Resolution No.: 20-1065
Introduced: January 27, 2026
Adopted: March 17, 2026

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsor: Council President at the Request of the County Executive

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SUBJECT: Supplemental Appropriation #26-50 to the FY26 Capital Budget and Amendment to the FY25-30 Capital Improvements Program (CIP)
Montgomery County Government - Department of Environmental Protection
Stormwater Management Retrofit: Countywide (P808726), $11,327,000

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 six Councilmembers. A supplemental appropriation for any other purpose that is approved before January 1 of any fiscal year requires an affirmative vote of seven 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 County Executive recommends the following capital project appropriation increases:

Project Name	Project No.	Cost Element	Amount	Source of Funds
Stormwater Management Retrofit: Countywide	808726	Construction	$6,115,000	Long Term Financing
		Planning, Design, and	$5,212,000	Long Term Financing

	Supervision		
	Total	$11,327,000	Long Term Financing

4. This increase is needed due to the accelerated completion of several pay-for-performance subprojects, shifting associated expenditures from FY27 to FY26. These subprojects are essential to DEP's ongoing compliance with the County's Municipal Separate Storm Sewer System (MS4) permit and broader water quality goals, as well as the protection of local stream habitats. The amendment leverages significant non-County sources funding through the Maryland Water Quality Revolving Loan Funds (Long Term Financing) from the Maryland Department of Environment and meets the criteria to amend the CIP because it is an absolute increase greater than $2 million from the last adopted CIP.

5. The County Executive recommends an amendment to the FY25-30 Capital Improvements Program and a supplemental appropriation in the amount of $11,327,000 for Stormwater Management Retrofit: Countywide (P808726), and specifies that the source of funds will be Long Term Financing.

Action

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

The FY25-30 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:

Project Name	Project No.	Cost Element	Amount	Source of Funds
Stormwater Management Retrofit: Countywide	808726	Construction	$6,115,000	Long Term Financing
		Planning, Design, and Supervision	$5,212,000	Long Term Financing
		Total	$11,327,000	Long Term Financing

This is a correct copy of Council action.

Sara R. Tenenbaum
Clerk of the Council

Stormwater Management Retrofit: Countywide
(P808726)

Category	Conservation of Natural Resources	Date Last Modified	06/18/25
SubCategory	Stormwater Management	Administering Agency	Environmental Protection
Planning Area	Countywide	Status	Ongoing

	Total	Thru FY24	Rem FY24	Total 6 Years	FY 25	FY 26	FY 27	FY 28	FY 29	FY 30	Beyond 6 Years
EXPENDITURE SCHEDULE ($000s)											
Planning, Design and Supervision	57,294	29,842	209	27,243	2,629	4,073	3,783	9,056	3,848	3,854	-
Land	3	3	-	-	-	-	-	-	-	-	-
Site Improvements and Utilities	10	10	-	-	-	-	-	-	-	-	-
Construction	110,133	30,045	7,114	72,974	10,585	32,558	12,857	-	10,924	6,050	-
Other	7,388	7,042	166	180	-	80	-	100	-	-	-
TOTAL EXPENDITURES	174,828	66,942	7,489	100,397	13,214	36,711	16,640	9,156	14,772	9,904	-
FUNDING SCHEDULE ($000s)											
Current Revenue: Water Quality Protection	26,897	16,934	5	9,958	1,476	1,653	1,633	1,794	1,698	1,704	-
Federal Aid	436	-	-	436	436	-	-	-	-	-	-
Intergovernmental	1,000	1,000	-	-	-	-	-	-	-	-	-
Long-Term Financing	95,683	14,750	4,804	76,129	8,778	32,508	12,807	5,162	10,874	6,000	-
State Aid	18,891	3,717	2,500	12,674	2,324	2,350	2,000	2,000	2,000	2,000	-
Stormwater Management Waiver Fees	1,380	-	180	1,200	200	200	200	200	200	200	-
Water Quality Protection Bonds	30,541	30,541	-	-	-	-	-	-	-	-	-
TOTAL FUNDING SOURCES	174,828	66,942	7,489	100,397	13,214	36,711	16,640	9,156	14,772	9,904	-

APPROPRIATION AND EXPENDITURE DATA ($000s)

Appropriation FY 26 Request	2,108	Year First Appropriation	FY87
Supplemental Appropriation Request	11,327	Last FY's Cost Estimate	161,191
Cumulative Appropriation	101,458		
Expenditure / Encumbrances	100,501		
Unencumbered Balance	957		

PROJECT DESCRIPTION

This project provides for the design and construction of new and upgraded stormwater management facilities throughout the County under the County's Municipal Separate Storm Sewer System (MS4) Permit. Facilities include but are not limited to new or upgraded stormwater management ponds, Environmental Site Design (ESD) / Low-Impact Development (LID) facilities, and stream restorations.

COST CHANGE

The cost increases due to acceleration of several projects from FY27 to FY26.

PROJECT JUSTIFICATION

This project is needed to comply with the County's MS4 permitting requirements and to implement the County's adopted water quality goals (COMCOR Chapter 19, Article IV) and protect habitat conditions in local streams. In addition, the project supports the goals of the Anacostia Watershed Restoration Agreement.

OTHER

This project utilizes Maryland Water Quality Revolving Loan Funds (long-term financing). Expenditures in the out-years include expected costs to meet the requirements of the County's next MS4 permit. The scope of the next permit is subject to negotiation with the Maryland Department of Environment.

FISCAL NOTE

Funding sources updated in FY23 to include Water Quality Protection Bonds. There was a transfer of $200,000 in Stormwater Management Waiver Fees in FY23 from Misc. Stream Valley Improvements (P809319). In FY21, a supplemental added $93,773 in Intergovernmental and a fund switch removed $200,748 in State Aid and added Federal Aid for the Chesapeake Bay Trust Green Streets, Green Jobs, Green Towns grant. This project utilizes Maryland Water Quality Revolving Loan Funds (long-term financing). FY24 funding from Federal Aid ($5,000) and Long-Term Financing ($223,000) was switched to Water Quality Protection Bond funding. FY26 supplemental in Long-Term Financing for the amount of $11,327,000.

DISCLOSURES

Expenditures will continue indefinitely. The County Executive 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

Department of Transportation, Maryland National Capital Park and Planning Commission, Department of Permitting Services, Maryland Department of the Environment, Natural Resources Conservation Service, U.S. Army Corps of Engineers, Facility Planning: Stormwater Management (No. 809319), and Maryland Department of Natural Resources.