AN ORDINANCE CONSTITUTING AMENDMENT NO. 4 TO THE FISCAL YEAR 2015 OPERATING BUDGET (BEING AN ORDINANCE TO AMEND SUBSTITUTE NO. 1 TO ORDINANCE NO. 14-016, AS AMENDED), THE ORDINANCE ADOPTING THE ANNUAL OPERATING BUDGET FOR THE FISCAL YEAR BEGINNING ON JULY 1, 2014 AND ENDING ON JUNE 30, 2015.

#4024

Sponsor:

Council Member Freel

WHEREAS, Council of the City of Wilmington enacted Substitute No.1 to Ordinance No. 14-016, as amended, an operating budget for Fiscal Year 2015 and Council now deems it appropriate to amend the said operating budget for Fiscal Year 2015, as set forth herein.

THE COUNCIL OF THE CITY OF WILMINGTON HEREBY ORDAINS:

SECTION 1. The following financial program is hereby adopted for Fiscal Year 2015, and appropriations are hereby made from the various operating and special funds to the Council, the Mayor, and all offices, departments, boards, and commissions, as indicated in the following sections.

SECTION 2. Appropriations in the sum of $163,504,929 are hereby made from a general fund, as follows:

TO THE MAYOR:

	City	Special	Total
Personal Services	$3,718,171	$64,237	$3,782,408
Materials, Supplies, and Equipment	2,510,534	0	2,510,534
Special Purpose	121,600	0	121,600
Debt Service	3,813,404	0	3,813,404
Total	**$10,163,709**	**$64,237**	**$10,227,946**

TO THE MAYOR FOR THE WILMINGTON ARTS COMMISSION:

	City	Special	Total
Special Purpose	$0	$0	$0
Total	**$0**	**$0**	**$0**

TO THE DIRECTOR OF THE OFFICE OF MANAGEMENT AND BUDGET - CONTINGENCIES:

	City	Special	Total
Contingent Reserves	$300,000	$0	$300,000
Total	**$300,000**	**$0**	**$300,000**

The Director of the Office of Management and Budget is authorized to transfer to each office, department, board, or commission such portions of the foregoing sum that will be sufficient to pay for unanticipated budgetary expenses.

TO THE DIRECTOR OF THE OFFICE OF MANAGEMENT AND BUDGET - SNOW AND WEATHER EMERGENCIES:

	City	Special	Total
Snow and Weather Emergencies	$125,000	$0	$125,000
Total	**$125,000**	**$0**	**$125,000**

The Director of the Office of Management and Budget is authorized to transfer to each office, department, board, or commission such portions of the foregoing sum that, taken with amounts otherwise available to each such office, department, board, or commission, will be sufficient to pay for the contractual cost, overtime cost, materials, supplies, and equipment cost of emergency snow removal and weather emergencies.

TO THE PLANNING DEPARTMENT:

	City	Special	Total
Personal Services	$1,073,889	$40,232	$1,114,121
Materials, Supplies, and Equipment	428,912	0	428,912
Special Purpose	0	0	0
Debt Service	221,106	0	221,106
Total	**$1,723,907**	**$40,232**	**$1,764,139**

TO THE CITY COUNCIL:

	City	Special	Total
Personal Services	$1,425,882	$797,430	$2,223,312
Materials, Supplies, and Equipment	715,167	112,482	827,649
Special Purpose	19,000	0	19,000
Debt Service	652	27,876	28,528
Total	**$2,160,701**	**$937,788**	**$3,098,489**

TO THE CITY TREASURER:

	City	Special	Total
Personal Services	$309,585	$342,189	$651,774
Materials, Supplies, and Equipment	127,298	3,714,841	3,842,139
Total	**$436,883**	**$4,057,030**	**$4,493,913**

TO THE AUDITING DEPARTMENT:

	City	Special	Total
Personal Services	$387,053	$0	$387,053
Materials, Supplies, and Equipment	296,900	0	296,900
Total	**$683,953**	**$0**	**$683,953**

TO THE LAW DEPARTMENT:

	City	Special	Total
Personal Services	$2,195,117	$0	$2,195,117
Materials, Supplies, and Equipment	700,781	0	$700,781
Total	**$2,895,898**	**$0**	**$2,895,898**

TO THE FINANCE DEPARTMENT:

