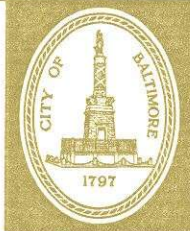


CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor



DEPARTMENT OF LAW

GEORGE A. NILSON, City Solicitor
101 City Hall
Baltimore, Maryland 21202

October 31, 2013

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

Re: City Council Bill 13-0280 – Supplementary General Fund Operating
Appropriation – Department of Housing and Community Development -
\$250,000

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 13-0280 for form and legal sufficiency. The bill provides a Supplementary General Fund Operating Appropriation in the amount of \$250,000 to the Department of Housing and Community Development. The source of revenue for this appropriation is funds from the Wells Fargo settlement in excess of the amount from this source that was relied on by the Board of Estimates in determining the tax levy required to balance the budget for Fiscal Year 2014. The bill has an immediate effective date.

The City Charter establishes the criteria for making supplementary appropriations. Baltimore City Charter, Art. VI, §8. Section 8(b)(3) provides that “appropriations for programs included in the proposed Ordinance of Estimates made necessary by a material change in circumstances, or additional appropriations for new programs which could not reasonably be anticipated at the time of the formulation of the proposed Ordinance of Estimates” may be made available by a supplementary appropriation ordinance. 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.” Art. VI, §8(c).

The Recitals contained in Council Bill 13-0280 indicate that the above Charter requirements are satisfied. The Law Department approves this bill for form and legal sufficiency.

Very truly yours,


Jennifer Landis

cc: George Nilson, City Solicitor
Angela C. Gibson, Mayor's Legislative Liaison
Elena DiPietro, Chief Solicitor
Hilary Ruley, Assistant Solicitor
Victor Tervalva, Assistant Solicitor



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