

AN ORDINANCE TO AMEND THE GENERAL AND CIP FUND BUDGETS FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2021 AND ENDING DECEMBER 31, 2021 FOR THE CITY OF BROOKHAVEN PURSUANT TO ARTICLE V OF THE CITY OF BROOKHAVEN CHARTER, APPROPRIATING AN AMOUNT OF \$150,000 FROM THE GENERAL FUND SIDEWALK BANK ASSIGNED FUND BALANCE TO THE CIP FUND PROFESSIONAL SERVICES EXPENDITURE ACCOUNT FOR ADDITIONAL COST ASSOCIATED WITH THE P2020.330 BRIARWOOD MULTI-USE PATH PROJECT, 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, construction of multiuse path on the south side of Briarwood Road from N. Druid Hills Road to Buford Highway began in fiscal year 2020 and initial funding of \$50,000 was allocated for the project; and

WHEREAS, it has been determined that funding increase of \$150,000 will be needed for four additional project activities; and

WHEREAS, the first additional project activity includes construction of a section of the multi-use path in front of 1261 Briarwood Road; and

WHEREAS, the second additional project activity includes final surveying of two sections of Briarwood to help determine the location of the existing right-of-way and to be utilized for design purposes; and

WHEREAS, the third additional project activity includes preparation of right-of-way dedication plats in conformance with Georgia Land Surveying Standards for 19 parcels; and

WHEREAS, the fourth additional project activity includes appraisals of the 19 parcels and cost associated with negotiating with property owners; and

WHEREAS, the additional funding of \$150,000 does not include cost associated with the purchase of the property, closing costs, design costs, or cost for construction; and

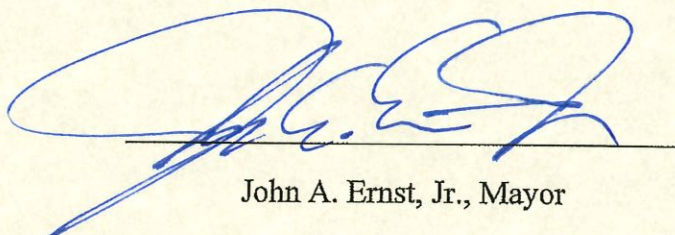
WHEREAS, the City of Brookhaven maintains balanced budgets, such that anticipated funding sources equal or exceed the proposed expenditures.

ORD 2021-02-02

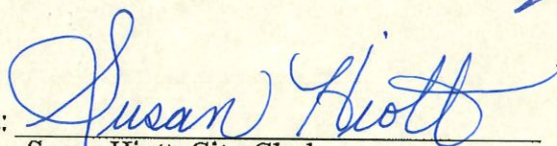
**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BROOKHAVEN
HEREBY ORDAINS, AS FOLLOWS:**

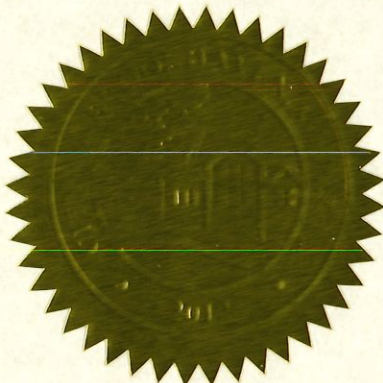
1. The amendment of the FY 2021 budget of the City of Brookhaven for appropriation of General Fund Sidewalk Bank assigned fund balance and the CIP fund expenditures in the amount of \$150,000 is hereby approved.
2. The City Council authorizes the City Manager or his designee to take any action necessary 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 9th DAY OF FEBRUARY 2021.**

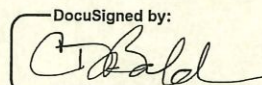


John A. Ernst, Jr., Mayor

Attest: 
Susan Hiott, City Clerk



Approved as to form:

DocuSigned by:

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Christopher D. Balch, City Attorney