

Introduced 9/6/16
Public Hearing 9/19/16
Council Action 10/5/16
Executive Action 10/12/16
Effective Date 10/12/16

County Council Of Howard County, Maryland

2016 Legislative Session

Legislative Day No. 14

Transfer of Appropriation Ordinance No. 1 Fiscal Year 2017

Introduced by: The Chairperson at the request of the County Executive

AN ACT transferring \$550,000 in grant funding from Capital Project D1165, Flood Mitigation and Stormwater/Waterway Enhancement, to Capital Project D1158, Watershed Management Construction, so that the County may receive additional grant funds from the Maryland Department of Natural Resources, Chesapeake Bay Trust Fund, for stream restoration work.

Introduced and read first time September 6 2016. Ordered posted and hearing scheduled.

By order Jessica Feldmark
Jessica Feldmark, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on September 19, 2016.

By order Jessica Feldmark
Jessica Feldmark, Administrator

This Bill was read the third time on October 5 2016 and Passed , Passed with amendments _____, Failed _____.

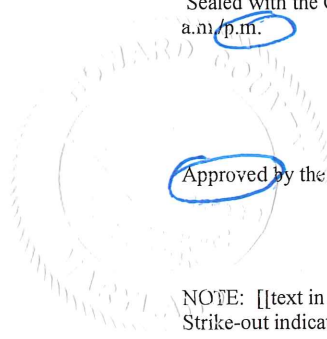
By order Jessica Feldmark
Jessica Feldmark, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 6th day of October 2016 at 4 a.m./p.m.

By order Jessica Feldmark
Jessica Feldmark, Administrator

Approved by the County Executive Oct 12, 2016

Allan H. Kittleman
Allan H. Kittleman, County Executive



NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **WHEREAS**, for Fiscal Year 2017, the County budgeted \$1,450,000 in grant
2 funds in capital project D1158, Watershed Management Construction, for a grant from
3 the State of Maryland’s Department of Natural Resources, Chesapeake Bay Trust for
4 stream restoration work (the “Grant”); and

5
6 **WHEREAS**, after the start of the Fiscal Year, the County was notified that it was
7 awarded a total of \$2,000,000 for the Grant; and

8
9 **WHEREAS**, the grant awarded exceeds the amount budgeted by \$550,000; and

10
11 **WHEREAS**, D1158 contains \$7,430,000 in prior appropriated grant funding but
12 much of that is for grants that have already been awarded and spending authority for the
13 additional \$550,000 does not currently exist in D1158; and

14
15 **WHEREAS**, grant funding is available in Capital Project D1165, Flood
16 Mitigation and Stormwater/Waterway Enhancement, to account for the additional grant
17 funding; and

18
19 **WHEREAS**, the County wishes to transfer grant funding from Capital Project
20 D1165, Flood Mitigation and Stormwater/Waterway Enhancement, to Capital Project
21 D1158, Watershed Management Construction, to account for the additional \$550,000;
22 and

23
24 **WHEREAS**, Section 609(b) of the Howard County Charter authorizes and
25 empowers the Howard County Council to make such transfers; and

26
27 **WHEREAS**, the Director of Finance has certified that the appropriation to be
28 transferred is not encumbered and is available for transfer.

29
30 ***Section 1. Be It Enacted*** by the County Council of Howard County, Maryland, that,
31 *subject to the provisions of Maryland law, the Howard County Charter, and the Howard*

1 County Code relating to the budgetary and fiscal procedures, the amount hereafter
2 specified is hereby approved, appropriated, and authorized to be disbursed for the
3 general County purposes specified and in sums itemized for the fiscal year beginning July
4 1, 2016 and ending June 30, 2017, as hereinafter indicated:

5

6 **Donor Project:**

7 D1165, Flood Mitigation and Stormwater/Waterway Enhancement

| | | | |
|----|------------------------------------------------|------------------|-----|
| 8 | Fiscal Year 2017 appropriation before transfer | \$3,250,000 | |
| 9 | Less amount transferred to D1158 | <u>\$550,000</u> | (G) |
| 10 | Fiscal Year 2017 appropriation after transfer | \$2,700,000 | |

11

12 **Recipient Project:**

13 D1158, Watershed Management Construction

| | | | |
|----|------------------------------------------------|------------------|-----|
| 14 | Fiscal Year 2017 appropriation before transfer | \$7,430,000 | |
| 15 | Plus amount transferred from D1165 | <u>\$550,000</u> | (G) |
| 16 | Fiscal Year 2017 appropriation after transfer | \$7,980,000 | |

17

18 **Section 2. And Be It Further Enacted** by the County Council of Howard County,
19 Maryland that this Transfer of Appropriation Ordinance shall be effective upon its
20 enactment.



Howard County

Internal Memorandum

Subject: Testimony for TAO from D1165
Transfer Grant Funds – Chesapeake Bay Trust Fund Grant

To: Lonnie R. Robbins
Chief Administrative Officer

From: James M. Irvin, Director *JMI*
Department of Public Works

Date: August 17, 2016

The Department of Public Works supports the Transfer of Appropriations to allow transferring \$550,000 in grant funding from Capital Project D1165, Flood Mitigation and Stormwater/Waterway Enhancement, to Capital Project D1158, Watershed Management Construction, for the recently awarded Chesapeake Bay Trust Fund FY17 grant.

The County was recently awarded a \$2,000,000 Chesapeake Bay Trust Fund FY17 grant to construct three large stream restoration projects in D1158. Construction of these projects will generate impervious acre credits and pollutant load reductions that will go towards meeting the County's NPDES and TMDL requirements, respectively. The current grant appropriation in D1158 is not enough to cover the entire grant.

Fiscal Impact

This Transfer of Appropriations will allow the County to construct three stream restoration projects that are currently in final design and will be ready to build in Fall 2016. After this transfer there will still be \$2,700,000 in grant appropriation in D1165, which is more than sufficient to cover a grant application that was submitted for FY17 in D1165. This will not have a fiscal impact.

cc: Mark S. Richmond, Chief Stormwater Management Division
Jen Sager, Legislative Coordinator



HOWARD COUNTY DEPARTMENT OF FINANCE

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TDD 410-313-2323

August 25, 2016

To: Lonnie R. Robbins
Chief Administrative Officer

From: Stanley J. Milesky
Director of Finance

Re: **TAO No. 1**

I hereby certify that funds are unencumbered and available for transfer as follows:

FROM:

D1165

Flood Mitigation and Stormwater/Waterway Enhancement

\$550,000

TO:

D1158

Watershed Management Construction

\$550,000