

Public Hearing

MEMORANDUM

November 23, 2011

TO: County Council

FROM: Amanda Mihill, Legislative Attorney *A. Mihill*

SUBJECT: **Public Hearing:** Bill 36-11, Interagency Coordinating Board – Membership

Bill 36-11, Interagency Coordinating Board - Membership, sponsored by the Council President at the request of the County Executive, was introduced on November 1, 2011. An Education Committee worksession is tentatively scheduled for December 5 at 2:30 p.m.

Bill 36-11 would allow certain members of the Interagency Coordinating Board to designate alternates and update references to the Montgomery County Association of Secondary School Principals and the Elementary School Administrators Association.

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Expedited Bill No. 36-11
Concerning: Interagency Coordinating Board - Membership
Revised: 10/28/2011 Draft No. 1
Introduced: _____
Expires: _____
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the request of the County Executive

AN ACT to:

- (1) allow certain members of the Interagency Coordinating Board to designate alternates;
- (2) update references to the Montgomery County Association of Secondary School Principals and the Elementary School Administrators Association; and
- (3) generally amend the law regarding the Interagency Coordinating Board.

By amending

Montgomery County Code
Chapter 44, Schools and Camps.
Section 44-3

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

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

Sec. 1. Section 44-3 is amended as follows:

44-3. Interagency Coordinating Board.

* * *

(b) *Membership.* The Board consists of voting members and nonvoting, *ex officio* members.

(1) The voting members are:

- (A) the Chief Administrative Officer;
- (B) [The] the Superintendent of Schools;
- (C) the President of Montgomery College;
- (D) a member of the Maryland-National Capital Park and Planning Commission designated by the Montgomery County members of the Commission;
- (E) a Councilmember or the staff director or a senior staff member of the County Council who represents the Council;
- (F) one citizen appointed by the Superintendent and confirmed by the Board of Education; and
- (G) three citizens appointed by the Executive and confirmed by the Council.

The Advisory Committee may recommend individuals to the Executive and the Superintendent for appointment as citizen members of the Board.

(2) The nonvoting, *ex officio* members of the board are:

- (A) a member of the Board of Education designated by the Board of Education;
- (B) a person designated by the [Montgomery County Association of Secondary School Principals] Montgomery County Association of Administrators and

29 Principals to represent secondary school administrators
30 and confirmed by the Council;

31 (C) a person designated by the [Elementary School
32 Administrators Association] Montgomery County
33 Association of Administrators and Principals to represent
34 elementary school administrators and confirmed by the
35 Council.

36 (3) The Chief Administrative Officer, the Superintendent of
37 Schools, the President of Montgomery College, and the
38 Montgomery County members of the Maryland-National
39 Capital Park and Planning Commission may each designate a
40 person to serve in their absence as an alternate member of the
41 Board.

42 * * *

43 *Approved:*

44 _____
Valerie Ervin, President, County Council Date

45 *Approved:*

46 _____
Isiah Leggett, County Executive Date

47 *This is a correct copy of Council action.*

48 _____
Linda M. Lauer, Clerk of the Council Date

LEGISLATIVE REQUEST REPORT

Bill 36-11

Interagency Coordinating Board - Membership

DESCRIPTION: Bill 36-11 would allow certain members of the Interagency Coordinating Board (ICB) to designate alternates; and update references to the Montgomery County Association of Secondary School Principals (MCASSP) and the Elementary School Administrators Association (ESAA).

PROBLEM: As a result of scheduling conflicts and unforeseen emergencies, some members of the Interagency Coordinating Board are not available to attend all meetings. Additionally, the MCASSP and ESSA were subsumed within the Montgomery County Association of Administrators and Principals (MCAAP) as part of a reorganization.

GOALS AND OBJECTIVES: To ensure a quorum at all ICB meetings in order to effectively conduct business and decide policy matters with interagency representation by allowing certain *ex officio* representatives to designate an alternate to serve in that member's absence and to accurately designate responsibility for nominating ICB Board representatives.

