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ORDINANCE NO. 37-15

AN ORDINANCE AMENDING BUDGET ORDINANCES 68-14, 82-14, 84-14, 14-15, 21-15, 27-15, AND 36-15, CURRENT EXPENSES AND CAPITAL OUTLAY REQUIRED FOR 2014-2015; 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. 68-14, Ordinance No. 82-14, Ordinance No. 84-14, Ordinance No. 14-15, Ordinance No. 21-15, Ordinance No. 27-15, and Ordinance No. 36-15, Current Expenses and Capital Outlay for the Fiscal Year beginning October 1, 2014, and ending September 30, 2015, 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 2014-2015 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: *Budget.* That the following sums of money be and the same are hereby appropriated sources of revenue of the City to the corporate purposes herein specified for the budget for the fiscal year beginning October 1, 2014 and ending September 30, 2015.

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	8,656,799
Local-Option Gas Tax	752,901
Utility Taxes	3,034,391
Franchise Taxes	<u>696,547</u>
TOTAL TAXES	13,140,638

36	<u>LICENSES AND PERMITS:</u>	
37	Business Tax	229,205
38	Permits	<u>915</u>
39	TOTAL LICENSES AND PERMITS	230,120
40	<u>INTERGOVERNMENTAL REVENUES:</u>	
41	<u>STATE AND FEDERAL GRANTS:</u>	
42	State/Federal Grants	266,857
43	<u>STATE SHARED REVENUES:</u>	
44	State/County/Local	2,243,151
45	<u>OTHER SHARED REVENUES:</u>	
46	Utilities Commission 6%	<u>3,435,885</u>
47	TOTAL INTERGOVERNMENTAL	5,945,893
48	<u>CHARGES FOR SERVICES:</u>	
49	Charges for Services	<u>534,362</u>
50	TOTAL CHARGES FOR SERVICES	534,362
51	<u>FINES AND FORFEITURES:</u>	
52	Court Cases/Local Ordinances	<u>62,450</u>
53	TOTAL FINES AND FORFEITURES	62,450
54	<u>MISCELLANEOUS REVENUES:</u>	
55	Other Income	<u>209,844</u>
56	TOTAL MISCELLANEOUS REVENUES	209,844
57	<u>OTHER FINANCING SOURCES:</u>	
58	Transfer From Other Funds	545,756
59	Appropriated Reserves	<u>1,967,705</u>
60	TOTAL OTHER FINANCING SOURCES	2,513,461

61 TOTAL REVENUES AND OTHER FINANCING SOURCES 22,636,768

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

66 EXPENDITURES:

67 CITY COMMISSION	254,542
68 CITY MANAGER	432,649
69 CITY CLERK	244,994
70 CITY ATTORNEY	469,838
71 FINANCE	522,530
72 INFORMATION TECHNOLOGY	540,075
73 HUMAN RESOURCES/PERSONNEL	252,275
74 GENERAL GOVERNMENT	1,706,594
75 INDIRECT COST ALLOCATION	-1,037,050
76 TRANSFERS OUT (Debt Service Payment)	1,762,076
77 LAW ENFORCEMENT	6,251,312
78 FIRE	5,376,609
79 EMERGENCY MANAGEMENT	17,296
80 PLANNING & ENGINEERING	576,309
81 PUBLIC WORKS:	
82 ADMINISTRATION	197,757
83 BUILDING MAINTENANCE	517,554
84 STREETS	1,452,397
85 RECREATION	1,006,447
86 PARKS	1,183,882
87 SPORTS COMPLEX	<u>908,682</u>
88 TOTAL APPROPRIATIONS	<u>22,636,768</u>

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

92 REVENUES:

93 Tax Increment Revenues	652,386
94 Intergovernmental Revenues	1,751,816

95	Miscellaneous Revenue	18,898
96	Appropriated Reserves	<u>2,084,671</u>
97	TOTAL REVENUES	<u>4,507,771</u>
98	P. That from COMMUNITY REDEVELOPMENT TRUST FUND set forth in	
99	Paragraph O above, the following sums of money are hereby	
100	appropriated, to-wit:	
101	<u>EXPENDITURES:</u>	
102	Economic Development	<u>4,507,771</u>
103	TOTAL APPROPRIATIONS	<u>4,507,771</u>
104	W. That for STORMWATER UTILITY FEE FUND, the following sums of	
105	money are hereby appropriated from the following anticipated	
106	sources of revenue, to-wit:	
107	<u>REVENUES:</u>	
108	Charges for Services	1,799,696
109	Intergovernmental Revenue	3,780,000
110	Appropriated Reserves	2,768,708
111	Transfers In	<u>2,858,772</u>
112	TOTAL REVENUES	<u>11,207,176</u>
113	X. That from STORMWATER UTILITY FEE FUND set forth in Paragraph	
114	W above, the following sums of money are hereby appropriated	
115	to the expense of principal and interest on the City's fund	
116	indebtedness, to-wit:	
117	<u>EXPENDITURES:</u>	
118	Stormwater Improvements	10,957,829
119	Transfers Out (Debt Service Payments)	<u>249,347</u>
120	TOTAL APPROPRIATIONS	<u>11,207,176</u>

