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BALTIMORE CITY COUNCIL FINANCE AND PERFORMANCE COMMITTEE

Mission Statement

The Committee on Finance and Performance (FP) is responsible for matters concerning fiscal oversight throughout the year. FP will improve the Council's understanding of the City's budget and to understand how agencies are performing and delivering city services, in addition to reviewing their spending throughout the year. FP will hold regular hearings on financial information, including, revenue, budgets, and audits. The committee's areas of jurisdiction include:

- Fiscal Oversight
- Budget Process
- Agency Performance
- Quarterly Budget Hearings
- Agency Performance Hearings
- Audit Oversight
- Revenue Certification

**The Honorable John T. Bullock
Chairman**

PUBLIC HEARING

**THURSDAY, OCTOBER 3, 2024
3:20 PM**

COUNCIL CHAMBERS

Council Bill 24-0585

**Supplementary Special Revenue Fund Operating Appropriation –
M-R: Miscellaneous General Expenses - \$2,165,000**

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BILL SYNOPSIS

Committee: Finance and Performance

Bill Number: 24-0585

Supplementary Special Revenue Fund Operating Appropriation – M-R: Miscellaneous General Expenses - \$2,165,000

Sponsor: *President Mosby at the request of the Department of Finance (Administration)*

Introduced: *September 16, 2024*

Purpose:

For the purpose of providing a Supplementary Special Revenue Fund Operating Appropriation in the amount of 2,165,000.00 to M-R: Miscellaneous General Expenses – Service 122 (Miscellaneous General Expenses), Project Fund 6000-SPC006011-RC0609 (SI002046 – Baltimore County - Center Place Road Extension Project), to provide funding for the purchase of real property; and providing for a special effective date.

Effective: On the date it is enacted.

Agency Reports

Law Department	Favorable
Department of Finance	Favorable
Office of Equity and Civil Rights	None as of this writing
Office of the Mayor	None as of this writing
Board of Estimates	Approved

Analysis

Current Law

Article VI – Board of Estimates, Section 8 – Ordinance of Estimates – Deficiencies and Supplementary Appropriations of the [Baltimore City Charter](#) governs the mandates for supplementary appropriations.

§ 8. Deficiencies: Supplementary appropriations.

(b) Supplementary appropriations — when authorized.

Except as provided herein, the Ordinance of Estimates shall include all the moneys to be appropriated by the City for all purposes for the fiscal year for which the ordinance is applicable.

(2) Additional appropriations are permitted during the fiscal year only in the following circumstances and under the following conditions: (i) Excess revenues. Revenues from any source other than the full rate property tax and other taxes imposed under the authority of Article II, in excess of or in addition to those relied on by the Board of Estimates in determining the tax levy required to balance the budget, may be made available for expenditure by the municipal agency responsible for the production of those revenues by a supplementary appropriation ordinance recommended to the City Council by the Board of Estimates, duly passed by the City Council by a majority vote of its members and approved by the Mayor.

(ii) Unanticipated grants.

Grants from private or governmental sources that could not be expected with reasonable certainty at the time of the formulation of the proposed Ordinance of Estimates may be made available to the appropriate municipal agency for expenditure by a supplementary appropriation ordinance recommended to the City Council by the Board of Estimates, duly passed by the City Council by a majority vote of its members and approved by the Mayor.

(c) Supplementary appropriations – Requisites of ordinance.

Every such further or additional appropriation shall be embodied in a separate ordinance limited to a single program, purpose, activity, or project therein stated, and each such supplementary appropriation ordinance shall also, anything contained in the Charter to the contrary notwithstanding, provide the revenue necessary to pay the appropriation by a source, other than the full rate property tax, imposed under the authority of Article II. The revenue shall be levied and collected as directed in the ordinance. The estimate of the revenues to be derived from any source proposed in a supplementary appropriation ordinance shall be made by the Board of Estimates.

