

**ORDINANCE NO. 2709**

**AN ORDINANCE OF THE CITY OF SALISBURY AUTHORIZING THE MAYOR TO APPROPRIATE FUNDS FOR A DUMP TRUCK AND MINI EXCAVATOR BOTH PREVIOUSLY FUNDED WITH FEDERAL RECOVERY FUNDS.**

**WHEREAS**, the City of Salisbury appropriated funds to purchase a Dump Truck and Mini Excavator using Federal Recovery (ARP) Funds in Ordinance 2660 FY22 Budget; and

**WHEREAS**, during the course reviewing new details on how ARP funds can be used, the City’s Finance Department determined PayGO would be a better source of funding for the Dump Truck and Mini Excavator; and

**WHEREAS**, the City found \$140,065 in PayGO funds for other projects that were available to reallocate for the Dump Truck and Mini Excavator; and

**WHEREAS**, the total funds required for the two items is \$245,000 leaving an additional \$104,935 required to replace the ARP Funds; and

**WHEREAS**, the new appropriations necessary to execute the new funds from surplus of \$104,935 and the reallocated funds of \$140,065, as provided hereinabove, 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 appropriate funds from the fire service reimbursement account to the Main Street Masterplan Construction account in the amount of \$65,427.21.

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

**Section 2.** The City of Salisbury’s FY22 Water Sewer Fund Budget be and hereby is amended as follows: See Schedule A attached.

**Section 3.** The City of Salisbury’s Water Sewer Capital Project Fund Budget be and hereby is amended as follows:

Increase Decrease	Rev Exp	Account		Project	Amount
<b><i>Additional PayGO to replace the Federal Recovery Funds:</i></b>					
Increase	Rev	60100		Current Surplus	NA 104,935
Increase	Exp	91002	599108	Trf W S Cap Projects	NA 104,935

**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.

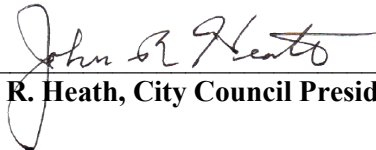
**Section 5.** The recitals set forth hereinabove are incorporated into this section of the Ordinance as if such recitals were specifically set forth at length in this Section 5.

**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 24<sup>th</sup> day of January, 2022 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 14<sup>th</sup> day of February, 2022.

**ATTEST:**

  
\_\_\_\_\_  
**Kimberly R. Nichols, City Clerk**

  
\_\_\_\_\_  
**John R. Heath, City Council President**

Approved by me, this 15th day of February, 2022.

  
\_\_\_\_\_  
**Jacob R. Day, Mayor**

**Schedule A – Water Sewer Capital Project Fund**

Increase Decrease	Rev Exp	Account			Project	Amount	
<b>Reduce funds no longer required so they can be reallocated:</b>							
Decrease	Rev	96016	469313	60006	Pay Go Funds	OminiSite for Lift Stat	44,000
Decrease	Exp	96116	577030	60006	Equipment	OminiSite for Lift Stat	44,000
Decrease	Rev	96017	469313	50027	Pay Go Funds	Park WTP High Serv Pum	32,360
Decrease	Exp	96217	513026	50027	Construction	Park WTP High Serv Pum	32,360
Decrease	Rev	96017	469313	60006	Pay Go Funds	OminiSite for Lift Stat	44,800
Decrease	Exp	96217	577030	60006	Equipment	OminiSite for Lift Stat	44,800
Decrease	Rev	97030	469314	49000	PayGO - PrevYr	Disinfection Byproducts	13,500
Decrease	Exp	97030	513020	49000	Engineering	Disinfection Byproducts	13,500
Decrease	Rev	97030	469314	49010	PayGO - PrevYr	Mill Street Pump Statio	5,405
Decrease	Exp	97030	513026	49010	Construction	Mill Street Pump Statio	5,405
<b>Remove Projects funded from Federal Recover Funds:</b>							
Decrease	Rev	96022	456450	48045	Federal Recovery Fu	Dump Truck	185,000
Decrease	Exp	96122	577025	48045	Vehicles	Dump Truck	185,000
Decrease	Rev	96022	456450	55024	Federal Recovery Fu	Mini Excavator w Trailer	60,000
Decrease	Exp	96122	577030	55024	Equipment	Mini Excavator w Trailer	60,000
<b>Allocate new PayGO</b>							
Increase	Rev	96022	469313	55024	PayGO	Mini Excavator w Trailer	60,000
Increase	Exp	96122	577030	55024	Equipment	Mini Excavator w Trailer	60,000
Increase	Rev	96022	469313	48045	PayGO	Dump Truck	44,935
Increase	Exp	96122	577025	48045	Vehicles	Dump Truck	44,935
<b>Allocate funds reallocated</b>							
Increase	Rev	96016	469313	48045	PayGO	Dump Truck	44,000
Increase	Exp	96116	577025	48045	Vehicles	Dump Truck	44,000
Increase	Rev	96017	469313	48045	PayGO	Dump Truck	77,160
Increase	Exp	96117	577025	48045	Vehicles	Dump Truck	77,160
Increase	Rev	97030	469313	48045	PayGO	Dump Truck	18,905
Increase	Exp	97030	577025	48045	Vehicles	Dump Truck	18,905

---

INTER

OFFICE

# MEMO

---

## *Finance Department*

**To:** Julia Glanz, City Administrator  
**From:** Keith Cordrey, Director of Finance  
**Subject:** Mini Excavator and Dump Truck  
**Date:** January 6, 2022

---

The FY22 Budget Schedule B included an appropriation for a Mini Excavator and Dump Truck using American Recovery Program (ARP) funds.

After reviewing additional guidance release for the ARP funds, we have determined it would be more suitable to use City PayGO funds rather than ARP funds.

Please find attached a Budget Ordinance which replaces anticipated funding from the American Recovery Program (ARP) for a Mini Excavator and Dump Truck with \$140,065 in reallocated PayGO funds and new PayGO from the Water Sewer Fund surplus.

After your review, if you do not have questions or concerns, please forward this ordinance to council for their consideration.