

ORDINANCE NO.

FILE OF CITY COUNCIL

BILL NO. 53 - 2023

JUNE 7, 2023

AN ORDINANCE

Amending the 2023 Capital Fund Budget to provide for a transfer of Two Hundred Sixty-Five Thousand Three Hundred and Forty-Six Dollars and Ninety-One Cents (\$265,346.91) from the Automatic Meter Reading and Bill capital account to the Administrative Order capital account. This will allow the Administrative Order (AO) fund to have the additional funds needed to complete the City's requirements under the Concession Lease Agreement.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALLENTOWN:

SECTION ONE: That the City Council authorizes a transfer in the amount of Two Hundred Sixty-Five Thousand Three Hundred and Forty-Six Dollars and Ninety-One Cents (\$265,346.91) as follows:

FROM

Capital Account Automatic Meter Reading and Bill (1227)

001-03-1227-0721-46	\$ 5,918.70
001-03-1227-0921-46	\$ 4,429.81
001-03-1227-1902-46	\$ 204,998.40
001-03-1227-2001-46	<u>\$ 50,000.00</u>

TOTAL \$ 265,346.91

TO

Capital Account Administrative Order (1914)

001-03-1914-0721-46	\$ 5,918.70
001-03-1914-0921-46	\$ 4,429.81
001-03-1914-1902-46	\$ 204,998.40
001-03-1914-2001-46	<u>\$ 50,000.00</u>

TOTAL \$ 265,346.91

SECTION TWO: That this Ordinance takes effect ten (10) days after final passage.

SECTION THREE: That all Ordinances inconsistent with the above provisions are repealed to the extent of their inconsistency.

Legislative Template

- What department or bureau is this bill originating from? Where did the initiative for the bill originate?

Public Works – Office of Compliance

- Summary and facts of the bill.

This bill is to transfer funds from the Automatic Meter Reading and Bill capital account (1227) to the Administrative Order capital account (1914).

Through the Concession Lease Agreement (CLA), in the fall of 2021 the City and LCA agreed to a final payout for the Automatic Meter Reading (AMR) project. The funds remaining will not be used for this project so the capital account can be closed.

The transfer is required because the current estimates indicate that the Administrative Order (AO) fund will need additional funds to complete the City's requirements under the Concession Lease Agreement for the AO.

- Purpose – Please include the following in your explanation:
 - a. What does the bill do? What are the specific goals or tasks the bill seeks to accomplish?

The purpose of this bill is to transfer funds from the Automatic Meter Reading and Bill capital account to the Administrative Order capital account. The funds are no longer needed in the AMR capital account because that project will be closed. The funds are needed in the AO account to account for the City's requirements under the Concession Lease Agreement.

- b. What are the benefits of doing this? What are the drawbacks?

The benefit of the transfer is to transfer unused funds to the AO account.

- c. How does this bill relate to the City's vision/mission/priorities?

The Concession Lease Agreement §3.2.C. outlines that the City is responsible for Excluded Liabilities. The AMR project is an Uncompleted Work project under ii.(F) of the section and the EPA AO remediation is under iii of the same section. The transfer of these funds is to fulfill the City's mission under the CLA.

- Financial Impact – Please include the following in your explanation:
 - a. Cost (initial and ongoing)

The transfer will remove funds from an old capital account and put into the AO capital account for the City's requirements under the Concession Lease Agreement.

b. Benefits (initial and ongoing)

The funds are not being used and can be transferred to the AO capital account.

- Funding Sources – Please include the following in your explanation:
 - a. If transferring funds, please make sure to give specific account names and numbers. If appropriating funds from a grant, please list the agency awarding the grant.

Transfer from Capital Account Automatic Meter Reading and Bill:

001-03-1227-0721-46	\$5,918.70
001-03-1227-0921-46	\$4,429.81
001-03-1227-1902-46	\$204,998.40
001-03-1227-2001-46	<u>\$50,000.00</u>
	\$265,346.91

Transfer to Capital Account Administrative Order:

001-03-1914-0721-46	\$5,918.70
001-03-1914-0921-46	\$4,429.81
001-03-1914-1902-46	\$204,998.40
001-03-1914-2001-46	<u>\$50,000.00</u>
	\$265,346.91

- Priority status – Are there any deadlines to be aware of?

n/a

- Why should Council unanimously support this bill?

Council should support this bill because the funds are no longer needed in the Automatic Meter Reading and Bill project and is needed for the Administrative Order project to assist in the completion of the City's requirements under the Concession Lease Agreement.