

KEVIN D. MALECEK  
President of Council

DAVID A. REICHEL  
Vice President of Council

VICTORIA ANN SAVAGE, CMC  
Clerk of Council

# City of Willoughby Hills

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

## ORDINANCE NO. 2009-95

**AN ORDINANCE AMENDING ORDINANCE NO. 2009-24 AND ORDINANCE NO. 2009-75 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Council of the City of Willoughby Hills adopted Ordinance No. 2009-24 on March 26, 2009, for the adoption of permanent appropriations necessary to maintain City services for the fiscal period beginning January 1, 2009 through December 31, 2009; and

**WHEREAS**, the Council of the City of Willoughby Hills adopted Ordinance No. 2009-75, amending Ordinance No. 2009-24 to comply with the State Budgetary Laws by maintaining positive account balances; and

**WHEREAS**, Council accepts the recommendation of the Finance Director to adopt this Ordinance; thereby the required funds shall be appropriated for the City to be in compliance with the State Budgetary Laws.

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

**SECTION 1.** To provide funds for the current expenses and other expenditures of said City of Willoughby Hills during the period beginning January 1, 2009 through December 31, 2009, the following sums be and hereby are set aside and appropriated as provided hereinafter.

		Appropriations	Add/(Delete)	Revised
<b>110</b>	<b>GENERAL FUND - Administration</b>			
	Personnel	393,800.00	0.00	393,800.00
	Benefits	129,400.00	0.00	129,400.00
	Operations & Maintenance	1,009,600.00	0.00	1,009,600.00
	Transfer to SCMR Fund #250	400,000.00	0.00	400,000.00
	Transfer to Recreation Fund #280	15,000.00	17,000.00	32,000.00
	Transfer to FED Trust Fund #800	11,527.39	0.00	11,527.39
<b>TOTAL</b>		<b>1,959,327.39</b>	<b>17,000.00</b>	<b>1,976,327.39</b>
<b>120</b>	<b>GENERAL FUND - Court</b>			
	Personnel	61,000.00	(13,000.00)	48,000.00
	Benefits	9,400.00	0.00	9,400.00
	Operations & Maintenance	11,800.00	0.00	11,800.00
<b>TOTAL</b>		<b>82,200.00</b>	<b>(13,000.00)</b>	<b>69,200.00</b>
<b>230</b>	<b>GENERAL FUND - Police</b>			
	Personnel	1,734,700.00	(60,000.00)	1,674,700.00
	Benefits	420,500.00	0.00	420,500.00
	Operations & Maintenance	347,400.00	(10,000.00)	337,400.00
<b>TOTAL</b>		<b>2,502,600.00</b>	<b>(70,000.00)</b>	<b>2,432,600.00</b>
<b>235</b>	<b>GENERAL FUND - Dispatchers</b>			
	Personnel	301,400.00	(10,000.00)	291,400.00
	Benefits	103,200.00	12,000.00	115,200.00
	Operations & Maintenance	28,500.00	3,500.00	32,000.00
<b>TOTAL</b>		<b>433,100.00</b>	<b>5,500.00</b>	<b>438,600.00</b>

