

Resolution No. 16-346
Introduced: October 23, 2007
Adopted: October 23, 2007

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: County Council

SUBJECT: Amendment to Resolution 16-332
Transfer of Unexpended Project Balance within the FY08 Capital Budget and
amendments to the FY07-12 Capital Improvements Program
Montgomery County Public Schools
Transfer From: MCPS Local Unliquidated Surplus Account (No. 999),
\$9,175,000
Transfer and Amendments To:
Current Replacements/Modernizations (No. 926575) \$3,100,000
Northwood High School (No. 016545), \$275,000
Planned Lifecycle Asset Replacement (No. 896586), \$1,080,000
School Gymnasiums (No. 886550), \$4,720,000

Background

1. Section 5-106 (c) of the Education Article of the Annotated Code of Maryland provides for transfers of unexpended project balances within the capital budget of the Board of Education only with the approval of the County Council.
2. Section 5-306 of the Education Article of the Annotated Code of Maryland requires that the County Council adopt a six-year capital improvements program for the Board of Education. This section also allows the Council to make amendments, revisions, and modifications to the program.
3. Section 302 of the County Charter provides that the Council may amend an approved capital improvements program at any time by an affirmative vote of six Councilmembers.
4. The Board of Education has requested the following transfer of appropriation within the FY08 Capital budget. The source of funds is G.O. Bonds, School Impact Tax, and Recordation Tax as noted on the attached project description forms.

<u>Project</u>	<u>Project Number</u>	<u>Amount</u>
Local Unliquidated Surplus Account	999	-\$9,175,000
Current Replacements/Modernizations	926575	+\$3,100,000
Northwood High School	016545	+\$ 275,000
Planned Lifecycle Asset Replacement	896586	+\$1,080,000
School Gymnasiums	886550	+\$4,720,000

- 5. This transfer, in conjunction with Resolution 16-327, is intended to address cost increases and/or new work in several projects including: Richard Montgomery High School replacement within the Current Replacements/Modernizations project, Northwood High School, Planned Lifecycle Asset Replacement, and School Gymnasiums.
- 6. The Education Committee reviewed this transfer on October 1, 2007, and recommended that the transfer amount be reduced by \$527,000 to \$8,648,000. This reduced amount reflects the amount necessary to match an actual bid received in within the School Gymnasiums project. The total amount transferred to School Gymnasiums will be reduced by the \$527,000 amount, resulting in a transfer to the project of \$4,193,000.
- 7. A public hearing was held on October 2, 2007.
- 8. The Council approved this transfer by Resolution 16-332. This resolution amends that resolution to correctly reflect the sources of funds previously identified to include School Impact Tax and Recordation Tax in addition to G.O.Bonds.

Action

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

An amendment to the FY07-12 Capital Improvements Program and transfer of appropriation from the Local Unliquidated Surplus account to several projects listed below is approved as follows and the source of funds is School Impact Tax, Recordation Tax, and G.O. Bonds as noted on the attached project description form:

<u>Project</u>	<u>Project Number</u>	<u>Amount</u>
Local Unliquidated Surplus Account	999	-\$8,648,000
Current Replacements/Modernizations	926575	+\$3,100,000
Northwood High School	016545	+\$ 275,000
Planned Lifecycle Asset Replacement	896586	+\$1,080,000
School Gymnasiums	886550	+\$4,193,000

This is a correct copy of Council action.



 Linda M. Lauer, Clerk of the Council

Current Replacements/Modernizations -- No. 926575

Category
Agency
Planning Area
Relocation Impact

MCPS
Public Schools
Countywide

Date Last Modified
Previous PDF Page Number
Required Adequate Public Facility

May 18, 2007
7-60 (02 App)
NO

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY06	Rem. FY06	Total 6 Years	FY07	FY08	FY09	FY10	FY11	FY12	Beyond 6 Years
Planning, Design and Supervision	32,456	9,198	2,475	20,783	6,520	7,188	5,214	1,540	321	0	0
Land	0	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	39,161	6,231	4,621	28,309	3,733	12,508	8,093	3,602	373	0	0
Construction	470,051	106,135	18,773	345,143	60,363	215,676	91,309	76,273	34,463	7,659	0
Other	23,386	5,330	580	17,476	4,853	2,735	2,719	4,569	2,000	600	0
Total	565,054	126,894	26,449	411,711	75,469	97,507	107,335	85,984	37,157	8,259	0

FUNDING SCHEDULE (\$000)

Current Revenue:											
Recordation Tax	45,293	0	0	45,293	16,489	6,253	18,544	4,007	0	0	0
PAYGO	600	600	0	0	0	0	0	0	0	0	0
Recordation Tax - PAYGO	13,000	13,000	0	0	0	0	0	0	0	0	0
Schools Impact Tax	1,015,700	0	0	15,700	0	1,315	0	5,000	8,000	2,700	0
G.O. Bonds	400,495	82,950	7,829	309,717	43,809	79,775	81,445	72,144	29,157	5,559	0
Contributions	402,281	120	0	31,502	0	0	0	0	0	0	0
Current Revenue: General	19,301	0	2,500	16,801	0	4,622	7,346	4,833	0	0	0
State Aid	70,544	30,224	16,120	24,200	15,171	9,029	0	0	0	0	0

ANNUAL OPERATING BUDGET IMPACT (\$000)

Maintenance				2,171	297	330	386	386	386	386	0
Energy				847	103	136	152	152	152	152	0
Program-Staff				360	0	72	72	72	72	72	0
Net Impact				3,378	400	538	610	610	610	610	0
Workyears				5.0	0.0	1.0	1.0	1.0	1.0	1.0	0.0

DESCRIPTION

This project combines all current modernization projects as prioritized by the FACT assessments that are in the planning or construction phases. Future modernizations with planning in FY 2007 or later are in PDF No. 886536. The Board of Education has an adopted Replacement/Modernization Policy and decides priority, scope, and timing of projects within the approved funding level. Due to fiscal constraints, the FY 2005-2010 CIP adopted by the County Council, shifted funds for elementary school modernizations beginning with College Gardens ES and shifted funds for the Richard Montgomery and Walter Johnson high school modernization projects. Included in the adopted FY 2005-2010 CIP-- Francis Scott Key MS was moved from the Future Replacements/Modernizations PDF to this project. An FY 2006 appropriation was approved for construction funds for Parkland MS and Richard Montgomery HS, and planning funds for Walter Johnson HS, Francis S. Key MS and College Gardens ES. During the budget process for the amendments to the FY 2005-2010 CIP, the County Council shifted the planning funds for Cashell and Galway elementary schools from FY 2006 to FY 2007, but did not change the completion dates.

An FY 2007 appropriation was approved for the balance of construction funds for Richard Montgomery HS, and Parkland MS; construction funds for Walter Johnson HS and College Gardens ES; planning funds for Paint Branch HS, Francis S. Key MS, Cashell, Galway, and Cresthaven elementary schools. The County Council, in the FY 2007-2012 CIP, approved the acceleration of the modernization of Bells Mill Elementary School. Therefore, the FY 2007 appropriation also will provide funding to begin planning for the modernization of Bells Mill Elementary School. An amendment to the FY 2007-2012 CIP was approved to provide an additional \$3.5 million in construction funding for one modernization project. The approved FY 2008 appropriation will provide construction funding for five modernization projects and planning funds for two modernization projects.

FISCAL NOTE

The impact tax reflected in the expenditure schedule shown above is applied to the addition portions of some modernizations within this project.

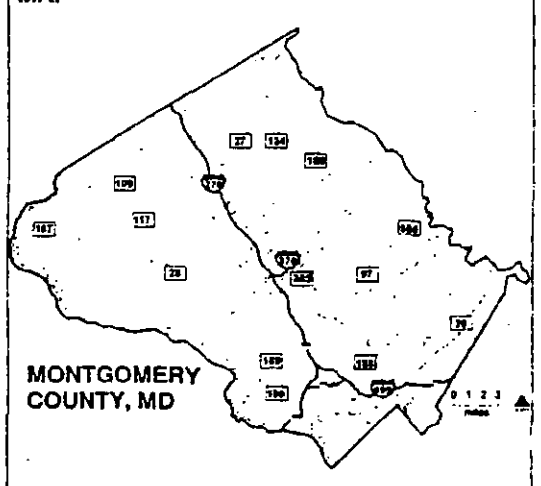
APPROPRIATION AND EXPENDITURE DATA

Date First Appropriation	FY01	(\$000)
Initial Cost Estimate		29,625
First Cost Estimate		
Current Scope	FY02	447,198
Last FY's Cost Estimate		562,413
Present Cost Estimate		565,054
Appropriation Request	FY08	130,017
Supplemental		
Appropriation Request	FY07	0
Transfer		3100
Cumulative Appropriation		314,813
Expenditures/		
Encumbrances		137,249
Unencumbered Balance		177,564
Partial Closeout Thru	FY05	151,924
New Partial Closeout	FY06	862
Total Partial Closeout		152,786

