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**ORDINANCE NO. 57-16**

**AN ORDINANCE AMENDING BUDGET ORDINANCES NOS. 82-15, 100-15, 112-15, 114-15, 10-16, 17-16, 25-16, 30-16, 34-16, 42-16, AND 49-16, CURRENT EXPENSES AND CAPITAL OUTLAY REQUIRED FOR 2015-2016; 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. 82-15, Ordinance No. 100-15, Ordinance No. 112-15, Ordinance No. 114-15, Ordinance No. 10-16, Ordinance No. 17-16, Ordinance No. 25-16, Ordinance No. 30-16, Ordinance No. 34-16, Ordinance No. 42-16, and Ordinance No. 49-16, Current Expenses and Capital Outlay for the Fiscal Year beginning October 1, 2015, and ending September 30, 2016, 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 2015-2016 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, 2015 and ending September 30, 2016.

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	9,891,899
Local-Option Gas Tax	764,796
Utility Taxes	3,106,837
Franchise Taxes	696,547
Insurance Premium Tax	<u>463,113</u>

38	TOTAL TAXES	14,923,192
39	<u>LICENSES AND PERMITS:</u>	
40	Business Tax	227,990
41	Permits	<u>915</u>
42	TOTAL LICENSES AND PERMITS	228,905
43	<u>INTERGOVERNMENTAL REVENUES:</u>	
44	STATE AND FEDERAL GRANTS:	
45	State/Federal Grants	391,543
46	STATE SHARED REVENUES:	
47	State/County/Local	2,000,843
48	OTHER SHARED REVENUES:	
49	Utilities Commission 6%	<u>3,541,809</u>
50	TOTAL INTERGOVERNMENTAL	5,934,195
51	<u>CHARGES FOR SERVICES:</u>	
52	Charges for Services	<u>631,645</u>
53	TOTAL CHARGES FOR SERVICES	631,645
54	<u>FINES AND FORFEITURES:</u>	
55	Court Cases/Local Ordinances	<u>52,450</u>
56	TOTAL FINES AND FORFEITURES	52,450
57	<u>MISCELLANEOUS REVENUES:</u>	
58	Other Income	<u>109,411</u>
59	TOTAL MISCELLANEOUS REVENUES	109,411
60	<u>OTHER FINANCING SOURCES:</u>	
61	Transfer From Other Funds	467,700
62	Appropriated Reserves	<u>2,792,777</u>

63 TOTAL OTHER FINANCING SOURCES 3,260,477

64 TOTAL REVENUES AND OTHER FINANCING SOURCES 25,140,275

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

69 EXPENDITURES:

70	CITY COMMISSION	234,625
71	CITY MANAGER	428,422
72	CITY CLERK	258,634
73	ECONOMIC DEVELOPMENT	246,030
74	CITY ATTORNEY	486,969
75	FINANCE	615,610
76	INFORMATION TECHNOLOGY	478,903
77	HUMAN RESOURCES/PERSONNEL	229,128
78	GENERAL GOVERNMENT	1,859,379
79	INDIRECT COST ALLOCATION	-627,946
80	TRANSFERS OUT (Debt Service Payment)	987,030
81	TRANSFERS OUT	601,931
82	LAW ENFORCEMENT	6,274,455
83	FIRE	6,275,975
84	EMERGENCY MANAGEMENT	75,950
85	PLANNING & ENGINEERING	704,785
86	PUBLIC WORKS:	
87	ADMINISTRATION	197,675
88	BUILDING MAINTENANCE	642,385
89	STREETS	1,521,635
90	RECREATION	1,048,526
91	BRANNON CIVIC CENTER	70,658
92	PARKS	1,616,104
93	SPORTS COMPLEX	<u>913,412</u>
94	TOTAL APPROPRIATIONS	<u>25,140,275</u>

95 II. That for 2013 CAPITAL PROJECTS FUND, the following sums of  
96 money are hereby appropriated from the following anticipated  
97 sources of revenue, to wit:

98 REVENUES:  
99       Appropriated Reserves                               5,633,798  
100       Intergovernmental Funds                             700,000  
101       Transfers In   173,567  
102                               TOTAL REVENUES                               6,507.365

103 JJ. That from 2013 CAPITAL PROJECTS FUND set forth in Paragraph II  
104 above, the following sums of money are hereby appropriated to  
105 the expense of principal and interest on the City's fund  
106 indebtedness, to-wit:

107 EXPENSES:  
108       Capital Improvements                                 6,507.365  
109                               TOTAL EXPENSES                               6,507,365

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

- 113       a) Increasing total appropriations within a fund from  
114 reserves or based upon an estimated increase in revenues  
115 shall be by ordinance.
- 116       b) Appropriations for specific expenditures within a fund  
117 may be increased without increasing total fund  
118 expenditures by resolution identifying the increases and  
119 offsetting decreases.
- 120       c) The City Manager may adjust line item expenditures within  
121 a department which do not increase total departmental  
122 expenditures or cause a change in functions, programs or  
123 capital projects.

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

128 **SECTION 4: Public Hearing.** That a public hearing considering  
129 the adoption of this ordinance was held September 27, 2016, in the  
130 City Commission Chambers at City Hall, 210 Sams Avenue (south  
131 entrance on Julia Street), New Smyrna Beach, Florida, after notice  
132 is found to comply with §166.041(3)(a), F.S.

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

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

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

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

144   
145 **FRANK B. GUMMEY, III**  
146 **City Attorney**

147 **DATE:** 9/2/16

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Amending Ord. 82-15, Ord. 100-15, Ord. 112-15,  
Ord. 114-15, Ord. 10-16, Ord. 17-16, Ord. 25-16,  
Ord. 30-16, Ord. 34-16, Ord. 42-16, and Ord.  
49-16 - Budget 2015-2016  
First Reading September 13, 2016  
Public Hearing September 27, 2016  
September 2, 2016  
9:03 am

Ordinance No. 57-16 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting September 13, 2016, and read by title only. Motion was made by Commissioner Jones, to approve the Ordinance on first reading, and seconded by Commissioner Sachs, the vote thereon being as follows:

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

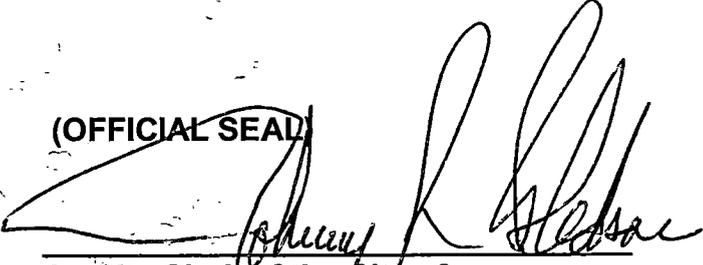
Ordinance No. 57-16 was read by title only at the Regular Meeting held by the City Commission on September 27, 2016, Motion was made by Vice Mayor Reiker, and seconded by Commissioner McGuirk, that Ordinance No. 57-16 be adopted on second and final reading, the vote thereon being as follows:

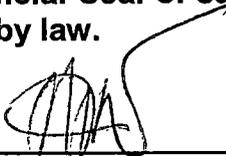
MAYOR JAMES W. HATHAWAY	Yes
VICE MAYOR JUDY REIKER	Yes
COMMISSIONER JACOB D. SACHS	Yes
COMMISSIONER JASON MCGUIRK	Yes
COMMISSIONER KIRK JONES	Yes

The City Clerk noted the passage of Ordinance No. 57-16 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. 57-16