			Appropriations	Add/(Delete)	Revised
<b>240</b>		<b>GENERAL FUND – Fire Department</b>			
		Personnel	717,200.00	0.00	717,200.00
		Benefits	278,000.00	(1,600.00)	276,400.00
		Operations & Maintenance	205,200.00	(10,000.00)	195,200.00
<b>TOTAL</b>			<b>1,200,400.00</b>	<b>(11,600.00)</b>	<b>1,188,800.00</b>
<b>460</b>		<b>GENERAL FUND – Recreation</b>			
		Personnel	46,600.00	(2,000.00)	44,600.00
		Benefits	7,300.00	1,400.00	8,700.00
		Operations & Maintenance	9,700.00	5,000.00	14,700.00
<b>TOTAL</b>			<b>63,600.00</b>	<b>4,400.00</b>	<b>68,000.00</b>
<b>465</b>		<b>GENERAL FUND – Community Center Operations</b>			
		Operations & Maintenance	79,900.00	0.00	79,900.00
<b>TOTAL</b>			<b>79,900.00</b>	<b>0.00</b>	<b>79,900.00</b>
<b>570</b>		<b>GENERAL FUND – Building Department</b>			
		Personnel	92,900.00	2,000.00	94,900.00
		Benefits	23,800.00	0.00	23,800.00
		Operations & Maintenance	11,100.00	0.00	11,100.00
<b>TOTAL</b>			<b>127,800.00</b>	<b>2,000.00</b>	<b>129,800.00</b>
		<b>ALL FUNDS</b>			
		<b>PERSONNEL SERVICES</b>	<b>3,347,600.00</b>	<b>(83,000.00)</b>	<b>3,264,600.00</b>
		<b>BENEFITS</b>	<b>971,600.00</b>	<b>11,800.00</b>	<b>983,400.00</b>
		<b>OPERATIONS &amp; MAINTENANCE</b>	<b>1,703,200.00</b>	<b>(11,500.00)</b>	<b>1,691,700.00</b>
		<b>TRANSFERS</b>	<b>426,527.39</b>	<b>15,000.00</b>	<b>441,527.39</b>
<b>TOTAL GENERAL FUND</b>			<b>6,448,927.39</b>	<b>(65,700.00)</b>	<b>6,383,227.39</b>
<b>200</b>		<b>SPECIAL REVENUE FUNDS</b>			
<b>202</b>		<b>FEMA Fund</b>			
		Operations & Maintenance	4,875.00	0.00	4,875.00
<b>TOTAL</b>			<b>4,875.00</b>	<b>0.00</b>	<b>4,875.00</b>
<b>210</b>		<b>Special Revenue Funds – Court Improvement Fund</b>			
		Personnel	66,800.00	(3,850.00)	62,950.00
		Benefits	17,900.00	0.00	17,900.00
		Operations & Maintenance	19,150.00	0.00	19,150.00
<b>TOTAL</b>			<b>103,850.00</b>	<b>(3,850.00)</b>	<b>100,000.00</b>
<b>215</b>		<b>Special Revenue Funds – Veterans Memorial</b>			
		Operations & Maintenance	800.00	0.00	800.00
<b>TOTAL</b>			<b>800.00</b>	<b>0.00</b>	<b>800.00</b>
<b>218</b>		<b>Special Revenue Funds – Community Center Complex</b>			
		Operations & Maintenance	225.00	0.00	225.00
<b>TOTAL</b>			<b>225.00</b>	<b>0.00</b>	<b>225.00</b>
<b>220</b>		<b>Special Revenue Funds – Police Pension Fund</b>			
		Benefits/Operations	104,970.00	0.00	104,970.00
<b>TOTAL</b>			<b>104,970.00</b>	<b>0.00</b>	<b>104,970.00</b>
<b>225</b>		<b>Special Revenue Funds – D.A.R.E. Fund</b>			
		Operations & Maintenance	1,152.00	0.00	1,152.00
<b>TOTAL</b>			<b>1,152.00</b>	<b>0.00</b>	<b>1,152.00</b>

