

Resolution No.: 16-1188
Introduced: October 27, 2009
Adopted: November 10, 2009

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: Council President at the Request of the County Executive

SUBJECT: Supplemental Appropriation #6-A10-CMCG-3 to the FY09-14 Capital Budget
Montgomery County Government
Department of Economic Development
Ag Land Pres Easements - (No.788911), \$5,000,000

Background

1. Section 307 of the Montgomery County Charter provides that any supplemental appropriation shall be recommended by the County Executive who shall specify the source of funds to finance it. The Council shall hold a public hearing on each proposed supplemental appropriation after at least one week's notice. A supplemental appropriation that would comply with, avail the County of, or put into effect a grant or a Federal, State or County law or regulation, or one that is approved after January 1 of any fiscal year, requires an affirmative vote of five Councilmembers. A supplemental appropriation for any other purpose that is approved before January 1 of any fiscal year requires an affirmative vote of six Councilmembers. The Council may, in a single action, approve more than one supplemental appropriation. The Executive may disapprove or reduce a supplemental appropriation, and the Council may reapprove the appropriation, as if it were an item in the annual budget.
2. The County Executive recommends the following capital project appropriation increases:

<u>Project</u> <u>Name</u>	<u>Project</u> <u>Number</u>	<u>Cost</u> <u>Element</u>	<u>Amount</u>	<u>Source</u> <u>of Funds</u>
Ag Land Pres Easements	788911	Land	\$5,000,000	M-NCPPC Contributions

- 3. This supplemental request for funds is a result of HB 1517, which was passed during the 2009 Maryland General Assembly. The approved bill requires a transfer of ALARF funds from the Maryland-National Capital Park and Planning Commission (M-NCPPC) to Montgomery County in the amount of \$5,000,000, and will be used specifically for the Building Lot Termination (BLT) Program as authorized under Chapter 2B of the Montgomery County Code. The M-NCPPC has completed the transfer of the \$5,000,000 in ALARF funds to the County, and the funding must now be appropriated within the project to allow the department to implement the BLT program.
- 4. The County Executive recommends a supplemental appropriation in the amount of \$5,000,000 for the Ag Land Pres Easements project (No. 788911), and specifies that the source of funds to be M-NCPPC Contributions.
- 5. Notice of public hearing was given and a public hearing was held.

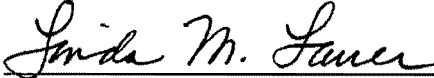
Action

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

A supplemental appropriation to the FY09-14 Capital Budget is approved as follows:

<u>Project Name</u>	<u>Project Number</u>	<u>Cost Element</u>	<u>Amount</u>	<u>Source of Funds</u>
Ag Land Pres Easements	788911	Land	\$5,000,000	M-NCPPC Contributions

This is a correct copy of Council action.



 Linda M. Lauer, Clerk of the Council