

Approved _____ Mayor
Veto _____
Override _____

Agenda Item H

ORDINANCE NO. 24-102

ORDINANCE APPROVING, ADOPTING AND RATIFYING PROPRIETARY BUDGETS, SPECIAL ASSESSMENT DISTRICT BUDGETS, AND OTHER BUDGETS OF MIAMI-DADE COUNTY, FLORIDA, FOR FISCAL YEAR COMMENCING OCTOBER 1, 2024 AND ENDING SEPTEMBER 30, 2025; PROVIDING A SHORT TITLE; INCORPORATING FISCAL YEAR 2024-25 PROPOSED BUDGET AS AMENDED; APPROPRIATING ALL BUDGETED REVENUES AND EXPENDITURES; AUTHORIZING INVESTMENT OF COUNTY FUNDS IN TIME WARRANTS OF MIAMI-DADE COUNTY; AUTHORIZING TRANSFER OF FUNDS AS CASH ADVANCES PENDING RECEIPT OF TAXES OR OTHER REVENUES; RATIFYING, CONFIRMING AND APPROVING IMPLEMENTING ORDERS AND OTHER ACTIONS OF BOARD WHICH SET FEES, RATES, AND CHARGES; AUTHORIZING FEES, RATES, AND CHARGES CONSISTENT WITH APPROPRIATIONS AND PROVIDING FOR THEIR AMENDMENT; APPROVING REVISED FEES, CHARGES, AND IMPLEMENTING ORDERS FOR VARIOUS DEPARTMENTS AND AGENCIES AND AUTHORIZING SUBSEQUENT AMENDMENTS BY RESOLUTION; APPROVING FISCAL YEAR 2024-25 PAY PLAN; AUTHORIZING ALLOCATIONS AND REALLOCATIONS OF BOND PROCEEDS AND INTEREST EARNINGS; AUTHORIZING MAYOR OR MAYOR'S DESIGNEE TO PROVIDE BOND ISSUE RESERVES; ESTABLISHING SUCH FUNDS AS MAY BE APPROVED DURING FISCAL YEAR AND PROVIDING FOR THEIR EXPENDITURE; AUTHORIZING PAYMENT OF LOCAL BUSINESS TAX SURCHARGE TO BEACON COUNCIL; APPROPRIATING GRANT, DONATION, AND CONTRIBUTION FUNDS; AUTHORIZING MAYOR OR MAYOR'S DESIGNEE TO NEGOTIATE AND EXECUTE CERTAIN FUNDING AGREEMENTS; AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO APPLY FOR CERTAIN GRANTS; CONTINUING MUNICIPAL SERVICES FUND; AUTHORIZING DISBURSEMENT FROM THE ENVIRONMENTALLY ENDANGERED LANDS ("EEL") ACQUISITION TRUST FUND TO SUPPLEMENT THE EEL LAND MANAGEMENT TRUST FUND TO MAINTAIN THE PRINCIPAL BALANCE REQUIRED UNDER SECTION 24-50.5(2)(B)(I) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ("CODE"); WAIVING FOR FISCAL YEAR 2024-25, (A) SECTION 29-7(G) OF THE CODE RELATED TO ALLOCATION OF DOCUMENTARY SURTAX FUNDS, (B) RESOLUTION NO. R-924-08 RELATING TO TRANSIT FARES, FEES, AND CHARGES, (C) PROVISIONS OF SECTION 24-40 OF THE CODE TO ALLOW VESSEL REGISTRATION FUNDS DEPOSITED IN THE BISCAYNE BAY ENVIRONMENTAL ENHANCEMENT TRUST FUND TO BE USED FOR CERTAIN STUDIES FOR THE COUNTY'S REASONABLE ASSURANCE

PLAN, (D) PROVISIONS OF SECTION 2-1803(4) OF THE CODE REQUIRING RECOMMENDATIONS FROM THE BUILDING BETTER COMMUNITIES CITIZEN'S ADVISORY COMMITTEE FOR USE OF SURPLUS FUNDS FOR CERTAIN PROJECTS, AND (E) PROVISIONS OF THE CODE AND RESOLUTIONS REQUIRING EXECUTION OF COUNTY AFFIDAVITS FOR NON-PROFITS RECEIVING CERTAIN COUNTY FUNDING; AMENDING SECTION 28A-9 OF THE CODE RELATING TO FREIGHT SECURITY AT PORTMIAMI; AMENDING SECTION 2-11.1 OF THE CODE RELATING TO FINANCIAL DISCLOSURES AND OUTSIDE EMPLOYMENT REPOSITORY FUNCTIONS; AMENDING PROVISIONS OF THE CODE RELATING TO CERTAIN TAXES, AND ANY OTHER CODE SECTIONS REQUIRED TO AFFECT THE TRANSFER OF CERTAIN RESPONSIBILITIES ASSOCIATED THEREWITH FROM THE TAX COLLECTOR TO THE REGULATORY AND ECONOMIC RESOURCES DEPARTMENT; AMENDING, WAIVING OR RESCINDING VARIOUS CODE SECTIONS REQUIRED TO AFFECT THE TRANSFER OF CERTAIN RESPONSIBILITIES AND DUTIES ASSOCIATED WITH CONSTITUTIONAL OFFICERS; AMENDING, WAIVING OR RESCINDING, IF NECESSARY, VARIOUS SECTIONS OF THE CODE, APPLICABLE IMPLEMENTING ORDERS, AND OTHER LEGISLATIVE ENACTMENTS TO CONFORM SUCH ENACTMENTS TO FISCAL YEAR 2024-25 BUDGET; SUPERSEDING CONFLICTING PROVISIONS OF PRIOR LEGISLATIVE ENACTMENTS; PROVIDING SEVERABILITY AND INCLUSION IN AND EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE

BE IT ORDAINED, BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. This ordinance shall be known and may be cited as the "Fiscal Year 2024-25 Miami-Dade County Self-Supporting Budget Ordinance."

Section 2. Pursuant to section 5.03(B) of the Home Rule Charter, the County Mayor has recommended a proposed budget for Miami-Dade County, Florida, for the fiscal year commencing October 1, 2024. Said proposed budget document as submitted to the Board of County Commissioners ("Board") is incorporated herein by reference and is amended to include all the applicable changes contained in this ordinance which include, but are not limited to: (a) a Solid Waste Collection Fee of \$697 per household for Fiscal Year 2024-25 in accordance with Ordinance

No. 24-77 adopted by the Board on July 16, 2024 as referenced in the amended Operating Budget Appropriation Schedule for Department of Solid Waste Management attached hereto as Exhibit 1, which increases revenues, removes the transfer from the Waste Disposal Fund, and thereby increasing reserves as set forth in Waste Disposal Funds; (b) corrections for the Clerk of the Court and Comptroller as set forth in Exhibit 2 attached hereto; (c) corrections to the Table of Organization for the County Commission to include certain advisory boards as set forth in Exhibit 3 attached hereto; (d) corrections to Budget and Financial Policies as set forth in Exhibit 4 attached hereto; (e) adjustments to the budgets of the Tax Collector and the Department of Regulatory and Economic Resources (“RER”) to include the transfer of positions for the collection of Local Business Taxes and appropriate revenues and expenses from RER to the Tax Collector as referenced, respectively, in the amended table of organizations attached hereto as Exhibit 5 and the amended Operating Budget Appropriation Schedules attached as Exhibit 1 for the Tax Collector; (f) adjustments to the budgets of the Clerk of the Court and Comptroller and Finance Department, as referenced in the Tables of Organization attached as Exhibits 2 and 6 to reflect that transition of Finance Department to Clerk of the Court and Comptroller will take effect January 7, 2025 and making such necessary changes to the amended Operating Budget Appropriation Schedules attached as Exhibit 1; (g) correcting scrivener's error on page 140 of Volume I to replace reference of "FIFA" to "Greater Miami Convention and Visitors Bureau, Inc. (GMCVB)" to properly reflect the Board's policy to grant such funding to the GMCVB; (h) the revisions read into the record by the Director of the Office of Management and Budget at the September 5, 2024 first budget hearing, which are reflected in Exhibit 1 to this ordinance; (i) to provide for a \$16.3 million transfer from countywide general fund from revised end-of-year projections for additional carryover from the current Fiscal Year 2023-24 to the Transportation Infrastructure Improvement District as provided for in section 2-2364 of the Code of Miami-Dade County, Florida through the Non-Departmental Transportation expense line item as shown in Exhibit 1 to this ordinance; (j) to amend capital project

program #508640 currently titled “Disposal Facility Infrastructure Improvements – Resources Recovery” in the Solid Waste Management Departments’ capital budget to revise the project description as shown in the attached Exhibit 7 to this ordinance; (k) the changes contained in the September 17, 2024 memorandum entitled “Information for Second Budget Hearing – FY 2024-25 Proposed Budget,” as such memorandum was further amended with the revisions read into the record by the Director of the Office of Management and Budget at the second budget hearing, and which memorandum is attached hereto; (l) the additional revisions read into the record by the Director of the Office of Management and Budget at the second budget hearing; and (m) the reduction of the allocation from the Miami-Dade Rescue Plan Economic Development Activities to RER for the High Impact Film Program from \$2,000,000 to \$1,800,000, and the allocation of \$200,000 from the Miami-Dade Rescue Plan Economic Development Activities to Miami Media and Film Market, Inc. for economic development purposes including funding infrastructure development partnerships and project evaluation, and which grant will also cover administrative costs and outreach efforts to engage co-production partners.

