

MEMORANDUM

November 13, 2009

TO: County Council

FROM: ^{GO} Glenn Orlin, Deputy Council Staff Director

SUBJECT: **Public Hearing**—resolutions to amend the FY 2009-2014 Capital Improvements Program: B-CC Cluster ES Solution; Clarksburg Cluster MS Solution; Northwest Cluster ES Solution; and Seneca Valley Cluster ES Solution

In its review of the Growth Policy, the Planning, Housing, and Economic Development (PHED) Committee is recommending retaining the rule that no more residential subdivisions (except for senior housing) can be approved in a high school cluster where the enrollment will exceed MCPS program capacity five years from now by more than 20% at any level (ES, MS, or HS). However, the PHED Committee also noted that the Council could eliminate the current four cluster moratoria in the short term by programming funds in the CIP so that new capacity in the affected clusters and levels will open by August 2014, and amending the Growth Policy to allow the Planning Board to make a mid-cycle finding on adequacy if an amendment to the CIP changes capacity.

Attached are four CIP amendments proposed by the PHED Committee members that would program funds to add sufficient capacity within five years in the four moratorium clusters to bring them out of moratoria. These cost estimates were developed by MCPS staff at Council staff's request. The total cost of these projects is \$31,890,000; there are sufficient funds in the CIP reserve to absorb the cost (see the table below). Within the next year or two the Board of Education (BOE) is likely to request new CIP projects that would program at least this much money—and possibly on an accelerated schedule—from which the funds in these projects could be transferred.

G.O. Bond Reserve in the FY09-14 CIP (\$ thousands)

	FY10	FY11	FY12	FY13	FY14	Beyond FY14
G.O. Bond reserve	13,828	19,872	20,474	62,342	51,251	-
B-CC ES Solution	-	-	(719)	(4,586)	(6,925)	(2,360)
Clarksburg MS Solution	-	-	(315)	(1,667)	(1,974)	(444)
Northwest ES Solution	-	-	(466)	(3,023)	(3,068)	(4,543)
Seneca Valley ES Solution	-	-	-	(173)	(876)	(751)
Reserve balance	13,828	19,872	18,974	52,893	38,408	-

There is precedent for this. The model is the Upcounty Solution project approved in the FY 2001-2006 CIP, which programmed—but did not appropriate—26 more classrooms in the Upcounty (20 for Northwest HS and 16 at Gaithersburg HS). This was done, as noted on the project description form (PDF), to prevent the Damascus and Watkins Mill Clusters from going into residential moratoria. The PDF also noted that “alternative solutions to meet the capacity requirements in the up-county may be considered in future years” so as not to bind the BOE to these specific additions. In effect, it was a funding placeholder to be used for whatever the BOE ultimately proposed. During the next 2 years, based on BOE requests, the funds were shifted—and appropriated—to the Northwest HS Addition and Gaithersburg HS Addition projects, and also to the Clarksburg HS (Rocky Hill Conversion) project.

The Council has approved text in the 2009-2011 Growth Policy that allows the Planning Board this year to make a mid-cycle finding of adequacy based on this additional capacity. If the above CIP projects are approved, then this Growth Policy provision would let the Planning Board acknowledge this additional capacity in its assessment of school capacity adequacy.

An Education Committee worksession is tentatively scheduled for November 23, and Council action is tentatively scheduled for December 1.

Attachments

Resolution for the <u>B-CC Cluster ES Solution</u> project	©1-2
Resolution for the <u>Clarksburg Cluster MS Solution</u> project	©3-4
Resolution for the <u>Northwest Cluster ES Solution</u> project	©5-6
Resolution for the <u>Seneca Valley Cluster ES Solution</u> project	©7-8

Resolution: _____
Introduced: _____
Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: Planning, Housing, and Economic Development Committee

SUBJECT: Amendment to the FY09-14 Capital Improvements Program,
Montgomery County Public Schools
B-CC Cluster ES Solution

Background

1. Section 302 of the Montgomery County Charter provides that the Council may amend an approved capital improvements program at any time by an affirmative vote of no fewer than six members of the Council.
2. The Planning, Housing, and Economic Development Committee recommends adding this project to program sufficient funds to design and construct twenty permanent elementary school classrooms in the Bethesda-Chevy Chase (B-CC) high school cluster. These classrooms would meet capacity requirements under the Growth Policy, ending a residential moratorium in the B-CC cluster. It is anticipated that ultimately the Board of Education will request one or more specific projects that will add these classrooms by the start of the 2014-2015 school year, and that these funds would be used for that purpose.
3. Notice of public hearing was given and a public hearing was held.

Action

The County Council for Montgomery County, Maryland, approves the following action:

The FY09-14 Capital Improvements Program of the Montgomery County Public Schools is amended as reflected on the attached project description form.

