

ENROLLED

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND
LEGISLATIVE SESSION, 2023
BILL NO. 2023-11

Introduced: July 5, 2023

BY: The Wicomico County Council.

AN ACT to amend Exhibit “B”, Exhibit “C” and Exhibit “F” of the Annual Budget and Appropriation Bill, Legislative Bill No. 2023-04, adopted June 96, 2023, to remove the salaries for the Assistant Director of Administration position, the Director of Public Works position and the Deputy Director of Public Works position.

PREAMBLE

On June 96, 2023, the County Council enacted Legislative Bill No. 2023-04, the Annual Budget and Appropriation Bill adopting the Operating Budget (Exhibit B), Governmental and Enterprise Funds Budget (Exhibit C) and Position Control Document (Exhibit F) for fiscal year ending June 30, 2024.

Pursuant to Charter Section 705.F, the County Council may decrease or delete any items in the budget except those required by the laws of this state or of this county, and except any provisions for debt service on obligations then outstanding or for estimated cash deficits. In the event the Council decreases or deletes any items(s) and the Executive and Council do not agree upon the expenditure of the surplus, the surplus shall be placed in the undesignated fund balance for future appropriation.

Sections 315 and 413 of the County Charter provide that, within six months after election, the County Executive shall appoint the Director of Administration, Assistant Director of Administration, and all the heads of each department or agency in the executive branch, and the initial appointment of deputy directors, who shall all be subject to County Council confirmation.

The County Executive has failed to submit the name of any individual to the County Council for confirmation of an appointment to the position of Assistant Director of Administration, Director of Public Works or Deputy Director of Public Works, and the six-month deadline for such appointment and submission has passed.

To enforce the provisions of Charter Sections 315 and 413, the County Council desires to remove the salaries for the Assistant Director of Administration position, the Director of Public Works position and the Deputy Director of Public Works position from the Fiscal Year 24 budget until an individual has been confirmed by the County Council to serve as the Assistant Director of Administration and/or Director of Public Works and/or Deputy Director of Public Works.

SECTION I. BE IT ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION, that the current Operating Budget, Governmental and Enterprise Funds Budget, and Position Control Document for the fiscal year ending June 30, 2024, as set forth in Exhibits B, C and F of Legislative Bill No. 2023-04, be and are hereby amended in part by removing the salaries for the Assistant Director of Administration position, Director of Public Works position and Deputy Director of Public Works position, from Exhibits B, C and F of Legislative Bill No. 2023-04, which are amended hereby.

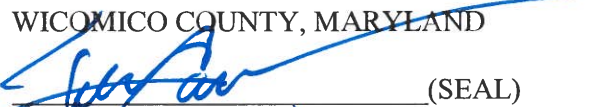
SECTION II. BE IT FURTHER ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION THAT at such time as this Bill

shall become effective, the Finance Director shall amend Exhibits B, C and F of the Annual Budget and Appropriations Bill, Legislative Bill No. 2023-04 to conform to the action set forth above, and shall amend the budgets of such Departments and Enterprise Funds as may be necessary to conform with the provisions hereof.

SECTION III. BE IT FURTHER ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION THAT this bill shall be known as Legislative Bill No. 2023-11 and shall take effect sixty (60) days after its enactment, unless a proper Petition for Referendum thereof shall be filed prior to said date; in which event, the Bill shall not take effect until the expiration of thirty (30) days following the approval of this Bill by a majority of the qualified voters of the County voting in any such referendum.

Certified correct as passed and adopted by the County Council of Wicomico County, Maryland this 1st day of August, 2023.

WICOMICO COUNTY, MARYLAND

 (SEAL)

By: John T. Cannon, President

 (SEAL)

By: Laura Hurley, Secretary

I HEREBY CERTIFY that copies of the above Bill are available to the public, the press and other news media at the time of its introduction.

 (SEAL)

By: Laura Hurley, Secretary

Explanation:

Strike Out indicates matters deleted from existing law.

CAPITALS INDICATE MATTERS ADDED TO EXISTING LAW.

CAPITAL -STRIKE OUT indicates matter stricken from Bill by Amendment.

