

Village of Martin's Additions

7013 Brookville Road (Suite B, 2nd floor)

Chevy Chase, MD 20815-3263

Agenda for

Council Meeting

April 20, 2017

The Village Council may entertain a motion during the open meeting to close a portion of the meeting, in accordance with Section 3-305(b) of the Open Meetings Act (Maryland Code, General Provisions Article)

- 8:00 PM Call to Order: Krajeck
- 8:00PM Opportunity for Council to hear residents' comments: Krajeck
- 8:15 PM Election Committee Update: Langelan
- 8:20 PM Action on Meeting Minutes of March 16, 2017 Monthly Council Meeting: Krajeck
- 8:20 PM Pedestrian and Traffic Safety Options in the North End of the Village: Cutro
- 8:40 PM Public Hearing on Ordinance 2-17-1 To Amend the Code of Ordinances to Require an Informational Meeting for Certain Construction Projects: Bolt
- 9:00PM Public Hearing on Tax Resolution and Budget Ordinance for FY2018: Alexander
- 9:10PM Residential Drainage Pipe Outfalls into Right-of-Way: Lohmeyer/Bolt
- 9:20PM Village Accounting Function: Trollinger
- 9:30PM Financial matters, including Treasurer's Report: Alexander
- 9:35 PM Building Administrator's Report: Lohmeyer
- 9:40PM Manager's Report, including: street repaving; streetlights; RFPs and contracts: Trollinger
- 9:50 PM Opportunity for Council to hear residents' comments: Krajeck
- 10:00 PM Adjournment: Krajeck

Following are draft meeting materials up for discussion by the Village Council at the monthly meeting.

Feel free to bring copies to the meeting.

Ordinance No.: 2-17-1
Introduced: March 16, 2017
Adopted:
Effective Date:

THE VILLAGE OF MARTIN'S ADDITIONS

SUBJECT: AN ORDINANCE TO AMEND THE CODE OF ORDINANCES TO REQUIRE AN INFORMATIONAL MEETING FOR CERTAIN CONSTRUCTION PROJECTS.

WHEREAS, Local Government Article, Section 5-202 of the Maryland Code grants to the legislative body of every incorporated municipality in Maryland, including the Village of Martin's Additions, general power to pass such ordinances not contrary to the Constitution of Maryland, or public general law, as they may deem necessary in order to assure the good government of the municipality, to protect and preserve the municipality's rights, property, and privileges, to preserve peace and good order, to secure persons and property from danger and destruction, and to protect the health, comfort and convenience of the citizens of the municipality;

WHEREAS, Maryland Code, Local Government Article, Section 5-211 authorizes the legislative body of each municipal corporation in the State of Maryland to make reasonable regulations concerning buildings to be erected within the limits of the municipality, including a building code and the requirement for building permits;

WHEREAS, Section 501 of the Charter of the Village of Martin's Additions authorizes the Village Council to pass such ordinances as it may deem necessary for the preservation of the property, rights, and privileges of the Village and its residents;

WHEREAS, the Village Council introduced the following Ordinance at a public meeting held on March 16, 2017;

WHEREAS, after proper notice to the public, the Village Council considered the following Ordinance in public session assembled on the ___ day of _____, 2017;

WHEREAS, the Council has considered whether the past practice of conducting non-binding consultation meetings, prior to the commencement of construction projects, should be reinstated and codified to provide a venue for residents to become informed about certain construction projects;

WHEREAS, the Village Council finds that the foregoing Ordinance would assure the good government of the municipality, protect and preserve the municipality's rights, property, and privileges, preserve peace and good order, secure persons and property from danger and destruction, and protect the health, comfort and convenience of the citizens of the Village of Martin's Additions, and is necessary for the preservation of the property, rights, and privileges of the Village and its residents.

NOW, THEREFORE, the Village Council does hereby adopt the following Ordinance.

BE IT ORDAINED AND ORDERED, this ___ day of _____, 2017, by the Village Council, acting under and by virtue of the authority given it by the Maryland Code and the Charter of the Village of Martin's Additions, that the Village Code is hereby amended as follows:

* * *

Section 6-101. Definitions

For the purposes of this Chapter, the following words and phrases shall have the following meanings:

* * *

(k) "Fences" means man-made structures which are designed primarily to partially or wholly enclose a lot or a portion thereof.

