

Introduced by: The Council President
At the request of: The Administration (Department of Finance)

Prepared by: Department of Legislative Reference **Date:** January 18, 2017

Referred to: BUDGET AND APPROPRIATIONS Committee

Also referred for recommendation and report to municipal agencies listed on reverse.

CITY COUNCIL 17-0011

A BILL ENTITLED

AN ORDINANCE concerning

**General Fund Operating Appropriation Transfer –
M-R: Employees' Retirement Contribution (Service 355) to
Fire Department (Service 600) – \$4,109,177**

FOR the purpose of transferring a General Fund Operating Appropriation in the amount of \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355 - Employees' Retirement Contribution) to the Fire Department (Service 600 - Administration); and providing for a special effective date.

BY authority of
Article VI - Board of Estimates
Section 9(a)(2)
Baltimore City Charter
(1996 Edition)

NO. _____

****The introduction of an Ordinance or Resolution by Councilmembers at the request of any person, firm or organization is a courtesy extended by the Councilmembers and not an indication of their position.**

Agencies

Department of Public Works	Baltimore City Public School System
Department of Real Estate	Baltimore Development Corporation
Department of Recreation and Parks	City Solicitor
Department of Transportation	Comptroller's Office
Fire Department	Department of Audits
Health Department	Department of Finance
Mayor's Office of Employment Development	Department of General Services
Mayor's Office of Human Services	Department of Housing and Community Development
Mayor's Office of Information Technology	Department of Human Resources
Office of the Mayor	Department of Planning
Police Department	Other:
Other:	Other:
Other:	Other:
Boards and Commissions	
Environmental Control Board	Board of Estimates
Fire & Police Employees' Retirement System	Board of Ethics
Labor Commissioner	Board of Municipal and Zoning Appeals
Parking Authority Board	Comm. for Historical and Architectural Preservation
Planning Commission	Commission on Sustainability
Wage Commission	Employees' Retirement System
Other:	Other:
Other:	Other:
Other:	Other:

CITY OF BALTIMORE
ORDINANCE 17-004
Council Bill 17-0011

Introduced by: The Council President
At the request of: The Administration (Department of Finance)
Introduced and read first time: January 23, 2017
Assigned to: Budget and Appropriations Committee

Committee Report: Favorable
Council action: Adopted
Read second time: February 6, 2017

AN ORDINANCE CONCERNING

1 **General Fund Operating Appropriation Transfer –**
2 **M-R: Employees' Retirement Contribution (Service 355) to**
3 **Fire Department (Service 600) – \$4,109,177**

4 FOR the purpose of transferring a General Fund Operating Appropriation in the amount of
5 \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355 - Employees'
6 Retirement Contribution) to the Fire Department (Service 600 - Administration); and
7 providing for a special effective date.

8 BY authority of
9 Article VI - Board of Estimates
10 Section 9(a)(2)
11 Baltimore City Charter
12 (1996 Edition)

13 **Recitals**

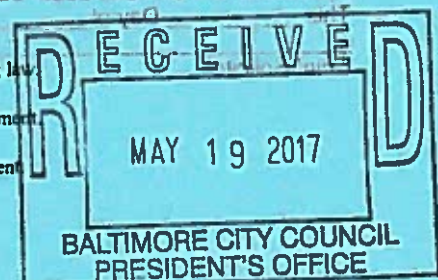
14 Article VI, § 9(a)(2) of the City Charter provides that, on recommendation of the Board of
15 Estimates, the City Council by ordinance may authorize the transfer of an appropriation
16 contained in the Ordinance of Estimates from one municipal agency to another municipal agency.

17 The sum of \$4,109,177, as appropriated to the MR: Employees' Retirement Contribution
18 (Service 355 - Employees' Retirement Contribution) in the Fiscal 2017 Ordinance of Estimates,
19 is not needed for the purpose for which it was appropriated and, therefore, is available for
20 transfer to another agency.

21 On December 21, 2016, the Board of Estimates recommended the transfer authorized by this
22 Ordinance.

23 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
24 sum of \$4,109,177, contained in the Fiscal 2017 Ordinance of Estimates as a General Fund
25 Operating Appropriation, is transferred from M-R: Employees' Retirement Contribution (Service

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from existing law by amendment.

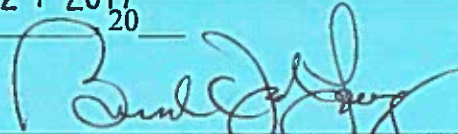


Council Bill 17-0011

1 355 - Employees' Retirement Contribution) to the Fire Department (Service 600 -
2 Administration).

3 SECTION 2. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the date it is
4 enacted.

Certified as duly passed this _____ day of FEB 27 2017
20



President, Baltimore City Council

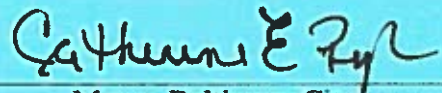
Certified as duly delivered to Her Honor, the Mayor,

this _____ day of FEB 27 2017



Chief Clerk

Approved this 17 day of March, 2017



Mayor, Baltimore City

Approved For Form and Legal Sufficiency

This 3rd Day of March 2017
Elena DiPietro

Chief Solicitor

BALTIMORE CITY COUNCIL BUDGET AND APPROPRIATIONS COMMITTEE VOTING RECORD

DATE: January 31, 2017

Bill #: 17-0011

BILL TITLE: General Fund Operating Appropriation Transfer M-R: Employees' Retirement Contribution (Service 355) to Fire Department (Service 600) - \$4,109,177

MOTION BY: Scott SECONDED BY: Pinkett

- FAVORABLE FAVORABLE WITH AMENDMENTS
 UNFAVORABLE WITHOUT RECOMMENDATION

NAME	YEAS	NAYS	ABSENT	ABSTAIN
Costello, Eric - Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Pinkett, Leon - Vice Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry, Bill	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Middleton, Sharon	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Scott, Brandon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Schleifer, Isaac	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sneed, Shannon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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TOTALS	<u>6</u>	<u>—</u>	<u>—</u>	<u>1</u>

CHAIRPERSON: E. V. Crut

COMMITTEE STAFF: Marguerite Murray, Initials: M.M.

