

EMERGENCY ORDINANCE 2022-03

**AN EMERGENCY ORDINANCE OF THE COTTAGE CITY COMMISSION TO
ADOPT A BUDGET AMENDMENT FOR THE 2021-2022 FISCAL YEAR**

WHEREAS, on December 8, 2021, the Cottage City Commission approved Emergency Ordinance 2021-01 to amend the FY '22 Budget to accommodate funding received from the State of Maryland pursuant to the Federal American Rescue Plan Act of 2021 Coronavirus Local Fiscal Recovery Funds (ARPA Funds), every level of government in Maryland will receive funding, regardless of size; and

WHEREAS, Cottage City has received approximately \$1.1 million in federal ARPA funding which must be obligated by December 31, 2024, and said funds must be expended by December 31, 2026; and

WHEREAS, ARPA funds may be utilized by state, county, and municipal governments to respond to and prepare for COVID-19 activities, as well as the replacement of revenues lost as a result of COVID-19 including payroll and covered benefits expenses for public health, healthcare, human services, public safety and similar employees and under the Coronavirus Capital Projects Fund carry out capital projects enabling work, education, and health monitoring, including telehealth options, in response to COVID-19; and

WHEREAS, Sections 38, 39, and 40 of the Charter of Cottage City requires the Cottage City Commission to adopt an annual budget containing anticipated revenues and appropriations for public purposes; and

WHEREAS, Section 39 of the Charter requires that the budget shall be prepared and adopted in the form of an ordinance; and

WHEREAS, the Cottage City Commission approved a budget for the fiscal year beginning July 1, 2021, and ending June 30, 2022, containing anticipated revenues and proposed expenditures by Ordinance 2021-02 enacted on or about June 9, 2021; and

WHEREAS, pursuant to Md. Code Ann., LG Article, Section 5-205(b)(4), a municipality may spend money for a purpose different from the purpose for which the money was appropriated or spend money not appropriated at the time of the annual levy if approved by a two-thirds vote of all the individuals elected to the legislative body; and

WHEREAS, Section 55 (Passage of ordinances; effective date; publication) of the Town Charter authorizes, in cases of emergency, that the provision that an ordinance must be passed not less than six (6) nor more than sixty (60) days after the meeting at which it was introduced

may be suspended by the affirmative votes of four members of the commission, and that an emergency ordinance shall become effective on the date specified in the ordinance, and that a fair summary of every ordinance, including emergency ordinances, shall be published at least once within ten days after the date of passage in a newspaper or newspapers having general circulation in the city; and

WHEREAS, the Cottage City Commission desires to amend the FY22 budget to reflect sums maintained in the Fund Balance and to provide for an ARPA Grant expense and donation.

WHEREAS, the Cottage City Commission deems it appropriate to adopt this amendatory budget ordinance as an emergency ordinance so that it can take effect immediately without two readings and two separate public meetings.

NOW, THEREFORE, BE IT ORDAINED BY THE COTTAGE CITY COMMISSION, in special or regular session assembled, that the Town of Cottage City Budget containing anticipated revenues and proposed expenditures that is indicated below, is hereby revised, amended and adopted for fiscal year 2022, beginning July 1, 2021, and ending June 30, 2022, as indicated herein below.

Section 1. The Fiscal Year 2022 Budget, as amended (as shown in column on right), shall be divided into the following major anticipated revenue funds or groups having the estimated amounts as indicated below:

<u>REVENUE SOURCE</u>	<u>APPROVED BUDGET AMOUNT (per Ord. 2021-02)</u>	<u>BUDGET (1ST AMENDED) AMOUNT (per Emerg. Ord. 2021-01)</u>	<u>BUDGET (2ND AMENDED) AMOUNT (per Emerg. Ord. 2022-03)</u>
Taxes	\$ 842,082	\$ 842,082	\$ 842,082
Intergovernmental	\$ 107,555	\$ 107,555	\$ 107,555
Fines, Charges & Misc. Fees	\$ 275,500	\$ 275,500	\$ 275,500
Grants (Non-ARPA)	\$ 323,570	\$ 323,570	\$ 323,570
ARPA Fund Grant (1 st & 2 nd Tranches)	\$0	\$ 574,995	\$ 574,995
Other	\$ 6,805	\$ 6,805	\$ 6,805
Draw from Unrestricted Reserves	\$ 598,831	\$ 598,831	\$ 1,724,768
Total Revenues:	\$2,154,343	\$2,729,338	\$ 3,855,275