(l) "Floor area" means the sum of all interior horizontal areas of the several stories of a building, whether or not a floor has actually been laid, with structural headroom or clear ceiling height of at least six (6) feet.

(m) "Group home" means a child care residence, group residence for developmentally disabled persons, a group residential facility, a tourist home, boarding house or any structure housing three or more unrelated persons or offering guest rooms for hire, but does not include a single family residence that is rented, or offered for rent, by the owner thereof to persons constituting a single family.

* * *

(Ord. No. 5-13-1, adopted 9/9/13, effective 10/10/13; Ord. No. 11-15-1, adopted 1/21/16, effective 2/10/16; Ord. No. 4-16-1, effective 7/6/16; Ord. No. 1-17-1, effective 4/5/17).

* * *

Section 6-302. Permits Required.

* * *

(e) Consultation Meeting.

(1) Prior to the commencement of a construction project meeting the criteria below, and as a condition of the building permit, the Code Enforcement Officer shall hold an informational meeting with the applicant. The informational meeting shall be open to the public and be conducted for the purposes of exchanging information, receiving feedback, and informing Village residents about construction schedules, parking, traffic, and the like. Such informational meeting shall be required for the following projects:

- (i) A new building having more than five hundred (500) square feet of floor area;
- (ii) One (1) or more addition(s) or alteration(s) to a building that individually or cumulatively, within a period of two (2) years, increase the floor area of an existing building by more than five hundred (500) square feet; or
- (iii) The demolition of more than fifty (50) percent of the exterior walls of a main building (measured in linear feet and including only that area which is entirely above grade).

(2) At least seven (7) days before the informational meeting, the applicant shall erect a sign, to be furnished by the Village, on the subject property within ten (10) feet of the boundary line of each public road abutting the property, facing in such manner as may most readily be seen by the public. The bottom of the sign shall be not less than two and one-half (2½) feet from the ground. The sign shall specify any and all content that the Village may require. The Village Manager shall provide written notice of such meeting to the owners of adjoining and confronting properties. Failure to provide such signage or written notice shall not invalidate any permit which may be issued by the Village with respect to the subject property.

(Ord. No. 5-13-1, adopted 9/19/13, effective 10/10/13; Ord. No. 11-15-1, adopted 1/21/16, effective 2/10/16; Ord. No. 10-16-1, adopted 12/15/16, effective 1/4/17)

* * *

AND BE IT FURTHER ORDAINED AND ORDERED, by the Village Council, acting under and by virtue of the authority granted to it by the Maryland Code, and the Charter of the Village of the Village of Martin’s Additions, 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 ___ day of _____, 2017.

ATTEST:

THE VILLAGE OF MARTIN’S ADDITIONS

Susan Fattig, Secretary

Richard Krajeck, Chair
Village Council

Underline indicates new material
indicates material deleted
* * * indicates material unchanged

**Village of Martin's Additions
Treasurer's Report
March 2017**

	<u>Mar 17</u>	<u>Budget</u>	<u>Jul '16 - Mar 17</u>	<u>YTD Budget</u>	<u>Annual Budget</u>
Income					
4000 · Revenue					
4010 · Permit Fees	3,498.00	1,666.00	8,991.00	14,994.00	20,000.00
4020 · Cable TV Franchise Fees		2,000.00	2,799.74	6,000.00	8,000.00
4040 · County Revenue Sharing			26,907.00	26,800.00	26,800.00
4050 · Highway Users Fees		1,000.00	18,540.41	21,000.00	23,000.00
4060 · Income Tax	0.84	50,000.00	478,256.14	420,000.00	600,000.00
4080 · Personal Property Tax	176.75		5,198.39	5,900.00	6,000.00
4090 · Real Property Tax	1,275.17	800.00	152,634.54	148,050.00	150,000.00
4095 · Utility Property Tax			14,537.27	1,000.00	12,300.00
4100 · Holiday Fund			9,780.00	6,500.00	6,500.00
4110 · Interest	1,180.21	600.00	8,303.97	2,141.00	4,000.00
4140 · Washington Gas - Street Work	0.00		72,898.20		
Total 4000 · Revenue	6,130.97	56,066.00	798,846.66	652,385.00	856,600.00
4200 · Prior Years Surplus	0.00		0.00	2,562,376.00	2,562,376.00
Total Income	6,130.97	56,066.00	798,846.66	3,214,761.00	3,418,976.00
Expense					
5000 · General Government					
5010 · Office Expenses	1,328.68	1,500.00	10,355.50	13,500.00	18,000.00
5025 · Office Furniture & Equipment			0.00	12,000.00	12,000.00
5030 · Insurance			5,616.00	5,000.00	5,000.00
5040 · Printing & Mailing	662.89	600.00	2,410.44	3,100.00	5,000.00
5050 · Dues & Subscriptions/Conference			3,807.54	5,120.00	10,000.00
5055 · Storage Rental	257.00	268.00	2,056.00	2,412.00	3,200.00
5060 · Office Lease	2,223.71	2,191.00	23,746.26	23,427.00	30,000.00
5065 · Telephone	540.01	250.00	2,449.18	2,250.00	3,000.00
5080 · Holiday Fund			9,775.50	6,500.00	6,500.00
Total 5000 · General Government	5,012.29	4,809.00	60,216.42	73,309.00	92,700.00

