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ORDINANCE NO. 51-17

AN ORDINANCE AMENDING BUDGET ORDINANCE NO 59-16, 70-16, 05-17, 15-17, 23-17, 28-17, 36-17 and 46-17, 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, Althea Philord, Finance Director, has requested an amendment to Ordinance No. 59-16, Ordinance 70-16, Ordinance 05-17, Ordinance 15-17, Ordinance 23-17, Ordinance 28-17, 36-17, 46-17 and 51-17. 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:

40 **SECTION 1:** **Budget.** That the following sums of money be and
41 the same are hereby appropriated sources of revenue of the City to
42 the corporate purposes herein specified for the budget for the
43 fiscal year beginning October 1, 2016 and ending September 30,
44 2017.

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46 A. For the GENERAL FUND requirements, the following sums of money
47 are hereby appropriated from the following anticipated sources of
48 revenue, to-wit:

49
50 REVENUES:

51 TAXES:

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

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59 LICENSES AND PERMITS:

60	Business Tax	227,370
61	Permits	<u>915</u>
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63	TOTAL LICENSES AND PERMITS	228,285

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65 INTERGOVERNMENTAL REVENUES:

66 STATE AND FEDERAL GRANTS:

67	State/Federal Grants	384,369
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69 STATE SHARED REVENUES:

70	State/County/Local	2,179,349
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72 OTHER SHARED REVENUES:

73	Utilities Commission 6%	<u>3,646,175</u>
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75	TOTAL INTERGOVERNMENTAL	6,209,893

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77 CHARGES FOR SERVICES:

78	Charges for Services	<u>1,051,160</u>
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80	TOTAL CHARGES FOR SERVICES	1,051,160

81	<u>FINES AND FORFEITURES:</u>	
82	Court Cases/Local Ordinances	88,208
83		
84	TOTAL FINES AND FORFEITURES	88,208
85		
86	<u>MISCELLANEOUS REVENUES:</u>	
87	Other Income	129,987
88		
89	TOTAL MISCELLANEOUS REVENUES	129,987
90		
91	<u>OTHER FINANCING SOURCES:</u>	
92	Transfer From Other Funds	61,100
93	Appropriated Reserves	5,137,697
94		
95	TOTAL OTHER FINANCING SOURCES	5,198,797
96		
97	TOTAL REVENUES AND OTHER FINANCING SOURCES	<u>28,177,104</u>
98		
99		

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

105	<u>EXPENDITURES:</u>	
106	CITY COMMISSION	235,012
107	CITY MANAGER	452,900
108	CITY CLERK	339,940
109	ECONOMIC DEVELOPMENT	277,530
110	CITY ATTORNEY	491,475
111	FINANCE	627,825
112	INFORMATION TECHNOLOGY	484,553
113	HUMAN RESOURCES/PERSONNEL	251,245
114	GENERAL GOVERNMENT	4,659,123
115	INDIRECT COST ALLOCATION	-811,755
116	TRANSFERS OUT (Debt Service Payment)	989,967
117	TRANSFERS OUT	342,361
118	LAW ENFORCEMENT	5,943,550
119	FIRE	6,279,707
120	EMERGENCY MANAGEMENT	74,922
121	PLANNING & ENGINEERING	768,315

122	PUBLIC WORKS:	
123	ADMINISTRATION	182,043
124	BUILDING MAINTENANCE	644,984
125	STREETS	1,584,834
126	CIVIC CENTER	296,682
127	RECREATION	1,127,308
128	PARKS	2,024,373
129	SPORTS COMPLEX	910,210
130	TOTAL APPROPRIATIONS	<u>28,177,104</u>

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132 G. That for RECREATION RECOUPMENT FEE FUND, the following sums
133 of money are hereby appropriated from the following
134 anticipated sources of revenue, to-wit:

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136	<u>REVENUES:</u>	
137	Appropriated Reserves	43,000
138	Impact Fees	<u>32,000</u>
139		
140	TOTAL REVENUES	<u>75,000</u>

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142 H. That from RECREATION RECOUPMENT FEE FUND set forth in
143 Paragraph G above, the following sums of money are hereby
144 appropriated, to-wit:

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146	<u>EXPENDITURES:</u>	
147	Operating Expenses	<u>75,000</u>
148		
149	TOTAL APPROPRIATIONS	<u>75,000</u>

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

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157	<u>REVENUES:</u>	
158	Intergovernmental Revenues	400,000
159	Appropriated Reserves	466,141
160	Transfers In	<u>435,573</u>
161		
162	TOTAL REVENUES	<u>1,301,714</u>

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JJ. That for 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:

<u>EXPENSES:</u>	
Capital Improvements	<u>1,301,714</u>
TOTAL EXPENSES	<u>1,301,714</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 Hearing.* That the public hearing considering the adoption of this ordinance shall be held July 25, 2017, in the City Commission Chambers at City Hall, 210 Sams Avenue

202 (south entrance on Julia Street), New Smyrna Beach, Florida, after
203 notice published is found to comply with §166.041(3)(a).

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

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

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

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

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227 **FRANK B. GUMMEY, III**
228 **City Attorney**

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DATE: 6/26/17

Ordinance No. 51-17 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting June 27, 2017, and read by title only. Motion was made by Commissioner Reiker, approve the Ordinance on first reading, and seconded by Commissioner McGuirk, the vote thereon being as follows:

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

Ordinance No. 51-17 was read by title only at the Special Meeting held by the City Commission on July 25, 2017, Motion was made by Commissioner McGuirk, and seconded by Commissioner Hartman, that Ordinance No. 51-17 be adopted on second and final reading, the vote thereon being as follows:

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

The City Clerk noted the passage of Ordinance No. 51-17 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. 51-17