

1 **STATE OF GEORGIA**
2 **COUNTY OF FULTON**
3 **CITY OF SOUTH FULTON**

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5
6 **AN ORDINANCE TO ADOPT THE FISCAL YEAR 2021 BUDGET FOR**
7 **EACH FUND OF THE CITY OF SOUTH FULTON, GEORGIA,**
8 **APPROPRIATING THE AMOUNTS SHOWING IN EACH FUND AS**
9 **EXPENDITURES/EXPENSES, ADOPTING THE SEVERAL ITEMS OF**
10 **REVENUE ANTICIPATIONS, PROHIBITING EXPENDITURES OR**
11 **EXPENSES FROM EXCEEDING THE ACTUAL FUNDING AVAILABLE**
12 **AND FOR OTHER LAWFUL PURPOSES**
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14 **WHEREAS**, the City of South Fulton (“City”) is a municipal corporation duly
15 organized and existing under the laws of the State of Georgia;
16

17 **WHEREAS**, the duly elected governing authority of the City, is the Mayor and
18 Council thereof (“City Council”);

19 **WHEREAS**, sound governmental operations require a budget in order to plan
20 the financing of services for City residents;
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22 **WHEREAS**, O.C.G.A. § 36-81-1 requires a balanced budget for the City’s fiscal
23 year, which runs from October 1st to September 30th of each year;
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25 **WHEREAS**, O.C.G.A. § 36-81-3 authorizes a local government to amend “its
26 budget so as to adapt to changing governmental needs during the budget period.”
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28 **WHEREAS**, Section 6.27 of the City Charter provides that “the City Council by
29 majority vote may make changes in the appropriations contained in the current
30 operating budget at any regular meeting or special or emergency meeting called for
31 such purposes;”
32

33 **WHEREAS**, the City Council has reviewed the amended budget as presented
34 by the City Manager;
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36 **WHEREAS**, each of these funds is a balanced budget, so that anticipated
37 revenues and other financial resources for each fund equal the proposed expenditures
38 or expenses;
39

40 **WHEREAS**, the City Council wishes by this ordinance to adopt its Fiscal Year
41 2021 annual budget effective from October 1, 2020 through September 30, 2021; and
42

43 **WHEREAS**, this Ordinance will benefit the health and general welfare of the
44 City, its citizens and general public.
45

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

48 **Section 1. Adoption of Budget.** The Adopted Fiscal Year 2021 Budget, attached
 49 hereto and incorporated herein as a part of this ordinance, is hereby adopted as the
 50 final budget for the City for the Fiscal Year 2021, which begins October 1, 2020 and
 51 ends September 30, 2021. A summary is copied below of the Proposed Fiscal Year
 52 2021 budget

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 56 **City of South Fulton**
 57 **Proposed Budget for Fiscal Year 2021**
 58 **October 1, 2020 to September 30 2021**

| Funds | 59 |
|----------------------------|-------------------------|
| Revenues: | FY 2021 Proposed |
| General Fund | 68,858,405 |
| Blighted Properties | 0 |
| E-911 Fund | 0 |
| Restricted Grant Fund | 667,710 |
| Hotel/Motel Fund | 100,000 |
| TSPLOST | 41,102,899 |
| Capital Grants Fund | 893,124 |
| Solid Waste Fund | 520,000 |
| Total Revenues | \$ 112,142,138 |
| Expenditures: | |
| General Fund | 64,958,405 |
| Blighted Properties Fund | 200,000 |
| E- 911 Fund | 2,000,000 |
| Restricted Grant Fund | 1,533,500 |
| Hotel/Motel Fund | 100,000 |
| TSPLOST | 41,102,899 |
| Capital Grants Fund | 1,727,334 |
| Solid Waste Fund | 520,000 |
| Total Expenses | \$ 112,142,138 |
| Net Surplus/Deficit | \$ 0 |

60 1. **Appropriation.** That the several items of revenues, expenditures, other
 61 financial resources, and sources of cash shown in the budget for each fund in
 62 the amounts shown within the Adopted Fiscal Year 2021 Budget are hereby
 63 adopted, and that the several amounts shown in the budget for each fund as
 64 proposed expenditures or expenses and uses of cash are hereby appropriated
 65 to the departments named in each fund.
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- 67 2. **Legal Level of Control.** That the “legal level of control” as defined in O.C.G.A.
68 § 36-81-2 is set at the department level, meaning that the City Manager in
69 his/her capacity is authorized to move appropriations from one line item to
70 another within a department, but under no circumstances may expenditures or
71 expenses exceed the amount appropriated for a department without a further
72 budget amendment approved by the City Council.
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74 3. **Expiration of Appropriations.** That all appropriations shall lapse at the end of
75 the fiscal year.
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79 **Section 2.** It is hereby declared to be the intention of the City Council that: (a) All
80 sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were,
81 upon their enactment, believed by the City Council to be fully valid, enforceable and
82 constitutional.

83 (b) To the greatest extent allowed by law, each and every section, paragraph,
84 sentence, clause or phrase of this Ordinance is severable from every other section,
85 paragraph, sentence, clause or phrase of this Ordinance. No section, paragraph,
86 sentence, clause or phrase of this Ordinance is mutually dependent upon any other
87 section, paragraph, sentence, clause or phrase of this Resolution.

88 (c) In the event that any phrase, clause, sentence, paragraph or section of this
89 Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or
90 otherwise unenforceable by the valid judgment or decree of any court of competent
91 jurisdiction, it is the express intent of the City Council that such invalidity,
92 unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not
93 render invalid, unconstitutional or otherwise unenforceable any of the remaining
94 phrases, clauses, sentences, paragraphs or sections of the Ordinance.

95 **Section 3.** All Ordinance and Resolutions in conflict herewith are hereby expressly
96 repealed.

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

101 **Section 5.** The effective date of this Ordinance shall be on the date as set forth
102 under Sec. 3.21 of the City Charter unless provided otherwise by applicable local, state
103 and/or federal law.
104 THIS **ORDINANCE** adopted this _____ day of _____ 2020. **CITY OF**
105 **SOUTH FULTON, GEORGIA.**

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108 **“FIRST READING”**

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WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:

S. DIANE WHITE, CITY CLERK

APPROVED AS TO FORM:

EMILIA C. WALKER, CITY ATTORNEY

The foregoing **ORDINANCE No. 2020-xxx** was adopted on _____
was moved for approval by Councilmember _____ and seconded by _____

153 Councilmember _____, and being put to a vote, the result was
154 as follows:

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156 **“FIRST READING”**

| | 160 AYE | 160 NAY |
|-----------------------------------|---------|---------|
| 161 | | |
| 162 William “Bill” Edwards, Mayor | _____ | _____ |
| 163 Mark Baker, Mayor Pro Tem | _____ | _____ |
| 164 Catherine Foster Rowell | _____ | _____ |
| 165 Carmalitha Lizandra Gumbs | _____ | _____ |
| 166 Helen Zenobia Willis | _____ | _____ |
| 167 Gertrude Naeema Gilyard | _____ | _____ |
| 168 Corey Reeves | _____ | _____ |
| 169 khalid kamau | _____ | _____ |