COORDINATION

Mandatory Referral - M-NCPPC
Department of Environmental Protection
Building Permits:
Code Review
Fire Marshal
Department of Transportation
Inspections
Sediment Control
Stormwater Management
WSSC Permits
MCPS 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



Northwood High School -- No. 016545

Category **MCPS**
 Agency **Public Schools**
 Planning Area **Silver Spring**
 Relocation Impact **None**

Date Last Modified
 Previous PDF Page Number
 Required Adequate Public Facility

December 8, 2006
 19-46 (05 App)
YES

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY06	Rem. FY06	Total 6 Years	FY07	FY08	FY09	FY10	FY11	FY12	Beyond 6 Years
Planning, Design and Supervision	2,465	1,825	175	465	465	0	0	0	0	0	0
Land											
Site Improvements and Utilities	0	0	0	0	0	0	0	0	0	0	0
Construction	28,960 28,705	8,334	6,978	13,393	13,393	275	0	0	0	0	0
Other	1,700	800	500	400	400	0	0	0	0	0	0
Total	33,145 32,870	10,959	7,653	14,258	14,258	0	0	0	0	0	0

FUNDING SCHEDULE (\$000)

Schools Impact Tax	2,000	0	0	2,000	2,000	0	0	0	0	0	0
G.O. Bonds	14,375 14,185	10,959	853	2,291	2,291	275	0	0	0	0	0
State Aid	16,767	0	6,800	9,967	9,967	0	0	0	0	0	0

ANNUAL OPERATING BUDGET IMPACT (\$000)

Maintenance				2,298	383	383	383	383	383	383	0
Energy				1,530	255	255	255	255	255	255	0
Program-Staff				11,946	1,991	1,991	1,991	1,991	1,991	1,991	0
Program-Other				16,710	2,785	2,785	2,785	2,785	2,785	2,785	0
Net Impact				32,484	5,414	5,414	5,414	5,414	5,414	5,414	0
Workyears				270.0	45.0	45.0	45.0	45.0	45.0	45.0	0.0

DESCRIPTION

Without the reopening of Northwood High School, enrollment at Montgomery Blair High School is projected to exceed 3,400 students, with a sustained enrollment peak of 3,400 to 3,500 students projected through 2010. Montgomery Blair High School was built for a capacity of 2,800 students, with core facilities built for 3,000 students. Enrollment at Albert Einstein High School is projected to exceed 1,900 students in the near future. Albert Einstein High School was modernized for a capacity of 1,500 students, with core facilities built for 2,000 students. In order to meet capacity needs at both high schools, funds are included in this project to reopen the Northwood holding facility as a Grades 9-12 high school. The reopening of Northwood will alleviate overcrowded conditions at Montgomery Blair High School and will meet capacity requirements under the Annual Growth Policy (AGP) preventing residential moratorium in the Albert Einstein cluster area.

In November 2000, the Board of Education approved the creation of the Downcounty Consortium consisting of five high schools: Montgomery Blair, Albert Einstein, John F. Kennedy, Wheaton, and Northwood high schools. Some core and systemic improvements are necessary to reopen this facility. The feasibility study to determine the scope and cost of reopening Northwood as a high school was completed in FY 2002. An FY 2003 appropriation was approved for planning the core improvements. The FY 2003 appropriation included an additional \$2.5 million above the Board of Education's request to air-condition this facility during its modifications. An FY 2004 appropriation was approved for planning funds. An FY 2005 appropriation was approved for construction funds that includes an increase of \$10.6 million to complete necessary improvements to reopen the Northwood facility as an operating high school. In November 2004, the Board of Education approved a technical change to this project and included it in the Amendments to the FY 2005-2010 CIP request. The technical change would move expenditures from FY 2009 and FY 2010 to FY 2008. The County Council did not support the technical change to shift expenditures from FY 2009 and FY 2010 to FY 2008.

