

**VILLAGE OF SOUTH LEBANON, OHIO
RESOLUTION NO. 2019-37**

**A RESOLUTION ESTABLISHING A SPECIAL REVENUE FUND FOR THE
RIVERSIDE OFF-SITE ROAD IMPROVEMENTS, AND DECLARING AN
EMERGENCY**

WHEREAS, Ohio Revised Code § 5705.09 requires political subdivisions to establish a Special Revenue Fund for each class of revenues derived from a source other than the general property tax, which the law requires to be used for a particular purpose; and

WHEREAS, the Village will receive funds from the developer of the Riverside subdivision for off-site road improvements in the amount of \$250,000 as part of the Infrastructure Agreement approved by the Village Council in September 2016; and,

WHEREAS, the State Auditor has recommended the creation of a special revenue fund to account for the funds for the off-site road improvements; and

WHEREAS, immediate action is required to create fund for the proceeds, as the Auditor has recommended the establishment of the fund and the project is ready to commence, and in order to preserve the public peace, health, or safety of the Village.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of South Lebanon, at least a two-thirds of all members elected thereto concurring:

Section 1. That a Special Revenue Fund for the proceeds from the Riverside off-site road improvements is hereby created. The Fiscal Officer is hereby authorized to establish such Special Revenue Fund.

Section 2. That the funds contained in the Special Revenue Fund shall be used only for the improvements for off-site road improvements as detailed in the Infrastructure Agreement approved by Council in September 2016.

Section 3. That the recitals contained within the Whereas Clauses set forth above are incorporated by reference herein.

Section 4. That it is found and determined that all formal actions of the Council concerning and relating to the adoption of this Resolution were adopted in an open

meeting of Council in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 5. That this Ordinance is declared to be emergency legislation, necessary for the immediate preservation of the public peace, health, and safety, which shall be effective upon passage

Adopted this ^{1st} day of August, 2019.

Attest: Nicole Armstrong
Nicole Armstrong, Fiscal Officer/Clerk

James D. Smith
James D. Smith Mayor

Rules Suspended: / /2019 (if applicable) /2018	Effective Date - / /
Vote - <u>6</u> Yeas ___ Nays	
First Reading - / /2019	Effective Date - / /2019
Second Reading - / /2019	
Third Reading - / /2019	
Vote - ___ Yeas ___ Nays	

Prepared by and approved as to form:

PAUL R. REVELSON
VILLAGE SOLICITOR
SOUTH LEBANON, OHIO

By: 
Date: 8/1/19