

KEVIN D. MALECEK
President of Council

DAVID A. REICHELT
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. 2011-28

AN ORDINANCE AMENDING SECTION 1 OF ORDINANCE NO. 2011-10 TO COMPLY WITH STATE BUDGETARY LAWS REQUIRING MUNICIPALITIES TO MAINTAIN POSITIVE ACCOUNT BALANCES THROUGHOUT THE YEAR; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.

WHEREAS, on March 24, 2011, the Council of the City of Willoughby Hills adopted Ordinance No. 2011-10 providing for permanent appropriations necessary to maintain City services for the fiscal period beginning January 1, 2011 through December 31, 2011; and

WHEREAS, pursuant to the Interoffice Memo from Finance Director Brichacek dated April 26, 2011, consisting of two (2) pages, attached hereto as “**Exhibit A**” and referenced herein stating that the Recreation Commission has approved the use of the Recreation Capital Fund, (Fund No. #460) to finance the Maple Grove Grange Bathroom Improvements in the amount of \$1,000 and the Bocce Court Construction in the amount of \$23,000; and

WHEREAS, Council accepts the recommendation of the Finance Director to appropriate the Recreation Capital Fund’s beginning 2011 available fund balance of \$37,900 in order that the two Recreational Improvement Projects approved by the Recreation Commission might proceed immediately leaving the \$13,900 available for future 2011 Recreation Capital Projects.

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

SECTION 1. In order to provide funds for the abovementioned Recreational Improvement Projects approved by the Recreation Commission of the City of Willoughby Hills, Section 1 of Ordinance No. 2011-10 is hereby amended appropriating the Recreation Capital Funds’ beginning 2011 available fund balance of \$37,900 leaving \$13,900 available for future 2011 Recreation Capital Projects.

SECTION 2. The abovementioned sum as reflected in the **Schedule of 2011 Appropriations – Revision No. 1**, marked as “**Exhibit B**”, 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, 2011 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 or 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.

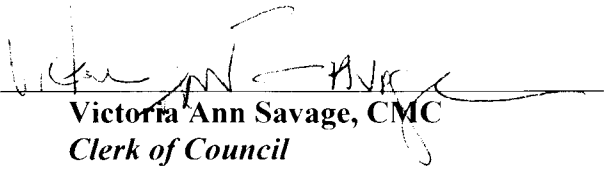
SECTION 7. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including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

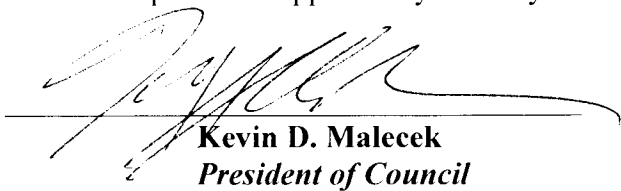
SECTION 8. This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the Finance Department and further reason being that it will immediately provide appropriations for the Recreational Capital Improvement Projects; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: April 28, 2011

Submitted to the Mayor for his approval
on this 28 day of April, 2011

ATTEST:


Victoria Ann Savage, CMC
Clerk of Council


Kevin D. Malecek
President of Council

Approved by the Mayor
April 28, 2011


Robert M. Weger
Mayor