

ORD 2023-04-04

**STATE OF GEORGIA
COUNTY OF DEKALB
CITY OF BROOKHAVEN
BA2023009**

ORD-2023-04-04

AN ORDINANCE TO AMEND THE SPECIAL PURPOSE LOCAL OPTION SALES TAX (SPLOST) FUND, AND THE CAPITAL IMPROVEMENT PROGRAM (CIP) FUND BUDGET FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2023 AND ENDING DECEMBER 31, 2023 FOR THE CITY OF BROOKHAVEN PURSUANT TO ARTICLE V OF THE CITY OF BROOKHAVEN CHARTER, APPROPRIATING FUNDS IN THE SPLOST FUND AND CIP FUND, 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 wishes to appropriate funds in the SPLOST fund in the amount of \$2,847,906 in order to transfer to the CIP fund for the Public Safety Building project; and

WHEREAS, the City Council wishes to un-appropriate funds in the CIP fund to be transferred in from the General Fund in the amount of \$1,867,906; and

WHEREAS, the City Council wishes to appropriate funds in the CIP fund in the amount of \$2,847,906 in order to complete the Public Safety Building project; and

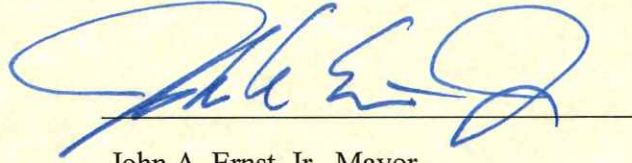
WHEREAS, the City of Brookhaven maintains balanced budgets, such that anticipated funding sources equal or exceed the proposed expenditures.

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

1. The FY 2023 budget for the reappropriation of SPLOST, and CIP funds is hereby approved.
2. The City Council authorizes the City Manager or their 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.

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SO, ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF
BROOKHAVEN, THIS 25th DAY OF APRIL 2023.



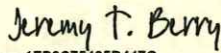
John A. Ernst, Jr., Mayor

Attest: 
Susan Hiott, City Clerk

{City Seal}



Approved as to form:

DocuSigned by:

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Jeremy Berry, City Attorney