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2
3 **ORDINANCE NO. 57-18**
4

5 **AN ORDINANCE AMENDING BUDGET ORDINANCE NO 52-18 AND 54-**
6 **18, CURRENT EXPENSES AND CAPITAL OUTLAY REQUIRED FOR**
7 **2018-2019; PROVIDING FOR REVERSION OF UNENCUMBERED**
8 **FUNDS; PROVIDING FOR PUBLIC HEARING; PROVIDING FOR**
9 **CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY;**
10 **AND PROVIDING AN EFFECTIVE DATE.**
11

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
18

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.
27

28
29 **NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF THE CITY**
30 **OF NEW SMYRNA BEACH, FLORIDA, AS FOLLOWS:**
31

32
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.
38

- 39
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:
43
44

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	280,184
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	6,530,160
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	695,089
88	Appropriated Reserves	<u>545,122</u>
89		

90 TOTAL OTHER FINANCING SOURCES 1,299,211
 91
 92 TOTAL REVENUES AND OTHER FINANCING SOURCES 27,377,590
 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 EXPENDITURES:
 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 1,111,165
 111 LAW ENFORCEMENT 7,463,789
 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 1,845,168
 122 SPORTS COMPLEX 1,148,706
 123 TOTAL APPROPRIATIONS 27,377,590
 124
 125

126 C. That from SPECIAL LAW ENFORCEMENT IMPACT FEE FUND, the
 127 following sums of money are hereby appropriated from the
 128 following anticipated sources of revenue, to-wit:
 129

130 REVENUES:
 131 Impact Fees 334,597
 132
 133 TOTAL REVENUES 334,597
 134

135
136 D. That from SPECIAL LAW ENFORCEMENT IMPACT FEE FUND set forth
137 in Paragraph C above, the following sums of money are hereby
138 appropriated, to-wit:
139

140 EXPENDITURES:

141 Operating Expenses 334,597
142
143 TOTAL APPROPRIATIONS 334,597
144

145
146 I. That for TRANSPORTATION IMPACT FEE FUND, the following sums
147 of money are hereby appropriated from the following
148 anticipated sources of revenue, to-wit:
149

150 REVENUES:

151 Impact Fees 1,043,051
152
153 TOTAL REVENUES 1,043,051
154

155
156 J. That from TRANSPORTATION IMPACT FEE FUND set forth in
157 Paragraph I above, the following sums of money are hereby
158 appropriated, to-wit:
159

160 EXPENDITURES:

161 Operating Expenses 1,043,051
162
163 TOTAL APPROPRIATIONS 1,043,051
164

165
166 W. That for BUILDING INSPECTION FUND, the following sums of money
167 are hereby appropriated from the following anticipated
168 sources of revenue, to-wit:
169

170 REVENUES:

171 Licenses/Permits 2,192,068
172 Charges for Services 8,453
173 Miscellaneous Revenue 4,778
174
175 TOTAL REVENUES 2,205,299
176

177 X. That from BUILDING INSPECTION FUND set forth in Paragraph W
178 above, the following sums of money are hereby appropriated to

179 the expense of principal and interest on the City's fund
180 indebtedness, to-wit:

181

182 EXPENDITURES:

183 Protective Inspection 2,205,299

184

185 TOTAL APPROPRIATIONS 2,205,299

186

187

188 CC. That for CITY MARINA FUND, the following sums of money are
189 hereby appropriated from the following anticipated sources of
190 revenue, to-wit:

191

192 REVENUES:

193 Grant Revenue 42,000

194 Leases/Rentals 299,300

195 Miscellaneous Revenue 1,000

196 Appropriated Reserves 42,000

197

198 TOTAL REVENUES 384,300

199

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

202

203 EXPENDITURES:

204 Special Recreation 353,600

205 Transfers Out 30,700

206 TOTAL APPROPRIATIONS 384,300

207

208

209 GG. That for 2013 CAPITAL PROJECTS FUND, the following sums of
210 money are hereby appropriated from the following anticipated
211 sources of revenue, to wit:

212

213 REVENUES:

214 Transfer In 95,000

215 Appropriated Reserves 26,652

216

217 TOTAL REVENUES 121,652

218

219 HH. That from 2013 CAPITAL PROJECTS FUND set forth in Paragraph
220 GG above, the following sums of money are hereby appropriated
221 to the expense of principal and interest on the City's fund
222 indebtedness, to-wit:

223

224	<u>EXPENSES:</u>	
225	Capital Improvements	<u>121,652</u>
226		
227	TOTAL EXPENSES	<u>121,652</u>
228		
229		
230		

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

235	<u>REVENUES:</u>	
236	Charges for Services	<u>600,000</u>
237		
238	TOTAL REVENUES	<u>600,000</u>
239		

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

243	<u>EXPENSES:</u>	
244	Parking Fund Operating Expenses	<u>600,000</u>
245		
246	TOTAL EXPENSES	<u>600,000</u>
247		
248		

249 **SECTION 2:** *Budget Amendments and Adjustments.* That changes in
 250 the adopted annual budget shall be made in accordance with state
 251 law, City Charter and as follows:

- 252
- 253 a) Increasing total appropriations within a fund from
 254 reserves or based upon an estimated increase in revenues
 255 shall be by ordinance.
- 256
- 257 b) Appropriations for specific expenditures within a
 258 fund may be increased without increasing total fund
 259 expenditures by resolution identifying the increases and
 260 offsetting decreases.
- 261
- 262 c) The City Manager may adjust line item expenditures
 263 within a department which do not increase total
 264 departmental expenditures or cause a change in
 265 functions, programs or capital projects.
- 266
- 267

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

272
273

274 **SECTION 4: Public Hearings.** That the public hearing
275 considering the adoption of this ordinance shall be held at 6:30
276 p.m. on November 27, 2018, in the City Commission Chambers at City
277 Hall, 210 Sams Avenue (south entrance on Julia Street), New Smyrna
278 Beach, Florida, after notice is found to comply with
279 §166.041(3)(a), F.S.

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281

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

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

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

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

299
300

301 Carrie Avallone
302 CARRIE AVALLONE
303 City Attorney

304
305

DATE: 11/16/2018

Ordinance No. 57-18 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting November 13, 2018, and read by title only. Motion was made by Commissioner Kolody, to approve the Ordinance on first reading, and seconded by Commissioner McGuirk, the vote thereon being as follows:

MAYOR RUSSELL OWEN	Yes
COMMISSIONER JASON MCGUIRK	Yes
VICE MAYOR RANDY HARTMAN	Yes
COMMISSIONER MICHAEL KOLODY	Yes
COMMISSIONER JACOB D. SACHS	Yes

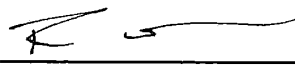
Ordinance No. 57-18 was read by title only at the Regular Meeting held by the City Commission on November 27, 2018, Motion was made by Vice Mayor Hartman, and seconded by Commissioner Kolody, that Ordinance No. 57-18 be adopted on second and final reading, the vote thereon being as follows:

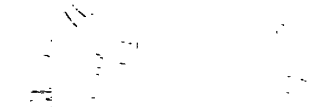
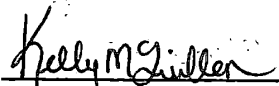
COMMISSIONER JACOB D. SACHS	Yes
MAYOR RUSSELL OWEN	Yes
VICE MAYOR RANDY HARTMAN	Yes
COMMISSIONER JASON MCGUIRK	Yes
COMMISSIONER MICHAEL KOLODY	Yes

The City Clerk noted the passage of Ordinance No. 57-18 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 Mayor of the City of New Smyrna
Beach, Florida



As City Clerk of the City of
New Smyrna Beach, Florida