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ORDINANCE NO. 04-14

AN ORDINANCE AMENDING ORDINANCE NO. 191-13, ORDINANCE NO. 220-13, AND ORDINANCE NO. 230-13, 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, Ordinance No. 220-13, and Ordinance No. 230-13, 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, Ordinance No. 220-13, and Ordinance No. 230-13 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

38	<u>LICENSES AND PERMITS:</u>	
39	Business Tax	221,680
40	Permits	<u>915</u>
41	TOTAL LICENSES AND PERMITS	222,595
42	<u>INTERGOVERNMENTAL REVENUES:</u>	
43	STATE AND FEDERAL GRANTS:	
44	State/Federal Grants	1,328,728
45	STATE SHARED REVENUES:	
46	State/County/Local	2,143,767
47	OTHER SHARED REVENUES:	
48	Utilities Commission 6%	<u>3,312,618</u>
49	TOTAL INTERGOVERNMENTAL	6,785,113
50	<u>CHARGES FOR SERVICES:</u>	
51	Charges for Services	<u>493,106</u>
52	TOTAL CHARGES FOR SERVICES	493,106
53	<u>FINES AND FORFEITURES:</u>	
54	Court Cases/Local Ordinances	<u>47,137</u>
55	TOTAL FINES AND FORFEITURES	47,137
56	<u>MISCELLANEOUS REVENUES:</u>	
57	Other Income	<u>203,018</u>
58	TOTAL MISCELLANEOUS REVENUES	203,018
59	<u>OTHER FINANCING SOURCES:</u>	
60	Transfer From Other Funds	357,700
61	Appropriated Reserves	<u>2,718,695</u>
62	TOTAL OTHER FINANCING SOURCES	3,076,395

63 TOTAL REVENUES AND OTHER FINANCING SOURCES 23,132,278

64 B. That from said GENERAL FUND and for the current expenses or
65 use of the several departments or accounts names below, the
66 sums set opposite said departments are hereby appropriated,
67 to-wit:

68 EXPENDITURES:

69	CITY COMMISSION	227,850
70	CITY MANAGER	421,682
71	CITY CLERK	221,695
72	CITY ATTORNEY	439,654
73	FINANCE	460,086
74	INFORMATION TECHNOLOGY	450,163
75	HUMAN RESOURCES/PERSONNEL	189,316
76	GENERAL GOVERNMENT	3,360,310
77	INDIRECT COST ALLOCATION	- 957,799
78	DEBT SERVICE	389,981
79	TRANSFERS OUT (Debt Service Payment)	605,225
80	GRANTS IN AID	6,500
81	LAW ENFORCEMENT	5,679,536
82	FIRE	5,555,249
83	EMERGENCY MANAGEMENT	19,055
84	PLANNING & ENGINEERING	592,597
85	PUBLIC WORKS:	
86	ADMINISTRATION	71,096
87	BUILDING MAINTENANCE	468,976
88	STREETS	2,002,155
89	RECREATION	946,381
90	PARKS	953,508
91	SPORTS COMPLEX	<u>1,029,062</u>
92	TOTAL APPROPRIATIONS	<u>23,132,278</u>

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

96	<u>REVENUES:</u>	
97	Tax Increment Revenues	585,108
98	Intergovernmental Revenues	1,124,684
99	Appropriated Reserves	<u>2,796,890</u>
100	TOTAL REVENUES	<u>4,506,682</u>
101	P. That from COMMUNITY REDEVELOPMENT TRUST FUND set forth in	
102	Paragraph O above, the following sums of money are hereby	
103	appropriated, to-wit:	
104	<u>EXPENDITURES:</u>	
105	Economic Development	4,335,670
106	Transfers Out (Debt Service Payment)	<u>171,012</u>
107	TOTAL APPROPRIATIONS	<u>4,506,682</u>
108	U. That for MUNICIPAL GOLF COURSE FUND, the following sums of	
109	money are hereby appropriated from the following sources of	
110	revenue, to-wit:	
111	<u>REVENUES:</u>	
112	Charges for Services	1,256,150
113	Miscellaneous Revenue	<u>7,500</u>
114	TOTAL REVENUES	<u>1,263,650</u>
115	V. That from MUNICIPAL GOLF COURSE FUND set forth in Paragraph U	
116	above, the following sums of money are hereby appropriated,	
117	to-wit:	
118	<u>EXPENDITURES:</u>	
119	Culture/Recreation	<u>1,263,650</u>
120	TOTAL APPROPRIATIONS	<u>1,263,650</u>

121 AA. That for STORMWATER UTILITY FEE FUND, the following sums of
122 money are hereby appropriated from the following anticipated
123 sources of revenue, to-wit:

124 REVENUES:

125 Charges for Services 1,733,940
126 Appropriated Reserves 121,257

127 TOTAL REVENUES 1,855,197

128 BB. That from STORMWATER UTILITY FEE FUND set forth in Paragraph
129 AA above, the following sums of money are hereby appropriated
130 to the expense of principal and interest on the City's fund
131 indebtedness, to-wit:

132 EXPENDITURES:

133 Stormwater Improvements 1,608,446
134 Transfers Out (Debt Service Payments) 246,751

135 TOTAL APPROPRIATIONS 1,855,197

136 CC. That for GENERAL OBLIGATION BOND CAPITAL PROJECTS FUND, the
137 following sums of money are hereby appropriated from the
138 following anticipated sources of revenue, to-wit:

139 REVENUES:

140 Appropriated Reserves 2,902,995

141 TOTAL REVENUES 2,902,995

142 DD. That from GENERAL OBLIGATION BOND CAPITAL PROJECTS FUND set
143 forth in Paragraph CC above, the following sums of money are
144 hereby appropriated to the expense of principal and interest
145 on the City's fund indebtedness, to-wit:

146 EXPENDITURES:

147 Capital Projects 2,902,995

148 TOTAL APPROPRIATIONS 2,902,995

149 OO. That for 2013 CAPITAL PROJECTS FUND, the following sums of
150 money are hereby appropriated from the following anticipated
151 sources of revenue, to wit:

152 REVENUES:

153	Loan Proceeds	7,840,329
154	TOTAL REVENUES	<u>7,840,329</u>

155 PP. That from 2013 CAPITAL PROJECTS FUND set forth in Paragraph OO
156 above, the following sums of money are hereby appropriated to
157 the expense of principal and interest on the City's fund
158 indebtedness, to-wit:

159 EXPENSES:

160	Professional Services	35,581
161	Capital Improvements	<u>7,804,748</u>
162	TOTAL EXPENSES	<u>7,840,329</u>

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

166 REVENUES:

167	Licenses/Permits	668,762
168	Charges for Services	73,500
169	Miscellaneous Revenue	14,526
170	Fines & Forfeitures	15,000
171	Appropriated Reserves	104,000
172	Intergovernmental Revenue	<u>30,106</u>
173	TOTAL REVENUES	<u>905,894</u>

174 FF. That from BUILDING INSPECTION FUND set forth in Paragraph EE
175 above, the following sums of money are hereby appropriated to

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

178 EXPENDITURES:

179 Protective Inspection 905,894

180 TOTAL APPROPRIATIONS 905,894

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

184 a) Increasing total appropriations within a fund from
185 reserves or based upon an estimated increase in revenues
186 shall be by ordinance.

187 b) Appropriations for specific expenditures within a fund
188 may be increased without increasing total fund
189 expenditures by resolution identifying the increases and
190 offsetting decreases.

191 c) The City Manager may adjust line item expenditures within
192 a department which do not increase total departmental
193 expenditures or cause a change in functions, programs or
194 capital projects.

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

199 **SECTION 4: Public Hearing.** That a public hearing considering
200 the adoption of this ordinance was held January 28, 2014, in the
201 City Commission Chambers at City Hall, 210 Sams Avenue (south
202 entrance on Julia Street), New Smyrna Beach, Florida, after notice
203 is found to comply with §166.041(3)(a), F.S.

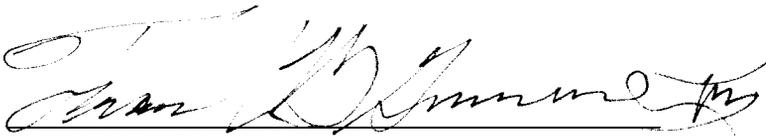
204 **SECTION 5: Severability.** That if any section, sentence, clause
205 or phrase of this ordinance is held to be invalid or

206 unconstitutional by any court of competent jurisdiction, then said
207 holding shall in no way affect the validity of the remaining
208 portion of this ordinance.

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

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

214 **APPROVED AS TO FORM AND CORRECTNESS:**

215 

216 **FRANK B. GUMMEY, III**
217 **City Attorney**

218 **DATE:** 1/7/14

Ordinance No. 04-14 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting January 14, 2014, and read by title only. Motion was made by Vice Mayor McGuirk, 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

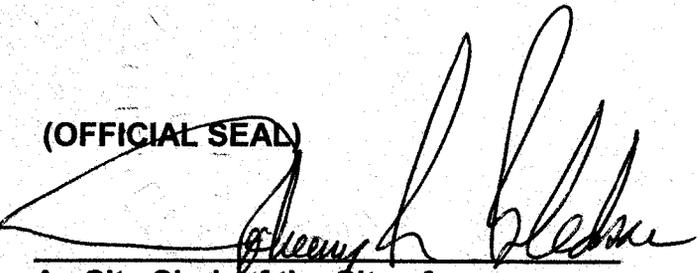
Ordinance No. 04-14 was read by title only at the Regular Meeting held by the City Commission on January 28, 2014, Motion was made by Commissioner Reiker, and seconded by Commissioner Grasty, that Ordinance No. 04-14 be adopted on second and final reading, the vote thereon being as follows:

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. 04-14 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. 04-14