COORDINATION: Community Use of Public Facilities and County Attorney

FISCAL IMPACT: To be requested.

ECONOMIC IMPACT: To be requested.

EVALUATION: To be requested.

EXPERIENCE ELSEWHERE: DC Water and Sewer Authority authorizing legislation for Board includes use of alternates with voting privileges.

SOURCE OF INFORMATION: Clifford Royalty, Office of County Attorney
Ginny Gong, Community Use of Public Facilities

APPLICATION WITHIN MUNICIPALITIES: N/A

PENALTIES: N/A



OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

Isiah Leggett
County Executive

MEMORANDUM

October 24, 2011

TO: Valerie Ervin, Council President
FROM: Isiah Leggett, County Executive 
SUBJECT: Two Modifications to Section 44-3 of Montgomery County Code

On behalf of the Interagency Coordinating Board for the Community Use of Public Facilities, I am requesting that you introduce a bill to modify two parts of Section 44-3 of Montgomery County Code (Schools and Camps):

44-3(b) 2 (B) and (C) – Non Voting Members – Language Update

The language modification would remove references to the Montgomery County Association of Secondary School Principals and Elementary School Administrators Association, both of which were subsumed by the Montgomery County Association of Administrators and Principals (MCAAP) as part of a reorganization. MCAAP is the organization that represents all administrators and principals in Montgomery County Public Schools and has the responsibility of nominating two of the non-voting members on the Interagency Coordinating Board.

44-3(b) 3 – Voting Membership – Ability to designate alternates

This Bill authorizes certain members of the ICB (the Chief Administrative Officer, the Superintendent of Schools, the President of Montgomery College, and Maryland-National Capital Park and Planning Commission) to each appoint a person to serve in that member's absence as an alternate member of the Board.

After extended discussion and approval of Resolution No. 11-001, the ICB has requested the ability to designate alternates for the members listed above. As a result of scheduling conflicts and unforeseen emergencies, some members of the ICB are not available to attend all meetings. This change will ensure a quorum at all meetings in order to effectively conduct business and decide policy matters with interagency representation. This modification is consistent with how WASA addresses board attendance.

Thank you for your consideration.

IL:ab

Attachments

cc: Dr. Henry Lee, ICB Chair
Ginny Gong, CUPF Director



OFFICE OF MANAGEMENT AND BUDGET

Isiah Leggett
County Executive

Jennifer A. Hughes
Director

MEMORANDUM

November 15, 2011

TO: Valerie Eryin, President, County Council
FROM: Jennifer A. Hughes, Director
SUBJECT: Bill 36-11, Interagency Coordinating Board - Membership

Attached please find the fiscal and economic impact statements for the above referenced legislation.

JAH:ad

c: Kathleen Boucher, Assistant Chief Administrative Officer
Lisa Austin, Offices of the County Executive
Joy Nurmi, Special Assistant to the County Executive
Ginny Gong, Executive Director, Community Use of Public Facilities
Joseph F. Beach, Director, Department of Finance
Michael Coveyou, Department of Finance
John Cuff, Office of Management and Budget
Amy Wilson, Office of Management and Budget
Alex Espinosa, Office of Management and Budget
Patrick Lacefield, Director, Office of Public Information

Office of the Director

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montgomerycountymd.gov/311



240-773-3556 TTY

Fiscal Impact Statement
Council Bill 36-11 Membership – Interagency Coordinating Board

1. Legislative Summary

As a result of scheduling conflicts and unforeseen emergencies, some members of the Interagency Coordinating Board are not available to attend all meetings. This Bill authorizes certain members of the Interagency Coordinating Board (the Chief Administrative Officer, the Superintendent of Schools, the President of Montgomery College, and Maryland-National Capital Park and Planning Commission) to each appoint a person to serve in that member's absence as an alternate member of the Board. The goal of this change is to ensure a quorum at all Interagency Coordinating Board meetings in order to effectively conduct business and decide policy matters with interagency representation.

