



Committee: Directly to Council
Committee Review: N/A
Staff: Nicole Rodríguez-Hernández, Legislative Analyst
Purpose: Final action – vote expected
Keywords: #MontgomeryCollege

AGENDA ITEM #8(L)
July 26, 2022
Action

SUBJECT

Action—Resolution to Petition the State for Grants for the Montgomery College FY23 Capital Budget: \$2,900,000 for the construction of the Leggett Math and Science Center on the Takoma Park/Silver Spring Campus of the College

EXPECTED ATTENDEES

None

COUNCIL DECISION POINTS & COMMITTEE RECOMMENDATION

None

DESCRIPTION/ISSUE

The County Council will consider action on a resolution to petition the State for grants for the FY23 Capital budget and the FY23-28 Capital Improvements Program for Montgomery College. The Montgomery College Board of Trustees requested this petition on June 22, 2022.

SUMMARY OF KEY DISCUSSION POINTS

- The FY23 Capital Budget appropriation for Montgomery College approved by the Council on May 27 assumed State funding in the amount of \$2.9 million for the construction of the Leggett Math and Science Center Project on the College's Takoma Park/Silver Spring Campus. The College only needs to petition the state for funds from the community college construction grants program.
- The State General Assembly and the Governor have approved the funding, but the State's procedures require each county to file a petition for the grant with the Maryland Higher Education Commission. The Commission will then recommend that the Board of Public Works approve the grant.
- The Council's Rules of Procedure permit action at any time without introduction if a matter was the subject of public hearing. The above project was included in the College's Capital Improvements Program amendments which was the subject of public hearings in February 2022.
- **Council staff recommends approval.**

This report contains:

Draft Resolution
Board of Trustees' Request

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Resolution No.: _____
Introduced: _____
Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: County Council

SUBJECT: Petition for state grant of \$2,900,000 for the construction of the Leggett Math and Science Building project on the Takoma Park/Silver Spring Campus of the College

Background

1. The General Assembly of Maryland has enacted various community college construction loan acts that provide state funds to assist the counties in financing the costs of acquiring land and constructing public junior, community, or regional community college buildings and facilities, the costs of which were incurred after the effective dates of the acts.
2. The County Council must file a petition to participate in the financial assistance provided in the acts with the Maryland Higher Education Commission (MHEC).
3. The Board of Trustees of Montgomery Community College proposes undertaking the construction of the Leggett Math and Science Building project on the Takoma Park/Silver Spring Campus of the College in Montgomery County. Upon resolution duly adopted by the Board of Trustees, the Board requests the County Council to petition the Maryland Higher Education Commission (MHEC) for a grant of \$2,900,000 needed to assist the financing of the public community college project which is described in the application for financial assistance.
2. In the FY23 capital budget for Montgomery College, the Board of Trustees proposed undertaking the construction of the Leggett Math and Science Building project on the Takoma Park/Silver Spring Campus of the College. On May 26, 2022, the County Council approved \$5,800,000 for this project, contingent on the receipt of \$2,900,000 from the state in FY23. The College only needs to petition the state for funds from the community college construction grants program.
3. In April 2022, the state General Assembly and the Governor approved the FY23 state of Maryland capital budget, which included \$2,900,000 for the construction for the Leggett Math and Science Building project on the Takoma Park/Silver Spring Campus of the College. However, the Board of Public Works must still approve the specific grant and the necessary contracts. Before this approval, the County Council must file a petition to participate in the financial assistance provided in the acts with the Maryland Higher Education Commission (MHEC). After the commission receives this petition, the commission will recommend to the Board of Public Works that the Board approve the grant and the contracts.

Action

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

1. In accordance with the enactment by the 2022 session of the General Assembly of the FY23 state of Maryland capital budget and approval by the governor, the County petitions the Maryland Higher Education Commission (MHEC) for a grant of \$2,900,000 from the available funds of the various community college construction loan acts in order to participate in the available financial assistance.
2. If the Maryland State Board of Public Works approves a grant of less than fifty percent (50%) of the estimated total cost for the construction Leggett Math and Science Building project on the Takoma Park/Silver Spring Campus of the College, and the County Council has not already agreed to fund the difference as a part of the approved capital improvements program, the College must notify the County Executive and the County Council by requesting an amendment to the College's capital improvements program. The amendment must show the actual project funding schedule proposed and the Council must approve the amendment before the College awards a contract.

