

Resolution No.: 15-1356
Introduced: January 24, 2006
Adopted: March 14, 2006

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: Council President at the Request of the County Executive

SUBJECT: Supplemental Appropriation #6-S06-CMCG-6 to the FY06 Capital Budget and Amendment to the FY05-10 Capital Improvements Program
Montgomery County Government
Department of Environmental Protection
Montclair Manor Flood Mitigation (No 809810), \$968,000

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. Section 302 of the Montgomery County Charter provides that the Council may amend an approved capital improvements program at any time by an affirmative vote of no fewer than six members of the Council.
3. The Department of Environmental Protection has requested the following capital project appropriation increases and decreases:

<u>Project Name</u>	<u>Project Number</u>	<u>Cost Element</u>	<u>Amount</u>	<u>Source of Funds</u>
Montclair Manor Flood Mitigation	809810	Planning/Design		
		Supervision	\$116,000	
		Construction	\$849,000	
		Land	<u>\$3,000</u>	
TOTAL			\$968,000	Federal/State Aid

4. This increase is needed because the project redesign requires the modification of a major sanitary sewer and water line and construction of a storm drain pipe under Viers Mill Road where numerous major utilities are located. The recommended amendment is consistent with the criteria for amending the CIP because it leverages Federal and State funds.
5. The County Executive recommends an amendment to the FY05-10 Capital Improvements Program and a supplemental appropriation in the amount of \$968,000 for Montclair Manor Flood Mitigation (No.809810), and specifies that the source of funds will be Federal and State Aid.
6. Notice of public hearing was given and a public hearing was held.


Action

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

The FY05-10 Capital Improvements Program of the Montgomery County Government is amended as reflected on the attached project description form and a supplemental appropriation is approved as follows:

<u>Project Name</u>	<u>Project Number</u>	<u>Cost Element</u>	<u>Amount</u>	<u>Source of Funds</u>
Montclair Manor Flood Mitigation	809810	Planning/Design Supervision Construction Land	\$116,000 \$849,000 <u>\$3,000</u>	
TOTAL			\$968,000	Federal/State Aid

This is a correct copy of Council action.



 Linda M. Lauer, Clerk of the Council

Montclair Manor Flood Mitigation -- No. 809810

Category: Conservation of Natural Resources
 Agency: Environmental Protection
 Planning Area: Kensington-Wheaton
 Relocation Impact: None

Date Last Modified
 Previous PDF Page Number
 Required Adequate Public Facility

January 9, 2006
 15-16 (99 App)
 NO

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY04	Remain. FY04	Total 6 Years	FY05	FY06	FY07	FY08	FY09	FY10	Beyond 6 Years
Planning, Design and Supervision	251	114	0	137	0	121	16	0	0	0	0
Land	175	42	0	133	133	0	0	0	0	0	0
Site Improvements and Utilities	15	14	0	1	0	1	0	0	0	0	0
Construction	1,373	27	0	1,346	14	1,148	184	0	0	0	0
Other											
Total	1,814	197	0	1,617	147	1,270	200	0	0	0	0

FUNDING SCHEDULE (\$000)

G.O. Bonds	500	197	0	303	147	156	0	0	0	0	0
Federal Aid	1,217	0	0	1,217	0	1,064	153	0	0	0	0
State Aid	97	0	0	97	0	50	47	0	0	0	0

ANNUAL OPERATING BUDGET IMPACT (\$000)

Maintenance				120	0	0	0	40	40	40	0
Net Impact				120	0	0	0	40	40	40	0

DESCRIPTION

This project provides for the design and construction of corrective measures to provide flood protection in the Montclair Manor subdivision in Wheaton. Several homes in the Montclair Manor subdivision suffered serious flood damage in May 1989. A floodplain study and flood management alternatives analysis, started in FY96 under Facility Planning: Stormwater Management, determined the cause and potential frequency of recurrence of flooding and possible corrective measures. This work was completed in early FY97. Under this project, a levee will be constructed to protect 12 of the 14 homes in the floodplain. The remaining two houses will be flood-proofed to prevent flood damage. Also included are utility relocations and installation of storm drain pipe under Veirs Mill Road.

Service Area

Kensington-Wheaton policy area.

JUSTIFICATION

Flooding of residential structures poses a safety problem with the potential for life-threatening injury to residents.

Specific Data

The floodplain study has identified seven houses within the 10-year floodplain and an additional seven houses within the 100-year floodplain.

Cost Change

Increase due to scope change.

STATUS

Final design completed in FY04. Easement acquisition and construction in progress.

APPROPRIATION AND EXPENDITURE DATA

Date First Appropriation	FY98	(\$000)
Initial Cost Estimate		482
First Cost Estimate		
Current Scope	FY06	1,814
Last FY's Cost Estimate		846
Present Cost Estimate		1,814
Appropriation Request	FY06	0
Supplemental Appropriation Request	FY06	968
Transfer		0
Cumulative Appropriation		846
Expenditures/Encumbrances		678
Unencumbered Balance		168
Partial Closeout Thru	FY03	0
New Partial Closeout	FY04	0
Total Partial Closeout		0

COORDINATION

Department of Public Works & Transportation
 M-NCPPC
 Maryland Department of the Environment
 U.S. Army Corps of Engineers
 U.S. Natural Resources Conservation Service

The Executive asserts that this project conforms to the requirements of relevant local plans, as required by the Maryland Economic Growth, Resource Protection and Planning Act.

MAP

See Map on Next Page