

TOWN OF FOREST HEIGHTS
RESOLUTION 40-14

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT ON BEHALF OF THE TOWN OF FOREST HEIGHTS (THE “TOWN”) TO OBTAIN A BOUNDARY SURVEY WITH A METES AND BOUNDS DESCRIPTION AND AN ANNEXATION PLAT OF VARIOUS PARCELS, LOTS OR PUBLIC LANDS OF PRINCE GEORGE’S COUNTY IN ORDER TO PREPARE CERTAIN MUNICIPAL ANNEXATION DOCUMENTS FOR CERTAIN PROPERTIES

Introduced By: Mayor Jacqueline Goodall

WHEREAS, the Town is authorized by the Town Charter and provisions of the Local Government Article, Section 4-401 *et seq.* of the Annotated Code of Maryland (the “Maryland Code”) to expand its municipal boundaries by annexing lands which are adjoining and contiguous; and

WHEREAS, said Article of the Maryland Code requires that a metes and bounds survey description of the property proposed for annexation be included in the annexation resolution as well as referenced in other related public documents to be prepared in accordance with applicable law; and

WHEREAS, the property to be annexed will consist of properties owned by the U.S. Government including Oxon Cove Park and Oxon Hill Farm, and the M-NCPPC located to the west of the present corporate limits (Phase I), and public rights of way and other public lands located to the south of the present corporate limits (Phase II), and private lands further to the south including the North Potomac View subdivision (Phase III), which are or may be planned for annexation (the “Annexation Property”); and

WHEREAS, the Charter of the Town of Forest Heights (the “Charter”), Section 33-63 permits the Council to forego the competitive bidding process in order to negotiate professional services contracts such as engineering and surveying services; and

WHEREAS, the Council finds that it is in the best interest of the Town to proceed with the proposed annexation and prepare the necessary documents to initiate the municipal annexation process for the aforesaid properties;

NOW THEREFORE BE IT RESOLVED, that the Town Council authorizes the Mayor to enter into a contract, attached hereto as Exhibit A and incorporated by referenced herein (“Contract”), and thereby obtain land surveying services from Charles P. Johnson & Associates, Inc., dated June 18, 2014 for the Annexation Property at a cost not to exceed \$18,300.00; and

BE IT FURTHER RESOLVED, if applicable this resolution shall serve the purposes of a formal budget resolution that may be required pursuant to Md. Ann. Code, LG Art., Section 5-205(b) in order to amend by supermajority vote an approved budget resolution and upon receiving the necessary votes entered into the journal of the Mayor and Council regarding any

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necessary budget amendment described herein, the Treasurer shall create or utilize Line Item 8020 "Annexation Survey" under the expenditure appropriation for General Expenses in the amount of \$18,300.0; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon passage.

PASSED this 30th day of June 2014.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

<u>ROLL CALL VOTE</u>	<u>YEA/NAY/ABSTAIN/ABSENT</u>
GOODALL	<u>YEA</u>
KENNEDY II	<u>ABSENT</u>
STONER	<u>YEA</u>
BARNES	<u>YEA</u>
MUHAMMAD	<u>YEA</u>
SMITH-BARNES	<u>YEA</u>
MANN	<u>YEA</u>

ATTEST:

Signature on file

Bonita C. Anderson, Town Clerk

THE MAYOR AND COUNCIL OF THE
TOWN OF FOREST HEIGHTS, MARYLAND

Signature on file

By: _____

Jacqueline Goodall, Mayor

Signature on file

By: _____

Cynthia Mann, Council President

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 30th day of June 2014 with 6 Aye votes and 0 Nay votes the aforesaid Resolution 40-14 passed.

Signature on file

Bonita Anderson, Town Clerk

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[Exhibit 1 – Proposal of Charles P. Johnson & Associates, Inc., dated June 18, 2014 for the
Annexation Property]