



City of North Port

RESOLUTION NO. 2022-R-27

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA, AMENDING THE NON-DISTRICT BUDGET FOR FISCAL YEAR 2021-2022 FOR FIRE RESCUE AND LAW ENFORCEMENT REIMBURSEMENT PAYMENTS PURSUANT TO THE WEST VILLAGES DEVELOPER AGREEMENT (POST ANNEXATION) IN THE AMOUNT OF \$1,637,195; PROVIDING FOR FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Resolution No. 2021-R-43 approved the Non-District Budget and Capital Improvement Budget for fiscal year 2021-2022; and

WHEREAS, the West Villages Developer Agreement (Post Annexation) recorded in the Official Records of Sarasota County, Instrument Number 2020042302, requires the City to make quarterly payments to reimburse the actual costs of the public safety building and related equipment to house Fire Station No. 1 and the police substation; and

WHEREAS, the City accepted the conveyance of the completed public safety building in Resolution No. 2022-R-14; and

WHEREAS, Florida Statutes Section 166.241(7)(c) requires that a budget amendment be adopted in the same manner as the original budget; and

WHEREAS, Resolution No. 2021-R-43 established procedures for resolutions amending the Non-District Budget or Capital Improvement Budget for Fiscal Year 2021-2022, and required that each must be heard twice and must be noticed once in a newspaper of general circulation in the municipality; and

WHEREAS, the City Commission desires to amend the Non-District Budget for supplemental appropriations.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA:

SECTION 1 – FINDINGS

1.01 The above recitals are true and correct and are incorporated in this resolution by reference.

1.02 This resolution has been noticed in a newspaper of general circulation in the municipality at least 10 days prior to adoption in compliance with Section 4.02 of Resolution No. 2021-R-43.

SECTION 2 – ADOPTION

2.01 The Non-District Budget for fiscal year 2021-2022 is amended and appropriated as follows:

	APPROPRIATED	
	<u>Use</u>	<u>Source</u>
<u>Law Enforcement Impact Fee Fund (150)</u>		
Capital Contributions WVID	\$1,135,025	
Fund Balance		\$1,135,025
<u>Fire Rescue Impact Fee Fund (151)</u>		
Capital Contributions WVID	\$502,170	
Fund Balance		\$502,170
Budget Amendment Total	\$1,637,195	\$1,637,195

SECTION 3 – POSTING OF BUDGET AMENDMENT

3.01 Within five days of the effective date of this resolution, the City Manager is directed to post the budget amendment on the City’s website. Pursuant to Florida Statutes Section 166.241(8), the budget amendment must remain on the website for at least two years.

SECTION 4 – CONFLICTS

4.01 In the event of any conflict between the provisions of this resolution and any other resolution, in whole or in part, the provisions of this resolution will prevail to the extent of the conflict.

SECTION 5 – SEVERABILITY

5.01 If a court of competent jurisdiction finds that any section, subsection, sentence, clause, phrase, or provision of this resolution is for any reason invalid or unconstitutional, that provision will be deemed a separate, distinct, and independent provision and will not affect the validity of the remaining portions of the resolution.

SECTION 6 – EFFECTIVE DATE

6.01 This resolution takes effect immediately.

READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida, in public session on May 10, 2022.

ADOPTED by the City Commission of the City of North Port, Florida, on the second and final reading in public session on May 24, 2022.

CITY OF NORTH PORT, FLORIDA

PETE EMRICH
MAYOR

ATTEST

HEATHER TAYLOR, MMC
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS

AMBER L. SLAYTON
CITY ATTORNEY