

Introduced 12/7/15  
Public Hearing 12/21/15  
Council Action 1/4/16  
Executive Action 1/16/16  
Effective Date 1/16/16

## County Council Of Howard County, Maryland

2015 Legislative Session

Legislative Day No. 13

### Transfer of Appropriation Ordinance No. 1 Fiscal Year 2016

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

AN ACT transferring of a total of \$2,200,000 between capital projects in the Board of Education capital budget for Fiscal Year 2016.

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Introduced and read first time December 7, 2015. 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 December 21, 2015.

By order Jessica Feldmark  
Jessica Feldmark, Administrator

This Bill was read the third time on January 4, 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 5<sup>th</sup> day of January 2016 at 1:00 a.m./p.m.

By order Jessica Feldmark  
Jessica Feldmark, Administrator

Approved by the County Executive Jan 6, 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 December 7, 2015, the County Council received a request from  
11 the Board of Education to approve a transfer between projects in the Fiscal Year 2016 capital  
12 budget; and

13  
14           **WHEREAS**, the transfer moves funding from projects that are either complete or in the  
15 final phase to projects in need of additional funding to ensure completion; and

16  
17           **WHEREAS**, the transfer will move \$700,000 in county bond funding to Capital Project  
18 E-1027, Longfellow ES, and \$1,500,000 in county bond funding to E-1030, Deep Run ES; 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, 2015 and ending June 30,*  
31 *2016, as hereinafter indicated:*

1 Donor Projects:

2	<b>E-1015</b>	<b>Atholton High School</b>		
3		Appropriation Fiscal 2016 before transfer	\$61,069,000	
4		Less amount transferred to E-1030	<u>\$1,000,000</u>	(B)
5		Appropriation Fiscal 2016 after transfer	\$60,069,000	

6				
7	<b>E-1026</b>	<b>Phelps Luck ES</b>		
8		Appropriation Fiscal 2016 before transfer	\$18,541,000	
9		Less amount transferred to E-1027	<u>\$700,000</u>	(B)
10		Appropriation Fiscal 2016 after transfer	\$17,841,000	

11				
12	<b>E-1032</b>	<b>Laurel Woods ES</b>		
13		Appropriation Fiscal 2016 before transfer	\$9,323,0000	
14		Less amount transferred to E-1030	<u>\$500,000</u>	(B)
15		Appropriation Fiscal 2016 after transfer	\$8,823,000	

16  
17 Recipient Projects:

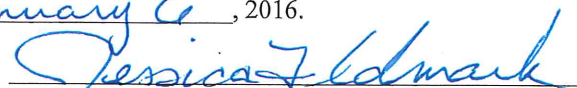
18	<b>E-1027</b>	<b>Longfellow ES</b>		
19		Appropriation Fiscal 2016 before transfer	\$16,930,0000	
20		Plus amount transferred from E-1026	<u>\$700,000</u>	(B)
21		Appropriation Fiscal 2016 after transfer	\$17,630,000	

22				
23	<b>E-1030</b>	<b>Deep Run Elementary School</b>		
24		Appropriation Fiscal 2016 before transfer	\$22,511,000	
25		Plus amount transferred from E-1015	\$1,000,000	(B)
26		Plus amount transferred from E-1032	<u>\$500,000</u>	(B)
27		Appropriation Fiscal 2016 after transfer	\$24,011,000	

28  
29 *Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland that*  
30 *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 January 6, 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