
ARTICLE XI

CAPITAL PROJECTS BUDGET PROCEDURES

§11-1 Mayor to Initiate the Capital Projects Budget Process.

The Mayor shall initiate the development of a Capital Projects Budget in the same manner, subject to the same powers and in accordance with the same time-frame as the general fund budget as contained in Article X, above.

§11-2 Capital Improvement Program¹²⁶.

(a) Annual Capital Projects Program Estimates. It shall be the duty of the officers of the several departments, including the Department of Education, to submit annually to the Mayor or designee and the Board of Finance and Taxation, a recommended capital projects or improvement program which shall include the proposed method of financing each individual capital project or improvement and shall be based on estimates of the costs of such projects as submitted by each department, office or agency annually in the same manner as the annual estimates prepared for the Proposed Budget, pursuant to §10-3(a).

(1) Submission of Capital Projects Budget Estimate. The officers of the several departments of the City shall, not later than the second Friday in January of each year (unless such day occurs before the tenth day of January in which event the date shall be not later than the third Friday in January), simultaneously transmit to the Mayor or designee and the Board of Finance and Taxation in detail the six (6) year Capital Projects Budget. Said officers shall submit the estimates required by this section using the forms, system, and/or methods prescribed by the Mayor or designee.

(b) Capital Projects Budget Preparation. The Mayor and the Board of Finance and Taxation shall prepare an annual Six (6) Year Capital Projects Budget for the City.

(1) Submission of Proposed Capital Projects Budget Ordinance to the Mayor. The Board of Finance and Taxation, or such other Commission as designated by ordinance, shall submit to the Mayor a proposed Capital Projects Budget within seventy-five Days of receipt of the Capital Projects Budget Estimates.

(2) Submission of the Mayor's Proposed Capital Projects Budget Ordinance to the Common Council¹²⁷. The Mayor within ninety days of receipt of the Capital Projects Budget Estimates shall present to the Common Council a Mayor's Proposed Capital Projects Budget.

(c) Required Contents for Estimates and Capital Projects Budget Submissions. The Capital Projects Budget Estimates, Proposed Capital Projects Budget and the Mayor's Proposed Capital Projects Budget for the ensuing fiscal year will provide the following information: the proposed expenditures for capital projects and the respective amounts proposed to be raised therefore in the annual operating budget and the amounts, if any, proposed to be raised from the issuance of bonds, from special assessments, or from other sources.

(d) Publication of the Mayor's Proposed Capital Projects Budget. The Mayor's Proposed Capital Projects Budget shall be filed with the City Clerk

concurrently with its submission to the Common Council and within four business days after its filing the Clerk shall publish the Mayor's Proposed Capital Projects Budget in a daily newspaper circulated or published in said City and include in the notice that is available for public inspection at the Clerk's office.

(e) Deliberations of the Common Council. The Common Council shall consider and act upon such Mayor's Proposed Capital Projects Budget until it shall take a final action thereon, which shall not be later than sixty (60) days following the date the Mayor's Proposed Capital Projects Budget Ordinance was submitted to the Common Council. The Common Council shall have the power by a majority vote of the entire Common Council, to increase, decrease or create Capital Projects. In the event said Council fails to consider and vote on the Capital Projects Budget recommended by the Mayor upon expiration of the above-referred sixty-day period, then the Capital Projects Budget proposed by the Mayor shall be the final Capital Projects Budget.

(f) Disapproval of the Capital Projects Budget by the Mayor. If the Mayor shall disapprove the Capital Projects Budget as approved by the Common Council, or any part of such Capital Projects Budget, the Mayor shall issue a veto message and proceed as otherwise provided for in this Charter, and a two-thirds (2/3) vote of the entire Common Council shall be required to override said veto.

(g) Approved Capital Projects Budget. If either the Mayor approves the Capital Projects Budget as approved by the Common Council or the Common Council overrides a Capital Projects Budget vetoed by the Mayor, said Capital Projects Budget shall be final.