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**ORDINANCE NO. 2022 - 026**

3 **AN ORDINANCE OF THE MAYOR AND CITY**  
4 **COMMISSION OF THE CITY OF HALLANDALE BEACH,**  
5 **FLORIDA, ADOPTING THE FIVE-YEAR CAPITAL**  
6 **IMPROVEMENTS PROGRAM FOR FISCAL YEAR 2023**  
7 **THROUGH 2027; ESTABLISHING THE FISCAL YEAR 2023**  
8 **CAPITAL IMPROVEMENT PROGRAM AS THE CAPITAL**  
9 **BUDGET FOR THE CITY OF HALLANDALE BEACH;**  
10 **PROVIDING FOR CONFLICT; PROVIDING FOR**  
11 **SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.**

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13 **WHEREAS,** Section 163.3177(3) of the Florida Statutes and City of Hallandale  
14 Beach’s Comprehensive Plan Capital Improvement Element requires a five-year  
15 schedule of Capital Improvements projects be maintained annually; and

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17 **WHEREAS,** the intent of the Capital Improvements Program is to act as a guide  
18 to delineate the capital projects necessary to meet the overall needs of the City of  
19 Hallandale Beach; and

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21 **WHEREAS,** the Capital Improvements Program is an effective planning tool for  
22 the City Commission, management staff, and the public in the evaluation of the City’s  
23 future needs; and

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25 **WHEREAS,** the adoption of the Capital Improvements Program is in keeping with  
26 the City’s Comprehensive Plan, Policy 1.1.4 of the Capital Improvement Element, which  
27 states Capital Improvement needs for each individual element of the Comprehensive Plan  
28 must be aggregated and listed within the Capital Improvements Element; and

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30 **WHEREAS,** Staff recommends that the City Commission approve this Ordinance  
31 adopting the 5-Year Capital Improvement Plan for fiscal year 2023 through 2027 on First  
32 Reading and schedule Second Reading for September 28, 2022.

34           **NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY**  
35 **COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

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37           **SECTION 1.** The Capital Improvements Program for Fiscal Year (FY) 2023  
38 through FY 2027, attached hereto and made a part hereof, be and the same is hereby  
39 adopted.

40           **SECTION 2.** That the first fiscal year (FY 2023) of the Capital Improvements  
41 Program is hereby approved as the capital budget of the City of Hallandale Beach in  
42 accordance with the Capital Improvements Element of the City's adopted Comprehensive  
43 Plan. Actual project authorization and appropriation are subject to approval in the FY  
44 2023 Budget.

45           **SECTION 3.** The Capital Improvements Program identifies unfunded capital  
46 projects for informational purposes and these unfunded capital projects are supported by  
47 the City Commission and City Administration in the event funding is identified, including  
48 but not limited to, potential Utility Revenue Bonds, Broward County Surtax funding, State  
49 Appropriation Grant funding, etc.

50           **SECTION 4.** All ordinances or portions of the Code of Ordinances of the City of  
51 Hallandale Beach in conflict with the provisions of this ordinance shall be repealed to the  
52 extent of such conflict.

53           **SECTION 5.** Should any provision of this ordinance be declared by a court of  
54 competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance  
55 as a whole, or any part thereof, other than the part declared to be invalid.

56           **SECTION 6.** The provisions of this ordinance shall become effective immediately  
57 upon adoption.

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61           PASSED AND ADOPTED on 1<sup>ST</sup> Reading on September 12, 2022.

62           PASSED AND ADOPTED on 2<sup>ND</sup> Reading on September 28, 2022.

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*W. Butler for*

JOY F. COOPER  
MAYOR

SPONSORED BY: CITY ADMINISTRATION

ATTEST:



JENORGEN M. GUILLEN, CMC  
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY  
FORM



JENNIFER MERINO  
CITY ATTORNEY

**FIRST READING VOTE ON ADOPTION**

Mayor Cooper	<u>Yes</u>
Vice Mayor Butler	<u>Yes</u>
Commissioner Javellana	<u>Yes</u>
Commissioner Lazarow	<u>Yes</u>
Commissioner Lima-Taub	<u>Yes</u>

**FINAL VOTE ON ADOPTION**

Mayor Cooper	<u>Yes</u>
Vice Mayor Butler	<u>Yes</u>
Commissioner Javellana	<u>Yes</u>
Commissioner Lazarow	<u>Yes</u>
Commissioner Lima-Taub	<u>Yes</u>