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ORDINANCE NO. 52-18

AN ORDINANCE ADOPTING A BUDGET BY SETTING FORTH REVENUES AND APPROPRIATIONS FOR CURRENT EXPENSES AND CAPITAL OUTLAY FOR THE FOLLOWING FUNDS: GENERAL FUND, STORMWATER UTILITY FEE FUND, SPECIAL LAW ENFORCEMENT TRUST FUND, LAW ENFORCEMENT IMPACT FEE FUND, FIRE SERVICE IMPACT FEE FUND, RECREATION RECOUPMENT FEE FUND, TRANSPORTATION IMPACT FEE FUND, AIRPORT INDUSTRIAL PARK FUND, MARINA FUND, BUILDING AND INSPECTION FUND, PARKING FUND, COMMUNITY REDEVELOPMENT AGENCY TRUST FUND, SPECIAL EVENTS FUND, STATE REVOLVING LOAN DEBT SERVICE FUND, 2005 CAPITAL IMPROVEMENT REFUNDING REVENUE BONDS DEBT SERVICE FUND, 2013 CAPITAL PROJECTS FUND, 2013 CAPITAL IMPROVEMENT DEBT SERVICE FUND, MUNICIPAL GOLF COURSE FUND, MUNICIPAL SANITATION FUND, AND MUNICIPAL GARAGE FUND AS REQUIRED BY THE CITY OF NEW SMYRNA BEACH, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2018, AND ENDING SEPTEMBER 30, 2019; PROVIDING FOR AMENDMENTS AND ADJUSTMENTS; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, the City Commission of the City of New Smyrna Beach heretofore has adopted the Annual Estimate of Anticipated Revenues and Expenditures of the City Manager as revised by the City Commission, which said revised estimate constitutes the budget and includes the anticipated cost of operating the City of New Smyrna Beach for the fiscal year beginning on the 1st day of October, 2018, and ending on the 30th day of September, 2019.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF NEW SMYRNA BEACH, FLORIDA, AS FOLLOWS:

43 **SECTION 1:** *Budget.* That the following sums of money be and
44 the same are hereby appropriated sources of revenue of the City to
45 the corporate purposes herein specified for the budget for the
46 fiscal year beginning October 1, 2018 and ending September 30,
47 2019.

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49

50 A. For the GENERAL FUND requirements, the following sums of money
51 are hereby appropriated from the following anticipated
52 sources of revenue, to-wit:

53
54

55 REVENUES:

56 TAXES:

57	General Property Taxes	12,713,805
58	Local-Option Gas Tax	916,541
59	Utility Taxes	3,215,863
60	Franchise Taxes	<u>910,312</u>

61

62	TOTAL TAXES	17,756,521
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63

64 LICENSES AND PERMITS:

65	Business Tax	232,366
66	Permits	<u>900</u>

67

68	TOTAL LICENSES AND PERMITS	233,266
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69

70 INTERGOVERNMENTAL REVENUES:

71 STATE AND FEDERAL GRANTS:

72	State/Federal Grants	185,184
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73

74 STATE SHARED REVENUES:

75	State/County/Local	2,459,950
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76

77 OTHER SHARED REVENUES:

78	Utilities Commission 6%	<u>3,849,026</u>
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79

80	TOTAL INTERGOVERNMENTAL	6,494,160
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81

82 CHARGES FOR SERVICES:

83	Charges for Services	<u>1,240,642</u>
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85	TOTAL CHARGES FOR SERVICES	1,240,642
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86	<u>FINES AND FORFEITURES:</u>	
87	Court Cases/Local Ordinances	<u>145,000</u>
88		
89	TOTAL FINES AND FORFEITURES	145,000
90		
91	<u>MISCELLANEOUS REVENUES:</u>	
92	Other Income	<u>172,790</u>
93		
94	TOTAL MISCELLANEOUS REVENUES	172,790
95		
96	<u>OTHER FINANCING SOURCES:</u>	
97	Transfer From Other Funds	332,089
98	Appropriated Reserves	<u>545,122</u>
99		
100	TOTAL OTHER FINANCING SOURCES	877,211
101		
102	TOTAL REVENUES AND OTHER FINANCING SOURCES	<u>26,919,590</u>
103		
104		