			Appropriations	Add/(Delete)	Revised
	<b>240</b>	<b>Special Revenue Funds – Fire Levy Fund</b>			
		Personnel	660,000.00	(7,000.00)	653,000.00
		Benefits	93,700.00	(5,000.00)	88,700.00
		Operations & Maintenance	6,500.00	12,000.00	18,500.00
		<b>TOTAL</b>	<b>760,200.00</b>	<b>0.00</b>	<b>760,200.00</b>
	<b>250</b>	<b>Special Revenue Funds – SCM&amp;R Funds</b>			
		Personnel	366,400.00	0.00	366,400.00
		Benefits	124,900.00	9,000.00	133,900.00
		Operations & Maintenance	316,600.00	(9,000.00)	307,600.00
		<b>TOTAL</b>	<b>807,900.00</b>	<b>0.00</b>	<b>807,900.00</b>
	<b>255</b>	<b>Special Revenue Funds – License Fee Fund</b>			
		Operations & Maintenance	48,000.00	0.00	48,000.00
		<b>TOTAL</b>	<b>48,000.00</b>	<b>0.00</b>	<b>48,000.00</b>
	<b>260</b>	<b>Special Revenue Funds – State Highway Fund</b>			
		Operations & Maintenance	35,000.00	0.00	35,000.00
		<b>TOTAL</b>	<b>35,000.00</b>	<b>0.00</b>	<b>35,000.00</b>
	<b>270</b>	<b>Special Revenue Funds – Road Levy Fund</b>			
		Personnel	149,600.00	0.00	149,600.00
		Benefits	37,800.00	0.00	37,800.00
		Operations & Maintenance	517,100.00	0.00	517,100.00
		Transfer to Debt Service #310	59,200.00	0.00	59,200.00
		<b>TOTAL</b>	<b>763,700.00</b>	<b>0.00</b>	<b>763,700.00</b>
	<b>280</b>	<b>Special Revenue Funds – Recreation Levy Fund</b>			
		Personnel	15,100.00	0.00	15,100.00
		Benefits	2,300.00	0.00	2,300.00
		Operations & Maintenance	66,300.00	15,000.00	81,300.00
		Transfer to Recreation Fund #460	3,362.61	0.00	3,362.61
		Transfer to Garfield Fund #298	4,492.04	0.00	4,492.04
		<b>TOTAL</b>	<b>91,554.65</b>	<b>15,000.00</b>	<b>106,554.65</b>
	<b>285</b>	<b>Special Revenue Funds – Park Maintenance Fund</b>			
		Personnel	25,000.00	0.00	25,000.00
		Benefits	3,800.00	0.00	3,800.00
		Operations & Maintenance	18,100.00	0.00	18,100.00
		<b>TOTAL</b>	<b>46,900.00</b>	<b>0.00</b>	<b>46,900.00</b>
	<b>290</b>	<b>Special Revenue Funds – Sewer Planning Fund</b>			
		Operations & Maintenance	0.00	0.00	0.00
		Transfer to Sewer Fund #610	772.00	0.72	772.72
		<b>TOTAL</b>	<b>772.00</b>	<b>0.72</b>	<b>772.72</b>
	<b>296</b>	<b>Special Revenue Funds – Employee Termination Fund</b>			
		Personnel & Other Operations	86,300.00	0.00	86,300.00
		<b>TOTAL</b>	<b>86,300.00</b>	<b>0.00</b>	<b>86,300.00</b>
	<b>297</b>	<b>Special Revenue Funds – W.H.I.S.P.E.R. Fund</b>			
		Operations & Maintenance	10,000.00	0.00	10,000.00
		<b>TOTAL</b>	<b>10,000.00</b>	<b>0.00</b>	<b>10,000.00</b>
	<b>298</b>	<b>Special Revenue Funds – Garfield Park</b>			
		Operations & Maintenance	5,000.00	0.00	5,000.00
		<b>TOTAL</b>	<b>5,000.00</b>	<b>0.00</b>	<b>5,000.00</b>