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor

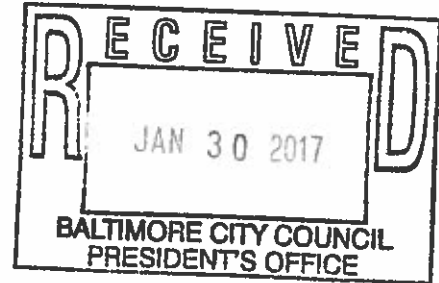


DEPARTMENT OF LAW

101 City Hall
Baltimore, Maryland 21202

January 27, 2017

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 17-0011 – General Fund Operating Appropriation Transfer – M-R: Employees’ Retirement Contribution (Service 355) to Fire Department (Service 600) – \$4,109,177

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0011 for form and legal sufficiency. The bill provides a General Fund Operating Appropriation Transfer in the amount of \$4,109,177 from M-R: Employees’ Retirement Contribution (Service 355) to Fire Department (Service 600). The bill has an immediate effective date.

The City Charter permits transferring an appropriation in the Ordinance of Estimates from one entity to another so long as it recommended by the Board of Estimates and approved by ordinance of the Mayor and City Council. City Charter, Art. VI, §9(a)(2). Certain bill reports would be required if the transferred funds are for a capital expenditure, but there are no capital expenditures contemplated in these transfers. City Charter, Art. VI, §9.

In conformance with the City Charter, the bill states that the Board of Estimates approved the transfers on December 21, 2016. Since this bill is the appropriate mechanism to effectuate the transfers, the Law Department approves it for form and legal sufficiency.

Very truly yours,

Hilary Ruley
Chief Solicitor

cc: David Ralph, Acting City Solicitor
Angela C. Gibson, Mayor’s Legislative Liaison
Elena DiPietro, Chief Solicitor, General Counsel Division
Victor Tervalá, Chief Solicitor
Jennifer Landis, Assistant Solicitor

F

Roselyn H. Spencer

FROM	NAME & TITLE	Roselyn H. Spencer, Executive Director and CIO
	AGENCY NAME & ADDRESS	Employees' and Elected Officials' Retirement System 7 East Redwood Street, 12th Floor
	SUBJECT	<i>City Council Bill 17-0011</i>

CITY of
BALTIMORE

MEMO



TO

DATE: January 26, 2017

The Honorable President and Members of the
Baltimore City Council
Attn: Natawna B. Austin
Room 409, City Hall

Dear Mr. President and Members of the City Council:

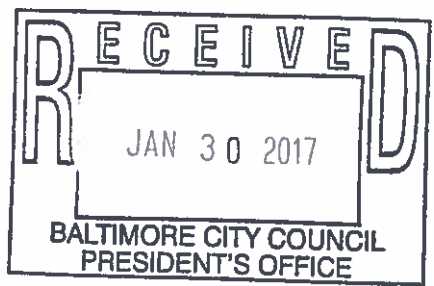
On behalf of the Board of Trustees of the Employees' Retirement System, I hereby submit the following response to City Council Bill 17-0011 (the "Bill").

The Bill proposes to transfer a General Fund Operating Appropriation in the amount of \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355 - Employees' Retirement Contribution) to the Fire Department (Service 600- Administration).


The ERS takes no position on the Bill.

I would be pleased to answer any questions concerning this response.

- cc: Karen Stokes, Director of Government Relations
Angela Gibson, Legislative Officer
Henry J. Raymond, Director of Finance
Larry Greene, Director, Office of Council Services
Avery Aisenstark, Director, Legislative Reference
David E. Ralph, Acting City Solicitor
Deborah F. Moore-Carter, Labor Commissioner and ERS/EOS Board Chair
The Honorable Joan M. Pratt, City Comptroller and ERS/EOS Board Vice-Chair
Ian N. Berger, ERS/EOS General Counsel



no position

FROM	NAME & TITLE	Niles R. Ford, PhD, Chief of Fire Department <i>NRF</i>	CITY OF BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Baltimore City Fire Department 401 East Fayette St. 21202		
	SUBJECT	City Council Bill #17-0011 Response to General Fund Operating Appropriation Transfer M-R: Employees' Retirement Contribution (Service 355) to Fire Department (Service 600) -4,109,177		

DATE:

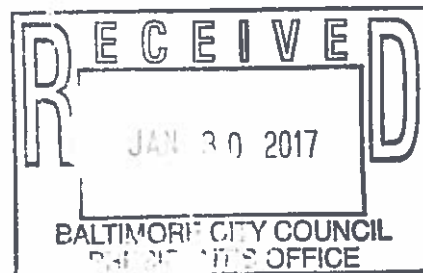
TO

**The Honorable Bernard C. Young, President
And All Members of the Baltimore City Council
City Hall, Room 408**

January 26, 2017

For the purpose of transferring a General Fund Operating Appropriation in the amount of 4, 109, 177 from M-R: Employees; Retirement Contribution (Service 355 – Employees' Retirement Contribution) to the Fire Department (Service-600 – Administration); and providing for a special effective date,

The Fire Department has no objections to City Council Bill 17-0011



*No
obj*

AK Deputy, for:

FROM	NAME & TITLE	Andrew Kleine, Chief	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941		
	SUBJECT	City Council Bill #17-0011 General Fund Transfer - \$4,109,177		

DATE:

TO

The Honorable President and
Members of the City Council
Room 400, City Hall

January 27, 2017

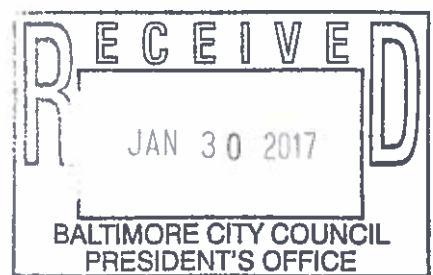
Attention: Ms. Natawna Austin

City Council Bill 17-0011 has been introduced for the purpose of providing a General Fund appropriation transfer in the amount of \$4,109,177 to the Fire Department, Service #600: Administration – Fire.

The source of funds for this appropriation (\$4,109,177) will come from M-R: Employees' Retirement Contribution, Service #355: Employees' Retirement Contribution.

The City and Local 734 and 964 Unions have settled on a package that will cost the City approximately \$4.1M in Fiscal 2017. The Fiscal 2017 budget included no assumed costs for this contract. Primary costs in the agreed upon package include one fewer impact day; \$500 bonuses per filled position; and 1% salary increases retro to July 1, 2016, with an additional 1% increase effective January 1, 2017 for non-suppression personnel.