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

109		
110	<u>EXPENDITURES:</u>	
111	CITY COMMISSION	236,489
112	CITY MANAGER	515,739
113	CITY CLERK	374,485
114	ECONOMIC DEVELOPMENT	182,483
115	CITY ATTORNEY	407,769
116	FINANCE	690,200
117	INFORMATION TECHNOLOGY	599,193
118	HUMAN RESOURCES/PERSONNEL	275,005
119	GENERAL GOVERNMENT	867,890
120	INDIRECT COST ALLOCATION	-736,829
121	TRANSFERS OUT (Debt Service Payment)	1,016,165
122	LAW ENFORCEMENT	7,183,789
123	FIRE	6,681,730
124	EMERGENCY MANAGEMENT	25,886
125	PLANNING & ENGINEERING	1,176,865
126	<u>PUBLIC WORKS:</u>	
127	ADMINISTRATION	202,112
128	BUILDING MAINTENANCE	712,117
129	STREETS	1,811,815

130	CIVIC CENTER	329,570
131	RECREATION	1,401,243
132	PARKS	1,817,168
133	SPORTS COMPLEX	<u>1,148,706</u>
134	TOTAL APPROPRIATIONS	<u>26,919,590</u>

135
 136 C. That from SPECIAL LAW ENFORCEMENT IMPACT FEE FUND, the
 137 following sums of money are hereby appropriated from the
 138 following anticipated sources of revenue, to-wit:

139
 140 REVENUES:

141	Impact Fees	<u>334,597</u>
142		
143	TOTAL REVENUES	<u>334,597</u>

144
 145
 146 D. That from SPECIAL LAW ENFORCEMENT IMPACT FEE FUND set forth
 147 in Paragraph C above, the following sums of money are hereby
 148 appropriated, to-wit:

149
 150 EXPENDITURES:

151	Operating Expenses	
152	<u>388,000</u>	
153		
154	TOTAL APPROPRIATIONS	<u>334,597</u>

155
 156
 157 E. That for FIRE SERVICE IMPACT FEE FUND, the following sums of
 158 money are hereby appropriated from the following anticipated
 159 sources of revenue, to-wit:

160
 161 REVENUES:

162	Impact Fees	<u>350,433</u>
163		
164	TOTAL REVENUES	<u>350,433</u>

165
 166
 167 F. That from FIRE SERVICE IMPACT FEE FUND set forth in Paragraph
 168 E above, the following sums of money are hereby appropriated,
 169 to-wit:

170
 171 EXPENDITURES:

172	Operating Expenses	<u>350,433</u>
173	TOTAL APPROPRIATIONS	<u>350,433</u>

174
175 G. That for RECREATION RECOUPMENT FEE FUND, the following sums
176 of money are hereby appropriated from the following
177 anticipated sources of revenue, to-wit:
178

179 REVENUES:

180	Impact Fees	<u>145,000</u>
181		
182	TOTAL REVENUES	<u>145,000</u>

183
184
185 H. That from RECREATION RECOUPMENT FEE FUND set forth in
186 Paragraph G above, the following sums of money are hereby
187 appropriated, to-wit:
188

189 EXPENDITURES:

190	Operating Expenses	<u>145,000</u>
191		
192	TOTAL APPROPRIATIONS	<u>145,000</u>

193
194
195 I. That for TRANSPORTATION IMPACT FEE FUND, the following sums
196 of money are hereby appropriated from the following
197 anticipated sources of revenue, to-wit:
198

199 REVENUES:

200	Impact Fees	<u>1,043,051</u>
201		
202	TOTAL REVENUES	<u>1,043,051</u>

203
204
205 J. That from TRANSPORTATION IMPACT FEE FUND set forth in
206 Paragraph I above, the following sums of money are hereby
207 appropriated, to-wit:
208

