

MEMORANDUM

TO: County Council

FROM:  Michael Faden, Senior Legislative Attorney
 Glenn Orlin, Deputy Council Administrator

SUBJECT: **Introduction:** Expedited Bill 26-14, Parking Lot Districts – Transfer of Funds

Expedited Bill 26-14, Parking Lot Districts – Transfer of Funds, sponsored by Councilmembers Berliner, Branson and Floreen, is scheduled to be introduced on May 6, 2014. A public hearing is tentatively scheduled for May 13 at 1:30 p.m.

Bill 26-14 would authorize the transfer of parking fee revenues from one parking lot district to another, conditioned on a reasonable repayment agreement. The Council would approve each transfer, including the terms of repayment, in the annual operating budget resolution or a separate resolution. This Bill would not authorize the transfer of any parking lot district tax revenues.

This Bill is intended to allow the one-time transfer in FY15 of parking fee revenues from the Silver Spring parking lot district to the Bethesda parking lot district to cover a shortfall in operating funds, as the Transportation, Infrastructure, Energy, and Environment Committee discussed in its worksession on the parking lot district budgets held on April 24. The current law, County Code §60-16, does not authorize this kind of transfer.

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Expedited Bill No. 26-14
Concerning: Parking Lot Districts -
Transfer of Funds
Revised: 4/30/14 Draft No. 3
Introduced: May 6, 2014
Expires: November 6, 2015
Enacted: _____
Executive: _____
Effective: July 1, 2014
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Councilmembers Berliner, Branson, and Floreen

AN EXPEDITED ACT to:

- (1) authorize the transfer of certain funds from one parking lot district to another; and
- (2) generally amend the law governing parking lot districts.

By amending

Montgomery County Code
Chapter 60, Silver Spring, Bethesda, Wheaton and Montgomery Hills Parking Lot
Districts
Section 60-16, Purpose of parking lot funds

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

The County Council for Montgomery County, Maryland approves the following Act:

LEGISLATIVE REQUEST REPORT

Expedited Bill 26-14

Parking Lot Districts – Transfer of Funds

- DESCRIPTION:** Would authorize the transfer of parking fee revenues from one parking lot district to another, conditioned on a reasonable repayment agreement. The Council would approve each transfer, including the terms of repayment, in the annual operating budget resolution or a separate resolution. Would not authorize the transfer of any parking lot district tax revenues.
- PROBLEM:** Fluctuations in revenue among parking lot districts from year to year.
- GOALS AND OBJECTIVES:** To increase budgetary flexibility, with appropriate controls, among parking lot districts.
- COORDINATION:** Department of Transportation, Office of Management and Budget, Finance Department
- FISCAL IMPACT:** To be requested.
- ECONOMIC IMPACT:** To be requested.
- EVALUATION:** To be requested.
- EXPERIENCE ELSEWHERE:** To be researched.
- SOURCE OF INFORMATION:** Michael Faden, Senior Legislative Attorney, 240-777-7905
Glenn Orlin, Deputy Council Administrator, 240-777-7936
- APPLICATION WITHIN MUNICIPALITIES:** Applies only to County parking lot districts.
- PENALTIES:** Not applicable.