

TOWN OF FORT MYERS BEACH  
ORDINANCE NO. 96-23

AN ORDINANCE ADOPTING THE TOWN OF FORT MYERS BEACH, FLORIDA, OPERATING BUDGET FOR THE FISCAL YEAR OF 1997, PROVIDING AUTHORITY; TOWN MANAGER'S RESPONSIBILITY; TENTATIVE BUDGET; PUBLIC HEARING; ADOPTION; SUBSEQUENT ACTION; EMERGENCY APPROPRIATIONS; SEVERABILITY; REPEALING CLAUSE; AND AN EFFECTIVE DATE.

IT IS HEREBY ORDAINED BY THE TOWN OF FORT MYERS BEACH, FLORIDA as follows:

SECTION ONE: Authority. This Ordinance is enacted pursuant to the provisions of Chapter 95-494, Laws of Florida, Chapter 166, Florida Statutes, and other applicable provisions of law.

SECTION TWO: Town Manager's Responsibility. That the Town Manager of the Town of Fort Myers Beach, Florida, has presented to the Town Council the operating budget covering the revenues and expenditures as estimated to be required for the fiscal year 1997.

SECTION THREE: Tentative Budget. That the Town Council, in duly called sessions, has reviewed the budget and having made certain amendments thereto and adopted a tentative budget. A copy of the budget as amended by the Town Council during its workshop meetings is attached hereto and incorporated herein by reference.

SECTION FOUR: Public Hearing. That the Town Council has authorized a Public Hearing for September 3, 1996, and September 16, 1996, at 7:00 P.M. at the Fort Myers Beach Town Hall, 2523 Estero Boulevard, Fort Myers Beach, Florida, and has caused notice of same to be published in a newspaper of general circulation in the Town of Fort Myers Beach according to law.

SECTION FIVE: Adoption. That the Town of Fort Myers Beach, Florida, operating budget, revenue, expenditures, and capital budget for the fiscal year 1997 is hereby adopted, a copy of the budget is attached and incorporated herein by reference.

SECTION SIX: Subsequent Action. That if at any time during the fiscal year it appears probable that the revenues available will be insufficient to meet the amount appropriated, the Town Council shall then take such further action as necessary to prevent or minimize any deficit and for that purpose it may by ordinance reduce one or more appropriations.

That any time during the fiscal year the Town Manager or the Town Council may transfer, within a department part or all of any unencumbered appropriation balance among programs within a department, office or agency and upon request by the Town Manager, the Town Council may by resolution transfer part or all of any

unencumbered or appropriated balance from one department, office, or agency to another.

That no appropriation for debt service may be reduced or transferred, and no appropriation may be reduced below any amount required by law to be appropriated or by more than the amount of the unencumbered balance thereof.

If during the fiscal year the Town Manager certifies or Town Council determines that there are available for appropriation revenues in excess of those estimated in this budget, the Town Council by ordinance may make supplemental appropriations for the year up to the amount of such excess after advertising as required by law.

SECTION SEVEN: Emergency Appropriations. That to meet a public emergency affecting life, health, property or the public peace, the Town Council may make emergency appropriations. Such emergency appropriations may be made by emergency ordinance in accordance with the provisions of the Town of Fort Myers Beach Charter, Section 10.02. The supplemental and emergency appropriations and reduction or transfer of appropriations authorized may be made effective immediately upon adoption.

SECTION EIGHT: Severability. If any one of the provisions of this ordinance should be held contrary to any express provision of law of contrary to the policy of express law, although not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such provision shall be null and void and shall be deemed separate from the remaining provisions of this ordinance, and in no way affect the validity of all other provisions of this ordinance.

SECTION NINE: Repealing Clause. All ordinances or parts thereof in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.

SECTION TEN: Effective Date. This ordinance shall become effective September 30, 1996.

The foregoing ordinance was enacted by the Town Council upon a motion by Council Member Murphy and seconded by Council

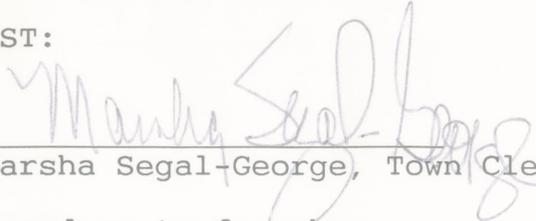
Member Reynolds and, upon being put to a vote, the result was as follows:

Anita T. Cereceda	<u>aye</u>
Ted FitzSimons	<u>aye</u>
William (Rusty) Isler	<u>aye</u>
Garr Reynolds	<u>aye</u>
Ray Murphy	<u>aye</u>

DULY PASSED AND ENACTED this 16th day of September , 1996.

