

Resolution No. 16-1109  
Introduced: September 15, 2009  
Adopted: September 22, 2009

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND**

By: County Council

**SUBJECT:** Transfer of Unexpended Project Balance within the FY10 Capital Budget  
Montgomery County Public Schools (MCPS)  
Transfer From:  
MCPS Local Unliquidated Surplus Account (No. 999), \$2,112,070  
Transfer To:  
Stormwater Discharge Management (No. 956550) \$430,790  
Roscoe R. Nix Elementary School (No. 036503), \$1,681,280

**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. The Board of Education has requested the following transfer of appropriation within the FY05 Capital budget:

<u>Project</u>	<u>Project Number</u>	<u>Amount</u>	<u>Source of Funds</u>
Local Unliquidated Surplus Account	999	-\$2,112,070	G.O. Bonds
Stormwater Discharge Management	956550	+\$430,790	G.O. Bonds
Roscoe R. Nix Elementary School	036503	+\$1,681,280	G.O. Bonds

5. This transfer, in conjunction with Resolution 16-1108, is intended to address a deficit in the Roscoe R. Nix Elementary School project and to reimburse Toll Brothers, Inc. for stormwater management work, roadwork along Maryland Route 355, and construction of Little Seneca Parkway to the access for the Rocky Hill Middle School replacement project.

- 6. In addition to 801,000 already available for transfer in the Local Unliquidated Surplus Account, surplus funds of \$1,311,070 have been identified in two ongoing projects as part of Resolution 16-1108.

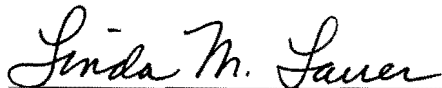
**Action**

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

An FY10 transfer of appropriation from the Local Unliquidated Surplus account to the projects listed below is approved as follows and as noted on the attached project description forms:

<u>Project</u>	<u>Project Number</u>	<u>Amount</u>	<u>Source of Funds</u>
Local Unliquidated Surplus Account	999	-\$2,112,070	G.O. Bonds
Stormwater Discharge Management	956550	+\$430,790	G.O. Bonds
Roscoe R. Nix Elementary School	036503	+\$1,681,280	G.O. Bonds

This is a correct copy of Council action.

  
Linda M. Lauer, Clerk of the Council

**Stormwater Discharge Management: MCPS -- No. 956550**

Category  
Subcategory  
Administering Agency  
Planning Area

Montgomery County Public Schools  
Countywide  
MCPS  
Countywide

Date Last Modified  
Required Adequate Public Facility  
Relocation Impact  
Status

February 11, 2009  
No  
None  
On-going

**EXPENDITURE SCHEDULE (\$000)**

Cost Element	Total	Thru FY08	Rem. FY08	Total 6 Years	FY09	FY10	FY11	FY12	FY13	FY14	Beyond 6 Years
Planning, Design, and Supervision	250	0	0	250	250	0	0	0	0	0	0
Land	0	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	1,200	1,200	0	1,200	0	0	0	0	0	0	0
Construction	1,250	0	0	1,250	250	1,000	1,431	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0
<b>Total</b>	<b>2,700</b>	<b>1,200</b>	<b>0</b>	<b>1,500</b>	<b>500</b>	<b>1,000</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**FUNDING SCHEDULE (\$000)**

G.O. Bonds	Total	FY08	FY09	FY10	FY11	FY12	FY13	FY14	Beyond 6 Years
G.O. Bonds	2,700	1,200	0	1,500	500	1,000	0	0	0
<b>Total</b>	<b>2,700</b>	<b>1,200</b>	<b>0</b>	<b>1,500</b>	<b>500</b>	<b>1,000</b>	<b>0</b>	<b>0</b>	<b>0</b>

**DESCRIPTION**

This project will provide funds to meet the State of Maryland requirements that all industrial sites be surveyed and a plan developed to mitigate stormwater runoff. FY 1995 funds were utilized to conduct site evaluations of the four MCPS maintenance/transportation depots. Funds were appropriated in FY 1996 through FY 1998 to implement measures required by law at the Bethesda and Shady Grove maintenance/transportation depots. Funds approved in FY 1999-2001 completed work at the Randolph and Clarksburg Depots. Work under this project includes concrete curbing to channel rainwater, oil/grit separators to filter stormwater for quality control, modifications to retention systems, the installation of a surface pond for stormwater management quality control at Randolph, and other items to improve stormwater management systems at these sites.

This project was reviewed by the interagency committee for capital programs that affect other county agencies to develop the most cost effective method to comply with state regulation. The FY 2000 appropriation continued to address improvements at the Randolph Depot. Costs for this project increased significantly with inflation adjustments for FY1998 and FY 1999 and an increase in scope of the Randolph facilities stormwater retention surface pond. FY 2001 expenditures completed the improvements at the Randolph Depot.

An FY 2007 Special Appropriation in the amount of \$1.2 million was approved to bring all storm water management facilities on school sites up to current maintenance standards. Once the maintenance backlog is addressed, it is anticipated that all future maintenance responsibilities will be transferred to the Department of Environmental Protection (DEP) within the Water Quality Protection Fund.

