

# EXECUTIVE RECOMMENDATION

## Legacy Open Space - No. 018710

Category: M-NCPPC  
 Agency: M-NCPPC  
 Planning Area: Countywide  
 Relocation Impact: None

Date Last Modified: December 23, 2011  
 Required Adequate Public Facility: No

### EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru		Rem. 6 Year			Beyond				
		FY11	FY12	Total	FY13	FY14	FY15	FY16	FY17	FY18	6 Years
Land	87,840	45,954	2,974	28,000	3,250	4,750	5,250	5,250	4,750	4,750	10,912
Other	12,110	8,710	75	1,450	200	250	250	250	250	250	1,875
<b>Total</b>	<b>99,950</b>	<b>54,664</b>	<b>3,049</b>	<b>29,450</b>	<b>3,450</b>	<b>5,000</b>	<b>5,500</b>	<b>5,500</b>	<b>5,000</b>	<b>5,000</b>	<b>12,787</b>

### FUNDING SCHEDULE (\$000)

G.O. Bonds	64,110	29,448	2,250	22,000	2,750	3,250	3,750	3,750	4,250	4,250	10,412
Current Revenue: General	12,110	8,710	75	1,450	200	250	250	250	250	250	1,875
Contributions	938	900	38	0	0	0	0	0	0	0	0
Park and Planning Bonds	7,000	2,890	610	3,000	500	500	500	500	500	500	500
PAYGO	8,513	8,513	0	0	0	0	0	0	0	0	0
POS-Stateside (P&P only)	3,200	200	0	3,000	0	1,000	1,000	1,000	0	0	0
Program Open Space	4,079	4,003	76	0	0	0	0	0	0	0	0

### COMPARISON (\$000)

	Total	Thru		Rem. 6 Year			Beyond					Approp. Request
		FY11	FY12	Total	FY13	FY14	FY15	FY16	FY17	FY18	6 Years	
Current Approved	100,000	56,271	2,825	21,000	3,500	5,500	6,000	6,000	0	0	19,904	0
Agency Request	100,000	54,664	3,049	29,500	3,500	5,000	5,500	5,500	5,000	5,000	12,787	3,500
Recommended	99,950	54,664	3,049	29,450	3,450	5,000	5,500	5,500	5,000	5,000	12,787	3,450
<b>CHANGE</b>			<b>TOTAL</b>	<b>%</b>	<b>6-YEAR</b>	<b>%</b>	<b>APPROP.</b>					
Agency Request vs Approved			0	0.0%	8,500	40.5%	3,500					0.0%
Recommended vs Approved			(50)	(0.1%)	8,450	40.2%	3,450					0.0%
Recommended vs Request			(50)	(0.1%)	(50)	(0.2%)	(50)					(1.4%)

#### Recommendation

APPROVE WITH MODIFICATION

#### Comments

The Executive recommends an FY13 reduction of Current Revenue-General funded expenditures of \$50,000 due to fiscal capacity.

FY13 appropriation recommendation is \$3,450,000.

FY14 appropriation recommendation is \$5,000,000.

# Legacy Open Space -- No. 018710

Category **M-NCPPC**  
 Subcategory **Acquisition**  
 Administering Agency **M-NCPPC**  
 Planning Area **Countywide**

Date Last Modified  
 Required Adequate Public Facility  
 Relocation Impact  
 Status

**December 13, 2011**  
**No**  
**None**  
**On-going**

### EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY11	Est. FY12	Total 6 Years	FY13	FY14	FY15	FY16	FY17	FY18	Beyond 6 Years
Planning, Design, and Supervision	0	0	0	0	0	0	0	0	0	0	0
Land	87,840	45,954	2,974	28,000	3,250	4,750	5,250	5,250	4,750	4,750	10,912
Site Improvements and Utilities	0	0	0	0	0	0	0	0	0	0	0
Construction	0	0	0	0	0	0	0	0	0	0	0
Other	12,160	8,710	75	1,500	250	250	250	250	250	250	1,875
<b>Total</b>	<b>100,000</b>	<b>54,664</b>	<b>3,049</b>	<b>29,500</b>	<b>3,500</b>	<b>5,000</b>	<b>5,500</b>	<b>5,500</b>	<b>5,000</b>	<b>5,000</b>	<b>*</b>

### FUNDING SCHEDULE (\$000)

Contributions	938	900	38	0	0	0	0	0	0	0	0
Current Revenue: General	12,160	8,710	75	1,500	250	250	250	250	250	250	1,875
G.O. Bonds	64,110	29,448	2,250	22,000	2,750	3,250	3,750	3,750	4,250	4,250	10,412
Park and Planning Bonds	7,000	2,890	610	3,000	500	500	500	500	500	500	500
Program Open Space	4,079	4,003	76	0	0	0	0	0	0	0	0
POS-Stateside (P&P only)	3,200	200	0	3,000	0	1,000	1,000	1,000	0	0	0
PAYGO	8,513	8,513	0	0	0	0	0	0	0	0	0
<b>Total</b>	<b>100,000</b>	<b>54,664</b>	<b>3,049</b>	<b>29,500</b>	<b>3,500</b>	<b>5,000</b>	<b>5,500</b>	<b>5,500</b>	<b>5,000</b>	<b>5,000</b>	<b>12,787</b>

