

Resolution No.: 12-01-21

Introduced: 12-13-21

Adopted: 12-13-21

Effective: 12-27-21

BOARD OF MANAGERS
FOR
CHEVY CHASE VILLAGE, MD

SUBJECT: AN ORDINANCE TO AMEND THE FISCAL YEAR 2022 BUDGET TO AUTHORIZE A \$41,000.00 DONATION TO THE FRIENDS OF CHEVY CHASE CIRCLE FOR ITS CAPITAL PROJECT, IN COORDINATION WITH THE NATIONAL PARK SERVICE, TO INSTALL LIGHTING IN CHEVY CHASE CIRCLE; CREATE A NEW LINE ITEM IN THE CAPITAL PROJECTS BUDGET ENTITLED “CHEVY CHASE CIRCLE LIGHTING PROJECT”, AND TRANSFER \$41,000 FROM RESERVES TO THE “CHEVY CHASE CIRCLE LIGHTING PROJECT” LINE ITEM TO FUND THE EXPENDITURE.

WHEREAS, §5-205 *et seq.* of the Local Government Article, Annotated Code of Maryland, authorizes the Board of Managers to provide for the control and management of its finances and spend money for any public purpose and for the safety, health, and general welfare of the Village and its occupants; and

WHEREAS, Section 6-203 of the Tax-Property Article, of the Annotated Code of Maryland (as amended), grants authority to municipal corporations to levy a tax on personal property, land, and improvements thereon, within the municipal corporation; and

CAPS
[Brackets]
Asterisks * * *

: Indicate matter added to existing law.
: Indicate matter deleted from law.
: Indicate matter remaining unchanged in existing law but not set forth in Ordinance

WHEREAS, Section 206 of the Chevy Chase Village Charter authorizes the Board of Managers to adopt such ordinances as it deems necessary for the health, safety and welfare of the Village; and

WHEREAS, Section 403 of the Chevy Chase Village Charter authorizes the Board to adopt and amend a budget; and

WHEREAS, the Board of Managers has determined that \$41,000 should be donated toward the Friends of Chevy Chase Circle's capital project, in coordination with the National Park Service, to install lighting within the fountain in Chevy Chase Circle, that a new line item should be created in the 2022 Capital Projects budget entitled "Chevy Chase Circle Lighting Project", and that \$41,000 should be transferred from reserves to the "Chevy Chase Circle Lighting Project" line item to fund the expenditure; and

WHEREAS, the Board of Managers has determined that an amendment to the Budget Ordinance is required to reflect the transfer of funds; and

WHEREAS, the Board of Managers finds that the budget amendment as hereinafter set forth is necessary to assure the good government of the Village; for the protection and preservation of the Village's property, rights and privileges; for the preservation of peace and good order; for securing persons and property from violence, danger and destruction; and for the protection and promotion of the health, comfort, and convenience of the residents of the Village.

NOW THEREFORE, the Board of Managers of Chevy Chase Village does hereby adopt the following ordinance:

AN ORDINANCE TO AMEND THE FISCAL YEAR 2022 BUDGET TO AUTHORIZE A \$41,000.00 DONATION TO THE FRIENDS OF CHEVY CHASE CIRCLE FOR ITS CAPITAL PROJECT, IN

COORDINATION WITH THE NATIONAL PARK SERVICE, TO INSTALL LIGHTING IN CHEVY CHASE CIRCLE; CREATE A NEW LINE ITEM IN THE CAPITAL PROJECTS BUDGET ENTITLED “CHEVY CHASE CIRCLE LIGHTING PROJECT”, AND TRANSFER \$41,000 FROM RESERVES TO THE “CHEVY CHASE CIRCLE LIGHTING PROJECT” LINE ITEM TO FUND THE EXPENDITURE.

SECTION 1.

BE IT ORDAINED AND ORDERED this 13th day of December, 2021, by the Board of Managers of Chevy Chase Village, acting under and by virtue of the authority granted to it by §5-201 *et seq.* of the Local Government Article, Annotated Code of Maryland, and Sec. 206 and 403 of the Village Charter, that the budget adopted for the 2022 fiscal year, from July 1, 2021 through June 30, 2022, be and the same hereby is amended to:

Authorize a donation of \$41,000 to the Friends of Chevy Chase Circle for its capital project in coordination with the National Park Service to install lighting within the fountain in Chevy Chase Circle and transfer \$41,000 from reserves to a new line item in the Capital Projects budget, entitled “Chevy Chase Circle Lighting Project” to fund this project.

AND BE IT FURTHER ORDAINED AND ORDERED, this 13th day of December, 2021, by the Board of Managers of Chevy Chase Village, acting under and by virtue of the authority granted to it by §5-201 *et seq.* of the Local Government Article, Annotated Code of Maryland and Sec. 206 and Sec. 403 of the Village Charter that:

- (1) If any part or provision of this ordinance is declared by a court of competent jurisdiction to be invalid, the part or provision held to be invalid shall not affect the validity of the ordinance as a whole or any remaining part thereof; and

(2) This ordinance shall take effect on the 27th day of December, 2021, provided the same is posted at the Village Office for fourteen (14) days prior thereto.

CHEVY CHASE VILLAGE

Elissa A. Leonard, Chair
Board of Managers
Chevy Chase Village

ATTEST:

Shana R. Davis-Cook, Village Manager