

ORDINANCE 2005-07
Passed February 15, 2005

AN ORDINANCE MODIFYING APPROPRIATIONS FOR THE CALENDAR YEAR 2005.

WHEREAS, Council has determined that it is necessary to modify appropriations for the calendar year 2005 in accordance with the attached exhibit. This exhibit becomes a part of this ordinance and shall be marked "Exhibit A."

NOW THEREFORE BE IT ORDAINED BY THE MUNICIPALITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:

Section 1: That Council hereby modifies its appropriations for the calendar year 2005 by increasing certain accounts and decreasing others due to adjustments that need to be made to the funds.

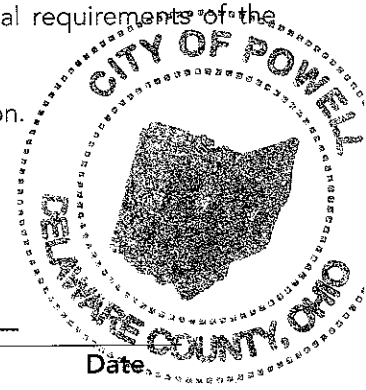
Section 2: That funding in the amount of \$11,800 be advanced from the General Fund to the Golf Village Debt Service Fund until such time as the community development charges are received from the Liberty Community Infrastructure Financing Authority or until additional bonds or bond anticipation notes are issued which is currently expected to occur in November, 2005.

Section 3: That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of the Council and that all deliberations of the Council and any of the decision making bodies of the Municipality of Powell which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

Section 4: That this Ordinance shall take effect immediately upon its adoption.

VOTE ON RULES SUSPENSION: Y _____ N _____

VOTE ON ORDINANCE 2005-07: Y 7 N 0



Dan Wiencek 3/1/05
 Dan Wiencek Date
 Mayor

Dawn Nauman
 Dawn Nauman Date
 Clerk of Council

Exhibit A			Decrease	Increase
<u>General Fund</u>		Account Number		
	Unappropriated Balance	100-000-1010-00	\$ (11,800.00)	
	Other Charges			
	Advance to Golf Village Debt Service Fund	100-920-5920-00		\$ 11,800.00
<u>Golf Village Debt Service Fund</u>				
	Unappropriated Balance	317-000-1010-00	\$ (11,800.00)	
	Miscellaneous			
	Deposits Refunded	317-800-5610-00		\$ 11,800.00
		Totals	\$ (23,600.00)	\$ 23,600.00

This legislation has been posted in accordance with the City Charter on this date 3/4/05
Nauman
 Clerk of Council

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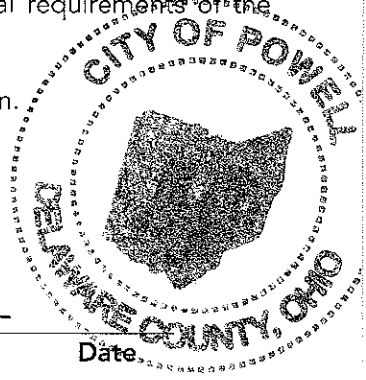


Exhibit A			Decrease	Increase
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<u>Golf Village Debt Service Fund</u>				
	Unappropriated Balance	317-000-1010-00	\$ (11,800.00)	
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	Deposits Refunded	317-800-5610-00		\$ 11,800.00
		Totals	\$ (23,600.00)	\$ 23,600.00

This legislation has been posted in accordance with the City Charter on this date 3/4/05
Nauman
 Clerk of Council

City/Village: CITY OF POWELL
Fiscal Year: 2005

" Exhibit B "
Ordinance No. 2005-07

<u>DEBT SERVICE FUNDS</u>		<u>BEGINNING</u> <u>BALANCE</u>	<u>ORIGINAL</u> <u>REVENUES</u>	<u>ADJUSTMENTS</u>	<u>TOTAL</u> <u>AVAILABLE</u> <u>RESOURCES</u>
317	Golf Village Debt Service Fund	\$ 6,608.68			\$ 6,608.68
	Sale of Notes		\$ 6,850,000.00	\$ -	\$ 6,850,000.00
	Note Premium		\$ -	\$ -	\$ -
	Community Development Fees		\$ 182,500.00	\$ -	\$ 182,500.00
	Golf Village Tap Fees		\$ 125,000.00	\$ -	\$ 125,000.00
	Advance From General Fund		\$ -	\$ 11,800.00	\$ -
TOTAL DEBT SERVICE FUNDS		\$ 6,608.68	\$ 7,157,500.00	\$ 11,800.00	\$ 7,175,908.68

Prepared by: Nanette Metz

Date: 01-27-05

City of Powell
Attn: Nan Metz
(614) 885-5339

Re: Refund Request for Overpay on Sewer Taps

Nan,

Per our conversation last week, I wanted to send you the information regarding the refunds due to Dominion Homes for overpayment of sewer taps.

I have been working with Jack Smelker to get the sewer taps straightened out for Liberty Community/Golf Village. I have uncovered the following overpayments:

Dominion Section 1B:

When Dominion originally issued payment to Liberty for the 1st half taps, they did not have lot #'s. At that time the lot count was 45 lots. Dominion issued a check on 7/10/2002 paying for 22 ½ lots. Once the lot #'s were provided there were only 42 lots in Section 1B. They overpaid by 1 ½ taps. Dominion still owed for the 2nd ½ of lot 2715, so Liberty applied ½ of the 1 ½ tap overpayment to the 2nd ½ of this lot. This was per Sandy at Dominion. Dominion should receive a refund check in the amount of \$5,900.00 for the overpayment of 1 tap in Section 1B.

Dominion Section 1C:

Dominion issued a check on 7/15/2004 to Liberty for the 2nd ½ of lot # 2973/2755. We took the check deposited it and issued payment to City of Powell as usual. When Dominion went to Delaware to release the tap, Delaware stated Liberty had no more taps to issue. Dominion then had to pay Delaware directly for the 2nd ½ that was needed. This information was incorrect which resulted in the audit we just performed. However, since payment was made to Delaware and City of Powell a refund is required. I will need you to issue a refund check to Dominion in the amount of \$2,950.00 for the overpayment on lot 2973/2755.

Dominion Section 1D:

Dominion issued a check on 7/22/2004 to Liberty for the 2nd ½ of lot # 2978. We took the check deposited it and issued payment to City of Powell as usual. When Dominion went to Delaware to release the tap, Delaware stated Liberty had no more taps to issue. Dominion then had to pay Delaware directly for the 2nd ½ that was needed. This information was incorrect which resulted in the audit we just performed. However, since payment was made to Delaware and City of Powell a refund is required. Since payment was made to Delaware and City of Powell I will need you to issue a refund check to Dominion in the amount of \$2,950.00 for the overpayment on lot 2978.

Please let me know if you have any questions. (614) 540-2400 ext. 144

Meredith Curtis
Liberty Community Infrastructure Financing Authority