

Andrew Klein

FROM	NAME & TITLE	Andrew W. Klein, Chief
	AGENCY NAME & ADDRESS	Bureau of the Budget and Management Research Room 469, City Hall (396-4941)
	SUBJECT	City Council Bill # 09-0397

CITY of
BALTIMORE
MEMO



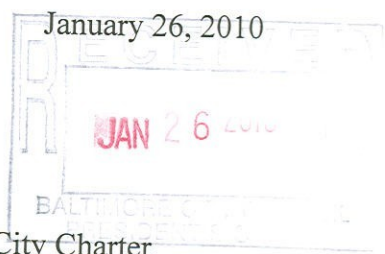
TO

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

DATE:

January 26, 2010

Attention: Karen Randle



City Council Bill 09-0397 would amend Section 7, Article VI of the City Charter, authorizing the Board of Estimates to deliver to the City Council "an amendment or supplement" to the Ordinance of Estimates before final action is taken by the City Council. The bill enumerates three purposes for such an amendment or supplement: 1) to correct an oversight; 2) to provide funds contingent on passage of pending legislation; or 3) to address and emergency.

Currently, the Charter calls for the Board of Estimates to submit its final version of the Ordinance of Estimates to the City Council, which can approve it as submitted or reduce or eliminate any proposed amounts. The Charter allows for supplemental appropriations during the fiscal year, after the Ordinance of Estimates has been adopted. The Charter amendment proposed in this bill would allow the Board of Estimates to propose changes to the Ordinance of Estimates during the period between when it is submitted the City Council and final Council action.

The Finance Department supports the concept of this bill and recommends wording changes to clarify the circumstances under which the proposed new amendment mechanism may be used. The Department's recommended language is below.

(c) *PROPOSED AMENDMENTS BY THE BOARD OF ESTIMATES*

(1) PRIOR TO THE ADOPTION OF THE PROPOSED ORDINANCE OF ESTIMATES BY THE CITY COUNCIL, THE BOARD OF ESTIMATES MAY DELIVER TO THE CITY COUNCIL PRESIDENT AN AMENDMENT TO THE PROPOSED ORDINANCE OF ESTIMATES WHICH SHALL BE SUBMITTED TO THE CITY COUNCIL FOR ITS CONSIDERATION:

(i) TO CORRECT AN OVERSIGHT;

(ii) TO PROVIDE A SUPPLEMENTAL PLAN OF APPROPRIATIONS THAT HAVE BEEN FUNDED BY ANY REVENUE MEASURE(S) THAT HAVE BEEN ADOPTED SINCE THE INTRODUCTION OF THE PROPOSED ORDINANCE OF ESTIMATES TO THE CITY COUNCIL;

F/A

(iii) TO PROVIDE A SUPPLEMENTAL PLAN OF APPROPRIATIONS FOR GRANT(S) FROM PRIVATE OR GOVERNMENTAL SOURCES WHICH COULD NOT BE EXPECTED WITH REASONABLE CERTAINTY AT THE TIME OF THE FORMULATION OF THE PROPOSED ORDINANCE OF ESTIMATES; OR

(iv) TO TRANSFER APPROPRIATIONS CONTAINED IN THE PROPOSED ORDINANCE OF ESTIMATES BETWEEN AGENCIES

(2) IF THE CITY COUNCIL APPROVES ANY PRE-ORDINANCE OF ESTIMATES ADOPTION AMENDMENT(S) REQUEST FROM THE BOARD OF ESTIMATES, SUCH AMENDMENT(S) SHALL BE INCLUDED AND INCORPORATED AND SHALL BECOME PART OF THE ADOPTED ORDINANCE OF ESTIMATES BY THE CITY COUNCIL.

Cc: Edward J. Gallagher
Angela Gibson

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