	City	Special	Total
Personal Services	$5,064,199	$0	$5,064,199
Materials, Supplies, and Equipment	5,031,972	0	$5,031,972
Program and Activities	0	0	$0
Debt Service	27,347	0	$27,347
Total	**$10,123,518**	**$0**	**$10,123,518**

TO THE DIRECTOR OF FINANCE - BUDGET RESERVE ACCOUNT:

	City	Special	Total
Debt Service	$0	$0	$0
Total	**$0**	**$0**	**$0**

The Director of Finance is authorized to transfer the above amount into the Budget Reserve Account as the FY 2015 contribution, in conformance with Wilm. C. Ch. 2, Art. V, Div. 2. No transfer from this account to any annual operating budget accounts of any office, department, board, or commission shall be made except upon approval of an ordinance passed by a two-thirds majority vote of the President and all members of Council.

TO THE DEPARTMENT OF COMMERCE

	City	Special	Total
Debt Service	$1,343,566	$0	$1,343,566
Total	**$1,343,566**	**$0**	**$1,343,566**

TO THE HUMAN RESOURCES DEPARTMENT

	City	Special	Total
Personal Services	$1,350,412	$0	$1,350,412
Materials, Supplies, and Equipment	743,191	0	743,191
Debt Service	22,567	0	22,567
Total	**$2,116,170**	**$0**	**$2,116,170**

TO THE DEPARTMENT OF LICENSES AND INSPECTIONS:

	City	Special	Total
Personal Services	$3,406,959	$0	$3,406,959
Materials, Supplies, and Equipment	1,189,904	0	1,189,904
Debt Service	4,576	0	4,576
Programs and Activities	0	0	0
Total	**$4,601,439**	**$0**	**$4,601,439**

TO THE DEPARTMENT OF LICENSES & INSPECTIONS FOR ANIMAL CONTROL:

	City	Special	Total
Special Purpose	$600,000	$0	$600,000
Total	**$600,000**	**$0**	**$600,000**
L&I Total	**5,201,439**	**0**	**5,201,439**

TO THE DEPARTMENT OF PARKS AND RECREATION:

	City	Special	Total
Personal Services	$4,410,125	$567,979	$4,978,104
Materials, Supplies, and Equipment	2,863,608	816,753	3,680,361
Debt Service	1,957,367	0	1,957,367
Programs and Activities	0	0	0
Total	**$9,231,100**	**$1,384,732**	**$10,615,832**

TO THE FIRE DEPARTMENT:

	City	Special	Total
Personal Services	$20,834,903	$177,500	$21,012,403
Materials, Supplies, and Equipment	3,369,076	248,869	3,617,945
Debt Service	550,953	0	550,953
Programs and Activities	0	0	0
Total	**$24,754,932**	**$426,369**	**$25,181,301**

TO THE POLICE DEPARTMENT:

	City	Special	Total
Personal Services	$47,409,704	$573,712	$47,983,416
Materials, Supplies, and Equipment	7,642,892	0	7,642,892
Debt Service	393,357	0	393,357
Programs and Activities	0	0	0
Total	**$55,445,953**	**$573,712**	**$56,019,665**

TO THE DEPARTMENT OF PUBLIC WORKS:

	City	Special	Total
Personal Services	$8,714,735	$0	$8,714,735
Materials, Supplies, and Equipment	10,377,506	1,078,857	11,456,363
Debt Service	3,686,090	0	3,686,090
Programs and Activities	0	0	0
Total	**$22,778,331**	**$1,078,857**	**$23,857,188**

TO THE DEPARTMENT OF PUBLIC WORKS-
THE BOARD OF EXAMINING ENGINEERS:

	City	Special	Total
Personal Services	$0	$0	$0
Materials, Supplies, and Equipment	0	0	0
Total	**$0**	**$0**	**$0**

TO THE DEPARTMENT OF REAL ESTATE AND HOUSING:

	City	Special	Total
Personal Services	$170,183	$1,079,235	$1,249,418
Materials, Supplies, and Equipment	385,061	128,736	513,797
Debt Service	1,224,341	0	1,224,341
Programs and Activities	0	2,469,356	2,469,356
Pass-Through	0	0	0
Total	**$1,779,585**	**$3,677,327**	**$5,456,912**

SECTION 3. The Director of Finance is authorized upon transfer of any function from one office, department, board, or commission to another office, department, board, or commission to transfer to the successor office, department, board, or commission those portions that pertain to the function transferred.

