STATE OF GEORGIA
COUNTY OF FULTON
CITY OF SOUTH FULTON **ORDINANCE 2019-033**

AN ORDINANCE TO AMEND THE FISCAL YEAR 2019 BUDGET FOR EACH FUND OF THE CITY OF SOUTH FULTON, GEORGIA, APPROPRIATING THE AMOUNTS SHOWING IN EACH FUND AS EXPENDITURES/EXPENSES, ADOPTING THE SEVERAL ITEMS OF REVENUE ANTICIPATIONS, PROHIBITING EXPENDITURES OR EXPENSES FROM EXCEEDING THE ACTUAL FUNDING AVAILABLE AND FOR OTHER LAWFUL PURPOSES

WHEREAS, the City of South Fulton ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia;

WHEREAS, the duly elected governing authority of the City, is the Mayor and Council thereof ("City Council");

WHEREAS, sound governmental operations require a budget in order to plan the financing of services for City residents;

WHEREAS, O.C.G.A. § 36-81-1 requires a balanced budget for the City's fiscal year, which runs from October 1st to September 30th of each year;

WHEREAS, O.C.G.A. § 36-81-3 authorizes a local government to amend "its budget so as to adapt to changing governmental needs during the budget period."

WHEREAS, Section 6.27 of the City Charter provides that "the City Council by majority vote may make changes in the appropriations contained in the current operating budget at any regular meeting or special or emergency meeting called for such purposes;"

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

WHEREAS, each of these funds is a balanced budget, so that anticipated revenues and other financial resources for each fund equal the proposed expenditures or expenses;

WHEREAS, the City Council wishes by this ordinance to amend its Fiscal Year 2019 annual budget effective from October 1, 2018 through September 30, 2019; and

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

NOW THEREFORE, THE COUNCIL OF THE CITY OF SOUTH FULTON HEREBY ORDAINS as follows:

Section 1. Amendment of Budget. The Amended Fiscal Year 2019 Budget, attached hereto and incorporated herein as a part of this ordinance, is hereby adopted as the final budget for the City for the Fiscal Year 2019, which begins October 1, 2018 and ends September 30, 2019. A summary is copied below of the of the Fiscal Year 2019 budget.

City of South Fulton
Proposed Budget Amendment for Fiscal Year 2019
October 1, 2018 to September 30, 2019

Funds

Revenues:	**FY 2019 Amended**	**FY2019 Year End Proposed Amendment**
General Fund	69,165,937	69,284,360
Older American Fund	0	0
E- 911 Fund	0	0
Restricted Grant Fund	496,620	367,110
Hotel/Motel Fund	180,000	118,511
TSPLOST	17,592,330	6,265,240
Capital Project	0	0
Solid Waste Fund	150,000	293,439
Debt Fund	10,000,000	0
Total Revenues	**$97,584,887**	**76,328,661**
Expenditures:		
General Fund	54,984,455	48,725,872
Older American Fund	10,000	10,035
E- 911 Fund	1,920,000	1,916,635
Restricted Grant Fund	496,620	367,110
Hotel/Motel Fund	108,000	118,511
TSPLOST	17,592,330	6,265,240
Capital Project	5,385,073	5,385,073
Development Authority	0	200,000
Solid Waste Fund	225,000	293,439
Debt Service	12,296,000	12,316,400
Total Expenses	**92,972,960**	**75,598,315**
Net Surplus/Deficit	**$4,611,927**	**$730,346**

1. **Appropriation**. That the several items of revenues, expenditures, other financial resources, and sources of cash shown in the budget for each fund in the amounts shown within the Adopted Fiscal Year 2019 Budget are hereby amended, 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.

2. **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 his/her capacity is 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.

3. **Expiration of Appropriations.** That all appropriations shall lapse at the end of the fiscal year.

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Section 2. 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 Resolution.

(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 3. All Ordinance and Resolutions in conflict herewith are hereby expressly repealed.

Section 4. The City Attorney, City Clerk and contracted City Codifier are authorized to make non-substantive formatting and renumbering edits to this ordinance for proofing, codification, and supplementation purposes. The final version of all ordinances shall be filed with the clerk.

Section 5. The effective date of this Ordinance shall be on the date as set forth under Sec. 3.21 of the City Charter unless provided otherwise by applicable local, state and/or federal law.

The foregoing **ORDINANCE No. 2019-033** was adopted on December 10, 2019 was moved for approval by Councilmember Rowell and seconded by Councilmember Gumbs, and being put to a vote, the result was as follows:

"FIRST READING" **November 12, 2019**
"SECOND READING" **December 10, 2019**

	AYE	NAY
William "Bill" Edwards, Mayor		
Mark Baker, Mayor Pro Tem	√	
Catherine Foster Rowell	√	
Carmalitha Lizandra Gumbs	√	
Helen Zenobia Willis		√
Gertrude Naeema Gilyard		
Rosie Jackson	√	
khalid kamau	√	

THIS **ORDINANCE** adopted this 10th day of December 2019.

CITY OF SOUTH FULTON, GEORGIA.

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WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:

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COREY E. ADAMS, SR., DEPUTY CITY CLERK

APPROVED AS TO FORM:

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EMILIA C. WALKER, CITY ATTORNEY