

RESOLUTION NO. 20-__

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ADOPTING THE TENTATIVE OPERATING AND CAPITAL OUTLAY BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2020 THROUGH SEPTEMBER 30, 2021 PURSUANT TO SECTION 200.065, FLORIDA STATUTES; AUTHORIZING THE TOWN MANAGER TO MAKE EXPENDITURES CONSISTENT THEREWITH AND AUTHORIZING THE TOWN MANAGER TO MAKE CERTAIN BUDGET AMENDMENTS WITHIN A DEPARTMENT PROVIDED THAT THE TOTAL OF THE APPROPRIATIONS IS NOT CHANGED; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Manager presented to the Town Council of the Town of Cutler Bay (the “Town”) the Proposed Operating and Capital Outlay Budget for the Fiscal Year commencing October 1, 2020; and

WHEREAS, on July 29, 2020, the Town Council adopted Resolution 20-45, adopting a proposed millage rate for the Fiscal Year commencing October 1, 2020 and further scheduled the first public hearing required by Section 200.065, Florida Statutes, to be held on September 8, 2020 at 7:00 P.M.; and

WHEREAS, the Town Council also held two (2) Budget Workshops on August 10, 2020 and August 26, 2020 to discuss the Town Manager’s Proposed Operating and Capital Outlay Budget for Fiscal Year commencing October 1, 2020; and

WHEREAS, the Property Appraiser properly noticed the first public hearing scheduled for September 8, 2020, at 7:00 P.M., to be held as a virtual meeting due to the Novel Coronavirus Disease 2019 (“COVID-19”) pandemic, as authorized by Executive Order 20-179 issued by the Governor of the State of Florida and as required by Chapter 200 of the Florida Statutes; and

WHEREAS, the Town Council had an opportunity to amend the Town Manager’s Proposed Budget as it deemed appropriate, considered the comments of the public regarding the Proposed Budget, and complied with the requirements of Florida Statutes; and

WHEREAS, the amount of funds available from taxation and other non-ad valorem revenues equals the total appropriations for expenditures and reserves.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF CUTLER BAY, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** The above recitals are true and correct and are incorporated herein by reference.

Section 2. Adoption of Tentative Budget. That the Operating and Capital Outlay Budget for the Fiscal Year commencing October 1, 2020 through September 30, 2021, attached as Exhibit "A", as presented by the Town Manager and amended by the Town Council, with total expenditures in the amount of \$ _____, be and is hereby tentatively adopted (First Hearing), subject to amendments and final adoption (Second Hearing), as provided by Section 200.065 of the Florida Statutes. The Town Manager is authorized to expend funds appropriated in the Town Budget in accordance with the Town Charter and applicable law. Pending receipt of adequate ad valorem tax or other revenue collections, the Town Manager is hereby authorized to expend necessary funds from the Contingency Account or other available Town funds to meet the obligations and requirements of the Town and to charge the appropriate line item of the budget for such purpose once adequate ad valorem tax or other revenues are received. The Town Manager as the designated budget officer of the Town may authorize certain budget amendments within a department, provided that the total of the appropriations of the department is not changed. The Final Public Hearing to adopt the budget for the Fiscal Year commencing October 1, 2020 through September 30, 2021 be and is hereby set for September 22, 2020, 7:00 P.M., to be held as a virtual meeting due to the COVID-19 pandemic, as authorized by Executive Order 20-179 issued by the Governor of the State of Florida.

Section 3. Expenditure of Funds. The Town Manager or his designee is authorized to expend or contract for expenditures such funds as are necessary for the operation of the Town government in accordance with the budget. The Town Manager may transfer any unencumbered line item allocation of funds, or any portion thereof, to another line item classification within the same department.

Section 4. Amendments. Upon the passage and adoption of the budget, if the Town Council determines that a department, category or line item will exceed its original allocation, the Town Council is authorized to modify any department, category total or line item of the budget via Resolution so long as the modification does not exceed the Town's total budgeted funds for the Fiscal Year 2020-2021.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED on this ____ day of September 2020 at ____ P.M.

TIM MEERBOTT
Mayor

Attest:

DEBRA E. EASTMAN, MMC
Town Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN
COLE & BIERMAN, P.L.
Town Attorney

Moved By: _____
Seconded By: _____

FINAL VOTE AT ADOPTION:

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|------------------------------------|-------|
| Mayor Tim Meerbott | _____ |
| Vice Mayor Sue Ellen Loyzelle | _____ |
| Council Member Robert “BJ” Duncan | _____ |
| Council Member Michael P. Callahan | _____ |
| Council Member Roger Coriat | _____ |