

ORDINANCE NO. _____, SERIES 2023

AN ORDINANCE AMENDING 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)

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)
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	(28,573,800)

Transfer to:

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
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	14,168,400

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						14,730,000			
		GENERAL FUND TOTAL						781,832,300			
2.	AGENCY AND OTHER RECEIPTS							97,742,600			
3.	NON-RECURRING GENERAL FUND							69,022,100	75,322,100		
4.	TOTAL REVENUES AND FUNDING SOURCES							948,597,000	954,897,000		
5.	TRANSFER TO THE CAPITAL FUND							(32,701,000)	(36,501,000)		
6.	COMMITTED FUNDS							(1,000,000)			
7.	TOTAL AVAILABLE FOR APPROPRIATION							914,896,000	917,396,000		

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	65,878,400
Agency and Other Receipts	10,736,700	
Subtotal – Office of Management & Budget	74,115,100	76,615,100

e. Debt Service Projects

Total – Office of Management & Budget	486,500	77,101,600
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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	
	Lapsed Projects				288,400		
	CAPITAL FUND TOTAL				33,489,400	37,289,400	
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					245,740,600	249,540,600	

SECTION VI: Part I., Deputy Mayor, Public Health & Services, I. Parks &

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

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

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

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

Number	Project Title	Fund	Amount
58	Metro Sidewalk Repair Program	CCRF	3,000,000 4,000,000

- 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>
108	Pavement Markings	CCRF	4,164,800 <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</u>		
	<u>Historic Home and Nature</u>		
	<u>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</u>		
	<u>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</u>		
	<u>Life Center</u>	<u>CCRF</u>	<u>1,484,100</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.

Sonya Harward
Metro Council Clerk

Markus Winkler
President of the Council

Craig Greenberg
Mayor

Approval Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

BY: _____

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