

MEMORANDUM

TO: City Council

FROM: David J. Deutsch
City Manager

Subject: Ordinance O-5-10 – Amending the Budget for the Fiscal Year Beginning July 1, 2009, and Ending June 30, 2010

DATE: April 30, 2010

In FY2009 the City completed the design engineering for the Enhanced Nutrient Removal system. A contract was issued to The Whiting-Turner Contracting Group and construction began in July 2009 at the Wastewater Treatment Plant. The FY2010 budget appropriation for this project was based on a projected cash outlay report that was prepared prior to the commencement of the project.

Staff recently received a revised report that indicates that progress on the project is further along than originally planned. The construction phase is now 77 percent complete with final completion expected to occur in December 2010. Staff anticipates spending an additional \$602,200 this year to accommodate the accelerated progress of this project. Funding of this supplemental appropriation will be provided by a Maryland Department of the Environment Bay Restoration Grant (\$498,800) and the State Revolving Loan Program (\$103,400).

Ordinance O-5-10 amends the budget for the fiscal year beginning July 1, 2009, and ending June 30, 2010, and provides a supplemental appropriation in the amount of \$602,200, to fund the additional construction costs of the Enhanced Nutrient Removal system expected to occur this fiscal year.

Council's approval of Ordinance O-5-10 amending the budget for the fiscal year beginning July 1, 2009, and ending June 30, 2010, to provide a supplemental appropriation in the amount of \$602,200 is requested.

DJD/RSP/dgp

**ORDINANCE
OF THE COUNCIL OF THE CITY OF BOWIE, MARYLAND
AMENDING THE ADOPTED BUDGET FOR THE FISCAL YEAR BEGINNING
JULY 1, 2009, AND ENDING JUNE 30, 2010, AS EMBODIED IN ORDINANCE
O-1-09, AS AMENDED, FOR THE PURPOSE OF INCREASING THE FUNDING
SOURCES FOR THE WASTEWATER TREATMENT PLANT ENHANCED
NUTRIENT REMOVAL SYSTEM.**

WHEREAS, the Council of the City of Bowie (hereinafter, “Council”) adopted Ordinance Number O-1-09 appropriating funds for the several objects and purposes for which the City had to provide for the Fiscal Year beginning July 1, 2009, and ending June 30, 2010; and,

WHEREAS, in accordance with Section 45 of the Charter of the City of Bowie (hereinafter, the “City”) no public money may be expended without having been appropriated by the Council; and,

WHEREAS, the projected construction costs of the Enhanced Nutrient Removal System are expected to exceed the current year’s budget appropriation by \$602,200; and,

WHEREAS, the City has negotiated with the State of Maryland to fund the costs of construction by utilizing two programs managed by the Maryland Department of the Environment, known as the Bay Restoration Fund and the Revolving Loan Fund; and,

WHEREAS, the Bay Restoration Fund will provide \$498,800 in grant funding and the Revolving Loan Fund will provide \$103,400 in revolving loan funding; and,

WHEREAS, amendments to the City’s adopted Budget are necessary to reflect the receipt of the aforementioned funds from the Maryland Department of the Environment to appropriate the revenue, as it was not included in Ordinance O-1-09 or any amendments thereto.

Section 1. NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Council of the City of Bowie, Maryland that the Budget for the Fiscal Year Beginning July 1, 2009, and Ending June 30, 2010, as adopted by Ordinance O-1-09 and amended by 0-9-09, O-1-10, and O-2-10, be and is hereby amended to appropriate the following amounts as supplements thereto:

* * *

WATER AND SEWER FUND

* * *

<u>ESTIMATED REVENUES</u>	<u>AMOUNT</u>
* * *	
Total All Other Anticipated Revenue	\$[337,300] \$ 939,500
* * *	
TOTAL REVENUES	\$[13,306,900] \$ 13,909,100
 <u>APPROPRIATIONS BY ACTIVITY</u>	
* * *	
Wastewater	\$[10,027,400] \$ 10,629,600
* * *	
TOTAL APPROPRIATIONS	\$[13,306,900] \$ 13,909,100
* * *	

Section 2: BE IT FURTHER ORDAINED, that this ordinance shall become effective thirty (30) days after its enactment by the Council of the City of Bowie, Maryland provided that a fair summary of this Ordinance is published at least once prior to the date of passage and at least once within ten (10) days after the date of passage in a newspaper having general circulation in the City.

Astericks * * *
[Brackets]

: Indicate matter retained in existing law but omitted herein
: [Indicate matter deleted from existing law]

INTRODUCED by the Council of the City of Bowie, Maryland at a Regular Meeting on May 3, 2010.

PASSED by the Council of the City of Bowie, Maryland, at a Regular Meeting on May 17, 2010.

G. Frederick Robinson
Mayor

Approved as to Form and
Legal Sufficiency

Robert H. Levan
City Attorney

Attest:

Pamela A. Fleming
City Clerk