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

BCC Cluster ES Solution -- No. (TBD)

Category	Montgomery County Public Schools	Date Last Modified	October 2, 2009
Subcategory	Individual Schools	Required Adequate Public Facility	Yes
Administering Agency	MCPS	Relocation Impact	None
Planning Area	Bethesda-Chevy Chase	Status	

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY08	6 Yr. Total	FY09	FY10	FY11	FY12	FY13	FY14	Beyond 6 Years
Planning, Design, and Supervision	1,416	0	1,348	0	0	0	719	365	264	68
Land	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	2,014	0	2,014	0	0	0	0	1,828	186	0
Construction	10,423	0	8,518	0	0	0	0	2,393	6,125	1,905
Other	737	0	350	0	0	0	0	0	350	387
Total	14,590	0	12,230	0	0	0	719	4,586	6,925	2,360

FUNDING SCHEDULE (\$000)

G.O. Bonds	14,590	0	12,230	0	0	0	719	4,586	6,925	2,360
Total	14,590	0	12,230	0	0	0	719	4,586	6,925	2,360

DESCRIPTION

Due to increasing enrollment growth, this project includes funds to design and construct 20 permanent elementary school classrooms in the Bethesda-Chevy Chase high school cluster. These additional classrooms would meet capacity requirements under the Growth Policy, ending a residential moratorium in the B-CC cluster. The County Council anticipates that ultimately the Board of Education will request one or more specific projects that will add these classrooms by the start of the 2014-2015 school year, and that these funds would be used for that purpose.

CAPACITY

Teaching Stations Added: 20

APPROPRIATION AND EXPENDITURE DATA	COORDINATION	MAP																																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>Date First Appropriation</td> <td style="text-align: center;">FY</td> <td></td> </tr> <tr> <td>First Cost Estimate</td> <td></td> <td></td> </tr> <tr> <td>Current Scope</td> <td style="text-align: center;">FY10</td> <td style="text-align: right;">14,590</td> </tr> <tr> <td>Last FY's Cost Estimate</td> <td></td> <td style="text-align: right;">0</td> </tr> <tr> <td colspan="3"> </td> </tr> <tr> <td>Appropriation Request</td> <td style="text-align: center;">FY09</td> <td style="text-align: right;">0</td> </tr> <tr> <td>Appropriation Request Est.</td> <td style="text-align: center;">FY10</td> <td style="text-align: right;">0</td> </tr> <tr> <td>Supplemental Appropriation Request</td> <td></td> <td style="text-align: right;">0</td> </tr> <tr> <td>Transfer</td> <td></td> <td style="text-align: right;">0</td> </tr> <tr> <td colspan="3"> </td> </tr> <tr> <td>Cumulative Appropriation</td> <td></td> <td style="text-align: right;">0</td> </tr> <tr> <td>Expenditures/Encumbrances</td> <td></td> <td style="text-align: right;">0</td> </tr> <tr> <td>Unencumbered Balance</td> <td></td> <td style="text-align: right;">0</td> </tr> <tr> <td colspan="3"> </td> </tr> <tr> <td>Partial Closeout Thru</td> <td style="text-align: center;">FY06</td> <td style="text-align: right;">0</td> </tr> <tr> <td>New Partial Closeout</td> <td style="text-align: center;">FY07</td> <td style="text-align: right;">0</td> </tr> <tr> <td>Total Partial Closeout</td> <td></td> <td style="text-align: right;">0</td> </tr> </table>	Date First Appropriation	FY		First Cost Estimate			Current Scope	FY10	14,590	Last FY's Cost Estimate		0				Appropriation Request	FY09	0	Appropriation Request Est.	FY10	0	Supplemental Appropriation Request		0	Transfer		0				Cumulative Appropriation		0	Expenditures/Encumbrances		0	Unencumbered Balance		0				Partial Closeout Thru	FY06	0	New Partial Closeout	FY07	0	Total Partial Closeout		0	<p>MANDATORY REFERRAL - M-NCPPC</p> <p>Department of Environmental Protection Protection</p> <p>Building Permits: Code Review Fire Marshal</p> <p>Department of Transportation Inspections Sediment Control Stormwater Management WSSC Permits</p>	<p>See Map on Next Page</p>
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Resolution: _____
Introduced: _____
Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: Planning, Housing, and Economic Development Committee

SUBJECT: Amendment to the FY09-14 Capital Improvements Program,
Montgomery County Public Schools
Clarksburg Cluster MS Solution

Background

1. Section 302 of the Montgomery County Charter provides that the Council may amend an approved capital improvements program at any time by an affirmative vote of no fewer than six members of the Council.
2. The Planning, Housing, and Economic Development Committee recommends adding this project to program sufficient funds to design and construct ten permanent middle school classrooms in the Clarksburg high school cluster. These classrooms would meet capacity requirements under the Growth Policy, ending a residential moratorium in the Clarksburg cluster. It is anticipated that ultimately the Board of Education will request one or more specific projects that will add these classrooms by the start of the 2014-2015 school year, and that these funds would be used for that purpose.
3. Notice of public hearing was given and a public hearing was held.