**Village of Martin's Additions
Treasurer's Report
March 2017**

	Mar 17	Budget	Jul '16 - Mar 17	YTD Budget	Annual Budget
5100 - Salaries & Benefits					
5110 - Managerial & Office Salaries	13,527.70	11,000.00	77,507.20	99,000.00	132,000.00
5120 - Payroll Taxes & Benefits	1,760.72	1,916.00	9,699.15	17,252.00	23,000.00
Total 5100 - Salaries & Benefits	15,288.42	12,916.00	87,206.35	116,252.00	155,000.00
5200 - Professional Fees					
5210 - Accounting & Auditing	3,000.00	3,000.00	32,800.00	33,000.00	42,000.00
5220 - Building & Permitting					
5222 - Building Review & Permits	3,300.00	1,667.00	25,350.00	14,999.00	20,000.00
5224 - Enforcement & Oversight	910.00	1,000.00	6,480.00	9,000.00	12,000.00
5226 - Municipal Operations	770.00	1,500.00	5,332.50	13,500.00	18,000.00
Total 5220 - Building & Permitting	4,980.00	4,167.00	37,162.50	37,499.00	50,000.00
5230 - Legal	3,835.00	4,166.00	26,906.00	37,502.00	50,000.00
5240 - Police	2,374.90	2,500.00	21,437.36	22,500.00	30,000.00
5242 - Lighting Consultant		1,250.00	2,464.35	3,750.00	5,000.00
5244 - Traffic Engineering	416.00		5,811.00	1,500.00	3,000.00
Total 5200 - Professional Fees	14,605.90	15,083.00	126,581.21	135,751.00	180,000.00
5300 - Streets					
5305 - Streets - General					
5310 - Street Lighting - PEPCO	1,281.44	1,400.00	9,999.47	12,000.00	16,000.00
5322 - Street Cleaning - Fall/Spring		7,000.00	10,054.47	21,000.00	28,000.00
5324 - Street Maintenance - Other		1,250.00	804.49	11,250.00	15,000.00
Total 5305 - Streets - General	1,281.44	9,650.00	20,858.43	44,250.00	59,000.00
5349 - Snow Removal Services					
5350 - Snow Removal - Shovel Bvl. Rd.	1,250.00		1,250.00	5,000.00	5,000.00
5351 - Snow Removal - Plowing	4,537.50		8,194.30	20,000.00	20,000.00
Total 5349 - Snow Removal Services	5,787.50		9,444.30	25,000.00	25,000.00
Total 5300 - Streets	7,068.94	9,650.00	30,302.73	69,250.00	84,000.00