The Department of Finance supports this legislation.



cc: Henry Raymond
Angela Gibson

A



HEARING NOTES

Bill: 17-0011

General Fund Operating Appropriation Transfer M-R: Employees' Retirement Contribution (Service 355) to Fire Department (Service 600) – \$4,109,177

Committee: Budget and Appropriations
Chaired By: Councilmember Eric Costello

Hearing Date: Tuesday, January 31, 2017
Time (Beginning): 2:50 PM
Time (Ending): 3:00 PM
Location: Clarence "Du" Burns Chamber
Total Attendance: Approximately 25

Committee Members in Attendance:

Eric Costello
Leon Pinkett
Bill Henry
Sharon Green Middleton
Brandon Scott
Isaac "Yitzzy" Schleifer
Sharon Sneed

Bill Synopsis in the file?	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Attendance sheet in the file?	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Agency reports read?	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Hearing televised or audio-digitally recorded?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input checked="" type="checkbox"/> n/a
Certification of advertising/posting notices in the file?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input checked="" type="checkbox"/> n/a
Evidence of notification to property owners?	<input type="checkbox"/> yes	<input type="checkbox"/> no	<input checked="" type="checkbox"/> n/a
Final vote taken at this hearing?	<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no	<input type="checkbox"/> n/a
Motioned by:	Councilmember Scott		
Seconded by:	Councilmember Pinkett		
Final Vote:	Favorable		

Major Speakers
(This is not an attendance record.)

- Andrew Kleine, Department of Finance

Major Issues Discussed

1. The representative from the Department of Finance briefly talked about the purpose of the appropriation transfer.
2. The committee members asked the representative from the Department of Finance several questions. Some questions asked were:
 - At what percentage will the pension be funded after this transfer?
 - Are there any plans for the remaining \$900,000?
3. Vote taken.

Further Study

Was further study requested?

Yes No

If yes, describe.

Committee Vote:

E. Costello:Yea
 L. Pinkett:Yea
 B. Henry:Yea
 S. Middleton:Abstain
 B. Scott:Yea
 I. Schleifer:Yea
 S. Sneed:Yea

M.M.
 Marguerite Murray, Committee Staff

Date: February 1, 2017

cc: Bill File
 OCS Chrono File



BILL SYNOPSIS

Committee: Budget and Appropriations

Bill 17-0011

General Fund Operating Appropriation Transfer M-R: Employees' Retirement Contribution (Service 355) to Fire Department (Service 600) – \$4,109,177

Sponsor: *President Young at the request of the Department of Finance*

Introduced: *January 23, 2017*

Purpose:

For the purpose of transferring a General Fund Operating Appropriation in the amount of \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355- Employees' Retirement Contribution) to the Fire Department (Service 600 – Administration); and providing for a special effective date.

Effective: On the date it is enacted.

Hearing Date/Time/Location: Tuesday, January 31, 2017/2:00 PM/Council Chambers

Agency Reports

Law Department
Employees' Retirement System
Fire Department
Finance Department
Board of Estimates

Approved

Analysis

Current Law

Article VI - Board of Estimates, Section 9 - Ordinance of Estimates - of the Baltimore City Charter outlines the uses of appropriations.

§ 9. Uses of appropriations.

(a) In general.

Following the passage of the Ordinance of Estimates and the enactment of the revenue measures necessary to achieve a balance between expected revenues and anticipated expenditures for the next fiscal year, the sums contained in the Ordinance of Estimates shall, after the beginning of the fiscal year to which it is applicable, be and become appropriated for the purposes therein named.

No appropriation provided for in the Ordinance of Estimates shall be used for any purpose other than that named in that ordinance, except:

(2) upon the recommendation of the Board of Estimates, the City Council by ordinance may authorize the transfer of an appropriation contained in the Ordinance of Estimates from one municipal agency to another municipal agency; provided, however, that new or different amounts for capital projects from those stated in the capital budget portion of the Ordinance of Estimates shall not be authorized unless the Board of Estimates has received and considered the reports and recommendations thereon of the Planning Commission and the Director of Finance.

Background

If approved, Council Bill 17-0011 will transfer \$4.1 million dollars from the Employee's Retirement Contribution to the Fire Department for **personnel related costs**. The primary costs and/or funding include:

- \$500 bonuses/per filled position
- 1% salary increases retro to July 1, 2016
- An additional 1% increase effective January 1, 2017 for non-suppression personnel, and
- One (1) fewer impact day

Per the Department of Finance, the fiscal year 2017 budget **included no assumed costs for this contract**, which is why transfer of funds are required to cover the costs.

Service 600- Fire Administration is listed under the city's priority outcome for "**Safer Streets.**"

See attached paperwork for additional information pertaining to:

- *Service 600 under the Fire Department, and*
- *the Employees' Retirement Contribution*

