

RESOLUTION 2020-17

A RESOLUTION TO TRANSFER \$120,413.34 FROM THE CAPITAL IMPROVEMENT FUND (4901) TO THE GENERAL FUND (1000) AND REPEAL RESOLUTION 2009-08 AND DECLARING AN EMERGENCY.

WHEREAS, Council is authorized under the Ohio Revised Code to create, appropriate and transfer funds of the Village of Hiram; and

WHEREAS, pursuant to Section 5705.15 of the Ohio Revised Code, the Village of Hiram is authorized to transfer Village funds from one fund to another fund under its supervision, in the manner provided in Section 5705.16 of the Revised Code; and

WHEREAS, Section 5705.16 of the Ohio Revised Code requires Council to adopt legislation declaring the necessity for the transfer of funds authorized by section 5705.15 of the Revised Code; and

WHEREAS, Section 5705.16 requires Council to submit a petition to the tax commissioner that includes “the name and amount of the fund, the fund to which it is desired to be transferred, a copy of such resolution with a full statement of the proceedings pertaining to its passage, and the reason or necessity for the transfer;” and

WHEREAS, Council has determined that it is immediately necessary to transfer \$120,413.34 of the unencumbered funds from the Capital Improvement Fund to the General Fund; and

WHEREAS, the transfer is needed as the result of several factors, including but not limited to, a series of reductions in the amount of Local Government funding awarded to the Village, the effect of reduction in income tax receipts from employment within the Village, a reduction in the amount Hiram College pays the Village for safety force protection, and a general increase in the operating costs of the Village of Hiram; and

WHEREAS, the Finance Committee has determined that Resolution 2009-08, which authorized 50 percent of the remaining appropriations at fiscal year end in the following departmental budgets; Police Department, Fire Department, Street Department and Administrative Department to be allocated to capital improvements fund must be repealed; and

WHEREAS, Resolution 2009-08 must be repealed at this time so that the Police Department, Fire Department, Street Department and Administrative Department each may use and retain all available funds to meet current operation expenses, and so that remaining funds resulting from efficient and economical departmental management are retained for the use of each respective Department.

NOW THEREFORE BE IT RESOLVED by the Council of the Village of Hiram, Portage County, Ohio, two thirds or more of the members thereto concurring:

SECTION 1: Council authorizes the transfer of \$120,413.34 from the Capital Improvement Fund (4901) to the General Fund (1000).

SECTION 2: The Fiscal Officer is directed to forward a certified copy of this Resolution and a Fund Transfer Request Form, Ohio Revised Code Section 5705.16, to the Ohio Department of Taxation, Tax Equalization Division now.

SECTION 3: Upon receiving approval from the Ohio Department of Taxation, the Fiscal Officer is hereby directed to transfer \$120,413.34 from the Capital Improvement Fund (debiting each of the Police Department, Fire Department, Street Department and Administrative Department in the amounts contributed by each respective Department) to the General Fund (1000).

SECTION 4: Council hereby repeals Resolution 2009-08 authorizing 50 percent of the unencumbered funds remaining at the end of each fiscal year for the Police Department, Fire Department, Street Department and the Administrative Department respectively to the line items established for the Police Department, Fire Department, Street Department and the Administrative Department in the Capital Improvement Fund.

SECTION 5: That it is hereby found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council and that all the deliberations of Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements including 121.22 of the Revised Code of the State of Ohio.

SECTION 6: This Resolution is declared an emergency measure becoming effective immediately upon its passage by Council and approval by the Mayor, necessary to preserve the health, safety and general welfare of the citizens of the Village of Hiram, and specifically to provide operating funds immediately needed for the continued operation of the Village of Hiram.

PASSED IN COUNCIL on First Reading: July 14, 2020



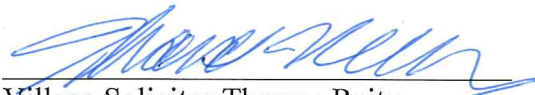
Mayor Lou Bertrand

ATTEST:



Fiscal Officer Susan J. Skrovan

Approved as to form:



Village Solicitor Thomas Reitz

I SUSAN SKROVAN, Fiscal Officer of the Village of Hiram, Ohio, hereby certify that the foregoing Resolution or Ordinance No. 2020-17 has been duly posted in the required 5 places.
8/26/20 Susan J. Skrovan
Date Fiscal Officer, Village of Hiram