional \$300,000 of Resort Tax fund balance to increase the resources for policing and code enforcement during this high impact period to further enhance public safety; and

**WHEREAS**, in total, this proposed amendment appropriates \$650,000 of Resort Tax fund balance for Memorial Day activities; and

**WHEREAS**, beginning in March 2020, the City identified a variety of sources to create a pool of funding to provide immediate financial relief for residents whose household incomes were adversely impacted by COVID-19, including internal, state, and federal funds for which each have specific eligibility requirements, except for the General Fund; and

**WHEREAS**, at the March 26, 2021 Finance and Economic Resiliency Committee (FERC), the City Administration provided an update on the status of the rent assistance program and expressed concern relating to the pace at which funds were being utilized to provide rent assistance and available funds remaining; and

**WHEREAS**, after extensive discussion and based on the recommendation of the FERC at its March 26, 2021 meeting, this proposed amendment appropriates \$200,000 of General Fund reserves for the continuation of the rent assistance program; and

**WHEREAS**, on July 9, 2019, the City declared Clark Construction Group, LLC ("Clark") in default of its contractual obligations related to the construction of the MBCC project and, subsequently, on January 31, 2020, Clark filed a lawsuit against the City and Hill International Inc. ("Hill"), the City's owner's representative for the MBCC project; and

**WHEREAS**, on February 20, 2020, the City filed its Answer, Counterclaim, and Third-Party Complaint and intends on defending the lawsuit and asserting its affirmative claims against Clark for work that has yet to be completed and multiple and continuing breaches of contract that have caused the City to sustain considerable damages; and

**WHEREAS**, this proposed amendment transfers \$4.0 million from the Convention Center Capital Renewal & Replacement (CRR) Fund to be appropriated in the Convention Center Operating Fund for the City to vigorously defend the lawsuit and assert its affirmative claims against Clark and its sureties.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that, following a duly noticed public hearing on April 21, 2021, the Mayor and City Commission hereby adopt the Third Amendment to the FY 2021 General Fund, Enterprise Fund, Internal Service Fund, and Special Revenue Funds budgets as set forth in this Resolution and in the attached Exhibit "A."

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2021

\_\_\_\_\_  
Dan Gelber, Mayor

**ATTEST:**

\_\_\_\_\_  
Rafael E. Granado, City Clerk

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

\_\_\_\_\_  
City Attorney *PAR* 4-13-21  
Date

## Exhibit "A"

GENERAL FUND		FY 2021 Amended Budget	3rd Budget Amendment	FY 2021 Revised Budget
<b>REVENUES</b>				
<b>Operating Revenues</b>				
Ad Valorem Taxes	\$	193,218,000		\$ 193,218,000
Ad Valorem - Capital Renewal & Replacement	\$	807,000		\$ 807,000
Ad Valorem - Pay-As-You-Go Capital	\$	2,592,000		\$ 2,592,000
Ad Valorem - Normandy Shores	\$	18,000		\$ 18,000
Other Taxes	\$	24,083,000		\$ 24,083,000
Licenses and Permits	\$	13,925,000		\$ 13,925,000
Intergovernmental	\$	11,254,000		\$ 11,254,000
Charges for Services	\$	13,061,000		\$ 13,061,000
Fines and Forfeits	\$	1,069,000		\$ 1,069,000
Interest Earnings	\$	2,769,000		\$ 2,769,000
Rents and Leases	\$	5,954,000		\$ 5,954,000
Miscellaneous	\$	15,125,000		\$ 15,125,000
Resort Tax Contribution	\$	18,639,000		\$ 18,639,000
Other Non-Operating Revenue	\$	36,505,000	200,000	\$ 36,705,000
<b>Total General Fund</b>	<b>\$</b>	<b>339,019,000</b>	<b>\$ 200,000</b>	<b>\$ 339,219,000</b>
		FY 2021 Amended Budget	3rd Budget Amendment	FY 2021 Revised Budget
<b>APPROPRIATIONS</b>				
<b>Department</b>				
Mayor and Commission	\$	2,517,000		\$ 2,517,000
City Manager	\$	4,798,000		\$ 4,798,000
Marketing and Communications	\$	2,221,000		\$ 2,221,000
Office of Management and Budget	\$	1,466,000		\$ 1,466,000
Org. Dev Performance Initiatives	\$	1,119,000		\$ 1,119,000
Finance	\$	6,358,000		\$ 6,358,000
Procurement	\$	2,705,000		\$ 2,705,000
Human Resources/Labor Relations	\$	2,794,000		\$ 2,794,000
City Clerk	\$	1,844,000		\$ 1,844,000
City Attorney	\$	6,150,000		\$ 6,150,000
Housing & Community Services	\$	3,887,000		\$ 3,887,000
Planning	\$	6,095,000		\$ 6,095,000
Environment & Sustainability	\$	1,248,000		\$ 1,248,000
Tourism and Culture	\$	3,242,000		\$ 3,242,000
Economic Development	\$	1,372,000		\$ 1,372,000
Code Compliance	\$	6,477,000		\$ 6,477,000
Parks & Recreation (incl. Golf Courses)	\$	34,283,000		\$ 34,283,000
Property Management	\$	2,054,000		\$ 2,054,000
Public Works	\$	13,577,000		\$ 13,577,000
Capital Improvement Projects	\$	5,551,000		\$ 5,551,000
Police	\$	119,514,000		\$ 119,514,000
Fire	\$	91,890,000		\$ 91,890,000
Citywide (incl. Operating Contingency)	\$	15,940,000	200,000	\$ 16,140,000
<b>Subtotal General Fund</b>	<b>\$</b>	<b>337,102,000</b>	<b>\$ 200,000</b>	<b>\$ 337,302,000</b>
<b>TRANSFERS</b>				
Normandy Shores	\$	111,000		\$ 111,000
Capital Renewal & Replacement	\$	43,000		\$ 43,000
Info & Comm Technology Fund	\$	300,000		\$ 300,000
Pay-As-You-Go Capital Fund	\$	252,000		\$ 252,000
Parking Fund	\$	1,211,000		\$ 1,211,000
<b>Subtotal Transfers</b>	<b>\$</b>	<b>1,917,000</b>	<b>\$ 0</b>	<b>\$ 1,917,000</b>
<b>Total General Fund</b>	<b>\$</b>	<b>339,019,000</b>	<b>\$ 200,000</b>	<b>\$ 339,219,000</b>



