

AGENDA ITEM #8

June 9, 2009

Public Hearing

MEMORANDUM

June 8, 2009

TO: County Council

FROM: ^{GO} Glenn Orlin, Deputy Council Staff Director

SUBJECT: **Public Hearing**—supplemental appropriation to the FY09 Capital Budget, Department of Transportation: White Oak Transit Center, \$685,000 (G.O. Bonds)

On May 13 the Council introduced a resolution at the County Executive's request for a supplemental appropriation of \$685,000 to cover increased costs for the White Oak Transit Center project on Lockwood Drive next to the White Oak Shopping Center. The Executive's transmittal is on ©1, a draft resolution is on ©2-3, the appropriation request summary is on ©4, and a project description form showing the additional funds is on ©5. As noted in the Executive's transmittal, the low-bid for construction is \$544,000 higher than the CIP estimate:

- The estimated cost of traffic control during construction has increased by \$156,000.
- The cost of pavement and reinforced concrete has increased by \$147,000.
- The cost of traffic signal installation has increased by \$72,000.
- The cost of the other roadway items—shelters, sidewalks, etc.—increased by \$169,000.

Furthermore, the land acquisition costs have gone up by \$63,000 representing higher appraisals and legal reviews and expenses. Finally, design and supervision costs increased by \$78,000 due to the extended time needed to prepare plans for bid and the increased cost of design.

However, subsequently the Office of Management and Budget has advised that the Executive is retracting his request; instead, the Executive intends to fund the \$685,000 with a transfer from the Woodfield Road Extended project, for which the Department of Transportation has received bids well below its estimate. Therefore, this hearing is moot.

Council staff recommends, after the close of this hearing, that neither the Transportation, Infrastructure, Energy and Environment (T&E) Committee nor the Council take up this matter further. If there is no further action on the May 13 resolution, it will expire on August 31 according to the Council's Rules of Procedure.

*Bud, Fin & Econ
Dept.*



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CC
SBF
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JF*

Isiah Leggett
County Executive

OFFICE OF THE COUNTY EXECUTIVE
ROCKVILLE, MARYLAND 20850

MEMORANDUM

May 19, 2009

TO: Phil Andrews, President, County Council
FROM: Isiah Leggett, County Executive *[Signature]*
SUBJECT: Supplemental Appropriation #32-S09-CMCG-7 to the FY09 Capital Budget
Montgomery County Government
Department of Transportation
White Oak Transit Center (No. 500602), \$685,000

2009 MAY 19 PM 11:03
COMMUNICATIONS SECTION

I am recommending a supplemental appropriation to the FY09 Capital Budget in the amount of \$685,000 for the White Oak Transit Center (No. 500602). Appropriation for this project will fund transit and pedestrian improvements to support the White Oak Transit Center in the Colesville-White Oak area.

This increase is needed due to three major cost elements:

- a. Construction cost increased by \$544,000 above estimate, based upon the low bid received on April 10, 2009. Bid prices expire on August 8, 2009 (120 days).
- b. Land cost increased by \$63,000 above estimate. The land cost increase is due to updated fee simple and easement costs based upon actual appraisals, as well as updated estimates for legal review and expenses required for settlement, condemnation, and court costs.
- c. Design and supervision cost increased by \$78,000 above estimate. This increase is due to the increased amount of time required to prepare the plans for bid and increased cost of design.

I recommend that the County Council approve this supplemental appropriation in the amount of \$685,000 and specify the source of funds as G.O. Bonds.

I appreciate your prompt consideration of this action.

IL: mh

Attachment: Supplemental Appropriation #32-S09-CMCG-7

- c: Arthur Holmes, Jr., Director, Department of Transportation
- Kathleen Boucher, Assistant Chief Administrative Officer
- Joseph F. Beach, Director, Office of Management and Budget
- Jacqueline Carter, Office of Management and Budget
- Brady Goldsmith, Office of Management and Budget

Resolution No: _____
Introduced: _____
Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

SUBJECT: Supplemental Appropriation #32-S09-CMCG-7 to the FY09 Capital Budget
Montgomery County Government
Department of Transportation
White Oak Transit Center (No. 500602), \$685,000

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. 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>
White Oak Transit Center	500602	Land	\$ 63,000	
		PDS	\$ 78,000	
		Construction	<u>\$544,000</u>	
TOTAL			<u>\$685,000</u>	G.O. Bonds

3. This increase is needed due to three major cost elements:
 - a. Construction cost increased by \$544,000 above estimate, based upon the low bid received on April 10, 2009. Bid prices expire on August 8, 2009 (120 days).
 - b. Land cost increased by \$63,000 above estimate. The land cost increase is due to updated fee simple and easement costs based upon actual appraisals, as well as updated estimates for legal review and expenses required for settlement, condemnation, and court costs.
 - c. Design and supervision cost increased by \$78,000 above estimate. This increase is due to the increased amount of time required to prepare the plans for bid and increased cost of design.
4. The County Executive recommends a supplemental appropriation in the amount of \$685,000 for the White Oak Transit Center (No. 500602), and specifies that the source of funds will be G.O. Bonds.
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 FY09 Capital Budget is approved as follows:

<u>Project Name</u>	<u>Project Number</u>	<u>Cost Element</u>	<u>Amount</u>	<u>Source of Funds</u>
White Oak Transit Center	500602	Land	\$ 63,000	
		PDS	\$ 78,000	
		Construction	<u>\$544,000</u>	
TOTAL			\$685,000	G.O. Bonds

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

CIP

SUPPLEMENTAL OR SPECIAL APPROPRIATION REQUEST SUMMARY

1. Please fill in the following table:

Agency	Montgomery County Government
Department	Transportation
Fund (County Government only)	CIP
Fiscal year	2009
Supplemental or Special	Supplemental Appropriation

2. What is the amount and source of funding?

Source of funding (Please list sources)	Amount
G.O. Bonds	\$685,000
Total request	\$685,000

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

Updated costs are based upon Construction bids received April 10, 2009 as well as actual land appraisals and updated estimates for related expenses.

