

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38

ORDINANCE NO. 64-14

AN ORDINANCE AMENDING BUDGET ORDINANCES 191-13, 220-13, 230-13, 04-14, 15-14, 24-14, 36-14, 42-14, 50-14, AND 55-14, CURRENT EXPENSES AND CAPITAL OUTLAY REQUIRED FOR 2013-2014; 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, Ordinance No. 04-14, Ordinance No. 15-14, Ordinance No. 24-14, Ordinance No. 36-14, Ordinance No. 42-14, Ordinance No. 50-14, and Ordinance No. 55-14, 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, Ordinance No. 04-14, Ordinance No. 15-14, Ordinance No. 24-14, Ordinance No. 36-14, Ordinance No. 42-14, Ordinance No. 50-14, and Ordinance No. 55-14 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:

Insurance Premium Tax	506,120
General Property Taxes	8,036,535
Local-Option Gas Tax	729,262

39	Utility Taxes	2,934,792
40	Franchise Taxes	<u>604,325</u>
41	TOTAL TAXES	12,811,034
42	<u>LICENSES AND PERMITS:</u>	
43	Business Tax	221,680
44	Permits	<u>915</u>
45	TOTAL LICENSES AND PERMITS	222,595
46	<u>INTERGOVERNMENTAL REVENUES:</u>	
47	STATE AND FEDERAL GRANTS:	
48	State/Federal Grants	1,350,559
49	STATE SHARED REVENUES:	
50	State/County/Local	2,143,767
51	OTHER SHARED REVENUES:	
52	Utilities Commission 6%	<u>3,312,618</u>
53	TOTAL INTERGOVERNMENTAL	6,806,944
54	<u>CHARGES FOR SERVICES:</u>	
55	Charges for Services	<u>497,106</u>
56	TOTAL CHARGES FOR SERVICES	497,106
57	<u>FINES AND FORFEITURES:</u>	
58	Court Cases/Local Ordinances	<u>47,137</u>
59	TOTAL FINES AND FORFEITURES	47,137
60	<u>MISCELLANEOUS REVENUES:</u>	
61	Other Income	<u>203,018</u>
62	TOTAL MISCELLANEOUS REVENUES	203,018

63	<u>OTHER FINANCING SOURCES:</u>	
64	Transfer From Other Funds	357,700
65	Appropriated Reserves	<u>2,848,900</u>
66	TOTAL OTHER FINANCING SOURCES	3,206,600
67	TOTAL REVENUES AND OTHER FINANCING SOURCES	<u>23,794,434</u>
68	B. That from said GENERAL FUND and for the current expenses or	
69	use of the several departments or accounts names below, the	
70	sums set opposite said departments are hereby appropriated,	
71	to-wit:	
72	<u>EXPENDITURES:</u>	
73	CITY COMMISSION	240,750
74	CITY MANAGER	434,914
75	CITY CLERK	230,201
76	CITY ATTORNEY	464,654
77	FINANCE	460,086
78	INFORMATION TECHNOLOGY	396,257
79	HUMAN RESOURCES/PERSONNEL	189,316
80	GENERAL GOVERNMENT	3,501,202
81	INDIRECT COST ALLOCATION	- 957,799
82	DEBT SERVICE	389,981
83	TRANSFERS OUT (Debt Service Payment)	605,225
84	GRANTS IN AID	6,500
85	LAW ENFORCEMENT	5,875,571
86	FIRE	5,901,165
87	EMERGENCY MANAGEMENT	19,055
88	PLANNING & ENGINEERING	592,597
89	PUBLIC WORKS:	
90	ADMINISTRATION	98,002
91	BUILDING MAINTENANCE	492,602
92	STREETS	1,898,299
93	RECREATION	948,286
94	PARKS	978,508
95	SPORTS COMPLEX	<u>1,029,062</u>

