

T&E COMMITTEE #2
July 14, 2016

MEMORANDUM

July 12, 2016

TO: Transportation, Infrastructure, Energy and Environment Committee

FROM: Glenn Orlin, ^{GO}Deputy Council Administrator

SUBJECT: Supplemental appropriation to the FY17 Capital Budget and amendment to the FY17-22 CIP - \$215,000 for Rockville Sidewalk Extensions (Source: Development Impact Tax)

The Executive has transmitted this supplemental appropriation request and CIP amendment on behalf of the City of Rockville so it can construct sidewalks along Avery Road, Wootton Parkway, and Falls Road. The Executive's transmittal letter is on ©1, and a draft adoption resolution is on ©2-4, including the project description form on ©4.

In FY14 the Council approved \$532,000 from the County Development Impact Tax's Rockville Account to construct these sidewalks. Sidewalk connectors such as these are eligible for the use of impact tax proceeds. However, the bids for this work have come in higher, and so the City is asking for \$215,000 more. If approved, these sidewalks would be built in FY17.

The balance of funds in the Rockville Account as of July 1 that is not already obligated is about \$3.53 million; this takes into account the \$2.62 million the Council recently appropriated for the City's Maryland/Dawson Extended project. If approved, the subject request would reduce the balance to about \$3.315 million. The Council approved the Rapid Transit System project assuming a further drawdown of \$1 million from this account (and another \$1 million from the Gaithersburg Account) to help fund the planning for the MD 355 Bus Rapid Transit line, but under current law this cannot occur unless each municipality approves new memoranda of understanding with the County to allow it. (Discussions are ongoing.) Nevertheless, even if there is such an agreement, there is more than sufficient funds in the Rockville Account to accommodate the City's request.

Council staff recommendation: Concur with the Executive's (and the City of Rockville's) request. Council action is tentatively scheduled for July 19.



OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

Isiah Leggett
County Executive

MEMORANDUM

June 15, 2016

TO: Nancy Floreen, President, County Council

FROM: Isiah Leggett, County Executive 

SUBJECT: Amendment to the FY17-22 Capital Improvements Program and Supplemental Appropriation #1-S17-CMCG-1 to the FY17 Capital Budget
Montgomery County Government
Department of Transportation
Rockville Sidewalk Extensions (No. 501430), \$215,000

I am recommending a supplemental appropriation to the FY17 Capital Budget and amendment to the FY17-22 Capital Improvements Program in the amount of \$215,000 for Rockville Sidewalk Extensions (No. 501430). Appropriation for this project will fund an increase in cost for the design and construction of sidewalk projects on Avery Road, Wootton Parkway, and Falls Road.

This increase is needed because price proposals received for the project exceed the available funding. This project supports an Effective and Efficient Transportation Network. The recommended amendment is consistent with the criteria for amending the CIP because funds are needed for completion of the project.

I recommend that the County Council approve this supplemental appropriation and amendment to the FY17-22 Capital Improvements Program in the amount of \$215,000 and specify the source of funds as Impact Taxes.

I appreciate your prompt consideration of this action.

IL:alt

Attachment: Amendment to the FY17-22 Capital Improvements Program and Supplemental Appropriation #1-S17-CMCG-1

c: Al R. Roshdieh, Director, Department of Transportation
Jennifer A. Hughes, Director, Office of Management and Budget

Resolution: _____
Introduced: _____
Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

SUBJECT: Amendment to the FY17-22 Capital Improvements Program and
Supplemental Appropriation #1-S17-CMCG-1 to the FY17 Capital Budget
Montgomery County Government
Department of Transportation
Rockville Sidewalk Extensions (No. 501430), \$215,000

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. 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.
3. 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>
Rockville Sidewalk Extensions	501430	Construction	\$215,000	Impact Taxes
TOTAL			\$215,000	

Amendment to the FY17-22 Capital Improvements Program and Supplemental Appropriation
#1-S17-CMCG-1

