

Resolution No: 15-1471
Introduced: May 25, 2006
Adopted: May 25, 2006

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: County Council

Subject: Approval of and Appropriation for the FY 2007 Operating Budget of the Montgomery County Government

Background

1. As required by Section 303 of the County Charter, the County Executive sent to the County Council the FY 2007 Operating Budget for the Montgomery County Government.
2. As required by Section 304 of the Charter, the Council held public hearings on the Operating Budget on April 5, 2006, April 6, 2006, April 17, 2006, and April 18, 2006.

Action

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

1. The Council approves the FY 2007 Operating Budget for the Montgomery County Government and appropriates the funds as shown on the attachment to this resolution in the following sections.

Section A: The General Fund Operating Budget contains the tax-supported, non-grant-funded appropriations for departmental and non-departmental General Fund accounts.

Section B: The Special Revenue Funds Tax-Supported Budget contains the non-grant appropriations associated with all tax-supported Special Funds.

Section C: The Debt Service Budget includes all tax-supported debt service on General Obligation Bonds for the General Fund and tax-supported Special Funds and all tax-supported expenditures for long term leases, short term leases, and other tax supported debt.

Section D: The Grant Fund Operating Budget contains the grant-funded appropriations for all tax-supported General Fund accounts and tax-supported Special Fund accounts of County Government. Any appropriation for and spending on any project funded by non-County funds is contingent on notice of receipt of the non-County funds.

Section E: The Special Revenue Funds Self-Supporting Funds Budget contains both grant and non-grant-funded appropriations for self-supporting (non-tax supported) funds.

Section F: The Enterprise Funds Budget contains both grant and non-grant-funded appropriations for enterprise funds and the debt service appropriation for enterprise funds, and notes the total appropriations for the County's Risk Management Liability and Property Coverage Self-Insurance Fund and Employees Health Benefits Self-Insurance Fund.

2. This resolution re-appropriates or appropriates revenue received from non-County sources for programs funded in whole or in part from those non-County funds:
 - a) together with matching County funds, if any; and
 - b) to the extent that the program period approved by the non-County source requires more than one fiscal year to complete the grant program, under the terms of receipt of the non-County revenues.
3. This resolution re-appropriates the fund balances of the following funds:
 - Central Duplicating Fund
 - Drug Enforcement Forfeitures Fund
 - Economic Development Fund
 - Housing Initiative Fund
 - Motor Pool (DPWT) Internal Service Fund
 - New Home Warranty Security Fund
 - Rehabilitation Loan Fund
 - Restricted Donation Special Revenue Fund
4. This resolution re-appropriates encumbered appropriations, permitting them to be spent in FY 2007. Any unencumbered appropriation lapses at the end of FY 2006, except as re-appropriated elsewhere in this resolution.
5. Section G of this resolution lists the entities designated to receive non-competitive contract awards under Section 11B-14(a)(4) of the County Code, which states: "A contract may be awarded without competition if the Chief Administrative Officer makes a written

determination that the contract award serves a public purpose and a proposed contractor has been identified in a grant or appropriation resolution approved by the Council.” Appropriations for these awards are included in the departmental and non-departmental appropriations in Sections A through F. The Chief Administrative Officer has determined that the entities listed in Section G serve a public purpose and contract awards are in the public interest. The amounts listed in Section G are estimates only and may vary due to changed circumstances. The Council in Resolution 14-490 adopted the process to designate entities under this provision.

6. In the following agency budgets, the Council appropriates payments to the Risk Management Liability and Property Coverage Self-Insurance Fund. The Director of Finance must transfer the following amounts from the respective appropriations for County Government, the Montgomery County Public Schools, and Montgomery College to the Risk Management Liability and Property Coverage Self-Insurance Fund on or immediately after July 1, 2006. The Director of Finance must notify the Maryland-National Capital Park and Planning Commission that its contribution to the Fund is due on or immediately after July 1, 2006.

