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3 **ORDINANCE NO. 32-18**  
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5 **AN ORDINANCE AMENDING BUDGET ORDINANCE NO 70-17, 87-17,**  
6 **102-17, 104-17, 08-18, 10-18, 21-18 AND 25-18, CURRENT EXPENSES AND**  
7 **CAPITAL OUTLAY REQUIRED FOR 2017-2018; PROVIDING FOR**  
8 **REVERSION OF UNENCUMBERED FUNDS; PROVIDING FOR PUBLIC**  
9 **HEARING; PROVIDING FOR CONFLICTING ORDINANCES;**  
10 **PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE**  
11 **DATE.**  
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13

14 *WHEREAS*, Section 2-442, City Code requires the City  
15 Commission of the City of New Smyrna Beach each fiscal year to  
16 enact by ordinance a budget setting forth the purposes and amounts  
17 for which monies are to be appropriated by said City for budget  
18 purposes; and  
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21 *WHEREAS*, the City Commission of the City of New Smyrna Beach  
22 heretofore has adopted the Annual Estimate of Anticipated Revenues  
23 and Expenditures of the City Manager as revised by the City  
24 Commission, which said revised estimate constitutes the budget and  
25 includes the anticipated cost of operating the City of New Smyrna  
26 Beach for the fiscal year beginning on the 1st day of October,  
27 2017, and ending on the 30th day of September, 2018.  
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30 *NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF THE CITY*  
31 *OF NEW SMYRNA BEACH, FLORIDA, AS FOLLOWS:*  
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34 **SECTION 1:** *Budget.* That the following sums of money be and  
35 the same are hereby appropriated sources of revenue of the City to  
36 the corporate purposes herein specified for the budget for the  
37 fiscal year beginning October 1, 2017 and ending September 30,  
38 2018.  
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41 A. For the GENERAL FUND requirements, the following sums of money  
 42 are hereby appropriated from the following anticipated  
 43 sources of revenue, to-wit:  
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 46 REVENUES:

47 TAXES:

48	General Property Taxes	11,862,268
49	Local-Option Gas Tax	840,745
50	Utility Taxes	3,372,209
51	Franchise Taxes	<u>682,999</u>
52		
53	TOTAL TAXES	16,758,221

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 55 LICENSES AND PERMITS:

56	Business Tax	228,351
57	Permits	<u>900</u>
58		
59	TOTAL LICENSES AND PERMITS	229,251

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 61 INTERGOVERNMENTAL REVENUES:

62 STATE AND FEDERAL GRANTS:

63	State/Federal Grants	586,449
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 65 STATE SHARED REVENUES:

66	State/County/Local	2,753,638
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 68 OTHER SHARED REVENUES:

69	Utilities Commission 6%	<u>3,759,103</u>
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71	TOTAL INTERGOVERNMENTAL	7,099,190

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 73 CHARGES FOR SERVICES:

74	Charges for Services	<u>1,039,143</u>
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76	TOTAL CHARGES FOR SERVICES	1,039,143

77 FINES AND FORFEITURES:

78	Court Cases/Local Ordinances	<u>155,000</u>
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80	TOTAL FINES AND FORFEITURES	155,000

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 82 MISCELLANEOUS REVENUES:

83	Other Income	<u>147,590</u>
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85	TOTAL MISCELLANEOUS REVENUES	147,590
86		
87	<u>OTHER FINANCING SOURCES:</u>	
88	Transfer from Other Funds	736,196
89	Appropriated Reserves	<u>4,580,381</u>
90		
91	TOTAL OTHER FINANCING SOURCES	5,316,577
92		
93	TOTAL REVENUES AND OTHER FINANCING SOURCES	<u>30,744,972</u>
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95		
96	B. That from said GENERAL FUND and for the current expenses or	
97	use of the several departments or accounts names below, the	
98	sums set opposite said departments are hereby appropriated,	
99	to-wit:	
100		
101	<u>EXPENDITURES:</u>	
102	CITY COMMISSION	226,120
103	CITY MANAGER	504,512
104	CITY CLERK	354,543
105	ECONOMIC DEVELOPMENT	177,204
106	CITY ATTORNEY	505,488
107	FINANCE	668,983
108	INFORMATION TECHNOLOGY	627,558
109	HUMAN RESOURCES/PERSONNEL	259,912
110	GENERAL GOVERNMENT	3,088,637
111	INDIRECT COST ALLOCATION	-889,263
112	TRANSFERS OUT (Debt Service Payment)	987,304
113	TRANSFERS OUT	2,124,936
114	LAW ENFORCEMENT	6,365,561
115	FIRE	6,222,645
116	EMERGENCY MANAGEMENT	18,031
117	PLANNING & ENGINEERING	975,579
118	PUBLIC WORKS:	
119	ADMINISTRATION	201,075
120	BUILDING MAINTENANCE	620,381
121	STREETS	2,381,092
122	CIVIC CENTER	325,956
123	RECREATION	1,287,855
124	PARKS	2,661,555
125	SPORTS COMPLEX	<u>1,049,308</u>
126	TOTAL APPROPRIATIONS	<u>30,744,972</u>

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

130

131 REVENUES:

132	Due from Utilities Commission	3,442,752
133	Charges for Services	2,149,334
134	Intergovernmental Revenues	2,352,282
135	Appropriated Reserves	<u>5,932,560</u>

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137	TOTAL REVENUES	<u>13,876,928</u>
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140 V. That from STORMWATER UTILITY FEE FUND set forth in Paragraph  
141 U above, the following sums of money are hereby appropriated  
142 to the expense of principal and interest on the City's fund  
143 indebtedness, to-wit:

144

145 EXPENDITURES:

146	Stormwater Improvements	13,062,306
147	Transfers Out (Debt Service Payments)	<u>814,622</u>

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149	TOTAL APPROPRIATIONS	<u>13,876,928</u>
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152 MM. That for SPECIAL LAW ENFORCEMENT TRUST FUND, the following  
153 sums of money are hereby appropriated from the following  
154 sources of revenue, to-wit:

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156 REVENUES:

157	Appropriated Reserves	<u>51,000</u>
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159	TOTAL REVENUES	<u>51,000</u>
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161 NN. That from SPECIAL LAW ENFORCEMENT TRUST FUND set forth in  
162 Paragraph MM above, the following sums of money are hereby  
163 appropriated, to-wit:

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165 EXPENDITURES:

166	Law Enforcement	<u>51,000</u>
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168	TOTAL APPROPRIATIONS	<u>51,000</u>
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**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 6:30 p.m. on June 12, 2018 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.

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

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

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*Carrie Avallone*

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**CARRIE AVALLONE**

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**City Attorney**

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**DATE:**    5/15/2018

Ordinance No. 32-18 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting May 22, 2018, and read by title only. Motion was made by Commissioner Sachs, to approve the Ordinance on first reading, and seconded by Commissioner Reiker, the vote thereon being as follows:

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

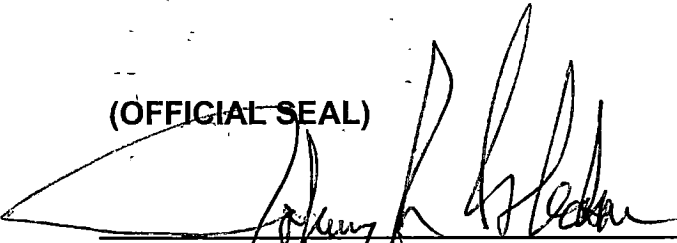
Ordinance No. 32-18 was read by title only at the Regular Meeting held by the City Commission on June 12, 2018, Motion was made by Commissioner Hartman, and seconded by Vice Mayor McGuirk, that Ordinance No. 32-18 be adopted on second and final reading, the vote thereon being as follows:

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

The City Clerk noted the passage of Ordinance No. 32-18 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. 32-18