This is a correct copy of Council action.

Judy Rupp.
Clerk of the Council



Takoma Park/Silver Spring Math and Science Center (P076607)

Category	Montgomery College	Date Last Modified	05/10/22
SubCategory	Higher Education	Administering Agency	Montgomery College
Planning Area	Silver Spring and Vicinity	Status	Under Construction

	Total	Thru FY21	Est FY22	Total 6 Years	FY23	FY24	FY25	FY26	FY27	FY28	Beyond 6 Years
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EXPENDITURE SCHEDULE (\$000s)

Planning, Design and Supervision	10,276	7,868	2,408	-	-	-	-	-	-	-	-
Construction	80,526	35,058	19,186	26,282	26,282	-	-	-	-	-	-
Other	9,000	-	7,000	2,000	2,000	-	-	-	-	-	-
TOTAL EXPENDITURES	99,802	42,926	28,594	28,282	28,282	-	-	-	-	-	-

FUNDING SCHEDULE (\$000s)

G.O. Bonds	49,901	21,463	14,297	14,141	14,141	-	-	-	-	-	-
State Aid	49,901	21,463	14,297	14,141	14,141	-	-	-	-	-	-
TOTAL FUNDING SOURCES	99,802	42,926	28,594	28,282	28,282	-	-	-	-	-	-

APPROPRIATION AND EXPENDITURE DATA (\$000s)

Appropriation FY 23 Request	2,900	Year First Appropriation	FY16
Appropriation FY 24 Request	-	Last FY's Cost Estimate	94,002
Cumulative Appropriation	96,902		
Expenditure / Encumbrances	80,531		
Unencumbered Balance	16,371		

PROJECT DESCRIPTION

This project provides funding for the design and construction of a new academic building (134,600 gross square feet) supporting science programs, such as biology, chemistry, computer science and cybersecurity, engineering, geology, physics, and the mathematics department, as described in the Collegewide Facilities Master Plan, 2013-2023 (2/16). The new math and science building will replace the Science South and Falcon Hall buildings, which will be demolished, and the new building will be constructed on this site. During FY18, the building was renamed to the Catherine and Isiah Leggett Math and Science Building.

ESTIMATED SCHEDULE

Construction started in November 2019 and is expected to conclude in Summer 2023.

COST CHANGE

Funds of \$2,900,000 were transferred from the Rockville Student Services Center project (P076604). The additional funds are needed to support increased escalation costs.

PROJECT JUSTIFICATION

Under the application of the State space guidelines, the enrollment growth on the Takoma Park/Silver Spring Campus has resulted in a significant instructional space deficit. The Takoma Park/Silver Spring Campus has a Fall 2018 laboratory space deficit of 67,128 NASF and a total space deficit of 731 NASF. The 2028 projected laboratory space deficit is 60,069 NASF and the total space deficit is anticipated to be 74,034 NASF. The construction of the math & science building will address this deficit as well as replace Science South and Falcon Hall, which are in exceedingly poor condition (as identified in the Collegewide Facilities Condition Assessment, 12/13). Relevant studies include the Montgomery College 2025 Strategic Plan, Collegewide Facilities Condition Assessment Update (12/13), and the Collegewide Facilities Master Plan Update (2/21).

OTHER

FY23 Appropriation: \$5,800,000; (\$2,900,000 (G.O. Bonds); \$2,900,000 (State Aid)). Relocation costs and design fees above approximately 7% of estimated construction costs may not be eligible for State reimbursement. The construction costs in the expenditure schedule (\$71,242,000) include: site improvement costs (\$6,588,000), building construction costs (\$64,654,000). The building construction cost per gross square foot equals \$480 (\$64,654,000/134,600).

