

**RESOLUTION NO. 22-\_\_**

**A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, ADOPTING THE FINAL OPERATING AND CAPITAL OUTLAY BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2022, THROUGH SEPTEMBER 30, 2023, 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, 2022; and

**WHEREAS**, on July 20, 2022, the Town Council of the Town adopted Resolution No. 22-63 determining the proposed millage rate for the Fiscal Year commencing October 1, 2022, and further scheduled the first public hearing required by Section 200.065 of the Florida Statutes to be held on September 14, 2022, at 6:00 PM; and

**WHEREAS**, the Town Council also held three (3) Budget Workshops on July 20, 2022, July 27, 2022, and September 1, 2022, to discuss the Town Manager’s Proposed Operating and Capital Outlay Budget for Fiscal Year commencing October 1, 2022; and

**WHEREAS**, the Property Appraiser properly noticed the first public hearing scheduled for September 14, 2022, at 6:00 PM in the Cutler Bay Council Chambers, 10720 Caribbean Blvd, Cutler Bay, Florida, as required by Chapter 200 of the Florida Statutes; and

**WHEREAS**, the Second Public Hearing scheduled for September 28, 2022, 6:00 PM as required by Chapter 200 of the Florida Statutes, was advertised in *The Miami Herald* Local Section on Sunday, September 25, 2022; and

**WHEREAS**, the Town Council had an opportunity to amend the Town Manager’s Proposed and Tentative Budgets as it deemed appropriate, considered the comments of the public regarding the Proposed and Final Budgets, 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 Final Budget.** That the Operating and Capital Outlay Budget for the Fiscal Year commencing October 1, 2022, through September 30, 2023, 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 adopted 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.

**Section 3. Expenditure of Funds.** The Town Manager or his designee is authorized to expend or contract for expenditure 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 2022-2023.

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

PASSED and ADOPTED on this \_\_\_\_ day of September 2022 at \_\_\_\_ PM

\_\_\_\_\_  
TIM MEERBOTT  
Mayor

Attest:

\_\_\_\_\_  
MAURICIO MELINU  
Town Clerk

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

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

Moved By: \_\_\_\_\_  
Seconded By: \_\_\_\_\_

FINAL VOTE AT ADOPTION:

Mayor Tim Meerbott \_\_\_\_\_

Vice Mayor Michael P. Callahan \_\_\_\_\_

Council Member Robert "BJ" Duncan \_\_\_\_\_

Council Member Suzy Lord \_\_\_\_\_

Council Member Roger Coriat \_\_\_\_\_