

AGENDA ITEM #8
February 23, 2010
Public Hearing/Action

MEMORANDUM

February 19, 2010

TO: County Council

FROM: Essie McGuire, Legislative Analyst 

SUBJECT: **Public Hearing/Action – Supplemental Appropriation to the Montgomery County Public Schools' FY10 Operating Budget, \$1,000,000 State grant to retrofit school buses with diesel particulate filters**

Today the County Council will hold a public hearing and consider a supplemental appropriation to the Montgomery County Public Schools (MCPS) FY10 Operating Budget, \$1,000,000. The source of funds is a State grant to retrofit MCPS school buses with diesel particulate filters. The Board of Education transmitted this request on January 15 (circles 4-6). The Council introduced the appropriation on February 9. An approval resolution is attached at circles 2-3.

The County Executive recommends approval of the supplemental appropriation (circle 1). This State grant will allow MCPS to retrofit approximately 70 buses with filters that will reduce emissions. MCPS is engaged in an ongoing effort to improve the environmental impact of its bus fleet, and received Federal grant funds in FY09 also to retrofit buses with diesel filters.

Council staff recommends approval of the supplemental appropriation.



OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

Isiah Leggett
County Executive

MEMORANDUM

February 1, 2010

TO: Nancy Floreen, President, County Council

FROM: Isiah Leggett, County Executive 

SUBJECT: Supplemental Appropriation #10-297
FY10 Operating Budget
Montgomery County Public Schools
Diesel Particulate Filters
\$1,000,000

2010 FEB - 1 PM 4:35
MONTGOMERY COUNTY
OFFICE

On January 15, 2010, the Board of Education (BOE) requested authorization to receive and expend a FY10 supplemental appropriation of \$1,000,000 from the State Highway Administration (SHA) of the Maryland Department of Transportation to retrofit Montgomery County Public Schools (MCPS) school buses with diesel particulate filters.

A purpose of the State of Maryland and Maryland Transportation Authority's Intercounty Connector project in Prince George's and Montgomery counties is to help restore the natural, human, and cultural environments from past development impacts within the project area. The state funding to retrofit MCPS school buses with diesel particulate filters represents SHA's commitment to support projects that address past stresses to the natural and socioeconomic environments caused by past development in Montgomery County. This project is part of the MCPS Department of Transportation's commitment to reduce pollution from its school buses with the purchase of biodiesel fuel, installing equipment on older buses to reduce particulate matter pollution, and purchasing buses with the latest green technology.

I recommend that the County Council approve this supplemental appropriation of \$1,000,000 from the SHA to retrofit MCPS school buses with diesel particulate filters. The source of funds is a State grant.

IL:bd

Attachments: Supplemental Appropriation #10-297
Request from the Board of Education

Resolution No: _____

Introduced: _____

Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: County Council

SUBJECT: Supplemental Appropriation #10-297
FY10 Operating Budget
Montgomery County Public Schools
Diesel Particulate Filters
\$1,000,000

Background

1. Section 5-105(d) of the Education Article of the Annotated Code of Maryland provides for the expenditure of non-local funds by the County Board of Education after adoption of the budget, only with the approval of the County fiscal authority.
2. Section 307 of the Montgomery County Charter provides that any supplemental appropriation shall be recommended by the County Executive who shall specify the source of funds to finance it. The Council shall hold a public hearing on each proposed supplemental appropriation after at least one week's notice. A supplemental appropriation that would comply with, avail the County of, or put into effect a grant or a Federal, State or County law or regulation, or one that is approved after January 1 of any fiscal year, requires an affirmative vote of five Councilmembers. A supplemental appropriation for any other purpose that is approved before January 1 of any fiscal year requires an affirmative vote of six Councilmembers. The Council may, in a single action, approve more than one supplemental appropriation. The Executive may disapprove or reduce a supplemental appropriation, and the Council may reapprove the appropriation, as if it were an item in the annual budget.
3. The County Executive received the Board of Education's action of January 12, 2010, requesting a supplemental appropriation to the operating budget as follows:

<u>Category</u>	<u>Amount</u>	<u>Funding Source</u>
09 Student Transportation	<u>\$ 1,000,000</u>	State Grant

Total \$ 1,000,000

3. The Board of Education has stated that this appropriation is needed to receive and expend \$1,000,000 for the grant fund. A purpose of the State of Maryland and Maryland Transportation Authority's Intercountry Connector project in Prince George's and Montgomery counties is to help restore the natural, human, and cultural environments from past development impacts within the project area. The state funding to retrofit MCPS school buses with diesel particulate filters represents SHA's commitment to support projects that address past stresses to the natural and socioeconomic environments caused by past development in Montgomery County. This project is part of the MCPS Department of Transportation's commitment to reduce pollution from its school buses with the purchase of biodiesel fuel, installing equipment on older buses to reduce particulate matter pollution, and purchasing buses with the latest green technology.
5. The County Executive recommends a supplemental appropriation to the FY10 Operating Budget of \$1,000,000 and has specified that the source of funds will be a state grant.
6. Notice of a public hearing was given, and a public hearing was held.

