

RESOLUTION NO. 2019-12

A RESOLUTION AUTHORIZING A TRANSFER OF APPROPRIATION IN THE GENERAL FUND FOR THE PURPOSE OF PAYING AN AWARD OF APPELLATE ATTORNEY FEES.

Whereas, a recent appeal of a public records request denial resulted in an award of attorney fees; and

Whereas, payment of an award was not anticipated prior to adoption of the FY 2019 budget; and

Whereas, the award is an unusual circumstance and not considered a normal operating expense; and

Whereas, the transfer of appropriation authorized by Resolution 2019-12 provides the budget actions necessary to move \$120,000 from General Fund, Non Departmental contingencies to the budget category of materials and services in the same cost center to facilitate the payment; and

Whereas, ORS 294.463 allows the City Council to authorize transfers of appropriations within a given fund or between funds by ordinance or resolution.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SALEM, OREGON RESOLVES AS FOLLOWS:

Section 1. The City Council hereby adopts Resolution 2019-12 to transfer appropriation in the amount of \$120,000 from General Fund, Non Departmental, Contingencies, 101-60961000-61110 to General Fund, Non Departmental, Materials and Services, 101-60961000-54850, for the purpose of paying an award of appellate attorney fees.

Section 2. This resolution is effective upon adoption.

ADOPTED by the City Council this 22nd day of April, 2019.

ATTEST:

City Recorder

Checked by: K. Jacobs

Approved by City Attorney: _____