Action

The County Council for Montgomery County, Maryland, approves the following action:

The FY09-14 Capital Improvements Program of the Montgomery County Public Schools is amended as reflected on the attached project description form.

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

Clarksburg Cluster MS Solution -- No. (TBD)

Category	Montgomery County Public Schools	Date Last Modified	October 2, 2009
Subcategory	Individual Schools	Required Adequate Public Facility	Yes
Administering Agency	MCPS	Relocation Impact	None
Planning Area	Clarksburg	Status	

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY08	6 Yr. Total	FY09	FY10	FY11	FY12	FY13	FY14	Beyond 6 Years
Planning, Design, and Supervision	420	0	420	0	0	0	315	84	21	0
Land	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	678	0	678	0	0	0	0	678	0	0
Construction	3,018	0	2,716	0	0	0	0	905	1,811	302
Other	97	0	142	0	0	0	0	0	142	142
Total	4,400	0	3,956	0	0	0	315	1,667	1,974	444

FUNDING SCHEDULE (\$000)

G.O. Bonds	4,400	0	3,956	0	0	0	315	1,667	1,974	444
Total	4,400	0	3,956	0	0	0	315	1,667	1,974	444

DESCRIPTION

Due to increasing enrollment growth, this project includes funds to design and construct ten permanent middle school classrooms in the Clarksburg high school cluster. These additional classrooms would meet capacity requirements under the Growth Policy, ending a residential moratorium in the Clarksburg cluster. The County Council anticipates that ultimately the Board of Education will request one or more specific projects that will add these classrooms by the start of the 2014-2015 school year, and that these funds would be used for that purpose.

CAPACITY

Teaching Stations Added: 10

APPROPRIATION AND EXPENDITURE DATA	COORDINATION	MAP
Date First Appropriation FY	Mandatory Referral - M-NCPPC Department of Environmental Protection Protection Building Permits: Code Review Fire Marshal Department of Transportation Inspections Sediment Control Stormwater Management WSSC Permits	See Map on Next Page
First Cost Estimate		
Current Scope FY10 4,400		
Last FY's Cost Estimate 0		
Appropriation Request FY09 0		
Appropriation Request Est. FY10 0		
Supplemental Appropriation Request 0		
Transfer 0		
Cumulative Appropriation 0		
Expenditures/Encumbrances 0		
Unencumbered Balance 0		
Partial Closeout Thru FY06 0		
New Partial Closeout FY07 0		
Total Partial Closeout 0		

Resolution: _____
Introduced: _____
Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: Planning, Housing, and Economic Development Committee

SUBJECT: Amendment to the FY09-14 Capital Improvements Program,
Montgomery County Public Schools
Northwest Cluster ES Solution

Background

1. Section 302 of the Montgomery County Charter provides that the Council may amend an approved capital improvements program at any time by an affirmative vote of no fewer than six members of the Council.
2. The Planning, Housing, and Economic Development Committee recommends adding this project to program sufficient funds to design and construct eight permanent elementary school classrooms in the Northwest high school cluster. These classrooms would meet capacity requirements under the Growth Policy, ending a residential moratorium in the Northwest cluster. It is anticipated that ultimately the Board of Education will request one or more specific projects that will add these classrooms by the start of the 2014-2015 school year, and that these funds would be used for that purpose.
3. Notice of public hearing was given and a public hearing was held.

Action

The County Council for Montgomery County, Maryland, approves the following action:

The FY09-14 Capital Improvements Program of the Montgomery County Public Schools is amended as reflected on the attached project description form.

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

Northwest Cluster ES Solution -- No. (TBD)

Category	Montgomery County Public Schools	Date Last Modified	October 2, 2009
Subcategory	Individual Schools	Required Adequate Public Facility	Yes
Administering Agency	MCPS	Relocation Impact	None
Planning Area	Germantown	Status	

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY08	6 Yr. Total	FY09	FY10	FY11	FY12	FY13	FY14	Beyond 6 Years
Planning, Design, and Supervision	932	0	932	0	0	0	466	280	186	0
Land	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	1,307	0	1,307	0	0	0	0	1,046	261	0
Construction	8,486	0	4,243	0	0	0	0	1,697	2,546	4,243
Other	375	0	75	0	0	0	0	0	75	300
Total	11,100	0	6,557	0	0	0	466	3,023	3,068	4,543

FUNDING SCHEDULE (\$000)

G.O. Bonds	11,100	0	6,557	0	0	0	466	3,023	3,068	4,543
Total	11,100	0	6,557	0	0	0	466	3,023	3,068	4,543

DESCRIPTION

Due to increasing enrollment growth, this project includes funds to design and construct eight permanent elementary school classrooms in the Northwest high school cluster. These additional classrooms would meet capacity requirements under the Growth Policy, ending a residential moratorium in the Northwest cluster. The County Council anticipates that ultimately the Board of Education will request one or more specific projects that will add these classrooms by the start of the 2014-2015 school year, and that these funds would be used for that purpose.