Amount	
\$8,938,480	County General Fund Risk Management Non-Departmental Account
4,111,690	County Special, Enterprise, and Internal Service Funds Contributions
7,437,520	Fire and Rescue System – Fire Tax District Funds
8,415,330	Montgomery County Public Schools
354,380	Montgomery College
872,280	Maryland-National Capital Park and Planning Commission

In addition to contributions from County Government and County and Bi-county agencies, the following contributions and revenues are expected to be realized in FY 2007.

\$558,910	Housing Opportunities Commission
112,660	Revenue Authority
158,590	City of Gaithersburg
990,940	City of Rockville
27,340	City of Rockville Housing Authority
258,160	City of Takoma Park
44,190	Other Municipal Income
5,950,000	Other Income (includes investment income and recovered losses)

These contributions and the fund balance are available to support a FY 2007 Risk Management Liability and Property Coverage Self-Insurance Fund appropriation of \$ 39,451,200.

7. This resolution appropriates \$10,000,000 for the Future Federal, State, or Other Grant Non-Departmental Account in the County Government Grant Fund to provide for specific programs or activities designated in a grant, donation, contribution, reimbursement, or

other non-County funding source received in FY 2007. When the County receives funds for a program from a non-County source, the County Executive may transfer appropriation from this Account to the appropriate fund for a department or office to support the program. The following conditions apply to the use of this transfer authority:

- a) The program must not require any new FY 2007 tax-supported appropriation or future tax-supported County funds.
- b) Subject to the balance in the account, any amount can be transferred in FY 2007 for any program which meets at least one of the following four conditions: (1) the amount is \$200,000 or less; (2) the program was funded in FY 2006; (3) the program was included in the FY 2007 budget; (4) the program was funded by the Council in a supplemental or special appropriation in FY 2007. Any program that does not meet one of these four conditions must be funded by a supplemental or special appropriation.
- c) The Executive must notify the Council within 30 days after each transfer.

The Department of Finance may transfer appropriation to the Restricted Donation Special Revenue Fund on a quarterly basis. Any individual donation that exceeds \$200,000 must be appropriated by the Council unless it meets one of the conditions in subparagraph (b) of this paragraph.

The Executive must approve each transfer under this authority and must forward to the Council a copy of a monthly list prepared by the Office of Management and Budget of each grant for which this transfer process has been used.

The Office of Management and Budget must maintain a record to ensure that the total appropriation is not exceeded.

The Executive may also transfer appropriation from a specific department or office grant appropriation in the County Government Grant Fund to the Future Federal, State, or Other Grant Non-Departmental Account when a specific grant is less than the amount appropriated. The amount of the transfer must equal the difference between the amount appropriated and the grant award.

8. The Executive may transfer County matching funds within a department or office from the appropriate fund to an account for the same department or office in the Grant Fund when the grantor requires a County match.
9. When the County Government receives more non-County funds than were budgeted for a program which also receives some County funds:
 - a) Council approval is not required to substitute the non-County funds for County funds. In this case, there is no change in the appropriation.