**Village of Martin's Additions
Treasurer's Report
March 2017**

	<u>Mar 17</u>	<u>Budget</u>	<u>Jul '16 - Mar 17</u>	<u>YTD Budget</u>	<u>Annual Budget</u>
5400 · Waste & Recycling					
5410 · Waste Collection & Recycling	7,223.30	7,100.00	69,684.14	63,700.00	85,000.00
5420 · Leaf Bags			13,955.00	14,025.00	14,025.00
5425 · Recycling Bins	49.07		76.92	500.00	1,000.00
Total 5400 · Waste & Recycling	<u>7,272.37</u>	<u>7,100.00</u>	<u>83,716.06</u>	<u>78,225.00</u>	<u>100,025.00</u>
5500 · Other					
5510 · Tree Maintenance	3,528.30	6,000.00	5,258.30	29,000.00	35,000.00
5515 · Tree Replacement			3,866.67	4,000.00	4,000.00
5518 · Right-of-Way Landscaping	1,204.00	500.00	6,337.24	4,500.00	6,000.00
5520 · Community Events	1,838.45		6,859.55	6,000.00	10,000.00
5530 · Website	114.90	115.00	6,645.14	6,585.00	7,000.00
Total 5500 · Other	<u>6,685.65</u>	<u>6,615.00</u>	<u>28,966.90</u>	<u>50,085.00</u>	<u>62,000.00</u>
5600 · Initiatives					
5630 · Tree Planting Initiatives Prog.			483.33	4,000.00	4,000.00
Total 5600 · Initiatives	<u>0.00</u>		<u>483.33</u>	<u>4,000.00</u>	<u>4,000.00</u>
5800 · Designated Funds					
5810 · Designated - Street			287,080.40	500,000.00	500,000.00
5811 · Designated Street Lighting			0.00	500,000.00	500,000.00
5812 · Designated - Sidewalk			0.00	250,000.00	250,000.00
5813 · Designated - Wynne Decision			0.00	190,000.00	190,000.00
Total 5800 · Designated Funds			<u>287,080.40</u>	<u>1,440,000.00</u>	<u>1,440,000.00</u>
5900 · Undesignated Fund Balance			0.00	1,301,251.00	1,301,251.00
Total Expense	<u>55,933.57</u>	<u>56,173.00</u>	<u>704,553.40</u>	<u>3,268,123.00</u>	<u>3,418,976.00</u>
Net Income	<u><u>-49,802.60</u></u>	<u><u>-107.00</u></u>	<u><u>94,293.26</u></u>	<u><u>-53,362.00</u></u>	<u><u>0.00</u></u>

