

COUNCIL CHAMBER

City of Berea, Ohio

ORDINANCE No. 2013-80

By Dale A. Lange Sponsored By Mayor Cyril M. Kleem

AN ORDINANCE

RENAMING AND REESTABLISHING THE CITY OF BEREA SPECIAL PROJECT 2 MUNICIPAL COURT INDIGENT DEFENDANTS ALCOHOL MONITORING FUND, KNOWN AS FUND NO. 294, WHICH WAS ESTABLISHED FOR THE PURPOSE OF FUNDING THE COST OF THE COURT'S PROGRAM OF INDIGENT DEFENDANT ALCOHOL MONITORING, AND DECLARING AN EMERGENCY.

WHEREAS, the Ohio Revised Code Section 1901.36 permits a Municipal Court to charge all new cases filed through the Berea Municipal Court special project funds for various purposes; and

WHEREAS, the court has heretofore created a special project fund and the funds in that fund are to be used for the purpose of paying a portion of the costs for the court's Program of Indigent Defendant Alcohol Monitoring; and

WHEREAS, the court has renamed the City of Berea Municipal Court Special Projects II Fund to the City of Berea Special Project 2 Municipal Court Indigent Defendant Alcohol Monitoring Fund.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Berea, State of Ohio:

SECTION 1. That pursuant to Ohio Revised Code Section 1901.36 the Director of Finance of the City of Berea be and she is hereby authorized and directed to reestablish and rename the Municipal Court Special Projects II Fund, which shall hereafter be named the City of Berea Special Project 2 Municipal Court Indigent Defendant Alcohol Monitoring Fund and which shall remain designated for accounting purposes as Fund No. 294 for the purpose of receiving and accounting for all funds from all new cases.

SECTION 2. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare, or providing for the usual daily operation of a municipal department, and for the further reason that it is immediately necessary to establish the fund so that moneys received may be properly accounted for in compliance with applicable laws. Therefore, provided this Ordinance receives the affirmative vote of at least two-thirds of all members elected to Council, it shall take

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effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

PASSED: December 2, 2013



President of Council

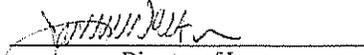
ATTEST: Alyssa Esom
Clerk of Council

APPROVED: December 4, 2013



Mayor

Approved as to Form:



Director of Law