209 EXPENDITURES:

210	Operating Expenses	<u>1,043,051</u>
211		
212	TOTAL APPROPRIATIONS	<u>1,043,051</u>

213
214
215 K. That for MUNICIPAL AIRPORT-INDUSTRIAL PARK FUND, the
216 following sums of money are hereby appropriated from the
217 following anticipated sources of revenue, to-wit:

218		
219	<u>REVENUES:</u>	
220	Charges for Services	1,900,000
221	Intergovernmental Revenues	1,716,800
222	Rents and Royalties	859,983
223	Miscellaneous	500
224	Appropriated Reserves	<u>93,549</u>
225		
226	TOTAL REVENUES	<u>4,570,832</u>
227		
228		

229 L. That from MUNICIPAL AIRPORT-INDUSTRIAL PARK FUND set forth in
 230 Paragraph K above, the following sums of money are hereby
 231 appropriated, to-wit:
 232

233	<u>EXPENDITURES:</u>	
234	Airport/Industrial Park	<u>4,570,832</u>
235		
236	TOTAL APPROPRIATIONS	<u>4,570,832</u>
237		
238		

239 M. That for COMMUNITY REDEVELOPMENT TRUST FUND, the following
 240 sums of money are hereby appropriated from the following
 241 anticipated sources of revenue, to-wit:
 242

243	<u>REVENUES:</u>	
244	Tax Increment Revenues	308,816
245	Intergovernmental Revenues	<u>279,405</u>
246		
247	TOTAL REVENUES	<u>588,221</u>
248		
249		

250 N. That from COMMUNITY REDEVELOPMENT TRUST FUND set forth in
 251 Paragraph M above, the following sums of money are hereby
 252 appropriated, to-wit:
 253

254	<u>EXPENDITURES:</u>	
255	Economic Development	<u>588,221</u>
256		
257	TOTAL APPROPRIATIONS	<u>588,221</u>
258		
259		

260 O. That for MUNICIPAL GOLF COURSE FUND, the following sums of
261 money are hereby appropriated from the following sources of
262 revenue, to-wit:

263
264 REVENUES:

265	Charges for Services	1,327,150
266	Miscellaneous Revenue	<u>9,788</u>
267		
268	TOTAL REVENUES	<u>1,336,938</u>

269
270
271 P. That from MUNICIPAL GOLF COURSE FUND set forth in Paragraph
272 O above, the following sums of money are hereby appropriated,
273 to-wit:

274
275 EXPENDITURES:

276	Culture/Recreation	<u>1,336,938</u>
277		
278	TOTAL APPROPRIATIONS	<u>1,336,938</u>

279
280
281 Q. That for MUNICIPAL SANITATION FUND, the following sums of
282 money are hereby appropriated from the following sources of
283 revenue, to-wit:

284
285 REVENUES:

286	Charges for Services	6,277,910
287	Miscellaneous Revenue	<u>25,000</u>
288		
289	TOTAL REVENUES	<u>6,302,910</u>

290
291
292 R. That from MUNICIPAL SANITATION FUND set forth in Paragraph Q
293 above, the following sums of money are hereby appropriated,
294 to-wit:

295
296 EXPENDITURES:

297	Physical Environment	<u>6,302,910</u>
298		
299	TOTAL APPROPRIATIONS	<u>6,302,910</u>

300
301

302 S. That for MUNICIPAL GARAGE FUND, the following sums of money
303 are hereby appropriated from the following anticipated
304 sources of revenue, to-wit:

305
306 REVENUES:

307 Intragovernmental Sales 1,060,418

308

309 TOTAL REVENUES 1,060,418

310

311

312 T. That from MUNICIPAL GARAGE FUND set forth in Paragraph S
313 above, the following sums of money are hereby appropriated,
314 to-wit:

315

316 EXPENDITURES:

317 Intragovernmental Services 1,060,418

318

319

320 TOTAL APPROPRIATIONS 1,060,418

321

322

323 U. That for STORMWATER UTILITY FEE FUND, the following sums of
324 money are hereby appropriated from the following anticipated
325 sources of revenue, to-wit:

326

327 REVENUES:

328 Charges for Services 2,351,736

329

330 TOTAL REVENUES 2,351,736

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333 V. That from STORMWATER UTILITY FEE FUND set forth in Paragraph
334 U above, the following sums of money are hereby appropriated
335 to the expense of principal and interest on the City's fund
336 indebtedness, to-wit:

337

338 EXPENDITURES:

339 Stormwater Improvements 1,543,290

340 Transfers Out (Debt Service Payments) 808,446

341

342 TOTAL APPROPRIATIONS 2,351,736

343

344 W. That for BUILDING INSPECTION FUND, the following sums of money
345 are hereby appropriated from the following anticipated
346 sources of revenue, to-wit:
347

348 REVENUES:

349	Licenses/Permits	2,192,068
350	Charges for Services	8,453
351	Miscellaneous Revenue	<u>4,778</u>
352		
353	TOTAL REVENUES	<u>2,205,299</u>
354		
355		

356 X. That from BUILDING INSPECTION FUND set forth in Paragraph W
357 above, the following sums of money are hereby appropriated to
358 the expense of principal and interest on the City's fund
359 indebtedness, to-wit:
360

361 EXPENDITURES:

362	Protective Inspection	<u>2,205,299</u>
363		
364	TOTAL APPROPRIATIONS	<u>2,205,299</u>
365		
366		

367 Y. That for DEBT SERVICE, SERIES 2005 GENERAL OBLIGATION BOND
368 DEBT SERVICE FUND, the following sums of money are hereby
369 appropriated from the following anticipated sources of
370 revenue, to-wit:
371

372 REVENUES:

373	Ad Valorem Taxes	<u>1,232,497</u>
374		
375	TOTAL REVENUES	<u>1,232,497</u>
376		
377		

378 Z. That from DEBT SERVICE, SERIES 2005 GENERAL OBLIGATION BOND
379 DEBT SERVICE FUND set forth in Paragraph Y above, the
380 following sums of money are hereby appropriated to the expense
381 of principal and interest on the City's fund indebtedness,
382 to-wit:

383 EXPENDITURES:

384	Debt Service Payments	<u>1,232,497</u>
385		
386	TOTAL APPROPRIATIONS	<u>1,232,497</u>
387		

388 AA. That for DEBT SERVICE, STATE REVOLVING LOAN DEBT SERVICE FUND,
389 the following sums of money are hereby appropriated from the
390 following sources of revenue, to-wit:

391
392 REVENUES:

393 Transfers from Other Funds 246,573

394
395 TOTAL REVENUES 246,573

396
397 BB. That from DEBT SERVICE, STATE REVOLVING LOAN DEBT SERVICE
398 FUND set forth in Paragraph AA above, the following sums of
399 money are hereby appropriated, to-wit:

400
401 EXPENDITURES:

402 Debt Service Payments 246,573

403
404 TOTAL APPROPRIATIONS 246,573

405
406 CC. That for CITY MARINA FUND, the following sums of money are
407 hereby appropriated from the following anticipated sources of
408 revenue, to-wit:

409
410 REVENUES:

411 Leases/Rentals 299,300

412 Miscellaneous Revenue 1,000

413
414 TOTAL REVENUES 300,300

415
416 DD. That from CITY MARINA FUND set forth in Paragraph CC above,
417 the following sums of money are hereby appropriated, to-wit:

418
419 EXPENDITURES:

420 Special Recreation 269,600

421 Transfers Out 30,700

422 TOTAL APPROPRIATIONS 300,300

423
424 EE. That for DEBT SERVICE, 2005 CAPITAL IMPROVEMENT REFUNDING
425 REVENUE BOND DEBT SERVICE FUND, the following sums of money
426 are hereby appropriated from the following anticipated
427 sources of revenue, to-wit:

428
429 REVENUES:

430 Transfers from Other Funds 473,657

431

432 TOTAL REVENUES 473,657
433
434 FF. That from DEBT SERVICE, 2005 CAPITAL IMPROVEMENT REFUNDING
435 REVENUE BOND DEBT SERVICE FUND set forth in Paragraph EE
436 above, the following sums of money are hereby appropriated,
437 to-wit:
438
439 EXPENDITURES:
440 Debt Service Payments 473,657
441
442 TOTAL APPROPRIATIONS 473,657
443
444 GG. That for 2013 CAPITAL PROJECTS FUND, the following sums of
445 money are hereby appropriated from the following anticipated
446 sources of revenue, to wit:
447
448 REVENUES:
449 Appropriated Reserves 26,652
450
451 TOTAL REVENUES 26,652
452
453 HH. That from 2013 CAPITAL PROJECTS FUND set forth in Paragraph
454 GG above, the following sums of money are hereby appropriated
455 to the expense of principal and interest on the City's fund
456 indebtedness, to-wit:
457
458 EXPENSES:
459 Capital Improvements 26,652
460
461 TOTAL EXPENSES 26,652
462
463 II. That for 2013 CAPITAL IMPROVEMENT DEBT SERVICE FUND, the
464 following sums of money are hereby appropriated from the
465 following anticipated sources of revenue, to wit:
466
467 REVENUES:
468 Transfers from Other Funds 542,508
469
470 TOTAL REVENUES 542,508
471
472 JJ. That from 2013 CAPITAL IMPROVEMENT DEBT SERVICE FUND set forth
473 in Paragraph II above, the following sums of money are hereby
474 appropriated to the expense of principal and interest on the
475 City's fund indebtedness, to-wit:

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REVENUES:

Transfers from Other Funds 561,873

TOTAL REVENUES 561,873

PP. That from DEBT SERVICE, STORMWATER LOAN DEBT DEBT SERVICE FUND set forth in Paragraph 00 above, the following sums of money are hereby appropriated, to-wit:

EXPENDITURES:

Debt Service Payments 561,873

TOTAL APPROPRIATIONS 561,873

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 at 5:05 p.m. on September 12,

563 2018, and at 5:05 p.m. September 25, 2018, in the City Commission
564 Chambers at City Hall, 210 Sams Avenue (south entrance on Julia
565 Street), New Smyrna Beach, Florida, after notice is found to comply
566 with §166.041(3)(a), §200.065, and §200.069, F.S.

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

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

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

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

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589 
590 _____
591 **CARRIE AVALLONE**

592 **City Attorney**

593

DATE: 9/5/2018

Ordinance No. 52-18 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Special Meeting September 12, 2018, and read by title only. Motion was made by Vice Mayor McGuirk, to approve the Ordinance on first reading, and seconded by Commissioner Hartman, the vote thereon being as follows:

COMMISSIONER JUDY REIKER	Yes
COMMISSIONER JACOB D. SACHS	No
MAYOR JAMES W. HATHAWAY	Yes
VICE MAYOR JASON MCGUIRK	Yes
COMMISSIONER RANDY HARTMAN	Yes

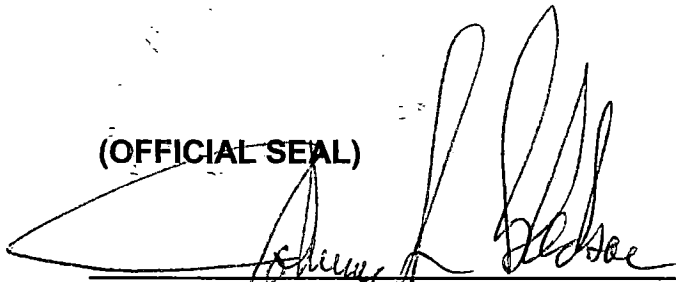
Ordinance No. 52-18 was read by title only at the Special Meeting held by the City Commission on September 25, 2018, Motion was made by Vice Mayor McGuirk, and seconded by Commissioner Reiker, that Ordinance No. 52-18 be adopted on second and final reading, the vote thereon being as follows:

COMMISSIONER JACOB D. SACHS	No
MAYOR JAMES W. HATHAWAY	Yes
VICE MAYOR JASON MCGUIRK	Yes
COMMISSIONER RANDY HARTMAN	Yes
COMMISSIONER JUDY REIKER	Yes

The City Clerk noted the passage of Ordinance No. 52-18 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. 52-18