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**ORDINANCE NO. 53-15**

**AN ORDINANCE AMENDING BUDGET ORDINANCES 68-14, 82-14, 84-14, 14-15, 21-15, 27-15, 36-15, 37-15, AND 48-15, 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, Ordinance No. 36-15, Ordinance No. 37-15, and Ordinance No. 48-15, 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

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

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Amending Ord. 68-14, Ord. 82-14,  
Ord. 84-14, Ord. 14-15, Ord. 21-  
15, Ord. 27-15, Ord. 36-15, Ord.  
37-15, and Ord. 48-15 - Budget  
2014-2015  
First Reading June 23, 2015  
Public Hearing August 11, 2015  
July 8, 2015  
4:07 pm

59	<u>OTHER FINANCING SOURCES:</u>	
60	Transfer From Other Funds	545,756
61	Appropriated Reserves	<u>1,982,705</u>
62	TOTAL OTHER FINANCING SOURCES	2,528,461
63	TOTAL REVENUES AND OTHER FINANCING SOURCES	<u>22,651,768</u>
64	B. That from said GENERAL FUND and for the current expenses or	
65	use of the several departments or accounts names below, the	
66	sums set opposite said departments are hereby appropriated,	
67	to-wit:	
68	<u>EXPENDITURES:</u>	
69	CITY COMMISSION	254,542
70	CITY MANAGER	432,649
71	CITY CLERK	244,994
72	CITY ATTORNEY	469,838
73	FINANCE	522,530
74	INFORMATION TECHNOLOGY	540,075
75	HUMAN RESOURCES/PERSONNEL	252,275
76	GENERAL GOVERNMENT	1,733,594
77	INDIRECT COST ALLOCATION	-1,037,050
78	TRANSFERS OUT	1,727,076
79	LAW ENFORCEMENT	6,274,312
80	FIRE	5,376,609
81	EMERGENCY MANAGEMENT	17,296
82	PLANNING & ENGINEERING	576,309
83	PUBLIC WORKS:	
84	ADMINISTRATION	197,757
85	BUILDING MAINTENANCE	517,554
86	STREETS	1,452,397
87	RECREATION	1,006,447
88	PARKS	1,183,882
89	SPORTS COMPLEX	<u>908,682</u>
90	TOTAL APPROPRIATIONS	<u>22,651,768</u>

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

94 REVENUES:

95	Tax Increment Revenues	652,386
96	Intergovernmental Revenues	1,751,816
97	Miscellaneous Revenue	115,098
98	Appropriated Reserves	<u>2,084,671</u>
99	TOTAL REVENUES	<u>4,603,971</u>

100 P. That from COMMUNITY REDEVELOPMENT TRUST FUND set forth in  
101 Paragraph O above, the following sums of money are hereby  
102 appropriated, to-wit:

103 EXPENDITURES:

104	Economic Development	<u>4,603,971</u>
105	TOTAL APPROPRIATIONS	<u>4,603,971</u>

106 S. That for MUNICIPAL SANITATION FUND, the following sums of  
107 money are hereby appropriated from the following sources of  
108 revenue, to-wit:

109 REVENUES:

110	Charges for Services	5,141,574
111	Transfers Out	500,000
112	Fund Equity	<u>40,000</u>
113	TOTAL REVENUES	<u>5,681,574</u>

114 T. That from MUNICIPAL SANITATION FUND set forth in Paragraph S  
115 above, the following sums of money are hereby appropriated,  
116 to-wit:

117	<u>EXPENDITURES:</u>	
118	Physical Environment	<u>5,681,574</u>
119	TOTAL APPROPRIATIONS	<u>5,681,574</u>
120	W. That for STORMWATER UTILITY FEE FUND, the following sums of	
121	money are hereby appropriated from the following anticipated	
122	sources of revenue, to-wit:	
123	<u>REVENUES:</u>	
124	Charges for Services	1,799,696
125	Intergovernmental Revenue	3,780,000
126	Appropriated Reserves	2,906,408
127	Transfers In	<u>2,858,772</u>
128	TOTAL REVENUES	<u>11,344,876</u>
129	X. That from STORMWATER UTILITY FEE FUND set forth in Paragraph	
130	W above, the following sums of money are hereby appropriated	
131	to the expense of principal and interest on the City's fund	
132	indebtedness, to-wit:	
133	<u>EXPENDITURES:</u>	
134	Stormwater Improvements	11,095,529
135	Transfers Out (Debt Service Payments)	<u>249,347</u>
136	TOTAL APPROPRIATIONS	<u>11,344,876</u>
137	OO. That for PARKING FUND, the following sums of money are hereby	
138	appropriated from the following anticipated sources of	
139	revenue, to-wit:	
140	<u>REVENUES:</u>	
141	Transfers-In	<u>182,688</u>
142	TOTAL REVENUES	<u>182,678</u>

143 PP. That from PARKING FUND set forth in Paragraph 00 above, the  
144 following sums of money are hereby appropriated, to-wit:

145 EXPENDITURES:

146	Operating Expenses	94,678
147	Capital	<u>88,000</u>

148	TOTAL APPROPRIATIONS	<u>182,678</u>
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149 **SECTION 2:** *Budget Amendments and Adjustments.* That changes in  
150 the adopted annual budget shall be made in accordance with state  
151 law, City Charter and as follows:

152 a) Increasing total appropriations within a fund from  
153 reserves or based upon an estimated increase in revenues  
154 shall be by ordinance.

155 b) Appropriations for specific expenditures within a fund  
156 may be increased without increasing total fund  
157 expenditures by resolution identifying the increases and  
158 offsetting decreases.

159 c) The City Manager may adjust line item expenditures within  
160 a department which do not increase total departmental  
161 expenditures or cause a change in functions, programs or  
162 capital projects.

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

167 **SECTION 4:** *Public Hearing.* That a public hearing considering  
168 the adoption of this ordinance was held August 11, 2015, in the  
169 First Baptist Church, 200 Faulkner Street (north entrance on

170 Washington Street), New Smyrna Beach, Florida, after notice is  
171 found to comply with §166.041(3)(a), F.S.

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

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

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

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

183 

184 **FRANK B. GUMMEY, III**  
185 **City Attorney**

186 **DATE:** 7/13/15

Ordinance No. 53-15 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting June 23, 2015, and read by title only. Motion was made by Commissioner Reiker, to approve the Ordinance on first reading, and seconded by Vice Mayor Jones, 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

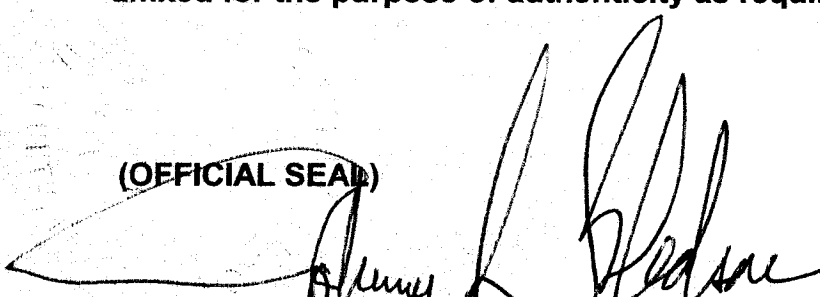
Ordinance No. 53-15 was read by title only at the Regular Meeting held by the City Commission on August 11, 2015, Motion was made by Commissioner Reiker, and seconded by Commissioner McGuirk, that Ordinance No. 53-15 be adopted on second and final reading, the vote thereon being as follows:

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. 53-15 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. 53-15