

ORDINANCE NO. 178, SERIES 2023

**AN ORDINANCE AMENDING ORDINANCE 079, SERIES 2023 AND ORDINANCE 080, SERIES 2023 RELATING TO THE FISCAL YEAR 2023-2024 OPERATING AND CAPITAL BUDGETS, RESPECTIVELY, ORDINANCE 143, SERIES 2022, PERTAINING TO THE AMERICAN RESCUE PLAN (“ARP”) RECONCILIATION ACCOUNT AND AN ORDINANCE AUTHORIZING YEAR-END OPERATING BUDGET TRANSFERS BETWEEN VARIOUS AGENCIES FOR FISCAL YEAR 2022-2023 AND TO PROVIDE VARIOUS TRANSFERS AS DETAILED HEREIN. (AMENDMENT BY SUBSTITUTION) (AS AMENDED)**

**SPONSORED BY: COUNCIL MEMBERS RICK BLACKWELL, KEVIN KRAMER, AND COUNCIL PRESIDENT MARKUS WINKLER**

**BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (“METRO COUNCIL”) AS FOLLOWS:**

**SECTION I:** The following year-end General Fund budget transfers are hereby authorized within the Fiscal Year 2022-2023 Operating Budget:

<u>Transfer from:</u>	
Office of Performance Improvement	(217,500)
Office of Equity	(26,900)
Office of Internal Audit	(47,000)
Office of Inspector General	(237,400)
Human Relations Commission	(5,400)
Louisville Metro Police Department	(7,171,600)
Louisville Fire	(4,589,000)
Emergency Services	(5,973,700)
Criminal Justice Commission	(97,000)
Public Works & Assets	(630,300)
Economic Development	(2,601,900)
Codes & Regs.	(298,600)
Air Pollution Control District	(490,700)
Public Health & Wellness	(3,593,300)
Office for Safe & Healthy Neighborhoods	(352,600)
Office of Resilience & Community Services	(714,400)
Louisville Free Public Library	(228,400)
Louisville Zoo	(265,700)
Coroner	(19,100)
Commonwealth Attorney	(15,000)
Jefferson County Attorney	(998,300)
	<hr/>
	(28,573,800)

<u>Transfer to:</u>	
Facilities and Fleet Management	4,672,200
Department of Corrections	6,637,600
Develop Louisville	1,106,400
Parks & Recreation	1,376,700
County Clerk	281,700
Other Statutory Obligations	93,800
	<u>14,168,400</u>

**SECTION II:** The sum of \$371,950.63 is hereby authorized from the Capital Cumulative Reserve Fund as it relates to interest in excess of the appropriated funding level for Fiscal Year 2022-2023:

A. Actual earned interest of \$471,950.63 in Fiscal Year 2022-2023 relative to the budgeted interest of \$100,000, creating a surplus of \$371,950.63.

**SECTION III:** Part I. Revenues and Funding Sources, of Ordinance 079, Series 2023, is hereby amended as follows:

REVENUES AND FUNDING SOURCES			
1.	GENERAL FUND		
	Property Taxes	204,430,000	
	Revenue Commission Payments	502,512,300	
	Licenses and Permits	31,720,000	
	Fines	1,650,000	
	Revenue from Use of Money and Property	6,660,000	
	Charges for Service	20,130,000	
	Intergovernmental Revenue	<u>14,730,000</u>	<u>25,014,989.83</u>
	GENERAL FUND TOTAL	<u>781,832,300</u>	<u>792,117,289.83</u>
2.	AGENCY AND OTHER RECEIPTS	97,742,600	
3.	NON-RECURRING GENERAL FUND	<u>69,022,100</u>	<u>75,322,100</u>
4.	TOTAL REVENUES AND FUNDING SOURCES	<u>948,597,000</u>	<u>954,897,000</u>
5.	TRANSFER TO THE CAPITAL FUND	<u>(32,701,000)</u>	<u>(36,501,000)</u>
6.	COMMITTED FUNDS	(1,000,000)	
7.	TOTAL AVAILABLE FOR APPROPRIATION	<u>914,896,000</u>	<u>917,396,000</u>