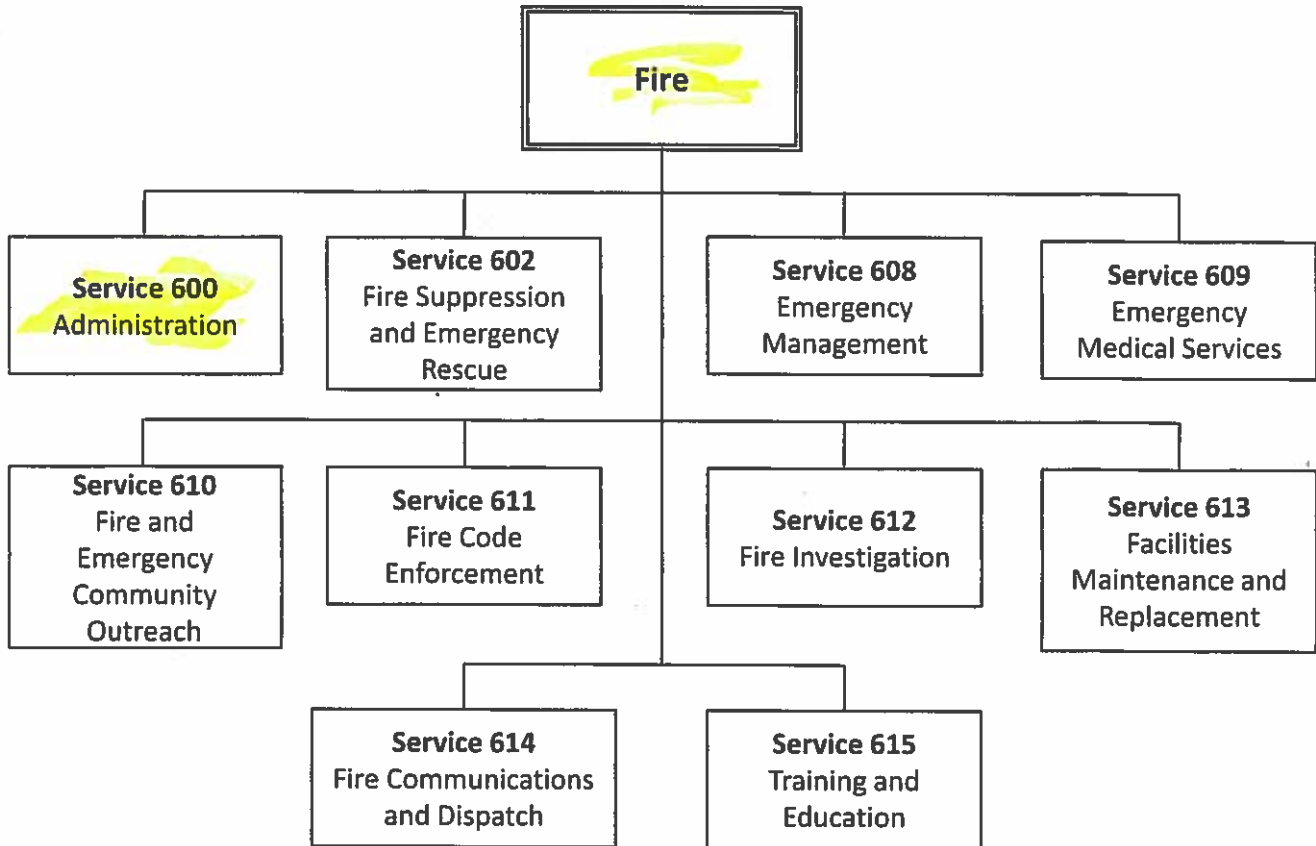
Additional Information

Fiscal Note: See "background section" above.

Information Source(s): City Charter, Bill #17-0011, and all agency reports received as of this writing.

Analysis by: ^{M.M.} Marguerite Murray
Analysis Date: January 27, 2017

Direct Inquiries to: (443) 984-3485



Service 600: Fire Administration

Priority Outcome: Safer Streets

Agency: Fire

Service Description: This service provides agency wide executive leadership and direct support functions including formulation of the budget, fiscal operations, procurement, accounting, information technology, human resources and general administrative services.

Fund	Fiscal 2015 Actual	
	Dollars	Positions
General	\$16,714,400	34
Federal	-	-
State	-	-
TOTAL	\$16,714,400	34

Fund	Fiscal 2016 Budget	
	Dollars	Positions
General	\$7,923,555	36
Federal	\$1,060,688	-
State	-	-
TOTAL	\$8,984,243	36

Fund	Fiscal 2017 Recommended	
	Dollars	Positions
General	\$8,411,744	34
Federal	\$1,500,000	-
State	\$350,000	-
TOTAL	\$10,261,744	34

MAJOR BUDGET ITEMS

- The net reduction in positions reflects the transfer in of one Deputy Fire Chief position from Suppression and transfer out of one Operations Research Analyst and two Fire Captain positions to EMS to accurately match the funding source to the work performed.
- The budget reflects an increase of \$300,000 for savings generated by the agency for an Innovation Fund project. The agency installed drivecam technology in Fire apparatus and EMS medic units, and has seen a reduction in Workers Compensation claims.
- The reduction in General Fund spending between the Fiscal 2015 actual and the Fiscal 2016 budget and Fiscal 2017 recommendation reflects the movement of Workers Compensation payments from Administration to the other services.
- The budget for Federal and State Funds reflects an increase to unallocated grant funds. If the Fire Department receives additional grant awards during the year, the agency can use the unallocated appropriation to spend the new awards.
- The recommended funding will maintain the current level of service.

CHANGE TABLE - GENERAL FUND

FISCAL 2016 ADOPTED BUDGET

	\$7,923,555
Adjustments with no service impact	
Transfer out of one Operations Research Analyst and two Fire Captain positions to EMS	(344,048)
Transfer in of one Deputy Fire Chief position from Suppression	117,466
Increase for Innovation Fund savings	300,000
Cost of Living Salary Adjustment	25,922
Adjustment for pension cost allocation	183,928
Adjustment for health benefit costs	13,189
Adjustment for City building rental charges	80,086
Change in allocation for Workers Compensation expense	29,105
Change in inter-agency transfer credits	1,293
Increase in employee compensation and benefits	38,727
Increase in contractual services expenses	38,996
Increase in operating supplies and equipment	3,525

FISCAL 2017 RECOMMENDED BUDGET

\$8,411,744

Service 600: Fire Administration

Priority Outcome: Safer Streets

Agency: Fire

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Fiscal 2017 Recommended	
Dollars	Positions
\$8,411,744	34
\$1,500,000	-
\$350,000	-
\$10,261,744	34

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FISCAL 2016 ADOPTED BUDGET

	\$7,923,555
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FISCAL 2017 RECOMMENDED BUDGET

\$8,411,744

AGENCY: 2500 Fire
 SERVICE: 600 Administration - Fire

SERVICE BUDGET SUMMARY

	Actual FY 2015	Budgeted FY 2016	Recommended FY 2017	Change In Budget
EXPENDITURES BY OBJECT:				
0 Transfers	0	64,660	65,953	1,293
1 Salaries	3,056,309	4,139,606	4,016,386	-123,220
2 Other Personnel Costs	1,178,894	1,201,486	1,330,581	129,095
3 Contractual Services	1,064,064	1,833,857	1,952,939	119,082
4 Materials and Supplies	90,866	125,484	127,996	2,512
5 Equipment - \$4,999 or less	62,337	312,810	313,823	1,013
7 Grants, Subsidies and Contributions	11,261,930	1,306,340	2,454,066	1,147,726
TOTAL OBJECTS	\$16,714,400	\$8,984,243	\$10,261,744	\$1,277,501
EXPENDITURES BY ACTIVITY:				
1 Administration	2,556,581	4,959,007	6,312,952	1,353,945
2 Finance	863,861	927,278	747,976	-179,302
3 Human Resources	649,478	1,059,801	1,110,514	50,713
4 Information Technology	1,382,975	2,038,157	2,090,302	52,145
56 Workers Compensation Expenses	11,261,505	0	0	0
TOTAL ACTIVITIES	\$16,714,400	\$8,984,243	\$10,261,744	\$1,277,501
EXPENDITURES BY FUND:				
General	16,714,400	7,923,555	8,411,744	488,189
Federal	0	1,060,688	1,500,000	439,312
State	0	0	350,000	350,000
TOTAL FUNDS	\$16,714,400	\$8,984,243	\$10,261,744	\$1,277,501



**M-R: Employees'
Retirement Contribution**

Employees' Retirement Contribution

Budget: \$9,550,515

Positions: 0

Dollars by Fund

	Actual FY 2015	Budgeted FY 2016	Recommended FY 2017
General	2,406,849	8,950,000	9,550,515
AGENCY TOTAL	\$2,406,849	\$8,950,000	\$9,550,515

Overview

This service provides funding for employees' retirement costs. Appropriations in this service support employees' pension contributions from the General Fund.

