

ORDINANCE NO. 70-16

AN ORDINANCE AMENDING BUDGET ORDINANCE NO 59-16, CURRENT EXPENSES AND CAPITAL OUTLAY REQUIRED FOR 2016-2017; PROVIDING FOR REVERSION OF UNENCUMBERED FUNDS; PROVIDING FOR PUBLIC HEARING; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, WHEREAS, Althea Philord, Finance Director, has requested an amendment to Ordinance No. 59-16, Current Expenses and Capital Outlay for the Fiscal Year beginning October 1, 2016, and ending September 30, 2017, 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 2016-2017 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, 2016 and ending September 30, 2017.

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	10,663,393
Local-Option Gas Tax	773,937
Utility Taxes	3,159,897
Franchise Taxes	<u>673,547</u>
 TOTAL TAXES	 15,270,774

LICENSES AND PERMITS:

Business Tax	227,370
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Permits	<u>915</u>
TOTAL LICENSES AND PERMITS	228,285
<u>INTERGOVERNMENTAL REVENUES:</u>	
<u>STATE AND FEDERAL GRANTS:</u>	
State/Federal Grants	378,304
<u>STATE SHARED REVENUES:</u>	
State/County/Local	2,115,482
<u>OTHER SHARED REVENUES:</u>	
Utilities Commission 6%	<u>3,646,175</u>
TOTAL INTERGOVERNMENTAL	6,139,961
<u>CHARGES FOR SERVICES:</u>	
Charges for Services	<u>1,029,160</u>
TOTAL CHARGES FOR SERVICES	1,029,160
<u>FINES AND FORFEITURES:</u>	
Court Cases/Local Ordinances	<u>88,208</u>
TOTAL FINES AND FORFEITURES	88,208
<u>MISCELLANEOUS REVENUES:</u>	
Other Income	<u>122,441</u>
TOTAL MISCELLANEOUS REVENUES	122,441
<u>OTHER FINANCING SOURCES:</u>	
Transfer From Other Funds	30,700
Appropriated Reserves	<u>3,565,208</u>
TOTAL OTHER FINANCING SOURCES	3,595,908
TOTAL REVENUES AND OTHER FINANCING SOURCES	<u>26,474,737</u>

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

EXPENDITURES:

CITY COMMISSION	235,012
CITY MANAGER	452,900
CITY CLERK	339,940
ECONOMIC DEVELOPMENT	280,030
CITY ATTORNEY	491,475
FINANCE	627,825
INFORMATION TECHNOLOGY	484,553
HUMAN RESOURCES/PERSONNEL	251,245
GENERAL GOVERNMENT	4,421,625
INDIRECT COST ALLOCATION	-811,755
TRANSFERS OUT (Debt Service Payment)	989,967
TRANSFERS OUT	3,223
LAW ENFORCEMENT	5,918,086
FIRE	5,903,568
EMERGENCY MANAGEMENT	18,065
PLANNING & ENGINEERING	719,625
PUBLIC WORKS:	
ADMINISTRATION	182,043
BUILDING MAINTENANCE	618,830
STREETS	1,476,430
CIVIC CENTER	296,682
RECREATION	1,086,136
PARKS	1,579,022
SPORTS COMPLEX	910,210
TOTAL APPROPRIATIONS	<u>26,474,737</u>

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

REVENUES:

Appropriated Reserves	174,192
Transfers In	<u>3,223</u>
TOTAL REVENUES	<u>177,415</u>

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

EXPENSES:

Capital Improvements	177,415
TOTAL EXPENSES	<u>177,415</u>

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

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

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

SECTION 4: ***Public Hearings.*** That public hearings considering the adoption of this ordinance held November 15, 2016, and November 29, 2016, in the City Commission Chambers at City Hall, 210 Sams Avenue (south entrance on Julia Street), New Smyrna Beach, Florida, after notice is found to comply with §166.041(3)(a), §200.065, and §200.069, F.S.

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

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

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

APPROVED AS TO FORM AND CORRECTNESS:



