

City of Willoughby Hills

ORDINANCE NO. 2014-28

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 ACQUISITION OF A 4.0 TON CAPACITY ASPHALT HAULER 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, the Members of Council are in receipt of the Interoffice Memo from Finance Director Brichacek dated April 3, 2014, consisting of five (5) pages, attached hereto as the **Exhibit "A"** and referenced herein, said memorandum is a request for an increase in the appropriation of the Capital Improvement Fund No. 420 of \$31,000, from \$186,000 to \$217,000, to provide for the acquisition of a 4.0 ton capacity asphalt hauler; and

WHEREAS, said purchase was reviewed and recommended for approval by the Service and Finance Committees; Ordinance No. 2014-24 authorizing the Mayor to enter into a contract for this purchase was placed on First Reading at the March 27th Regular Council Meeting; and

WHEREAS, Finance Director stated in his Interoffice Memo of April 3, 2014, that if this appropriation change is approved, the Capital Improvement Fund's projected ending available fund balance will decrease from \$169,051 to \$138,051.

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 is hereby amended to provide funds for 2014 Operating Budget Revision – Capital Improvement Fund 420 – Asphalt Hauler by **increasing the appropriation of the Capital Improvement Fund No. 420 by \$31,000, from \$186,000 to \$217,000** in accordance with the Interoffice Memo from Finance Director Brichacek dated April 3, 2014, consisting of five (5) pages, attached hereto as the **Exhibit "A"** and as referenced herein

SECTION 2. The abovementioned sum as reflected in SECTION 1 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: May 8, 2014

Raymond C. Somich
Raymond C. Somich
President of Council

Submitted to the Mayor for his approval
on this 13 day of May, 2014

Approved by the Mayor
May 13, 2014

ATTEST:
Victoria Ann Savage
Victoria Ann Savage, CMC
Clerk of Council

Robert M. Weger
Robert M. Weger
Mayor