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City of Willoughby Hills

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ORDINANCE NO. 2011-39

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, on April 28, 2011, the Council of the City of Willoughby Hills adopted Ordinance No. 2011-28 amending Section 1 of 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, on May 26, 2011, the Council of the City of Willoughby Hills adopted Ordinance No. 2011-33 amending Section 1 of 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 June 20, 2011, consisting of two (2) pages, attached hereto as **Exhibit "A"** and referenced herein stating that the Mayor and Police Chief had advised him that the City is prepared to enter into a lease with Motorola for the acquisition of in-car and portable radios for use with the new county-wide public safety system; and

WHEREAS, In order to finance this acquisition, the Finance Director has requested that Council authorize the City to enter into a five year lease with Motorola Financing and increase the Police Department appropriation in the Safety Forces Special Revenue Fund No. 234 by \$126,100 as detailed in his Interoffice Memo, consisting of two (2) pages and attached hereto as **Exhibit "A"**.

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. 2011-10 as amended by Ordinance No. 2011-28 and as amended by Ordinance No. 2011-33 is hereby amended to increase the 2011 Police Department appropriation in the Safety Forces Special Revenue Fund No. 234 by \$126,100 to provide for the acquisition of in-car and portable radios for use with the new county-wide public safety system.

SECTION 2. The abovementioned sum as reflected in the **Schedule of 2011 Appropriations – Revision No. 3**, 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.

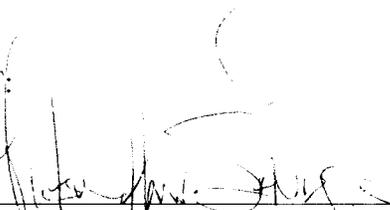
SECTION 7. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including 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 Police and Fire Departments and further reason being that it will immediately provide appropriations for the acquisition of in-car and portable radios for use with the county-wide public safety system; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: me 21, 2011

Submitted to the Mayor for his approval
on this 21 day of me, 2011

ATTEST:



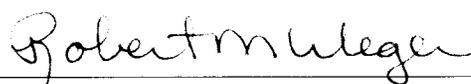
Victoria Ann Savage, CMC
Clerk of Council



Kevin D. Malecek
President of Council

Approved by the Mayor

June 21, 2011



Robert M. Weger
Mayor