

# City of Willoughby Hills

## **ORDINANCE NO. 2014-35**

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### **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 CAPITAL FUND 420 – COMMUNITY CENTER ENTRANCE DOOR ADA PROJECT AND REPEALING CONFLICTING LEGISLATION.**

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**WHEREAS**, on May 9, 2013, the Council of the City of Willoughby Hills adopted Resolution No. 2013-9 providing for the City to participate in the Lake County Community Development Block Grant Program FY2013 seeking funds in the amount of \$10,000 for the installation of power operators on both entrance doors of the Community Center to provide a better means of public ingress and egress; and

**WHEREAS**, the project will improve the public welfare by providing easier access to the Community Center for all members of the public regardless of ability, while bringing the front entrances' two sets of doors into compliance with the requirements of the Americans with Disabilities Act (ADA); and

**WHEREAS**, the City has been awarded \$10,000 for said project and has been advised by the County's CDBG Program Director that should CDBG Funding come available from other projects, the City's award would be increased to cover the full cost of the project; notification of any additional funding should be forth coming within the next few weeks; and

**WHEREAS**, the Members of Council are in receipt of the Interoffice Memo from Finance Director Brichacek dated May 16, 2014, consisting of three (3) pages, attached hereto as the **Exhibit "A"** and referenced herein; purpose of said memorandum is to: (1) request a \$12,000 increase in the appropriation of the Capital Improvement Fund No. 420, from \$217,000 to \$229,000; (2) to authorize a \$2,000 transfer of moneys from the General Fund No. 110 to the Capital Improvement Fund No. 420, without increasing the General Fund appropriation; and (3) to provide a complete overview of the project, including contractor and bid information; and

**WHEREAS**, in addition to the above mentioned appropriation change, the Finance Director will be requesting that the Lake County Budget Commission increase by \$12,000 (\$10,000 CDBG award plus \$2,000 transfer from the General Fund No. 110) the estimated resources of the Capital Improvement Fund No. 420; and

**WHEREAS**, the CDBG award expires on August 30, 2014, in order to qualify for grant funding, said project needs to be completed no later than August 30<sup>th</sup>; therefore, the Finance Director is requesting that the Three Reading Rule be waived and that consideration be given to enacting Ordinance No. 2014-35 upon First Reading.

**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 fund 420 – Community Center Entrance Door ADA Project Funded by a 2014 County Community Development Block Grant Award **increasing the appropriation of the Capital Improvement Fund No. 420 by \$12,000, from \$217,000 to \$229,000, and to authorize a \$2,000 transfer of moneys from the General Fund No. 110 to the Capital Improvement Fund No. 420, without increasing the General Fund appropriation** in accordance with the Interoffice Memo from Finance Director Brichacek dated May 16, 2014, consisting of three (3) pages, attached hereto as the **Exhibit "A"** and as referenced herein.

**SECTION 2.** The abovementioned sum(s) as reflected in **SECTION 1** be and hereby is set aside and appropriated and/or transferred hereafter in accordance with the Interoffice Memo from Finance Director Brichacek date May 16, 2014, consisting of three (3) pages, attached hereto as the **Exhibit "A"** and as reference herein.

**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 22, 2014

Raymond C. Somich  
Raymond C. Somich  
President of Council

Submitted to the Mayor for his approval  
on this 22 day of May, 2014

Approved by the Mayor  
May 22, 2014

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

Robert M. Weger  
Robert M. Weger  
Mayor