Section 2. The total of the anticipated revenues and any estimated fund balance available for expenditure during the fiscal year within each of the aforesaid categories of the FY 2022 Budget Ordinance shall equal or exceed the total of the proposed (amended) expenditures within the following general classification of expenditure or major appropriations having the amounts (as shown in column on right) as indicated below:

<u>EXPENDITURES</u>	<u>APPROVED BUDGET AMOUNT (per Ord. 2021-02)</u>	<u>BUDGET (1ST AMENDED) AMOUNT (per Emerg. Ord. 2021-01)</u>	<u>BUDGET (2ND AMENDED) AMOUNT (per Emerg. Ord. 2022-03)</u>
General Government	\$ 391,274	\$ 391,274	\$ 466,586
Highways	\$ 429,216	\$429,216	\$ 429,216
Police Department	\$ 603,719	\$603,719	\$ 603,719
Grant Expenditures (Non-ARPA)	\$ 323,570	\$323,570	\$ 323,570
ARPA Fund Grant Expenditures	--	574,995	\$ 233,333
Capital Outlays	\$ 406,564	\$406,564	\$ 672,914
Total Expenditures:	\$2,154,343	\$2,729,338	\$2,729,338

AND BE IT FURTHER ORDAINED that that the Cottage City Real Property Tax rates for the Fiscal Year beginning July 1, 2021, and ending June 30, 2022, shall remain unchanged as they were previously approved by Ordinance 2021-02.

AND BE IT FURTHER ORDAINED that all budget amendments transferring monies between major revenue funds, line items, classifications and/or major appropriations as reflected in this FY 2022 Budget Ordinance shall be submitted to the Cottage City Commission for approval, from time to time, by ordinance; whereas, minor budget changes or amendments occurring from time to time within certain specified sub-categories or the various detailed items not reflected herein above shall only be shown in the Detailed Budget to be approved from time to time by the Town Manager subject to review and approval by the Cottage City Commission as recorded in the journal of its proceedings.


AND BE IT FURTHER ORDAINED that this Emergency Ordinance shall take effect immediately, and that a fair summary shall be published at least once within ten days after the date of passage in a newspaper or newspapers having general circulation in Cottage City.

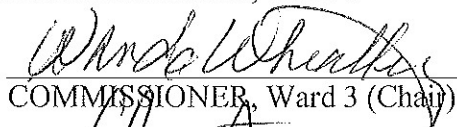
INTRODUCED by the Cottage City Commission at a Town meeting on June 8, 2022, at which meeting copies were available to the public for inspection.

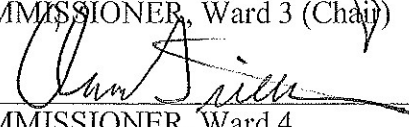
ADOPTED by the Cottage City Commission at a Town meeting on June 8, 2022, at which meeting copies were available to the public for inspection.

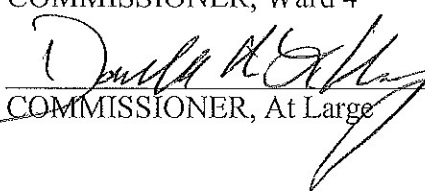
Attest: Carol Richardson
 Carol Richardson, Town Manager

Ann Marshall Young, Ward 1
 COMMISSIONER, Ward 1


COMMISSIONER, Ward 2

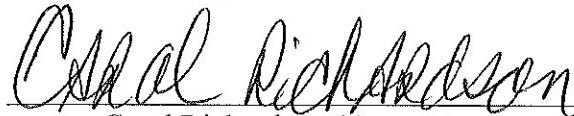

COMMISSIONER, Ward 3 (Chair)


COMMISSIONER, Ward 4


COMMISSIONER, At Large

CERTIFICATION

I, HEREBY CERTIFY, as the duly appointed Town Manager of the Town of Cottage City, Maryland, that on the 8th day of June 2022 with 4 Aye votes and 0 Nay votes, the aforesaid Emergency Ordinance 2022-03 passed, and that a fair summary thereof shall be published at least once within ten days after the date of passage in a newspaper or newspapers having general circulation in the Town and it shall be posted in the Town Hall.


Carol Richardson, Town Manager