Section 3. The proprietary budgets, special assessment district budgets, and other budgets proposed, including the five-year financial plan contained therein, as amended as set forth in this ordinance, are hereby approved, adopted and ratified, and the budgeted revenues and expenditures therein are hereby appropriated. Department expenditure allocations established by the County Mayor as revised and summarized in the attached budgets are adopted as limitations of all expenditures, except as hereinafter provided and appropriations hereby have been provided for outstanding indebtedness for the payment of vouchers that have been incurred in the current or prior year, but are not expected to be paid until the commencement of the new fiscal year. Receipts from sources not anticipated in the attached budgets may be appropriated and expended by ordinance duly enacted by the Board in accordance with section 129.06(2)(d), Florida Statutes, and section 1.02(A) of the Miami-Dade County Home Rule Charter. Adjustments within the same fund to

departmental appropriations made in the attached budgets may be approved from time to time by motion duly adopted by the Board in accordance with section 129.06(2)(a), Florida Statutes, and sections 2-1792 through 2-1800A of the Code of Miami-Dade County, Florida (“Code”). The Director of the Office of Management and Budget is authorized to approve adjustments to expenditure code allocations within the limit of the departmental or other appropriations made in the attached budgets. All adjustments made in accordance with this ordinance are approved, adopted and ratified.

Section 4. Pursuant to the authority of Chapter 8015, Special Acts of Florida, 1919, which authorizes the Board to borrow money and to issue time warrants, and pursuant to the authority of section 129.02(5), Florida Statutes, which permits funds of the County to be invested in securities of the federal government and of the local governments in Florida, or both, the Clerk of Court and Comptroller of Miami-Dade County (“Clerk”) is hereby authorized to invest these monies in the time warrants of Miami-Dade County, Florida in accordance with the County's Investment Policy approved by this Board pursuant to Resolution No. R-1074-04, as amended by Resolution Nos. R-31-09, R-367-16, and R-1181-20.

Section 5. As provided in section 5.03(C) of the Home Rule Charter, the Board hereby authorizes the transfer of any portion of the earnings or balance of the several funds, other than sinking funds, for obligations not yet retired, to the general funds of the County provided that such transfer be deemed a cash advance to meet operating and other expenses approved by the Board, and that all such advances shall be reimbursed before the end of the fiscal year upon receipt of adequate tax or other appropriate revenues. However, this section in no way limits or restricts the power of the Board to transfer any unencumbered appropriations balance, or any portion thereof, from one department, fund or agency to another as provided by law pursuant to section 5.03(C) of the Home Rule Charter.

Section 6. The provisions of section 29-7(G) of the Code requiring that no allocation of documentary surtax funds shall be made except as part of a competitive Request for Applications process shall be waived for Fiscal Year 2024-25.

Section 7. The County Mayor or County Mayor's designee is authorized to apply for grants with other governmental and non-governmental entities provided that: (i) either no matching County funds are required or, if matching funds are required, that any such matching funds have been budgeted and appropriated for the purposes sought by the grant; (ii) if the grant is for a capital project, the capital project is part of the County's five-year capital plan; (iii) if the grant is for operations or programs, acceptance of the grant and use of the funds in accordance with the terms of the grant would not violate any Board policies; and (iv) if the County is awarded the grant, such grant award is brought to the Board for approval. The authorization set forth herein is supplementary to and does not supersede any other existing legislation relating to delegations of authority for grant applications and acceptance thereof.

Section 8. The provisions of Resolution No. R-924-08 relating to transit fares, fees and charges which require adjustments to said fares, fees and charges every three years in accordance with the average rate of the Consumer Price Index for the preceding three years shall be waived for Fiscal Year 2024-25.

Section 9. The provisions of section 24-40 of the Code are hereby waived for FY 2024-25 for the limited purpose of allowing vessel registration fees deposited into the Biscayne Bay Environmental Enhancement Trust Fund to be used for studies for the regulation and maintenance of Biscayne Bay and waters flowing into Biscayne Bay associated with the County's Reasonable Assurance Plan, provided that such studies are for the regulation and maintenance of Biscayne Bay and waters flowing into Biscayne Bay.

Section 10. The provisions of section 2-1803(4) of the Code requiring Building Better Communities General Obligation Bond Program ("Bond Program") Citizens' Advisory Committee

to advise on use of surplus funds from the Bond Program are hereby waived for purpose of approving the use of surplus funds from significant modifications and additions of Bond Program projects as set forth in this section 12. The Board approves:

- (a) The significant modification of Bond Program Project No. 217 – “Neighborhood Service Center Renovation” as identified in Appendix A to Resolution No. R-917-04 (“Public Service Resolution”) to reduce its allocation from \$7,500,000.00 to \$7,304,760.68 and thereby declaring \$195,239.32 as surplus funds;
- (b) The significant modification of Bond Program Project No. 324 – “Puerto Rican Community Center” as identified in Appendix A of the Public Service Resolution from \$2,500,000.00 to \$1,012,396.88 and thereby declaring \$1,487,603.12 as surplus funds;
- (c) The significant modification of Bond Program Project No. 353 – “Biscayne Shores & Gardens Community Center” as identified in Appendix A of the Public Service Resolution from \$1,500,000.00 to \$1,197,249.21 and thereby declaring \$302,750.79 as surplus funds; and
- (d) The significant modification of Bond Program Project No. 223 – “Not-for-Profit Community Organization Capital Fund” to increase its allocation by \$1,985,593.23 of surplus funds from Bond Program Project Nos. 217, 324 and 353 and allocating \$1,985,593.23 of Bond Program Project No. 223 funds to Pelican Harbor Seabird Station, Inc., a Florida not-for-profit entity, to be used for the construction of an 8,000 square foot Wildlife Hospital and Education Center to include modern medical facilities, educational spaces, and supporting infrastructure enhancements on property in County Commission District 3 located at 399 NE 82 Terrace.

Section 11. Section 28A-9 of the Code is hereby amended to read as follows:¹

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

Sec. 28A-9 Freight Security.

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~~[[28A-9.4. Seaport department fee for use of customs vehicle inspection facility located at Port of Miami.~~

~~Section 709 of the Port of Miami Tariff No. 10 is hereby amended and restated as follows:~~

~~All vehicles which use the Seaport Department's Vehicle Examination Facility for the purpose of being inspected or processed by U.S. Customs, in accordance with Public Law 98-673 or otherwise, will be assessed a usage fee in the amount of \$7.50 per vehicle, which shall be collected by the Seaport Department.~~

~~**28A-9.5. Allocation of portion of seaport collected user fees to auto theft task force to enhance support security operations.**~~

~~Two dollars and fifty cents (\$2.50) of every seven dollars and fifty cents (\$7.50) collected by the seaport pursuant to section 28A-9.4 of this chapter shall be allocated to the Miami-Dade County Multi-Agency Auto Theft Task Force for purposes of enhancing security at, and interdicting the flow of stolen motor vehicles through the Port of Miami.]]~~

Section 12. Section 2-11.1 of the Code is hereby amended to read as follows:

Sec. 2-11.1. – Conflict of Interest and Code of Ethics Ordinance.

* * *

(i) *Financial disclosure.*

* * *

(5). Reports; filing. All documents required to be filed hereunder by County persons or consultants shall be filed with the ~~[[supervisor of elections]]~~ >>Ethics Commission<<. Documents required to be filed hereunder by municipal persons or consultants shall be filed with the municipal Clerk of that entity.

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(k) *Prohibition on outside employment.*

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(2) All full-time County and municipal employees engaged in any outside employment for any person, firm, corporation or entity other

than Miami-Dade County, or the respective municipality, or any of their agencies or instrumentalities, shall file, under oath, an annual report indicating the source of the outside employment, the nature of the work being done pursuant to same and any amount or types of money or other consideration received by the employee from said outside employment. Said County employee's reports shall be filed with the ~~[[supervisor of elections]]~~ >> Ethics Commission << no later than 12:00 noon on July 1st of each year, including the July 1st following the last year that person held such employment. Municipal employee reports shall be filed with the Clerk of their respective municipalities. Said reports shall be available at a reasonable time and place for inspection by the public. The County ~~[[Manager]]~~ >> Mayor or Mayor's designee << or any city manager may require monthly reports from individual employees or groups of employees for good cause.

Section 13. Chapter 29, Article V of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

ARTICLE V. – TOURIST DEVELOPMENT ROOM TAX

* * *

Sec. 29-51.1. - Remittance and administration.

The person receiving the consideration for rentals, leases, food, beverages or alcoholic beverages taxable under this article shall receive, account for, and remit the tax to the Miami-Dade County ~~[[Tax Collector]]~~ >> Mayor, through the Department of Regulatory and Economic Resources or a successor department, << in accordance with the following procedure:

- (a) The taxes levied hereunder shall be due and payable monthly on the first day of each month, and for the purpose of ascertaining the amount of tax payable under this article, it shall be the duty of all lessors to make a return, on or before the twentieth day of the month, to the ~~[[County Tax Collector]]~~ >> County Mayor, through the Department of Regulatory and Economic Resources or a successor department, << upon forms prepared and furnished by the County, showing all rentals during the preceding calendar month; however, the County may authorize a quarterly return and payment when the tax remitted by the lessor for the preceding quarter did not exceed twenty-five dollars (\$25.00). The County or its designated agent shall accept returns if postmarked on or before the twentieth day of the

month; if the twentieth day falls on a Saturday, Sunday, or federal or State legal holiday, returns shall be accepted if postmarked on the next succeeding work day. Each lessor shall file a return for each tax period even though no tax is due for such period.

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Sec. 29-51.2. - ~~[[Tax Collector's powers]]~~ >>Powers<< and duties.

The ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< shall maintain accurate books, records and accounts reflecting the collection, administration and disbursement of the taxes levied and imposed under this article. The ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< shall prescribe and publish such forms as may be necessary to effectuate the local collection of the tourist development room tax, the professional sports franchise facility tax, the tourist development surtax and the homeless and spouse abuse tax. For the purpose of collecting the tourist development room tax, the professional sports franchise facility tax, the tourist development surtax and the homeless and spouse abuse tax, the ~~[[Tax Collector]]~~ >> County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< shall have the same duties and powers as those vested in the Florida Department of Revenue under Chapter 212, Florida Statutes. >>All references in this Article V to the Miami-Dade Department of Regulatory and Economic Resources shall also be deemed to refer to any successor department or agency.<<

Sec. 29-51.3. - Costs of administration.

The ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< may retain a portion of the taxes collected for costs of administration in an amount not to exceed three (3) percent of collections.

Sec. 29-51.4. - Dealer's credit.

The same duties and privileges imposed upon dealers by Chapter 212, Florida Statutes, apply under this article. To compensate dealers for keeping of prescribed records and the proper accounting and remitting of taxes by them, dealers shall be allowed three (3) percent of the first one thousand dollars (\$1,000.00) of the amount of taxes due and accounted for and remitted to the ~~[[Tax Collector]]~~

>>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< and one percent of all amounts in excess of one thousand dollars (\$1,000.00) on each tax return to the ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<<. The collection allowance may not be granted nor may any deduction be permitted, if the tax is delinquent at the time of payment. The ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< may reduce the collection allowance by ten (10) percent or fifty dollars (\$50.00), whichever is less, if taxpayer files an incomplete return.

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Sec. 29-54. - Disposition of revenues; review of expenditures.

(a) *Tourist development room tax.*

(1) Collections received by the ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< from the tourist development room tax, less costs of administration, are to be deposited in the "Miami-Dade County Tourist Development Trust Fund," herewith established, and used in accordance with the Miami-Dade County Tourist Development Plan, which provides for the allocation of funds as follows:

* * *

(b) *Professional sports franchise facility tax.* Collections received by the ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< from the professional sports franchise facility tax, less costs of administration, shall be used to pay debt service on bonds issued to finance the construction, reconstruction, or renovation of a professional sports franchise facility.

(c) *Tourist development surtax.* Collections received by the ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< from the tourist development surtax, less costs of administration, are to be deposited to the Miami-Dade County Tourist Development Surtax Trust Fund, herewith established, and disbursed in the following manner:

* * *

(d) *Homeless and spouse abuse tax.*

(1) The County adopts as its controlling policy and plan for addressing the needs of persons who have become or are about to become homeless, the Miami-Dade County Community Homeless Plan prepared by the Miami-Dade County Task Force on the Homeless, attached as exhibit A. This plan shall govern the expenditure of that portion of the homeless and spouse abuse tax dedicated to assisting the homeless.

(2) All funds collected by the ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< from the homeless tax shall be placed into the Homeless Tax Trust Fund and used in the following manner:

* * *

Section 14. Chapter 29, Article VI of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

ARTICLE VI. – CONVENTION DEVELOPMENT TAX

* * *

Sec. 29-61.1. - Collection and disbursement.

(a) The person or entity receiving the consideration for such rental or lease shall receive, account for, and remit the tax to the Miami-Dade County ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< in accordance with the following procedures:

(1) The taxes levied hereunder shall be due and payable monthly on the first day of each month, and for the purpose of ascertaining the amount of tax payable under this article, it shall be the duty of all lessors to make a return, on or before the twentieth day of the month, to the ~~[[County Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< upon forms prepared and furnished by the County, showing all rentals during the preceding calendar month; however, the County may authorize a quarterly return and payment when the tax remitted by the lessor for the preceding quarter did not exceed twenty-five dollars (\$25.00). The County or its designated agent shall accept returns if postmarked on or before the twentieth day of the month; if the twentieth day falls on a Saturday, Sunday, or federal or

State legal holiday, returns shall be accepted if postmarked on the next succeeding work day. Each lessor shall file a return for each tax period even though no tax is due for such period.

* * *

(b) Collections received by the ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< from the convention development tax, less costs of administration, are to be deposited into the Miami-Dade County Convention Development Tax Trust Fund hereby established.

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Sec. 29-61.2. - ~~[[Tax Collector's powers]]~~ >>Powers<< and duties.

The ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< shall maintain accurate books, records and accounts reflecting the collection, administration and disbursement of the tax. The ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< shall prescribe and publish such forms as may be necessary to effectuate the local collection of the Miami-Dade County Convention Development Tax. For the purpose of collecting the convention development tax, the ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< shall have the same duties and powers as those vested in the Florida Department of Revenue under Chapter 212, Florida Statutes. >>All references in this Article VI to the Miami-Dade Department of Regulatory and Economic Resources shall also be deemed to refer to any successor department or agency.<<

Sec. 29-61.3. - Costs of administration.

The ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< may retain a portion of the tax collected for costs of administration in an amount not to exceed two (2) percent of collections.

Sec. 29-61.4. - Dealer's credit.

The same duties and privileges imposed upon dealers by Chapter

212, Florida Statutes apply under this article. To compensate dealers for keeping of prescribed records and the proper accounting and remitting of taxes by them, dealers shall be allowed three (3) percent of the first one thousand dollars (\$1,000.000) of the amount of tax due and accounted for and remitted to the ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< and one (1) percent of all amounts in excess of one thousand dollars (\$1,000.00) on each tax return to the ~~[[Tax Collector]]~~ >>County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<<. The collection allowance may not be granted nor may any deduction be permitted, if the tax is delinquent at the time of payment. The ~~[[Tax Collector]]~~ >> County Mayor, through the Department of Regulatory and Economic Resources or a successor department,<< may reduce the collection allowance by ten (10) percent or fifty dollars (\$50.00), whichever is less, if the taxpayer files an incomplete return.

Section 15. Section 2-148 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

Sec. 2-148. –Authority of County Attorney to adjust, compromise or settle damage claims arising out of operation of Agency.

Notwithstanding anything in Section 2-15, Code of Miami-Dade County, Florida, to the contrary, the County Attorney shall be and is hereby authorized to adjust, compromise, or settle all damage claims against Miami-Dade County arising out of the operation of the Miami-Dade ~~[[Transit Agency]]~~ >>Department of Transportation and Public Works, or its successor department<<, provided that the County Attorney shall first determine that said adjustment, compromise, or settlement is in the best interest of the taxpayers of Miami-Dade County after taking into regard the legal liability of the Agency, the amount of damages claimed, potential litigation expenses and the potential financial exposure of the County; provided further, that any proposed adjustment, compromise, or settlement in excess of two thousand five hundred dollars (\$2,500.00) per claimant shall also require the prior approval of the ~~[[County Finance Director]]~~ >>Director of the Office of Management and Budget, or its successor department<<: and provided further, that any proposed adjustment, compromise, or settlement in excess of five thousand dollars (\$5,000.00) per claimant shall require the prior approval of both the County ~~[[Manager]]~~>>Mayor<< and the ~~[[County Finance Director]]~~ >>Director of the Office of Management and Budget, or its successor department<<.

Section 16. Section 2-1795 of the Code of Miami-Dade County, Florida, is hereby

amended to read as follows:

Sec. 2-1795. - Allocation of County Resources.

* * *

(f) The County shall adopt budgets and develop its long and short-term financial and capital improvement plans containing estimates developed utilizing a professional revenue estimating process. Participants in the process shall include, but not be limited to: the Director of the Office of Management and Budget (or its successor department), or his/her designee; ~~[[the Director of the Finance Department or his/her designee;]]~~ and the Commission Auditor or his/her designee. If there is not unanimity amongst the participants as to what an estimate should be, each participant's estimate shall be presented to the County Commission.

Section 17. Article VIII of Chapter 8A of the Code of Miami-Dade County, Florida, is

hereby amended to read as follows:

ARTICLE VIII. - AUTOMATIC TELEPHONE DIALING ALARM SYSTEM

* * *

Sec. 8A-162. - Definition.

The term automatic telephone dialing alarm system shall include any system which, upon being activated, automatically transmits by telephone or telephone line, a recorded message or any other electronic or emergency or mechanical alarm signal to the ~~[[Miami-Dade Police Department]]~~ Communications Center >>of the County department or office responsible for managing and operating the County's Enhanced 911 system<< or any telephone line leased by Miami-Dade County and installed within any facility operated by the ~~[[Miami-Dade Police Department]]~~ >>County department or office responsible for managing and operating the County's Enhanced 911 system<<. However, public coin telephone alarm systems; alarm systems which are utilized by government departments or agencies of Miami-Dade County, Florida; or alarm systems which transmit to the ~~[[Miami-Dade Police Department]]~~ Communications Center >>of the County department or office responsible for managing and operating the County's Enhanced 911 system<< live voices capable of two-way communication; or alarm systems which are automatically answered by the response of a private security or alarm service agency to the premises are expressly excluded from the definition of the term "automatic telephone dialing alarm system" as used in this article.

Sec. 8A-163. - Prohibited alarm system.

It shall be unlawful for any person, natural or corporate, to sell, offer for sale, install, maintain, lease, own, possess, or operate an automatic telephone dialing alarm system connected to any exchange telephone trunk line within Miami-Dade County, Florida, which automatic telephone dialing alarm system is regulated to make telephonic connection with any telephone line leased by Miami-Dade County and installed within any facility operated by the ~~[[Miami-Dade Police Department]]~~ >>County department or office responsible for managing and operating the County's Enhanced 911 system<<.