SECTION 4. Whenever, pursuant to the provisions of Section 8-401 of the Charter, employees of any office, department, board, or commission are used by another office, department, board, or commission, the compensation of such employees for the period of such use may, at the discretion of the Director of Finance, be charged against the applicable appropriations to the using office, department, board, or commission.

SECTION 5. Appropriations in the sum of $67,977,140 are hereby made from the Water/Sewer Fund as follows:

TO THE DEPARTMENT OF FINANCE - WATER/SEWER BILLING:

	City	Special	Total
Personal Services	$2,435,030	$0	$2,435,030
Materials, Supplies, and Equipment	2,356,034	0	2,356,034
Debt Service	21,206	0	21,206
Total	**$4,812,270**	**$0**	**$4,812,270**

TO THE AUDITING DEPARTMENT:

	City	Special	Total
Materials, Supplies, and Equipment	$71,357	$0	$71,357
Total	**$71,357**	**$0**	**$71,357**

TO THE DIRECTOR OF FINANCE - SALARY ADJUSTMENT/ATTRITION:

	City	Special	Total
Salary Adjustment	$0	$0	$0
Total	**$0**	**$0**	**$0**

The Director of Finance is authorized to transfer to each office or department such portions of the foregoing sum as will be sufficient to pay for personal services increases authorized by Councilmanic action, and to transfer from each department in which a vacancy occurs funds in an amount equal to the unexpended personal services balance for such unfilled position.

TO THE DEPARTMENT OF PUBLIC WORKS:

	City	Special	Total
Personal Services	$7,952,766	$0	$7,952,766
Materials, Supplies, and Equipment	48,608,792	0	48,608,792
Debt Service	6,531,955	0	6,531,955
Total	**$63,093,513**	**$0**	**$63,093,513**

SECTION 6. Appropriations in the sum of $39,391,138 are made from the Intragovernmental Service Fund as follows:

TO THE MAYOR:

	City	Special	Total
Personal Services	$1,863,225	$0	$1,863,225
Materials, Supplies, and Equipment	6,675,969	0	6,675,969
Debt Service	145,641	0	145,641
Total	**$8,684,835**	**$0**	**$8,684,835**

TO THE FINANCE DEPARTMENT:

	City	Special	Total
Personal Services	$0	$0	$0
Materials, Supplies, and Equipment	0	0	0
Debt Service	0	0	0
Total	**$0**	**$0**	**$0**

TO THE DEPARTMENT OF PUBLIC WORKS:

	City	Special	Total
Personal Services	$0	$0	$0
Materials, Supplies, and Equipment	7,588,532	0	7,588,532
Debt Service	275,522	0	275,522
Total	**$7,864,054**	**$0**	**$7,864,054**

TO THE HUMAN RESOURCES DEPARTMENT:

	City	Special	Total
Personal Services	$759,578	$0	$759,578
Materials, Supplies, and Equipment	2,797,371	0	2,797,371
Special Purpose	19,285,300	0	19,285,300
Total	**$22,842,249**	**$0**	**$22,842,249**

TO THE DIRECTOR OF HUMAN RESOURCES - RISK MNGT./ENVIRONMENTAL LIABILITY RESERVE ACCOUNT:

	City	Special	Total
Risk Mgt./Environmental Acct.	$0	$0	$0
Total	**$0**	**$0**	**$0**

The Director of Finance is authorized to transfer the above amount to the Human Resources Department in its Risk Management/Environmental Liability Reserve Account as the FY 2015 contribution in conformity with the provisions of Wilm. C. Ch. 2, Section 2-381, as amended. The account shall be maintained in a manner sufficient to permit it to accrue through accumulation of principal and interest and the balance shall be carried forward from one fiscal year to the next. The account shall be accessed and transfers shall be authorized only for purposes of the City meeting an obligation arising out of liability on the part of City government.

The personal services, materials, supplies, and equipment provided for herein shall be allocated among and paid for by the departments receiving intragovernmental services. The Director of Finance is hereby authorized to transfer funds from the accounts of departments using such intragovernmental services and to adjust upwards the appropriations contained herein for intragovernmental services so long as appropriated funds are available to pay for such services. The appropriations made herein shall be wholly payable from the appropriations for materials, supplies, and equipment made to departments receiving intragovernmental services and the limitations of Wilmington Charter Section 2-300(6) shall not apply.

Appropriations to the Human Resources Department include ongoing funding of the Risk Management Program, pursuant to the provisions of Wilm. C., Ch. 2, Art. VI, Div. 5.

SECTION 7. Appropriations in the sum of $12,240,284 not subject to the limitations of Wilmington Charter Section 2-300(6), are included in the appropriations of Sections 2, 5, and 6, under the heading "Special". These appropriations of special funds are made contingent upon the receipt of funds and shall be utilized in the manner prescribed by the statutes, ordinances, regulations, resolutions, and/or grants from which they derive. In the event new funds are received or funds are received in greater or lesser amounts than appropriated above, spending shall be adjusted upward or downward in accordance with the funds available. In no event shall spending of the special funds herein provided for exceed the amounts actually received or otherwise made available.

SECTION 8. Except as otherwise provided by this ordinance, special funds, heretofore established pursuant to any ordinances, statutes, resolutions, and/or grants shall continue to be utilized in Fiscal Year 2015 for the purpose and in the manner prescribed by such ordinances, statutes, resolutions, and/or grants to the extent that they are consistent with the provisions of the Wilmington Home Rule Charter.

When, under the Charter, an appropriation is a prerequisite to the payment of money from such special funds, this section shall be construed as an appropriation of the full proceeds of such funds for the purposes heretofore authorized by such ordinances, statutes, resolutions and/or grants.

SECTION 9. The amounts herein appropriated for materials, supplies, and equipment shall be deemed to be available for encumbrance upon the effective date of this ordinance, to the extent necessary to facilitate the operations of the various offices, departments, boards, and commissions for Fiscal Year 2015, provided that no services shall be rendered prior to July 1, 2014, and no materials, supplies, and equipment acquired shall be used in Fiscal Year 2014, except to the extent required to prepare for Fiscal Year 2015 operations.

SECTION 10. A. Position Allocation. Attachment "A" hereto sets forth the positions authorized to be filled between July 1, 2014 and June 30, 2015. Pursuant to Section 40-36 of the City Code, any previously existing classifications and allocation of classifications are hereby abolished. Hereinafter, no additional positions shall be created or allocated without review and approval by the Administrative Board and designation by ordinance of the City Council, except that nothing in this ordinance shall preclude the hiring and payment of employees filling positions where monies other than those appropriated by this ordinance are available.

B. Executive and Managerial Salary Program and Salary Structure Matrix. Attachment "B" hereto sets forth the positions that are in the executive and management salary program and the salary structure matrix for Fiscal Year 2015, pursuant to the provisions of Section 40-221 of the City Code, as amended by Substitute No. 1 to Ordinance No. 04-010.

C. Non-Union Employee Salaries. Attachment "C" hereto sets forth the Non-Union Salaries and the Grades and Steps for the same for Fiscal Year 2015.

SECTION 11. All unencumbered balances on hand as of July 1, 2015, held by any office, department, board, or commission named in Sections 2, 5, and 6 of this ordinance shall revert to the City of Wilmington Current Account.

SECTION 12. Use of General Fund Balance. Use of the General Fund Unassigned Fund Balance is authorized to balance the General Fund Operating Budget for FY 2015 in the event General Fund appropriations approved by City Council exceed General Fund revenues.

SECTION 13. Transfers of Fund Balance. A transfer from the General Fund Unassigned Fund Balance to the Housing Strategic Fund in the amount of $2,125,000 is authorized for FY 2015.

SECTION 14. Effective Date. This Ordinance shall be deemed effective as of its date of passage by City Council and approval by the Mayor.

First Reading.....February 19, 2015
Second Reading.....February 19, 2015
Third Reading.....

Passed by City Council,

_____
President of City Council

ATTEST:_____
City Clerk

Approved as to form this
_____day of
_____, 2015

_____
City Solicitor

Approved this _____day of
_____, 2015

_____
Mayor

SYNOPSIS and FISCAL IMPACT:
This Ordinance only amends Section 13 to authorize the replenishment of the Housing Strategic Fund by transferring in $2,125,000 from the General Fund Unassigned Fund Balance. This Ordinance does not affect the FY 2015 General Fund Operating Budget Departmental appropriations.