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3                                   **ORDINANCE NO. 08-18**  
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5       **AN ORDINANCE AMENDING BUDGET ORDINANCE NO 70-17, 87-17,**  
6       **102-17 and 104-17, CURRENT EXPENSES AND CAPITAL OUTLAY**  
7       **REQUIRED FOR 2017-2018; PROVIDING FOR REVERSION OF**  
8       **UNENCUMBERED FUNDS; PROVIDING FOR PUBLIC HEARING;**  
9       **PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR**  
10       **SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**  
11

12  
13           **WHEREAS,** Section 2-442, City Code requires the City  
14 Commission of the City of New Smyrna Beach each fiscal year to  
15 enact by ordinance a budget setting forth the purposes and  
16 amounts for which monies are to be appropriated by said City for  
17 budget purposes; and  
18

19  
20           **WHEREAS,** the City Commission of the City of New Smyrna  
21 Beach heretofore has adopted the Annual Estimate of Anticipated  
22 Revenues and Expenditures of the City Manager as revised by the  
23 City Commission, which said revised estimate constitutes the  
24 budget and includes the anticipated cost of operating the City  
25 of New Smyrna Beach for the fiscal year beginning on the 1st day  
26 of October, 2017, and ending on the 30th day of September, 2018.  
27

28  
29           **NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF THE**  
30 **CITY OF NEW SMYRNA BEACH, FLORIDA, AS FOLLOWS:**  
31

32  
33       **SECTION 1:**           **Budget.** That the following sums of money be and  
34 the same are hereby appropriated sources of revenue of the City  
35 to the corporate purposes herein specified for the budget for  
36 the fiscal year beginning October 1, 2017 and ending September  
37 30, 2018.  
38

39  
40       **A.** For the GENERAL FUND requirements, the following sums of  
41 money are hereby appropriated from the following  
42 anticipated sources of revenue, to-wit:  
43  
44

45	<u>REVENUES:</u>	
46	<u>TAXES:</u>	
47	General Property Taxes	11,862,268
48	Local-Option Gas Tax	840,745
49	Utility Taxes	3,372,209
50	Franchise Taxes	<u>682,999</u>
51		
52	TOTAL TAXES	16,758,221
53		
54	<u>LICENSES AND PERMITS:</u>	
55	Business Tax	228,351
56	Permits	<u>900</u>
57		
58	TOTAL LICENSES AND PERMITS	229,251
59		
60	<u>INTERGOVERNMENTAL REVENUES:</u>	
61	<u>STATE AND FEDERAL GRANTS:</u>	
62	State/Federal Grants	153,394
63		
64	<u>STATE SHARED REVENUES:</u>	
65	State/County/Local	2,732,638
66		
67	<u>OTHER SHARED REVENUES:</u>	
68	Utilities Commission 6%	<u>3,759,103</u>
69		
70	TOTAL INTERGOVERNMENTAL	6,645,135
71		
72	<u>CHARGES FOR SERVICES:</u>	
73	Charges for Services	<u>971,886</u>
74		
75	TOTAL CHARGES FOR SERVICES	971,886
76	<u>FINES AND FORFEITURES:</u>	
77	Court Cases/Local Ordinances	<u>155,000</u>
78		
79	TOTAL FINES AND FORFEITURES	155,000
80		
81	<u>MISCELLANEOUS REVENUES:</u>	
82	Other Income	<u>147,590</u>
83		
84	TOTAL MISCELLANEOUS REVENUES	147,590
85		
86	<u>OTHER FINANCING SOURCES:</u>	
87	Transfer from Other Funds	736,196
88	Appropriated Reserves	<u>4,320,584</u>
89		

90 TOTAL OTHER FINANCING SOURCES 5,056,780

91

92 TOTAL REVENUES AND OTHER FINANCING SOURCES 29,963,863

93

94

95 B. That from said GENERAL FUND and for the current expenses or  
96 use of the several departments or accounts names below, the  
97 sums set opposite said departments are hereby appropriated,  
98 to-wit:  
99

100 EXPENDITURES:

101 CITY COMMISSION 226,120

102 CITY MANAGER 504,512

103 CITY CLERK 354,543

104 ECONOMIC DEVELOPMENT 177,204

105 CITY ATTORNEY 505,488

106 FINANCE 668,983

107 INFORMATION TECHNOLOGY 627,558

108 HUMAN RESOURCES/PERSONNEL 259,912

109 GENERAL GOVERNMENT 3,052,442

110 INDIRECT COST ALLOCATION -889,263

111 TRANSFERS OUT (Debt Service Payment) 987,304

112 TRANSFERS OUT 2,124,936

113 LAW ENFORCEMENT 6,365,561

114 FIRE 6,222,645

115 EMERGENCY MANAGEMENT 18,031

116 PLANNING & ENGINEERING 908,322

117 PUBLIC WORKS:

118 ADMINISTRATION 201,075

119 BUILDING MAINTENANCE 620,381

120 STREETS 1,803,685

121 CIVIC CENTER 325,956

122 RECREATION 1,217,605

123 PARKS 2,631,555

124 SPORTS COMPLEX 1,049,308

125 TOTAL APPROPRIATIONS 29,963,863

126

127

128 K. That for MUNICIPAL AIRPORT-INDUSTRIAL PARK FUND, the  
129 following sums of money are hereby appropriated from the  
130 following anticipated sources of revenue, to-wit:

131

132 REVENUES:

133 Charges for Services 2,140,000

134 Intergovernmental Revenues 2,131,007

135	Rents and Royalties	815,548
136	Miscellaneous	500
137	Appropriated Reserves	<u>454,496</u>
138		
139	TOTAL REVENUES	<u>5,541,551</u>

140  
141  
142 L. That from MUNICIPAL AIRPORT-INDUSTRIAL PARK FUND set forth  
143 in Paragraph K above, the following sums of money are  
144 hereby appropriated, to-wit:

145

146 EXPENDITURES:

147	Airport/Industrial Park	<u>5,541,551</u>
148		
149	TOTAL APPROPRIATIONS	<u>5,541,551</u>

150  
151  
152 O. That for MUNICIPAL GOLF COURSE FUND, the following sums of  
153 money are hereby appropriated from the following sources of  
154 revenue, to-wit:

155

156 REVENUES:

157	Charges for Services	1,278,041
158	Miscellaneous Revenue	9,600
159	Transfers In from General Fund	<u>249,936</u>
160		
161	TOTAL REVENUES	<u>1,537,577</u>

162  
163  
164 P. That from MUNICIPAL GOLF COURSE FUND set forth in Paragraph  
165 O above, the following sums of money are hereby  
166 appropriated, to-wit:

167

168 EXPENDITURES:

169	Culture/Recreation	<u>1,537,577</u>
170		
171	TOTAL APPROPRIATIONS	<u>1,537,577</u>

172  
173  
174 U. That for STORMWATER UTILITY FEE FUND, the following sums of  
175 money are hereby appropriated from the following  
176 anticipated sources of revenue, to-wit:

177

178 REVENUES:

179	Due from Utilities Commission	3,302,282
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180	Charges for Services	2,149,334
181	Intergovernmental Revenues	2,352,282
182	Appropriated Reserves	<u>5,932,560</u>
183		
184	TOTAL REVENUES	<u>13,736,458</u>

185  
186  
187 V. That from STORMWATER UTILITY FEE FUND set forth in  
188 Paragraph U above, the following sums of money are hereby  
189 appropriated to the expense of principal and interest on  
190 the City's fund indebtedness, to-wit:

191

192 EXPENDITURES:

193	Stormwater Improvements	12,921,836
194	Transfers Out (Debt Service Payments)	<u>814,622</u>
195		
196	TOTAL APPROPRIATIONS	<u>13,736,458</u>

197  
198  
199 W. That for BUILDING INSPECTION FUND, the following sums of  
200 money are hereby appropriated from the following  
201 anticipated sources of revenue, to-wit:

202

203 REVENUES:

204	Licenses/Permits	2,173,860
205	Charges for Services	6,655
206	Miscellaneous Revenue	4,155
207	Fines & Forfeitures	13,077
208	Intergovernmental Revenue	21,000
209	Appropriated Reserves	<u>746,350</u>
210		
211	TOTAL REVENUES	<u>2,965,097</u>

212  
213  
214 X. That from BUILDING INSPECTION FUND set forth in Paragraph W  
215 above, the following sums of money are hereby appropriated  
216 to the expense of principal and interest on the City's fund  
217 indebtedness, to-wit:

218

219 EXPENDITURES:

220	Protective Inspection	<u>2,965,097</u>
221		
222	TOTAL APPROPRIATIONS	<u>2,965,097</u>

223  
224

225 CC. That for CITY MARINA FUND, the following sums of money are  
226 hereby appropriated from the following anticipated sources  
227 of revenue, to-wit:  
228

229 REVENUES:

230	Leases/Rentals	290,600
231	Miscellaneous Revenue	1,000
232	Fund Equity	<u>196,959</u>
233		
234	TOTAL REVENUES	<u>488,559</u>
235		

236  
237 DD. That from CITY MARINA FUND set forth in Paragraph CC above,  
238 the following sums of money are hereby appropriated, to-  
239 wit:  
240

241 EXPENDITURES:

242	Special Recreation	457,859
243	Transfers Out	<u>30,700</u>
244		
245	TOTAL APPROPRIATIONS	<u>488,559</u>
246		

247  
248 GG. That for 2013 CAPITAL PROJECTS FUND, the following sums of  
249 money are hereby appropriated from the following  
250 anticipated sources of revenue, to wit:  
251

