
CITY OF BALTIMORE

BRANDON M. SCOTT
Mayor



DEPARTMENT OF LAW
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December 9, 2022

The Honorable President and Members
of the Baltimore City Council
Attn: Executive Secretary
Room 409, City Hall, 100 N. Holliday Street
Baltimore, Maryland 21202

Re: City Council Bill 22-0311 – Supplemental General Fund Operating Appropriation –
Department of Finance – \$1,900,000

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 22-0311 for form and legal sufficiency. The bill provides a Supplementary General Fund Operating Appropriation in the amount of \$1,900,000 to the Baltimore City Department of Finance. The money is from excess Recordation Tax revenue that had not been anticipated when balancing the budget for Fiscal Year 2022. The appropriation would go to pay for unanticipated expenses or a new program. The bill is effective on the date it is enacted.

The City Charter establishes the criteria for making supplementary appropriations. City Charter, Art. VI, §8. Section 8(b)(3) of Article VI of the City Charter permits such a supplementary appropriation when there has been “a material change in circumstance or additional appropriations for new programs which could not reasonably be anticipated at the time of the formulation of the proposed Ordinance of Estimates” for the fiscal year. The supplementary appropriation must be recommended by the Board of Estimates and must be approved by the Mayor and City Council via an ordinance, which must identify the source of the funds and may only encompass a “single program, purpose, activity or project.” City Charter, Art. VI, §8(c). The Law Department approves this bill for form and legal sufficiency.

Very truly yours,

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Chief Solicitor

cc: James L. Shea, City Solicitor
Nina Themelis, Mayor’s Office of Government Relations
Elena DiPietro, Chief Solicitor, General Counsel Division
Jeff Hochstetler, Chief Solicitor
Ashlea Brown, Chief Solicitor
D’ereka Bolden, Assistant Solicitor
Michelle Toth, Assistant Solicitor