

**ORDINANCE NO. 15-17**

**AN ORDINANCE AMENDING BUDGET ORDINANCE NO 59-16, 70-16 and 05-17, 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, WHEREAS,* Althea Philord, Finance Director, has requested an amendment to Ordinance No. 59-16, Ordinance 70-16, and Ordinance 05-17, 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:***

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

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

**REVENUES:**

**TAXES:**

General Property Taxes	10,663,393
Local-Option Gas Tax	773,937
Utility Taxes	3,159,897
Franchise Taxes	<u>673,547</u>

TOTAL TAXES	15,270,774
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<u>LICENSES AND PERMITS:</u>	
Business Tax	227,370
Permits	<u>915</u>
TOTAL LICENSES AND PERMITS	228,285
<u>INTERGOVERNMENTAL REVENUES:</u>	
<u>STATE AND FEDERAL GRANTS:</u>	
State/Federal Grants	378,304
<u>STATE SHARED REVENUES:</u>	
State/County/Local	2,153,503
<u>OTHER SHARED REVENUES:</u>	
Utilities Commission 6%	<u>3,646,175</u>
TOTAL INTERGOVERNMENTAL	6,177,982
<u>CHARGES FOR SERVICES:</u>	
Charges for Services	<u>1,029,160</u>
TOTAL CHARGES FOR SERVICES	1,029,160
<u>FINES AND FORFEITURES:</u>	
Court Cases/Local Ordinances	<u>88,208</u>
TOTAL FINES AND FORFEITURES	88,208
<u>MISCELLANEOUS REVENUES:</u>	
Other Income	<u>123,741</u>
TOTAL MISCELLANEOUS REVENUES	123,741
<u>OTHER FINANCING SOURCES:</u>	
Transfer From Other Funds	30,700
Appropriated Reserves	<u>4,727,511</u>
TOTAL OTHER FINANCING SOURCES	4,758,211
TOTAL REVENUES AND OTHER FINANCING SOURCES	<u>27,676,361</u>

B. That from said GENERAL FUND and for the current expenses or use of the several departments or accounts names below, the

sums set opposite said departments are hereby appropriated,  
to-wit:

EXPENDITURES:

CITY COMMISSION	235,012
CITY MANAGER	452,900
CITY CLERK	339,940
ECONOMIC DEVELOPMENT	280,030
CITY ATTORNEY	491,475
FINANCE	627,825
INFORMATION TECHNOLOGY	484,553
HUMAN RESOURCES/PERSONNEL	251,245
GENERAL GOVERNMENT	4,565,593
INDIRECT COST ALLOCATION	-811,755
TRANSFERS OUT (Debt Service Payment)	989,967
TRANSFERS OUT	100,461
LAW ENFORCEMENT	5,937,485
FIRE	6,230,807
EMERGENCY MANAGEMENT	74,922
PLANNING & ENGINEERING	719,625
PUBLIC WORKS:	
ADMINISTRATION	182,043
BUILDING MAINTENANCE	644,984
STREETS	1,555,324
CIVIC CENTER	296,682
RECREATION	1,086,136
PARKS	2,030,897
SPORTS COMPLEX	910,210
TOTAL APPROPRIATIONS	<u>27,676,361</u>

Y. That for BUILDING INSPECTION FUND, the following sums of money are hereby appropriated from the following anticipated sources of revenue, to-wit:

REVENUES:

Licenses/Permits	1,279,437
Charges for Services	74,107
Miscellaneous Revenue	4,107
Fines & Forfeitures	13,077
Intergovernmental Revenue	15,000
TOTAL REVENUES	<u>1,385,728</u>

Z. That from BUILDING INSPECTION FUND set forth in Paragraph Y 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>1,385,728</u>
TOTAL APPROPRIATIONS	<u>1,385,728</u>

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

REVENUES:

Intergovernmental Revenues	100,000
Appropriated Reserves	466,141
Transfers In	<u>118,673</u>
TOTAL REVENUES	<u>684,814</u>

JJ. That from 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:

EXPENSES:

Capital Improvements	<u>684,814</u>
TOTAL EXPENSES	<u>684,814</u>

MM. 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>300,000</u>
TOTAL REVENUES	<u>300,000</u>

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

EXPENSES:

Parking Fund Operating Expenses 300,000

TOTAL EXPENSES 300,000

**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.

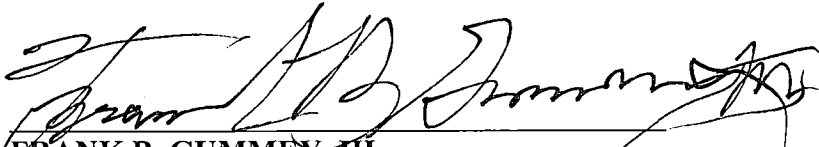
**SECTION 4:** *Public Hearings.* That public hearings considering the adoption of this ordinance held February 14, 2017 and February 28, 2017, in the City Commission Chambers at City Hall, 210 Sams Avenue (south entrance on Julia Street), New Smyrna Beach, Florida, after notice is found to comply with §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.

