

ORDINANCE NO. 24-13

**AN ORDINANCE TO TREAT CERTAIN GENERAL FUND
ADVANCES TO CAPITAL PROJECT FUNDS AS FUND TRANSFERS
AND DECLARING AN EMERGENCY**

WHEREAS, certain advances of funds from the General Fund to various capital project funds were made, dating back to 2008, specifically, advances to the Recreation Center Construction Fund No. 430, \$43,000.00, Ord. No. 07-08; to the Stadium and Recreation Complex Infrastructure Fund Nos. 431 & 432, \$614,000.00, Ord. Nos. 04-08, 07-08, 74-08; to the Detroit Road Widening Fund No. 409, \$110,000.00, Ord. Nos. 73-09, 111-09; to the Nagel Road Sanitary Lift Station Fund No. 462, \$26,750.00, Ord. No. 86-10; to the Avon Isle Bridge Fund No. 433, \$25,000.00, Ord. No. 97-10 and to the Recreation Lane Fund No. 461, \$5,038.00, Ord. No. 13-11; and

WHEREAS, it has been determined that these fund advances have not and will not be returned to the General Fund as the funds were used toward the construction of improvements made in these capital project funds; and

WHEREAS, it is required per ORC 5705.14, 5705.15 and 5705.16 to recognize these fund advances as fund transfers and to formally record these transactions in the City's financial statements and to reverse the original transactions that recorded the General Fund advances.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1. That the following fund advancements made from the General Fund No. 101 to the Recreation Center Construction Fund No. 430, \$43,000.00, Ord. No. 07-08; the Stadium and Recreation Complex Infrastructure Fund Nos. 431 & 432, \$614,000.00, Ord. Nos. 04-08, 07-08, 74-08; the Detroit Road Widening Fund No. 409, \$110,000.00, Ord. Nos. 73-09, 111-09; the Nagel Road Sanitary Lift Station Fund No. 462, \$26,750.00, Ord. No. 86-10; the Avon Isle Bridge Fund No. 433, \$25,000.00, Ord. No. 97-10 and the Recreation Lane Fund No. 461, \$5,038.00, Ord. No. 13-11 shall be declared to be fund transfers from said General Fund.

Section 2. That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of Avon, the immediate emergency being the necessity to re-classify certain General Fund Advances as fund transfers and to record these transactions in the City's financial statements and to reverse the

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original transactions that recorded the fund advances; therefore this Ordinance shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

PASSED: _____

DATE SIGNED: _____

By: _____
Daniel S. Zegarac, Council President

DATE APPROVED BY THE MAYOR: _____

James A. Smith, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Ellen R. Young
Clerk of Council

POSTED:

In Five Places as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director