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**ORDINANCE NO. 50-14**

**AN ORDINANCE AMENDING ORDINANCE NO. 191-13, ORDINANCE NO. 220-13, ORDINANCE NO. 230-13, ORDINANCE NO. 04-14, ORDINANCE NO. 15-14, ORDINANCE NO. 24-14, ORDINANCE NO. 36-14, AND ORDINANCE NO. 42-14, CURRENT EXPENSES AND CAPITAL OUTLAY REQUIRED BY THE CITY OF NEW SMYRNA BEACH, FLORIDA, DURING AND FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013, AND ENDING SEPTEMBER 30, 2014; 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. 191-13, Ordinance No. 220-13, Ordinance No. 230-13, Ordinance No. 04-14, Ordinance No. 15-14, Ordinance No. 24-14, Ordinance No. 36-14, and Ordinance No. 42-14, Current Expenses and Capital Outlay for the Fiscal Year beginning October 1, 2013, and ending September 30, 2014, 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 2013-2014 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: Amendment.** That Ordinance No. 191-13, Ordinance No. 220-13, Ordinance No. 230-13, Ordinance No. 04-14, Ordinance No. 15-14, Ordinance No. 24-14, Ordinance No. 36-14, and Ordinance No. 42-14 be and the same are hereby amended only for the accounts below for the fiscal year beginning October 1, 2013, and ending September 30, 2014, as follows:

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

<b><u>REVENUES:</u></b>	
Tax Increment Revenues	585,108

39	Intergovernmental Revenues	1,124,684
40	Appropriated Reserves	<u>2,796,890</u>
41	TOTAL REVENUES	<u>4,506,682</u>

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

45	<u>EXPENDITURES:</u>	
46	Economic Development	4,335,670
47	Transfers Out (Debt Service Payment)	<u>171,012</u>
48	TOTAL APPROPRIATIONS	<u>4,506,682</u>

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

- 52 a) Increasing total appropriations within a fund from  
53 reserves or based upon an estimated increase in revenues  
54 shall be by ordinance.
- 55 b) Appropriations for specific expenditures within a fund  
56 may be increased without increasing total fund  
57 expenditures by resolution identifying the increases and  
58 offsetting decreases.
- 59 c) The City Manager may adjust line item expenditures within  
60 a department which do not increase total departmental  
61 expenditures or cause a change in functions, programs or  
62 capital projects.

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

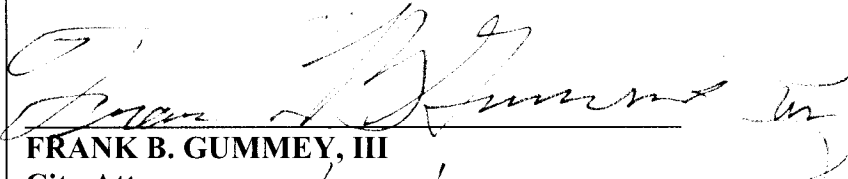
67 **SECTION 4:** *Public Hearing.* That a public hearing considering  
68 the adoption of this ordinance was held August 12, 2014, in the  
69 City Commission Chambers at City Hall, 210 Sams Avenue (south  
70 entrance on Julia Street), New Smyrna Beach, Florida, after notice  
71 is found to comply with §166.041(3)(a), F.S.

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

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

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

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

83   
84 **FRANK B. GUMMEY, III**  
85 **City Attorney**

86 **DATE:** 5/17/14

Ordinance No. 50-14 of the City of New Smyrna Beach, Florida, was introduced before the Commission at its Regular Meeting June 24, 2014, and read by title only. Motion was made by Commissioner Reiker, to approve the Ordinance on first reading, and seconded by Vice Mayor McGuirk, the vote thereon being as follows:

MAYOR ADAM BARRINGER	Yes
VICE MAYOR JASON MCGUIRK	Yes
COMMISSIONER JUDY REIKER	Yes
COMMISSIONER J. S. GRASTY	Yes
COMMISSIONER KIRK JONES	Yes

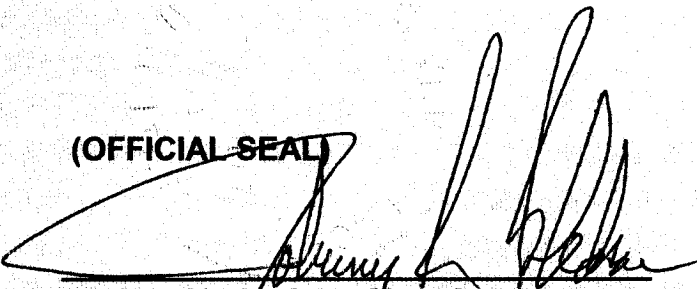
Ordinance No. 50-14 was read by title only at the Regular Meeting held by the Commission on August 12, 2014, Motion was made by Commissioner Grasty, and seconded by Commissioner Jones, that Ordinance No. 50-14 be adopted on second and final reading, the vote thereon being as follows:

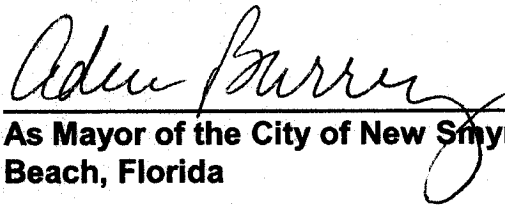
MAYOR ADAM BARRINGER	Yes
VICE MAYOR JASON MCGUIRK	Yes
COMMISSIONER JUDY REIKER	Yes
COMMISSIONER J. S. GRASTY	Yes
COMMISSIONER KIRK JONES	Yes

The City Clerk noted the passage of Ordinance No. 50-14 in the minutes of this meeting by 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, 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. 50-14