The FY 2007 appropriation approved by the County Council is to complete all of the modifications, including the work programmed in the approved CIP for FY 2009 and FY 2010, initially proposed for the reopening project along with the renovation of the auditorium as part of the construction currently underway. Due to rising construction costs, the expenditures for this project were increased. The facility modifications for this school will be completed by the end of the 2007-2008 school year.

Capacity

Program Capacity After Project: 1657
 Teaching Stations Added: 75

APPROPRIATION AND EXPENDITURE DATA

Date First Appropriation	FY01	(\$000)
Initial Cost Estimate		0
First Cost Estimate		
Current Scope	FY01	0
Last FY's Cost Estimate		32,870
Present Cost Estimate		32,870
Appropriation Request	FY08	0
Supplemental		
Appropriation Request	FY07	0
Transfer		+ 275
Cumulative Appropriation		32,870
Expenditures/		
Encumbrances		25,476
Unencumbered Balance		7,394
Partial Closeout Thru	FY05	0
New Partial Closeout	FY06	0
Total Partial Closeout		0

COORDINATION

Mandatory Referral - M-NCPPC
 Department of Environmental Protection
 Building Permits:
 Code Review
 Fire Marshall
 Department of Transportation
 Inspections
 Sediment Control
 Stormwater Management
 WSSC Permits
 MCPS 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

Planned Life Cycle Asset Repl: MCPS -- No. 896586

Category
Agency
Planning Area
Relocation Impact

MCPS
Public Schools
Countywide

Date Last Modified
Previous PDF Page Number
Required Adequate Public Facility

May 24, 2007
21-48 (01 App)
NO

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY06	Rem. FY06	Total 6 Years	FY07	FY08	FY09	FY10	FY11	FY12	Beyond 6 Years
Planning, Design and Supervision	1,200	0	0	1,200	280	200	180	180	180	180	0
Land											
Site Improvements and Utilities	4,750	0	0	4,750	875	775	775	775	775	775	0
Construction	22,108	0	307	20,801	4,766	4,609	3,109	3,109	3,109	3,109	0
Other											
Total	28,068	0	307	28,751	5,921	5,654	4,064	4,064	4,064	4,064	0

FUNDING SCHEDULE (\$000)

Qualified Zone	Total	Thru FY06	Rem. FY06	Total 6 Years	FY07	FY08	FY09	FY10	FY11	FY12	Beyond 6 Years
Academy Funds	992	0	0	992	992	0	0	0	0	0	0
G.O. Bonds	25,066	0	307	25,759	4,929	4,654	4,064	4,064	4,064	4,064	0
State Aid	0	0	0	0	0	0	0	0	0	0	0

ANNUAL OPERATING BUDGET IMPACT (\$000)

DESCRIPTION

This project funds a comprehensive and ongoing plan to replace key facility and site components based on an inventory of their age and conditions. A comprehensive inventory of all such components has been assembled so that replacements can be anticipated and accomplished in a planned and orderly manner. The pace of the modernization schedule, due to fiscal constraints, justifies the need to increase the scope of this project in order to maintain buildings for longer periods before a capital project will upgrade all systems. Facility components included in this project are code corrections, physical education facility/field improvements, school facility exterior resurfacing, partitions, doors, lighting, media center security gates, bleachers, communication systems, and flooring. Roof replacements are funded in Project No. 766595. Coordination with scheduled modernizations is maintained to avoid redundancy.

An amendment to the FY 2003-2008 CIP was approved to provide two additional staff members for the Department of Facilities Management to manage the additional contracts within the PLAR project office. The approved amendment also provided cafeteria upgrades to four high schools and one middle school, and provided upgrades to the mechanical/electrical/emergency preparedness systems at the Carver Education Services Center (CESC). The Board of Education requested funds to provide minor improvements at the swimming pool at Piney Branch Elementary School; however, the County Council in the adopted CIP, moved these funds from this project in MCPS to the county government's PLAR project. An FY 2003 special appropriation and amendment to the FY 2003-2008 CIP in the amount of \$1.586 million was approved for systemic renovation projects and funded through the Federal School Renovation Program Funds via the Maryland State Department of Education.

