

Resolution No.: 18-399  
 Introduced: February 2, 2016  
 Adopted: February 9, 2016

**COUNTY COUNCIL  
 FOR MONTGOMERY COUNTY, MARYLAND**

Lead Sponsor: Council President at the Request of the County Executive

**SUBJECT:** Amendment to the FY15-20 Capital Improvements Program and Supplemental Appropriation #14-S16-CMCG-4 to the FY16 Capital Budget Montgomery County Government Department of Health and Human Services Avery Road Treatment Center (No. 601502), \$5,874,000

**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>
Avery Road Treatment Center	601502	Design and Construction	\$3,304,000	State Aid
		Design and Construction	<u>\$2,570,000</u>	G.O. Bonds
<b>TOTAL</b>			<b>\$5,874,000</b>	

4. This increase in funding and expenditure is needed to replace the existing Avery Road Treatment Center estimated funding with actual anticipated County and State expenditures to construct a new Avery Road Treatment facility through a public-private partnership. The increase in appropriation is needed to enter into a contract with the selected private partner. The recommended amendment is consistent with the criteria for amending the CIP because the project leverages significant non-County sources of funds and offers the opportunity to achieve significant savings by partnering with a private entity.
5. The County Executive recommends an amendment to the FY15-20 Capital Improvements Program and a supplemental appropriation in the amount of \$5,874,000 for Avery Road Treatment Center (No. 601502), and specifies that the source of funds will be General Obligation Bonds and State Aid.
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 FY15-20 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>
Avery Road Treatment Center	601502	Design and Construction	\$3,304,000	State Aid
		Design and Construction	<u>\$2,570,000</u>	G.O. Bonds
TOTAL			<u>\$5,874,000</u>	

This is a correct copy of Council action.



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Linda M. Lauer, Clerk of the Council

**Avery Road Treatment Center (P601502)**

Category Health and Human Services  
 Sub Category Health and Human Services  
 Administering Agency General Services (AAGE29)  
 Planning Area Rockville

Date Last Modified 11/17/14  
 Required Adequate Public Facility No  
 Relocation Impact None  
 Status Planning Stage

	Total	Thru FY14	Rem FY14	Total 6 Years	FY 15	FY 16	FY 17	FY 18	FY 19	FY 20	Beyond 6 Yrs
<b>EXPENDITURE SCHEDULE (\$000s)</b>											
Planning, Design and Supervision	1,186.0	0	0	1,186.0	13.0	192.0	421.0	363.0	197.0	0	0
Land	0	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	1,987.0	0	0	1,987.0	0	0	589.0	915.0	453.0	0	0
Construction	5,343.0	0	0	5,343.0	0	0	1,298.0	3,857.0	688.0	0	0
Other	0.0	0	0	0.0	0.0	0.510	0.250	0.180	0.2050	0.350	0
<b>Total</b>	<b>8,516.0</b>	<b>0</b>	<b>0</b>	<b>8,516.0</b>	<b>13.0</b>	<b>192.510</b>	<b>2,308.250</b>	<b>4,665.000</b>	<b>1,338.250</b>	<b>0.350</b>	<b>0</b>

	Total	Thru FY14	Rem FY14	Total 6 Years	FY 15	FY 16	FY 17	FY 18	FY 19	FY 20	Beyond 6 Yrs
<b>FUNDING SCHEDULE (\$000s)</b>											
G.O. Bonds	4,992.0	0	0	4,992.0	13.0	192.280	874.280	3,465.180	338.080	0.350	0
State Aid	3,614.0	0	0	3,614.0	0	0.340	1,414.0	1,200.0	1,000.0	0	0
<b>Total</b>	<b>8,516.0</b>	<b>0</b>	<b>0</b>	<b>8,516.0</b>	<b>13.0</b>	<b>192.510</b>	<b>2,308.280</b>	<b>4,665.180</b>	<b>1,338.080</b>	<b>0.350</b>	<b>0</b>

**APPROPRIATION AND EXPENDITURE DATA (000s)**

Appropriation Request	FY 16	0
Supplemental Appropriation Request	5,874	0
Transfer		0
Cumulative Appropriation		550
Expenditure / Encumbrances		0
Unencumbered Balance		550

Date First Appropriation	FY 15
First Cost Estimate	
Current Scope	FY 15 4,800
Last FY's Cost Estimate	4,800

**Description**

This project provides for the planning, design and construction of a replacement facility for the existing Avery Road Treatment Center (ARTC). The existing facility provides residential substance abuse treatment for low-income County residents. The County is pursuing a public-private partnership with assistance from the State to complete the project; therefore, only a portion of the likely total project costs are reflected here. The County has issued a Request for Proposals to secure a private partner for the project.

**Location**

14703 Avery Road, Rockville, Maryland

**Capacity**

The existing facility provides 20 medical detox and 40 Intermediate Care-Facility beds. Capacity provided by the replacement facility may shift depending on the agreement developed under the public-private partnership.

**Estimated Schedule**

Funds are shifted to reflect an increase in the time required to complete the procurement process.

**Justification**

The existing ARTC facility was constructed of pre-fabricated modular units in 1991 and needs to be replaced.

**Fiscal Note**

The County is pursuing additional State and private support for the design and construction of this project. Project funding and expenditures shown here serve as a placeholder, intended to capture the amount of funding required to meet State match requirements. The Executive asserts that this project conforms to the requirements of relevant local plans, as required by the Maryland Economic Growth, Resource Protection and Planning Act.

**Coordination**

- Department of Health and Human Services
- Department of General Services
- County Attorney
- Office of Procurement
- Maryland Department of Health and Mental Hygiene
- Private and/or non-profit substance abuse treatment providers
- Private developers

*Cost Change - Cost Change reflects the replacement of the prior estimated funding with actual anticipated County and State expenditures, based on a contractual public-private partnership.*