Sec. 8A-164. - Removal of unlawful system.

The supervisor~~[[, Communications Bureau, Miami-Dade Police,]]~~ >>of the County department or office responsible for managing and operating the County's Enhanced 911 system<< when he has knowledge of the unlawful maintenance of an automatic telephone dialing alarm system, installed or operated in violation of Section 8A-163, shall order the owner, operator or lessee to disconnect and cease operation of the system within seventy-two (72) hours of receipt of the order. Any automatic telephone dialing alarm system installed prior to the effective date of this article shall be removed within thirty (30) days of such date. It shall be unlawful for any person, natural or corporate, to fail to comply with any of the provisions of this section.

Section 18. Section 21-276 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

Sec. 21-276. - Burglar alarms.

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(6) *Alarm Companies Responsibilities.*

(a) It shall be the responsibility of any licensed person selling and/or monitoring any alarm system to provide the user with the registration form and the Miami-Dade County Burglar Alarm Ordinance Information form. The registration form provided to the user shall include the said person's name, address, and State of Florida burglar alarm contractor's license number as required on the registration form. An alarm company may not charge a customer a fee, other than the required registration fee, to register any alarm system with Miami-Dade County. A copy of the current/valid contractor's license must be on file with the ~~[[Miami-Dade Police Department]]~~ >>County department or office responsible for managing and operating the County's Enhanced 911 system<<.

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- (7) Alarm verification calls required. All residential or commercial intrusion/burglar alarms, that have central monitoring, must have a central monitoring verification call made to the premises generating the alarm signal, prior to alarm monitor personnel contacting the ~~[[Miami Dade Police Department]]~~ >>County department or office responsible for managing and operating the County's Enhanced 911 system<< for dispatch. This does not apply to panic or holdup type alarms. Alarm monitoring companies will make available to the ~~[[Miami Dade Police Department]]~~ >>County department or office responsible for managing and operating the County's Enhanced 911 system<< upon request, records providing proof that the monitoring company made the verification calls.
- (8) Cancelling false burglar alarm calls. Alarm monitoring companies shall notify the ~~[[Metro Dade Police Department]]~~ >>County department or office responsible for managing and operating the County's Enhanced 911 system<< to cancel dispatches to alarm calls the company initiated within ten (10) minutes of being notified that the alarm is false by the alarm user or his authorized representative. However, Police will not cite the company for failure to meet the ten-minute criterion if notification of a false alarm is received before an Officer arrives on the scene. Alarm monitoring companies will make available to the ~~[[Miami Dade Police Department]]~~ >>County department or office responsible for managing and operating the County's Enhanced 911 system<< records providing proof that the police department was contacted within the ten-minute criterion. An emergency line has been provided by the ~~[[Miami Dade Police Department]]~~ >>County department or office responsible for managing and operating the County's Enhanced 911 system<< to call in and/or cancel panic or holdup type alarms. Use of this line for non-emergency alarm calls is prohibited.

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- (11) Notification of false alarms. It is the responsibility of each alarm user to monitor the occurrences of false alarms on its premises. The ~~[[Metro Dade Police Department]]~~ >>County department or office responsible for managing and operating the County's Enhanced 911 system<< shall notify the alarm user of each false alarm. Such notice shall be provided by posting a notice on the premises; or by mailing notice to the alarm user.

Section 19. All Implementing Orders, as amended hereby, other actions of the Board setting fees, rates, and charges, and fees, rates and charges consistent with appropriations adopted herein,

are hereby ratified, confirmed and approved, and may be subsequently amended by resolution adopted by the Board during the fiscal year.

Section 20. The revised Implementing Order setting the Miami-Dade Port of Miami fees and charges as reflected in attachment A is made part hereof.

Section 21. The revised Implementing Order setting the Solid Waste Services rates, fees and charges as reflected in attachment B is made part hereof.

Section 22. The revised Implementing Order setting the Cultural Affairs rates, fees and charges as reflected in attachment C is made part hereof.

Section 23. The revised Implementing Order setting the Regulatory and Economic Resources (Environmental Resources Management) rates, fees and charges as reflected in attachment D is made part hereof.

Section 24. The revised Implementing Order setting the Regulatory and Economic Resources (Building and Neighborhood Compliance) rates, fees and charges as reflected in attachment E is made part hereof.

Section 25. The revised Implementing Order setting the Regulatory and Economic Resources (Stormwater Utility) rates, fees and charges as reflected in attachment F is made part hereof.

Section 26. The revised Implementing Order setting the Regulatory and Economic Resources (Consumer Protection Services) rates, fees and charges as reflected in attachment G is made part hereof.

Section 27. The revised Implementing Order setting the Regulatory and Economic Resources (Planning, Zoning, and Platting) rates, fees and charges as reflected in attachment H is made part hereof.

Section 28. The revised Implementing Order setting the Water and Sewer rates, fees and charges as reflected in attachment I is made part hereof.