96	TOTAL APPROPRIATIONS	<u>23,794,434</u>
97	O. That for COMMUNITY REDEVELOPMENT TRUST FUND, the following	
98	sums of money are hereby appropriated from the following	
99	anticipated sources of revenue, to-wit:	
100	<u>REVENUES:</u>	
101	Tax Increment Revenues	585,108
102	Intergovernmental Revenues	1,124,684
103	Appropriated Reserves	<u>2,796,890</u>
104	TOTAL REVENUES	<u>4,506,682</u>
105	P. That from COMMUNITY REDEVELOPMENT TRUST FUND set forth in	
106	Paragraph O above, the following sums of money are hereby	
107	appropriated, to-wit:	
108	<u>EXPENDITURES:</u>	
109	Economic Development	4,335,670
110	Transfers Out (Debt Service Payment)	<u>171,012</u>
111	TOTAL APPROPRIATIONS	<u>4,506,682</u>
112	S. That for DEBT SERVICE, FLORIDA MUNICIPAL LOAN COUNCIL SERIES	
113	2000B BOND DEBT SERVICE FUND, the following sums of money are	
114	hereby appropriated from the following anticipated sources of	
115	revenue, to-wit:	
116	<u>REVENUES:</u>	
117	Other Financing Source	215,422
118	Transfers from Other Funds	<u>105,333</u>
119	TOTAL REVENUES	<u>320,755</u>
120	T. That from DEBT SERVICE, FLORIDA MUNICIPAL LOAN COUNCIL SERIES	
121	2000B BOND DEBT SERVICE FUND set forth in Paragraph S above,	
122	the following sums of money are hereby appropriated, to-wit:	

123	<u>EXPENDITURES:</u>	
124	Other Financing Use	215,422
125	Debt Service Payments	<u>105,333</u>
126	TOTAL APPROPRIATIONS	<u>320,755</u>
127	Y. That for MUNICIPAL GARAGE FUND, the following sums of money	
128	are hereby appropriated from the following anticipated sources	
129	of revenue, to-wit:	
130	<u>REVENUES:</u>	
131	Intergovernmental Sales	<u>1,106,231</u>
132	TOTAL REVENUES	<u>1,106,231</u>
133	Z. That from MUNICIPAL GARAGE FUND set forth in Paragraph Y	
134	above, the following sums of money are hereby appropriated,	
135	to-wit:	
136	<u>EXPENDITURES:</u>	
137	Intergovernmental Services	<u>1,106,231</u>
138	TOTAL APPROPRIATIONS	<u>1,106,231</u>
139	AA. That for STORMWATER UTILITY FEE FUND, the following sums of	
140	money are hereby appropriated from the following anticipated	
141	sources of revenue, to-wit:	
142	<u>REVENUES:</u>	
143	UC Transfer In-Due	2,858,772
144	Intergovernmental Revenue	3,780,000
145	Charges for Services	1,733,940
146	Appropriated Reserves	<u>1,493,107</u>
147	TOTAL REVENUES	<u>9,865,819</u>
148	BB. That from STORMWATER UTILITY FEE FUND set forth in Paragraph	
149	AA above, the following sums of money are hereby appropriated	

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

152 EXPENDITURES:

153	Stormwater Improvements	9,619,068
154	Transfers Out (Debt Service Payments)	<u>246,751</u>
155	TOTAL APPROPRIATIONS	<u>9,865,819</u>

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

159 REVENUES:

160	Licenses/Permits	866,376
161	Charges for Services	103,500
162	Miscellaneous Revenue	14,526
163	Fines & Forfeitures	15,000
164	Intergovernmental Revenue	<u>30,106</u>
165	TOTAL REVENUES	<u>1,029,508</u>

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

170 EXPENDITURES:

171	Protective Inspection	965,894
172	Transfers Out	<u>63,614</u>
173	TOTAL APPROPRIATIONS	<u>1,029,508</u>

174 GG. That for DEBT SERVICE, SERIES 2005 GENERAL OBLIGATION BOND
175 DEBT SERVICE FUND, the following sums of money are hereby
176 appropriated from the following anticipated sources of
177 revenue, to-wit:

178	<u>REVENUES:</u>	
179	Sale of Property	1,079,423
180	Ad Valorem Taxes	1,442,601
181	Other Financing Source	10,595,001
182	Appropriated Reserves	<u>107,791</u>
183	TOTAL REVENUES	<u>13,224,816</u>