252 REVENUES:

253	Transfers In	2,621,350
254	Appropriated Reserves	373,955
255	Intergovernmental Revenue	<u>1,100,000</u>
256		
257	TOTAL REVENUES	<u>4,095,305</u>
258		

259 HH. That from 2013 CAPITAL PROJECTS FUND set forth in Paragraph  
260 GG above, the following sums of money are hereby  
261 appropriated to the expense of principal and interest on  
262 the City's fund indebtedness, to-wit:  
263

264 EXPENSES:

265	Capital Improvements	<u>4,095,305</u>
266		
267	TOTAL EXPENSES	<u>4,095,305</u>
268		

269

270 QQ. That for 2005 GENERAL OBLIGATION BONDS CAPITAL PROJECTS  
271 FUND, the following sums of money are hereby appropriated  
272 from the following anticipated sources of revenue, to wit:  
273

274 REVENUES:

275	Intergovernmental Revenues	37,368
276	Appropriated Reserves	<u>339,807</u>
277		
278	TOTAL REVENUES	<u>377,175</u>
279		

280 RR. That from 2005 GENERAL OBLIGATION BONDS CAPITAL PROJECTS  
281 FUND set forth in Paragraph QQ above, the following sums of  
282 money are hereby appropriated to the expense of principal  
283 and interest on the City's fund indebtedness, to wit:  
284

285 EXPENDITURES:

286	Capital Projects	<u>377,175</u>
287		
288	TOTAL APPROPRIATIONS	<u>377,175</u>
289		

291 SECTION 2:        **Budget Amendments and Adjustments.** That changes  
292 in the adopted annual budget shall be made in accordance with  
293 state law, City Charter and as follows:  
294

- 295        a)    Increasing total appropriations within a fund from  
296            reserves or based upon an estimated increase in  
297            revenues shall be by ordinance.  
298
- 299        b)    Appropriations for specific expenditures within a fund  
300            may be increased without increasing total fund  
301            expenditures by resolution identifying the increases  
302            and offsetting decreases.  
303
- 304        c)    The City Manager may adjust line item expenditures  
305            within a department which do not increase total  
306            departmental expenditures or cause a change in  
307            functions, programs or capital projects.  
308

309 SECTION 3:        **Reversion of Unencumbered Funds.** That any funds  
310 appropriated by this ordinance, not encumbered or contracted for  
311 during the period herein set forth, shall revert to the fund  
312 from which said funds were to have been paid.  
313

314 **SECTION 4:** *Public Hearings.* That public hearings considering  
315 the adoption of this ordinance held at 6:30 p.m. on January 23,  
316 2018 in the City Commission Chambers at City Hall, 210 Sams  
317 Avenue (south entrance on Julia Street), New Smyrna Beach,  
318 Florida, after notice is found to comply with §166.041(3)(a),  
319 §200.065, and §200.069, F.S

320  
321 **SECTION 5:** *Severability.* That if any section, sentence,  
322 clause or phrase of this ordinance is held to be invalid or  
323 unconstitutional by any court of competent jurisdiction, then  
324 said holding shall in no way affect the validity of the  
325 remaining portion of this ordinance.

326  
327 **SECTION 6:** *Conflicting Ordinances.* That all ordinances or  
328 parts thereof that are in conflict with this ordinance shall be  
329 and the same are hereby rescinded and repealed.

330  
331 **SECTION 7:** *Effective Date.* That this ordinance shall take  
332 effect immediately upon its final adoption.

333  
334 **APPROVED AS TO FORM AND CORRECTNESS:**

335  
336  
337 

338  
339 **FRANK B. GUMMEY, III**  
340 **City Attorney**

341  
342 **DATE:** 12/29/17



Ordinance No. 08-18 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting January 9, 2018, and read by title only. Motion was made by Commissioner Reiker, approve the Ordinance on first reading, and seconded by Commissioner Sachs, the vote thereon being as follows:

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

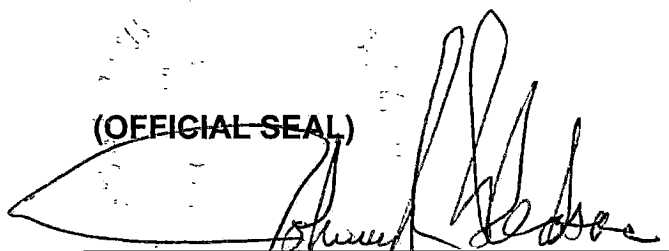
Ordinance No. 08-18 was read by title only at the Regular Meeting held by the City Commission on January 23, 2017, Motion was made by Commissioner Hartman and seconded by Vice Mayor McGuirk, that Ordinance No. 08-18 be adopted on second and final reading, the vote thereon being as follows:

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

The City Clerk noted the passage of Ordinance No. 08-18 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. 08-18