In Fiscal 2013 all Employees' Retirement System and Fire and Police Retirement System contributions were shifted to city agency budgets at a positional level. Shifting these costs to the agency budgets better reflects the actual costs of a position. This practice is continued in Fiscal 2017.

Both the ERS and F&P pension systems underwent an experience study in Fiscal 2016 in which their actuaries reviewed trends for the past five years and then recommended revisions to actuarial valuation assumptions. Based on the experience study, the boards of both ERS and F&P adopted a more conservative and prudent 7.5% investment return (down from 7.75%). This assumption change, combined with lower-than-projected investment returns in Fiscal 2015 and other changes in actuarial and assumption methods, will lead to higher City contributions in Fiscal 2017.

The Fiscal 2017 recommendations include:

- Fire and Police Retirement System (FPERS) – The City's contribution in Fiscal 2017 is \$128.8 million, an increase of \$8.5 million or 7% above the Fiscal 2016 contribution.
- Employees' Retirement System (ERS) – The City's contribution in Fiscal 2017 is \$76.5 million, an increase of \$5.2 million or 7.2% above the Fiscal 2016 contribution. The Fiscal 2017 recommendation also accounts for the continued phase-in of employee contributions, which increases to 4% or \$9 million. Also built in to the budget is \$2.0 million of City contributions to the new Defined Contribution plan for new employees. Note that the City also contributes funds to the State retirement system for certain eligible Sheriff and Library employees.
- Elected Officials Retirement System (EOS) – There is no contribution to EOS for Fiscal 2017. Based on the most recent valuation, the system is fully funded and will not require a contribution for the upcoming fiscal year.

Dollars by Service

	Actual FY 2015	Budgeted FY 2016	Recommended FY 2017
355 Employees' Retirement Contribution	2,406,849	8,950,000	9,550,515
AGENCY TOTAL	\$2,406,849	\$8,950,000	\$9,550,515

Dollars by Object

	Actual FY 2015	Budgeted FY 2016	Recommended FY 2017
2 Other Personnel Costs	2,406,849	8,950,000	9,550,515
AGENCY TOTAL	\$2,406,849	\$8,950,000	\$9,550,515

AGENCY: 4377 M-R: Employees' Retirement Contribution
 SERVICE: 355 Employees' Retirement Contribution

SERVICE BUDGET SUMMARY

	Actual FY 2015	Budgeted FY 2016	Recommended FY 2017	Change In Budget
EXPENDITURES BY OBJECT:				
2 Other Personnel Costs	2,406,849	8,950,000	9,550,515	600,515
TOTAL OBJECTS	\$2,406,849	\$8,950,000	\$9,550,515	\$600,515
EXPENDITURES BY ACTIVITY:				
1 Fire and Police Retirement	0	5,000,000	5,000,000	0
2 Employees' Retirement	0	1,500,000	2,039,265	539,265
8 Grant Pension Adjustments	2,406,849	2,450,000	2,511,250	61,250
TOTAL ACTIVITIES	\$2,406,849	\$8,950,000	\$9,550,515	\$600,515
EXPENDITURES BY FUND:				
General	2,406,849	8,950,000	9,550,515	600,515
TOTAL FUNDS	\$2,406,849	\$8,950,000	\$9,550,515	\$600,515

**CITY OF BALTIMORE
COUNCIL BILL 17-0011
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Department of Finance)
Introduced and read first time: January 23, 2017
Assigned to: Budget and Appropriations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Employees' Retirement System, Fire Department, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **General Fund Operating Appropriation Transfer –**
3 **M-R: Employees' Retirement Contribution (Service 355) to**
4 **Fire Department (Service 600) – \$4,109,177**

5 FOR the purpose of transferring a General Fund Operating Appropriation in the amount of
6 \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355 - Employees'
7 Retirement Contribution) to the Fire Department (Service 600 - Administration); and
8 providing for a special effective date.

9 BY authority of
10 Article VI - Board of Estimates
11 Section 9(a)(2)
12 Baltimore City Charter
13 (1996 Edition)

14 **Recitals**

15 Article VI, § 9(a)(2) of the City Charter provides that, on recommendation of the Board of
16 Estimates, the City Council by ordinance may authorize the transfer of an appropriation
17 contained in the Ordinance of Estimates from one municipal agency to another municipal agency.

18 The sum of \$4,109,177, as appropriated to the MR: Employees' Retirement Contribution
19 (Service 355 - Employees' Retirement Contribution) in the Fiscal 2017 Ordinance of Estimates,
20 is not needed for the purpose for which it was appropriated and, therefore, is available for
21 transfer to another agency.

22 On December 21, 2016, the Board of Estimates recommended the transfer authorized by this
23 Ordinance.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

Council Bill 17-0011

1 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
2 sum of \$4,109,177, contained in the Fiscal 2017 Ordinance of Estimates as a General Fund
3 Operating Appropriation, is transferred from M-R: Employees' Retirement Contribution (Service
4 355 - Employees' Retirement Contribution) to the Fire Department (Service 600 -
5 Administration).

6 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is
7 enacted.

Avery

Catherine E. Pugh
Mayor



Room 250, City Hall
Baltimore, MD 21202

January 12, 2017

TO: Avery Aisenstark, Director, Department of Legislative Reference

FROM: Angela C. Gibson, Mayor's Legislative Liaison to the City Council

SUBJECT: Bill Introduction for the Administration:

An Ordinance Concerning:

**General Fund Appropriation Transfer of \$4,109,177 – Fire Contract
Costs**

acg/sw

Please prepare the attached for introduction at the City Council meeting scheduled for Monday, January 23, 2017. This bill is introduced at the request of the Administration (Department of Finance). Please return legislation to this office when completed.


If you have any questions regarding this legislation, please contact Andrew Kleine at 410.396.5944.

Thank you

ACG:sw

Attachment

cc: Peter Hammen, Chief of Operations
Karen Stokes, Director, Mayor's Office of Government Relations

FROM	NAME & TITLE	Andrew Kleine, Chief	CITY OF BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432, City Hall (410) 396-4941		
	SUBJECT	General Fund Appropriation Transfer of \$4,109,177 – Fire Contract Costs		

DATE:

TO

The Honorable President and Members
of the Board of Estimates

December 7, 2016

Dear President and Members:

ACTION REQUESTED OF B/E:

Approval of General Fund appropriation transfer in the total amount of \$4,109,177 to the Fire Department, Service #600: Administration – Fire.

AMOUNT OF MONEY AND SOURCE OF FUNDS:

The source of funds for this appropriation (\$4,109,177) will come from M-R: Employees' Retirement Contribution, Service #355: Employees' Retirement Contribution.

