

Wilmington, Delaware  
June 16, 2022

#0200

Sponsor:

Council  
Member  
Darby

WHEREAS, the Wilmington City Charter requires Wilmington City Council to adopt an annual operating budget ordinance and make certain appropriations of revenues and special funds in the operating budget; and

WHEREAS, the Wilmington City Council proposes to amend the Wilmington City Charter to require Wilmington City Council to appropriate grant funds in addition to revenues and special funds.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILMINGTON that pursuant to Title 22, Section 811 of the Delaware Code, this Council proposes to amend Section 2-300 of the Wilmington City Charter by deleting the stricken language and adding the underlined language to read as follows:

**Sec. 2-300. The annual operating budget ordinance.**

.....

(7) The annual operating budget ordinance shall make appropriations to the various departments, boards, commissions or agencies for all items which are to be met out of special funds and grant funds, including funds being passed through to non-city entities. Such appropriations shall be made in single lump-sum amounts to each of the various departments. Such appropriations are made contingent upon the receipt of funds and shall be utilized in the manner prescribed by the statutes, ordinances, 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 in the annual operating budget ordinance, spending shall be adjusted upward or downward in accordance with the funds available. Special funds and grant funds may not be appropriated or spent without council approving by resolution the receipt of such funds. The provisions of [subsection] (6) above shall not apply to such special funds and grant funds; however, in no event shall spending of appropriated special fund[s] and grant fund[s] exceed the amount available.

Passed by City Council,

ATTEST: \_\_\_\_\_  
City Clerk

**SYNOPSIS:** This Resolution initiates a proposed amendment to Wilmington City Charter Section 2-300 to require City Council to appropriate grant funds in the annual operating budget.

SPONSOR:

HOUSE OF REPRESENTATIVES  
151st GENERAL ASSEMBLY

HOUSE BILL NO. \_\_\_\_\_

AN ACT TO AMEND THE CHARTER OF THE CITY OF WILMINGTON REGARDING THE ANNUAL OPERATING BUDGET.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Two-thirds of all members elected to each house thereof concurring therein):

Section 1. Amend § 2-300 of the Charter of the City of Wilmington by making deletions as shown by strike through and insertions as shown by underline as follows:

Section 2-300. – The annual operating budget ordinance.

(7) The annual operating budget ordinance shall make appropriations to the various departments, boards, commissions or agencies for all items which are to be met out of special funds and grant funds, including funds being passed through to non-city entities. Such appropriations shall be made in single lump-sum amounts to each of the various departments. Such appropriations are made contingent upon the receipt of funds and shall be utilized in the manner prescribed by the statutes, ordinances, 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 in the annual operating budget ordinance, spending shall be adjusted upward or downward in accordance with the funds available. Special funds and grant funds may not be appropriated or spent without council approving by resolution the receipt of such funds. The provisions of [subsection] (6) above shall not apply to such special funds and grant funds; however, in no event shall spending of appropriated special fund[s] and grant fund[s] exceed the amount available.

SYNOPSIS

This Act amends Section 2-300 of the City of Wilmington Charter to require Wilmington City Council to appropriate grant funds in the City of Wilmington's annual operating budget.