

County Council Of Howard County, Maryland

2012 Legislative Session

Legislative Day No. 8

Resolution No. 105 - 2012

Introduced by: The Chair at the Request of the Charter Review Commission

A RESOLUTION proposing to amend Section 613 “Restrictions of capital projects; amendment to capital budget after adoption of budget”, of the Howard County Charter to clarify the application of the section to new capital projects; requiring the County Council to establish by law procedures for amending the budget when changes to existing capital projects are approved; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XIA of the Maryland Constitution.

Introduced and read first time _____, 2012.

By order _____
Stephen M. LeGendre, Administrator

Read for a second time and a public hearing held on _____, 2012.

By order _____
Stephen M. LeGendre, Administrator

This Resolution was read for the third time and was Adopted ____, Adopted with amendments ____, Failed ____, Withdrawn ____ by the County Council on _____, 2012.

By order _____
Stephen M. LeGendre, Administrator

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **BE IT RESOLVED** *by the County Council of Howard County, Maryland, that*
2 *Section 613 “Restrictions of capital projects; amendment to capital budget after adoption*
3 *of budget”, of “Article VI, “Budgetary and Fiscal Procedures”, of the Howard County*
4 *Charter, is hereby amended to read as follows:*

5
6 **Article VI. Budgetary and Fiscal Procedures.**

7 **Section 613. - Restrictions of capital projects; amendment to capital budget**
8 **after adoption of budget.**

9
10 (A) *NEW CAPITAL PROJECT.* No obligations of the County shall be authorized in
11 any fiscal year for or on account of any capital project not included in the County
12 budget as finally adopted for such year; provided, however, that upon receipt of a
13 recommendation in writing from the Executive and the Planning Board, the
14 Council may after public hearing and with the affirmative vote of two-thirds of its
15 members, amend the County budget TO APPROVE A NEW CAPITAL PROJECT in
16 accordance with such recommendation without increasing the total amount of
17 appropriations therefor.

18
19 (B) *AMENDMENT TO EXISTING CAPITAL PROJECT.* THE COUNCIL SHALL ESTABLISH BY
20 LAW PROCEDURES FOR AMENDING THE COUNTY BUDGET TO APPROVE CHANGES TO
21 CAPITAL PROJECTS INCLUDED IN THE COUNTY BUDGET AS FINALLY ADOPTED FOR
22 ANY FISCAL YEAR.

23
24 **AND BE IT FURTHER RESOLVED** *by the County Council of Howard*
25 *County, Maryland, that at the next general election to be held in Maryland, the proposed*
26 *amendment to the Howard County Charter shall be submitted to the voters of Howard*
27 *County for their adoption or rejection in accordance with the provisions of the Article X*
28 *of the Howard County Charter and Article XIA of the Maryland Constitution, and if*
29 *adopted by the majority of the voters, shall stand adopted from and after the 30th day*
30 *following the general election;*

31

1 **AND BE IT FURTHER RESOLVED** *by the County Council of Howard*
2 *County, Maryland, that this Resolution, having been approved by two-thirds of the*
3 *members of the Howard County Council, stands adopted this _____ day of*
4 *_____, 2012 in accordance with Article X of the Howard County Charter.*