

ORDINANCE 2013-27

AN ORDINANCE AMENDING THE BUDGET OF THE TOWN OF LONGBOAT KEY, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2012, AND ENDING SEPTEMBER 30, 2013, TRANSFERRING A TOTAL OF \$762,000.00 FROM THE ROAD AND BRIDGE FUND UNAPPROPRIATED FUND BALANCE TO THE GENERAL FUND TRANSFER-IN ACCOUNT LINE TO PAY FOR CERTAIN STREET AND RIGHT OF WAY MAINTENANCE EXPENSES AUTHORIZED BY FLORIDA STATUTES FOR THESE PURPOSES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Road and Bridge Fund collects tax revenues from the 1-6 Cents Local Option Fuel Tax and Ninth-Cent Fuel Tax as authorized by Florida Statutes 336.025; and,

WHEREAS, Florida Statutes 336.025 provides for the use of the 1-6 Cents Local Option Fuel Tax and Ninth-Cent Fuel Tax to fund "transportation expenditures" such as roadway and right-of-way maintenance, street lighting, traffic signs, traffic engineering, signalization, and pavement markings; and,

WHEREAS, the Town of Longboat Key has unbudgeted, unallocated funds in the Road and Bridge Fund that may be used to provide for costs related to street maintenance in the Town of Longboat Key; and,

WHEREAS, the Public Works Department pays wages related to transportation expenditures from the General Fund that are authorized uses of the 1-6 Cents Local Option Fuel Tax and Ninth-Cent Fuel Tax moneys; and,

WHEREAS, the 2012-2013 transfer in the Adopted Budget allocated an amount of \$679,000.00 for eligible wages to the Public Works Department and such funds were paid by the General Fund; and,

WHEREAS, the 2012-2013 transfer in the Adopted Budget does not include certain eligible wages in the Public Works Department that are paid by the General Fund in an amount of \$125,000.00; and,

WHEREAS, since the adoption of the 2012-2013 Adopted Budget, the \$42,000.00 for the subsidy of the Longboat Key Trolley payable to Manatee County is no longer required and should be eliminated from such budget; and,

WHEREAS, as a result of the above addition of \$125,000.00 and the reduction of \$42,000.00 to the budget, there is a net increase of \$83,000.00 to the original transfer of \$679,000.00 from the General Fund for a total transfer of \$762,000.00; and,

WHEREAS, the Town Manager and Finance Director affirm the above stated funds are available for transfer; and,

WHEREAS, the Town Charter, Article V, Section 9(d) provides for such action.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LONGBOAT KEY, FLORIDA, THAT:

SECTION 1. All of the above Whereas clauses are true and correct and are hereby fully incorporated by reference.

SECTION 2. The budget of the Town of Longboat Key for the fiscal year beginning October 1, 2012, and ending September 30, 2013, as adopted pursuant to Ordinance 2012-22, is hereby amended to make the adjustments more particularly described in the recitals above and transfer a total of Seven Hundred Sixty-Two Thousand and No/100 Dollars (\$762,000.00) from the Road and Bridge Fund Transfer-out/General Fund account 101.3200.541.9001 unallocated and unbudgeted fund balance to the General Fund Transfer-in/Road and Bridge account 001.0900.381.0101.

SECTION 3. If any section, subsection, sentence, clause, or provision of this Ordinance is held invalid, the remainder of the Ordinance shall not be affected.

SECTION 4. All ordinances or parts of ordinances in conflict herewith shall be and the same are hereby repealed.

SECTION 5. This Ordinance shall take effect upon second reading and adoption in accordance with Law and the Charter of the Town of Longboat Key.

Passed on first reading public hearing the 21st day of October, 2013.

Adopted on second reading and public hearing the 4th day of November, 2013.

/s/ James L. Brown

James L. Brown, Mayor

ATTEST:

/s/ Trish Granger

Trish Granger, Town Clerk