

#4 - Park And Planning Commission CIP for odd-numbered calendar years, and Capital Budget
Requires 6 affirmative votes.

Resolution No: 15-1009
Introduced: May 26, 2005
Adopted: May 26, 2005

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: County Council

Subject: Approval of Amendments to the Approved FY 2005-2010 Capital Improvements Program, and Approval of and Appropriation for the FY 2006 Capital Budget of the Maryland-National Capital Park and Planning Commission

Background

1. As required by Article 28, Section 2-118, of the Maryland Code, the Maryland-National Capital Park and Planning Commission sent to the County Executive an FY 2006 Capital Budget. The Commission also requested amendments to the Approved FY 2005-2010 Capital Improvements Programs (CIP).
2. Section 302 of the County Charter requires the Executive to send to the County Council by January 15 in each even-numbered calendar year a 6-year Capital Improvements Program (CIP), which the Executive did on January 15, 2004 for the 6-year period FY 2005-2010. Section 302 requires the affirmative vote of at least 5 Councilmembers to approve or modify the Executive's Recommended CIP. On May 27, 2004, the Council approved a CIP for FY 2005-2010 in Resolution 15-624. After the Council approves a CIP, Section 302 permits the Council to amend it at any time with the affirmative vote of at least 6 Councilmembers.
3. Section 303 of the Charter requires the Executive to send to the Council by January 15 in each year a Recommended Capital Budget, which the Executive did on January 13, 2005 for FY 2006.
4. As required by Section 304 of the Charter, the Council held a public hearing on April 5,6,7, and 12, 2005 on the Capital Budget for FY 2006 and on amendments requested to the Approved CIP for FY 2005-2010.

5. Subsequent to the Executive's submission of CIP amendments, M-NCPPC identified other potential amendments based on cost overruns and recommendations in the Infrastructure Maintenance Report. The Council also determined that two of the programs recommended for funding in the FY06 Operating Budget would be more appropriately funded in the CIP.

Action

The County Council for Montgomery County, Maryland approves the following resolution for the Maryland-National Capital Park and Planning Commission:

1. For FY 2006, the Council approves the Capital Budget and appropriates the amounts by project that are shown in part I. The expenditure of funds for each item in the Capital Budget must comply with all restrictions and requirements in the project description form for that item, as the form is contained in the Approved CIP as amended by this resolution, and as the CIP is amended by the Council under Charter Section 302 after this resolution is adopted.
2. The Council reappropriates the appropriations made in prior years for all capital projects:
 - a) except as specifically reflected elsewhere in this resolution;
 - b) in the amounts and for the purposes specified in the Approved CIP for FY 2005-2010; and
 - c) to the extent that those appropriations are not expended or encumbered.
3. The Council approves, as amendments to the Approved FY 2005-2010 CIP, projects shown in part II.
3. The Council approves the close out of the projects in part III.
4. The Council approves the partial close-out of the projects in part IV.
5. The Council approves the transfer of the unencumbered balance as of June 30, 2005 of all development projects from the County Government to the Commission. The amount of the transfer will be determined after the closing of FY 2005.

This is a correct copy of Council action.



Linda M. Lauer, Clerk of the Council