Action

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

A supplemental appropriation to the FY10 Operating Budget of the Montgomery County Public Schools is approved as follows:

<u>Category</u>	<u>Amount</u>	<u>Funding Source</u>
09 Student Transportation	<u>\$ 1,000,000</u>	State Grant
Total	\$ 1,000,000	

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

Office of the Superintendent of Schools
MONTGOMERY COUNTY PUBLIC SCHOOLS
Rockville, Maryland

January 15, 2010

MEMORANDUM

To: The Honorable Isiah Leggett, County Executive
The Honorable Nancy Floreen, President,
Montgomery County Council

From: Jerry D. Weast, Superintendent of Schools 

Subject: Transmittal of Board of Education Item #4.3.1

Recommended FY 2010 Supplemental Appropriation for Diesel Particulate Filters

BOE Meeting Date: January 12, 2010

Amount of Money: \$1,000,000

Type of Action: Supplemental Appropriation

JDW:LAB:MCS:jp

Attachment

Copy to:
Dr. Spatz
Montgomery County Office of Management and Budget

Office of the Superintendent of Schools
MONTGOMERY COUNTY PUBLIC SCHOOLS
Rockville, Maryland

January 12, 2010

MEMORANDUM

To: Members of the Board of Education

From: Jerry D. Weast, Superintendent of Schools 

Subject: Recommended FY 2010 Supplemental Appropriation for Diesel Particulate Filters

Recommendation in Brief

Authorization is requested to receive and expend, subject to County Council approval, an FY 2010 supplemental appropriation of \$1,000,000 from the State Highway Administration (SHA) of the Maryland Department of Transportation for retrofitting Montgomery County Public Schools (MCPS) school buses with diesel particulate filters. The device is verified for on-road use by the California Air Resources Board. The estimated cost per bus is \$14,286.

Background Information

The state of Maryland and the Maryland Transportation Authority have authorized the funding and construction of the Intercounty Connector (ICC). The ICC project will link I-270/I-370 and I-95/US 1 with a state-of-the-art, multimodal, east-west highway within central and eastern Montgomery County and northwestern Prince George's County. One of the project purposes is to help restore the natural, human, and cultural environments from past development impacts within the project area. The proceeds are part of the SHA commitment to support projects designed to address the past stresses to the natural and socioeconomic environments caused by past development in Montgomery and Prince George's counties.

Relationship to Ongoing Program

The project is part of the MCPS Department of Transportation (DOT) commitment to reduce pollution from its school buses with the purchase of biodiesel fuel, installing equipment on older buses to reduce particulate matter pollution, and purchasing new buses with the latest green technology. DOT has taken several steps to improve the efficiency of its fleet with efforts to conserve fuel consumption through the monitoring of bus idling and reviewing bus routes for increased route efficiency without impacting the safety of students.

Recommended Resolution

WHEREAS, The State Highway Administration and the Montgomery County Board of Education support reducing particulate matter associated with diesel fuel exhaust by retrofitting a certain number of diesel buses in the Montgomery County Public Schools' fleet with new verified fine particle reducing technologies; and

WHEREAS, The Montgomery County Public Schools' Department of Transportation will continue to use cleaner fuel, work to reduce school bus idling time, and reinforce green driving practices; and

WHEREAS, The State Highway Administration has provided funding to purchase diesel filtration systems and services for Montgomery County Public Schools' school buses to help reduce fine particle pollution; now therefore be it

Resolved, That the superintendent of schools be authorized to receive and expend, subject to County Council approval, an FY-2010 supplemental appropriation of \$1,000,000 for the retrofitting of approximately 70 transit-style school buses with a level 3 active diesel particulate filter; and be it further

Resolved, That a copy of this resolution be sent to the county executive and County Council; and be it further

Resolved, That the county executive be requested to recommend approval of this resolution to the County Council.

JDW:LAB:MCS:jp