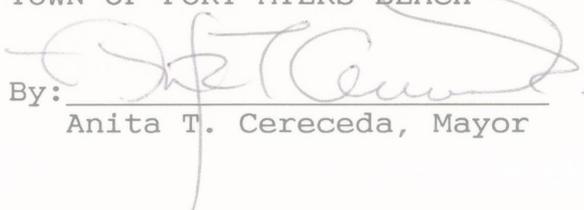
ATTEST:

By:

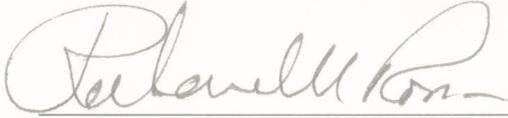
  
Marsha Segal-George, Town Clerk

TOWN OF FORT MYERS BEACH

By:

  
Anita T. Cereceda, Mayor

Approved as to form by:



Richard V.S. Roosa, Town Attorney

**Proposed Revenues for the  
Town of Fort Myers Beach**

Ad Valorem Taxes	\$1,105,000
Revenue Sharing (State Gas Tax and Cigarette Tax)	\$ 80,235
Cigarette Tax	\$ 31,370
½ Cent Sales Tax	\$ 353,525
Gas Tax	\$ 452,600
Cable Franchise Fees	\$ 0
Garbage Franchise Fee	\$ 14,250
Interest Income	\$ 23,690
Total	<u>\$2,060,670</u>

**AD VALOREM**

Property taxes are levied on the assessed value of real property. These taxes are also known as Ad Valorem taxes.

Approximately 44% of the Town's revenues are derived from property taxes. Chapter 166.211 of Florida Statutes authorizes the Town of Fort Myers Beach, in a manner not inconsistent with general law, to levy Ad Valorem taxes on real estate and tangible personal property in an amount not to exceed 10 mills.

The taxable value is the assessed value less any exemptions allowed by law. The most common exemption is the \$25,000 homestead exemption allowed, if the owner uses the property as the principle residence. There are also exemptions for widows and widowers, disability, government-owned, and non-profit-owned property, including churches. The table contained as an Exhibit to the budget provides the type of property, number of properties and taxable values of properties within the corporate limits of the Town of Fort Myers Beach. This information was provided by the Lee County Property Appraiser's Office.

In order to gain pictorial perspective of the relationship between a resident's total tax bill and that portion payable to the Town, we have included a

**EXPENDITURES**

The following provides a listing of anticipated expenditures for the Town of Fort Myers Beach for the fiscal year 1996/97. A narrative discussion follows the table.

**Administrative Costs**

Employee Salaries	\$145,500	
Benefits @ 30%	<u>\$ 43,650</u>	
Total Salaries & Benefits		\$ 189,150
Lease for Town Hall		\$ 12,000
Communications Expense		\$ 4,800
Legal Advertisements		\$ 6,000
Postage		\$ 2,400
Insurance		\$ 15,000
Electric (included in rent)		N.A.
Office Supplies		\$ 6,000
Equipment Leases and Maint.		\$ 4,800
Janitorial Services		\$ 4,800
Accounting Services		\$ 4,000
Interest Expense		\$ 20,000
Travel & Training for Council/Staff		<u>\$ 15,000</u>
<b>Total Administrative Expense</b>		<b>\$283,950</b>

**Service Cost Centers**

**Community Development**

Code Enforcement	\$60,000	
Building Inspection	\$ 0	
Building Permits and Plan Reviews	\$ 0	
Contractor Licensing	\$ 0	
Development Services	\$ 0	
Environmental Enforcement (Sea Turtle)	\$ 0	
Zoning (including Environmental Review)	\$ 0	
Indirect Costs (legal,budget,etc)	<u>\$22,000</u>	
<b>Total Community Development</b>		\$ 82,000
Maintenance, Signs, Signals, Right-of-Ways and Drainage		\$193,865
Animal Control		\$ 29,800
FEMA Rating Contract Compliance		\$ 20,000
NPDES		\$ 0
All Hazards		\$ 0
Long Property Operation & Maint.		\$ 30,000
Community Services		<u>\$ 30,000</u>
<b>Total Service Costs</b>		<b>\$385,665</b>

**Capital Improvements**

Transportation Issues Including Sidewalks Landscaping & Bike Paths	\$452,600
Capital Equipment	\$ 20,000
Long Property (8LL4)	\$200,000

**Total Capital Improvements** **\$ 672,600**

**Local Planning Agency Costs**

Contractual Planning Services	\$100,000
Supplies	\$ 6,000
Legal Services (\$8400 salary + 2520 benefits)	\$ 10,920
Contract Services for Minutes	\$ 6,000
Legal Advertising	\$ 2,400
Reproducibles	\$ 2,000

**Total Local Planning Agency Costs** **\$ 127,320**

**Contractual Services**

*Audit Services	\$ 20,000
Financial Services	\$ 18,000
Legal Contract, Retainer	\$ 57,600
Additional Legal Expenses	\$ 40,000
Additional Contractual Services	\$ 20,000

**Total Contractual Services** **\$ 155,600**

**Charter Review Commission**

Contract Services for Minutes	\$ 4,000
Legal Advertising	\$ 1,000
Supplies	\$ 1,000

**Total for Charter Review Commission** **\$ 6,000**

**Mainstreet Program**

**\$ 20,000**

**Reserves**

Unemployment self-insurance	\$ 6,500
Contingency	\$300,000
Reserves (5.00%)	\$103,035

**Total Contingency and Reserves** **\$ 409,535**

**TOTAL EXPENDITURES**

**\$2,060,670**

**EXCESS/DEFICIT**

**\$ 0**