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

**APPROVED AS TO FORM AND CORRECTNESS:**



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

**DATE:** 2/2/17

City of New Smyrna Beach					
Budget Amendments and Transfers					Increases budget
2/14/2017					Decreases budget
Ordinance 15-17					
Number	Department	Original Budget	Amendments	Revised Budget	Commission Action
<b>General Fund Revenues</b>		26,960,693			
	General Fund Reserves		715,668		
			715,668	27,676,361	0
<b>General Fund Operating Expenses</b>					
51101	City Commission	235,012		235,012	
51201	City Manager	452,900		452,900	
51202	City Clerk	339,940		339,940	
51203	Economic Development	280,030		280,030	
51301	Finance	627,825		627,825	
51302	Information Technology	484,553		484,553	
51303	Human Resources	251,245		251,245	
51401	City Attorney	491,475		491,475	
51501	Planning And Zoning	719,625		719,625	
51901	General Govt	3,653,838			
	Operating Expenses - Tetra Tech Contract		125,000		Appropriate additional funding for Tetra Tech Monitoring Contract - Cost Reimbursable - 75% Fema and 12.5% State
				3,778,838	
51902	PW Administration	182,043		182,043	
52101	Police	5,937,485			
				5,937,485	

City of New Smyrna Beach					
Budget Amendments and Transfers					Increases budget
2/14/2017					Decreases budget
Ordinance 15-17					
Number	Department	Original Budget	Amendments	Revised Budget	Commission Action
52201	<i>Fire</i>	6,140,807			
	Capital Expenses				
	Driveway FS51		90,000		<i>Budgeted in FY2016 but not encumbered</i>
				6,230,807	
52501	<i>EOC</i>	74,922		74,922	
54101	<i>Streets</i>	1,555,324		1,555,324	
57201	<i>Recreation</i>	1,086,136		1,086,136	
57202	<i>Parks</i>	1,585,467			
	Capital Expenses				
	Dock repairs - Hurricane Matthew Damage		70,430		<i>Consulting Services to repair docks and piers - Cost Reimbursable - 75% Fema and 12.5% State</i>
	Dock repairs - Hurricane Matthew Damage		350,000		<i>Estimated cost of repairing six docks - Cost Reimbursable - 75% Fema and 12.5% State</i>
				2,005,897	
57207	<i>Brannon Civic Center</i>	296,682		296,682	
57501	<i>Sports Complex</i>	910,210		910,210	
58101	<i>Transfers</i>	1,010,190			
	Transfer to 2013 Capital Projects Fund		80,238		<i>General Funds share of asbestos removal and interior demolition of Historic Church Building</i>
				1,090,428	
59101	<i>Building &amp; Maintenance</i>	644,984		644,984	
	<b>Total General Fund</b>	26,960,693	715,668	27,676,361	
	General Fund Expense Summary:	Amendments	Commission Approved		
	Personnel				
	Operating	125,000			
	Capital	535,430			
		660,430			



City of New Smyrna Beach				
Budget Amendments and Transfers				Increase budget
2/14/2017				Decreases budget
Ordinance 15-17				
Number	Department	Original Budget	Amendments	Revised Budget
				Commission Action
113	<u>Building &amp; Inspection Fund</u>	1,385,728		
	Revenue			1,385,728
113	<u>Building &amp; Inspection Fund</u>	1,385,728		
	Expenditures			
	Operating Contingency		(35,512)	
	Transfer to 2013 Capital Projects Fund		35,212	
				1,385,728
115	<u>Parking Fund</u>	300,000		
				300,000
115	<u>Parking Fund</u>	300,000		
	Operating Contingency		(25,000)	
	Full replacement of handicap ramp -Hurricane Matthew		25,000	
				300,000
302	<u>2013 Capital Projects Fund</u>			
	Revenue	568,114		
	Reserves		1,250	
	Transfer In - Building Department		35,212	
	Transfer In - General Fund		80,238	
				684,814
302	Expense	568,114		
	Live Oak Cultural Center		1,250	
	City Hall Annex Project		115,450	
				684,814

Ordinance No. 15-17 of the City of New Smyrna Beach, Florida, was introduced before the City Commission at its Regular Meeting February 14, 2017, and read by title only. Motion was made by Commissioner Reiker, to approve the Ordinance on first reading, and seconded by Commissioner Hartman, the vote thereon being as follows:

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

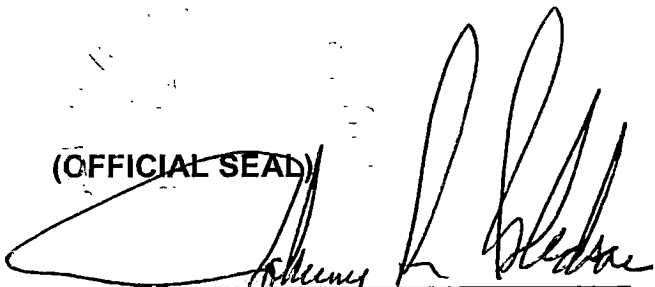
Ordinance No. 15-17 was read by title only at the Regular Meeting held by the City Commission on February 28, 2017, Motion was made by Commissioner Reiker, and seconded by Commissioner McGuirk, that Ordinance No. 15-17 be adopted on second and final reading, the vote thereon being as follows:

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

The City Clerk noted the passage of Ordinance No. 15-17 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. 15-17