### OPERATING BUDGET IMPACT (\$000)

Maintenance				6	1	1	1	1	1	1	1
Program-Staff				12	2	2	2	2	2	2	2
<b>Net Impact</b>				<b>18</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>

#### DESCRIPTION

The Legacy Open Space initiative identifies open space lands that should be acquired and interpreted because of exceptional natural or cultural value to current and future generations of Montgomery County residents. Legacy Open Space will acquire or obtain easements or make fee-simple purchases on open-space lands of countywide significance. Priorities are updated during each CIP cycle but remain flexible to allow the Montgomery County Planning Board to address development threats and joint funding opportunities. The County Council encourages the Commission to seek supplemental appropriations if approved CIP funding is insufficient.

Non-County funding sources are expected to contribute significantly to the Legacy Open Space program. Contributions will appear in the PDF Expenditure and Funding Schedules if the contribution is spent by the County or M-NCPPC. For instance, matching donations from partners in cash or Program Open Space (POS) funds are spent by the County or M-NCPPC and thus are reflected in the schedules above, while donations of land or non-County funded payments that go directly to property owners are not included. The combination of these non-County and County funds have resulted in the program successfully protecting over 3,200 acres of open space in the County, including 3,031 acres of in-fee acquisition and 1,167 acres of easements.

#### COST CHANGE

Reduced \$500,000 in FY14, FY15, and FY16 to meet the County's Executive's GO bond reduction request.

#### JUSTIFICATION

2005 Land Preservation, Parks and Recreation Plan recommends placing priority on conservation of natural open spaces in and beyond the park system, protection of heritage resources, and expanded interpretation activities. Legacy Open Space: Open Space Conservation in the 21st Century, approved by the Montgomery County Planning Board in October 1999. Legacy Open Space Functional Master Plan adopted by the County Council in July 2001.

#### FISCAL NOTE

In April 2011: Reduce current revenue by \$25,000 in FY12 for fiscal capacity

In March 2011: Reduce current revenue by \$50,000 in FY12 for fiscal capacity

In December 2010: Reduce current revenue by \$100,000 in FY12 for fiscal capacity; shift \$500,000 GO Bond funding from FY13 to FY14 for fiscal capacity

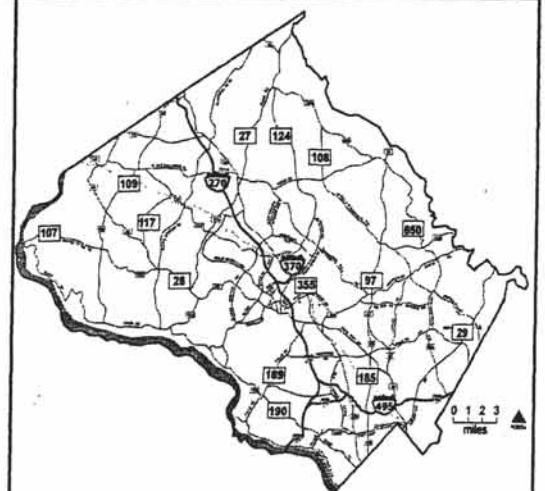
In April 2009, the Executive recommended and Council approved a reduction of \$25,000 in Current Revenue as part of a FY10 Savings Plan.

#### APPROPRIATION AND EXPENDITURE DATA

Date First Appropriation	FY01	(\$000)
First Cost Estimate		
Current Scope	FY01	100,000
Last FY's Cost Estimate		100,000
Appropriation Request	FY13	3,500
Appropriation Request Est.	FY14	5,000
Supplemental Appropriation Request		0
Transfer		0
Cumulative Appropriation		57,713
Expenditures / Encumbrances		54,936
Unencumbered Balance		2,777
Partial Closeout Thru	FY10	0
New Partial Closeout	FY11	0
Total Partial Closeout		0

#### COORDINATION

Acquisition: Local Parks PDF 767828  
 Acquisition: Non-Local Parks PDF 998798  
 ALARF: M-NCPPC PDF 727007  
 Restoration of Historic Structures PDF 808494  
 State of Maryland



## Legacy Open Space -- No. 018710 (continued)

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In January 2010, the Executive recommended and Council approved an additional reduction of \$1,200,000 in Current Revenue as part of a FY10 Savings Plan.

In FY10, transferred \$508,000 GO Bonds to Acquisition Non-Local, PDF 998798.

M-NCPPC's annual appropriation includes \$250,000 County Current Revenue (with the exception of FY11 where the funding source is G.O. Bonds) to cover one-time costs required to secure and stabilize properties, e.g. remove attractive nuisances, post, fence and alarm properties, clean up sites, stabilize historic structures, etc.

### **OTHER DISCLOSURES**

- M-NCPPC asserts that this project conforms to the requirements of relevant local plans, as required by the Maryland Economic Growth, Resource Protection and Planning Act.
- \* Expenditures will continue indefinitely.