

**ORDINANCE NO. 1066**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE  
TOWN OF BAY HARBOR ISLANDS, FLORIDA,  
APPROVING BUDGET AMENDMENT NO. 3 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 \$234,722 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) re-appropriate \$134,722 in Improvements (Excl. Buildings) in Public Building department for additional Town Hall complex renovations cost to account for change order and additional unexpected costs ; (iii) appropriate additional \$50,000 in Machinery and Equipment expenditures for Law Enforcement department acquisition (purchase/lease) Police Patrol vehicles and outfit these vehicles with required equipment; (iv) appropriate \$50,000 in Other Current Charges expenditures for Parks & Recreation department expenditures for After School Tutoring program which will enhance Community Center programming.

**WHEREAS**, the Sewer Fund is being amended (i) to increase Other Miscellaneous Revenues in the amount of \$250,000 to account for proceeds from State of Florida CIPP matching grant proceeds; (ii) to increase expense estimates of \$120,000 in Professional Services expenditures to account for Kimley Horn Engineering services provided to the Town of Bay Harbor Islands sewer department; (iii) to increase expense estimates of \$130,000 in Sewage Disposal Fees to account for City of Miami Beach sewer disposal charges which are underbudgeted for FY 2020-2021.

**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. 3.** The Town Council hereby approves the 2020/2021 fiscal year Budget Amendment No. 3 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.

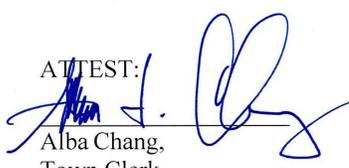
PASSED on First Reading this 13<sup>th</sup> day of October, 2021.

PASSED AND ADOPTED on Second Reading this 10<sup>th</sup> day of November, 2021.

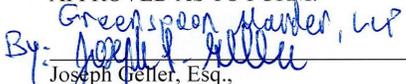
TOWN OF BAY HARBOR ISLANDS

By:   
Joshua D. Fuller, Mayor

ATTEST:

  
Alba Chang,  
Town Clerk

APPROVED AS TO FORM:

By:   
Joseph Geller, Esq.,  
Town Attorneys

Town of Bay Harbor Islands, Florida  
Amendments to the 2020-2021 Budget  
Attachment A

Fiscal Year 2020/2021

Budget Amendm. No. 3

Fund Nos.

001 General Fund

402 Sewer Fund

Account Number	Account Description	Justification	Original/Adjusted Budget	Increase	Decrease	Adjusted Budget
<b>GENERAL FUND</b>						
<b>REVENUES</b>						
001.9990.331100.000	Federal Grant-General Government	To increase revenues to account for American Rescue Plan (ARP) funds from Federal Government	\$ 1,216,000.00	\$ 234,722.00	\$ -	1,450,722.00
<b>TOTAL</b>	<b>GENERAL FUND REVENUES</b>			<b>\$ 234,722.00</b>		
<b>EXPENDITURES</b>						
001.5190.400063.000	Improvements (Excl. Buildings)-Public Buildings	To appropriated expenditures funds for Town Hall complex renovations	153,500.00	134,722.00	-	288,222.00
001.5210.400064.000	Machinery & Equipment - Law Enforcement	To appropriate expenditures for Police Patrol Vehicles/Equipment acquisitions/lease and	331,650.00	50,000.00	-	381,650.00
001.5720.400049.000	Other Current Charges-Parks & Recreation	To appropriate expenditures for after school tutoring program at Community Center	130,070.00	50,000.00	-	180,070.00
<b>TOTAL</b>	<b>GENERAL FUND EXPENDITURES</b>			<b>\$ 234,722.00</b>		
<b>SEWER FUND</b>						
402.9990.369000.000	Other Miscellaneous Revenues	To increase revenues to account for State of Florida CIPP Matching Grant	10,000.00	250,000.00		260,000.00
<b>TOTAL</b>	<b>SEWER FUND REVENUES</b>			<b>\$ 250,000.00</b>		

402.5350.400031.000	Professional Services	To increase Professional Services for the amount needed to expense Kimley Horn Engineering invoice	\$ 81,100.00	\$ 120,000.00	\$ 201,100.00
403.5350.400034.200	Sewage Disposal Fees	To adjust underbudgeted Sewage Disposal Fees to expense City of Miami Beach sewer charges	\$ 1,047,100.00	\$ 130,000.00	\$ 1,177,100.00
<b>TOTAL</b>	<b>SEWER FUND EXPENDITURES</b>		<b>\$</b>	<b>\$ 250,000.00</b>	

Town of Bay Harbor Islands, Florida  
 Amendments to the 2020-2021 Budget  
 Attachment A

Fiscal Year 2020/2021  
 Budget Amendm. No. 3  
 Fund Nos. 001 General Fund  
 402 Sewer Fund

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001.5210.400064.000	Machinery & Equipment - Law Enforcement	To appropriate expenditures for Police Patrol Vehicles/ Equipment acquisitions/lease and outfitting	331,650.00	50,000.00	-	381,650.00
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