

ORDINANCE NO. 2726

AN ORDINANCE OF THE CITY OF SALISBURY AUTHORIZING THE MAYOR TO ACCEPT DONATED FUNDS IN THE AMOUNT OF \$1,000 FROM THE COMMUNITY FOUNDATION OF THE EASTERN SHORE, AND TO APPROVE AN AMENDMENT TO THE FY22 BUDGET TO APPROPRIATE THESE FUNDS TO PARTIALLY COVER COSTS OF THE PURCHASE AND INSTALLATION OF A NEW WATER FOUNTAIN AT BEN'S RED SWINGS PLAYGROUND.

WHEREAS, the Community Foundation of the Eastern Shore, Inc. (CFES) provides funding for projects that represent and serve the residents of Wicomico County, Maryland; and

WHEREAS, Ben's Red Swings is a playground located in the City of Salisbury that was created to honor the memory of Benjamin Layton, and was constructed by his family, friends and other members of the Salisbury community; and,

WHEREAS, the City has accepted donations from members of the community who are interested in contributing to the maintenance and upkeep of the Ben's Red Swings playground; and

WHEREAS, CFES has awarded the City funds in the amount of \$1,000 to partially cover the costs of purchase and installation of a new water fountain at Ben's Red Swings playground; 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 accept a donation from the Community Foundation of the Eastern Shore (CFES), on behalf of the City of Salisbury, for the City's acceptance of funds in the amount of \$1,000.

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 Budget be and hereby is amended as follows:

- (a)** Increase Donations–Other Revenue Account No. 10700–456415–76100 by \$1,000.
- (b)** Increase Playground Maintenance Expense Account No. 10700–523628–76100 by \$1,000.

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 9th day of May, 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 23rd day of May, 2022.

ATTEST:




Kimberly R. Nichols, City Clerk



John R. Heath, City Council President

Approved by me, this 25 day of May, 2022.



Julia Glanz, City Administrator,
for and at the direction of Jacob R.
Day, Mayor



City of
Salisbury
Jacob R. Day, Mayor

MEMORANDUM

To: Julia Glanz, City Administrator
From: Cori Cameron, Director of Water Works
Subject: Donation from CES
Date: May 23, 2022

A new blue fountain with a water bottle filling station was installed at Ben's Red Swings by the Department of Water Works in the spring of 2021. The fountain was requested by The Community Foundation of the Eastern Shore, Inc. and they promised to reimburse the city for a portion of the price of the fountain.

The Community Foundation of the Eastern Shore, Inc. sent a check for \$1000.00 to the City of Salisbury. An ordinance has been drafted to deposit these funds into the Playground Maintenance Account No. 10700-523628-76100.

Authorized By:

Cori Cameron, Director of Water Works