

**ORDINANCE NO. 1062**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE  
TOWN OF BAY HARBOR ISLANDS, FLORIDA,  
APPROVING BUDGET AMENDMENT NO. 2 FOR THE  
FISCAL YEAR 2020/2021 BUDGET; PROVIDING FOR  
IMPLEMENTATION; AND PROVIDING FOR AN  
EFFECTIVE DATE.**

**WHEREAS**, on September 14, 2020 the Town Council of the Town of Bay Harbor Islands (the “Town”) adopted Ordinance No. 1051 approving the Budget for Fiscal Year 2020/2021 and establishing revenues and appropriations for the Town; and

**WHEREAS**, the General Fund is being amended to (i) increase Federal Grant – General Government revenues by \$1,216,000 to account for American Rescue Plan Act of 2021 COVID19 Relief funds (“ARP”) which was passed by Congress and signed into law by President Joe Biden on March 11, 2021; (ii) appropriate \$387,200 in Computer Software expenditures for Business Tax Receipts, Election Campaign Report Filing, Passport Service, CAFR Builder, Accounts Receivable, Fixed Assets, Benefits Management, NeoGov, Power DMS, Digitizing Files (scanning), Central Square – Building Licenses and Permits software acquisition and implementation; (iii) appropriate additional \$405,000 in expenditures Improvements (Excl. Buildings) for Town-wide private WIFI Network addition, for street milling and resurfacing, and light installation at 92nd, 95th, and 96th street park and a TOT lot; (iv) appropriate additional \$213,800 in Machinery and Equipment expenditures for LPR system and Taser replacement program for public safety; (v) increase \$210,000 in Transfer to Other Funds appropriations to account for ARP funds transfer-out to Stormwater Fund.

**WHEREAS**, the Causeway Fund is being amended (i) to increase State Grant – ICW Bridge revenues in the amount of \$587,496.57 for FDOT grant money received for completed Causeway improvement project; (ii) and to increase \$200,000 additional Improvement (Excl. Buildings) expense estimates for removing and replacing existing Conduit/Bracketing and installing new power cable according to a quote received from Lakes Engineering.

**WHEREAS**, the Storm Water Fund is being amended (i) to increase \$210,000 Transfer from Other funds revenues to account for transfer-in of ARP funds from General Fund to Storm Water Fund; (ii) to increase expense estimates of \$210,000 in Improvements (Excl. Buildings) to account for Storm Water improvement projects at the Town of Bay Harbor Islands.

**WHEREAS**, an increase to the budgeted revenue estimates and expenditure estimates is required for the General Fund, to comply with Florida Statutes and the Town's commitment to sound budgeting practices, where budgeted expenditures may not exceed anticipated revenues;

**WHEREAS**, the Town Commission desires to amend the Fiscal Year 2020/2021 budget by amending the General Fund as set forth in Attachment "A" attached hereto; and

**WHEREAS**, the Town Commission finds that this Ordinance is in the best interest and welfare of the residents of the Town.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BAY HARBOR ISLANDS, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The foregoing recitals are adopted and hereby incorporated as if fully set forth herein.

**Section 2. Approval of Budget Amendment No. 2.** The Town Council approves the 2020/2021 fiscal year Budget Amendment No. 2 as provided for above and set forth in Attachment "A" attached hereto.

**Section 3. Severability.** If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

**Section 4. Conflicts.** All Ordinances or parts of Ordinances, Resolutions, or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.

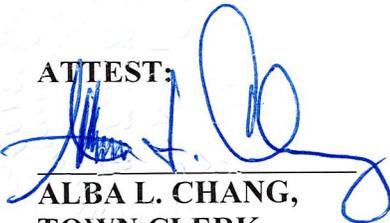
**Section 5. Effective Date.** This Ordinance shall be in full force and take effect upon its passing and adoption.

**PASSED** on First Reading this 9<sup>th</sup> day of June, 2021.

**PASSED AND ADOPTED** on Second Reading this 23<sup>rd</sup> day of June, 2021.

  
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**JOSHUA D. FULLER**  
**MAYOR**

**ATTEST:**

  
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**ALBA L. CHANG,**  
**TOWN CLERK**

**APPROVED AS TO FORM:**

*Greening van Mander, LLC*  
*By: Joseph S. Geller*  
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**JOSEPH S. GELLER, ESQ.**  
**TOWN ATTORNEY**