Existing language in subsections 44-3(b)2(B) and (C) is no longer accurate. Designation of MCAAP as the organization representing school principals and administrators is needed to reflect reorganization. Additionally, the Bill removes references to the Montgomery County Association of Secondary School Principals and Elementary School Administrators Association both of which were subsumed within the Montgomery County Association of Administrators and Principals (MCAAP) as part of a reorganization. MCAAP is the organization that represents all administrators and principals in Montgomery County Public Schools (MCPS) and is responsible for nominating two non-voting members to the ICB.

- 2. An estimate of changes in County revenues and expenditures regardless of whether the revenues or expenditures are assumed in the recommended or approved budget. Includes source of information, assumptions, and methodologies used.**
This bill has no impact to revenues or expenditures.
- 3. Revenue and expenditure estimates covering at least the next 6 fiscal years.**
This bill has no impact to revenues or expenditures.
- 4. An actuarial analysis through the entire amortization period for each bill that would affect retiree pension or group insurance costs.**
Not Applicable
- 5. Later actions that may affect future revenue and expenditures if the bill authorizes future spending.**
This change will not result in subsequent government action that will impact future revenues and expenditures.
- 6. An estimate of the staff time needed to implement the bill.**
Not applicable. ICB Members would select their own alternates. Alternates will make decisions which are consistent with positions held by the primary.

7. An explanation of how the addition of new staff responsibilities would affect other duties.

No change in CUPF staff responsibilities. Alternates will be expected to attend four meetings a year. Meetings last no more than two hours.

8. An estimate of costs when an additional appropriation is needed.

Not Applicable

9. A description of any variable that could affect revenue and cost estimates.

Not Applicable

10. Ranges of revenue or expenditures that are uncertain or difficult to project.

Not Applicable

11. If a bill is likely to have no fiscal impact, why that is the case.

This bill allows for certain representatives to designate an alternate to serve in their absence to ensure a quorum at all meetings in order to effectively conduct business and decide policy matters with interagency representation. The legislation does not impose any new costs or responsibilities.

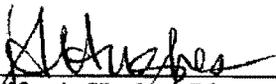
The bill also replaces references to the Montgomery County Association of Secondary School Principals and Elementary School Administrators Association both with Montgomery County Association of Administrators and Principals (MCAAP).

12. Other fiscal impacts or comments.

Not Applicable

13. The following contributed to and concurred with this analysis:

Elizabeth Habermann, Program Manager II, Community Use of Public Facilities
Adam Damin, Office of Management and Budget



Jennifer A. Hughes, Director
Office of Management and Budget

11/14/11
Date

Economic Impact Statement
Council Bill 36-11, Interagency Coordinating Board - Membership

Background:

Bill 36-11 (Bill) would allow certain members of the Interagency Coordinating Board (Board) to designate an alternate because of scheduling conflicts and unforeseen emergencies such that some members of the Board are not available to attend all meetings. This Bill ensures a quorum in order to effectively conduct business and decide policy matters by permitting certain *ex officio* representatives to designate an alternate to serve in a member's absence.

1. The sources of information, assumptions, and methodologies used.

Not Applicable

2. A description of any variable that could affect economic impact estimates.

Not Applicable

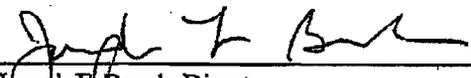
3. The bill's positive or negative effect, if any, on employment, spending, saving, investment, incomes, and property values in the County.

Not Applicable

4. If a bill is likely to have no economic impact, why that is the case.

This Bill addresses a procedural issue only, and therefore there is no economic impact.

5. The following contributed to and concurred with this analysis: David Platt, Finance;
Mike Coveyou, Finance



Joseph F. Beach, Director
Department of Finance

11/10/11

Date