Underlining indicates Amendments to Bill

COUNTY COUNCIL
OF
WICOMICO COUNTY, MARYLAND

2023 Legislative Session

Legislative Day No. 13

LEGISLATIVE BILL NO. 2023-11

INTRODUCED BY: The Wicomico County Council

Legislative Bill No. 2023-11: AN ACT to amend Exhibit "B", Exhibit "C" and Exhibit "F" of the Annual Budget and Appropriation Bill, Legislative Bill No. 2023-04, adopted June 6, 2023, to remove the salaries for the Assistant Director of Administration position, the Director of Public Works position and the Deputy Director of Public Works position.

Introduced and read first time on July 5, 2023. Ordered posted and public hearing scheduled for August 1, 2023 at 6:00 p.m.

Laura Hurley

Laura Hurley, Council Administrator

PUBLIC HEARING: Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, the Bill was read for a second time at a public hearing held on August 1, 2023.

Laura Hurley

Laura Hurley, Council Administrator

CERTIFICATION: The undersigned hereby certifies that this Bill was Approved and Adopted by the County Council of Wicomico County, Maryland, on the 1st day of August, 2023.

Laura Hurley

Laura Hurley, Council Administrator

Presented to the County Executive for approval this 2nd day of August at 9:40 a.m./p.m. (5 days §411)

Laura Hurley

Laura Hurley, Council Administrator

BY THE COUNTY EXECUTIVE:

See Attached
County Executive

APPROVED

Date: _____

(21 days §411)

VETOED

Date: *See Attached*

BY THE COUNCIL:

Option One: This Bill, having been approved by the County Executive and returned to the Council, becomes law on _____ and effective on: _____.
(60 days §311)

Option Two: This Bill, having received neither the approval nor the disapproval of the County Executive with 21 days of its presentation, stands enacted on _____ and becomes effective on _____.
(60 days §311)

Option Three: This Bill, being exempt from the Executive Veto stands enacted on _____ and becomes effective on _____. (Charter Section 305)

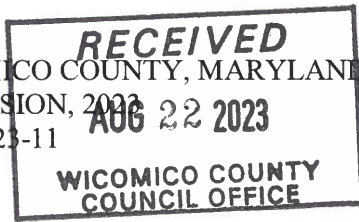
ENROLLMENT: Legislative Bill No. 2023-11 is herewith submitted to the County Council of Wicomico County for enrollment as being the text as finally passed.

Laura Hurley

Laura Hurley, Council Administrator

Veto Override - September 5, 2023

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND
LEGISLATIVE SESSION, 2023
BILL NO. 2023-11



Introduced: July 5, 2023

BY: The Wicomico County Council.

AN ACT to amend Exhibit “B”, Exhibit “C” and Exhibit “F” of the Annual Budget and Appropriation Bill, Legislative Bill No. 2023-04, adopted June 96, 2023, to remove the salaries for the Assistant Director of Administration position, the Director of Public Works position and the Deputy Director of Public Works position.

PREAMBLE

On June 96, 2023, the County Council enacted Legislative Bill No. 2023-04, the Annual Budget and Appropriation Bill adopting the Operating Budget (Exhibit B), Governmental and Enterprise Funds Budget (Exhibit C) and Position Control Document (Exhibit F) for fiscal year ending June 30, 2024.

Pursuant to Charter Section 705.F, the County Council may decrease or delete any items in the budget except those required by the laws of this state or of this county, and except any provisions for debt service on obligations then outstanding or for estimated cash deficits. In the event the Council decreases or deletes any items(s) and the Executive and Council do not agree upon the expenditure of the surplus, the surplus shall be placed in the undesignated fund balance for future appropriation.

Sections 315 and 413 of the County Charter provide that, within six months after election, the County Executive shall appoint the Director of Administration, Assistant Director of Administration, and all the heads of each department or agency in the executive branch, and the initial appointment of deputy directors, who shall all be subject to County Council confirmation.

The County Executive has failed to submit the name of any individual to the County Council for confirmation of an appointment to the position of Assistant Director of Administration, Director of Public Works or Deputy Director of Public Works, and the six-month deadline for such appointment and submission has passed.

To enforce the provisions of Charter Sections 315 and 413, the County Council desires to remove the salaries for the Assistant Director of Administration position, the Director of Public Works position and the Deputy Director of Public Works position from the Fiscal Year 24 budget until an individual has been confirmed by the County Council to serve as the Assistant Director of Administration and/or Director of Public Works and/or Deputy Director of Public Works.