			Appropriations	Add/(Delete)	Revised
<b>300</b>		<b>BOND RETIREMENT FUND</b>			
	<b>310</b>	<b>G/O Bond Retirement Fund</b>			
		Operations & Maintenance	2,374,100.00	0.00	2,374,100.00
		<b>TOTAL</b>	<b>2,374,100.00</b>	<b>0.00</b>	<b>2,374,100.00</b>
	<b>320</b>	<b>Special Assessment Bond Fund</b>			
		Operations & Maintenance	24,000.00	0.00	24,000.00
		<b>TOTAL</b>	<b>24,000.00</b>	<b>0.00</b>	<b>24,000.00</b>
<b>400</b>		<b>CAPITAL PROJECTS FUNDS</b>			
	<b>420</b>	<b>Capital Improvement Fund</b>			
		Operations & Maintenance	750,000.00	0.00	750,000.00
		<b>TOTAL</b>	<b>750,000.00</b>	<b>0.00</b>	<b>750,000.00</b>
	<b>423</b>	<b>CLASSIC TIF FUND</b>			
		Operations & Maintenance	50,000.00	57,300.00	107,300.00
		<b>TOTAL</b>	<b>50,000.00</b>	<b>57,300.00</b>	<b>107,300.00</b>
	<b>439</b>	<b>Gymnasium Capital Improvement Fund</b>			
		Operations & Maintenance	100,000.00	0.00	100,000.00
		<b>TOTAL</b>	<b>100,000.00</b>	<b>0.00</b>	<b>100,000.00</b>
	<b>441</b>	<b>Fire Department Capital Fund</b>			
		Operations & Maintenance	1,500.00	3,000.00	4,500.00
		Transfer to Bond Retirement #310	125,000.00	0.00	125,000.00
		<b>TOTAL</b>	<b>126,500.00</b>	<b>3,000.00</b>	<b>129,500.00</b>
	<b>443</b>	<b>Pleasant Valley Road Bridge Maintenance Fund</b>			
		Operations & Maintenance	30,600.00	(20,900.00)	9,700.00
		Transfer to Bond Retirement #310	0.00	20,900.00	20,900.00
		<b>TOTAL</b>	<b>30,600.00</b>	<b>0.00</b>	<b>30,600.00</b>
	<b>444</b>	<b>Fire Department Capital Equipment Fund</b>			
		Operations & Maintenance	21,000.00	1,000.00	22,000.00
		Transfer to Bond Retirement Fund #310	0.00	0.00	0.00
		<b>TOTAL</b>	<b>21,000.00</b>	<b>1,000.00</b>	<b>22,000.00</b>
	<b>446</b>	<b>9-1-1 Capital Upgrade Fund</b>			
		Operations & Maintenance	6,413.00	0.00	6,413.00
		<b>TOTAL</b>	<b>6,413.00</b>	<b>0.00</b>	<b>6,413.00</b>
	<b>460</b>	<b>Recreation Fund</b>			
		Operations & Maintenance	23,000.00	0.00	23,000.00
		<b>TOTAL</b>	<b>23,000.00</b>	<b>0.00</b>	<b>23,000.00</b>
<b>600</b>		<b>ENTERPRISE FUND</b>			
	<b>610</b>	<b>Sewer Service Fund</b>			
		Personnel	156,000.00	(30,000.00)	126,000.00
		Benefits	39,100.00	6,000.00	45,100.00
		Operations & Maintenance	253,800.00	650,000.00	903,800.00
		Transfer to Bond Retirement Fund #310	403,200.00	0.00	403,200.00
		Transfer to Special Assessment Bond Fund #320	0.00	3,000.00	3,000.00
		Advance to Classic TIF Fund #439	0.00	107,300.00	107,300.00
		<b>TOTAL</b>	<b>852,100.00</b>	<b>736,300.00</b>	<b>1,588,400.00</b>
	<b>640</b>	<b>CORPORATE 90 STATION REPLACEMENT</b>			
		Transfer to Sewer #610	0.00	0.00	0.00
		<b>TOTAL</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>

