



Town of Berwyn Heights

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MAYOR
Amanda M. Dewey

COUNCIL MEMBERS
Jodie A. Kulpa-Eddy (Mayor Pro Tem)
Christopher S. Brittan Powell
Jason W. Papanikolas
Ethan D. Sweep

ORDINANCE 187 – FY 2024 TOWN BUDGET

FOR the purposes of adopting the Town Operating Budget, General Fund, Infrastructure Improvement Reserve Fund, Vehicle and Equipment Replacement Reserve Fund, Public Safety Reserve Fund, Cable Television Public, and Educational and Governmental (PEG) Access Reserve Fund, budgets for the Town of Berwyn Heights for Fiscal Year 2024; appropriating funds for the expenditures for Fiscal Year 2024; establishing appropriation limits at the fund level; defraying all expenses and liabilities of the Town of Berwyn Heights and levying same for the purposes specified; and establishing real estate and personal property tax rates for Fiscal Year 2024, beginning July 1, 2023, and ending June 30, 2024, inclusive, and specifying a rate of interest and penalty to be charged upon overdue-property taxes.

WHEREAS, pursuant to Section 602 of the Berwyn Heights Town Charter, the Fiscal Year 2024 General Fund Town Budget was presented at Council Work Sessions in February, March and April 2023, and

WHEREAS, pursuant to Section 602 of the Berwyn Heights Town Charter, the Fiscal Year 2024 General Fund Town Budget was presented and discussed at the Town Meeting on April 12, 2023 and May 10, 2023, and

WHEREAS, pursuant to Section 602 of the Berwyn Heights Town Charter, the Fiscal Year 2023 Budget was made available to Town residents prior to and at the Town Meeting on April 12, 2023 and May 10, 2023, and

WHEREAS, pursuant to Section 602 of the Berwyn Heights Town Charter, a properly advertised public hearing on the Fiscal Year 2023 General Fund Budget was held on April 12, 2023, and May 10, 2023.

NOW, THEREFORE:

SECTION 1. BE IT ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that the following budgets and fund-level appropriation limits, as approved by the Council for the General Fund, Vehicle and Equipment Replacement Reserve Fund, Public Safety Reserve Fund, Cable Television Public, and Educational and Governmental (PEG) Access Reserve Fund, and the same are hereby adopted at the indicated fund levels for the Town of Berwyn Heights, Maryland, for Fiscal Year 2024, beginning July 1, 2023, and ending June 30, 2024, inclusive.

SECTION 2. GENERAL FUND:

A. AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that the following revenues are, in the considered

judgment of the Town Council, a fair appraisal and estimate of the revenues available to finance this budget and these appropriations for the fiscal year beginning July 1, 2023 and ending June 30, 2024, inclusive:

Source	Estimated Revenues
Real Estate Taxes	\$2,195,935
Real Estate Taxes – Road Repair Fund	127,929
Personal Property Taxes	239,879
Personal Property Tax – Road Repair Fund	14,393
Income Tax	450,000
Refuse and Recycling Collection Fee	97,945
Licenses and Permits	146,100
Intergovernmental	251,303
Service Charges	100
Fines and Forfeitures	160,000
Miscellaneous Revenues	74,900
<u>Fund Balance & Reserves</u>	<u>324,162</u>
TOTAL GENERAL FUND REVENUE:	\$4,082,646

B. AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that the following sums and amounts shall be and hereby are appropriated for the fiscal year beginning July 1, 2023 and ending June 30, 2024, inclusive, the said revenues being used to defray expenses and operations of the Town of Berwyn Heights for the General Fund:

<u>Account Name</u>	<u>Approved Budget and Appropriation</u>
General Government	\$591,126
Public Safety	941,400
Code Compliance	192,285
Public Works	1,011,423
Parks & Recreation	51,150
Cable	26,200
Miscellaneous	732,800
Capital Projects Operating	456,165
<u>Capital Projects: Reserve</u>	<u>80,097</u>
TOTAL GENERAL FUND APPROPRIATION	\$4,082,646

SECTION 3. RATE OF TAXATION ON REAL PROPERTY:

BE IT ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that a tax rate of fifty-four and a half cents (\$0.545) on each one hundred dollars (\$100) of assessable property in the Town of Berwyn Heights be and the same is hereby imposed on all assessable property for the fiscal year beginning July 1, 2023 and ending June 30, 2024, to be collected pursuant to the provisions contained in Section 604 of the Charter of the Town of Berwyn Heights and all other provisions pertaining to tax levies in said Charter,

the said tax rate of (\$0.545) on each one hundred dollars (\$100) shall be used for the operation of the General Fund Budget.

SECTION 4. RATE OF TAXATION ON PERSONAL PROPERTY:

BE IT FURTHER ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that a tax rate of one dollar thirty-two and a half cents (\$1.325) on each one hundred dollars (\$100) of assessable personal property in the Town of Berwyn Heights be and the same is hereby imposed on all assessable property for the fiscal year beginning July 1, 2023 and ending June 30, 2024, to be collected pursuant to the provisions contained in Section 604 of the Charter of the Town of Berwyn Heights and all other provisions pertaining to tax levies in said Charter, the said tax rate of one dollar thirty-two and a half cents (\$1.325) on each one hundred dollars (\$100) shall be used for the operation of the General Fund Budget.

