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**ORDINANCE NO. 15-14**

**AN ORDINANCE AMENDING ORDINANCE NO. 191-13, ORDINANCE NO. 220-13, ORDINANCE NO. 230-13, AND ORDINANCE NO. 04-14, 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, Ordinance No. 230-13, and Ordinance No. 04-14, 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, Ordinance No. 230-13, and Ordinance No. 04-14 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

40	<u>LICENSES AND PERMITS:</u>	
41	Business Tax	221,680
42	Permits	<u>915</u>
43	TOTAL LICENSES AND PERMITS	222,595
44	<u>INTERGOVERNMENTAL REVENUES:</u>	
45	STATE AND FEDERAL GRANTS:	
46	State/Federal Grants	1,328,728
47	STATE SHARED REVENUES:	
48	State/County/Local	2,143,767
49	OTHER SHARED REVENUES:	
50	Utilities Commission 6%	<u>3,312,618</u>
51	TOTAL INTERGOVERNMENTAL	6,785,113
52	<u>CHARGES FOR SERVICES:</u>	
53	Charges for Services	<u>493,106</u>
54	TOTAL CHARGES FOR SERVICES	493,106
55	<u>FINES AND FORFEITURES:</u>	
56	Court Cases/Local Ordinances	<u>47,137</u>
57	TOTAL FINES AND FORFEITURES	47,137
58	<u>MISCELLANEOUS REVENUES:</u>	
59	Other Income	<u>203,018</u>
60	TOTAL MISCELLANEOUS REVENUES	203,018
61	<u>OTHER FINANCING SOURCES:</u>	
62	Transfer From Other Funds	357,700
63	Appropriated Reserves	<u>2,777,695</u>
64	TOTAL OTHER FINANCING SOURCES	3,135,395
65	TOTAL REVENUES AND OTHER FINANCING SOURCES	<u>23,191,278</u>

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

70 EXPENDITURES:

71	CITY COMMISSION	227,850
72	CITY MANAGER	421,682
73	CITY CLERK	221,695
74	CITY ATTORNEY	439,654
75	FINANCE	460,086
76	INFORMATION TECHNOLOGY	450,163
77	HUMAN RESOURCES/PERSONNEL	189,316
78	GENERAL GOVERNMENT	3,360,310
79	INDIRECT COST ALLOCATION	- 957,799
80	DEBT SERVICE	389,981
81	TRANSFERS OUT (Debt Service Payment)	605,225
82	GRANTS IN AID	6,500
83	LAW ENFORCEMENT	5,679,536
84	FIRE	5,569,249
85	EMERGENCY MANAGEMENT	19,055
86	PLANNING & ENGINEERING	592,597
87	PUBLIC WORKS:	
88	ADMINISTRATION	116,096
89	BUILDING MAINTENANCE	468,976
90	STREETS	2,002,155
91	RECREATION	946,381
92	PARKS	953,508
93	SPORTS COMPLEX	<u>1,029,062</u>
94	TOTAL APPROPRIATIONS	<u>23,191,278</u>

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

98	<u>REVENUES:</u>	
99	Tax Increment Revenues	585,108
100	Intergovernmental Revenues	1,124,684
101	Appropriated Reserves	<u>2,796,890</u>
102	TOTAL REVENUES	<u>4,506,682</u>
103	P. That from COMMUNITY REDEVELOPMENT TRUST FUND set forth in	
104	Paragraph O above, the following sums of money are hereby	
105	appropriated, to-wit:	
106	<u>EXPENDITURES:</u>	
107	Economic Development	4,335,670
108	Transfers Out (Debt Service Payment)	<u>171,012</u>
109	TOTAL APPROPRIATIONS	<u>4,506,682</u>
110	AA. That for STORMWATER UTILITY FEE FUND, the following sums of	
111	money are hereby appropriated from the following anticipated	
112	sources of revenue, to-wit:	
113	<u>REVENUES:</u>	
114	Intergovernmental Revenue	3,780,000
115	Charges for Services	1,733,940
116	Appropriated Reserves	<u>2,960,405</u>
117	TOTAL REVENUES	<u>8,474,345</u>
118	BB. That from STORMWATER UTILITY FEE FUND set forth in Paragraph	
119	AA above, the following sums of money are hereby appropriated	
120	to the expense of principal and interest on the City's fund	
121	indebtedness, to-wit:	
122	<u>EXPENDITURES:</u>	
123	Stormwater Improvements	8,227,594
124	Transfers Out (Debt Service Payments)	<u>246,751</u>
125	TOTAL APPROPRIATIONS	<u>8,474,345</u>

