

RAYMOND C. SOMICH
President of Council

NANCY E. FELLOWS
Vice President of Council

VICTORIA ANN SAVAGE, CMC
Clerk of Council

City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
DAVID M. FIEBIG
FRANK A. GERMANO
CHRISTOPHER HALLUM
JOHN PLECNIK

ORDINANCE NO. 2014-14

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2013-43 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR BY PROVIDING FOR 2014 OPERATING BUDGET REVISIONS SPECIFICALLY FOR THE ERICH DRIVE DRAINAGE PROJECT AND REPEALING CONFLICTING LEGISLATION.

WHEREAS, on December 30, 2013, the Council of the City of Willoughby Hills adopted Ordinance No. 2013-43 providing for permanent appropriations necessary to maintain City services for the fiscal period beginning January 1, 2014 through December 31, 2014; and

WHEREAS, on January 23, 2014 the Council of the City of Willoughby Hills adopted Ordinance No. 2014-5 amending Section 1 of Ordinance No. 2013-43 providing for permanent appropriations necessary to maintain City services for the fiscal period beginning January 1, 2014 through December 31, 2014; and

WHEREAS, Ordinance No. 2014-11 amended Section 1 of Ordinance No. 2013-43 by providing for permanent appropriations necessary to maintain City services for the fiscal period beginning January 1, 2014 through December 31, 2014; and

WHEREAS, Ordinance No. 2014-12 amended Section 1 of Ordinance No. 2013-43 by providing for permanent appropriations necessary to maintain City services for the fiscal period beginning January 1, 2014 through December 31, 2014; and

WHEREAS, Ordinance No. 2014-13 amended Section 1 of Ordinance No. 2013-43 by providing for permanent appropriations necessary to maintain City services for the fiscal period beginning January 1, 2014 through December 31, 2014; and

WHEREAS, pursuant to the Interoffice Memo from Finance Director Brichacek dated February 7, 2014, consisting of one (1) page, attached hereto as **Exhibit "B"** and referenced herein stating that this ordinance will provide for the following appropriation revision: Increasing the appropriation of the Street Construction, Maintenance and Repair Special Revenue Fund No. 250 by \$3,700, from \$860,900 to \$864,600 to provide for the unobligated portion of the Erich Drive Drainage Project; removal of trees and debris obstructing the flow of water through the section of the Euclid Creek Watershed at the end of Erich Drive and the installation of a section of drain pipe to alleviate a flooding problem caused by previous construction with said project contracted out; and

WHEREAS, the Council accepts the recommendation of the Finance Director to revise the City's 2014 Certificate of Estimated Resources by requesting that the County Budget Commission increase the estimated resources of the Street Construction, Maintenance and Repair Special Revenue Fund No. 250 by \$14,200 to provide for a Grant from the Lake County Stormwater Management Department to fund the Erich Drive Drainage Project.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:

SECTION 1. Section 1 of Ordinance No. 2013-43 as amended by Ordinance No. 2014-5, as amended by Ordinance No. 2014-11, as amended by Ordinance No. 2014-12, as amended by Ordinance No. 2013-13 is

hereby amended to provide funds for 2014 Operating Budget Revisions – Erich Drive Drainage Project by increasing the appropriation of the Street Construction, Maintenance and Repair Special Revenue Fund No. 250 by \$3,700, from \$860,900 to \$864,600 in accordance with the Interoffice Memo from the Finance Director Brichacek, dated February 7, 2014, subject matter being: ***2014 Operating Budget Revisions – Erich Drive Drainage Project***, consisting of one page, attached hereto as the **Exhibit “B”** and referenced herein.

SECTION 2. The abovementioned sums as reflected in the “**Schedule of 2014 Appropriations – Revision No. 5**”, *prepared February 7, 2014*, marked as the **Exhibit “A”**, attached hereto, consisting of five (5) pages and incorporated herein by reference, be and hereby is set aside and appropriated hereafter.

SECTION 3. All monies in the Trust & Agency Funds Accounts are hereby deemed appropriated for their intended purposes.

SECTION 4. All expenditures within the fiscal year ending December 31, 2014 shall be made in accordance with the code accounts hereinabove set forth and shall be made within the appropriations herein provided. “Appropriation” as used means the total amount appropriated for the individual fund. Notwithstanding the financial detail herein presented, the Mayor or the Finance Director is authorized to transfer budgeted amounts within each fund provided that the total amount appropriated for the fund is not exceeded.

SECTION 5. The City Finance Director be and is hereby authorized and directed to draw his warrants against the appropriations set forth upon presentation of proper vouchers.

SECTION 6. All Ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance.

SECTION 7. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

SECTION 8. This Ordinance shall be in full force and take effect at the earliest time permitted by law.

PASSED: _____, 2014

Submitted to the Mayor for his approval
on this _____ day of _____, 2014

ATTEST:

Raymond C. Somich
President of Council

Approved by the Mayor

_____, 2014

Victoria Ann Savage, CMC
Clerk of Council

Robert M. Weger
Mayor