Background

(The Mayor and City Council of Baltimore City [in partnership](#) with Baltimore County); this supplemental appropriation is to provide funding for the [Center Place Extension Project](#) for the purchase of real property. The funding will provide for [a new transportation connection](#) between Baltimore City and Historic Dundalk in Baltimore County. [Also see written attachment for more details.](#)

Once enacted by the [City Council and Mayor](#) the process necessary to allow the funds/grant to be allocated will be completed.

Additional Information

Fiscal Note: [Funding Source](#) – Grant from Baltimore County – To be appropriated in a Special Revenue Fund.

Information Source(s): Baltimore City Charter, Council Bill 24-0585, and all agency reports received as of this writing.

Analysis by: Marguerite M. Currin
Analysis Date: September 30, 2024

Direct Inquiries to: (443) 984-3485



TO: Board of Estimates, Office of Comptroller
FROM: AGC2300-BBMR - Bureau of Budget Management Research :
AGC4311 - M-R Miscellaneous General Expenses
DATE: 08/09/2024
Submission #: SB-24-12771
SUBJECT: Special Revenue Fund Supplemental Appropriation of \$2,165,000

ACTION REQUESTED OF BOARD OF ESTIMATES:

The Board is requested to approve a Special Funds Appropriation for FY25 relating to the Center Place Extension Project.

PERIOD OF CONTRACT/AGREEMENT: 07/01/2024 to 06/30/2025

AMOUNT AND SOURCE OF FUNDS:

Transaction Amount: \$ 2,165,000.00

Project Fund	Amount
6000-SPC006011-RC0609	\$ 2,165,000.00
SI002046 - Baltimore County – Center Place Road Extension Project	

BACKGROUND/EXPLANATION:

The Mayor and City Council of Baltimore and Baltimore County are working together on a project known as the Center Place Extension Project to provide a new transportation connection between Baltimore City and Historic Dundalk in Baltimore County. The City and County have entered a Memorandum of Understanding (MOU), approved by the Board of Estimates on April 5, 2023, providing for the acquisition of the subject property for the project. Pursuant to Ordinance 24-321 dated March 17, 2024, the Mayor and City Council of Baltimore have authorized the acquisition by purchase or condemnation of the Fee Simple interest in Block 6990, Lots 1 through 7, Block 6991, Lots 1 through 26 and the bed Woodhouse Avenue needed for the purpose of laying or extending a public road and widening of Ralls Avenue as shown on Plat No. 240-A-56-A in the Office of the Department of Transportation.

As part of the MOU with Baltimore County, the City will oversee the real estate transaction associated with this project. This supplemental appropriates funds from Baltimore County to purchase these properties. Information about this transaction was not known during the development of the City's Fiscal 2025 budget requiring the supplemental appropriation. These funds will be appropriated in a Special Revenue Fund and restricted specifically for this project. Appropriation of these funds is subject to BOE and City Council approval.

COUNCIL DISTRICT: Citywide

EMPLOY
BALTIMORE:

LIVING WAGE:

LOCAL HIRING:

PREVAILING
WAGE:

N/A

N/A

N/A

N/A

1% FOR PUBLIC ART:

N/A.

ENDORSEMENTS:

Finance (BBMR) has reviewed and approved for funds.



Clerk, Board of Estimates

08-07-2024

Council Bill 24-0585

AGENCY REPORT(S)

See attached

CITY OF BALTIMORE

BRANDON M. SCOTT,
Mayor



DEPARTMENT OF LAW
EBONY M. THOMPSON,
CITY SOLICITOR
100 N. HOLLIDAY STREET
SUITE 101, CITY HALL
BALTIMORE, MD 21202

September 20, 2024

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

Re: City Council Bill 24-0585 – Supplementary Special Revenue Fund Operating Appropriation –
M-R: Miscellaneous General Expenses – \$2,165,000

Dear President and City Council Members:

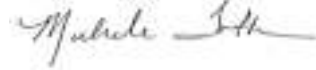
The Law Department reviewed City Council Bill 24-0585 for form and legal sufficiency. The bill provides a a Supplementary Special Revenue Fund Operating Appropriation in the amount of \$2,165,000.00 to M-R: Miscellaneous General Expenses – Service 122 (Miscellaneous General Expenses), Project Fund 6000-SPC006011-RC0609 (SI002046 - Baltimore County – Center Place Road Extension Project), to provide funding for the purchase of real property. The money for this supplementary appropriation is from a grant from Baltimore County in excess of the revenue relied on by the Board of Estimates in determining the tax levy required to balance the budget for Fiscal Year 2025. The grant could not have been expected with reasonable certainty when the Ordinance of Estimates for Fiscal Year 2025 was formulated. The Mayor and City Council of Baltimore and Baltimore County are working together on a project known as the Center Place Extension Project to provide a new transportation connection between Baltimore City and Historic Dundalk in Baltimore County. Under an MOU with Baltimore County, the City will oversee the real estate transaction associated with the project. The bill would take effect on its date of enactment.

City Charter Art. VI, § 8(b)(2)(ii) provides:

Grants from private or governmental sources that could not be expected with reasonable certainty at the time of the formulation of the proposed Ordinance of Estimates may be made available to the appropriate municipal agency for expenditure by a supplementary appropriation ordinance recommended to the City Council by the Board of Estimates, duly passed by the City Council by a majority vote of its members and approved by the Mayor.

The ordinance must identify the source of the funds and may only involve a “single program, purpose, activity or project.” City Charter, Art. VI, § 8(c). Council Bill 24-0585 satisfies these requirements. The Law Department approves this bill for form and legal sufficiency.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Michele Toth".

Michele Toth
Assistant Solicitor

cc: Ebony Thompson
Nina Themelis
Tiffany Maclin
Elena DiPietro
Hilary Ruley
Ashlea Brown
Desiree Luckey
Ahleah Knapp

**CITY OF BALTIMORE
COUNCIL BILL 24-0585
(First Reader)**

Introduced by: The Council President

At the request of: The Administration (Department of Finance)

Introduced and read first time: September 16, 2024

Assigned to: Finance and Performance Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, Office of Equity and Civil Rights, Office of the Mayor, Board of Estimates

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Supplementary Special Revenue Fund Operating Appropriation –**
3 **M-R: Miscellaneous General Expenses – \$2,165,000**

4 FOR the purpose of providing a Supplementary Special Revenue Fund Operating Appropriation
5 in the amount of \$2,165,000.00 to M-R: Miscellaneous General Expenses – Service 122
6 (Miscellaneous General Expenses), Project Fund 6000-SPC006011-RC0609 (SI002046 -
7 Baltimore County – Center Place Road Extension Project), to provide funding for the
8 purchase of real property; and providing for a special effective date.

9 BY authority of

10 Article VI - Board of Estimates
11 Section 8(b)(2)(ii) and (c)
12 Baltimore City Charter
13 (1996 Edition)

14 **Recitals**

15 The revenue appropriated by this Ordinance represents a grant from Baltimore County in
16 excess of the revenue relied on by the Board of Estimates in determining the tax levy required to
17 balance the budget for Fiscal Year 2025.

18 That grant could not have been expected with reasonable certainty when the Ordinance of
19 Estimates for Fiscal Year 2025 was formulated.

20 On August 7, 2024, the Board of Estimates recommended this appropriation to the City
21 Council.

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

Council Bill 24-0585

1 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That
2 \$2,165,000.00 shall be made available to M-R: Miscellaneous General Expenses – Service 122
3 (Miscellaneous General Expenses), Project Fund 6000-SPC006011-RC0609 (SI002046 -
4 Baltimore County – Center Place Road Extension Project), as a Supplementary Special Revenue
5 Fund Operating Appropriation for Fiscal Year 2025, to provide funding for the purchase of real
6 property. The source of revenue for this appropriation is the grant from Baltimore County in
7 excess of the amount from this source that was relied on by the Board of Estimates in
8 determining the tax levy required to balance the budget for Fiscal Year 2025.

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