

T&E COMMITTEE #5  
May 5, 2016

## MEMORANDUM

May 3, 2016

TO: Transportation, Infrastructure, Energy and Environment Committee

FROM: <sup>GO</sup> Glenn Orlin, Deputy Council Administrator

SUBJECT: Supplemental appropriation to the FY16 Operating Budget, Department of Transportation - \$92,750 for tree planting (source: Street Tree Planting Fund)

On April 18, 2016 the Executive requested approval of a supplemental appropriation request of \$92,750 for roadside tree planting. The Executive's transmittal is on ©1, a draft adoption resolution is on ©2-3, and the Supplemental Appropriation Request Summary is on ©4.

These resources are from the Street Tree Planting Fund, which is money collected from those who are granted a permit to remove one or more trees from public rights-of-way. Bill 41-12, which became effective in March 2014, requires a permittee to plant a new tree at or near the location of the removed tree, if feasible, unless the removed tree was already dead or posed a danger to persons or property. In addition the permittee must pay a fee that would pay for the cost of planting two additional street trees (or three additional trees if it were not feasible to plant a replacement at or near the location of the removed tree.) These fees go into DOT's Street Tree Planting Fund, which can only be used for the direct costs of planting street trees. From March 2014 through June 2015 the Fund collected \$92,750.

For the current year budget the Executive had assumed collecting \$75,000 in the Street Tree Planting Fund, and so he recommended budgeting that amount. The Council approved it as well. However, by the end of April the Fund has collected just over \$100,000, so the Council could increase the Executive's recommended appropriation by another \$25,000.

**Council staff recommendation: Approve a supplemental appropriation of \$117,750.**

The current year budget also includes \$150,000 of General Fund money for tree planting, along with the aforementioned \$75,000. With this supplemental appropriation, the total appropriation in FY16 would be \$342,750. Planting a street tree costs about \$300, on average. Thus the total appropriation will allow DOT to plant about 1,140 street trees this fiscal year.




OFFICE OF THE COUNTY EXECUTIVE  
ROCKVILLE, MARYLAND 20850

Isiah Leggett  
County Executive

## MEMORANDUM

April 18, 2016

TO: Nancy Floreen, President, County Council

FROM: Isiah Leggett, County Executive 

SUBJECT: Supplemental Appropriation #16-394 to the FY16 Operating Budget  
Montgomery County Government  
Department of Transportation  
Streets and Roads – Roadside Trees-Protection, \$92,750

I am recommending a supplemental appropriation to the FY16 Operating Budget for the Department of Transportation in the amount of \$92,750. This appropriation will fund the replacement of Roadside Trees as required by Bill 41-12 – Streets and Roads – Roadside Trees-Protection.

This increase is needed to authorize the expenditure of funds received during FY14 and FY15. Street Tree Planting Fund revenues can only be used to plant trees in the right-of-way of a public road in the County. These funds were not previously appropriated because the program was new and revenue levels were uncertain.

I recommend that the County Council approve this supplemental appropriation in the amount of \$92,750 and specify the source of funds as Street Tree Planting Fund.

I appreciate your prompt consideration of this action.

IL:bg

Attachment: Supplemental Appropriation #16-394

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

(1)

Resolution No: \_\_\_\_\_  
Introduced: \_\_\_\_\_  
Adopted: \_\_\_\_\_

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND**

**By: Council President at the Request of the County Executive**

**SUBJECT: Appropriation #16-394 to the FY16 Operating Budget  
Montgomery County Government  
Department of Transportation  
Streets and Roads – Roadside Trees-Protection, \$92,750**

**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. The County Executive has requested the following FY16 Operating Budget appropriation increases for the Department of Transportation:

<u>Personnel Services</u>	<u>Operating Expenses</u>	<u>Capital Outlay</u>	<u>Total</u>	<u>Source of Funds</u>
\$0	\$92,750	\$0	\$92,750	Street Tree Planting Fund

Supplemental Appropriation #16-394  
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3. This increase is needed to authorize the expenditure of funds received during FY14 and FY15. Street Tree Planting Fund revenues can only be used to plant trees in the right-of-way of a public road in the County. These funds were not previously appropriated because the program was new and revenue levels were uncertain.
4. The County Executive recommends a supplemental appropriation in the amount of \$92,750 and specifies the source of funds as Street Tree Planting Fund.
5. Notice of public hearing was given, and a public hearing was held.

Action

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

A supplemental appropriation to the FY16 Operating Budget of the Department of Transportation is approved as follows:

<u>Personnel Services</u>	<u>Operating Expenses</u>	<u>Capital Outlay</u>	<u>Total</u>	<u>Source of Funds</u>
\$0	\$92,750	\$0	\$92,750	Street Tree Planting Fund

This is a correct copy of Council action.

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Linda M. Lauer, Clerk of the Council

**OPERATING BUDGET**  
**SUPPLEMENTAL OR SPECIAL APPROPRIATION REQUEST SUMMARY**

**1. Please fill in the following table:**

Agency	County Government
Department	Department of Transportation
Fund (County Government only)	General Fund Tree Replacement Account
Fiscal year	FY16
Supplemental or Special	Supplemental
Operating or Capital budget	Operating

**2. What is the amount and source of funding?**

Source of funding (Please list sources)	Amount
Tree Replacement Account	\$92,750
Total request	\$92,750

**3. Is the request one-time or continuing? If continuing and funded by a grant, what will you do when the grant ends? One-time**

**Please provide a brief description, justification, expected outcomes, and how the outcomes will be measured.** This supplemental is for Street Tree Planting Fund to plant trees in the right-of-way of a public road in the County in accordance to the Bill no. 41-12 Streets and Roads – Roadside Trees – Protection effective March 1, 2014.

**4. Please explain why you did not request this during the annual budget process.**

Street Tree Planting Fund to plant trees in the right-of-way of a public road in the County for the previous Fiscal Year, FY14, and FY15 needs County Council approved appropriation.

**5. For your agency, what is the current fiscal year budget for the relevant fund and what is the latest estimate? (do not fill out if the appropriation is funded entirely by a non-County grant)**

Budget for current fiscal year for the relevant fund	
+ Supplemental/special appropriations already approved	\$75,000
= Revised budget for current fiscal year	\$167,750
Latest estimate of spending for current year	\$167,750

**6. County Government only: For your department or fund, whichever is applicable, what is the current fiscal year budget and what is the latest estimate? (do not fill out if the appropriation is funded entirely by a non-County grant)**

Budget for current fiscal year for the department:	
+ Supplemental/special appropriations already approved	75,000
= Revised budget for current fiscal year	167,750
Latest estimate of spending for current year	167,750