**VMA Draft
PROPOSED
FY 2018 BUDGET**

			FY2016 Actual	FY2017 Actual to 1/31/2017	FY2017 Annual Budget	FY2017 Proposed Adjusted Budget as of 3/2/17	FY2018 Proposed Budget	Difference 2018/2017
Income								
4000 - Revenue								
	4010 - Permit Fees		7,525.00	5,103.00	20,000.00	20,000.00	20,000.00	0.00
	4020 - Cable TV Franchise Fees		8,066.48	2,057.96	8,000.00	8,000.00	8,000.00	0.00
	4040 - County Revenue Sharing		26,832.00	26,907.00	26,800.00	26,800.00	26,800.00	0.00
	4050 - Highway Users Fees		22,375.25	17,624.34	23,000.00	23,000.00	23,000.00	0.00
	4060 - Income Tax		819,105.43	342,473.07	600,000.00	820,000.00	700,000.00	100,000.00
	4070 - Code Infractions		798.52					0.00
	4080 - Personal Property Tax		3,529.57	5,100.99	6,000.00	6,000.00	6,000.00	0.00
	4090 - Real Property Tax		151,356.79	145,477.81	150,000.00	150,000.00	150,000.00	0.00
	4095 - Utility Property Tax		13,819.23	0.00	12,300.00	12,300.00	12,300.00	0.00
	4100 - Holiday Fund		8,345.00	9,520.00	6,500.00	6,500.00	8,000.00	1,500.00
	4110 - Interest		7,226.56	5,873.86	4,000.00	4,000.00	5,000.00	1,000.00
	4140 - Washington Gas - Street Work			72,898.20	0.00	72,898.20		0.00
	WSSC - Street Work					215,000.00		
	4135 - Other Revenue			0.00	0.00		0.00	0.00
	Total 4000 - Revenue		1,068,979.83	633,036.23	856,600.00	1,364,498.20	959,100.00	102,500.00
	4200 - Prior Years Surplus			0.00	2,562,376.00	2,837,685.00	3,511,458.20	949,082.20
	Total Income		1,068,979.83	633,036.23	3,418,976.00	4,202,183.20	4,470,558.20	1,051,582.20
Expense								
5000 - General Government								
	5010 - Office Expenses		15,877.31	6,523.58	18,000.00	15,000.00	15,000.00	(3,000.00)
	5025 - Office Furniture & Equipment		2,476.93	0.00	12,000.00	12,000.00	25,000.00	13,000.00
	5030 - Insurance		4,688.00	5,616.00	5,000.00	6,000.00	6,000.00	1,000.00
	5040 - Printing & Mailing		3,764.87	643.12	5,000.00	5,000.00	5,000.00	0.00
	5050 - Dues & Subscriptions/Conference		6,740.56	3,807.54	10,000.00	10,000.00	10,000.00	0.00
	5055 - Storage Rental		2,643.20	1,542.00	3,200.00	3,200.00	3,500.00	300.00
	5060 - Office Lease		28,560.66	19,331.88	30,000.00	32,000.00	32,000.00	2,000.00
	5065 - Telephone		3,295.59	1,909.17	3,000.00	3,500.00	3,500.00	500.00
	5080 - Holiday Fund		8,345.00	9,516.50	6,500.00	6,500.00	8,000.00	1,500.00
	Total 5000 - General Government		76,392.12	48,889.79	92,700.00	93,200.00	108,000.00	15,300.00
	5100 - Salaries & Benefits							
	5110 - Managerial & Office Salaries		105,864.57	55,967.76	132,000.00	132,000.00	132,000.00	0.00
	5120 - Payroll Taxes & Benefits		11,121.98	6,847.51	23,000.00	23,000.00	23,000.00	0.00
	Total 5100 - Salaries & Benefits		116,986.55	62,815.27	155,000.00	155,000.00	155,000.00	0.00
	5200 - Professional Fees							
	5210 - Accounting & Auditing		34,599.92	26,800.00	42,000.00	42,000.00	42,000.00	0.00
	5220 - Building & Permitting							
	5222 - Building Review & Permits		41,875.00	18,700.00	20,000.00	40,000.00	40,000.00	20,000.00
	5224 - Enforcement & Oversight		18,420.00	4,135.00	12,000.00	10,000.00	10,000.00	(2,000.00)
	5220 - Building & Permitting - Other							0.00
	5226 - Municipal Operations		8,750.00	3,897.50	18,000.00	10,000.00	10,000.00	(8,000.00)
	Total 5220 - Building & Permitting		69,045.00	26,732.50	50,000.00	60,000.00	60,000.00	10,000.00
	5230 - Legal		80,589.43	19,029.50	50,000.00	40,000.00	40,000.00	(10,000.00)
	5240 - Police		31,071.66	16,984.41	30,000.00	30,000.00	30,000.00	0.00
	5242 - Lighting Consultant		3,527.50	0.00	5,000.00	3,000.00	0.00	(5,000.00)
	5244 - Traffic Engineering		2,769.00	5,395.00	3,000.00	10,000.00	10,000.00	7,000.00
	5246 - Records Retention & Disposal		0.00	0.00	0.00	1,500.00	1,500.00	1,500.00
	GIS Update						20,000.00	
	Total 5200 - Professional Fees		221,602.51	94,941.41	180,000.00	185,000.00	203,500.00	23,500.00
	5300 - Streets							
	5305 - Streets - General							0.00
	5310 - Street Lighting - PEPCO		14,512.55	7,317.31	16,000.00	16,000.00	16,000.00	0.00
	5322 - Street Cleaning - Fall/Spring		22,264.47	10,054.47	28,000.00	20,000.00	20,000.00	(8,000.00)
	5324 - Street Maintenance - Other		3,793.50	242.50	15,000.00	15,000.00	15,000.00	0.00
	Leaf Vacuuming						18,000.00	
	Total 5305 - Streets - General		40,570.52	17,614.28	59,000.00	51,000.00	69,000.00	10,000.00
	5349 - Snow Removal Services							
	5350 - Snow ShovelBkv. Road		3,455.00	0.00	5,000.00	5,000.00	5,000.00	0.00
	5351 - Snow Removal - Plowing		22,536.05	2,100.00	20,000.00	20,000.00	20,000.00	0.00

