

**STATE OF GEORGIA  
COUNTY OF DEKALB  
CITY OF BROOKHAVEN  
BA2020010**

**ORD-2020-04-03**

**AN ORDINANCE TO AMEND THE GENERAL FUND BUDGET FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2020 AND ENDING DECEMBER 31, 2020 FOR THE CITY OF BROOKHAVEN PURSUANT TO ARTICLE V OF THE CITY OF BROOKHAVEN CHARTER, APPROPRIATING \$1,100,000 FROM THE GENERAL FUND COMMITTED FUND BALANCE AND \$400,000 FROM THE GENERAL FUND INTERGOVERNMENTAL REVENUE ACCOUNT FOR THE PURCHASE OF LAND, ALLOWING THE FINANCE DEPARTMENT TO MAKE TECHNICAL CHANGES AS NECESSARY, AND PROHIBITING EXPENDITURES FROM EXCEEDING ACTUAL FUNDING SOURCES, AND FOR OTHER PURPOSES.**

**WHEREAS**, the Official Code of Georgia Annotated, Chapter 36, Section 81, Subsection 3, requires that each local government adopt a balanced budget for all required funds; and

**WHEREAS**, the Official Code of Georgia Annotated, Chapter 36, Section 81, Subsection 3, Paragraph (d) allows a local government to amend its budget to adapt to changing governmental needs during the budget period; and

**WHEREAS**, the City Council finds that the acquisition of real estate to preserve property for green space or park development, to improve the aesthetics of the City, and for other purposes is an appropriate municipal purpose; and

**WHEREAS**, the City Council further finds that the acquisition of this property enhances the health, safety, and wellbeing of the Citizens of Brookhaven and DeKalb County by providing a park within walking distance of the residents of Brookhaven Heights; and

**WHEREAS**, the City Council passed Resolution 2019-11-01 for the purchase of the property located at 1174 Pine Grove, Brookhaven, GA in the amount of \$1,350,000 plus closing costs; and

**WHEREAS**, DeKalb County contributed \$400,000 towards the purchase of the land, with the City paying the remaining portion; and

**WHEREAS**, the City of Brookhaven maintains balanced budgets, such that anticipated funding sources equal or exceed the proposed expenditures.

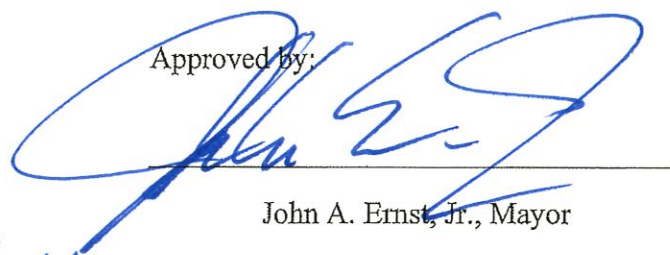
**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BROOKHAVEN HEREBY ORDAINS, AS FOLLOWS:**

1. The amendment of the budget in the General Fund of the City of Brookhaven for the appropriation of FY 2020, committed fund balance in the amount of \$1,100,000, intergovernmental revenue in the amount of \$400,000, and expenditures in the amount of \$1,500,000, for the purchase of property located at 1174 Pine Grove, Brookhaven, GA is hereby approved.

2. The City Council authorizes the City Manager or his designee to take any action necessary to complete this ordinance.
  
3. Should any section of this ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of the resolution as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

**SO ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BROOKHAVEN, THIS 14<sup>th</sup> DAY OF APRIL, 2020.**

Approved by:



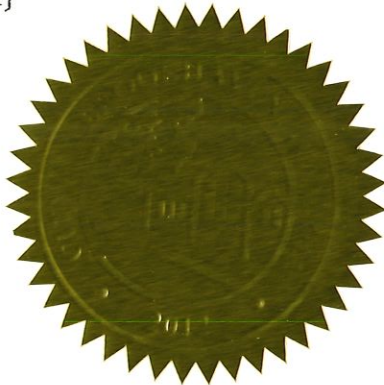
John A. Ernst, Jr., Mayor

Attest:



Susan Hiott, City Clerk

{City Seal}



Approved as to form:



Chris Balch, City Attorney