

**ORDINANCE NO. 93-20**

**AN ORDINANCE TO AMEND ORDINANCE NO. 81-20 WHICH AMENDED AND SUPPLEMENTED APPROPRIATIONS ORDINANCE NO. 104-19 AND DECLARING AN EMERGENCY**

**WHEREAS**, City Council passed re-appropriations Ord. No. 81-20 on September 14, 2020; and

**WHEREAS**, two items were omitted on the attached exhibit to Ord. No. 81-20, viz., an increase in appropriations to the Detroit Road Widening Fund No. 416 and an increase in appropriations to the Chester Road/American Way Improvement Fund No. 486; and

**WHEREAS**, the Finance Director had mentioned these items in his comments to Ord. No. 81-20 at the September 8<sup>th</sup> work session but inadvertently excluded them from the exhibit that Council reviewed and voted on at the September 14<sup>th</sup> Regular meeting; and

**WHEREAS**, Council, to correct the record and reaffirm its approval of the re-appropriation, finds it to be in the best interests of the health, safety and welfare of the citizens of Avon to accept the correction by adopting this ordinance which amends Ord. No. 81-20 to include said items as part of the exhibit.

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

Section 1 – That Ordinance No. 81-20, which amended and supplemented Ord. No. 104-19, is itself amended to include additional re-appropriations as set forth in the attached Exhibit A which is incorporated herein by this reference.

Section 2 – That the Clerk of Council is hereby ordered to note on Ord. No. 81-20 a reference to this amending legislation.

Section 3 – 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 4 – 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 the City of Avon, the immediate emergency being the necessity to amend the exhibit attached to Ord. No. 81-20 to include references to increased appropriations to the Detroit Road Widening Fund No. 416 and to the Chester Road/American Way Improvement Fund No. 486; therefore, this

Ordinance No. 93-20 (Con't)

Ordinance shall be in full force and effect immediately upon its passage by this Council and approval by the Mayor.

PASSED: \_\_\_\_\_

DATE SIGNED: \_\_\_\_\_

By: \_\_\_\_\_  
Brian Fischer, Council President

DATE APPROVED BY THE MAYOR: \_\_\_\_\_

\_\_\_\_\_  
Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
John A. Gasior, Law Director

ATTEST:

\_\_\_\_\_  
Barbara Brooks  
Clerk of Council

Posted: \_\_\_\_\_  
In Five Places as  
Provided by Council

Prepared By:

John A. Gasior, Esq.  
Law Director

**Exhibit A To Ord. No. 93-20**

Sep 28, 2020  
Regular Session

Items in **bold print** were omitted from  
Ordinance No. 81-20

General Fund No. 101

Increase appropriations \$21,000.00 for Compensated Absences (retirement payout) as the budget for 2020 has been exhausted.

Total General Fund Re-appropriations \$21,000.00

Special Revenue Funds

Recreation Income Tax Fund No. 240

Increase appropriations \$71,250.00 for debt service on the Series 2009B bonds due December 1, 2020.

Living Tree Memorial Fund No. 253

Increase appropriations \$2,000.00 for trees to be planted in honor of family members that have passed away. We have received donations from three families this year.

Total Special Revenue Fund Re-appropriations \$73,250.00

Debt Service Funds

General Obligation Bond Retirement Fund No. 301

Increase appropriations \$19,500.00 for costs of issuance associated with the 2021 Recreation Facility Notes sold on August 13, 2020. The notes are dated September 2, 2020. These were sold competitively (no underwriter) therefore the City is responsible for paying the costs of issuance.

Total Debt Service Funds Re-appropriations \$19,500.00

Capital Project Funds

2019 Road Program Fund No. 409 (Nagel Road Widening)

Increase appropriations \$56,068.08 for the OPWC share of this project. OPWC have made their payments directly to the contractor. This amount has been recorded as revenue in the fund too, as part of the OPWC Grant for this project. The City received \$250,000.00 grant and \$250,000.00 loan funds from OPWC. This is the final payout for this project.

Capital Project Funds – Continued

**Detroit Road Widening Fund No. 416**

**Increase appropriations \$20,000.00 for preliminary design engineering.**

**Chester Road/American Way Improvements Fund No. 486**

**Increase appropriations \$15,000.00 for construction inspection and staking.**

<b>Total Capital Project Funds Re-appropriations</b>	<b>\$35,000.00</b>
(Total of Fund No.'s 416 & 486)	

Special Assessment Bond Retirement Fund No. 501

Increase appropriations \$54,644.00 for debt service on various bond issues due December 1, 2020.

Total Special Assessment Bond Retirement Fund Re-appropriations	\$54,644.00
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Total All Funds Re-appropriations	\$224,462.08
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