

**ORDINANCE #2010-34**

**AN ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, PROVIDING FOR AN AMENDMENT INCREASING THE GENERAL FUNDS BUDGET FOR FISCAL YEAR 2010-2011 FOR THE PURCHASE OF TRACT 33; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the City Council of the City of Doral (the "City") has approved the acquisition of ten (10) acres of open land in the City of Doral for use as a public park ("Tract 33"); and

**WHEREAS**, the funds required to consummate the purchase were not appropriated in the Fiscal 2010-11 budget approved by the City Council; and

**WHEREAS**, the City finds it necessary to adjust certain budget line items in the City's General Funds Fiscal Year 2009-2010 (the "Budget") in order to include the Tract 33 acquisition in the budget;

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

**Section 1.** The foregoing recitals are hereby incorporated by reference and made a part hereof.

**Section 2.** Pursuant to Article IV Section 4.06 of the City Charter, the General Fund Expense Budget is hereby amended and increased in the amount of \$9,775,000.00 by the inclusion of and appropriation by line items to the Parks and Recreation Capital Outlay Land Purchase, with the supplemental appropriation being made from the Undesignated and Unreserved Fund Balances of the General Fund.

**Section 3.** **Severability.** The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections,

sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 4. Effective Date. This Ordinance shall be effective upon adoption on second reading.

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


Mayor Juan Carlos Bermudez	Yes
Vice Mayor Michael DiPietro	Yes
Councilman Luigi Boria	No
Councilman Peter Cabrera	Yes
Councilwoman Ana Maria Rodriguez	Yes

PASSED AND ADOPTED on first reading this 10<sup>th</sup> day of November, 2010.

PASSED AND ADOPTED on second reading this 8<sup>th</sup> day of December, 2010.

  
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Juan Carlos Bermudez, Mayor

ATTEST:  
  
\_\_\_\_\_  
Barbara Herrera, City Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:  
  
\_\_\_\_\_  
Jimmy L. Morales, City Attorney