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ORDINANCE NO. 230-13

**AN ORDINANCE AMENDING ORDINANCE NO. 191-13 AND
ORDINANCE NO. 220-13, CURRENT EXPENSES AND
CAPITAL OUTLAY REQUIRED BY THE CITY OF NEW
SMYRNA BEACH, FLORIDA, DURING AND FOR THE
FISCAL YEAR BEGINNING OCTOBER 1, 2013, AND
ENDING SEPTEMBER 30, 2014; PROVIDING FOR
REVERSION OF UNENCUMBERED FUNDS; PROVIDING
FOR PUBLIC HEARING; PROVIDING FOR
SEVERABILITY; PROVIDING FOR CONFLICTING
ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Althea Philord, Finance Director, has requested an amendment to Ordinance No. 191-13 and Ordinance No. 220-13, Current Expenses and Capital Outlay for the Fiscal Year beginning October 1, 2013, and ending September 30, 2014, to set forth anticipated sources of revenues and estimated appropriations; and

WHEREAS, the City Commission of the City of New Smyrna Beach, Florida, deems that it is in the best interest of the citizens of the City of New Smyrna Beach to amend the City's 2013-2014 Fiscal Year Budget as more particularly set forth hereinafter.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF NEW SMYRNA BEACH, FLORIDA, AS FOLLOWS:

SECTION 1: Amendment. That Ordinance No. 191-13 and Ordinance No. 220-13 be and the same are hereby amended only for the accounts below for the fiscal year beginning October 1, 2013, and ending September 30, 2014, as follows:

A. For the GENERAL FUND requirements, the following sums of money are hereby appropriated from the following anticipated sources of revenue, to-wit:

REVENUES:

TAXES:

General Property Taxes	8,036,535
Local-Option Gas Tax	729,262
Utility Taxes	2,934,792
Franchise Taxes	<u>604,325</u>
TOTAL TAXES	12,304,914

37	<u>LICENSES AND PERMITS:</u>	
38	Business Tax	221,680
39	Permits	<u>915</u>
40	TOTAL LICENSES AND PERMITS	222,595
41	<u>INTERGOVERNMENTAL REVENUES:</u>	
42	STATE AND FEDERAL GRANTS:	
43	State/Federal Grants	1,328,728
44	STATE SHARED REVENUES:	
45	State/County/Local	2,059,901
46	OTHER SHARED REVENUES:	
47	Utilities Commission 6%	<u>3,312,618</u>
48	TOTAL INTERGOVERNMENTAL	6,701,247
49	<u>CHARGES FOR SERVICES:</u>	
50	Charges for Services	<u>493,106</u>
51	TOTAL CHARGES FOR SERVICES	493,106
52	<u>FINES AND FORFEITURES:</u>	
53	Court Cases/Local Ordinances	<u>47,137</u>
54	TOTAL FINES AND FORFEITURES	47,137
55	<u>MISCELLANEOUS REVENUES:</u>	
56	Other Income	<u>203,018</u>
57	TOTAL MISCELLANEOUS REVENUES	203,018
58	<u>OTHER FINANCING SOURCES:</u>	
59	Transfer From Other Funds	357,700
60	Appropriated Reserves	<u>2,718,695</u>

61	TOTAL OTHER FINANCING SOURCES	3,076,395
62	TOTAL REVENUES AND OTHER FINANCING SOURCES	<u>23,048,412</u>
63	B. That from said GENERAL FUND and for the current expenses or	
64	use of the several departments or accounts names below, the	
65	sums set opposite said departments are hereby appropriated,	
66	to-wit:	
67	<u>EXPENDITURES:</u>	
68	CITY COMMISSION	227,850
69	CITY MANAGER	421,682
70	CITY CLERK	221,695
71	CITY ATTORNEY	439,654
72	FINANCE	460,086
73	INFORMATION TECHNOLOGY	450,163
74	HUMAN RESOURCES/PERSONNEL	189,316
75	GENERAL GOVERNMENT	3,360,310
76	INDIRECT COST ALLOCATION	- 957,799
77	DEBT SERVICE	389,981
78	TRANSFERS OUT (Debt Service Payment)	605,225
79	GRANTS IN AID	6,500
80	LAW ENFORCEMENT	5,654,020
81	FIRE	5,555,249
82	EMERGENCY MANAGEMENT	19,055
83	PLANNING & ENGINEERING	592,597
84	PUBLIC WORKS:	
85	ADMINISTRATION	71,096
86	BUILDING MAINTENANCE	468,976
87	STREETS	2,002,155
88	RECREATION	915,042
89	PARKS	926,497
90	SPORTS COMPLEX	<u>1,029,062</u>
91	TOTAL APPROPRIATIONS	<u>23,048,412</u>