BACKGROUND AND EXPLANATION:

The City and Local 734 and 964 Unions have settled on a package that will cost the city approximately \$4.1M in Fiscal 2017. The Fiscal 2017 budget included no assumed costs for this contract, which is why a transfer is required to cover the costs. Funding budgeted for F&P pension enhancements is instead being used as contingency for union negotiations.

Primary costs in the agreed upon package include one fewer impact day; \$500 bonuses per filled position; and 1% salary increases retro to July 1, 2016, with an additional 1% increase effective January 1, 2017 for non-suppression personnel.

MBE/WBE PARTICIPATION:

N/A

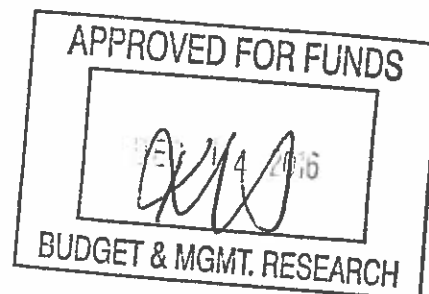
BALTIMORE CITY RESIDENTS FIRST (BCRF):

BCRF Applicable: ___yes ___x___no

APPROVED BY BOARD OF ESTIMATES

Bernice H. Taylor

DATE DEC 21 2016 CLERK



INTRODUCTORY*
CITY OF BALTIMORE
COUNCIL BILL _____

APPROVED FOR FORM
STYLE, AND TEXTUAL SUFFICIENCY

1-18-17

DEPT LEGISLATIVE REFERENCE

Introduced by: The Council President
At the request of: The Administration (Department of Finance)

A BILL ENTITLED

AN ORDINANCE concerning

**General Fund Operating Appropriation Transfer –
M-R: Employees' Retirement Contribution (Service 355) to
Fire Department (Service 600) – \$4,109,177**

FOR the purpose of transferring a General Fund Operating Appropriation in the amount of \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355 - Employees' Retirement Contribution) to the Fire Department (Service 600 - Administration); and providing for a special effective date.

BY authority of
Article VI - Board of Estimates
Section 9(a)(2)
Baltimore City Charter
(1996 Edition)

Recitals

Article VI, § 9(a)(2) of the City Charter provides that, on recommendation of the Board of Estimates, the City Council by ordinance may authorize the transfer of an appropriation contained in the Ordinance of Estimates from one municipal agency to another municipal agency.

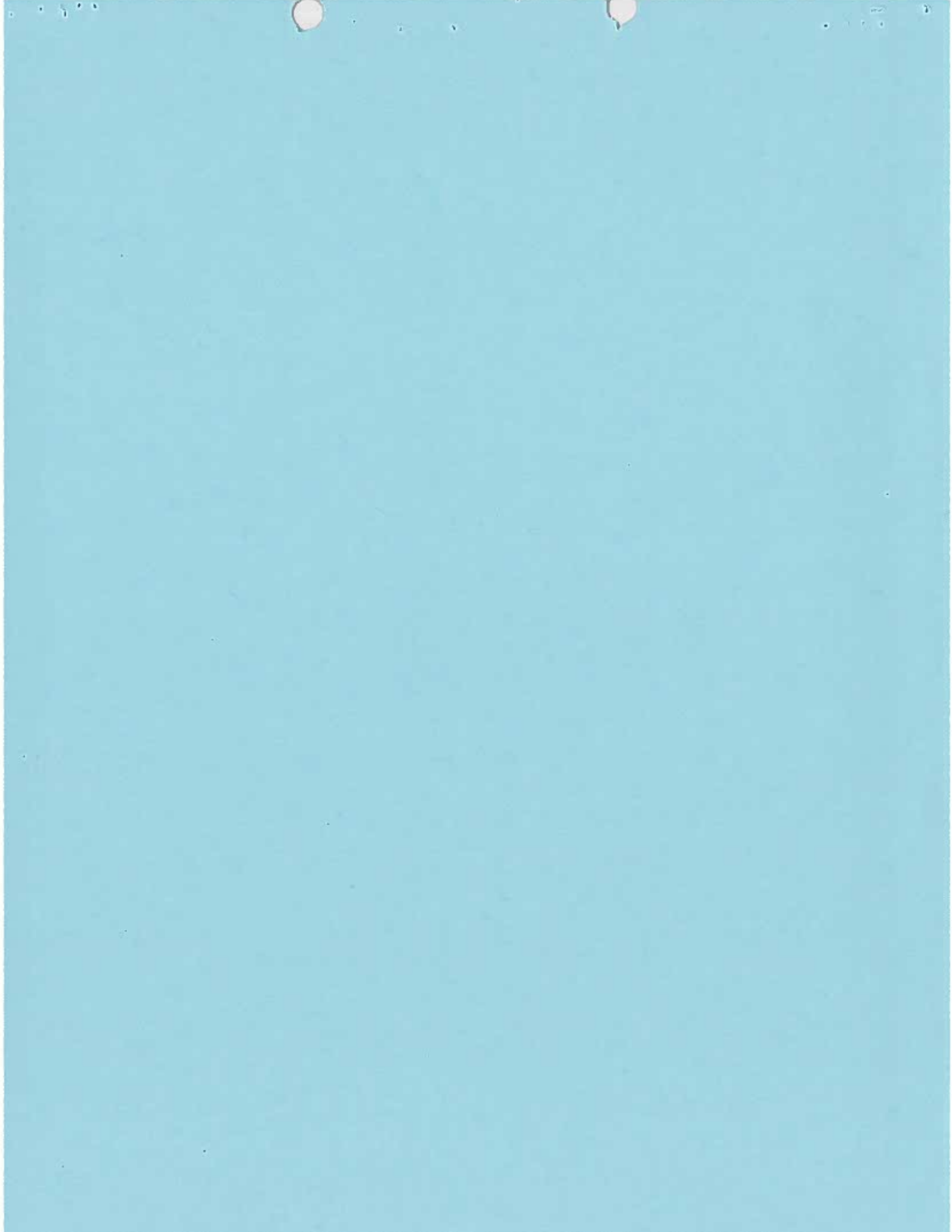
The sum of \$4,109,177, as appropriated to the MR: Employees' Retirement Contribution (Service 355 - Employees' Retirement Contribution) in the Fiscal 2017 Ordinance of Estimates, is not needed for the purpose for which it was appropriated and, therefore, is available for transfer to another agency.

On December 21, 2016, the Board of Estimates recommended the transfer authorized by this Ordinance.

