

**Introduction**

**MEMORANDUM**

March 25, 2011

TO: County Council

FROM: Jeffrey L. Zyontz,  Legislative Attorney

SUBJECT: **Introduction** - Supplemental appropriation to the County Government's FY11 Capital Budget, Department of Recreation - \$710,000 for Germantown Indoor Swim Center (Source: G.O. Bonds)

On March 23, 2011 the County Executive submitted a supplemental capital budget request. The Executive recommended increasing the appropriation for painting the ceiling of the Germantown Indoor Swim Center. Due to higher than expected bids, the supplemental appropriation is necessary to complete the work.

The Planning, Housing, and Economic Development Committee has tentatively scheduled a worksession on this matter for April 4, 2011. The Council will hold a public hearing and take action on April 12, 2011 at 1:30 p.m.

This Packet Contains  
Executive's letter dated March 22, 2011  
Resolution to approve the appropriations

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OFFICE OF THE COUNTY EXECUTIVE  
ROCKVILLE, MARYLAND 20850

Isiah Leggett  
County Executive

RECEIVED  
MONTGOMERY COUNTY  
COUNCIL  
2011 MAR 23 AM 10:30

MEMORANDUM

March 22, 2011

TO: Valerie Ervin, President, County Council  
FROM: Isiah Leggett, County Executive   
SUBJECT: Supplemental Appropriation #13-S11-CMCG-6 to the FY11 Capital Budget  
Montgomery County Government  
Department of Recreation  
Germantown Indoor Swim Center (No. 003901), \$710,000

I am recommending a supplemental appropriation to the FY11 Capital Budget in the amount of \$710,000 for the Germantown Indoor Swim Center project (No. 003901). Appropriation will fund improvements to the Germantown Indoor Swim Center that will properly complete the project.

This increase is needed to adequately fund completion of the project. Although the facility has been open and operational there is a paint deficiency on the underside (ceiling) of the roof deck. Additional paint work is required to properly complete the project scope. Actual bids received for this work are higher than budgeted. The facility is expected to be closed from May to September to accomplish the required work. Funds will be used to ensure that the necessary improvements are completed to coincide with the demands of the fall schedule for the swim center.

I recommend that the County Council approve this supplemental appropriation in the amount of \$710,000 and specify the source of funds as G.O. Bonds.

I appreciate your prompt consideration of this action.

Attachment: Supplemental Appropriation #13-S11-CMCG-6

- c: Gabriel Albornoz, Director, Department of Recreation
- Joseph F. Beach, Director, Office of Management and Budget
- Jennifer R. Bryant, Office of Management and Budget
- David Dise, Director, Department of General Services
- Angela Dizelos, CIP Manager, Office of Management and Budget
- Keith Miller, Executive Director, Revenue Authority

Resolution: \_\_\_\_\_  
Introduced: \_\_\_\_\_  
Adopted: \_\_\_\_\_

COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND

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By: Council President at the Request of the County Executive

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SUBJECT: Supplemental Appropriation #13-S11-CMCG-6 to the FY11 Capital Budget  
Montgomery County Government  
Department of Recreation  
Germantown Indoor Swim Center (No. 003901), \$710,000

Background

1. 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.
2. The County Executive recommends the following capital project appropriation increases:

<u>Project Name</u>	<u>Project Number</u>	<u>Cost Element</u>	<u>Amount</u>	<u>Source of Funds</u>
Germantown Indoor Swim Center	003901	Construction	\$710,000	G.O. Bonds
TOTAL			\$710,000	G.O. Bonds

3. This increase is needed to adequately fund completion of the project. Although the facility has been open and operational there is a paint deficiency on the underside (ceiling) of the roof deck, as a result, the paint is peeling and falling into the pool. Additional paint work is required to properly complete the project scope. Actual bids received for this work are higher than budget. The facility is expected to be closed from May to September to accomplish the required work. Funds will be used to ensure that the necessary improvements are completed to coincide with the demands of the fall schedule for the swim center.
4. The County Executive recommends a supplemental appropriation in the amount of \$710,000 for Germantown Indoor Swim Center (No. 003901), and specifies that the source of funds will be G.O. Bonds.
5. Notice of 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 FY11 Capital Budget is approved as follows:

<u>Project Name</u>	<u>Project Number</u>	<u>Cost Element</u>	<u>Amount</u>	<u>Source of Funds</u>
Germantown Indoor Swim Center	003901	Construction	\$710,000	G.O. Bonds
TOTAL			\$710,000	G.O. Bonds

This is a correct copy of Council action.

