

CITY OF BALTIMORE

STEPHANIE RAWLINGS-BLAKE, Mayor



DEPARTMENT OF LAW

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

January 4, 2016

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 15-0607 – Supplemental Appropriation – Miscellaneous
General Expenses – \$500,000

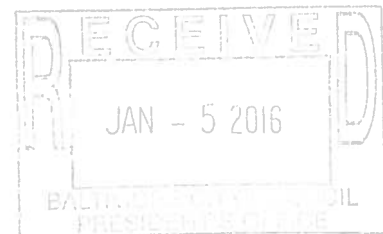
Dear President and City Council Members:

The Law Department has reviewed City Council Bill 15-0607 for form and legal sufficiency. The bill provides a Supplementary General Fund Operating Appropriation in the amount of \$500,000 to the Miscellaneous General Expenses – Service 122 to provide funding for residents' claims as a result of the collapse of a portion of East 26th Street in April 2014. The source of the funds is the General Fund CSX Settlement Revenue. 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 Fiscal Year 2016. 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." The Law Department approves this bill for form and legal sufficiency.

Very truly yours,

Hilary Ruley
Chief Solicitor



cc: George Nilson, City Solicitor
Angela C. Gibson, Mayor's Legislative Liaison
Elena DiPietro, Chief Solicitor, General Counsel Division
Victor Tervalo, Chief Solicitor
Jennifer Landis, Assistant Solicitor

F