

CITY OF BALTIMORE

CATHERINE E. PUGH, Mayor



DEPARTMENT OF LAW

ANDRE M. DAVIS, CITY SOLICITOR
100 N. Holliday Street
Suite 101, City Hall
Baltimore, Maryland 21202

November 20, 2017

The Honorable President and Members
of the Baltimore City Council
Attn: Natawna B. Austin, Executive Secretary
Room 409, City Hall
100 N. Holliday Street
Baltimore, Maryland 21202

Re: City Council Bill 17-0163 – City Streets – Children and Youth Fund –
Interim Governance and Administration

Dear President and City Council Members:

The Law Department has reviewed City Council Bill 17-0163 for form and legal sufficiency. This bill is the exercise of the City Council's authority granted in Art. I, Sec. 13 of the Baltimore City Charter to provide for expenditure of funds required to be used for programs for children and youth.

The bill authorizes the President of the City Council in consultation with the Mayor to designate an interim fiscal agent for the purpose of administering the Children and Youth Fund and creating a permanent intermediary. The bill requires that the funds be used for the purposes designated in Art. I, Sec. 13 and that selected programs and services be active in Baltimore City, be credible with and accountable to the community they serve, have an element of youth-centered programming and be able to demonstrate how the program is designed to improve outcomes for young people. The bill allows for 10% of the fund to be used for administrative costs and the cost of creating the permanent intermediary. The interim intermediary is required to report quarterly on its progress towards establishing the permanent intermediary. The bill also gives the President of the City Council the authority to remove the interim fiscal agent and appoint a replacement if, after a public hearing and testimonial evidence, the President finds that the interim fiscal agent is not adequately performing its duties. The Director of Finance must adopt rules and regulations for administering the Fund. Finally, the law automatically expires on July 1, 2019 unless the City Council provides otherwise.

City Council Bill 17-0163 is consistent with the authority granted to the City Council in Art. I, Sec. 13 of the Baltimore City Charter. The Law Department, therefore, approves the bill for form and legal sufficiency.

Sincerely,

Elena R. DiPietro

Elena R. DiPietro
Chief Solicitor
Division Chief

cc: Andre M. Davis, City Solicitor
Karen Stokes, Director, Mayor's Office of Government Relations
Kyron Banks, Mayor's Legislative Liaison
Jennifer Landis, Assistant Solicitor
Hilary Ruley, Chief Solicitor
Victor Tervalva, Chief Solicitor