SECTION 5. INFRASTRUCTURE IMPROVEMENT RESERVE FUND ASSESSMENT:

BE IT FURTHER ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that three cents (\$.03) of each one hundred dollars (\$100) of assessed property in the Town of Berwyn Heights and seven and a half cents (\$0.075) per one hundred dollars (\$100) of assessed personal property valuation shall be appropriated to the Infrastructure Improvement Reserve to be used to install, improve, repair, or reconstruct roads, curbs, gutters, sidewalks, street signs, traffic control markings and devices and any other Town infrastructure; and

SECTION 6. REFUSE AND RECYCLING COLLECTION FEE:

BE IT FURTHER ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that a fee of ninety dollars (\$90) shall be assessed for each non-commercial residential dwelling unit, including each unit of rental property, in the Town of Berwyn Heights and same shall be appropriated to the General Fund and shall be used to defray the expenses related to refuse and recycling collection and disposal.

SECTION 7. INFRASTRUCTURE IMPROVEMENT RESERVE FUND:

BE IT FURTHER ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that the following sums and amounts shall be and hereby are appropriated for the fiscal year beginning July 1, 2023 and ending June 30, 2024, inclusive, the said revenues being used to defray expenses and operations of the Town of Berwyn Heights for the Infrastructure Improvement Reserve Fund to be used to install, improve, repair, or reconstruct roads, curbs, gutters, sidewalks, street signs, traffic control markings and devices and any other Town infrastructure

	<u>Approved Budget and Appropriation</u>
Governmental Grants-in-aid	\$184,303
Real Estate Tax	127,929
<u>Personal Property Tax</u>	<u>14,393</u>
TOTAL FUNDS AVAILABLE	\$326,625
Transfer from Infrastructure Improvement Reserve:	\$80,097

SECTION 8. VEHICLE AND EQUIPMENT REPLACEMENT RESERVE FUND:

BE IT FURTHER ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that the following sums and amounts shall be and hereby are appropriated for the fiscal year beginning July 1, 2023 and ending June 30, 2024, inclusive, the said revenues being used to purchase Town vehicles and equipment:

	<u>Approved Budget and Appropriation</u>
For transfer from Vehicle & Equipment Reserve to General Fund Capital Projects: Operating:	\$-0-

SECTION 9. VEHICLE AND EQUIPMENT REPLACEMENT RESERVE FUND:

BE IT FURTHER ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that the following sums and amounts shall be and hereby are transferred from the General Fund for the fiscal year beginning July 1, 2023 and ending June 30, 2024, inclusive, to the Vehicle and Equipment Replacement and Reserve Fund, said fund to be used for the future purchase of Town vehicles and equipment:

	<u>Amount</u>
For transfer from General Fund to the Vehicle and Equipment Replacement Reserve Fund:	\$-0-

SECTION 10. CABLE TELEVISION PEG ACCESS RESERVE FUND:

BE IT FURTHER ESTABLISHED AND ORDAINED BY THE BERWYN HEIGHTS TOWN COUNCIL that the following sums and amounts shall be and hereby are appropriated for the fiscal year beginning July 1, 2023 and ending June 30, 2024, inclusive, the said revenues being used to defray expenses and operations of the Town of Berwyn Heights Cable Television PEG operations:

	<u>Approved Budget and Appropriation</u>
For transfer from Cable TV PEG operations Fund To the General Fund:	
Comcast PEG	\$7,500
Verizon PEG	<u>12,700</u>
TOTAL FUNDS AVAILABLE	\$20,200
Transfer from Cable Reserve Account to General Fund:	\$20,200

SECTION 11. BE IT FURTHER ORDAINED that the taxes levied by this Ordinance remaining unpaid on October 1, 202 shall be overdue, and from and after that date shall bear interest, to be collected with said taxes, at the rate of two-thirds of one percent for each month or fraction of a month and a penalty of thirty dollars for each month or fraction of each month until paid. The Town may place a lien on the personal property and on the real property of the owners of the personal property to collect unpaid personal property tax and any applicable penalty and interest.

SECTION 12. BE IT FURTHER ORDAINED that this General Fund Town Budget ensures more than adequate funds are maintained in the Town’s Assigned and Unrestricted Fund Balances in a manner consistent with Resolution 5-2022 Reserve Policy.

NOW, THEREFORE, BE IT ORDAINED that the Town Council of the Town of Berwyn Heights does hereby adopt this budget with a supporting real property tax rate of rate of fifty-four and a half cents (\$0.545) per one hundred dollars (\$100) of assessed valuation of real property and one dollar and thirty-two point five cents (\$1.325) per one hundred dollars (\$100) of valuation of personal property for Fiscal Year 2024, beginning July 1, 2023, and ending June 30, 2024, inclusive.

AND BE IT FURTHER ORDAINED that if any section or provisions or parts of this Ordinance shall be adjudicated to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of this Ordinance as a whole or any other section or provision or part thereof.

AND BE IT FURTHER ORDAINED by the Town Council of the Town of Berwyn Heights, that this Ordinance shall become effective on the 1st day of June 2023, after having been read at two successive Town Meetings on April 12, 2023 and May 10, 2023, pursuant to Section 311 of the Berwyn Heights Charter, unless within twenty days (20) after its passage a Referendum Petition is filed with the Town Manager. If such a Petition is filed, this Ordinance shall be held in abeyance pending the outcome of a special election.

By the Order of Mayor and Town Council

Mayor Jodie Kulpa-Eddy
Town of Berwyn Heights

ATTEST:

Melanie Friesen, Town Clerk

Date

Adopted:

Effective: