

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF ERLANGER IN KENTON COUNTY KENTUCKY AMENDING ORDINANCE NO. 2548 FURTHER CLARIFYING AND RESTRICTING THE \$5,000,000 TRANSFERRED IN 2022 FROM UNRESERVED FUNDS TO THE CAPITAL FUND

WHEREAS the City of Erlanger desires to further clarify and restrict the \$5,000,000 placed in the Capital Fund in 2022; and

NOW, THEREFORE, be it ordained by the City of Erlanger, in Kenton County, Kentucky as follows:

Underlined sections are being added and strikethrough sections are being deleted.

Section 1.0 Creation of Separate Line Item for the 2022 \$5,000,000.00 Transfer from Capital Fund to the Gary Meyer Emergency Fund

The Director of Finance ~~Finance Clerk~~ shall transfer \$5,000,000.00 from the City of Erlanger's General Unreserved Fund to a separate Line Item within the Capital Fund titled the Gary Meyer Emergency Fund.

Section 2.0 Capital Fund- Defined

The Capital Fund as described in Section 110.04 of the Erlanger Code of Ordinances, and this Ordinance, unless required for future City budgets and the ratification by City Counsel, shall only be used for the following expenditures:

1. Vehicles
2. Public Works Equipment
3. Public Facilities
4. Land Acquisition
5. Police department capitalizable equipment including but not limited to radios, radar units and firearms
6. Fire/EMS department capitalizable equipment
7. Grant Projects
8. Municipal Aid Road Fund (MARF) Projects
9. New Sidewalk Projects
10. Sidewalk Maintenance
11. Asphalt and contract roads

Section 3.0 Restrictions on Gary Meyer Emergency Fund

The Gary Meyer Emergency Fund should only be used for Capital purchases as defined herein in Section 2.0 and only if one of the following occur:

- 1) A Natural Disaster or Act of God that significantly impacts City Assets and utilizing money from this fund is the only way to avoid a significant reduction in City services.
- 2) Upon a vote of the majority of council.

Section 3.0 Provisions Severable

The provisions of this Ordinance are severable; and the invalidity of any provision of this Ordinance shall not affect the validity of any other provision thereof; and such other provisions shall remain in full force and effect as long as they remain valid in the absence of those provisions determined to be invalid.

Section 4.0 Conflicting Ordinances Repealed

All conflicting Ordinances are repealed.

Section 5.0 Effective Date

This Ordinance shall become effective at midnight on the evening of _____, 2023.

JESSICA FETTE, Mayor

DATE: _____