An FY 2005 appropriation was approved to continue this project to provide for the necessary replacement of some building systems and playground equipment. The appropriation also includes funding for the replacement of walk-in and serving lines at various cafeterias throughout the system. Increased expenditures in the out-years of the CIP reflect the need to address more PLAR projects, partially due to the delay in the modernization schedule. For FY 2005, an additional \$428,000 in state aid was included in this project as a result of federal funding, issued by the state, through the Qualified Zone Academy Bond (QZAB) program. An FY 2006 appropriation was approved to continue this project at its current level of effort. An FY 2007 appropriation was approved to continue to address PLAR projects systemwide. The increase in expenditures shown above will address the rise in construction costs and a rising backlog of projects, as well as provide additional funding for playground equipment, and the replacement of a variety of cafeteria equipment throughout the school system. The County Council approved, in the FY 2007-2012 CIP additional funding to provide minor modifications to the Gosvenor holding facility. An FY 2007 Special Appropriation in the amount of \$992,000 was approved in this project as a result of federal funding, issued by the state, through the Qualified Zone Academy Bond (QZAB) program. An FY 2008 appropriation was approved to continue this level of effort project.

* Expenditures in this project will continue indefinitely.

FISCAL NOTE

State Reimbursement: not eligible

APPROPRIATION AND EXPENDITURE DATA

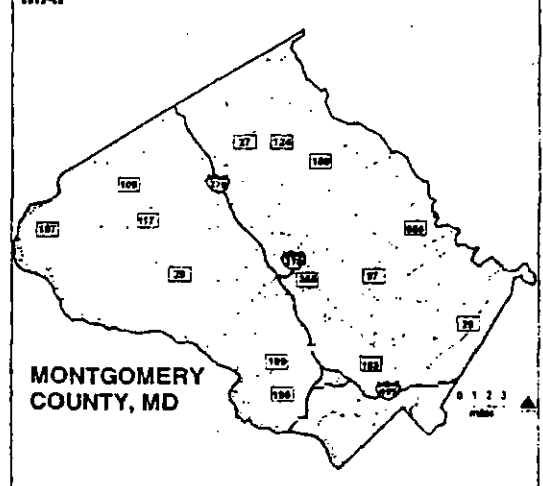
Date First Appropriation	FY89	(\$000)
Initial Cost Estimate		34,085
First Cost Estimate		
Current Scope	FY96	24,802
Last FY's Cost Estimate		29,240
Present Cost Estimate		27,058
Appropriation Request	FY08	4,374
Supplemental		
Appropriation Request	FY07	0
Transfer		+1080
Cumulative Appropriation		6,428
Expenditures/		
Encumbrances		3,049
Unencumbered Balance		3,380
Partial Closeout Thru	FY05	43,018
New Partial Closeout	FY06	3,174
Total Partial Closeout		46,190

COORDINATION

CIP Master Plan for School Facilities

	FY 07	FY 08-12
Salaries and Wages	201	1005
Fringe Benefits	81	405
Workyears	3	15

MAP



School Gymnasiums – No. 886550

Category: MCPS
 Agency: Public Schools
 Planning Area: Countywide
 Relocation Impact:

Date Last Modified:
 Previous PDF Page Number:
 Required Adequate Public Facility:

May 24, 2007
 7-68 (02 App)
 NO

EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY06	Rem. FY06	Total 6 Years	FY07	FY08	FY09	FY10	FY11	FY12	Beyond 6 Years
Planning, Design and Supervision	2,044	0	14	2,030	750	510	690	80	0	0	0
Land											
Site Improvements and Utilities											
Construction	2,127,245	0	5,005	2,132,250	6871	9349	5440				
Other	7,700	0	150	7,850	500	6,790	3,440	4,650	650	0	0
Total	36,989	0	5,169	31,820	8,020	11,149	8,390	5,880	2,210	220	0

FUNDING SCHEDULE (\$000)

PAYGO	0	0	0	0	0	0	0	0	0	0	0
G.O. Bonds	36,989	0	5,169	31,820	8,020	11,149	8,390	5,880	2,210	220	0
Contributions	0	0	0	0	0	0	0	0	0	0	0

ANNUAL OPERATING BUDGET IMPACT (\$000)

