

COUNTY COUNCIL
OF
TALBOT COUNTY, MARYLAND

2022 Legislative Session, Legislative Day No.: September 27, 2022

Bill No.: 1526

Expiration Date: December 1, 2022

Introduced by: Mr. Callahan, Mr. Divilio, Mr. Leshner, Mr. Pack, Ms. Price

AN EMERGENCY BILL TO AUTHORIZE A CAPITAL PROJECT FOR THE REMOVAL AND REPLACEMENT OF THE ICE RINK FLOOR AT THE TALBOT COUNTY COMMUNITY CENTER AND TO AUTHORIZE AN INTER-PROJECT TRANSFER OF \$950,000 FROM THE APPROPRIATION APPROVED BY BILL NO. 1171 FOR THE EXTENSION OF WATER AND SEWER LINES TO THE TALBOT COMMUNITY CENTER TO THE CAPITAL PROJECT AUTHORIZED HEREUNDER

By the Council: September 27, 2022

Introduced, read first time, ordered posted, and public hearing scheduled on Tuesday, October 18, 2022 at 6:30 p.m. at the Bradley Meeting Room, Talbot County Courthouse, South Wing, 11 North Washington Street, Easton, Maryland 21601.

By Order: 
Susan W. Moran, Secretary

AN EMERGENCY BILL TO AUTHORIZE A CAPITAL PROJECT FOR THE REMOVAL AND REPLACEMENT OF THE ICE RINK FLOOR AT THE TALBOT COUNTY COMMUNITY CENTER AND TO AUTHORIZE AN INTER-PROJECT TRANSFER OF \$950,000 FROM THE APPROPRIATION APPROVED BY BILL NO. 1171 FOR THE EXTENSION OF WATER AND SEWER LINES TO THE TALBOT COMMUNITY CENTER TO THE CAPITAL PROJECT AUTHORIZED HEREUNDER

WHEREAS, pursuant to § 620 of the Charter of Talbot County (the “Charter”), no obligations of Talbot County, Maryland (the “County”) may be authorized in any fiscal year for or on account of any capital project not included in the County budget as finally enacted for that year; but upon receipt of a recommendation in writing from the County Manager, the County Council of Talbot County (the “County Council”) may, after public hearing and with the affirmative vote of four-fifths of the entire County Council, amend the County budget in accordance with the recommendation without increasing the total amount of the appropriation therefor; and

WHEREAS, pursuant to § 615 of the Charter, inter-project transfers of appropriations between capital projects in the capital budget may be authorized by legislative act of the County Council upon request of the County Manager, but no new project may be created nor any abandoned except in accordance with § 620 of the Charter; and

WHEREAS, pursuant to § 213(b) of the Charter, the County Council is authorized to introduce and pass emergency bills affecting public health, safety, or welfare, provided that such bills shall be plainly designated as emergency bills and contain, after the enacting clause, a declaration stating that an emergency exists and describing the claimed emergency in clear and specific terms; and

WHEREAS, pursuant to § 213(d) of the Charter, an emergency bill may only be passed by an affirmative vote of at least four-fifths of the County Council; and

WHEREAS, pursuant to § 214 of the Charter, an emergency bill shall take effect on the date of its passage.

NOW, THEREFORE, BE IT ENACTED BY THE COUNTY COUNCIL OF TALBOT COUNTY, MARYLAND that:

SECTION ONE: The County Council has determined that an emergency exists due to the failure of the ice rink floor at the Talbot County Community Center (the “TCCC”). The repairs need to commence as soon as possible to ensure the ice rink’s availability for the 2023 summer camp season as well as the 2023-2024 winter sports season, and the Director of Parks and Recreation has requested the County Council to take prompt action to appropriate the funds to make the necessary repairs. Delaying the completion of the repairs an additional sixty (60) days would jeopardize the use of the ice rink for the 2023 summer camp season as well as the 2023-2024 winter sports season, at a substantial detriment to the TCCC and the community at large.

SECTION TWO: The TCCC Ice Rink Floor Removal and Replacement is hereby authorized as a capital project. The scope of the work includes, but is not limited to, the removal of the existing floor and the installation of a new floor.

SECTION THREE: The County Council is hereby authorized to expend up to \$950,000 for this capital project. Approval of this capital project includes authorization to expend funds, not to exceed the total amount of the appropriation, for all incidental and customary costs and charges associated with, and reasonably necessary for, the design, engineering, construction, financing, and completion of the project. This capital project will be funded by federal and State grant funds if available and capital project funds if grant funds are not available or do not cover the full cost of this capital project.

SECTION FOUR: The inter-project transfer of \$950,000 from the capital project authorized by Bill No. 1171 for the extension of water and sewer lines to the TCCC to the capital project authorized by this Bill is hereby authorized.

SECTION FIVE: Consistent with §§ 615 and 620 of the Charter, the Capital Budget for Fiscal Year 2022-2023 is amended as follows:

	<u>Existing Appropriation</u>	<u>Change</u>	<u>Amended Appropriation</u>
CAPITAL PROJECTS			
Community Center Extension of Water and Sewer Lines	\$17,000,000	\$(950,000)	\$16,050,000
Community Center Ice Rink Floor		\$950,000	\$950,000
TOTAL	\$17,000,000		\$17,000,000
SOURCE OF FUNDS:			
Local	\$1,000,000		\$1,000,000
State and Federal Grants	\$16,000,000		\$16,000,000
TOTAL	\$17,000,000		\$17,000,000

SECTION SIX: This Bill shall take effect immediately upon passage.


PUBLIC HEARING

Having been posted and Notice of time, date, and place of hearing, and Title of Bill No. 1526 having been published, a public hearing was held on Tuesday, October 18, 2022 at 6:30 p.m. in the Bradley Meeting Room, South Wing, Talbot County Courthouse, 11 North Washington Street, Easton, Maryland.

BY THE COUNCIL

Read the third time.

ENACTED: **October 18, 2022**

By Order 
Susan W. Moran, Secretary

- Callahan - Aye
- Divilio - Aye
- Leshner - Aye
- Price - Aye
- Pack - Aye (via absentee ballot)

EFFECTIVE DATE: **October 18, 2022**