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3 **ORDINANCE NO. 54-18**  
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5 **AN ORDINANCE AMENDING BUDGET ORDINANCE NO 52-18,**  
6 **CURRENT EXPENSES AND CAPITAL OUTLAY REQUIRED FOR 2018-**  
7 **2019; PROVIDING FOR REVERSION OF UNENCUMBERED FUNDS;**  
8 **PROVIDING FOR PUBLIC HEARING; PROVIDING FOR**  
9 **CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY;**  
10 **AND PROVIDING AN EFFECTIVE DATE.**  
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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 amounts  
16 for which monies are to be appropriated by said City for budget  
17 purposes; and  
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19  
20 *WHEREAS*, the City Commission of the City of New Smyrna Beach  
21 heretofore has adopted the Annual Estimate of Anticipated Revenues  
22 and Expenditures of the City Manager as revised by the City  
23 Commission, which said revised estimate constitutes the budget and  
24 includes the anticipated cost of operating the City of New Smyrna  
25 Beach for the fiscal year beginning on the 1st day of October,  
26 2018, and ending on the 30th day of September, 2019.  
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29 ***NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF THE CITY***  
30 ***OF NEW SMYRNA BEACH, FLORIDA, AS FOLLOWS:***  
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33 **SECTION 1:** *Budget.* That the following sums of money be and  
34 the same are hereby appropriated sources of revenue of the City to  
35 the corporate purposes herein specified for the budget for the  
36 fiscal year beginning October 1, 2018 and ending September 30,  
37 2019.  
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40 A. For the GENERAL FUND requirements, the following sums of money  
41 are hereby appropriated from the following anticipated  
42 sources of revenue, to-wit:  
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|    |                                    |                  |
|----|------------------------------------|------------------|
| 45 | <u>REVENUES:</u>                   |                  |
| 46 | <u>TAXES:</u>                      |                  |
| 47 | General Property Taxes             | 12,713,805       |
| 48 | Local-Option Gas Tax               | 916,541          |
| 49 | Utility Taxes                      | 3,215,863        |
| 50 | Franchise Taxes                    | <u>910,312</u>   |
| 51 |                                    |                  |
| 52 | TOTAL TAXES                        | 17,756,521       |
| 53 |                                    |                  |
| 54 | <u>LICENSES AND PERMITS:</u>       |                  |
| 55 | Business Tax                       | 232,366          |
| 56 | Permits                            | <u>900</u>       |
| 57 |                                    |                  |
| 58 | TOTAL LICENSES AND PERMITS         | 233,266          |
| 59 |                                    |                  |
| 60 | <u>INTERGOVERNMENTAL REVENUES:</u> |                  |
| 61 | <u>STATE AND FEDERAL GRANTS:</u>   |                  |
| 62 | State/Federal Grants               | 185,184          |
| 63 |                                    |                  |
| 64 | <u>STATE SHARED REVENUES:</u>      |                  |
| 65 | State/County/Local                 | 2,459,950        |
| 66 |                                    |                  |
| 67 | <u>OTHER SHARED REVENUES:</u>      |                  |
| 68 | Utilities Commission 6%            | <u>3,849,026</u> |
| 69 |                                    |                  |
| 70 | TOTAL INTERGOVERNMENTAL            | 6,494,160        |
| 71 |                                    |                  |
| 72 | <u>CHARGES FOR SERVICES:</u>       |                  |
| 73 | Charges for Services               | <u>1,240,642</u> |
| 74 |                                    |                  |
| 75 | TOTAL CHARGES FOR SERVICES         | 1,240,642        |
| 76 | <u>FINES AND FORFEITURES:</u>      |                  |
| 77 | Court Cases/Local Ordinances       | <u>145,000</u>   |
| 78 |                                    |                  |
| 79 | TOTAL FINES AND FORFEITURES        | 145,000          |
| 80 |                                    |                  |
| 81 | <u>MISCELLANEOUS REVENUES:</u>     |                  |
| 82 | Other Income                       | <u>172,790</u>   |
| 83 |                                    |                  |
| 84 | TOTAL MISCELLANEOUS REVENUES       | 172,790          |
| 85 |                                    |                  |
| 86 | <u>OTHER FINANCING SOURCES:</u>    |                  |
| 87 | Transfer From Other Funds          | 387,089          |
| 88 | Appropriated Reserves              | <u>545,122</u>   |
| 89 |                                    |                  |