- b) Council approval is required to increase the appropriation. The Council may decide to substitute non-County funds for County funds instead of increasing the appropriation.
10. When the County Government receives official notice that government aid or grant funds will be less than was budgeted for a program:
- a) Council approval is required to substitute County tax-supported funds for non-County funds. In this case, there is no change in appropriation.
 - b) The Executive must report to the Council any recommendation to reduce expenditures in an affected program to offset any loss of non-County funds. A reduction of 10% or less from the amount estimated in the FY 2007 approved budget for any grant or specific source of government aid may be reported through the monthly report required in paragraph 7 of this resolution.
11. For FY 2007, funds for Federal Emergency Management Agency (FEMA) reimbursements of Urban Search and Rescue Team activities may be appropriated through a transfer from the Future Federal, State, or Other Grant Non-Departmental Account as provided in paragraph 7. In order to use this method of appropriation, the Executive must forward a copy of each FEMA authorization letter to the Council President within five working days after the County receives the FEMA authorization.
12. For FY 2007, reimbursement payments from the Federal government for providing security through the Police Department on an overtime basis may be appropriated through a transfer from the Future Federal, State, or Other Grant Non-Departmental Account as provided in paragraph 7. In order to use this method of appropriation, the Executive must forward to the Council President a copy of a contract, memorandum, or letter from a Federal agency authorizing the County to provide such security. The Department must specify the amount of reimbursement funding and the contract, letter, or memorandum must be forwarded within 5 working days after the County receives the authorization.
13. In Resolution No. 15-587, adopted April 27, 2004, the Council expressed its intent to appropriate the funds necessary to implement the collective bargaining agreement with the Fraternal Order of Police, Lodge 35 for July 1, 2004 through June 30, 2007. This resolution appropriates funds in FY 2007 for this purpose.
14. In Resolution No. 15-972, adopted April 26, 2005, the Council expressed its intent to appropriate the funds necessary to implement the collective bargaining agreement with Local 1664, Montgomery County Career Fire Fighters Association of the International Association of Fire Fighters, AFL-CIO for July 1, 2005 through June 30, 2008. This resolution appropriates funds in FY 2007 for these purposes.
15. In Resolution No. 15-589, adopted April 27, 2004, and Resolution 15-1435, adopted May 9, 2006, the Council expressed its intent to appropriate the funds necessary to implement the collective bargaining agreements with Local 1994, Municipal and County

Government Employees Organization of the United Food and Commercial Workers, AFL-CIO for the period July 1, 2004 through June 30, 2007. This resolution appropriates funds in FY 2007 for this purpose.

16. Effective July 9, 2006, the Council approves a 3.0% general wage adjustment to the minimum and maximum salary of each grade of the Salary Schedule for County Government non-represented employees. Effective January 7, 2007, the Council approves an additional 1.0% general wage adjustment to the minimum and maximum salary of each grade of the Salary Schedule for County Government non-represented employees. This resolution appropriates funds in FY 2007 for this purpose.
17. Effective July 9, 2006, the Council approves a 3.0% general wage adjustment to the minimum and maximum of each grade in the Salary Schedule for non-represented employees in the Management Leadership Service (MLS). Effective January 7, 2007, the Council approves an additional 1.0% general wage adjustment to the minimum and maximum salary of each grade of the Salary Schedule for non-represented employees in the Management Leadership Service. This resolution appropriates funds in FY 2007 for this purpose.
18. Effective July 9, 2006, the Council approves a 3.0% general wage adjustment to the minimum and maximum of each grade of the Salary Schedule for Police Management. Effective January 7, 2007, the Council approves an additional 1.0% general wage adjustment to the minimum and maximum salary of each grade of the Salary Schedule for Police Management. This resolution appropriates funds in FY 2007 for this purpose.
19. Effective July 9, 2006, the Council approves a 3.0% general wage adjustment to each grade in the Salary Schedule for Sheriff Management. Effective January 7, 2007, the Council approves an additional 1.0% general wage adjustment to the minimum and maximum salary of each grade of the Salary Schedule for Sheriff Management. This resolution appropriates funds in FY 2007 for this purpose.
20. Effective July 9, 2006, the Council approves a 3.0% general wage adjustment to each grade in the Salary Schedule for Uniformed Correctional Management. Effective January 7, 2007, the Council approves an additional 1.0% general wage adjustment to the minimum and maximum salary of each grade of the Salary Schedule for Uniformed Correctional Management. This resolution appropriates funds in FY 2007 for this purpose.
21. Effective July 9, 2006, the Council approves a 4.0% general wage adjustment to each grade in the Salary Schedule for Fire and Rescue Management. Effective January 7, 2007, the Council approves an additional 1.0% general wage adjustment to each grade in the Salary Schedule for Fire and Rescue Management. This resolution appropriates funds in FY 2007 for this purpose.