Section 29. The revised Implementing Order setting the Aviation Department rates, fees and charges as reflected in attachment J is made part hereof.

Section 30. The revised Implementing Order setting the Fire Department (Fire Prevention) rates, fees and charges as reflected in attachment K is made part hereof.

Section 31. The revised Implementing Order setting the Fire Department (Delivery of Anti-Venom) rates, fees and charges as reflected in attachment L is made part hereof.

Section 32. The revised Implementing Order setting the Parks, Recreation and Open Spaces rates, fees and charges as reflected in attachment M is made part hereof.

Section 33. The revised Implementing Order setting the Parks, Recreation and Open Spaces special taxing district rates as reflected in attachment N is made part hereof.

Section 34. The Fiscal Year 2024-25 Pay Plan, which is attached and incorporated by reference herein, is hereby approved, including the pay rates and all other provisions set forth therein.

Section 35. All allocations and reallocations of bond proceeds and interest earnings included in the Fiscal Year 2024-25 Adopted Capital Budget and Multi-Year Capital Plan, as may be amended, are hereby authorized.

Section 36. The County Mayor or the County Mayor's designee is hereby authorized to use interest earned on deposit of Public Improvement Bond funds to establish and maintain an Interest and Sinking Fund Reserve Account in an amount not to exceed one year's maximum principal and interest. Interest earned in excess of the reserve shall be distributed to Public Improvement Bonds Construction Funds in accordance with standard accounting practices.

Section 37. The Clerk of the Court and Comptroller is hereby authorized to receive and expend funds up to amounts received without specific appropriation pursuant to section 5.03(C) of the Home Rule Charter for existing trust funds, working capital funds, bond construction funds,

pension funds, revolving funds and any other such funds as may be approved by motion of the Board during the 2024-25 fiscal year.

Section 38. The County Mayor or Mayor's designee is hereby authorized to approve payment of local business tax surcharge revenues for Fiscal Year 2024-25 to Miami-Dade County Beacon Council, Inc., in accordance with state law and Resolution No. 1066-88 which authorized the agreement between Miami-Dade County and the Beacon Council.

Section 39. All grant, donation, and contribution funds received by the County are hereby appropriated at the levels and for the purposes intended by the grants, donations and contributions.

Section 40. The County Mayor or the County Mayor's designee is hereby authorized to negotiate and execute agreements, following approval by the County Attorney for form and legal sufficiency, for funding allocations: (a) to Mom and Pop Program participants selected by the respective district commissioner pursuant to a request for proposal or other selection process; (b) to community-based organizations, other governmental agencies, non-profit organizations, cultural organizations or for cultural events approved in this ordinance as a result of a request for proposals, other formal selection process, or other allocations approved by the Board, including, but not limited to, for work or services resulting from natural disasters, emergency declarations or pandemics; and (c) from the Anti-Gun Violence and Prosperity Initiatives Trust Fund and the Miami-Dade Rescue Plan District Designated Fund.

Section 41. Notwithstanding any other provision of the Code or any resolution or implementing order to the contrary, non-profit entities awarded grants of County monies from the Elected Officials District Discretionary Reserve, County Services Reserve, Commission office funds, Future Services Reserve, District Designated Program funds, Anti-Gun Violence and Prosperity Initiatives Trust Fund, Miami-Dade Rescue Plan or Mom and Pop Program funds shall

not be required to complete affidavits of compliance with the various County policies or requirements applicable to entities contracting or transacting business with the County.

Section 42. The Board hereby authorizes the disbursement of \$4,067,000.00 from the Environmentally Endangered Lands (“EEL”) Acquisition Trust Fund to the EEL Land Management Trust Fund, in order to supplement the EEL Land Management Trust Fund and maintain its principal established under section 24-50.5 (2)(b)(i) of the Code.

Section 43. The Municipal Services Fund is hereby recognized and continued. Payment by a municipality to the Municipal Services Fund shall be used for services which provide benefits to the municipality or the residents thereof.

Section 44. Unless otherwise prohibited by law, this ordinance shall supersede all enactments of this Board including, but not limited to, ordinances, resolutions, implementing orders, regulations, rules, and provisions of the Code in conflict herewith.

Section 45. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 46. It is the intention of this Board and it is hereby ordained that the provisions of sections 13, 14, 15, 16, 17, 18, 19 and 20 of this ordinance shall become and be made a part of the County Code, and the remainder of the provisions of this ordinance shall be excluded from the Code.

Section 47. All provisions of this ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the County Mayor, and if vetoed, shall become effective only upon override by this Board. In the event all or any particular component of this ordinance are vetoed, the remaining components, if any, shall become effective ten (10) days after the date of enactment and the components vetoed shall become effective only upon override by this Board.

PASSED AND ADOPTED: September 19, 2024

Approved by County Attorney as
to form and legal sufficiency. 