

Resolution No: 17-436
Introduced: May 24, 2012
Adopted: May 24, 2012

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: County Council

SUBJECT: Approval of the FY 2013-2018 Capital Improvements Program, and Approval of and Appropriation for the FY 2013 Capital Budget of Montgomery College

Background

1. As required by the Education Article, Section 16-301 of the Maryland Code, the Montgomery College Board of Trustees sent to the County Executive and County Council a 6-year Capital Improvements Program (CIP) and an FY 2013 Capital Budget for Montgomery College.
2. Section 302 of the County Charter requires the Executive to send to the Council by January 15 in each even-numbered calendar year a 6-year CIP, which the Executive did on January 17, 2012 for the 6-year period FY 2013-2018. (January 15 fell on a Sunday and January 16 fell on a holiday.) Section 302 requires the affirmative vote of at least 5 Councilmembers to approve or modify the Executive's Recommended CIP. After the Council approves a CIP, Section 302 permits the Council to amend it at any time with the affirmative vote of at least 6 Councilmembers.
3. Section 303 of the Charter requires the Executive to send to the Council by January 15 in each year a recommended Capital Budget, which the Executive did on January 17, 2012 for FY 2013. (January 15 fell on a Sunday and January 16 fell on a holiday.)
4. As required by Section 304 of the Charter, the Council held public hearings on the Capital Budget for FY 2013 and on the Recommended CIP for FY 2013-2018 on February 7 and 9, 2012.

Action

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

1. For FY 2013, the Council approves the Capital Budget for Montgomery College and appropriates the amounts by project which are shown in part I.
2. The Council reappropriates the appropriations made in prior years for all capital projects:
 - a) except as specifically reflected elsewhere in this resolution;
 - b) in the amounts and for the purposes specified in the Approved CIP for FY 2013-2018; and
 - c) to the extent that those appropriations are not expended or encumbered.
3. The Council approves the projects for the FY 2013-2018 Capital Improvements Program as presented in the Board of Trustees requested FY 2013 Capital Budget and FY 2013-2018 Capital Improvements Program, dated November 21, 2011, with the exceptions which are attached in Part II. Those projects are approved as modified.
4. The Council approves the close out of the projects in part III.
5. The Council approves the partial close out of the projects in part IV.
6. Any revenue which exceeds the amount estimated to be received from revenue sources other than County bonds must reduce the amount of bonds to be sold by the amount of the excess.
7. Allocation of FiberNet fibers to Montgomery College from the County FiberNet is subject to a construction memorandum of understanding between the College and the County as well as approval by the Interagency Technology Policy and Coordination Committee. The County must complete a detailed implementation plan for the construction memorandum of understanding by October 1, 2012. If a construction memorandum of understanding is not agreed to by August 30, 2012, or if the implementation plan is not completed by October 1, Montgomery College may acquire fiber independently, subject to appropriation and approval by the Council. The County Cable Plan provides: "User agencies must notify the Council before paying any fee to or entering into any agreement with any private provider, if using FiberNet to serve specific facilities is more advantageous to the County. The Council will then consider if adjustments to the funded FiberNet buildout schedule are warranted to avoid paying excessive fees to private providers for telecommunications service to any specific facility."
8. If a sign recognizing the contribution of any Federal, State, or local government or agency is displayed at any project for which funds are appropriated in this resolution, as a condition of spending those funds each sign must also expressly recognize the contribution of the County and the County's taxpayers.

This is a correct copy of Council action.



Linda M. Lauer, Clerk of the Council

PART I: FY 2013 CAPITAL BUDGET FOR MONTGOMERY COLLEGE

The appropriations for FY 2013 in this Part are made to implement the projects in the Capital Improvements Program for FY 2013-2018. When the total appropriation for a project includes State funds, the total appropriation for the project is contingent on the availability of funds from the State.

Project #	Project Name	FY13 Appropriation	Cumulative Appropriation	Total Appropriation
936660	ADA Compliance: College	50,000	1,103,000	1,153,000
096600	Capital Renewal: College	1,654,000	6,094,000	7,748,000
816611	Energy Conservation: College	125,000	4,418,000	4,543,000
886686	Facility Planning: College	270,000	4,157,000	4,427,000
136600	Germantown Science & Applied Studies Phase 1-Renov	4,529,000	0	4,529,000
856509	Information Technology: College	4,000,000	90,877,000	94,877,000
096601	Instructional Furniture and Equipment: College	270,000	1,020,000	1,290,000
076619	Network Infrastructure and Support Systems	1,800,000	8,367,000	10,167,000
076618	Network Operating Center	2,000,000	11,254,000	13,254,000
926659	Planned Lifecycle Asset Replacement: College	4,000,000	30,948,000	34,948,000
906605	Planning, Design & Construction	1,413,000	18,420,000	19,833,000
076604	Rockville Student Services Center	10,373,000	0	10,373,000
076623	Science East Building Renovation	5,028,000	27,328,000	32,356,000
076601	Site Improvements: College	700,000	11,329,000	12,029,000
076617	Student Learning Support Systems	1,600,000	4,620,000	6,220,000
	Total - Montgomery College	37,812,000	219,935,000	257,747,000

PART II: REVISED PROJECTS

The projects described in this section were revised from, or were not included among, the projects as requested by the agency in the Board of Trustees FY 2013 Capital Budget and FY 2013-2018 Capital Improvements Program of November 21, 2011. These projects are approved.

PART III: CAPITAL IMPROVEMENTS PROJECTS TO BE CLOSED OUT

The following capital projects are closed out effective July 1, 2012, and the appropriation for each project is decreased by the amount of that project's unencumbered balance.

Project #	Project Name
126600	Germantown Goldenrod Building Acquisition
996662	Takoma Park Campus Expansion

**PART IV: CAPITAL IMPROVEMENTS PROJECTS:
PARTIAL CLOSE OUT**

Partial close out of the following capital projects is effective July 1, 2012

Project #	Project Name	Amount
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NONE