121 KK. That for 2013 CAPITAL PROJECTS FUND, the following sums of
122 money are hereby appropriated from the following anticipated
123 sources of revenue, to wit:

124 REVENUES:

125	Intergovernmental Revenue	907,500
126	Appropriated Reserves	7,535,652
127	Transfers	<u>1,011,000</u>

128	TOTAL REVENUES	<u>9,454,152</u>
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129 LL. That from 2013 CAPITAL PROJECTS FUND set forth in Paragraph KK
130 above, the following sums of money are hereby appropriated to
131 the expense of principal and interest on the City's fund
132 indebtedness, to-wit:

133 EXPENSES:

134	Capital Improvements	<u>9,454,152</u>
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135	TOTAL EXPENSES	<u>9,454,152</u>
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136 **SECTION 2:** *Budget Amendments and Adjustments.* That changes in
137 the adopted annual budget shall be made in accordance with state
138 law, City Charter and as follows:

- 139 a) Increasing total appropriations within a fund from
140 reserves or based upon an estimated increase in revenues
141 shall be by ordinance.
- 142 b) Appropriations for specific expenditures within a fund
143 may be increased without increasing total fund
144 expenditures by resolution identifying the increases and
145 offsetting decreases.
- 146 c) The City Manager may adjust line item expenditures within
147 a department which do not increase total departmental
148 expenditures or cause a change in functions, programs or
149 capital projects.

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

154 **SECTION 4:** *Public Hearing.* That a public hearing considering
155 the adoption of this ordinance was held April 28, 2015, in the City
156 Commission Chambers at City Hall, 210 Sams Avenue (south entrance
157 on Julia Street), New Smyrna Beach, Florida, after notice is found
158 to comply with §166.041(3)(a), F.S.

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

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

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

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

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171

FRANK B. GUMMEY, III

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City Attorney

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DATE: _____

4/6/15

Ordinance No. 37-15 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting April 14, 2015, and read by title only. Motion was made by Commissioner McGuirk, to approve the Ordinance on first reading, and seconded by Commissioner Reiker, 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

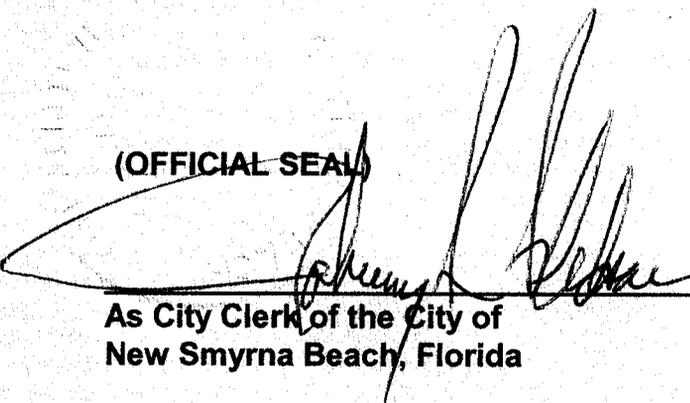
Ordinance No. 37-15 was read by title only at the Regular Meeting held by the City Commission on April 28, 2015, Motion was made by Commissioner Reiker, and seconded by Vice Mayor Jones, that Ordinance No. 37-15 be adopted on second and final reading, the vote thereon being as follows:

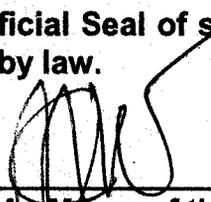
MAYOR JAMES W. HATHAWAY	Yes
VICE MAYOR KIRK JONES	Yes
COMMISSIONER JUDY REIKER	Yes
COMMISSIONER JACOB D. SACHS	Yes
COMMISSIONER JASON MCGUIRK	Yes

The City Clerk noted the passage of Ordinance No. 37-15 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. 37-15