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the sum of \$4,109,177, contained in the Fiscal 2017 Ordinance of Estimates as a General Fund Operating Appropriation, is transferred from M-R: Employees' Retirement Contribution (Service 355 - Employees' Retirement Contribution) to the Fire Department (Service 600 - Administration).

SECTION 2. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the date it is enacted.

* WARNING: THIS IS AN UNOFFICIAL, INTRODUCTORY COPY OF THE BILL.
THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.



ACTION BY THE CITY COUNCIL

JAN 23 2017
20

FIRST READING (INTRODUCTION) _____

PUBLIC HEARING HELD ON January 31, 2017 _____ 20

COMMITTEE REPORT AS OF Feb. 6, 2017 _____ 20

FAVORABLE _____ UNFAVORABLE _____ FAVORABLE AS AMENDED _____ WITHOUT RECOMMENDATION

C. J. Bell
Chair

COMMITTEE MEMBERS:

COMMITTEE MEMBERS:

SECOND READING: The Council's action being favorable (unfavorable), this City Council bill was (was not) ordered printed for Third Reading on:

FEB 06 2017
20

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING _____ FEB 27 2017
20

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (ENROLLED) _____ 20

_____ Amendments were read and adopted (defeated) as indicated on the copy attached to this blue backing.

THIRD READING (RE-ENROLLED) _____ 20

WITHDRAWAL _____ 20

There being no objections to the request for withdrawal, it was so ordered that this City Council Ordinance be withdrawn from the files of the City Council.

[Signature]
President

[Signature]
Chief Clerk

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor

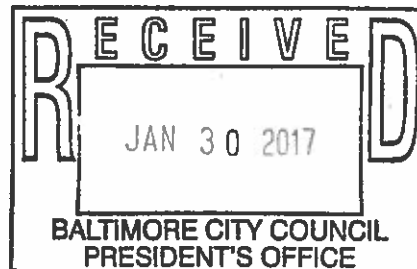


DEPARTMENT OF LAW

101 City Hall
Baltimore, Maryland 21202

January 27, 2017

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 17-0011 – General Fund Operating Appropriation Transfer – M-R: Employees' Retirement Contribution (Service 355) to Fire Department (Service 600) – \$4,109,177

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0011 for form and legal sufficiency. The bill provides a General Fund Operating Appropriation Transfer in the amount of \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355) to Fire Department (Service 600). The bill has an immediate effective date.

The City Charter permits transferring an appropriation in the Ordinance of Estimates from one entity to another so long as it recommended by the Board of Estimates and approved by ordinance of the Mayor and City Council. City Charter, Art. VI, §9(a)(2). Certain bill reports would be required if the transferred funds are for a capital expenditure, but there are no capital expenditures contemplated in these transfers. City Charter, Art. VI, §9.

In conformance with the City Charter, the bill states that the Board of Estimates approved the transfers on December 21, 2016. Since this bill is the appropriate mechanism to effectuate the transfers, the Law Department approves it for form and legal sufficiency.

Very truly yours,

A handwritten signature in black ink, appearing to read "Hilary Ruley".

Hilary Ruley
Chief Solicitor

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

A handwritten mark in black ink, resembling the number "7".

Roselyn H. Spencer

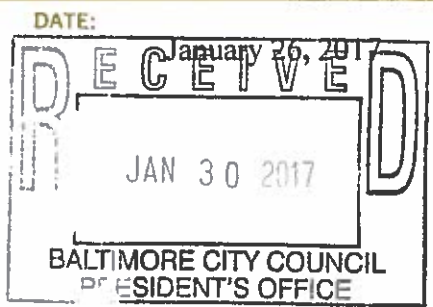
FROM	NAME & TITLE	Roselyn H. Spencer, Executive Director and CIO
	AGENCY NAME & ADDRESS	Employees' and Elected Officials' Retirement System 7 East Redwood Street, 12th Floor
	SUBJECT	<i>City Council Bill 17-0011</i>

CITY of
BALTIMORE
MEMO



TO

The Honorable President and Members of the
Baltimore City Council
Attn: Natawna B. Austin
Room 409, City Hall



Dear Mr. President and Members of the City Council:

On behalf of the Board of Trustees of the Employees' Retirement System, I hereby submit the following response to City Council Bill 17-0011 (the "Bill").


The Bill proposes to transfer a General Fund Operating Appropriation in the amount of \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355 - Employees' Retirement Contribution) to the Fire Department (Service 600- Administration).

The ERS takes no position on the Bill.

I would be pleased to answer any questions concerning this response.

- cc: Karen Stokes, Director of Government Relations
- Angela Gibson, Legislative Officer
- Henry J. Raymond, Director of Finance
- Larry Greene, Director, Office of Council Services
- Avery Aisenstark, Director, Legislative Reference
- David E. Ralph, Acting City Solicitor
- Deborah F. Moore-Carter, Labor Commissioner and ERS/EOS Board Chair
- The Honorable Joan M. Pratt, City Comptroller and ERS/EOS Board Vice-Chair
- Ian N. Berger, ERS/EOS General Counsel

No position

FROM	NAME & TITLE	Niles R. Ford, PhD, Chief of Fire Department <i>MLF</i>	CITY OF BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Baltimore City Fire Department 401 East Fayette St. _21202		
	SUBJECT	City Council Bill #17-0011 Response to General Fund Operating Appropriation Transfer M-R: Employees' Retirement Contribution (Service 355) to Fire Department (Service 600) -4,109,177		

TO

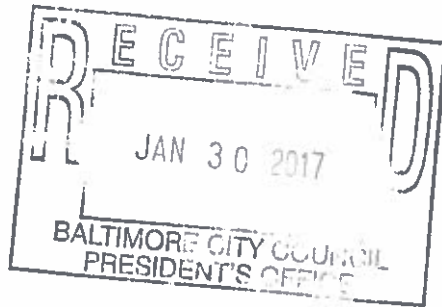
DATE:

**The Honorable Bernard C. Young, President
And All Members of the Baltimore City Council
City Hall, Room 408**

January 26, 2017

For the purpose of transferring a General Fund Operating Appropriation in the amount of 4, 109, 177 from M-R: Employees; Retirement Contribution (Service 355 – Employees' Retirement Contribution) to the Fire Department (Service-600 – Administration); and providing for a special effective date,

The Fire Department has no objections to City Council Bill 17-0011



*No
obj.*

AK, Deputy, for:

FROM	NAME & TITLE	Andrew Kleine, Chief	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 432. City Hall (410) 396-4941		
	SUBJECT	City Council Bill #17-0011 General Fund Transfer - \$4,109,177		

DATE:

TO

The Honorable President and
Members of the City Council
Room 400, City Hall

January 27, 2017

Attention: Ms. Natawna Austin

City Council Bill 17-0011 has been introduced for the purpose of providing a General Fund appropriation transfer in the amount of \$4,109,177 to the Fire Department, Service #600: Administration – Fire.