VMA Draft
PROPOSED
FY 2018 BUDGET

			FY2016 Actual	FY2017 Actual to 1/31/2017	FY2017 Annual Budget	FY2017 Proposed Adjusted Budget as of 3/2/17	FY2018 Proposed Budget	Difference 2018/2017
		Total 5349 · Snow Removal Services	25,991.05	2,100.00	25,000.00	25,000.00	25,000.00	0.00
		Total 5300 - Streets	66,561.57	19,714.28	84,000.00	76,000.00	94,000.00	10,000.00
		5400 - Waste & Recycling						
		5410 · Waste Collection & Recycling	83,274.94	55,460.08	85,000.00	85,000.00	85,000.00	0.00
		5420 · Leaf Bags	13,730.00	13,955.00	10,000.00	14,025.00	15,000.00	5,000.00
		5425 · Recycling Bins	548.05	13.57	1,000.00	1,000.00	1,000.00	0.00
		Total 5400 - Waste & Recycling	97,552.99	69,428.65	96,000.00	100,025.00	101,000.00	5,000.00
		5500 - Other						
		5510 · Tree Maintenance	30,370.00	1,730.00	35,000.00	35,000.00	35,000.00	0.00
		5515 · Tree Replacement	2,780.00	4,350.00	4,000.00	5,000.00	5,000.00	1,000.00
		5518 · Right-of-Way Landscaping	6,862.31	5,133.24	6,000.00	8,000.00	8,000.00	2,000.00
		5520 · Community Events	21,012.84	5,021.10	10,000.00	22,000.00	25,000.00	15,000.00
		5530 · Website	804.30	1,994.34	1,500.00	7,500.00	5,000.00	3,500.00
		Total 5500 - Other	61,829.45	18,228.68	56,500.00	77,500.00	78,000.00	21,500.00
		5600 - Initiatives						
		5620 · Street Light Study		2,464.35				
		5630 · Tree Planting Initiatives	0.00	0.00	4,000.00	4,000.00	2,000.00	(2,000.00)
		Total 5600 - Initiatives	0.00	2,464.35	4,000.00	4,000.00	2,000.00	(2,000.00)
		Operating Expenditures	640,925.19	316,482.43	668,200.00	690,725.00	741,500.00	73,300.00
		5800 - Designated Funds						
		5810 · Designated Street		287,080.40	500,000.00	500,000.00	500,000.00	0.00
		5812 · Designated Sidewalk			250,000.00	500,000.00	500,000.00	250,000.00
		5811 · Designated Street Lighting	3,815.55	0.00	500,000.00	500,000.00	500,000.00	0.00
		5813 · Designated Wynne Decision				180,000.00	180,000.00	
		Total 5800 - Designated Funds	3,815.55	287,080.40	1,250,000.00	1,680,000.00	1,680,000.00	250,000.00
		5900 - Unassigned Fund Balance		0.00	1,500,776.00	1,831,458.20	2,049,058.20	548,282.20
		Total Expense	644,740.74	603,562.83	3,418,976.00	4,202,183.20	4,470,558.20	1,051,582.20
		Net Income	424,239.09	29,473.40	0.00	0.00	0.00	0.00
		FY2018 Budgeted Revenue	959,100.00					
		FY2018 Budgeted Expenditures	741,500.00					
		FY2018 Revenue - Expenditures	217,600.00		Difference between FY16 revenues & expenditures			

Resolution No.: 3-17-2
Introduced: March 16, 2017
Adopted:
Effective Date:

THE VILLAGE OF MARTIN'S ADDITIONS

SUBJECT: A RESOLUTION TO APPROVE LEVYING A TAX ON CERTAIN REAL AND PERSONAL PROPERTY UNDER THE PROVISIONS OF SECTION 6-203 OF THE TAX-PROPERTY ARTICLE OF THE ANNOTATED CODE OF MARYLAND, AS AMENDED

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

WHEREAS, the Village of Martin's Additions is a municipal corporation within the meaning of Section 6-203 of the Tax-Property Article; and

WHEREAS, pursuant to Section 703 of the Village Charter, the Village Council has the authority to levy a tax on all real property in the Village at the rate determined in accordance with Section 703 of the Village Charter; and

WHEREAS, pursuant to Section 601 of the Village Charter, the Annual Meeting of the residents of Martin's Additions was held on May 11, 2017 after due notice and advertisement of the time and place of the meeting and said notice included the proposed budget for 2017-2018 and the proposed tax rates to be levied upon real and personal property; and

WHEREAS, after due deliberation and consideration of all information and testimony presented to the Village Council, the Village Council finds that the proposed tax rates on real and personal property will serve the best interests of the Village.

