

Resolution No.: 16-910  
Introduced: March 17, 2009  
Adopted: March 31, 2009

**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:** Amendment to the FY09-14 Capital Improvements Program and Supplemental Appropriation #28-S09-CMC-4 to the FY09 Capital Budget Montgomery College Germantown Science & Technology Park Infrastructure (No. 096607), \$3,217,000

**Background**

1. Section 16-301(d) of the Education Article of the Code of Maryland states that the capital and operating budgets of community colleges shall be prepared and considered in accordance with County fiscal procedures not inconsistent with State law. Section 16-304(a) and (b) state that each County governing body may appropriate money by major function to pay the cost of establishing and operating a community college.
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. 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.

4. 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 Science & Technology Infrastructure | 096607                | Planning, Design and Supervision | \$500,000          | Federal Aid            |
|  |                       | Site Improvements and Utilities  | \$1,217,000        | Federal Aid            |
|  |                       | Construction                     | \$1,500,000        | State Aid              |
| TOTAL  |                       |                                  | <u>\$3,217,000</u> |                        |

5. This increase is needed to provide expenditure authority for Federal and State grants received to partially fund the planning, design, and construction of road and utility infrastructure for the Germantown Science and Technology Park. The recommended amendment is consistent with the criteria for amending the CIP as the project leverages significant non-County sources of funds.

6. The County Executive recommends an amendment to the FY09-14 Capital Improvements Program and a supplemental appropriation in the amount of \$3,217,000 for the Germantown Science & Technology Park Infrastructure (No. 096607) project, and specifies Federal Aid and State Aid as the non-tax source of funds.

7. Notice of public hearing was given and a public hearing was held.

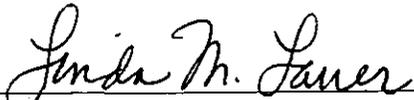
**Action**

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

The FY09-14 Capital Improvements Program of the Montgomery County Government is amended as reflected on the attached project description form and a supplemental appropriation 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 Science & Technology Infrastructure | 096607                | Planning, Design and Supervision | \$500,000          | Federal Aid            |
|  |                       | Site Improvements and Utilities  | \$1,217,000        | Federal Aid            |
|  |                       | Construction                     | \$1,500,000        | State Aid              |
| TOTAL  |                       |                                  | <u>\$3,217,000</u> |                        |

This is a correct copy of Council action.

  
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 Linda M. Lauer, Clerk of the Council

**Germantown Science&Technology Park Infrastructure -- No. 096607**

Category  
Subcategory  
Administering Agency  
Planning Area

Montgomery College  
Higher Education  
Montgomery College  
Germantown

Date Last Modified  
Required Adequate Public Facility  
Relocation Impact  
Status

March 05, 2009  
No  
None

**EXPENDITURE SCHEDULE (\$000)**

| Cost Element                      | Total        | Thru FY07 | Est. FY08 | Total 6 Years | FY09         | FY10     | FY11     | FY12     | FY13     | FY14     | Beyond 6 Years |
|-----------------------------------|--------------|-----------|-----------|---------------|--------------|----------|----------|----------|----------|----------|----------------|
| Planning, Design, and Supervision | 500          | 0         | 0         | 500           | 500          | 0        | 0        | 0        | 0        | 0        | 0              |
| Land                              | 0            | 0         | 0         | 0             | 0            | 0        | 0        | 0        | 0        | 0        | 0              |
| Site Improvements and Utilities   | 2,217        | 0         | 0         | 2,217         | 2,217        | 0        | 0        | 0        | 0        | 0        | 0              |
| Construction                      | 500          | 0         | 0         | 500           | 500          | 0        | 0        | 0        | 0        | 0        | 0              |
| Other                             | 0            | 0         | 0         | 0             | 0            | 0        | 0        | 0        | 0        | 0        | 0              |
| <b>Total</b>                      | <b>3,217</b> | <b>0</b>  | <b>0</b>  | <b>3,217</b>  | <b>3,217</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b>       |

**FUNDING SCHEDULE (\$000)**

|              |              |          |          |              |              |          |          |          |          |          |          |
|--------------|--------------|----------|----------|--------------|--------------|----------|----------|----------|----------|----------|----------|
| Federal Aid  | 1,717        | 0        | 0        | 1,717        | 1,717        | 0        | 0        | 0        | 0        | 0        | 0        |
| State Aid    | 1,500        | 0        | 0        | 1,500        | 1,500        | 0        | 0        | 0        | 0        | 0        | 0        |
| <b>Total</b> | <b>3,217</b> | <b>0</b> | <b>0</b> | <b>3,217</b> | <b>3,217</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |

**DESCRIPTION**

This project provides funds to develop road and utility infrastructure plans for the Science and Technology Park, and provides funds for the Germantown Incubator, and construction. The Germantown Business Incubator will be located at 20271 Goldenrod Lane in a commercial building adjacent to the Montgomery College campus. The Science and Technology Park is modeled after the County's Shady Grove Life Sciences Center (SGLSC). The Science and Technology Park is estimated to be a million square foot business park located on 40 acres of the Germantown campus.

This project is a part of the Montgomery College Biotechnology Project, which encompasses two interrelated initiatives that are tied together through a unique approach to bioscience education and workforce development: (1) The Bioscience Education Center, a 127,000 gross square foot academic building featuring state-of-the-art science laboratories located on the Germantown Campus; and (2) the Science and Technology Park, a million gross square foot business park adjacent to the Germantown Campus. Construction of the Bioscience Education Center is a separately funded project in the College's FY 2008 Capital Budget.

**JUSTIFICATION**

The Science and Technology Park Infrastructure Project aims to enhance Montgomery County's leading role in biosciences and technology. The proposed Science and Technology Park's location along the I 270 Corridor in Montgomery County Maryland, in the heart of "DNA Alley," provides strong assurance that it will be successful. It will enhance Maryland's and Montgomery County's reputation as a national leader in the provision of bioscience and technology opportunities.

Collegewide Facilities Master Plan Update (Pending 11/08), Montgomery College Science & Technology Park Master Plan (05/06), and Montgomery College Germantown Campus Site Planning Studies (03/06).

**FISCAL NOTE**

Funding Sources: Federal Aid, and State Aid.

The Federal Aid is comprised of 2 grants U.S. Small Business Administration \$282,000, and the U.S. Department of Energy \$1,435,000. The State Aid is funded through the MD Department of Economic Development, and totals \$1,500,000 (\$500,000 will be used for the Montgomery County Department of Economic Development for the Germantown Business Incubator).

**OTHER DISCLOSURES**

- Montgomery College asserts that this project conforms to the requirements of relevant local plans, as required by the Maryland Economic Growth, Resource Protection and Planning Act.

| APPROPRIATION AND EXPENDITURE DATA       | COORDINATION   | MAP                  |
|--|--|----------------------|
| Date First Appropriation FY09 (\$000)    | Germantown Biosciences Education Center (CIP#056603)<br>Facility Planning: College (CIP#86686)<br>Germantown Incubator Project<br>Montgomery County Department of Economic Development<br>U.S. Small Business Administration<br>U.S. Department of Energy<br>MD Department of Economic Development | See Map on Next Page |
| First Cost Estimate FY09 3,217           |  |                      |
| Current Scope FY09 3,217                 |  |                      |
| Last FY's Cost Estimate 0                |  |                      |
| Appropriation Request FY09 0             |  |                      |
| Appropriation Request Est. FY10 0        |  |                      |
| Supplemental Appropriation Request 3,217 |  |                      |
| 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                 |  |                      |