

Introduced 11/7/16
Public Hearing 11/21/16
Council Action 12/5/16
Executive Action 12/9/16
Effective Date 12/9/16

County Council Of Howard County, Maryland

2016 Legislative Session

Legislative Day No. 17

Transfer of Appropriation Ordinance No. 2 Fiscal Year 2017

Introduced by: The Chairperson at the request of the Board of Education

AN ACT transferring of a total of \$1,700,000 between capital projects in the Board of Education capital budget for Fiscal Year 2017.

Introduced and read first time November 7, 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 November 4, 2016.

By order Jessica Feldmark
Jessica Feldmark, Administrator

This Bill was read the third time on December 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 7th day of December, 2016 at 5 a.m./p.m.

By order Jessica Feldmark
Jessica Feldmark, Administrator

Approved by the County Executive Dec 9, 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**, Section 5-107 of the Education Article of the Annotated Code of Maryland
2 provides that a transfer between major categories or of unexpended project balances of the
3 capital budget of a County Board of Education shall be made only with the approval of the
4 County Council; and

5
6 **WHEREAS**, Section 5-107 further provides that if a County Council fails to take action
7 on a written request for a transfer within 30 days of the receipt of the request, the failure to take
8 action constitutes approval thereof; and

9
10 **WHEREAS**, on or about November 7, 2016, the County Council received a request from
11 the Board of Education to approve a transfer between projects in the Fiscal Year 2017 capital
12 budget; and

13
14 **WHEREAS**, the transfer moves funding from projects that are either complete or in the
15 final phase to Waverly Elementary School where bids came in higher than anticipated; and

16
17 **WHEREAS**, the transfer will move \$1,700,000 in county bond funding to Capital
18 Project E-0973, Waverly Elem Renovation/Phase II Addition; and

19
20 **WHEREAS**, Section 609(b) of the Howard County Charter authorizes and empowers the
21 Howard County Council to make such transfers; and

22
23 **WHEREAS**, the Board of Education has indicated that the funds are available for
24 transfer from the respective projects.

25
26 *Section 1. Be It Enacted by the County Council of Howard County, Maryland, that,*
27 *subject to the provisions of Maryland law, the Howard County Charter, and the Howard County*
28 *Code relating to the budgetary and fiscal procedures, the amount hereafter specified is hereby*
29 *approved, appropriated, and authorized to be disbursed for the general County purposes*
30 *specified and in sums itemized for the fiscal year beginning July 1, 2016 and ending June 30,*
31 *2017, as hereinafter indicated:*

1 Donor Projects:

2 **E-1015 Atholton High Renovation**

3	Appropriation Fiscal 2017 before transfer	\$60,069,000	
4	Less amount transferred to E-0973	<u>\$250,000</u>	(B)
5	Appropriation Fiscal 2017 after transfer	\$59,819,000	

6
7 **E-1020 New Elementary School #41**

8	Appropriation Fiscal 2017 before transfer	\$34,447,000	
9	Less amount transferred to E-0973	<u>\$420,000</u>	(B)
10	Appropriation Fiscal 2017 after transfer	\$34,027,000	

11
12 **E-1027 Longfellow Elem Addition**

13	Appropriation Fiscal 2017 before transfer	\$17,630,000	
14	Less amount transferred to E-0973	<u>\$180,000</u>	(B)
15	Appropriation Fiscal 2017 after transfer	\$17,450,000	

16
17 **E-1028 New Elementary School #42**

18	Appropriation Fiscal 2017 before transfer	\$17,333,000	
19	Less amount transferred to E-0973	<u>\$250,000</u>	(B)
20	Appropriation Fiscal 2017 after transfer	\$17,083,000	

21
22 **E-1031 Wilde Lake Middle School Replacement**

23	Appropriation Fiscal 2017 before transfer	\$43,377,000	
24	Less amount transferred to E-0973	<u>\$600,000</u>	(B)
25	Appropriation Fiscal 2017 after transfer	\$42,777,000	

26
27 Recipient Projects:

28 **E-0973 Waverly Elem Renovation/Phase II Addition**

29	Appropriation Fiscal 2017 before transfer	\$17,673,000	
30	Plus amount transferred from E1015	\$250,000	(B)
31	Plus amount transferred from E1020	\$420,000	(B)
32	Plus amount transferred from E1027	\$180,000	(B)

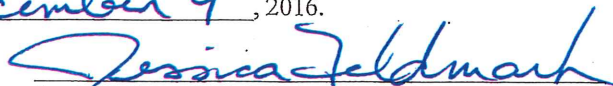
1	Plus amount transferred from E1028	\$250,000	(B)
2	Plus amount transferred from E1031	<u>\$600,000</u>	(B)
3	Appropriation Fiscal 2017 after transfer	\$19,373,000	

4

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

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on December 9, 2016.


Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2016.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2016.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2016.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2016.

Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2016.

Jessica Feldmark, Administrator to the County Council