184 HH. That from DEBT SERVICE, SERIES 2005 GENERAL OBLIGATION BOND
185 DEBT SERVICE FUND set forth in Paragraph GG above, the
186 following sums of money are hereby appropriated to the expense
187 of principal and interest on the City's fund indebtedness, to-
188 wit:

189	<u>EXPENDITURES:</u>	
190	Debt Service Payments	1,442,601
191	Other Financing Use	<u>11,782,215</u>
192	TOTAL APPROPRIATIONS	<u>13,224,816</u>

193 MM. That for DEBT SERVICE, 2005 CAPITAL IMPROVEMENT REFUNDING
194 REVENUE BOND DEBT SERVICE FUND, the following sums of money
195 are hereby appropriated from the following anticipated sources
196 of revenue, to-wit:

197	<u>REVENUES:</u>	
198	Transfers from Other Funds	499,892
199	Other Financing Source	<u>6,140,001</u>
200	TOTAL REVENUES	<u>6,639,893</u>

201 NN. That from DEBT SERVICE, 2005 CAPITAL IMPROVEMENT REFUNDING
202 REVENUE BOND DEBT SERVICE FUND set forth in Paragraph MM
203 above, the following sums of money are hereby appropriated,
204 to-wit:

205	<u>EXPENDITURES:</u>	
206	Debt Service Payments	499,892
207	Other Financing Use	<u>6,140,001</u>
208	TOTAL APPROPRIATIONS	<u>6,639,893</u>

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

- 212 a) Increasing total appropriations within a fund from
213 reserves or based upon an estimated increase in revenues
214 shall be by ordinance.

- 215 b) Appropriations for specific expenditures within a fund
216 may be increased without increasing total fund
217 expenditures by resolution identifying the increases and
218 offsetting decreases.

- 219 c) The City Manager may adjust line item expenditures within
220 a department which do not increase total departmental
221 expenditures or cause a change in functions, programs or
222 capital projects.

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

227 **SECTION 4:** *Public Hearing.* That a public hearing considering
228 the adoption of this ordinance was held November 18, 2014, in the
229 City Commission Chambers at City Hall, 210 Sams Avenue (south
230 entrance on Julia Street), New Smyrna Beach, Florida, after notice
231 is found to comply with §166.041(3)(a), F.S.

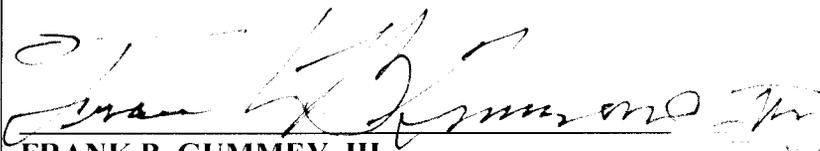
232 **SECTION 5:** *Severability.* That if any section, sentence, clause
233 or phrase of this ordinance is held to be invalid or
234 unconstitutional by any court of competent jurisdiction, then said

235 holding shall in no way affect the validity of the remaining
236 portion of this ordinance.

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

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

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

243 
244 **FRANK B. GUMMEY, III**
245 **City Attorney**

246 **DATE:** 11/4/14

Ordinance No. 64-14 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting November 11, 2014, and read by title only. Motion was made by Commissioner Reiker, to approve the Ordinance on first reading, and seconded by Vice Mayor Jones, the vote thereon being as follows:

MAYOR JAMES W. HATHAWAY	Yes
VICE MAYOR KIRK JONES	Yes
COMMISSIONER JUDY REIKER	Yes
COMMISSIONER JACOB D. SACHS	Yes
COMMISSIONER JASON MCGUIRK	Yes

Ordinance No. 64-14 was read by title only at the Special Meeting held by the City Commission on November 18, 2014, Motion was made by Vice Mayor Jones, and seconded by Commissioner McGuirk, that Ordinance No. 64-14 be adopted on second and final reading, the vote thereon being as follows:

MAYOR JAMES W. HATHAWAY	Yes
VICE MAYOR KIRK JONES	Yes
COMMISSIONER JUDY REIKER	Absent
COMMISSIONER JACOB D. SACHS	Yes
COMMISSIONER JASON MCGUIRK	Yes

The City Clerk noted the passage of Ordinance No. 64-14 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