

AMENDED ORDINANCE 69 - 12

By: Richard Sharp

**An Ordinance to create a Real Estate Fund and to transfer from the excess general fund \$100,000 balances at a fixed ratio into both the Water, and Sewer, Capital, and Real Estate Funds, and to increase the Budget Stability Fund up to a maximum fund balance of \$1,200,000 of the Bexley City Treasury, and to declare an emergency**

WHEREAS, it is the desire of Council and the Mayor to begin to accrue a regular reserve for capital items set aside a portion of the general fund balance to reserve funds for future contingencies; and

WHEREAS, in recent years funds have not been available set aside for a capital reserve, and capital budgets have been limited due to economic conditions, to increase the Budget Stability Fund; and

WHEREAS, in years past general fund balances were at times accumulated in order to absorb irregularities in the Estate Tax income line item, and such irregularities will no longer influence budgetary decisions;

WHEREAS, in 2011 the residents approved an income tax increase to “maintain basic city services” and that residents expect City officials to reserve unexpected revenues for future contingencies so that future tax increases can, where possible, be avoided; and

WHEREAS, in 2013 the City received \$1,169,000 in unexpected residual estate tax revenues, and it Council’s determination that is prudent to allocate approximately one-third of that amount (\$400,000) to the Budget Stability Fund, the Water Fund and Sewer Fund, as an additional reserve for future economic and infrastructure contingencies;

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY:**

**Section 1.**

~~There is hereby created in the City Treasury Real Estate Fund. It is the intent of Council to set aside and maintain a portion of defined excess general funds in a Real Estate Fund, to be used for the acquisition and disposition of real estate for the purpose of furthering the City’s economic development initiatives. Funds allocated to the Real Estate Fund shall be accessible to council for transfer into other funds at any time by a 2/3rds affirmative vote by council~~

~~That Section 232.08 BUDGET STABILITY FUND paragraph (b) (2) in Bexley’s Codified Ordinances be amended as follows~~

~~(2) The amount required to bring the budget stability fund to one million two hundred thousand dollars (\$1,200,000).~~

**Section 2.**

~~That the auditor is directed to transfer \$100,000 from the General Fund to the Water Fund before the end of 2013.~~

~~The following section shall be added to Bexley’s Codified Ordinances:~~

~~232.09 EXCESS GENERAL FUND BALANCE TRANSFERS~~

- ~~(a) Beginning in 2013, any excess general fund balances as of December 31 of the prior year will be transferred to funds in the City Treasury as specified in 232.09(c).~~
- ~~(b) Excess general fund balances shall be defined as any general fund dollars in excess of \$1,000,000 as of December 31<sup>st</sup> of the year prior. Excess general fund balances of \$20,000 or less are exempt from the transfer provisions of 232.09 (c).~~
- ~~(c) Not later than the thirty first day of January each year beginning in 2013, the Auditor shall determine the balance in the General Fund on the preceding thirty first day of December and shall transfer any excess general fund dollars from the General Fund based on the following schedule:
 
  - ~~(1) — 30% to the Water Fund~~
  - ~~(2) — 40% to the Sewer Fund~~
  - ~~(3) — 20% to the Capital Fund~~
  - ~~(4) — 10% to the Land Fund~~~~
- ~~(d) In the event that an excess general fund balance transfer is initiated in accordance with this Section, the Auditor shall present to council at the 1<sup>st</sup> regularly scheduled council meeting following the thirty first day of January a worksheet detailing the excess general funds calculation and a summary of the funds transferred to each fund.~~

**Section 3.**

That the auditor is directed to transfer \$100,000 from the General Fund to the Sewer Fund before the end of 2013.

**Section 34.**

This ordinance shall go into effect and be in force from and after the earliest period allowed by law, and to declare an emergency.

Passed: \_\_\_\_\_, 2012~~3~~

\_\_\_\_\_  
Rick Weber, President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approved: \_\_\_\_\_, 2012~~3~~

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Ben Kessler, Mayor