92 I. That for RECREATION RECOUPMENT FEE FUND, the following sums of
93 money are hereby appropriated from the following anticipated
94 sources of revenue, to-wit:

95 REVENUES:

96	Impact Fees	11,340
97	Appropriated Reserves	<u>77,000</u>
98	TOTAL REVENUES	<u>88,340</u>

99 J. That from RECREATION RECOUPMENT FEE FUND set forth in
100 Paragraph I above, the following sums of money are hereby
101 appropriated, to-wit:

102 EXPENDITURES:

103	Operating Expenses	11,340
104	Transfers Out	<u>77,000</u>
105	TOTAL APPROPRIATIONS	<u>88,340</u>

106 K. That for TRANSPORTATION IMPACT FEE FUND, the following sums of
107 money are hereby appropriated from the following anticipated
108 sources of revenue, to-wit:

109 REVENUES:

110	Impact Fees	61,830
111	Appropriated Reserves	<u>1,267,915</u>
112	TOTAL REVENUES	<u>1,329,745</u>

113 L. That from TRANSPORTATION IMPACT FEE FUND set forth in
114 Paragraph K above, the following sums of money are hereby
115 appropriated, to-wit:

116 EXPENDITURES:

117	Capital Outlay	<u>1,329,745</u>
118	TOTAL APPROPRIATIONS	<u>1,329,745</u>

119 M. That for MUNICIPAL AIRPORT-INDUSTRIAL PARK FUND, the following
120 sums of money are hereby appropriated from the following
121 anticipated sources of revenue, to-wit:

122 REVENUES:

123	Charges for Services	2,100,000
124	Intergovernmental Revenues	2,944,347
125	Rents and Royalties	785,155
126	Miscellaneous	2,000
127	Appropriated Reserves	<u>243,469</u>

128 TOTAL REVENUES 6,074,971

129 N. That from MUNICIPAL AIRPORT-INDUSTRIAL PARK FUND set forth in
130 Paragraph M above, the following sums of money are hereby
131 appropriated, to-wit:

132 EXPENDITURES:

133	Airport/Industrial Park	6,012,209
134	Debt Service	<u>62,762</u>

135 TOTAL APPROPRIATIONS 6,074,971

136 O. That for COMMUNITY REDEVELOPMENT TRUST FUND, the following
137 sums of money are hereby appropriated from the following
138 anticipated sources of revenue, to-wit:

139 REVENUES:

140	Tax Increment Revenues	585,108
141	Intergovernmental Revenues	1,124,684
142	Appropriated Reserves	<u>2,796,890</u>

143 TOTAL REVENUES 4,506,682

144 P. That from COMMUNITY REDEVELOPMENT TRUST FUND set forth in
145 Paragraph O above, the following sums of money are hereby
146 appropriated, to-wit:

147	<u>EXPENDITURES:</u>	
148	Economic Development	4,335,670
149	Transfers Out (Debt Service Payment)	<u>171,012</u>
150	TOTAL APPROPRIATIONS	<u>4,506,682</u>
151	AA. That for STORMWATER UTILITY FEE FUND, the following sums of	
152	money are hereby appropriated from the following anticipated	
153	sources of revenue, to-wit:	
154	<u>REVENUES:</u>	
155	Charges for Services	1,733,940
156	Appropriated Reserves	<u>121,257</u>
157	TOTAL REVENUES	<u>1,855,197</u>
158	BB. That from STORMWATER UTILITY FEE FUND set forth in Paragraph	
159	AA above, the following sums of money are hereby appropriated	
160	to the expense of principal and interest on the City's fund	
161	indebtedness, to-wit:	
162	<u>EXPENDITURES:</u>	
163	Stormwater Improvements	1,608,446
164	Transfers Out (Debt Service Payments)	<u>246,751</u>
165	TOTAL APPROPRIATIONS	<u>1,855,197</u>
166	CC. That for CAPITAL PROJECTS FUND, the following sums of money	
167	are hereby appropriated from the following anticipated sources	
168	of revenue, to-wit:	
169	<u>REVENUES:</u>	
170	Appropriated Reserves	<u>2,893,395</u>
171	TOTAL REVENUES	<u>2,893,395</u>
172	DD. That from CAPITAL PROJECTS FUND set forth in Paragraph CC	
173	above, the following sums of money are hereby appropriated to	

174 the expense of principal and interest on the City's fund
175 indebtedness, to-wit:

176 EXPENDITURES:

177 Capital Projects 2,893,395

178 TOTAL APPROPRIATIONS 2,893,395

179 EE. That for BUILDING INSPECTION FUND, the following sums of money
180 are hereby appropriated from the following anticipated sources
181 of revenue, to-wit:

