

## **RESOLUTION NO. 2023-1**

### **A RESOLUTION AUTHORIZING TRANSFERS OF APPROPRIATIONS IN THE GENERAL FUND**

**Whereas**, on May 9, 2022, the City Council upheld a Hearings Officer decision to deny a conditional land use permit for a multi-family apartment complex; and

**Whereas**, the applicant appealed the decision to the State of Oregon Land Use Board of Appeals and the City's decision was reversed in August 2022; and

**Whereas**, the City was ordered by the Land Use Board of Appeals to pay attorney fees in December 2022; and

**Whereas**, budget authority for this expense was not included in the fiscal year 2023 budget; 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.** Transfer of appropriations totaling \$47,390 are hereby approved as set forth below:

FOR: Transfer of contingency in the General Fund to pay attorney fees awarded by the State of Oregon Land Use Board of Appeals

FROM: General Fund, Non Departmental, Contingency, 101-60961000-61110, \$47,390

TO: General Fund, Non Departmental, Legal/Court Services, 101-60961000-52650, \$47,390

**Section 2.** This resolution is effective upon adoption.

ADOPTED by the City Council this 9<sup>th</sup> day of January, 2023.

ATTEST:

City Recorder

Checked by: K. Leinenbach

Approved by City Attorney: \_\_\_\_\_