|     |   |                   |
|-----|---|-------------------|
| 90  | TOTAL OTHER FINANCING SOURCES                                     | 932,211           |
| 91  |   |                   |
| 92  | TOTAL REVENUES AND OTHER FINANCING SOURCES                        | <u>26,974,590</u> |
| 93  |   |                   |
| 94  | B. That from said GENERAL FUND and for the current expenses or    |                   |
| 95  | use of the several departments or accounts names below, the       |                   |
| 96  | sums set opposite said departments are hereby appropriated,       |                   |
| 97  | to-wit:   |                   |
| 98  |   |                   |
| 99  | <u>EXPENDITURES:</u>  |                   |
| 100 | CITY COMMISSION   | 236,489           |
| 101 | CITY MANAGER  | 515,739           |
| 102 | CITY CLERK  | 374,485           |
| 103 | ECONOMIC DEVELOPMENT  | 182,483           |
| 104 | CITY ATTORNEY   | 407,769           |
| 105 | FINANCE   | 690,200           |
| 106 | INFORMATION TECHNOLOGY  | 599,193           |
| 107 | HUMAN RESOURCES/PERSONNEL   | 275,005           |
| 108 | GENERAL GOVERNMENT  | 922,890           |
| 109 | INDIRECT COST ALLOCATION  | -736,829          |
| 110 | TRANSFERS OUT (Debt Service Payment)                              | 1,016,165         |
| 111 | LAW ENFORCEMENT   | 7,183,789         |
| 112 | FIRE  | 6,681,730         |
| 113 | EMERGENCY MANAGEMENT  | 25,886            |
| 114 | PLANNING & ENGINEERING  | 1,176,865         |
| 115 | PUBLIC WORKS:   |                   |
| 116 | ADMINISTRATION  | 202,112           |
| 117 | BUILDING MAINTENANCE  | 712,117           |
| 118 | STREETS   | 1,811,815         |
| 119 | CIVIC CENTER  | 329,570           |
| 120 | RECREATION  | 1,401,243         |
| 121 | PARKS   | 1,817,168         |
| 122 | SPORTS COMPLEX  | <u>1,148,706</u>  |
| 123 | TOTAL APPROPRIATIONS  | <u>26,974,590</u> |
| 124 |   |                   |
| 125 | W. That for BUILDING INSPECTION FUND, the following sums of money |                   |
| 126 | are hereby appropriated from the following anticipated            |                   |
| 127 | sources of revenue, to-wit:                                       |                   |
| 128 |   |                   |
| 129 | <u>REVENUES:</u>  |                   |
| 130 | Licenses/Permits  | 2,192,068         |
| 131 | Charges for Services  | 8,453             |
| 132 | Miscellaneous Revenue   | <u>4,778</u>      |
| 133 |   |                   |
| 134 | TOTAL REVENUES  | <u>2,205,299</u>  |

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

EXPENDITURES:

|                       |                  |
|-----------------------|------------------|
| Protective Inspection | <u>2,205,299</u> |
| TOTAL APPROPRIATIONS  | <u>2,205,299</u> |

KK. That from PARKING FUND, the following sums of money are hereby appropriated from the following anticipated sources of revenue, to wit:

REVENUES:

|                      |                |
|----------------------|----------------|
| Charges for Services | <u>600,000</u> |
| TOTAL REVENUES       | <u>600,000</u> |

LL. That from PARKING FUND set forth in Paragraph KK above, the following sums of money are hereby appropriated, to wit:

EXPENSES:

|                                 |                |
|---------------------------------|----------------|
| Parking Fund Operating Expenses | <u>600,000</u> |
| TOTAL EXPENSES                  | <u>600,000</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.

178 c) The City Manager may adjust line item expenditures  
179 within a department which do not increase total  
180 departmental expenditures or cause a change in  
181 functions, programs or capital projects.  
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184 **SECTION 3: Reversion of Unencumbered Funds.** That any funds  
185 appropriated by this ordinance, not encumbered or contracted for  
186 during the period herein set forth, shall revert to the fund from  
187 which said funds were to have been paid.  
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190 **SECTION 4: Public Hearings.** That the public hearing  
191 considering the adoption of this ordinance shall be held at 6:30  
192 p.m. on October 23, 2018, in the City Commission Chambers at City  
193 Hall, 210 Sams Avenue (south entrance on Julia Street), New Smyrna  
194 Beach, Florida, after notice is found to comply with  
195 §166.041(3) (a), F.S.  
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198 **SECTION 5: Severability.** That if any section, sentence,  
199 clause or phrase of this ordinance is held to be invalid or  
200 unconstitutional by any court of competent jurisdiction, then said  
201 holding shall in no way affect the validity of the remaining  
202 portion of this ordinance.  
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205 **SECTION 6: Conflicting Ordinances.** That all ordinances or  
206 parts thereof that are in conflict with this ordinance shall be  
207 and the same are hereby rescinded and repealed.  
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210 **SECTION 7: Effective Date.** That this ordinance shall take  
211 effect immediately upon its final adoption.  
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213 **APPROVED AS TO FORM AND CORRECTNESS:**

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215 \_\_\_\_\_  
216 **CARRIE AVALLONE**  
217 **City Attorney.**

218  
219 **DATE:** 10/2/18  
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Ordinance No. 54-18 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting October 9, 2018, and read by title only. Motion was made by Vice Mayor McGuirk, 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     | Yes |
| VICE MAYOR JASON MCGUIRK    | Yes |
| COMMISSIONER RANDY HARTMAN  | Yes |
| COMMISSIONER JUDY REIKER    | Yes |

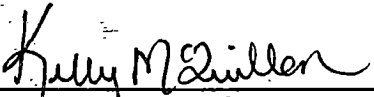
Ordinance No. 54-18 was read by title only at the Regular Meeting held by the City Commission on October 23, 2018, Motion was made by Vice Mayor McGuirk, and seconded by Commissioner Hartman, that Ordinance No. 54-18 be adopted on second and final reading, the vote thereon being as follows:

|                             |     |
|-----------------------------|-----|
| COMMISSIONER JUDY REIKER    | Yes |
| 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. 54-18 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. 54-18