182 REVENUES:

183 Licenses/Permits 668,762

184 Charges for Services 73,500

185 Miscellaneous Revenue 14,526

186 Fines & Forfeitures 15,000

187 Appropriated Reserves 104,000

188 Intergovernmental Revenue 2,372

189 TOTAL REVENUES 878,160

190 FF. That from BUILDING INSPECTION FUND set forth in Paragraph EE
191 above, the following sums of money are hereby appropriated to
192 the expense of principal and interest on the City's fund
193 indebtedness, to-wit:

194 EXPENDITURES:

195 Protective Inspection 878,160

196 TOTAL APPROPRIATIONS 878,160

197 **SECTION 2:** *Budget Amendments and Adjustments.* That changes in
198 the adopted annual budget shall be made in accordance with state
199 law, City Charter and as follows:

- 200 a) Increasing total appropriations within a fund from
201 reserves or based upon an estimated increase in revenues
202 shall be by ordinance.
- 203 b) Appropriations for specific expenditures within a fund
204 may be increased without increasing total fund
205 expenditures by resolution identifying the increases and
206 offsetting decreases.
- 207 c) The City Manager may adjust line item expenditures within
208 a department which do not increase total departmental
209 expenditures or cause a change in functions, programs or
210 capital projects.

211 **SECTION 3:** *Reversion of Unencumbered Funds.* That any funds
212 appropriated by this ordinance, not encumbered or contracted for
213 during the period herein set forth, shall revert to the fund from
214 which said funds were to have been paid.

215 **SECTION 4:** *Public Hearing.* That a public hearing considering
216 the adoption of this ordinance was held January 14, 2014, in the
217 City Commission Chambers at City Hall, 210 Sams Avenue (south
218 entrance on Julia Street), New Smyrna Beach, Florida, after notice
219 is found to comply with §166.041(3)(a), F.S.

220 **SECTION 5:** *Severability.* That if any section, sentence, clause
221 or phrase of this ordinance is held to be invalid or
222 unconstitutional by any court of competent jurisdiction, then said
223 holding shall in no way affect the validity of the remaining
224 portion of this ordinance.

225 **SECTION 6:** *Conflicting Ordinances.* That all ordinances or
226 parts thereof that are in conflict with this ordinance shall be and
227 the same are hereby rescinded and repealed.

228 **SECTION 7:** *Effective Date.* That this ordinance shall take
229 effect immediately upon its final adoption.

230

APPROVED AS TO FORM AND CORRECTNESS:

231



232

FRANK B. GUMMEY, III

233

City Attorney

234

DATE: 12/2/13

Ordinance No. 230-13 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting December 10, 2013, and read by title only. Motion was made by Commissioner Reiker, to approve the Ordinance on first reading, and seconded by Commissioner Grasty, the vote thereon being as follows:

MAYOR ADAM BARRINGER	Yes
VICE MAYOR JASON MCGUIRK	Yes
COMMISSIONER JUDY REIKER	Yes
COMMISSIONER J. S. GRASTY	Yes
COMMISSIONER KIRK JONES	Yes

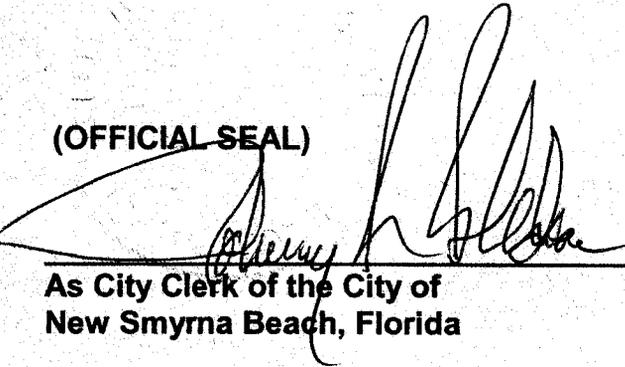
Ordinance No. 230-13 was read by title only at the Regular Meeting held by the City Commission on January 14, 2014, Motion was made by Commissioner Grasty, and seconded by Commissioner Jones, that Ordinance No. 230-13 be adopted on second and final reading, the vote thereon being as follows:

MAYOR ADAM BARRINGER	Yes
VICE MAYOR JASON MCGUIRK	Yes
COMMISSIONER JUDY REIKER	Yes
COMMISSIONER J. S. GRASTY	Yes
COMMISSIONER KIRK JONES	Yes

The City Clerk noted the passage of Ordinance No. 230-13 in the minutes of this meeting by its title only and recorded the same in full in the Ordinance Records of the City.

The Mayor of the City of New Smyrna Beach has hereunto set his official signature, duly attested by the City Clerk, and has caused the Official Seal of said City to be hereunto affixed for the purpose of authenticity as required by law.

(OFFICIAL SEAL)


As City Clerk of the City of
New Smyrna Beach, Florida


As Mayor of the City of New Smyrna
Beach, Florida

ORDINANCE NO. 230-13