22. Effective July 9, 2006, the Council approves a \$0.10 general wage adjustment to the hourly wage of each grade of the County Government Seasonal Salary Schedule. This resolution appropriates funds in FY 2007 for this purpose.
23. For FY 2007, this resolution appropriates \$1,595,090 for pay for performance for employees who are members of the MLS and \$1,041,670 for eligible non-represented employees on the General Salary Schedule in the Compensation and Employee Benefits Adjustments Non-Departmental Account (NDA) in the General Fund. The County Executive may transfer the entire amount appropriated in this NDA for pay-for-performance to County departments or offices, or a lower amount, as needed to fund compensation increases to MLS and eligible non-represented employees authorized in County Personnel Regulations.
24. The Council requests that the participating agencies continue the work of the Interagency Technology Policy and Coordination Committee as described in Resolution 12-1758, approved on July 26, 1994.
25. The Council requests that the participating agencies continue the work of the Interagency Procurement Coordinating Committee, the Interagency Public Information Working Group, the Interagency CIP Coordination Group, the Interagency Energy Management Group, the Interagency Training Team, and the Interagency Administrative and Support Service Working Group in efforts to share information, provide assistance, and cooperate on efficiencies and planning.
26. For FY 2007 this resolution includes an appropriation for each element of the fire and rescue system, consisting of the Montgomery County Fire and Rescue Service (excluding the local fire and rescue departments), the local fire and rescue departments, and the Fire and Rescue Commission. This designation reflects the intent of Charter Section 306. Notwithstanding the separate appropriation items, the Council intends that funds be transferable, within the limits set in Charter Section 309, between the Montgomery County Fire and Rescue Service and the local fire and rescue departments.
27. County tax funds appropriated for use by local fire and rescue departments must not be spent or encumbered, directly or indirectly, for legal fees or expenses related to pursuing any claim against County Government or any County agency, except as expressly agreed to by the Executive with prior advice and review by the Council as part of a settlement of a civil action to which the County is a party. The Fire and Rescue Commission must adopt a policy to implement this paragraph and assure compliance by local fire and rescue departments through the annual financial audit process.
28. For FY 2007, this resolution appropriates \$33,517,970 to the Department of Liquor Control. During FY 2007, the Director of Finance must transfer to the General Fund all Liquor Control Fund "Income before Capital Contributions and Transfers" as defined in the FY 2006 Comprehensive Annual Financial Report. The County Council has estimated that this transfer will amount to at least \$22,149,060.

29. During FY 2007, the Council estimates that the Director of Finance will transfer the following amounts from the General Fund to these Non-Tax Supported Funds:

Amount	Fund
\$1,704,140	Solid Waste Disposal Fund
7,811,920	Montgomery Housing Initiative
1,104,990	Permitting Services Fund: Public Agency Permits and Green Tape Position
1,383,000	MCPS Instructional Television Fund
1,067,000	Montgomery College: Cable TV Fund
254,770	Community Use of Public Facilities

30. For FY 2007 this resolution appropriates \$5,966,490 to the County Arts and Humanities Council Non-Departmental Account, which must be allocated follows:

Arts and Humanities Council Activities	
Operating Grants	1,236,660
Project Grants	95,860
Artist Fellowships	12,000
Administration	288,050
Total Arts and Humanities Council Activities	1,632,570
Assistance to Individual Organizations	
Adventure Theatre (furniture, fixtures, equipment for renovated facility)	200,000
American Film Institute (Silver Theatre operating support, which AFI must repay from net revenues before any revenue sharing with the County)	525,430
Baltimore Symphony Orchestra (transition support for Strathmore Hall activities)	350,000
CityDance Ensemble (transition support for Strathmore Hall activities)	100,000
Friends of Historic Great Falls Tavern (replica packet boat for C&O canal)	35,000
Glen Echo Park Partnership (transition support during Glen Echo Park renovation)	89,490

Heritage Tourism Alliance (operating support – match for State funds)	73,500
Historic Takoma (purchase building for museum and archives)	260,000
Imagination Stage (rent, utilities, transition to new facility security and accessibility improvements)	500,500
Liz Lerman Dance Exchange (transition support during facility renovation)	150,000
Metropolitan Center for Visual Arts (design and construction of interior of new facility)	500,000
National Philharmonic Orchestra (transition support for Strathmore activities)	250,000
Olney Theater Center for the Performing Arts (transition support for expanded campus, re-roof Historic Mainstage, pave parking lot)	450,000
The Puppet Co. (transition support for renovated facility)	200,000
Round House Theatre (transition expenses for Silver Spring facility)	200,000
Sandy Spring Museum (construction of library and archive)	250,000
Strathmore Hall Foundation (transition support for operation of new concert hall)	200,000
Total Assistance to Individual Organizations	4,333,920
Grand Total Arts and Humanities Council NDA	5,966,490

