

**EMERGENCY ORDINANCE 2019-02 (B)**

**AN EMERGENCY ORDINANCE OF THE COTTAGE CITY COMMISSION  
TO ADOPT A BUDGET AND LEVY PROPERTY TAXES FOR  
THE 2019-2020 FISCAL YEAR**

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, each fiscal year of the Town commences on July 1 and ends by the following June 30, pursuant to Section 38 of the Charter of the Town, and;

WHEREAS, Section 46 of the Cottage City Charter provides that the Budget Ordinance shall constitute the tax levy for the fiscal year; and

WHEREAS, the Cottage City Commission enacted Ordinance 2016-06 on October 12, 2016 thereby amending the Code of the Town of Cottage City by adding Chapter 13 (Assessments and Taxation), Article 1 (Property Classification) by creating, defining and designating certain tax classifications for residential and commercial real property situated within the Town and subject to municipal taxation, and generally relating to municipal taxation; and

WHEREAS, after several special meetings, the Commission has prepared a budget for the fiscal year beginning July 1, 2019, and ending June 30, 2020, containing anticipated revenues and proposed expenditures; and

WHEREAS, the Town of Cottage City Budget as developed by the Commission and staff, is indicated herein below; and

WHEREAS, the current Real Property Tax Rates for the Town of Cottage City was set for the Fiscal Year beginning July 1, 2018, and ending June 30, 2019 at the rate of \$0.6095 for Noncommercial Real Property, and at the rate of \$0.7900 for Commercial Real Property; and

WHEREAS, according to the State Department of Assessments and Taxation, the Town's real property net assessable base for Noncommercial Real Property and Commercial Real Property for Fiscal Year 2020 will be \$66,163,680 and \$36,114,920 respectively, and the constant yield tax rates (CYTR's) for the two classes of real property according to SDAT's certifications are \$0.5702 (noncommercial) and \$0.7394 (commercial) respectively; and

WHEREAS, Charter, Section 39 prescribes that before adopting the budget the Commission shall hold a public hearing thereon after two weeks' notice thereof in some newspaper or newspapers having general circulation within the municipality, and the Commission may insert new items or may increase or decrease the items of the budget; and

WHEREAS, pursuant to § 5-205 of the LG Art. of Md. Ann. Code, 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, the Cottage City Commission finds that it is more efficient and cost effective to maintain a detailed line item budget for the day-to-day management of the finances of the Town while adopting into law before the new fiscal year, as an emergency measure adopted at one instead of two meetings, the formal budget having the consolidated or major line items as stated herein below; and

WHEREAS, the Cottage City Commission has deemed it appropriate to adopt this budget ordinance at a town meeting on June 12, 2019 as an emergency ordinance so that it can take effect at the commencement of the next fiscal year.

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, hereby is adopted for fiscal year 2020, beginning July 1, 2019 and ending June 30, 2020.

**Section 1.** The Fiscal Year 2020 Budget shall be divided into the following major anticipated revenue funds or groups having the estimated amounts as indicated below:

<u>REVENUE SOURCE</u>	<u>PROPOSED BUDGET</u> <u>AMOUNT</u>
Taxes	\$ 833,121
Intergovernmental	\$ 65,343
Fines, Charges & Misc. Fees	\$ 299,000
Grants	\$ 195,168
Other	\$ 5,805
Draw from Unrestricted Reserves	\$ 205,090
<b>Total Revenues:</b>	<b>\$1,603,527</b>

**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 2020 Emergency Budget Ordinance shall equal or exceed the total of the proposed expenditures within the following general classification of expenditure or major appropriations having the amounts as indicated below:

<u>EXPENDITURES</u>	<u>PROPOSED BUDGET</u> <u>AMOUNT</u>
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General Government	\$ 388,239
Highways	\$ 453,816
Police Department	\$ 497,304
Grant Expenditures	\$ 195,168
Capital Outlays	\$ 69,000
<b>Total Expenditures:</b>	<b>\$1,603,527</b>

AND BE IT FURTHER ORDAINED that that the Cottage City Real Property Tax (Noncommercial Real Property) for the Fiscal Year beginning July 1, 2019, and ending June 30, 2020, shall be at the rate of \$0.5702 per \$100.00 of assessed real property value, and such tax is hereby levied on all real property located in Cottage City that is subject to municipal taxation.

AND BE IT FURTHER ORDAINED that that the Cottage City Real Property Tax (Commercial Real Property) for the Fiscal Year beginning July 1, 2019, and ending June 30, 2020, shall be at the rate of \$0.79 per \$100.00 of assessed real property value, and such tax is hereby levied on all real property located in Cottage City that is subject to municipal taxation.

AND BE IT FURTHER ORDAINED that the Cottage City Business Personal Property Tax for the Fiscal Year beginning July 1, 2019, and ending June 30, 2020, shall be at the rate of \$1.35 per \$100.00 of assessed property value, and such tax is hereby levied on all personal and operating property located in Cottage City that is subject to municipal taxation.

AND BE IT FURTHER ORDAINED that notwithstanding this emergency budget ordinance, the FY 2020 Budget may be presented and discussed in further detail by enumerating additional sub-categories or detailed items pertaining to either revenues or expenditures as deemed necessary and expedient by the Cottage City Commission (the "Detailed Budget"). Although not considered incorporated by reference or formally part of this FY 2020 Emergency Budget Ordinance, the Detailed Budget, unless subsequently modified by the Commission, shall reflect the various items discussed therein and shall remain substantially uniform throughout the fiscal year having essentially the same format and items as presented to the Commissioners at the Town meeting wherein the FY 2020 Budget was approved.

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 2020 Emergency Budget Ordinance shall be submitted to the Cottage City Commission for approval, from time to time, by ordinance. Minor budget changes or amendments, however, occurring within certain specified sub-categories or the various detailed items not reflected herein above but shown in the Detailed Budget shall 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 that the Town Manager shall give notice of the making of the levy and budget approval by posting a notice thereof in some public place or places in the Town.

AND BE IT FURTHER ORDAINED that this Emergency Ordinance shall take effect July 1, 2019, 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.

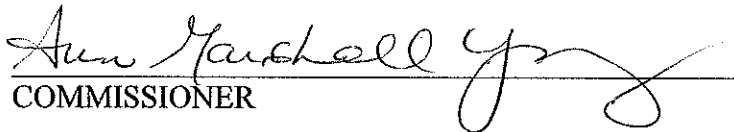
INTRODUCED by the Commission of Cottage City at a Town meeting on June 12, 2019, at which meeting copies were available to the public for inspection.

ADOPTED by the Commission of Cottage City at a Town meeting on June 12, 2019, at which meeting copies were available to the public for inspection.

ADOPTED: June 12, 2019

Attest:

  
Consuella M. Barbour, Town Manager

  
COMMISSIONER

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COMMISSIONER


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COMMISSIONER

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COMMISSIONER

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COMMISSIONER

CERTIFICATION

I, HEREBY CERTIFY, as the duly appointed Town Manager of the Town of Cottage City, Maryland, that on the 12 day of June 2019 with 5 Aye votes and 0 Nay votes, the aforesaid Emergency Ordinance 2019-02(B) 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.

  
Consuella M. Barbour, Town Manager

Revisor's Note: This Emergency Ordinance enacted or approved on June 13, 2019 pertaining to the annual budget for FY 2019/2020 has been re-numbered as Emergency Ord. 2019-02B to avoid confusion with an Emergency Ordinance 2019-02A pertaining to wireless communications facilities requiring permits for installation, approved on March 13, 2019.