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President of Council

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Vice President of Council

VICTORIA ANN SAVAGE, CMC  
Clerk of Council

# City of Willoughby Hills

Council  
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NANCY E. FELLOWS  
DAVID M. FIEBIG  
FRANK A. GERMANO  
RAYMOND C. SOMICH

## ORDINANCE NO. 2009-26

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**AN ORDINANCE AMENDING PART ONE – ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 135 – DEPARTMENT OF FINANCE, BY THE ADDITION OF A NEW SECTION 135.32 – GARFIELD FUND OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the City and other organizations have been actively soliciting funding for site improvements for the future “*Garfield Park*”; and

**WHEREAS**, the Auditor of State has advised the City to establish, by Ordinance, any new funds and make application to the Bureau of Inspection when applicable; and

**WHEREAS**, the establishment of a new **Section 135.32 – *Garfield Fund*** will provide for the creation of a special revenue fund to receive donations, appropriations or transfers and receipt expenditures for all legally approved expenditures for the future “*Garfield Park*”.

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

**SECTION 1.** That the existing **Chapter 135 – Department of Finance**, of the Codified Ordinances of the City of Willoughby Hills be, and the same hereby is, amended by the addition of a new **Section 135.32 – “Garfield” Fund** which shall read and provided in its entirety, as follows:

**“135.32 GARFIELD FUND.**

(a) There is hereby created a fund to be known as the “Garfield” Fund. Funds received by the City as a result of donations and other legally approved transfers or appropriations for the future Garfield Park together with other sources of revenue approved by Council shall be paid into this fund.

(b) Expenditures shall be made from the Garfield Fund to pay for expenses, supplies, services, and all other legally approved expenditures deemed necessary for the establishment of the future Garfield Park, with said expenditures to be recommended and approved by the Mayor and Finance Director or their designated alternatives.

(c) The Director of Finance is hereby authorized and directed to make application to the Bureau of Inspection for approval of the creation of the Garfield Fund.”

**SECTION 2.** 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 of any of its committees that resulted in such formal action were held in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 3.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the Finance Department and further being that the creation of said fund will provide for the establishment of proper accounting of accumulated resources for the development of the future Garfield Park; wherefore, this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: April 9, 2009

Submitted to the Mayor for his approval  
on this April day of April, 2009

ATTEST:

Victoria Ann Savage, CMC  
Clerk of Council

Kevin D. Malecek  
President of Council

Approved by the Mayor

April 9, 2009

Robert M. Weger  
Mayor

**ORDINANCE NO. 2009-26**

I, Victoria Ann Savage, Clerk of Council for the City of Willoughby Hills, Lake County, Ohio do hereby certify that the foregoing **Ordinance No. 2009-26** was duly and regularly passed by the Council of the City of Willoughby Hills, Lake County, Ohio at a meeting held on **April 9, 2009**.

That this legislation was posted according to law and duly advertised pursuant to Ordinance No. 2003-19 in the Lake County News-Herald on **April 15, 2009**. Effective date of Legislation: **April 9, 2009**.

Victoria Ann Savage, CMC  
Clerk of Council