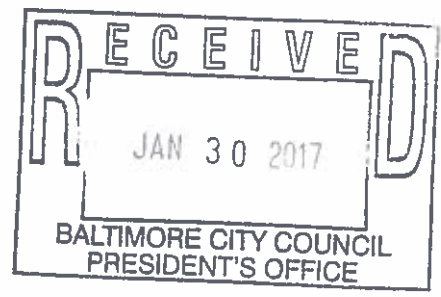
The source of funds for this appropriation (\$4,109,177) will come from M-R: Employees' Retirement Contribution, Service #355: Employees' Retirement Contribution.

The City and Local 734 and 964 Unions have settled on a package that will cost the City approximately \$4.1M in Fiscal 2017. The Fiscal 2017 budget included no assumed costs for this contract. Primary costs in the agreed upon package include one fewer impact day; \$500 bonuses per filled position; and 1% salary increases retro to July 1, 2016, with an additional 1% increase effective January 1, 2017 for non-suppression personnel.

The Department of Finance supports this legislation.

cc: Henry Raymond
Angela Gibson

A



**CITY OF BALTIMORE
COUNCIL BILL 17-0011
(First Reader)**

Introduced by: The Council President
At the request of: The Administration (Department of Finance)
Introduced and read first time: January 23, 2017
Assigned to: Budget and Appropriations Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Employees' Retirement System, Fire Department, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **General Fund Operating Appropriation Transfer –**
3 **M-R: Employees' Retirement Contribution (Service 355) to**
4 **Fire Department (Service 600) – \$4,109,177**

5 FOR the purpose of transferring a General Fund Operating Appropriation in the amount of
6 \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355 - Employees'
7 Retirement Contribution) to the Fire Department (Service 600 - Administration); and
8 providing for a special effective date.

9 BY authority of
10 Article VI - Board of Estimates
11 Section 9(a)(2)
12 Baltimore City Charter
13 (1996 Edition)

14 **Recitals**

15 Article VI, § 9(a)(2) of the City Charter provides that, on recommendation of the Board of
16 Estimates, the City Council by ordinance may authorize the transfer of an appropriation
17 contained in the Ordinance of Estimates from one municipal agency to another municipal agency.

18 The sum of \$4,109,177, as appropriated to the MR: Employees' Retirement Contribution
19 (Service 355 - Employees' Retirement Contribution) in the Fiscal 2017 Ordinance of Estimates,
20 is not needed for the purpose for which it was appropriated and, therefore, is available for
21 transfer to another agency.

22 On December 21, 2016, the Board of Estimates recommended the transfer authorized by this
23 Ordinance.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

Council Bill 17-0011

1 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the
2 sum of \$4,109,177, contained in the Fiscal 2017 Ordinance of Estimates as a General Fund
3 Operating Appropriation, is transferred from M-R: Employees' Retirement Contribution (Service
4 355 - Employees' Retirement Contribution) to the Fire Department (Service 600 -
5 Administration).

6 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the date it is
7 enacted.

APPROVED FOR FORM
STYLE, AND TEXTUAL SUFFICIENCY
1-18-17
DEPT LEGISLATIVE REFERENCE

INTRODUCTORY*
CITY OF BALTIMORE
COUNCIL BILL 17-001

Introduced by: The Council President
At the request of: The Administration (Department of Finance)

A BILL ENTITLED

AN ORDINANCE concerning

General Fund Operating Appropriation Transfer –
M-R: Employees’ Retirement Contribution (Service 355) to
Fire Department (Service 600) – \$4,109,177

Budget
Law
Finance
ERS, fire
BOE

FOR the purpose of transferring a General Fund Operating Appropriation in the amount of \$4,109,177 from M-R: Employees’ Retirement Contribution (Service 355 - Employees’ Retirement Contribution) to the Fire Department (Service 600 - Administration); and providing for a special effective date.

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Section 9(a)(2)
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The sum of \$4,109,177, as appropriated to the MR: Employees’ Retirement Contribution (Service 355 - Employees’ Retirement Contribution) in the Fiscal 2017 Ordinance of Estimates, is not needed for the purpose for which it was appropriated and, therefore, is available for transfer to another agency.

On December 21, 2016, the Board of Estimates recommended the transfer authorized by this Ordinance.

SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE, That the sum of \$4,109,177, contained in the Fiscal 2017 Ordinance of Estimates as a General Fund Operating Appropriation, is transferred from M-R: Employees’ Retirement Contribution (Service 355 - Employees’ Retirement Contribution) to the Fire Department (Service 600 - Administration).

SECTION 2. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the date it is enacted.

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THE OFFICIAL COPY CONSIDERED BY THE CITY COUNCIL IS THE FIRST READER COPY.

CITY OF BALTIMORE
ORDINANCE _____
Council Bill 17-0011

Introduced by: The Council President
At the request of: The Administration (Department of Finance)
Introduced and read first time: January 23, 2017
Assigned to: Budget and Appropriations Committee

Committee Report: Favorable
Council action: Adopted
Read second time: February 6, 2017

AN ORDINANCE CONCERNING

1 General Fund Operating Appropriation Transfer –
2 M-R: Employees' Retirement Contribution (Service 355) to
3 Fire Department (Service 600) – \$4,109,177

4 FOR the purpose of transferring a General Fund Operating Appropriation in the amount of
5 \$4,109,177 from M-R: Employees' Retirement Contribution (Service 355 - Employees'
6 Retirement Contribution) to the Fire Department (Service 600 - Administration); and
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8 BY authority of
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23 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That the
24 sum of \$4,109,177, contained in the Fiscal 2017 Ordinance of Estimates as a General Fund
25 Operating Appropriation, is transferred from M-R: Employees' Retirement Contribution (Service

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.
Underlining indicates matter added to the bill by amendment.
~~Strike-out~~ indicates matter stricken from the bill by
amendment or deleted from existing law by amendment.

Council Bill 17-0011

1 355 - Employees' Retirement Contribution) to the Fire Department (Service 600 -
2 Administration).

3 SECTION 2. AND BE IT FURTHER ORDAINED, That this Ordinance takes effect on the date it is
4 enacted.

Certified as duly passed this ____ day of _____, 20__

President, Baltimore City Council

Certified as duly delivered to Her Honor, the Mayor,

this ____ day of _____, 20__

Chief Clerk

Approved this ____ day of _____, 20__

Mayor, Baltimore City