Maintenance	198	99	99	0	0	0	0	0	0	0	0
Energy	58	29	29	0	0	0	0	0	0	0	0
Net Impact	256	128	128	0	0	0	0	0	0	0	0

Recordation Tax
 DESCRIPTION

The Board of Education and the superintendent continue to believe that elementary gymnasiums are essential for the physical education program and well being of students, and that these facilities should be included in all Montgomery County schools. This project is to add gyms at elementary schools on a schedule based on the availability of funds. A criteria ranking based on enrollment size, capital project status, and percent of gyms in a cluster have been developed to determine the order of schools to receive gyms. Funds approved for FY 2001 were for planning and construction of a gymnasium at Dr. Sally K. Ride, Ashburton, and Spark Matsunaga elementary schools. An amendment to the FY 2001-2006 CIP was approved to provide additional funds due to rapidly rising construction costs for the process on May 17, 2001. On December 11, 2001, the County Council approved a transfer of \$4.5 million from this project to the Current Replacement/Modernization project. Due to the fiscal constraints and projected revenue shortfalls in FY 2003, the Board of Education did not request funding for the construction of elementary school gymnasiums. On May 9, 2002, the County Council approved an increase in the rate of the recordation tax. Therefore, in FY 2003, the County Council approved funding for six elementary school gymnasiums – Dr. Sally K. Ride, Ashburton, Lakewood, Greenwood, and Dr. Charles R. Drew in FY 2003, and Somerset Elementary School in FY 2004. The FY 2003 appropriation was for the construction of the five aforementioned gymnasiums. The FY 2004 appropriation was for the gym at Somerset Elementary School.

On August 25, 2003, the Board of Education by way of a resolution, directed the superintendent to include funding for the construction of all gymnasiums for elementary schools within the six-year CIP. The expenditure schedule above includes planning and construction funds for the completion of all elementary school gym in the six-year CIP. On December 9, 2003, the County Council approved a transfer of \$900K in FY 2004 from the Clarksburg Area MS (Rocky Hill Replacement) project to this project. The transferred funds will be used for the construction of the gymnasium at Somerset Elementary School. The Board of Education, in the FY 2005-2010 CIP, requested an FY 2005 appropriation to provide construction funding for three elementary school gymnasiums, and planning funds for 11 elementary school projects. As a result, those projects were delayed one year and the accompanying gymnasium were delayed one year. Therefore, the adopted gymnasium schedule and approved FY 2005 appropriation will provide for the planning of seven elementary school gyms and for the construction of three gyms. An FY 2006 appropriation was approved for planning and construction funds for schools scheduled for a gymnasium addition. An FY 2007 appropriation was approved for the balance of construction funds for four gymnasiums, planning and construction funds for one gymnasium, and planning funds for five gymnasiums. The County Council, in the adopted FY 2007-2012 CIP, approved the acceleration of the construction of the Belts Mill Elementary School modernization and gymnasium one year, and deferred the construction of the gymnasium for Seven Locks Elementary School to coincide with its modernization scheduled to be completed January 2012. An FY 2008 appropriation was approved for planning funds for four gymnasiums and construction funds for eight gymnasiums. The list of gymnasiums, as approved is shown in Appendix F of the FY 2008 Facilities Master Plan.

FISCAL NOTE

Recordation Tax revenue will support this project by \$3.22 million in FY 2003 and \$1.1 million in FY 2004.

APPROPRIATION AND EXPENDITURE DATA

Date First Appropriation	FY95	(\$000)
Initial Cost Estimate		2,880
First Cost Estimate		
Current Scope	FY96	7,588
Last FY's Cost Estimate		41,812
Present Cost Estimate		36,989
Appropriation Request	FY08	10,700
Supplemental		
Appropriation Request	FY07	0
Transfer		+ 4,700
Cumulative Appropriation		15,049
Expenditures/Encumbrances		12,816
Unencumbered Balance		2,233
Partial Closeout Thru	FY05	16,965
New Partial Closeout	FY06	4,823
Total Partial Closeout		21,788

COORDINATION

Mandatory Referral - M-NCPPC
 Department of Environmental Protection
 Building Permits:
 Code Review
 Fire Marshall
 Department of Transportation
 Inspections
 Sediment Control
 Stormwater Management
 WSSC Permits

MAP