Of the funds appropriated for the administration of the Arts and Humanities Council, \$31,350 must be used only to provide health insurance benefits for one or more of the Council's full-time employees. The Arts and Humanities Council's Board of Directors must determine how these benefits are provided. If the County Attorney finds that these employees' participation is consistent with Federal and County law, these funds may be used to purchase health insurance for these employees through the County Government's Group Health Insurance program. These funds must not pay more than 80% of the cost of the premium of the health insurance coverage selected by the Arts and Humanities Council's Board of Directors.

The Arts and Humanities Council must administer all funds appropriated in this resolution for assistance to individual organizations except for those appropriated for assistance to the American Film Institute, which for FY 2007 may be administered by an Executive branch department.

Of the funds directed to the Olney Theatre Center, \$250,000 is provided for transition support. The remaining \$200,000 is for a new roof for the Historic Mainstage Theater

and to pave the parking lot. The Arts and Humanities Council must administer the \$200,000 on a \$1 to \$1 matching basis. The Arts and Humanities Council may release these funds only to the extent that the Olney Theatre raises matching funds for the specified projects and provides documentation of the matching dollars to the Arts and Humanities Council.

31. As required by County Code Section 2-151(f), the Council recommends projected budgets for the Office of Inspector General of \$615,405 in FY 2008, \$641,467 in FY 2009, and \$668,409 in FY 2010.
32. The Technology Innovation Fund (TIF) Designated Reserve will have a balance of \$1,611,620 at the beginning of Fiscal Year 2007. Funds will be added to the Designated Reserve upon repayment of past TIF loans. When fiscal conditions allow, the Council intends to make contributions to the TIF Designated Reserve to support additional investments in technology as described in Council Resolution 13-994.
33. The Director of Finance must designate \$1,424,670 (DPWT and DTS operational support) of General Fund funds at the beginning of FY 2007 to fulfill the FiberNet chargeback requirement of the County Government.
34. As required by Charter Section 209 and as a condition of spending any funds appropriated in this resolution to fund new merit system positions in County Government, the Office of Management and Budget must notify the Council President each month, no later than the tenth of the month, of each permanent full or part-time position created in the County Government during the preceding month. The notice must also specify the source of funds for each position.
35. This resolution appropriates \$400,000 for inflation adjustments for tax-supported contractors with the Department of Health and Human Services (DHHS). DHHS must award these funds to private non-profit service providers whose contracts continue beyond the first year of a contract period and who have satisfactorily performed their contracted duties. Any inflation adjustment awarded under this paragraph must not exceed 2% of the total contract price. Contracts funded by non-County grants are not eligible for an inflation adjustment under this paragraph.
36. This resolution appropriates \$1,447,030 to the Department of Police to contract for operation of the County Animal Shelter. These funds may be used to pay the costs associated with amending the current contract with the Montgomery County Humane Society. From this amount, the Montgomery County Humane Society must reimburse the Second Chance Wildlife Center \$34,000 for care and rehabilitation of animals.
37. This resolution appropriates \$7,811,920 from the General Fund as a contribution to the Montgomery Housing Initiative Fund. The FY 2007 appropriation, combined with the re-appropriation of the FY 2006 fund balance, loan repayments, and investment income, is estimated to provide more than \$19.9 million to acquire, rehabilitate, and preserve affordable housing in the County. For FY 2007, the Council establishes the following

target spending levels. The Executive may achieve the target spending levels through expenditure of any combination of Housing Initiative Fund loans and Federal HOME grants.

