

**ORDINANCE NO. 2004 - 14**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, FINALIZING AND ADOPTING THE OPERATING BUDGET OF THE CITY OF DORAL FOR FISCAL YEAR 2004-2005, REVIEWED, MODIFIED AND APPROVED BY THE CITY AT MEETINGS HELD ON SEPTEMBER 8, 2004, SEPTEMBER 13, 2004 AND SEPTEMBER 22, 2004; PROVIDING THAT IN THE EVENT A VARIATION FROM THE TOTAL BUDGET IS OR BECOMES NECESSARY, THIS ORDINANCE SHALL BE AMENDED ONLY BY A SUBSEQUENT ORDINANCE CONSISTENT WITH CHAPTER 166, FLORIDA STATUTES, THE CHARTER AND CODE OF ORDINANCES OF THE CITY OF DORAL, FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, in accordance with the City Charter and all the laws of the State of Florida, the City Manager has presented to the City Council a proposed operating budget for Fiscal Year 2004-2005 for the City of Doral; and

**WHEREAS**, pursuant to law, the City Council has conducted public workshop meetings as well as public hearings to review said budgets and to accept the recommendations of the citizenry relative to the adoption of said budgets; and

**WHEREAS**, pursuant to said meetings and public hearings and after consideration of the recommendations of its citizenry, the City Council on this date, September 22, 2004, has finalized its operating budget for Fiscal Year 2004-2005, that is, October 1, 2004 through September 30, 2005; and

**WHEREAS**, the City Council acknowledges that said finalized budgets reflect \$33,229,972.00 in estimated expenditures and \$33,229,972.00 in estimated revenues for the General Fund.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA:**

Section 1. Each and all of the foregoing "Whereas" clauses are true and correct and are incorporated herein.

Section 2. That the Annual Operating Budget Fiscal Year 2004-2005, reviewed and approved by the City Council on July 14, 2004, copy of said budget being attached hereto and made a part hereof, as Exhibit "A", as specifically as if set forth herein and as revised on September 13, 2004 and September 22, 2004, and is hereby established and adopted as the City of Doral's final Annual Operating Budget for Fiscal Year 2004-2005.

Section 3. That the Annual Operating Budget Fiscal Year 2004-2005 establishes limitations on expenditures/expenses by fund total. Said limitation meaning that the total sum allocated to each fund for total expenditures/expenses may not be increased without specific authorization by a duly enacted Resolution and/or Ordinance effecting such amendment or transfer. However, specific activity/departmental amounts within a fund may be exceeded so long as excesses exist in other activities/departments within said fund.

Section 4. That when the City of Doral receives monies from any source, be it private or governmental, by Grant, Gift, or otherwise, to which there is attached as a condition of acceptance, any limitation regarding the use or expenditure of the monies received, the funds so received need not be shown in the Annual Budget nor shall said budget be subject to amendment or expenditure as a result of disbursed and applied toward the purposes for which the said funds were received. To ensure the integrity of the Operating Budget, and the integrity of the monies received by the City under Grants or Gifts, all monies received as contemplated above must, upon receipt, be segregated and accounted for based upon generally accepted accounting principles and, where appropriate, placed into separate and individual trust and/or escrow accounts from which any money drawn may only be disbursed and applied within the limitations placed upon the Gift or Grant as aforesaid.

Section 5. That in the event a variation from the total budget appropriation is or becomes necessary, such variations shall only become legally effective upon the adoption of an amending Ordinance consistent with Chapter 166, Florida Statutes, the Charter and Code of Ordinances of the City of Doral, Florida.

Section 6. Repeal of Conflicting Ordinances.

All prior ordinances or resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 7. Severability.

Should any part, term or provision of this Ordinance be by the courts decided to be invalid, illegal or in conflict with any law of this State, the validity of the remaining portions or provision shall not be affected thereby.

Section 8. Effective Date.

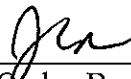
This Ordinance shall become effective on October 1, 2004.

The foregoing Ordinance was offered by Councilman DiPietro, who moved its adoption. The motion was seconded by Councilwoman Ruiz and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	yes
Vice Mayor Pete Cabrera	yes
Councilman Michael DiPietro	yes
Councilwoman Sandra Ruiz	yes
Councilman Robert Van Name	yes

PASSED AND ADOPTED upon first reading this 13<sup>th</sup> day of September, 2004.

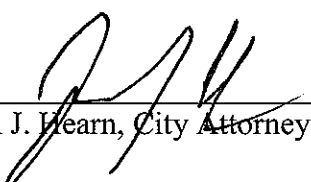
PASSED AN ADOPTED upon second reading this 22<sup>nd</sup> day of September, 2004.

  
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Juan Carlos Bermudez, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Sheila Paul, City Clerk

**APPROVED AS TO LEGAL FORM  
AND SUFFICIENCY:**

  
\_\_\_\_\_  
John J. Hearn, City Attorney