## Exhibit "A"

### ENTERPRISE FUNDS

#### REVENUE/APPROPRIATIONS

	FY 2021 Amended Budget	3rd Budget Amendment	FY 2021 Revised Budget
Building	\$ 16,756,000		\$ 16,756,000
Convention Center	\$ 30,707,000	4,000,000	\$ 34,707,000
Water	\$ 38,058,000		\$ 38,058,000
Sewer	\$ 50,397,000		\$ 50,397,000
Stormwater	\$ 32,830,000		\$ 32,830,000
Sanitation	\$ 22,580,000		\$ 22,580,000
Parking	\$ 37,646,000		\$ 37,646,000
<b>Total Enterprise Funds</b>	<b>\$ 228,974,000</b>	<b>\$ 4,000,000</b>	<b>\$ 232,974,000</b>

### INTERNAL SERVICE FUNDS

#### REVENUE/APPROPRIATIONS

	FY 2021 Amended Budget	3rd Budget Amendment	FY 2021 Revised Budget
Information Technology	\$ 18,286,000		\$ 18,286,000
Risk Management	\$ 22,535,000		\$ 22,535,000
Central Services	\$ 1,052,000		\$ 1,052,000
Office of Inspector General	\$ 2,027,000		\$ 2,027,000
Property Management	\$ 11,715,000		\$ 11,715,000
Fleet Management	\$ 15,088,000		\$ 15,088,000
Medical and Dental Insurance	\$ 40,258,000		\$ 40,258,000
<b>Total Internal Service Funds</b>	<b>\$ 110,961,000</b>	<b>\$ 0</b>	<b>\$ 110,961,000</b>

### SPECIAL REVENUE FUNDS

#### REVENUE/APPROPRIATIONS

	FY 2021 Amended Budget	3rd Budget Amendment	FY 2021 Revised Budget
Education Compact	\$ 641,000		\$ 641,000
IT Technology Fund	\$ 2,034,000		\$ 2,034,000
Residential Housing	\$ 813,000		\$ 813,000
Sustainability	\$ 958,000		\$ 958,000
Tree Preservation Fund	\$ 105,000		\$ 105,000
Commemorative Tree Trust Fund	\$ 3,000		\$ 3,000
Resort Tax	\$ 69,533,000	650,000	\$ 70,183,000
Tourism and Hospitality Scholarships	\$ 80,000		\$ 80,000
Cultural Arts Council	\$ 2,633,000		\$ 2,633,000
Waste Haulers	\$ 111,000		\$ 111,000
Normandy Shores	\$ 287,000		\$ 287,000
Biscayne Point Special Taxing District	\$ 221,000		\$ 221,000
Allison Island Special Taxing District	\$ 221,000		\$ 221,000
Biscayne Beach Special Taxing District	\$ 221,000		\$ 221,000
5th & Alton Garage	\$ 643,000		\$ 643,000
7th Street Garage	\$ 2,049,000		\$ 2,049,000
Transportation Fund	\$ 8,883,000		\$ 8,883,000
People's Transportation Plan	\$ 4,239,000		\$ 4,239,000
Police Confiscation Fund - Federal	\$ 130,000		\$ 130,000
Police Confiscation Fund - State	\$ 164,000		\$ 164,000
Police Unclaimed Property	\$ 29,000		\$ 29,000
Police Crash Report Sales	\$ 25,000		\$ 25,000
Police Training Fund	\$ 25,000		\$ 25,000
Red Light Camera Fund	\$ 1,407,000		\$ 1,407,000
E-911 Fund	\$ 669,000		\$ 669,000
Art in Public Places (AIPP)	\$ 21,000		\$ 21,000
Beachfront Concession Initiatives	\$ 74,000		\$ 74,000
Beach Renourishment	\$ 1,575,000		\$ 1,575,000
Adopt-A-Bench Program	\$ 20,000		\$ 20,000
Off-Duty Services Fund	\$ 200,000		\$ 200,000
Convention Center Renewal and Replacement	\$ 0	4,000,000	\$ 4,000,000
<b>Total Special Revenue Funds</b>	<b>\$ 98,014,000</b>	<b>\$ 4,650,000</b>	<b>\$ 102,664,000</b>