NOW, THEREFORE, be it:

RESOLVED: That the Village Council of the Village of Martin's Additions, pursuant to the authority granted by the Village Charter and Section 6-203 of the Tax-Property Article of the Annotated Code of Maryland, hereby levies a tax at the rate of four and seventy-two hundredths of a cent (\$.0472) per One Hundred Dollars of assessable value (fair market value) on real property subject to taxation by the Village; fifty cents (\$.50) per One Hundred Dollars of assessed value of assessable personal property subject to taxation by the Village; and one dollar and forty-five cents (\$1.45) per One Hundred Dollars of assessed value of assessable utility property subject to taxation by the Village; and be it further

RESOLVED: That the tax levied hereby be certified to the County Council for

Montgomery County, Maryland, and that Montgomery County, Maryland be, and hereby is, authorized and directed to collect and pay over said tax to the Village of Martin's Additions; and be it further

RESOLVED: That the Director of Finance for Montgomery County, Maryland be advised of this resolution.

I, Susan Fattig, Secretary of the Village Council of the Village of Martin's Additions, hereby certify that the foregoing resolution was adopted by the Village Council at its meeting on May 11, 2017.

Susan Fattig, Secretary

Ordinance No.: 3-17-1
Introduced: March 16, 2017
Adopted:
Effective Date:

THE VILLAGE OF MARTIN'S ADDITIONS

SUBJECT: AN ORDINANCE TO ADOPT A BUDGET FOR FISCAL YEAR
JULY 1, 2017 TO JUNE 30, 2018.

WHEREAS, Local Government Article, Section 5-202 of the Maryland Code grants to the legislative body of every incorporated municipality in Maryland, including the Village of Martin's Additions, general power to pass such ordinances not contrary to the Constitution of Maryland, or public general law, as they may deem necessary in order to assure the good government of the municipality, to protect and preserve the municipality's rights, property, and privileges, to preserve peace and good order, to secure persons and property from danger and destruction, and to protect the health, comfort and convenience of the citizens of the municipality;

WHEREAS, Maryland Code, Local Government Article, Section 5-205, as amended, authorizes the legislative body of each municipal corporation in the State of Maryland to spend money for any public purpose and to affect the safety, health, and general welfare of the municipality and its occupants;

WHEREAS, Section 501 of the Charter of the Village of Martin's Additions authorizes the Village Council to pass such ordinances as it may deem necessary for the preservation of the property, rights, and privileges of the Village and its residents;

WHEREAS, the Village Council introduced the following Ordinance in public session assembled on the 16th day of March, 2017;

WHEREAS, the Village Council, after proper notice to the public, considered the following Ordinance at a public hearing held on the 11th day of May, 2017;

WHEREAS, prior to adopting this Ordinance, the Village Council held a public meeting on May 11, 2017 to adopt tax rates for the forthcoming fiscal year and, by the attached Resolution, adopted the tax rates for the forthcoming fiscal year; and

WHEREAS, the Village Council finds that the foregoing Ordinance would assure the good government of the municipality, protect and preserve the municipality's rights, property, and privileges, preserve peace and good order, secure persons and property from danger and destruction, and protect the health, comfort and convenience of the citizens of the Village of Martin's Additions, and is necessary for the preservation of the property, rights, and privileges of the Village and its residents.

NOW, THEREFORE, the Village Council does hereby adopt the foregoing Ordinance.

BE IT ORDAINED AND ORDERED, this 11th day of May, 2017, by the Village Council, acting under and by virtue of the authority given it by the Maryland Code and the Village Charter, that the attached Budget be and is hereby adopted.

AND BE IT FURTHER ORDAINED AND ORDERED, by the Village Council, acting under and by virtue of the authority granted to it by the Maryland Code, and the Village Charter, that:

- (1) Pursuant Maryland Code, Local Government Article, Section 5-205(b)(4), the Village Council may spend money for a purpose different from the purpose for which the money was appropriated or spend money not appropriated in the attached Budget if approved by a two-thirds vote of the Village Council;
- (2) 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
- (3) This Ordinance shall take effect on the ____ day of July, 2017.

ATTEST:

THE VILLAGE OF MARTIN'S ADDITIONS

Susan Fattig, Secretary

Richard Krajeck, Chair
Village Council