CAPACITY

Teaching Stations Added: 8

APPROPRIATION AND EXPENDITURE DATA	COORDINATION	MAP
Date First Appropriation FY	Mandatory Referral - M-NCPPC Department of Environmental Protection Protection Building Permits: Code Review Fire Marshal Department of Transportation Inspections Sediment Control Stormwater Management WSSC Permits	See Map on Next Page
First Cost Estimate		
Current Scope FY10 11,100		
Last FY's Cost Estimate 0		
Appropriation Request FY09 0		
Appropriation Request Est. FY10 0		
Supplemental Appropriation Request 0		
Transfer 0		
Cumulative Appropriation 0		
Expenditures/Encumbrances 0		
Unencumbered Balance 0		
Partial Closeout Thru FY06 0		
New Partial Closeout FY07 0		
Total Partial Closeout 0		

(6)

Resolution: _____
Introduced: _____
Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: Planning, Housing, and Economic Development Committee

SUBJECT: Amendment to the FY09-14 Capital Improvements Program,
Montgomery County Public Schools
Seneca Valley Cluster ES Solution

Background

1. Section 302 of the Montgomery County Charter provides that the Council may amend an approved capital improvements program at any time by an affirmative vote of no fewer than six members of the Council.
2. The Planning, Housing, and Economic Development Committee recommends adding this project to program sufficient funds to design and construct four permanent elementary school classrooms in the Seneca Valley high school cluster. These classrooms would meet capacity requirements under the Growth Policy, ending a residential moratorium in the Seneca Valley cluster. It is anticipated that ultimately the Board of Education will request one or more specific projects that will add these classrooms by the start of the 2014-2015 school year, and that these funds would be used for that purpose.
3. Notice of public hearing was given and a public hearing was held.

Action

The County Council for Montgomery County, Maryland, approves the following action:

The FY09-14 Capital Improvements Program of the Montgomery County Public Schools is amended as reflected on the attached project description form.

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

Seneca Valley Cluster ES Solution -- No. (TBD)

Category	Montgomery County Public Schools	Date Last Modified	October 2, 2009
Subcategory	Individual Schools	Required Adequate Public Facility	Yes
Administering Agency	MCPS	Relocation Impact	None
Planning Area	Germantown	Status	

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY08	6 Yr. Total	FY09	FY10	FY11	FY12	FY13	FY14	Beyond 6 Years
Planning, Design, and Supervision	231	0	219	0	0	0	0	173	46	11
Land	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	186	0	186	0	0	0	0	0	186	0
Construction	1,287	0	644	0	0	0	0	0	644	643
Other	97	0	0	0	0	0	0	0	0	97
Total	1,800	0	1,049	0	0	0	0	173	876	751

FUNDING SCHEDULE (\$000)

G.O. Bonds	1,800	0	1,049	0	0	0	0	173	876	751
Total	1,800	0	1,049	0	0	0	0	173	876	751

DESCRIPTION

Due to increasing enrollment growth, this project includes funds to design and construct four permanent elementary school classrooms in the Seneca Valley high school cluster. These additional classrooms would meet capacity requirements under the Growth Policy, ending a residential moratorium in the Seneca Valley cluster. The County Council anticipates that ultimately the Board of Education will request one or more specific projects that will add these classrooms by the start of the 2014-2015 school year, and that these funds would be used for that purpose.

CAPACITY

Teaching Stations Added: 4

APPROPRIATION AND EXPENDITURE DATA	COORDINATION	MAP		
Date First Appropriation	Mandatory Referral - M-NCPPC Department of Environmental Protection Protection Building Permits: Code Review Fire Marshal Department of Transportation Inspections Sediment Control Stormwater Management WSSC Permits	See Map on Next Page		
First Cost Estimate				
Current Scope			FY10	1,800
Last FY's Cost Estimate			0	
Appropriation Request			FY09	0
Appropriation Request Est.			FY10	0
Supplemental Appropriation Request			0	
Transfer			0	
Cumulative Appropriation			0	
Expenditures/Encumbrances			0	
Unencumbered Balance	0			
Partial Closeout Thru	FY06	0		
New Partial Closeout	FY07	0		
Total Partial Closeout	0			

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