White Oak Transit Center -- No. 500602

Category
Subcategory
Administering Agency
Planning Area

Transportation
Mass Transit
Transportation
Colesville-White Oak

Date Last Modified
Required Adequate Public Facility
Relocation Impact
Status

May 13, 2009
No
None.
Final Design Stage

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY07	Est. FY08	Total 6 Years	FY09	FY10	FY11	FY12	FY13	FY14	Beyond 6 Years
Planning, Design, and Supervision	532	175	264	93	15	78	0	0	0	0	0
Land	239	12	164	63	0	63	0	0	0	0	0
Site Improvements and Utilities	448	0	348	100	100	0	0	0	0	0	0
Construction	1,257	0	513	744	200	544	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0
Total	2,476	187	1,289	1,000	315	685	0	0	0	0	0

FUNDING SCHEDULE (\$000)

G.O. Bonds	2,476	187	1,289	1,000	315	685	0	0	0	0	0
Total	2,476	187	1,289	1,000	315	685	0	0	0	0	0

DESCRIPTION

This project will provide bus shelters, passenger queuing areas, and bus queuing areas along Lockwood Drive east of New Hampshire Avenue. Signing, pavement marking, streetlights, and safe pedestrian crossings are also part of this project.

COST CHANGE

Increase due to higher construction costs based on a recent bid as well as higher design and supervision and land acquisition costs.

JUSTIFICATION

The White Oak Transit Center will help to provide growing transit needs within the White Oak area as defined in the December 2003 White Oak Transit Center Planning Study. The project is driven by background population and employment growth in the White Oak area.

OTHER

Planning and preliminary design for this project was funded from the Facility Planning-Transportation project. The initial bus shelter cost and maintenance will be funded by the supplier.

OTHER DISCLOSURES

- A pedestrian impact analysis has been completed for this project.

APPROPRIATION AND EXPENDITURE DATA	COORDINATION	MAP																																																			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>Date First Appropriation</td> <td style="text-align: center;">FY06</td> <td style="text-align: right;">(\$000)</td> </tr> <tr> <td>First Cost Estimate</td> <td></td> <td></td> </tr> <tr> <td>Current Scope</td> <td style="text-align: center;">FY09</td> <td style="text-align: right;">1,791</td> </tr> <tr> <td>Last FY's Cost Estimate</td> <td></td> <td style="text-align: right;">1,476</td> </tr> <tr> <td colspan="3"> </td> </tr> <tr> <td>Appropriation Request</td> <td style="text-align: center;">FY09</td> <td style="text-align: right;">315</td> </tr> <tr> <td>Appropriation Request Est.</td> <td style="text-align: center;">FY10</td> <td style="text-align: right;">0</td> </tr> <tr> <td>Supplemental Appropriation Request</td> <td></td> <td style="text-align: right;">685</td> </tr> <tr> <td>Transfer</td> <td></td> <td style="text-align: right;">0</td> </tr> <tr> <td colspan="3"> </td> </tr> <tr> <td>Cumulative Appropriation</td> <td></td> <td style="text-align: right;">1,476</td> </tr> <tr> <td>Expenditures / Encumbrances</td> <td></td> <td style="text-align: right;">209</td> </tr> <tr> <td>Unencumbered Balance</td> <td></td> <td style="text-align: right;">1,267</td> </tr> <tr> <td colspan="3"> </td> </tr> <tr> <td>Partial Closeout Thru</td> <td style="text-align: center;">FY06</td> <td style="text-align: right;">0</td> </tr> <tr> <td>New Partial Closeout</td> <td style="text-align: center;">FY07</td> <td style="text-align: right;">0</td> </tr> <tr> <td>Total Partial Closeout</td> <td></td> <td style="text-align: right;">0</td> </tr> </table>	Date First Appropriation	FY06	(\$000)	First Cost Estimate			Current Scope	FY09	1,791	Last FY's Cost Estimate		1,476				Appropriation Request	FY09	315	Appropriation Request Est.	FY10	0	Supplemental Appropriation Request		685	Transfer		0				Cumulative Appropriation		1,476	Expenditures / Encumbrances		209	Unencumbered Balance		1,267				Partial Closeout Thru	FY06	0	New Partial Closeout	FY07	0	Total Partial Closeout		0	<p>COORDINATION</p> <p>Department of Transportation Department of Permitting Services Maryland-National Capital Park and Planning Commission Washington Suburban Sanitary Commission Washington Gas Pepco Verizon White Oak Citizens Advisory Committee Facility Planning - Transportation</p>	<p>MAP</p> <p style="font-size: 24pt;">See Map on Next Page</p>
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5