

**CITY OF SOUTH LEBANON, OHIO  
ORDINANCE NO. 2022-10**

**AN ORDINANCE TO REPURPOSE THE MASON-MORROW-MILLGROVE ROAD  
PHASE I CAPITAL PROJECTS FUND AND ESTABLISH THE MASON-MORROW-  
MILLGROVE ROAD PHASE II CAPITAL PROJECTS FUND, AND DECLARING  
AN EMERGENCY**

**WHEREAS**, Ohio Revised Code § 5705.09 requires political subdivisions to establish a separate 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**, Resolution 2019-36 established a Capital Projects Fund for the Mason-Morrow-Millgrove Road Phase I Project; and

**WHEREAS**, the Mason-Morrow-Millgrove Road Phase I project is complete; and

**WHEREAS**, the City will receive grant funds from the Ohio Public Works Commission for Phase II of the Mason-Morrow-Millgrove Road Improvements project; and

**WHEREAS**, the Fiscal Officer is recommending the Mason-Morrow-Millgrove Road Phase I Capital Projects Fund be repurposed and allow for grant funding from the Ohio Public Works Commission for the Mason-Morrow-Millgrove Road Phase II project; and

**WHEREAS**, immediate action is required to create the fund as the project is ready to commence, and in order to preserve the public peace, health, or safety of the City.

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

**Section 1.** That the Mason-Morrow-Millgrove Road Phase I Fund be repurposed as the Mason-Morrow-Millgrove Road Phase II Fund.


**Section 2.** That the Capital Projects Fund shall be used for the grant proceeds and improvements for the Mason-Morrow-Millgrove Road Phase II project.


**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 Ordinance 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 an emergency measure in accordance with Ohio Revised Code § 731.30 for the immediate preservation of the public peace, health safety and general welfare; and this Ordinance shall be in full force and effective immediately upon passage.

Adopted this 17th day of March, 2022.


Attest:   
Petrina Williams, Fiscal Officer

  
James D. Smith Mayor

Rules Suspended: <u>3/17</u> /2022 (if applicable)	Effective Date - <u>3/17</u> /2022
Vote - <u>6</u> Yeas ___ Nays	
First Reading - / /2022	Effective Date - / /2022
Second Reading - / /2022	
Third Reading - / /2022	
Vote - ___ Yeas ___ Nays	

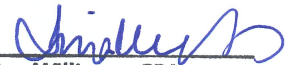
Prepared by and approved as to form:

ANDREW MEIER  
CITY SOLICITOR  
SOUTH LEBANON, OHIO

By:   
Date: 3/17/2022

CERTIFICATE OF POSTING

I, Tina Williams, CPA, Fiscal Officer of the City of South Lebanon, Ohio do hereby certify I posted a true and accurate copy of this ordinance or resolution, summary of ordinance or resolution, or statement, order, proclamation, notice or report, at five public places within the City as authorized by Section 731.25 of the Ohio Revised Code and Ordinance 98-08 of the City of South Lebanon, Ohio

3/18/22  
Date  
  
Tina Williams, CPA  
Fiscal Officer  
City of South Lebanon, Ohio