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

129 REVENUES:

130	Intergovernmental Revenue	11,380
131	Appropriated Reserves	<u>2,992,995</u>
132	TOTAL REVENUES	<u>3,004,375</u>

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

137 EXPENDITURES:

138	Capital Projects	<u>3,004,375</u>
139	TOTAL APPROPRIATIONS	<u>3,004,375</u>

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

143 REVENUES:

144	Licenses/Permits	802,762
145	Charges for Services	73,500
146	Miscellaneous Revenue	14,526
147	Fines & Forfeitures	15,000
148	Intergovernmental Revenue	<u>30,106</u>
149	TOTAL REVENUES	<u>935,894</u>

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

154	<u>EXPENDITURES:</u>	
155	Protective Inspection	<u>935,894</u>
156	TOTAL APPROPRIATIONS	<u>935,894</u>

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

- 160       a)   Increasing total appropriations within a fund from  
161           reserves or based upon an estimated increase in revenues  
162           shall be by ordinance.
  
- 163       b)   Appropriations for specific expenditures within a fund  
164           may be increased without increasing total fund  
165           expenditures by resolution identifying the increases and  
166           offsetting decreases.
  
- 167       c)   The City Manager may adjust line item expenditures within  
168           a department which do not increase total departmental  
169           expenditures or cause a change in functions, programs or  
170           capital projects.

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

175 **SECTION 4:**       *Public Hearing.* That a public hearing considering  
176 the adoption of this ordinance was held March 11, 2014, in the City  
177 Commission Chambers at City Hall, 210 Sams Avenue (south entrance  
178 on Julia Street), New Smyrna Beach, Florida, after notice is found  
179 to comply with §166.041(3) (a), F.S.

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

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

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

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

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

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**DATE:** 2/18/14

Ordinance No. 15-14 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting February 25, 2014, and read by title only. Motion was made by Commissioner Reiker, to approve the Ordinance on first reading, and seconded by Vice Mayor McGuirk, 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

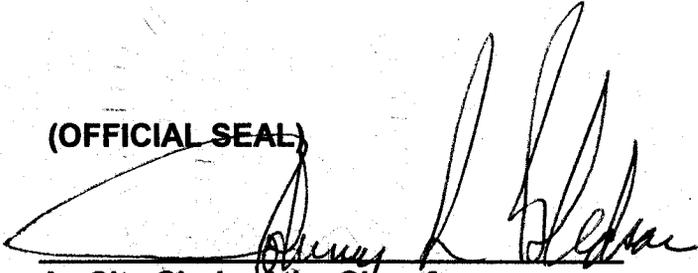
Ordinance No. 15-14 was read by title only at the Regular Meeting held by the City Commission on March 11, 2014, Motion was made by Commissioner Grasty, and seconded by Commissioner Reiker, that Ordinance No. 15-14 be adopted on second and final reading, the vote thereon being as follows:

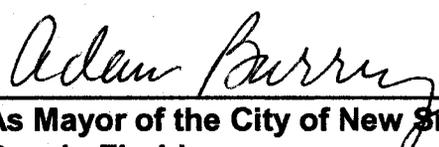
MAYOR ADAM BARRINGER	Yes
VICE MAYOR JASON MCGUIRK	Yes
COMMISSIONER JUDY REIKER	Yes
COMMISSIONER J. S. GRASTY	Yes
COMMISSIONER KIRK JONES	Yes

The City Clerk noted the passage of Ordinance No. 15-14 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. 15-14