SECTION I. BE IT ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION, that the current Operating Budget, Governmental and Enterprise Funds Budget, and Position Control Document for the fiscal year ending June 30, 2024, as set forth in Exhibits B, C and F of Legislative Bill No. 2023-04, be and are hereby amended in part by removing the salaries for the Assistant Director of Administration position, Director of Public Works position and Deputy Director of Public Works position, from Exhibits B, C and F of Legislative Bill No. 2023-04, which are amended hereby.

SECTION II. BE IT FURTHER ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION THAT at such time as this Bill

shall become effective, the Finance Director shall amend Exhibits B, C and F of the Annual Budget and Appropriations Bill, Legislative Bill No. 2023-04 to conform to the action set forth above, and shall amend the budgets of such Departments and Enterprise Funds as may be necessary to conform with the provisions hereof.

SECTION III. BE IT FURTHER ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION THAT this bill shall be known as Legislative Bill No. 2023-11 and shall take effect sixty (60) days after its enactment, unless a proper Petition for Referendum thereof shall be filed prior to said date; in which event, the Bill shall not take effect until the expiration of thirty (30) days following the approval of this Bill by a majority of the qualified voters of the County voting in any such referendum.

Certified correct as passed and adopted by the County Council of Wicomico County, Maryland this ____ day of _____, 2023.

WICOMICO COUNTY, MARYLAND

_____(SEAL)
By: John T. Cannon, President

_____(SEAL)
By: Laura Hurley, Secretary

I HEREBY CERTIFY that copies of the above Bill are available to the public, the press and other news media at the time of its introduction.

_____(SEAL)
By: Laura Hurley, Secretary

Explanation:

Strike Out indicates matters deleted from existing law.

CAPITALS INDICATE MATTERS ADDED TO EXISTING LAW.

CAPITAL –STRIKE OUT indicates matter stricken from Bill by Amendment.

Underlining indicates Amendments to Bill

COUNTY COUNCIL
OF
WICOMICO COUNTY, MARYLAND

2023 Legislative Session

Legislative Day No. 13

LEGISLATIVE BILL NO. 2023-11

INTRODUCED BY: The Wicomico County Council

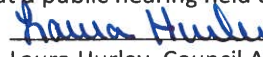
Legislative Bill No. 2023-11: AN ACT to amend Exhibit "B", Exhibit "C" and Exhibit "F" of the Annual Budget and Appropriation Bill, Legislative Bill No. 2023-04, adopted June 6, 2023, to remove the salaries for the Assistant Director of Administration position, the Director of Public Works position and the Deputy Director of Public Works position.

Introduced and read first time on July 5, 2023. Ordered posted and public hearing scheduled for August 1, 2023 at 6:00 p.m.



Laura Hurley, Council Administrator

PUBLIC HEARING: Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, the Bill was read for a second time at a public hearing held on August 1, 2023.



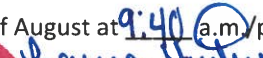
Laura Hurley, Council Administrator

CERTIFICATION: The undersigned hereby certifies that this Bill was Approved and Adopted by the County Council of Wicomico County, Maryland, on the 1st day of August, 2023.



Laura Hurley, Council Administrator

Presented to the County Executive for approval this 2nd day of August at 9:40 a.m./p.m. (5 days §411)



Laura Hurley, Council Administrator

BY THE COUNTY EXECUTIVE:



County Executive

APPROVED
Date: _____
(21 days §411)

VETOED
Date: 8/22/23

BY THE COUNCIL:

Option One: This Bill, having been approved by the County Executive and returned to the Council, becomes law on _____ and effective on: _____
(60 days §311)

Option Two: This Bill, having received neither the approval nor the disapproval of the County Executive with 21 days of its presentation, stands enacted on _____ and becomes effective on _____
(60 days §311)

Option Three: This Bill, being exempt from the Executive Veto stands enacted on _____ and becomes effective on _____. (Charter Section 305)

ENROLLMENT: Legislative Bill No. 2023-11 is herewith submitted to the County Council of Wicomico County for enrollment as being the text as finally passed.

Laura Hurley, Council Administrator

VETO