

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council Of Howard County, Maryland

2011 Legislative Session

Legislative Day No. 10

Transfer of Appropriation Ordinance No. 1 Fiscal Year 2012

Introduced by: The Chairperson at the request of the County Executive

AN ACT transferring \$600,000 in excise tax funding to capital project T7101, State/County Shared Intersections, from capital project J4148, Dorsey Run Road Extension; making certain text changes to the detail pages for Capital Project T7101 in order to authorize certain studies to be funded by the transfer.

Introduced and read first time _____, 2011. Ordered posted and hearing scheduled.

By order _____
Stephen LeGendre, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on _____, 2011.

By order _____
Stephen LeGendre, Administrator

This Bill was read the third time on _____, 2011 and Passed ____, Passed with amendments _____, Failed _____.

By order _____
Stephen LeGendre, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ____ day of _____, 2011 at ____ a.m./p.m.

By order _____
Stephen LeGendre, Administrator

Approved by the County Executive _____, 2011

Ken Ulman, County Executive

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

1 **WHEREAS**, Council Bill No. 26-2011 is known as the Annual Budget and
2 Appropriation Ordinance of Howard County, Fiscal Year 2012 (the “Budget Ordinance”)
3 and contains the capital budget for the fiscal year beginning July 1, 2011 and ending June
4 30, 2012; and

5
6 **WHEREAS**, along with and incorporated into the Budget Ordinance, the County
7 Executive submitted the Capital Budget Detail, Fiscal Year 2012, (the “Capital Budget
8 Detail”) that sets forth information regarding all capital projects in the capital budget; and

9
10 **WHEREAS**, the Budget Ordinance was passed with amendments on May 26,
11 2011; and

12
13 **WHEREAS**, the Planning Board initially considered a new capital project, J4243,
14 Clarksville Area Road Improvements, to study, acquire necessary rights-of-way, and
15 construct a new road to connect Auto Drive, Great Star Drive and Maryland Route 108;
16 and

17
18 **WHEREAS**, after extensive public testimony before the Planning Board, the
19 Board agreed that traffic in the Maryland Route 108 area of Clarksville is a problem and
20 that a study is needed; and

21
22 **WHEREAS**, while the Planning Board recommended approval of the new capital
23 project they also recommended broadening the study area; and

24
25 **WHEREAS**, existing capital project T7101, State/County Shared Intersections,
26 has already been used for traffic improvements in the Maryland Route 108 area of
27 Clarksville and placing funding for a study into T7101 is more consistent with the
28 recommendations of the Planning Board than placing funding into a new capital project;
29 and

1 **WHEREAS**, the County now wishes to amend capital project T7101,
2 State/County Shared Intersections, so that the County may study ways to improve access
3 and vehicular circulation around Maryland Route 108 in the Clarksville area; and
4

5 **WHEREAS**, in order to complete the study, \$600,000 in excise tax funding needs
6 to be transferred to capital project T7101, State/County Shared Intersections, from capital
7 project J4148, Dorsey Run Road Extension; and
8

9 **WHEREAS**, the County Executive has recommended approval of additional
10 funding to be transferred to capital project T7101, State/County Shared Intersections; and
11

12 **WHEREAS**, Section 609(b) of the Howard County Charter authorizes and
13 empowers the Howard County Council to make such transfers; and
14

15 **WHEREAS**, the total capital appropriation in the Budget Ordinance shall not be
16 increased as a result of this transfer; and
17

18 **WHEREAS**, Section 613 of the Howard County Charter allows the County
19 Council to amend the budget after its final adoption upon the recommendation of the
20 County Executive and the Planning Board; and
21

22 **WHEREAS**, the Director of Finance has certified that the appropriation to be
23 transferred is not encumbered and is available for transfer.
24

25 **NOW, THEREFORE,**
26

27 *Section 1. Be It Enacted by the County Council of Howard County, Maryland, that,*
28 *subject to the provisions of Maryland law, the Howard County Charter, and the Howard*
29 *County Code relating to the budgetary and fiscal procedures, the amount hereafter*
30 *specified is hereby approved, appropriated, and authorized to be disbursed for the*

1 *general County purposes specified and in sums itemized for the fiscal year beginning July*
2 *1, 2010 and ending June 30, 2012, as hereinafter indicated:*

3

4 **Recipient Project:**

5 T7101 State/County Shared Intersections

6	Appropriation Fiscal Year 2012 before transfer	\$800,000	
7	Plus amount transferred from J4148	<u>\$600,000</u>	(E)
8	Appropriation Fiscal Year 2012 after transfer	\$1,400,000	

9

10 **Donor Project:**

11 J4148 Dorsey Run Road Extension

12	Appropriation Fiscal Year 2012 before transfer	\$28,036,000	
13	Less amount transferred to T7101	<u>\$600,000</u>	(E)
14	Appropriation Fiscal Year 2012 after transfer	\$27,436,000	

15

16 **Section 2. And Be It Further Enacted** by the County Council of Howard County,
17 *Maryland that capital project T7101, State/County Shared Intersections, is amended in*
18 *accordance with this Act, as shown in the attached detail pages, Part A and Part B, and*
19 *these detail pages should be inserted into the Capital Budget Detail, Fiscal Year 2012 as*
20 *follows:*

21

22 Remove the detail page, Part A and B, for capital project T7101, State/County
23 Shared Intersections, as included in the Approved Capital Budget Detail, Fiscal Year
24 2012, and substitute the detail pages, Part A and B, as attached to this Ordinance.

25

26 **Section 3. And Be It Further Enacted** by the County Council of Howard County,
27 *Maryland that this Transfer of Appropriation Ordinance shall be effective upon its*
28 *enactment.*

Fiscal 2012 Capital Budget
Project: FY2008 STATE/COUNTY SHARED INTERSECTIONS

**INTERSECTION
IMPROVEMENTS PROJECTS**
Number: T7101

Description:

A project for the design, review and construction funding of geometric and traffic control modifications at various intersections of State and County roads. Project may include flattening of curves, adjusting utilities, road reconstruction/repair, improving access management, adding auxiliary lanes and roundabouts, and making connections to improve turning movements at intersections.

Justification:

This project may be used as applicable to share funding on the State or County improvements that will provide increased capacity and/or increased safety, or improved roadway conditions. This project may be used as a funding source for public improvements constructed by others under an agreement approved by the County Council.

Remarks:

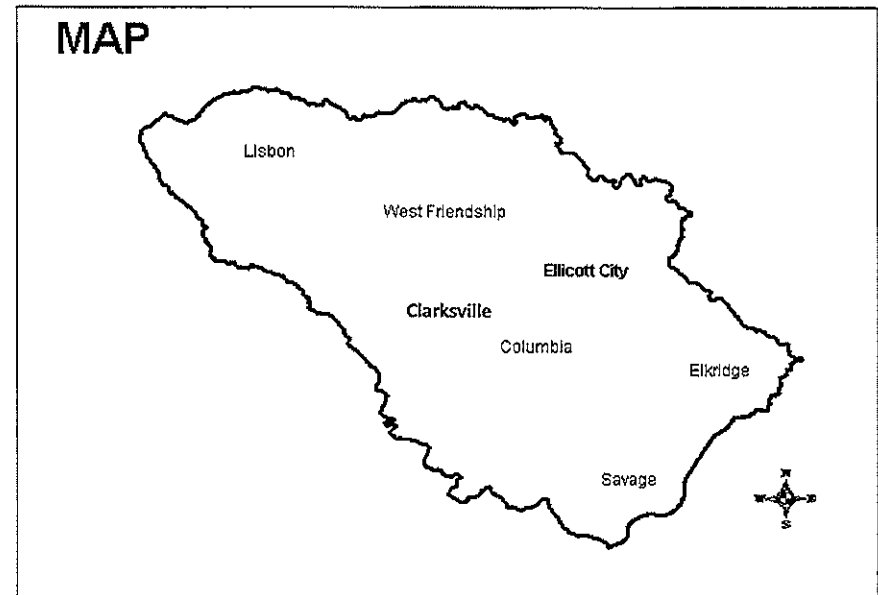
1. The program of improvements may be developed jointly by State and County personnel.
2. Funding represents County share of improvement costs.
3. This project may be used as a funding source for public improvements constructed by others under an agreement approved by the County Council.
4. This project will be used to evaluate connecting Great Star Drive to Auto Drive to improve turning movements on Maryland 108 and traffic operations in the Clarksville area.

Project Schedule:

Program
FY12 - Clarksville Study

Operating Budget Impact:

Annual Bond Redemption \$ 36,000



Fiscal 2012 Capital Budget

Project: FY2008 STATE/COUNTY SHARED INTERSECTIONS

ROAD CONSTRUCTION PROJECTS

NUMBER T7101

(In Thousands)	Five Year Capital Program										Master Plan			
Appropriation Object Class	Prior Appr.	FY2012 Budget	Appr. Total	Fiscal 2013	Fiscal 2014	Fiscal 2015	Fiscal 2016	Fiscal 2017	Sub-Total	Fiscal 2018	Fiscal 2019	Fiscal 2020	Fiscal 2021	Total Project
PLANS & ENGINEERING	0	600	600	0	0	0	0	0	600	0	0	0	0	600
LAND ACQUISITION	0	0	0	0	0	0	0	0	0	0	0	0	0	0
CONSTRUCTION	800	0	800	0	0	0	0	0	800	0	0	0	0	800
Total Expenditures	800	600	1,400	0	0	0	0	0	1,400	0	0	0	0	1,400
DEVELOPER CONTRIBUTIONS	0	0	0	0	0	0	0	0	0	0	0	0	0	0
EXCISE TAX	0	600	0	0	0	0	0		600					600
EXCISE TAX BACKED BONDS	800	0	0	0	0	0	0	0	800	0	0	0	0	800
Total Funding	800	600	1,400	0	0	0	0	0	1,400	0	0	0	0	1,400