FRANK B. GUMMEY, III
City Attorney

DATE: 11/2/16

City of New Smyrna Beach					
Budget Amendments and Transfers					Increases budget
11/15/2016					Decreases budget
Ordinance 70-16					
Number	Department	Original Budget	Amendments	Revised Budget	Commission Action
General Fund Revenues		22,917,544			
	FINN Grant Agreement		31,985		Swoope Site Parking Expansion Project - 50% of Design Cost
	Tree Mitigation Funds		16,000		Tree Mitigation Fund dollars to cover tree re-installment cost of trees affected by Hurricane Matthew.
	General Fund Reserves		400,000		To cover debris pick-ups on private roads and properties
	General Fund Reserves		3,109,208		Debris removal contract cost for public roads and properties
			3,557,193	26,474,737	
General Fund Operating Expenses					
51101	<u>City Commission</u>	235,012		235,012	
51201	<u>City Manager</u>	452,900		452,900	
51202	<u>City Clerk</u>	339,940		339,940	
51203	<u>Economic Development</u>	280,030		280,030	
51301	<u>Finance</u>	627,825		627,825	
51302	<u>Information Technology</u>	484,553		484,553	
51303	<u>Human Resources</u>	251,245		251,245	
51401	<u>City Attorney</u>	491,475		491,475	
51501	<u>Planning And Zoning</u>	719,625		719,625	
51901	<u>General Govt</u>	143,900			
	Operating Expenses - Ashbriitt Contract		2,700,000		Appropriate funding for Ashbriitt Debris Removal Contract - Public roads and properties
	Operating Expenses - Tetra Tech Contract		250,000		Appropriate funding for Tetra Tech Monitoring Contract - Public roads and properties
	Operating Expenses - Debris Removal for Private Roads & Properties		400,000		Appropriate funding for estimated cost of debris removing and monitoring for private roads and properties. Funds will be transferred from Sanitation funds to cover cost.
	Re-installation of Trees		40,000		Appropriate funding for the reinstallation of trees. \$16,000 will be funded by available tree mitigation funds, the remaining balance to be funded by General Fund reserves.
	Swoope Site Parking Expansion		63,970		Swoope Parking Expansion - 50% reimbursable by FINN
	Grants & Aids		12,000		Transfer of available funds from lease payments to fund Boys and Girls Club donation
				3,609,870	
51902	<u>PW Administration</u>	182,043		182,043	
52101	<u>Police</u>	5,918,086		5,918,086	

City of New Smyrna Beach					
Budget Amendments and Transfers					
11/15/2016					
Ordinance 70-16					
Number	Department	Original Budget	Amendments	Revised Budget	Commission Action
52201	<u>Fire</u>	5,915,568			
	<u>Operating Expenses</u>		(12,000)	5,903,568	Transfer of available funds from lease payments to fund Boys and Girls Club donation
52501	<u>EOC</u>	18,065		18,065	
54101	<u>Streets</u>	1,376,430			
	<u>Barracuda Bridge</u>		100,000	1,476,430	Reappropriate budget of Barracuda Bridge which was approved for FY2016.
57201	<u>Recreation</u>	1,086,136			
	<u>Operating Expenses</u>		(3,000)		Transfer of operating funds to cover additional cost of department vehicle purchase
	<u>Capital Outlay - Vehicle</u>		3,000	1,086,136	Transfer of operating funds to cover additional cost of department vehicle purchase
57202	<u>Parks</u>	1,579,022		1,579,022	
57207	<u>Brannon Civic Center</u>	296,682		296,682	
57501	<u>Sports Complex</u>	910,210		910,210	
58101	<u>Transfers</u>	989,967			
	<u>Transfer to Capital Projects Fund</u>		3,223	993,190	Transfer funds to Capital Projects fund for design of Live Oak Cultural Center - Funds received from School Board
59101	<u>Building & Maintenance</u>	618,830		618,830	
	Total General Fund	22,917,544	3,557,193	26,474,737	
	Swoope Parking Expansion - 50% reit		Commission		
	General Fund Expense Summary:		Amendments	Approved	
		Personnel	-	-	
		Operating	-	-	
		Capital	-	-	

Ordinance No. 70-16 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting November 15, 2016, and read by title only. Motion was made by Commissioner Reiker, to approve the Ordinance on first reading, and seconded by Vice Mayor Sachs, the vote thereon being as follows:

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

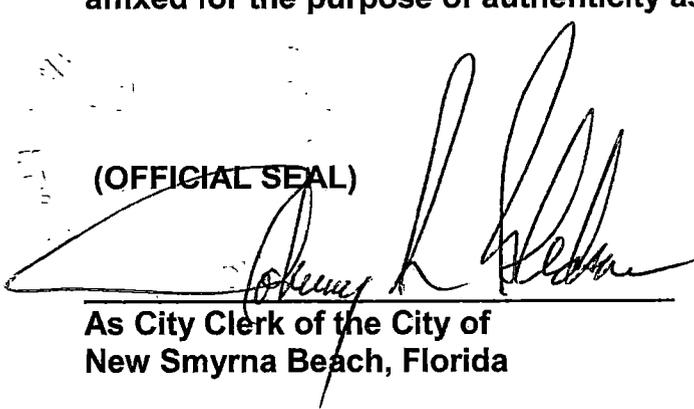
Ordinance No. 70-16 was read by title only at the Regular Meeting held by the City Commission on November 29, 2016, Motion was made by Commissioner Reiker, and seconded by Commissioner McGuirk, that Ordinance No. 70-16 be adopted on second and final reading, the vote thereon being as follows:

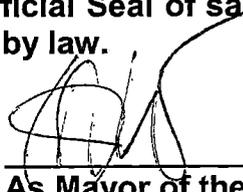
MAYOR JAMES W. HATHAWAY	Yes
VICE MAYOR JACOB D. SACHS	Yes
COMMISSIONER JUDY REIKER	Yes
COMMISSIONER JASON MCGUIRK	Yes
COMMISSIONER RANDY HARTMAN	Yes

The City Clerk noted the passage of Ordinance No. 70-16 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. 70-16