Group Home/Transitional/Special Housing Production	\$3,000,000
Home Ownership	\$ 250,000
Non-Profit Multifamily Rehabilitation	\$3,000,000
New Construction	\$2,000,000
Preservation of Federally Assisted Housing	\$ 200,000
HOC and Non-profit MPDU Acquisition	\$ 200,000
Multifamily Rehabilitation Loans	\$1,000,000
Construction of Elderly Housing and Assisted Living Units	\$2,500,000
Acquisition of Threatened Multifamily Housing	\$ 0
HOC Public Housing Rehabilitation	\$ 250,000

38. The Department of Housing and Community Affairs may allocate up to \$1 million annually from the Housing Initiative Fund for “Building Neighborhoods to Call Home” services. These funds support direct social and community building services in affordable housing projects that have received public funds for project development. As a part of this initiative, the Department must allocate the following:

\$80,000 to CASA of Maryland for operation of the Pine Ridge Community Center.

\$350,000 to CASA of Maryland for tenant counseling and other housing initiatives in the Long Branch area.

\$150,000 to Montgomery Housing Partnership to provide training and support for owners of small rental properties.

\$100,000 to Montgomery Housing Partnership for neighborhood revitalization planning in the Long Branch area.

\$33,000 to Community Ministries of Montgomery County to fund the cost of a part-time property manager.

\$185,000 to Rebuilding Together for operating support to enable the organization to assist low-income homeowners with home repairs (including accessibility modifications) and referrals to community resources.

39. The Department of Housing and Community Affairs must allocate \$250,000 from the Housing Initiative Fund to the Housing Opportunities Commission for the closing cost assistance revolving fund.
40. In FY 2007, the first \$4 million in Condominium Transfer Tax revenues received must be transferred to the Housing Initiative Fund as a funding source for the appropriation of \$19.9 million. Any Condominium Transfer Tax revenue received in FY 2007 that

exceeds \$4 million must be transferred to the Housing Initiative Fund to supplement, not to supplant, any other source of the \$19.9 million.

41. The Director of Finance must maintain a record of all payment-in-lieu-of-taxes (PILOT) agreements currently in effect under the Tax-Property Article of the Maryland Code. The record must estimate (in current year dollars) the amount of property taxes abated for each agreement for each of the next 10 fiscal years. As authorized by County Code Section 52-18M the Director of Finance may sign payment-in-lieu-of-taxes agreements for affordable housing that abate annual property tax revenues, up to the following annual limits, for all properties not owned or operated by the Housing Opportunities Commission:

Cumulative Maximum for Non-HOC PILOT Tax Abatements

FY 2007	\$ 8,700,000
FY 2008	\$ 8,910,000
FY 2009	\$ 9,140,000
FY 2010	\$ 9,400,000
FY 2011	\$ 9,680,000
FY 2012	\$ 9,980,000
FY 2013	\$10,320,000
FY 2014	\$10,690,000
FY 2015	\$11,310,000
FY 2016	\$11,990,000

The Director of Finance must not sign any payment-in-lieu-of-taxes agreement that would increase the total amount of abated property tax revenues above any of the listed annual limits without prior approval of the County Council by resolution.

The Director of Finance must calculate in the FY 2008 annual operating budget the total amount of property taxes to be abated under all PILOT agreements (including those for properties owned or operated by the Housing Opportunities Commission) that will be in effect during FY 2008.

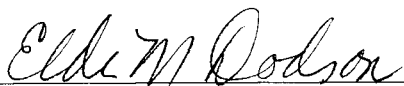
42. As required by Charter Section 209 and as a condition of spending any funds appropriated in this resolution, the Office of Management and Budget must provide to the Council the second and third quarterly budget analysis of department and office expenditures and revenues no later than 45 days after the end of the second and third fiscal quarters.
43. As a condition of spending any funds appropriated in this resolution and not disapproved or reduced under Charter Section 306, the Executive must transmit to the Council any recommended budget savings plan or similar action. As used in this paragraph, “similar action” includes any recommendation to spend less than 90% of the funds appropriated for any non-competitive contract award listed in Section G of this resolution. Any budget savings plan or similar action is subject to review and approval by the Council. This paragraph does not apply to any hiring freeze which applies to all or substantially all departments and offices of County Government.

