

ORDINANCE NO. 2683

AN ORDINANCE OF THE CITY OF SALISBURY APPROVING AN AMENDMENT OF THE CITY OF SALISBURY'S FY22 GENERAL FUND BUDGET AND THE GRANT FUND BUDGET TO ALLOCATE FUNDING FROM THE COMMUNITY FOUNDATION OF THE EASTERN SHORE AND GENERAL FUND GRANT MATCH FOR MAINTENANCE OF THE BANDSTAND AND BRIDGE IN THE CITY PARK.

WHEREAS, the City of Salisbury (the "City") has the responsibility for maintenance of the Bandstand and the historic pedestrian Bridge in the City Park; and

WHEREAS, the Community Foundation of the Eastern Shore ("CFES") administers a Salisbury Park Bandstand & Bridge Designated Endowment Fund; and

WHEREAS, routine maintenance is currently needed on both the Bandstand and the Bridge, consisting of washing, repairing and painting the structures; and

WHEREAS, the CFES Salisbury Park Bandstand & Bridge Designated Endowment Fund has income available for the City to utilize for this required maintenance; and

WHEREAS, the City wishes to utilize some of the CFES endowment funds to complete the required maintenance; and

WHEREAS, § 7-29 of the Salisbury City Charter prohibits the City from entering into a contract that requires an expenditure not appropriated or authorized by the Council of the City of Salisbury; and

WHEREAS, appropriations necessary to execute the purpose of this grant must be made upon the recommendation of the Mayor and the approval of four-fifths of the Council of the City of Salisbury.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, as follows:

Section 1. Mayor Jacob R. Day is hereby authorized to establish a grant account for the Community Foundation of the Eastern Shore ("CFES"), on behalf of the City of Salisbury, for the City's acceptance of Salisbury Park Bandstand & Bridge Designated Endowment Fund monies in the amount of \$40,000.

BE IT FURTHER ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, as follows:

Section 2.

a) The City of Salisbury's Grant Fund Budget be and hereby is amended as follows:

- 1) Increase CFES Revenue Account No. 10500-426100-XXXXX by \$40,000.
- 2) Increase Grant Match – General Fund Revenue Account No. 10500-499000-XXXXX by \$5,000.
- 3) Increase Park Bandstand & Bridge Maintenance – Construction Expense Account No. 10500-513026-XXXXX by \$45,000.

b) The City of Salisbury's FY22 General Fund Budget be and is hereby amended as follows:

- 1) Increase Current Year Surplus Account No. 01000-469810 by \$5,000.
- 2) Increase Grant Match – Parks Account No. 91001-599155 by \$5,000.

BE IT FURTHER ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, as follows:

Section 3. It is the intention of the Mayor and Council of the City of Salisbury that each provision of this Ordinance shall be deemed independent of all other provisions herein.

Section 4. It is further the intention of the Mayor and Council of the City of Salisbury that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged invalid, unconstitutional or otherwise unenforceable under applicable Maryland or federal law, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and all other provisions of this Ordinance shall remain and shall be deemed valid and enforceable.

Section 5. The recitals set forth hereinabove are incorporated into this section of the Ordinance as if such recitals were specifically set forth at length in this Section 5.

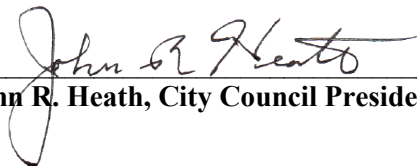
Section 6. This Ordinance shall take effect from and after the date of its final passage.

THIS ORDINANCE was introduced and read at a Meeting of the Mayor and Council of the City of Salisbury held on the 27th day of September, 2021 and thereafter, a statement of the substance of the Ordinance having been published as required by law, in the meantime, was finally passed by the Council of the City of Salisbury on the 11th day of October, 2021.

ATTEST:



Kimberly R. Nichols, City Clerk



John R. Heath, City Council President

Approved by me, this 15th day of October, 2021.



Jacob R. Day, Mayor



City of
Salisbury
Jacob R. Day, Mayor

To: Julia Glanz, City Administrator
From: Amanda H. Pollack, P.E., Director of Infrastructure & Development
Date: September 3, 2021
Re: Budget Amendment – CFES Endowment Grant for City Park Bridge and Bandstand Repairs

AP

The Department of Infrastructure & Development is requesting consideration for a budget amendment associated with the City Park Bridge and Bandstand. The Community Foundation of the Eastern Shore administers a Salisbury Park Bandstand & Bridge Designated Endowment Fund. Both structures are in need of annual maintenance work. The work proposed for the Bandstand includes painting the roof, removing and replacing deteriorated handrail, and painting the 2nd floor ceiling. The work proposed for the white historic pedestrian Bridge includes painting the bridge, removing and replacing deteriorated railing members, replacing sections of grating in disrepair and filling/sanding carvings in the railing. Both projects will require approval from the Maryland Historic Trust. Approval will be obtained before the projects are issued for bid.

Per the attached letter from David Plotts at the Community Foundation dated September 2, 2021, the endowment account has \$40,084.21 available for repairs. The budget amendment seeks to use \$40,000 from the endowment account and \$5,000 from surplus to cover contingency.

Unless you or the Mayor have further questions, please forward a copy of this memo and the ordinances to the City Council.

Community Foundation

OF THE EASTERN SHORE

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Vice Chairman

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President

Erica N. Joseph

September 2, 2021

Ms. Deborah J. Stam
Grants Manager
Finance Department / HCDD
City of Salisbury
207 West Main Street, Suite 102
Salisbury, Maryland 21801

RE: CFES Endowment Fund – City Park Bandstand & Bridge

Ms. Stam,

It is my understanding that the City of Salisbury would like to make a withdrawal from the endowment fund that has been established at the Community Foundation of the Eastern Shore (CFES) for the Salisbury City Park Bandstand and Bridge for some repairs that need to be made to those fixtures.

The CFES endowment fund for the City Park Bandstand and Bridge currently has an available balance of \$40,084.21. CFES will be happy to reimburse the City for repair expenditures not to exceed that amount upon receipt of copies of the invoices for those repairs.

Sincerely,



David Plotts
Controller



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