

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council Of Howard County, Maryland

2009 Legislative Session

Legislative Day No. **13**

Transfer of Appropriation Ordinance No. 2 Fiscal Year 2010

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

AN ACT transferring \$3,530,000 in Water Quality State Bond Loan funding to capital project S6175, Little Patuxent Parallel Sewer, from capital project S6214, Sewer Contingency Fund, in order to receive certain funding pursuant to the American Recovery and Reinvestment Act of 2009; and transferring \$3,530,000 in Metropolitan District Bond funding to capital project S6214, Sewer Contingency Fund, from capital project S6175, Little Patuxent Parallel Sewer.

Introduced and read first time _____, 2009. Ordered posted and hearing scheduled.

By order _____
Stephen LeGendre, 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 _____, 2009.

By order _____
Stephen LeGendre, Administrator

This Bill was read the third time on _____, 2009 and Passed ____, Passed with amendments ____, Failed ____.

By order _____
Stephen LeGendre, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ____ day of _____, 2009 at ____ a.m./p.m.

By order _____
Stephen LeGendre, Administrator

Approved by the County Executive _____, 2009

Ken Ulman, 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**, as part of the American Recovery and Reinvestment Act of 2009
2 (the “ARRA”), the County has been awarded Water Quality State Revolving (“WQSR”)
3 loan funding from the State in the amount of up to \$3,530,000; and
4

5 **WHEREAS**, the WQSR loan funding was awarded after the Annual Budget and
6 Appropriation Ordinance for Fiscal Year 2010 was adopted by the County Council; and
7

8 **WHEREAS**, capital project S6175, Little Patuxent Parallel Sewer, qualifies for the
9 use of WQSR loan funds and calls for study, design, and construction of the Little Patuxent
10 Parallel Sewer; and
11

12 **WHEREAS**, accordingly, the County Executive has requested the transfer of
13 \$3,530,000 in WQSR loan funding to capital project S6175, Little Patuxent Parallel
14 Sewer, from capital project S6214, Sewer Contingency Fund; and
15

16 **WHEREAS**, to balance the transfer of WQSR loan funds to capital project
17 S6175, Little Patuxent Parallel Sewer, an equal amount of Metropolitan District Bond
18 funds will be returned to capital project S6214, Sewer Contingency Fund; and
19

20 **WHEREAS**, the Department of Finance estimates that WQSR loan funding will
21 save Howard County an estimated \$40,000.00 in interest payments annually over the life
22 of the loan which will be fully amortized not later than 20 years after project completion;
23 and
24

25 **WHEREAS**, Section 609(b) of the Howard County Charter authorizes and
26 empowers the Howard County Council to make such transfers; and
27

28 **WHEREAS**, without the transfer authorized by this Act, the County will not
29 realize the substantial interest rate savings over the life of the bonds made available due to
30 the ARRA, nor will such funds be available to create additional employment, thereby failing
31 to stimulate the economy of Howard County; and

1
2 **WHEREAS**, the Director of Finance has certified that the appropriation to be
3 transferred is not encumbered and is available for transfer.
4

5 ***Section 1. Be It Enacted** by the County Council of Howard County, Maryland, that,*
6 *subject to the provisions of Maryland law, the Howard County Charter, and the Howard*
7 *County Code relating to the budgetary and fiscal procedures, the amount hereafter*
8 *specified is hereby approved, appropriated, and authorized to be disbursed for the*
9 *general County purposes specified and in sums itemized for the fiscal year beginning July*
10 *1, 2009 and ending June 30, 2010, as hereinafter indicated:*
11

12 **Recipient/Donor Project:**

13 S6175 Little Patuxent Parallel Sewer

14	Appropriation Fiscal 2010 before transfer	\$78,230,000	
15	Plus amount transferred from S6214	\$3,530,000	(W)
16	Less amount transferred to S6214	<u>\$3,530,000</u>	(M)
17	Appropriation Fiscal 2010 after transfer	\$78,230,000	

18
19 **Donor/Recipient Project:**

20 S6214 Sewer Contingency Fund

21	Appropriation Fiscal 2010 before transfer	\$113,600,000	
22	Less amount transferred to S6175	\$3,530,000	(W)
23	Plus amount transferred from S6175	<u>\$3,530,000</u>	(M)
24	Appropriation Fiscal 2010 after transfer	\$113,600,000	

25
26 ***Section 2. And Be It Further Enacted** by the County Council of Howard County,*
27 *Maryland that this Transfer of Appropriation Ordinance shall be effective upon its*
28 *enactment.*