

ENROLLED

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND

LEGISLATIVE SESSION, 2019

EMERGENCY LEGISLATIVE BILL 2019-04

AMENDMENT NO. 1

INTRODUCED: December 17, 2019

Introduced by: The President of the Council at the request of the County Executive

AN EMERGENCY ACT TO AMEND BOTH THE OPERATING BUDGET AND THE CAPITAL BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2020 TO INCREASE GENERAL FUND REVENUE, SPECIFICALLY THE USE OF PRIOR YEARS FUND BALANCE, BY \$2,516,150.67, AND INCREASE THE GENERAL FUND EXPENDITURE, SPECIFICALLY THE FY20 PAY-GO PORTION OF THE CAPITAL BUDGET, ALLOCATED FOR EXPENDITURE IN THE AMOUNTS STATED HEREIN FOR THESE CAPITAL PROJECTS: (1) MORRIS MILL DAM – INCREASED CONSTRUCTION AND INSPECTION COSTS (\$1,381,286.67), (2) WATER MAIN TO AIRPORT – INCREASED CONSTRUCTION COST (\$119,000), AND (3) ROOF REPLACEMENT AT THE DETENTION CENTER (\$1,015,864).

WHEREAS, on June 4, 2019, the County Council enacted Legislative Bill No. 2019-04, the Annual Budget and Appropriation Bill, adopting both the Operating Budget and the Capital Budget for the fiscal year ending June 30, 2020; and

WHEREAS, the Public Works Department and the Corrections Department are requesting funds not included in those budgets to pay for additional work on the Morris Mill Dam Construction Project, the Airport Water Main Construction Project and the Wicomico County Detention Center Roof Replacement Project; and

WHEREAS, the County Executive has certified the following:

A. The County's audited General Fund Balance on June 30, 2018 contained Unassigned funds substantially in excess of \$2,516,150.67 and such funds have increased in excess of that amount during the fiscal year 2019, ending June 30, 2019, for which the audited financial statements are not yet available.

B. An emergency exists regarding each expenditure described herein because:

1. Construction on the Morris Mill Dam Project will be halted without the additional funding, thereby jeopardizing the health, welfare and safety of Wicomico County citizens and their properties for additional months;

2. Potable water is necessary at the Airport, for the health, welfare and safety of the citizens of Wicomico County; and

3. Replacement of the roofing of the Detention Center is needed for the health, welfare and safety of the citizens of Wicomico County.

SECTION I: BE IT ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION, that the Operating Budget for the fiscal year ending June 30, 2020 is hereby amended as follows:

General Fund Revenue

Category – Miscellaneous Revenues (page 22 of printed budget document)

Increase Use of Prior Years Fund Balance by \$2,516,150.67, from \$3,419,325 to \$5,935,475.67

General Fund Expenditure

Capital Budget General Fund (page 188 of printed budget document)

Increase FY20 Pay-go by \$2,516,150.67 from \$3,519,325 to \$6,035,475.67, with the increase allocated to these projects:

<u>Department</u>	<u>Project</u>
PW Roads	Morris Mill Dam – additional construction and inspection costs \$1,381,286.67
Airport	Water Main Construction – additional cost \$119,000.00
Corrections	Roof Replacement at Detention Center <u>\$1,015,864.00</u>
	<u>\$2,516,150.67</u>

SECTION II: BE IT ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION, that the Capital Budget for the fiscal year ending June 30, 2020 is hereby amended to include the changes recited in Section I above regarding the Capital Budget portion of General Fund Expenditure.

SECTION III: BE IT ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION, based solely and exclusively upon the certification by the County Executive, stated above, that an emergency exists that is more particularly described by the County Executive, as stated above, wherefore this Legislative Bill is passed as an emergency measure necessary for the immediate preservation of public health, safety and

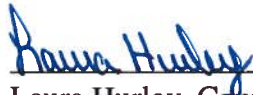
welfare which requires immediate action in the public interest, and subject to the laws of Maryland, the Wicomico County Charter, and the Wicomico County Code relating to budgetary and fiscal procedures.

SECTION IV: BE IT FURTHER ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION THAT this bill shall be known as Emergency Legislative Bill No. 2019-04 – Amendment No. 1 and shall become effective immediately after its final passage.

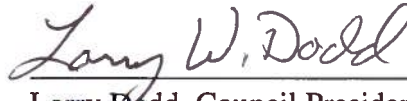
Certified correct as passed and adopted by the County Council of Wicomico County, Maryland this 7th day of January, 2020.

ATTEST:

COUNTY COUNCIL OF
WICOMICO COUNTY, MARYLAND



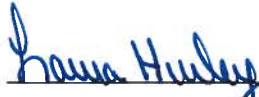
Laura Hurley, Council Administrator



Larry Dodd, Council President

(SEAL)

I HEREBY CERTIFY that copies of the above Bill are available to the public, the press and other news media at the time of its introduction.



By: Laura Hurley, Council Administrator

(SEAL)

Explanation:

~~Strikeout indicates matters deleted from existing law.~~

CAPITALS INDICATE MATTERS ADDED TO EXISTING LAW.

~~CAPITAL STRIKEOUT INDICATES MATTERS STRICKEN FROM BILL BY AMENDMENT.~~

Underlining indicates amendments to Bill

COUNTY COUNCIL
OF
WICOMICO COUNTY, MARYLAND

2019 Legislative Session

LEGISLATIVE BILL NO. 2019-04 – Amendment No. 1

Legislative Day No. 25

INTRODUCED BY: President of the Council at the request of the County Executive

Bill No. 2019-04-Amendment No. 1: AN EMERGENCY ACT to amend both the operating budget and the capital budget for the fiscal year ending June 30, 2020 to increase General Fund revenue, specifically the use of Prior Years Fund Balance, by \$2,516,150.67, and increase the General Fund expenditure, specifically the FY20 pay-go portion of the Capital Budget, allocated for expenditure in the amounts stated herein for these capital projects: (1) Morris Mill Dam – increased construction and inspection costs (\$1,381,286.67), (2) water main to Airport – increased construction cost (\$119,000), and (3) roof replacement at the Detention Center (\$1,015,864).

Introduced and read first time on December 17, 2019. Ordered posted and public hearing scheduled for January 7, 2020 at 6:00 p.m.



Laura Hurley, Council Administrator

PUBLIC HEARING: Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, the Bill was read for a second time at a public hearing held on January 7, 2020 and concluded on January 7, 2020.



Laura Hurley, Council Administrator

CERTIFICATION: The undersigned hereby certifies that this Bill was Approved and Adopted by the County Council of Wicomico County, Maryland, on the 7th day of January, 2020.



Laura Hurley, Council Administrator

Presented to the County Executive for approval this 8th day of January, 2020 at 9:45 P.M. (5 days §411)



Laura Hurley, Council Administrator

BY THE EXECUTIVE:



County Executive

APPROVED
Date: 1/9/20
(21 days §411)

VETOED
Date: _____

BY THE COUNCIL:

Option One: This Bill, having been approved by the County Executive and returned to the Council, becomes law on January 8, 2020 and effective on: January 8, 2020.
(60 days §311)

Option Two: This Bill, having received neither the approval nor the disapproval of the Executive within 21 days of its presentation, stands enacted on _____ and becomes effective on _____.
(60 days §311)

Option Three: This Bill, being exempt from the Executive Veto stands enacted on _____ and becomes effective on _____. (Charter Section 305)

ENROLLMENT: Legislative Bill No. 2019-04-Amendment No. 1 is herewith submitted to the County Council of Wicomico County for enrollment as being the text as finally passed.



Laura Hurley, Council Administrator