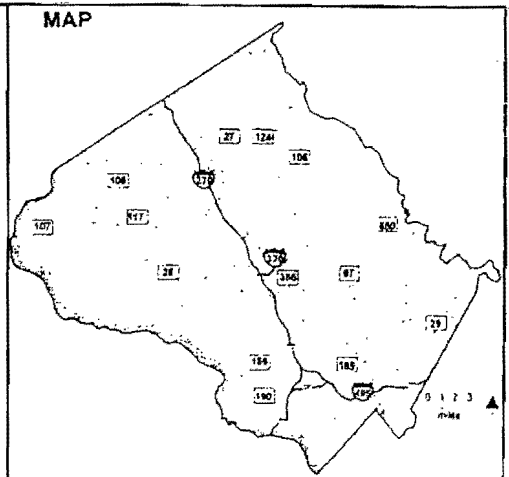
An FY 2009 special appropriation in the amount of \$1.5 million was approved by the County Council on January 27, 2009 to address emergency repair work at Burtonsville Elementary School and Watkins Mill High School.

**FISCAL NOTE**

State Reimbursement: Not eligible

APPROPRIATION AND EXPENDITURE DATA		
Date First Appropriation	FY07	(\$000)
First Cost Estimate	FY07	0
Current Scope		
Last FY's Cost Estimate		1,200
Appropriation Request	FY10	0
Supplemental Appropriation Request		0
Transfer		431
Cumulative Appropriation		2,700
Expenditures / Encumbrances		558
Unencumbered Balance		2,142
Partial Closeout Thru	FY07	2,356
New Partial Closeout	FY08	0
Total Partial Closeout		2,356

COORDINATION



## Roscoe Nix ES (Northeast Consortium ES #16) -- No. 036503

Category  
Subcategory  
Administering Agency  
Planning Area

Montgomery County Public Schools  
Individual Schools  
MCPS  
Silver Spring

Date Last Modified  
Required Adequate Public Facility  
Relocation Impact  
Status

November 14, 2007  
No  
None  
On-going

### EXPENDITURE SCHEDULE (\$000)

Cost Element	Total	Thru FY08	Rem. FY08	Total 6 Years	FY09	FY10	FY11	FY12	FY13	FY14	Beyond 6 Years
Planning, Design, and Supervision	1,039	1,039	0	0	0	0	0	0	0	0	0
Land	0	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	1,275	1,275	0	0	0	0	0	0	0	0	0
Construction	17,189	17,189	0	0	0	0	0	0	0	0	0
Other	800	800	0	0	0	0	0	0	0	0	0
<b>Total</b>	<b>20,303</b>	<b>20,303</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

### FUNDING SCHEDULE (\$000)

G.O. Bonds	5,939	10,641	-4,702	0	0	0	0	0	0	0	0
Recordation Tax	2,018	2,018	0	0	0	0	0	0	0	0	0
Schools Impact Tax	7,644	7,644	0	0	0	0	0	0	0	0	0
State Aid	4,702	0	4,702	0	0	0	0	0	0	0	0
<b>Total</b>	<b>20,303</b>	<b>20,303</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

### OPERATING BUDGET IMPACT (\$000)

Maintenance				916	229	229	229	229	0	0
Energy				268	67	67	67	67	0	0
Program-Staff				5,032	1,258	1,258	1,258	1,258	0	0
<b>Net Impact</b>				<b>6,216</b>	<b>1,554</b>	<b>1,554</b>	<b>1,554</b>	<b>1,554</b>	<b>0</b>	<b>0</b>
WorkYears					16.0	16.0	16.0	16.0	0.0	0.0

#### DESCRIPTION

Enrollment projections for Cresthaven Elementary School and Burnt Mills Elementary School reflect the need for a new elementary school in the Northeast Consortium, within the Cresthaven Elementary School service area. The new school, to be located on the site of the former Brookview Elementary School, will provide the needed capacity to relieve both Burnt Mills and Cresthaven elementary schools.

Currently, Burnt Mills has a program capacity for 488 students. Enrollments are expected to reach 573 by September 2004 and 577 by September 2007. Cresthaven has a program capacity for 371 students. Enrollments are expected to reach 593 by September 2004 and 610 by September 2007. An alternative to the new school would be additions at both Burnt Mills and Cresthaven elementary schools. It was determined that opening another elementary school in the Northeast Consortium that will create three smaller schools, rather than two large schools and allow some flexibility for future growth, was the preferable alternative.

Due to fiscal constraints, modernizations and individual school projects were delayed in FY 2003. An FY 2004 appropriation was approved for planning funds. This school will be built as a Grade K-2 facility and will be paired with Cresthaven ES that will become a Grades 3-5 facility when the new school opens. Both Burnt Mills and Cresthaven elementary schools are class-size reduction schools. The new school project will include additional classrooms that will be bid as an add alternate to this project to accommodate the class-size reduction initiative. An FY 2005 appropriation was approved for construction funds. An amendment to the FY 2005-2010 CiP in the amount of \$3.81 million in expenditures was approved by the County Council to provide additional funding for this project due to rising construction costs. Of that amount, \$2.9 million was approved by the County Council as an FY 2005 Special Appropriation. This new school is scheduled to open by August 2006.

#### CAPACITY

Program Capacity After Project: 498  
Teaching Stations Added: 30

APPROPRIATION AND EXPENDITURE DATA	COORDINATION	MAP
Date First Appropriation FY03 (\$000)	Mandatory Referral - M-NCPPC	See Map on Next Page
First Cost Estimate FY00 0	Department of Environmental Protection	
Current Scope FY00 0	Building Permits:	
Last FY's Cost Estimate 20,303	Code Review	
	Fire Marshall	
Appropriation Request FY10 0	Department of Transportation	
Supplemental Appropriation Request 0	Inspections	
Transfer 11681 0	Sediment Control	
	Stormwater Management	
	WSSC Permits	
Cumulative Appropriation 20,303		
Expenditures / Encumbrances 20,303		
Unencumbered Balance 0		
Partial Closeout Thru FY07 0		
New Partial Closeout FY08 0		
Total Partial Closeout 0		

Agency Request

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