			<b>Appropriation</b>	<b>Add/(Delete)</b>	<b>Revised</b>
	<b>641</b>	<b>ECTW Assessment Area "C"</b>			
		Operations & Maintenance	650,000.00	0.00	650,000.00
<b>TOTAL</b>			<b>650,000.00</b>	<b>0.00</b>	<b>650,000.00</b>
<b>800</b>		<b>TRUST &amp; AGENCY FUNDS</b>			
	<b>800</b>	<b>DEA</b>			
		Personnel & Maintenance	250,000.00	0.00	250,000.00
		Transfer to Law Enforcement Fund #802	38,725.96	0.00	38,725.96
<b>TOTAL</b>			<b>288,725.96</b>	<b>0.00</b>	<b>288,725.96</b>
	<b>801</b>	<b>Local Government Escrow</b>			
		Operations & Maintenance	1,005.00	0.00	1,005.00
<b>TOTAL</b>			<b>1,005.00</b>	<b>0.00</b>	<b>1,005.00</b>
	<b>802</b>	<b>Law Enforcement Trust</b>			
		Operations & Maintenance	30,000.00	0.00	30,000.00
		Transfer to DEA Fund #800	64,444.11	0.00	64,444.11
<b>TOTAL</b>			<b>94,444.11</b>	<b>0.00</b>	<b>94,444.11</b>
	<b>805</b>	<b>Unclaimed Funds</b>			
		Operations & Maintenance	16,000.00	0.00	16,000.00
<b>TOTAL</b>			<b>16,000.00</b>	<b>0.00</b>	<b>16,000.00</b>
	<b>808</b>	<b>Community Center Escrow</b>			
		Operations & Maintenance	2,865.00	0.00	2,865.00
<b>TOTAL</b>			<b>2,865.00</b>	<b>0.00</b>	<b>2,865.00</b>
	<b>809</b>	<b>Petty Cash</b>			
		Operations & Maintenance	700.00	0.00	700.00
<b>TOTAL</b>			<b>700.00</b>	<b>0.00</b>	<b>700.00</b>
	<b>810</b>	<b>Political Signs</b>			
		Operations & Maintenance	75.00	0.00	75.00
<b>TOTAL</b>			<b>75.00</b>	<b>0.00</b>	<b>75.00</b>
	<b>811</b>	<b>D.A.R.E.</b>			
		Operations & Maintenance	200.00	0.00	200.00
<b>TOTAL</b>			<b>200.00</b>	<b>0.00</b>	<b>200.00</b>
	<b>819</b>	<b>Zoning Escrow</b>			
		Operations & Maintenance	4,400.00	0.00	4,400.00
<b>TOTAL</b>			<b>4,400.00</b>	<b>0.00</b>	<b>4,400.00</b>
	<b>821</b>	<b>Construction Bonds</b>			
		Operations & Maintenance	42,000.00	0.00	42,000.00
<b>TOTAL</b>			<b>42,000.00</b>		<b>42,000.00</b>
	<b>823</b>	<b>Engineering &amp; Inspection</b>			
		Operations & Maintenance	120,000.00	0.00	120,000.00
<b>TOTAL</b>			<b>120,000.00</b>	<b>0.00</b>	<b>120,000.00</b>
	<b>824 through 830 – Trust and Agency Funds</b>				
		Transferred to Original Trust & Agency or Unclaimed Fund	13,026.00	0.55	13,026.55
<b>TOTAL</b>			<b>13,026.00</b>	<b>0.55</b>	<b>13,026.55</b>
<b>GRAND TOTAL OF ALL FUNDS</b>			<b>14,911,280.11</b>	<b>743,051.27</b>	<b>15,654,331.38</b>

**SECTION 2.** All monies in the Trust & Agency Funds Accounts are hereby deemed appropriated for their intended purposes.

**SECTION 3.** All expenditures within the fiscal year ending December 31, 2009 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 4.** 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 5.** 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 6.** 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 7.** 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 reason being that it will immediately provide appropriations to meet anticipated City expenses for the period beginning January 1, 2009 through December 31, 2009; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: December 28, 2009

Submitted to the Mayor for his approval  
on this 28 day of December, 2009

ATTEST:

Victoria Ann Savage  
**Victoria Ann Savage, CMC**  
**Clerk of Council**

Kevin D. Malecek  
**Kevin D. Malecek**  
**President of Council**

Approved by the Mayor  
December 28, 2009

Robert M. Weger  
**Robert M. Weger**  
**Mayor**