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CITY OF BALTIMORE

BRANDON M. SCOTT,  
Mayor



DEPARTMENT OF LAW  
EBONY M. THOMPSON,  
ACTING CITY SOLICITOR  
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BALTIMORE, MD 21202

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February 9, 2023

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 23-0341 – Supplementary General Fund Capital Appropriation –  
Department of General Services – \$16,600,000

Dear President and City Council Members:

The Law Department reviewed City Council Bill 23-0341 for form and legal sufficiency. The bill provides a Supplementary General Fund Capital Appropriation in the amount of \$16,600,000.00 to the Department of General Services – PRJ000528 (Abel Wolman HVAC and Fire Protection). The appropriation provides funding to upgrade the HVAC and fire protection system at the Abel Wolman Municipal Building. The money is from surplus of revenue in the General Fund in Fiscal 2022 generated from income taxes 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 2023. The bill is effective on the date it is enacted.

City Charter Art. VI, § 8(b)(2)(iii) permits a supplementary appropriation when there has been “a material change in circumstances, or additional appropriations for new programs that could not reasonably be anticipated at the time of the formulation of the proposed Ordinance of Estimates” for the fiscal year. The supplementary appropriation must be recommended by the Board of Estimates and approved by the Mayor and City Council via an ordinance. 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). 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  
Special Solicitor

cc: Ebony Thompson  
Nina Themelis  
Nikki Thompson  
Elena DiPietro

Hilary Ruley  
Ashlea Brown  
Jeff Hochstetler  
D'Ereka Bolden  
Teresa Cummings