DISCLOSURES

A pedestrian impact analysis has been completed for this project. Montgomery College asserts that this project conforms to the requirement of relevant local plans, as required by the Maryland Economic Growth, Resource Protection and Planning Act.

COORDINATION

Facility Planning: College (CIP No. P886686)

**BOARD OF TRUSTEES
MONTGOMERY COLLEGE
Rockville, Maryland**

Agenda Item Number:
June 22, 2022

**PETITION FOR FY23 STATE FUNDING, LEGGETT MATH AND SCIENCE BUILDING,
TAKOMA PARK/SILVER SPRING CAMPUS**

BACKGROUND

On May 26, 2022, the Montgomery County Council appropriated the College's FY23 capital budget, including funds for one state-assisted project, the Takoma Park/Silver Spring Leggett Math and Science Building construction. The county executive and the county council have been informed that the College will petition the state for final approval of funding for this project.

The state and county funding levels for this project are outlined below. The FY23 appropriation for the Takoma Park/Silver Spring Leggett Math and Science Building construction is \$5,800,000 (\$2,900,000 in county aid and \$2,900,000 through state support). The College must petition the state for funds from the community college construction grants program.

The attached resolution and county council petition are in the format prescribed by the state and county. In addition, the petition outlines the contingent nature of the council's approval, which requires state approval of the College's projects as part of the FY23 bond bill. With the Board's adoption of this resolution, the request is forwarded to the county council for action on the state grant petitions. The appropriation in this resolution is based on projected resources for FY23. At this time, the economic impact resulting from the COVID-19 public health crisis on state's, county's, and the College's revenues is uncertain and unpredictable. As these impacts become known and measurable, certain adjustments to the budget may become necessary.

RECOMMENDATION

It is recommended that the Board of Trustees formally request the county council to petition the state for \$2,900,000 for the construction of the Takoma Park/Silver Spring Leggett Math and Science Building project.

BACKUP INFORMATION

Board Resolution
County Council Resolution
Project Description Form

RESPONSIBLE SENIOR ADMINISTRATOR

Mr. Collette

RESOURCE PERSON

Mr. Mills

**BOARD OF TRUSTEES
MONTGOMERY COLLEGE**
Rockville, Maryland

Resolution Number: **22-06-106**
Adopted on: **6/22/2022**

Agenda Item Number:
June 22, 2022

**Subject: Proposal to Construct a Public Junior/Community College or Additions
Thereto, Takoma Park/Silver Spring Leggett Math and Science Building
construction**

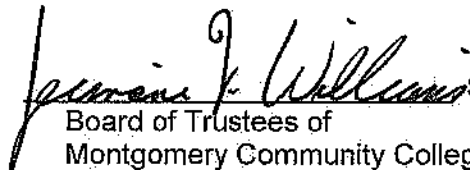
WHEREAS, The General Assembly of Maryland has enacted various community college construction loan acts that provide state funds to assist the various counties in financing the costs of acquiring land and constructing public junior, community, or regional community college buildings and facilities, the costs of which were incurred after the effective dates of the acts; and

WHEREAS, The Board of Trustees of Montgomery Community College proposes undertaking the construction of the Leggett Math and Science Building project on the Takoma Park/Silver Spring Campus of the College and has determined that the sum of \$2,900,000 in state financial assistance available under the loan acts is needed for this purpose; now therefore be it

Resolved, That the Board of Trustees of Montgomery Community College requests that the Montgomery County Council approve the proposal to undertake the construction of the Leggett Building Math and Science Building project on the Takoma Park/Silver Spring Campus of the College as set forth in the application for financial assistance; file, as required by the loan acts and contingent on enactment of the FY23 State of Maryland capital budget by the 2022 session of the General Assembly and its approval by the governor, the necessary petition with Maryland Higher Education Commission for a state grant in the amount of \$2,900,000, and make available the necessary local funds for completion of the project.

A True Copy.

ATTEST:

 Secretary-Treasurer
Board of Trustees of
Montgomery Community College

Date: 7/4/22