

CITY OF STONECREST

ORDINANCE NO. _____

AN ORDINANCE BY THE MAYOR AND CITY COUNCIL OF THE CITY OF STONECREST AMENDING THE CITY OF STONECREST CAPITAL BUDGET FUNDS BY MOVING FOUR HUNDRED EIGHTY THOUSAND SIX HUNDRED THIRTY EIGHT DOLLARS AND FIFTY CENTS FROM THE CITY OF STONECREST SPLOST FUND AND ADDING FOUR HUNDRED EIGHTY THOUSAND SIX HUNDRED THIRTY EIGHT DOLLARS AND FIFTY CENTS TO THE CITY OF STONECREST ARPA FUND FOR THE PURPOSE OF FUNDING THE PANOLA SHOALS PROJECT; AND FOR OTHER LAWFUL PURPOSES.

WHEREAS, the duly elected governing body of the City of Stonecrest, Georgia (the “City”) is the Mayor and Stonecrest City Council (“City Council”); and

WHEREAS, Sound governmental operations require a budget in order to plan the financing of services for the residents of the City of Stonecrest (“City”); and

WHEREAS, Section 5.04 of the City Charter provides that the City Council may amend the operating budget or capital budget or other budgets for funds, services, strategies and/or organizational units; and

WHEREAS, in accordance with the City’s Financial Management Policy the City Council must approve all increases in total departmental appropriations, and increases in the personnel services budgets (i.e., moving salary or employee benefit budget to other line items); and

WHEREAS, the City Council has reviewed the budget amendments as presented by the City Manager; and

WHEREAS, the City Council desires to amend its Fiscal Year 2024 Capital Budget (said amendments referred to herein as “FY2024 Budget Amendments”), effective from January 1 to December 31 by moving funding from the City’s SPLOST and moving to the City’s ARPA Fund; and

WHEREAS, FY2024 Budget Amendments will amend the FY2024 General Operating Budget by Four Hundred Eighty Thousand Six Hundred Thirty Eight Dollars and Fifty Cents (\$,480,638.50); and

WHEREAS, this Ordinance will benefit the health and general welfare of the city, its citizens and general public.

NOW THEREFORE, BE IT AND IT IS HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF STONECREST, GEORGIA and by the authority thereof:

Section 1. That the FY2024 Budget Amendments, attached hereto as Exhibit A and incorporated herein as a part of this Ordinance and are hereby adopted for Fiscal Year 2024, which began January 1, 2024 and ends December 31, 2024 for the purpose of funding the City’s capital needs.

Section 2. That the FY2024 Budget Amendments will amend the FY2024 General Operating Budget by Four Hundred Eighty Thousand Six Hundred Thirty Eight Dollars and Fifty Cents (\$480,638.50).

Section 3. Appropriation. That the several items of revenues, expenditures, other financial resources, and sources of cash shown in the budget for each fund and the amounts shown within the FY2024 Budget Amendments are hereby adopted, and that the several amounts shown in the

budget for each fund as proposed expenditures or expenses and uses of cash are hereby appropriated to the departments named in each fund.

Section 4. Legal Level of Control. That the “legal level of control” as defined in O.C.G.A. § 36-81-2 is set at the department level, meaning that the City Manager in her capacity shall be authorized to move appropriations from one line item to another within a department, but under no circumstances may expenditures or expenses exceed the amount appropriated for a department without a further budget amendment approved by the City Council.

Section 5. Expiration of Appropriations. That all appropriations shall lapse at the end of the fiscal year.

Section 6. It is hereby declared to be the intention of the City Council that: (a) All sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were, upon their enactment, believed by the City Council to be fully valid, enforceable and constitutional. (b) To the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. No section, paragraph, sentence, clause or phrase of this Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance. (c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is the express intent of the City Council that such invalidity, unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not render invalid, unconstitutional or otherwise unenforceable any of the remaining phrases, clauses, sentences, paragraphs or sections of the Ordinance.

Section 7. All Ordinance and Resolutions in conflict herewith are hereby expressly repealed.

Section 8. The City Attorney and City Clerk are authorized to make non-substantive formatting and renumbering edits to this Ordinance for proofing, codification, and supplementation purposes. The final version of all Ordinance shall be filed with the clerk.

Section 9. The effective date of this Ordinance shall be set forth below unless provided otherwise by applicable local, state and/or federal law.

SO ORDAINED this ____ day of _____, 2024.

[SIGNATURES ON FOLLOWING PAGE]

CITY OF STONECREST, GEORGIA:

Jazzmin Cobble, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney

EXHIBIT A