44. The Council requests that the Chief Administrative Officer send the Council a confidential memo within 30 days after the end of the first and second quarters of FY 2007 that outlines the quarterly cost of the Executive's security detail, including specific costs of personnel, motorpool, and other operating expenses.
45. The County Executive must inform the Council within 30 days if the Executive makes any changes in the fund balance policy for any non-tax supported fund in County Government or the addition or elimination of any non-tax supported fund in County Government.
46. The Council requests that the County Executive include in the FY 2008 Recommended Operating Budget a statement of FY 2008 revenues and expenses and beginning available net revenues for the Landlord-Tenant Affairs and Common Ownership Communities restricted funds.
47. This resolution appropriates \$150,000 to the Community Grants Non-Departmental Account to fund a contract with Rockville Community Baseball to buy and install lights at Knight Field on the Rockville Campus of Montgomery College. If the total cost of this project is less than \$250,000, the County's contribution must be reduced to equal 60% of the total cost.
48. The Council notes that the FY 2007 municipal tax duplication payment to Takoma Park for police services may be over-stated and future payments to the City may be used to recover any overpayment.
49. In FY 2007 the County must obligate to the Capital Improvements Program current revenue for pay-as-you-go (PAYGO) financing in an amount equal to at least 10 percent of the amount of general obligation bonds planned for issue during that fiscal year.
50. This resolution appropriates General Funds to the Department of Public Libraries in three programs: (1) Library Services to the Public, (2) Collection Management, and (3) Administration, Outreach, and Operations Support. Each of these programs must be treated as a division for purposes of Charter Section 309.
51. This resolution appropriates \$540,000 in additional funds to the Department of Public Works and Transportation to be used for special cleaning and deferred maintenance in public libraries. These funds must not be spent for any other purpose.
52. This resolution appropriates \$310,000 in additional funds to the Department of Public Works and Transportation to be used for special cleaning and deferred maintenance in recreation facilities. These funds must not be spent for any other purpose.
53. This resolution appropriates funds to the Department of Permitting Services for 9 new positions related to site plan enforcement responsibilities that the Department expects to assume during FY 2007 as proposed in a draft Memorandum of Understanding with the

Planning Board. The Department must not spend any funds (including related operating expenses) in connection with these 9 new positions until this Memorandum of Understanding is adopted by the Department and the Planning Board.

54. This resolution appropriates funds to the Department of Permitting Services for 4 new positions to administer a requirement to issue use and occupancy permits for single-family dwellings. The Department must not fill or spend any funds (including any related operating expenses) in connection with these 4 new positions until it is legally authorized to require this use and occupancy permit.
55. This resolution appropriates \$86,130 to the Homeland Security Department for information technology (IT) services. The Council encourages the Department to move forward with a contract, but recognizes that after further research, the Department may determine that the IT Specialist should be a merit system position. If the Department decides that a merit system position is needed, the Department must not spend any funds for the new position until the Department transmits to the Council: 1) a position description which clearly states the responsibilities of the position; and 2) a plan to coordinate Homeland Security IT responsibilities among County departments, including managing in-house IT systems and participating in regional communications and interoperability issues.
56. This resolution appropriates \$361,000 to the Department of Environmental Protection to be used for payment of Clean Energy Rewards. These funds must not be spent for any other purpose.
57. The Director of Finance must designate \$15.3 million of the FY 2007 General Fund reserves for Montgomery County Public Schools' FY 2008 capital projects.
58. This resolution appropriates \$54,000 to the Regional Services Centers to provide July 4th fireworks in the mid-county area. These funds may be encumbered or spent to provide fireworks during the July 4th 2007 holiday period. These funds must not be spent for any other purpose.
59. The Council requests the Office of Management and Budget work with the Management and Fiscal Policy Committee to implement a method to notify the Council of County Government land sales and the use of revenues from County Government land sales.

This is a correct copy of Council action.



Elda M. Dodson, CMC
Acting Clerk of the Council