Page Two

4. This increase is needed because price proposals received for the project exceed the available funding. This project supports an Effective and Efficient Transportation Network. The recommended amendment is consistent with the criteria for amending the CIP because funds are needed for completion of the project.
5. The County Executive recommends an amendment to the FY17-22 Capital Improvements Program and a supplemental appropriation in the amount of \$215,000 for Rockville Sidewalk Extensions (No. 501430), and specifies that the source of funds will be Impact Taxes.
6. 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 FY17-22 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>
Rockville Sidewalk Extensions	501430	Construction	\$215,000	Impact Taxes
TOTAL			\$215,000	

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

3

Rockville Sidewalk Extensions (P501430)

Category	Transportation	Date Last Modified	6/9/16
Sub Category	Pedestrian Facilities/Bikeways	Required Adequate Public Facility	No
Administering Agency	Transportation (AAGE30)	Relocation Impact	Nones
Planning Area	Rockville	Status	Final Design Stage

	Total	Thru FY15	Est FY16	Total 6 Years	FY 17	FY 18	FY 19	FY 20	FY 21	FY 22	Beyond 6 Yrs
EXPENDITURE SCHEDULE (\$000s)											
Planning, Design and Supervision	14	0	0	0	14	0	0	0	0	0	0
Land	0	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	0	0	0	0	0	0	0	0	0	0	0
Construction	383	0	0	0	383	0	0	0	0	0	0
Other	350	350	0	0	0	0	0	0	0	0	0
Total	532	350	0	0	397	0	0	0	0	0	0

FUNDING SCHEDULE (\$000s)											
Impact Tax	747	350	0	0	397	0	0	0	0	0	0
Total	532	350	0								

APPROPRIATION AND EXPENDITURE DATA (000s)

Appropriation Request	FY 17	0
Appropriation Request Est.	FY 18	0
Supplemental Appropriation Request		215
Transfer		0
Cumulative Appropriation		532
Expenditure / Encumbrances		350
Unencumbered Balance		182

Date First Appropriation	FY 14
First Cost Estimate	
Current Scope	FY 18 747
Last FY's Cost Estimate	532

Description

This project provides funding to the City of Rockville to complete the following capital projects identified in a Memorandum of Understanding (MOU) between the County and Rockville:

1. Avery Road (Rockville Sidewalks CIP 420-850-6B21): Located along the east side of Avery Road, between the Montgomery County Public Schools (MCPS) Blair G. Ewing Center and the Montgomery County Department of Health and Human Services Avery House facility, this 6-foot wide asphalt path (with a length of 680 linear feet) will extend an existing asphalt bike path from the MCPS facility to the Avery House facility.
2. Wootton Parkway (Rockville Sidewalks CIP 420-850-6B21): Located along the west side of Wootton Parkway, between Fairwood Court and Hurley Avenue, this 5-foot wide sidewalk (with a length of 2,000 linear feet) will extend an existing sidewalk network along Wootton Parkway to connect a neighborhood that is currently inaccessible by pedestrians.
3. Falls Road (MD 189) West Side (Rockville Pedestrian Safety CIP 420-850-4B71): Located along the west side of Falls Road, between Wootton Parkway and Kersey Lane, this 5-foot wide sidewalk (with a length of 1,500 linear feet) will extend an existing sidewalk network along Falls Road.

Cost Change

Cost increase due to revised cost estimates during the construction process.

Justification

Avery Road is used extensively by pedestrians travelling between the bus stop on MD 28 and the Avery House. Completion of the project will directly improve pedestrian safety along Avery Road. Completion of Wootton Parkway represents one of the highest-ranked missing sidewalk links as identified through the City's Sidewalk Prioritization Program. The Falls Road West Side project will connect a neighborhood that is currently inaccessible to pedestrians.

Other

The City of Rockville and the County Department of General Services will coordinate to address any potential impact to the County's Avery House facility.

Fiscal Note

Under County Code sections 52-49 and 52-53, the County is required to deposit transportation impact taxes collected from developments within the city limits into a designated account. Funds from this account may only be used for projects identified in the MOU or in other agreements between the County and Rockville. An FY16 supplemental appropriation request for \$215,000 was approved for this project.

Coordination

Department of Transportation, Department of Permitting Services, Department of General Services, Department of Finance, Office of Management and Budget, City of Rockville, Maryland State Highway Administration