

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2019, Legislative Day No. 9

Bill No. 42-19

Introduced by Mr. Pruski, Chairman  
(by request of the County Executive)

By the County Council, May 1, 2019

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Introduced and first read on May 1, 2019  
Public Hearings set for and held on May 9 and 13, 2019  
Bill AMENDED on June 10, 2019  
Bill VOTED on June 14, 2019

By Order: JoAnne Gray, Administrative Officer

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A BILL ENTITLED

1 AN ORDINANCE concerning: Budget – Reserve Fund for Permanent Public  
2 Improvements

3  
4 FOR the purpose of creating the Reserve Fund for Permanent Public Improvements as a  
5 continuing, non-lapsing fund; specifying the revenue to be paid into the Fund;  
6 providing for the appropriations of the Fund; and generally relating to the budget.

7  
8 BY adding: § 4-11-121  
9 Anne Arundel County Code (2005, as amended)

10  
11 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*  
12 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

13  
14 **ARTICLE 4. FINANCE, TAXATION, AND BUDGET**

15  
16 **TITLE 11. BUDGET**

17  
18 **4-11-121. Reserve Fund for Permanent Public Improvements.**

19  
20 (A) **Fund established.** THERE IS HEREBY CREATED A REVENUE RESERVE ACCOUNT  
21 KNOWN AS THE RESERVE FUND FOR PERMANENT PUBLIC IMPROVEMENTS.

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EXPLANATION: CAPITALS indicate new matter added to existing law.  
[Brackets] indicate matter stricken from existing law.  
Captions and taglines in **bold** in this bill are catchwords and are not law.  
Underlining indicates amendments to bill.  
~~Strikeover~~ indicates matter stricken from bill by amendment.

1           **(B) Funding.**

2  
3           (1) (I) SUBJECT TO THE LIMITATION IN PARAGRAPH (III), REVENUE RESULTING  
4 FROM THE FIRST ONE TENTH OF A PERCENTAGE POINT BY WHICH THE COUNTY INCOME  
5 TAX RATE EXCEEDS 2.50% SHALL BE PAID INTO THE FUND.

6  
7           (II) SUBJECT TO THE LIMITATION IN PARAGRAPH (III), IF THE COUNTY INCOME  
8 TAX RATE EXCEEDS 2.50% BY LESS THAN ONE-TENTH OF A PERCENTAGE POINT, THEN ALL  
9 OF THE REVENUE RESULTING FROM THE INCREASE SHALL BE PAID INTO THE FUND.

10  
11           (III) THE REVENUE PAID INTO THE FUND UNDER PARAGRAPHS (I) OR (II) SHALL  
12 NOT EXCEED \$21,000,000 IN ANY FISCAL YEAR.

13  
14           (2) UNEXPENDED FUND BALANCES THAT WOULD OTHERWISE LAPSE INTO THE  
15 GENERAL FUND MAY ALSO BE PAID INTO THE FUND.

16  
17           (3) INTEREST EARNINGS OF THE FUND SHALL BE RETAINED TO THE CREDIT OF THE  
18 FUND.

19  
20           **(C) Continuing fund.** THE RESERVE FUND FOR PERMANENT PUBLIC IMPROVEMENTS  
21 IS A CONTINUING, NON-LAPSING FUND.

22  
23           **(D) Purposes.**

24  
25           (1) THE REVENUES PAID INTO THE FUND SHALL BE APPROPRIATED SOLELY AS A  
26 FUNDING SOURCE FOR PERMANENT PUBLIC IMPROVEMENTS IN THE CAPITAL BUDGET,  
27 INCLUDING THE PAYMENT OR REIMBURSEMENT OF DEBT SERVICE ON BONDS, NOTES, AND  
28 OTHER OBLIGATIONS THAT FUND PERMANENT PUBLIC IMPROVEMENTS IN THE CAPITAL  
29 BUDGET AND THE PLEDGING OF SUCH REVENUE AND FUND TO SECURE THE REPAYMENT  
30 OF SUCH DEBT SERVICE.

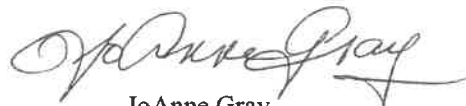
31  
32           (2) NOTWITHSTANDING OTHER PROVISIONS OF ~~THIS~~ THE CHARTER, THE  
33 EXISTENCE OF THIS FUND DOES NOT PROHIBIT THE USE OF OTHER REVENUES AND  
34 RECEIPTS TO FINANCE PERMANENT PUBLIC IMPROVEMENTS.

35  
36           SECTION 2. *And be it further enacted*, That this Ordinance shall take effect on July 1,  
37 2019.

AMENDMENT ADOPTED: June 10, 2019

READ AND PASSED this 14<sup>th</sup> day of June, 2019.

By Order:



JoAnne Gray  
Administrative Officer

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BILL NO.  
42-19. THE ORIGINAL OF WHICH IS RETAINED IN THE FILES  
OF THE COUNTY COUNCIL.



JoAnne Gray  
Administrative Officer