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Linda M. Lauer, Clerk of the Council

# Germantown Indoor Swim Center -- No. 003901

Category  
Subcategory  
Administering Agency  
Planning Area

Revenue Authority  
Miscellaneous Projects (Revenue Authority)  
Revenue Authority  
Germantown

Date Last Modified  
Required Adequate Public Facility  
Relocation Impact  
Status

March 21, 2011  
No  
None.  
On-going

## EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY09	Est. FY10	Total 6 Years	FY11	FY12	FY13	FY14	FY15	FY16	Beyond 6 Years
Planning, Design, and Supervision	2,305	2,159	0	146	96	50	0	0	0	0	0
Land	0	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	1,308	1,308	0	0	0	0	0	0	0	0	0
Construction	18,558	16,852	0	1,706	682	1,024	0	0	0	0	0
Other	309	309	0	0	0	0	0	0	0	0	0
<b>Total</b>	<b>22,480</b>	<b>20,628</b>	<b>0</b>	<b>1,852</b>	<b>778</b>	<b>1,074</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

## FUNDING SCHEDULE (\$000)

Contributions	413	0	0	413	413	0	0	0	0	0	0
G.O. Bonds	1,439	0	0	1,439	365	1,074	0	0	0	0	0
Revenue Authority	20,628	20,628	0	0	0	0	0	0	0	0	0
<b>Total</b>	<b>22,480</b>	<b>20,628</b>	<b>0</b>	<b>1,852</b>	<b>778</b>	<b>1,074</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

### DESCRIPTION

The facility is located at 18000 Central Park Circle in Boyds. This project funded the design and construction of an indoor aquatic facility to serve swimmers of all ages and abilities. The natatorium includes a free form leisure pool, a dual course competitive main pool with a diving tower and a 200-foot water slide, and two hydrotherapy pools. Size of the facility is approximately 60,000 gross square feet. The facility includes other service areas such as administrative offices, multi-purpose instruction rooms, lobby, public spaces, locker/shower rooms, support areas, etc. Because this facility is constructed in close proximity to an indoor tennis center, planning and design must take into account the footprint of the tennis center, storm drain layout and construction, and parking for both facilities. This estimate does not include design and construction funds for the tennis facility and its parking. Construction of the swim center is managed by the Capital Development Division of the Department of General Services, in coordination with the Aquatics Division of the Department of Recreation. The facility has been open and operational but requires additional funding to properly complete the project by correcting for paint deficiencies on the underside (ceiling) of the roof deck. Funding will provide for paint repairs, legal expert costs, architectural/engineering, and staff costs.

### COST CHANGE

Cost increase due to additional paint work required to properly complete the project scope. Actual bids received for this work are higher than budget.

### JUSTIFICATION

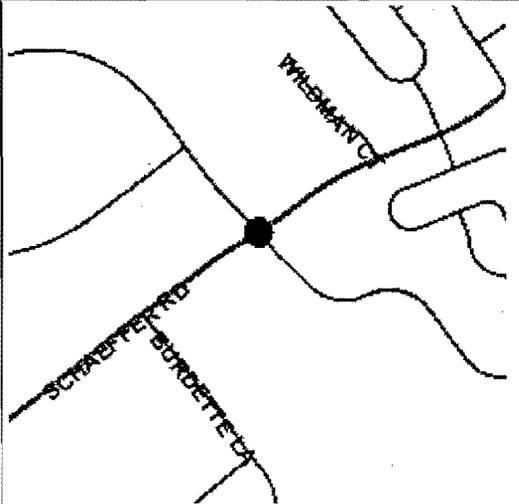
There has been strong citizen support for this facility. The pool also serves the needs of 12 schools in this region.

### FISCAL NOTE

The Council authorizes the advance of County general funds not to exceed \$1.85 million for design-related expenses which may be incurred before the sale of revenue bonds for the facility, pursuant to Section 42-15 (b) of the County Code. These advances are to be repaid out of the first proceeds of the sale of revenue bonds by the Revenue Authority for the Germantown Indoor Swim Center. In addition, County G.O. Bonds will fund the proper completion of the project by correcting for paint deficiencies on the underside (ceiling) of the roof deck. In November 2010, the County received \$412,500 as a settlement for additional paint work required to complete the project scope. This amount has been applied to the Germantown Indoor Pool project in FY11 and GO bonds reduced accordingly.

### OTHER DISCLOSURES

- A pedestrian impact analysis has been completed for this project.

APPROPRIATION AND EXPENDITURE DATA			COORDINATION	
Date First Appropriation	FY01	(\$000)	M-NCPPC Department of General Services Department of Finance Revenue Authority Department of Recreation	
First Cost Estimate	FY11	21,770		
Current Scope				
Last FY's Cost Estimate		20,628		
Appropriation Request	FY11	0		
Appropriation Request Est.	FY12	0		
Supplemental Appropriation Request		710		
Transfer		0		
Cumulative Appropriation		21,770		
Expenditures / Encumbrances		21,724		
Unencumbered Balance		46		
Partial Closeout Thru	FY08	0		
New Partial Closeout	FY09	0		
Total Partial Closeout		0		