

Introduced by: Councilmember Snipper

First Reading: May 16, 2011
Second Reading: May 23, 2011

TAKOMA PARK ORDINANCE NO. 2011-21

**AN ORDINANCE APPROVING AND ADOPTING THE STORMWATER MANAGEMENT
BUDGET FOR FISCAL YEAR 2012, BEGINNING JULY 1, 2011
AND ENDING JUNE 30, 2012**

WHEREAS, Section 1101 of the Charter of the City of Takoma Park designates the City Council as the Stormwater Management Board for Takoma Park with all of the powers associated therewith; and,

WHEREAS, Section 4-204(d), Environment Article and Article 29, Section 3-205(l) of the Annotated Code of Maryland authorizes the adoption of a system of charges for stormwater management programs by the City; and,

WHEREAS, Section 1006 of the Charter of the City of Takoma Park empowers the Stormwater Management Board to charge and to collect stormwater utility fees and user charges to pay for stormwater management activities in the City; and,

WHEREAS, the Stormwater Management Board desires to maintain a Stormwater Management Fund for the collection and payment of revenues and expenditures as it deems necessary to provide for the construction, maintenance, operations, and repair of the stormwater management system in the City.

NOW, THEREFORE, BE IT ORDAINED BY THE STORMWATER MANAGEMENT BOARD OF THE CITY OF TAKOMA PARK, MARYLAND:

SECTION 1. For Fiscal Year 2012, a Stormwater Management fee shall be imposed on real property in the City in an amount sufficient to fund the Stormwater Management expenditures established by this Ordinance. The base rate for the Stormwater Management fee shall be \$48.00.

SECTION 2. A Stormwater Management Fund shall be maintained into which shall be deposited:

- a) All the receipts and revenues from user charges and utility fees imposed by the City to pay for stormwater management
- b) All charges, fees, fees-in-lieu, grants, and other contributions received from any person or governmental entity in connection with stormwater management activities or programs.

SECTION 3. The budget adopted hereto and by reference made a part hereof is hereby adopted for the fiscal year beginning July 1, 2011 and ending June 30, 2012. Said budget provides for an appropriation in the amount of \$565,461 for stormwater management activities.

SECTION 4. Use of fund balance in the amount of \$81,461 is hereby authorized to supplement other fund revenues and financing sources:

SECTION 5. Stormwater management projects that are declared to be of an emergency nature as defined by the City Council in accordance with the Charter of the City of Takoma Park may be funded through the Emergency Reserve or other monies as designated by the City Council.

SECTION 6. Should any section of this Ordinance be determined to be invalid, such invalidity shall not affect any other sections.

SECTION 7. This Ordinance shall be effective July 1, 2011.

Adopted by roll-call vote this 23rd day of May, 2011 as follows:

AYES: Williams, Wright, Clay, Robinson, Seamens, Snipper, Schultz

NAYS: None

ABSENT: None

ABSTAIN: None

Stormwater Management Fund Summary

| | <u>Audited</u> <u>FY08</u> | <u>Audited</u> <u>FY09</u> | <u>Audited</u> <u>FY10</u> | <u>Adopted</u> <u>FY11</u> | <u>Estimated</u> <u>FY11</u> | <u>Adopted</u> <u>FY12</u> |
|--|-------------------------------|-------------------------------|-------------------------------|-------------------------------|---------------------------------|-------------------------------|
| <u>REVENUES</u> | | | | | | |
| Taxes and utility fees | - | - | - | - | - | - |
| Licenses and permits | - | - | - | - | - | - |
| Fines and forfeitures | - | - | - | - | - | - |
| Use of money and property | - | - | - | - | - | - |
| Charges for service | 374,101 | 361,155 | 362,815 | 361,000 | 361,000 | 361,000 |
| Intergovernmental | - | - | 180,225 | - | - | 111,000 |
| Miscellaneous | 21,053 | 17,696 | 24,380 | 17,000 | 11,000 | 12,000 |
| Total Revenues | 395,154 | 378,851 | 567,420 | 378,000 | 372,000 | 484,000 |
| <u>EXPENDITURES</u> | | | | | | |
| Public Works | 251,424 | 171,764 | 202,051 | 255,978 | 255,978 | 287,461 |
| Capital outlay | 73,360 | 124,534 | 291,557 | 313,000 | 313,000 | 278,000 |
| Total Expenditures | 324,784 | 296,298 | 493,608 | 568,978 | 568,978 | 565,461 |
| Excess (deficiency) of revenues over expenditures | 70,370 | 82,553 | 73,812 | (190,978) | (196,978) | (81,461) |
| <u>OTHER FINANCING SOURCES (USES)</u> | | | | | | |
| Loan proceeds | - | - | - | - | - | - |
| Operating transfers in (out) | - | - | - | - | - | - |
| Total Other Financing Sources (Uses) | - | - | - | - | - | - |
| Excess (deficiency) of revenues and other financing sources over expenditures and other financing uses | 70,370 | 82,553 | 73,812 | (190,978) | (196,978) | (81,461) |
| <u>FUND BALANCE</u> | | | | | | |
| Beginning of year | 233,076 | 303,446 | 385,999 | 459,811 | 459,811 | 262,833 |
| End of year | 303,446 | 385,999 | 459,811 | 268,833 | 262,833 | 181,372 |

Note: Over the years reflected above, the audit classification of certain revenues changed. For comparative purposes, the audited and budgeted figures shown above have been classified in the same manner as reflected in the most recent audit.

Changes from the Proposed to the Adopted FY12 Budget Stormwater Management Fund

| | | |
|--|----------------|--|
| Proposed Revenue Total - City Manager's Proposed Budget | 484,000 | |
| - | - | |
| Adopted Revenue Total - Revised | 484,000 | |

| | | |
|--|----------------|-----------------------------------|
| Proposed Expenditure Total - City Manager's Proposed Budget | 498,511 | |
| Public Works | | |
| Decrease: Employee health insurance | (50) | Negotiation of lower renewal rate |
| Capital Outlay | | |
| Decrease: Garland Aveue project | 67,000 | Carryover of FY 2011 project |
| Adopted Expenditure Total - Revised | 565,461 | |