



City of North Port

ORDINANCE NO. 2021-35

AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, AMENDING THE NON-DISTRICT BUDGET FOR FISCAL YEAR 2020-21 BY TRANSFERRING \$137,800 FROM THE GENERAL FUND BALANCE FOR CITY MANAGER DIVISION'S PAYROLL ACCOUNTS; TRANSFERRING A TOTAL OF \$6,802,484 TO THE WARM MINERAL SPRINGS BUILDINGS RESTORATION PROJECT FROM MULTIPLE CAPITAL PROJECTS, THE WARM MINERAL SPRINGS FUND BALANCE, AND THE PARKS IMPACT FEES FUND BALANCE; TRANSFERRING \$7,711 FROM THE BUILDING FUND BALANCE TO ADD AN ADDITIONAL CUSTOMER SERVICE REP I FTE; TRANSFERRING \$5,000,000 FROM TRANSPORTATION IMPACT FEES FUND BALANCE FOR REIMBURSEMENT TO WEST VILLAGES IMPROVEMENT DISTRICT PURSUANT TO THE TRANSPORTATION IMPACT FEE REIMBURSEMENT AGREEMENT REGARDING PUBLIC ROADWAY NETWORK WITHIN WELLEN PARK; PROVIDING FOR FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Ordinance No. 2020-31 approved the Non-District Budget and Capital Improvement Budget for fiscal year 2020-21; and

WHEREAS, the City Commission desires to amend the Non-District Budget for supplemental appropriations; and

WHEREAS, the *Transportation Impact Fee Reimbursement Agreement Regarding Public Roadway Network Within Park*, effective April 14, 2021, requires the City to pay annual reimbursements to the West Villages Improvement District; and

WHEREAS, Section 166.241(4)(c) Florida Statutes requires that a budget amendment be adopted in the same manner as the original budget.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA:

SECTION 1 – FINDINGS

1.01 The recitals outlined above are ratified and approved as true and correct, and are incorporated by reference as findings of fact.

SECTION 2 – ADOPTION

2.01 The Non-District Budget for fiscal year 2020-21 is hereby amended as follows:

APPROPRIATED

	<u>Use</u>	<u>Source</u>
<u>General Fund (001)</u>		
Adjustments to salary accounts in the City Manager's Division	\$137,800	
Fund Balance		\$137,800
<u>Surtax Fund (306)</u>		
Myakkahatchee Creek Greenway P10MCG		\$1,377,859
Spring Haven Land Acquisition P18SHA		\$1,395,000
Dallas White Master Plan Design and Site Renovation P21DWR		\$1,500,000
LaBrea Park Restroom P21LPR		\$200,000
WMS Buildings Renovation WM19BR	\$4,472,859	
<u>Warm Mineral Springs (125)</u>		
WMS Buildings Renovation WM19BR	\$1,822,000	
Fund Balance		\$1,822,000
<u>Parks Impact Fees (152)</u>		
Parking Lot Improvements for Warm Mineral Springs	\$507,625	
Fund Balance		\$507,625

Building Fund (135)

Salary Accounts to add Customer Service Rep I FTE effective August 1, 2021	\$7,711	
Fund Balance		\$7,711

Transportation Impact Fees (153)

Pursuant to Section 4D of the Transportation Impact Fee Reimbursement Agreement with Wellen Park, an initial payment of \$5,000,000 is due	\$5,000,000	
Fund Balance		\$5,000,000

Budget Amendment Total	\$11,947,995	\$11,947,995
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SECTION 3 – CONFLICTS

3.01 In the event of any conflict between the provisions of this ordinance and any other ordinance, in whole or in part, the provisions of this ordinance will prevail to the extent of the conflict.

SECTION 4 – SEVERABILITY

4.01 If a court of competent jurisdiction finds that any section, subsection, sentence, clause, phase, or provision of this ordinance is for any reason invalid or unconstitutional, that provision will be deemed a separate, distinct, and independent provision and will not affect the validity of the remaining portions of the ordinance.

SECTION 5 – EFFECTIVE DATE

5.01 This ordinance takes effect immediately upon adoption.

READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida, in public session June 22, 2021.

ADOPTED by the City Commission of the City of North Port, Florida, on the second and final reading in public session July 13, 2021.

CITY OF NORTH PORT, FLORIDA

GISELE "JILL" E. LUKE
MAYOR

ATTEST

HEATHER TAYLOR, CMC
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS

AMBER L. SLAYTON
CITY ATTORNEY