**SECTION IV:** Part I. F. Deputy Mayor, Operations & Budget, of Ordinance 079, Series 2023, is hereby amended as follows:

1. OFFICE OF MANAGEMENT & BUDGET

a. General Operations

General Fund	63,378,400	<u>65,878,400</u>
Agency and Other Receipts	10,736,700	
Subtotal – Office of Management & Budget	74,115,100	<u>76,615,100</u>

e. Debt Service Projects

Total – Office of Management & Budget	486,500	
	74,601,600	<u>77,101,600</u>

**SECTION V:** Part I. A. Revenues and Funding Sources, of Ordinance 080, Series 2023, is hereby amended as follows:

A. REVENUES AND FUNDING SOURCES				
1.	CAPITAL FUND			
	Capital Cumulative Reserve Fund Interest	500,000		
	Transfer from the General Fund	32,701,000	36,501,000	46,785,989.83
	Lapsed Projects	288,400		
	<b>CAPITAL FUND TOTAL</b>	<b>33,489,400</b>	<b>37,289,400</b>	<b>47,574,389.83</b>
2.	AGENCY AND OTHER RECEIPTS	188,895,100		
3.	MUNICIPAL AID/COUNTY ROAD AID	13,820,000		
4.	COMMUNITY DEVELOPMENT	9,536,100		
Total Available for Appropriation		<b>245,740,600</b>	<b>249,540,600</b>	<b>259,825,589.83</b>

**SECTION VI:** Part I., Deputy Mayor, Public Health & Services, I. Parks & Recreation, of Ordinance No. 080, Series 2023, is hereby amended as follows:

<u>Number</u>	<u>Project Title</u>	<u>Fund</u>	<u>Amount</u>
31	California Park & Community Center Improvements	BOND	1,000,000
		CCRF	<u>250,000</u>

**SECTION VII:** Part I., Deputy Mayor, Public Health & Services, L. Public Works &

Assets, of Ordinance No. 080, Series 2023, is hereby amended as follows:

<u>Number</u>	<u>Project Title</u>	<u>Fund</u>	<u>Amount</u>
<u>55</u>	<u>Metro Street Paving</u>	<u>BOND</u>	<del>16,180,000</del> <u>11,410,910.17</u>
		<u>CCRF</u>	<u>4,769,089.83</u>

<u>Number</u>	<u>Project Title</u>	<u>Fund</u>	<u>Amount</u>
<u>58</u>	<u>Metro Sidewalk Repair Program</u>	<u>CCRF</u>	<del>3,000,000</del> <u>4,000,000</u>

c. \$1,000,000 of this project will ensure each council district has at least an amount certain to be determined based on how the remaining \$2,000,000 is allocated. Affected Council members must identify how their portion of the new funding will be used no later than March 1, 2024. Any funds not identified may be assigned by Public Works at their discretion in that council district.

<u>Number</u>	<u>Project Title</u>	<u>Fund</u>	<u>Amount</u>
<u>108</u>	<u>Pavement Markings</u>	<u>CCRF</u>	<del>1,164,800</del> <u>1,480,700</u>

<u>Number</u>	<u>Project Title</u>	<u>Fund</u>	<u>Amount</u>
	<u>D12 Romania Drive Paving</u>	<u>CCRF</u>	<u>135,000</u>

<u>Number</u>	<u>Project Title</u>	<u>Fund</u>	<u>Amount</u>
	<u>D11 Paving at Black Acres Historic Home and Nature Preserve</u>	<u>CCRF</u>	<u>115,000</u>

<u>Number</u>	<u>Project Title</u>	<u>Fund</u>	<u>Amount</u>
	<u>Traffic Signal Communications and Controller Upgrades</u>	<u>CCRF</u>	<u>500,000</u>

**SECTION VIII:** Part I., Deputy Mayor, Public Health & Services, Office of Resilience and Community Services, of Ordinance No. 080, Series 2023, is hereby amended as follows:

<u>Number</u>	<u>Project Title</u>	<u>Fund</u>	<u>Amount</u>
	<u>Harbor House Intergenerational Life Center</u>	<u>CCRF</u>	<u><del>1,484,100</del> 2,000,000</u>
<u>Number</u>	<u>Project Title</u>	<u>Fund</u>	<u>Amount</u>
	<u>VOA Veterans Housing on Dixie Highway</u>	<u>CCRF</u>	<u>5,000,000</u>

**SECTION IX:** Part III. General Provisions. L., of Ordinance 080, Series 2023, is hereby amended as follows:

L. In the event the final Fiscal year 2022 – 2023 Fee Officers’ Term exceeds the \$11,300,000 projected revenue, the following new capital projects will be funded in the order presented. Additionally, if the Fiscal Year 2022 – 2023 remaining net revenue and expenditure exceeds the current estimate, the excess will first be used to complete the 8 projects listed.

- D12 Romania Drive paving—\$135,000
- D11 Paving at Blackacres Historic Home and Nature Preserve—\$115,000
- Pavement Markings—\$315,900
- Traffic Signal Communications and Controller Upgrades—\$500,000
- Sidewalk Repair so every district gets a minimum amount of funding—\$1,000,000
- California Park & Community Center Continuation—\$250,000
- \*Harbor House Intergenerational Life Center (homeless project)—\$2,000,000 ~~\$515,900~~
- \*VOA Veterans Housing on Dixie Highway—increases the ARP funds—\$5,000,000

\*These projects may be funded with Federal Grants.

After the above are funded any additional revenue or unspent expenditures will be used to change the funding source of FY24 bond projects.

**SECTION X:** Section I. 3., of Ordinance 143, Series 2022, is hereby amended as follows:

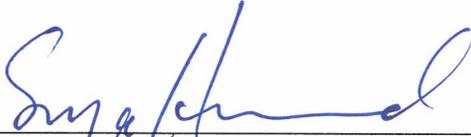
The Council approves reserving \$295,772.00 of the \$388,295,772.00 in ARP funding received by Louisville Metro Government for an ARP Grant Project titled ARP Reconciliation Account to be administered by the Office of Management and Budget. The ARP Reconciliation Account shall be used to address cost overruns, both for previously approved ARP Grant Projects and those that may be authorized after the enactment of this amendment, without additional Council approval, in amounts not to exceed either 5% of the Grant Project budget or a maximum of \$100,000.00 for any individual project, whichever is less. The Council shall

be provided ~~monthly~~ quarterly reports of cost overruns which the ARP Reconciliation Account has been used to cover. Any unspent funds from completed Grant Project budgets shall be added to the ARP Reconciliation Account.

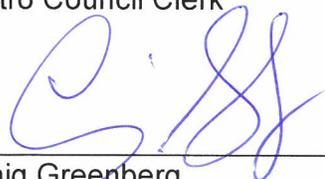
Funds remaining in the ARP Reconciliation Account on December 31, 2024 will be obligated to Revenue Replacement up to the amount allowed by Treasury based on Metro's calculated total revenue loss and will be used for general governmental services unless otherwise appropriated by ordinance.

The Office of Management and Budget will comply with Metro's internal monitoring requirements as well as all guidance promulgated by the Treasury to ensure all ARP Grant Project expenditures are appropriate and eligible. Revenue Replacement funds will be allocated to ineligible ARP Grant Project expenditures to the extent Revenue Replacement funds are available. If no Revenue Replacement funds remain, ineligible expenditures will be transferred to the managing agency's general fund budget, if identified in the current period, or reimbursed from Metro's general fund balance if determined to be ineligible after the period is closed.

**SECTION XI:** This Ordinance shall take effect upon its passage and approval or otherwise becoming law.

  
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Sonya Harward  
Metro Council Clerk

  
\_\_\_\_\_  
Markus Winkler  
President of the Council

  
\_\_\_\_\_  
Craig Greenberg  
Mayor

12/21/23  
\_\_\_\_\_  
Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney



BY: M. Holliday Hopkins

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