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| Resolution No.: | 17-937 |
| Introduced: | October 22, 2013 |
| Adopted: | November 12, 2013 |

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

By: Council President at the Request of the County Executive

SUBJECT: Amendment to the Maryland-National Capital Park and Planning Commission's (M-NCPPC) FY13-18 Capital Improvements Program, and Supplemental Appropriation to the FY14 Capital Budget, for Acquisition: Non-Local Parks, #998798

Background

1. Sections 18-108 and 18-117 of the Land Use Article of the Md. Code permit the County Council to amend the operating and capital budgets of the M-NCPPC by resolution on the Council's initiative, or at the request of the Commission, after receipt of a recommendation from the County Executive, and after public hearing upon reasonable notice to the public. Section 18-116 of the Land Use Article of the Md. Code authorizes the Council to amend an approved CIP by an affirmative vote of 6 Councilmembers.
2. Section 307 of the Montgomery County Charter states that a 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 (5) Councilmembers. A supplemental appropriation for any other purpose that is approved before January 1 of any fiscal year requires an affirmative vote of six (6) 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.

3. On behalf of the Maryland-National Capital Park and Planning Commission (M-NCPPC), the County Executive requests the following supplemental appropriation:

| Project Name | Project No. | Cost Element | Amount | Source of Funds |
|------------------------------|-------------|--------------|-------------|--------------------|
| Acquisition: Non-Local Parks | 998798 | Land | \$1,705,974 | Program Open Space |

4. M-NCPPC requests that the County Council approve this supplemental appropriation to fund future parkland acquisitions.
5. The County Executive recommends an amendment to the FY13-18 CIP and supplemental appropriation to the FY14 Capital Budget of M-NCPPC in the amount of **\$1,705,974**. The source of funds will be Program Open Space Grant.
6. The public was notified by a news release, and a public hearing was held.

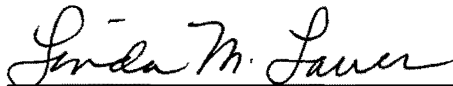
Action

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

The FY13-18 CIP of the Maryland-National Capital Park and Planning Commission is amended as reflected on the attached Project Description Form, and a supplemental appropriation to the FY14 Capital Budget for Acquisition: Non-Local Parks #998798 is approved as follows:

| Project Name | Project No. | Cost Element | Amount | Source of Funds |
|------------------------------|-------------|--------------|-------------|--------------------|
| Acquisition: Non-Local Parks | 998798 | Land | \$1,705,974 | Program Open Space |

This is a correct copy of Council action.



Linda M. Lauer, Clerk of the Council

Acquisition: Non-Local Parks -- No. 998798

Proposed
APPROVED

Category M-NCPPC
Subcategory Acquisition
Administering Agency M-NCPPC
Planning Area Countywide

Date Last Modified
Required Adequate Public Facility
Relocation Impact
Status

May 10, 2012
No
None
On-going

EXPENDITURE SCHEDULE (\$000)

| Cost Element | Total | Thru FY11 | Est. FY12 | Total 6 Years | FY13 | FY14 | FY15 | FY16 | FY17 | FY18 | Beyond 6 Years |
|-----------------------------------|--------------|-----------|------------|---------------|------------|------------|------------|------------|------------|------------|----------------|
| Planning, Design, and Supervision | 947 | 0 | 137 | 810 | 135 | 135 | 135 | 135 | 135 | 135 | 0 |
| Land | 3,000 | 0 | 0 | 3,000 | 500 | 500 | 500 | 500 | 500 | 500 | 0 |
| Site Improvements and Utilities | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Construction | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Other | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Total | 3,947 | 0 | 137 | 3,810 | 635 | 635 | 635 | 635 | 635 | 635 | 0 |

FUNDING SCHEDULE (\$000)

| | | | | | | | | | | | |
|--------------------------|--------------|----------|------------|--------------|------------|------------|------------|------------|------------|------------|----------|
| Current Revenue: General | 947 | 0 | 137 | 810 | 135 | 135 | 135 | 135 | 135 | 135 | 0 |
| Program Open Space | 3,000 | 0 | 0 | 3,000 | 500 | 500 | 500 | 500 | 500 | 500 | 0 |
| Total | 3,947 | 0 | 137 | 3,810 | 635 | 635 | 635 | 635 | 635 | 635 | 0 |

OPERATING BUDGET IMPACT (\$000)

| | | | | | | | | | | | |
|---------------|--|--|--|----|-----|-----|-----|-----|-----|-----|--|
| Maintenance | | | | 6 | 1 | 1 | 1 | 1 | 1 | 1 | |
| Program-Other | | | | 6 | 1 | 1 | 1 | 1 | 1 | 1 | |
| Program-Staff | | | | 49 | 9 | 8 | 8 | 8 | 8 | 8 | |
| Net Impact | | | | 61 | 11 | 10 | 10 | 10 | 10 | 10 | |
| Work Years | | | | | 0.1 | 0.1 | 0.1 | 0.1 | 0.1 | 0.1 | |

DESCRIPTION

This project identifies capital expenditures and appropriations for non-local parkland acquisitions, including related costs for surveys and appraisals. Non-Local parks include regional, recreational, conservation, stream valley and special parks. Acquisitions can include new parkland or additions to existing parks, and are pursued when they become available if sufficient funds exist. To the extent possible, the Commission acquires parkland through dedication at the time of subdivision; however, to meet all parkland needs, this method must be supplemented by a direct land purchase program.

COST CHANGE

Decrease due to reduced Program Open Space (POS) funding and elimination of Stateside POS funding from this project.

JUSTIFICATION

2005 Land Preservation, Parks and Recreation Plan, approved by the Montgomery County Planning Board, area master plans, and functional plans. This PDF provides latitude to acquire properties consistent with master plans and Commission policies.

OTHER

This project is funded primarily by State DNR POS grants. Although POS allocations have been greatly reduced, acquisitions will be pursued to the extent possible with available reserves and in anticipation of economic improvement.

FISCAL NOTE

The cumulative appropriation of \$1 million Program Open Space will be retained to allow for expenditure when POS funds are available. In FY10, transferred in \$508,000 from Legacy Open Space, PDF 018710

OTHER DISCLOSURES

- M-NCPPC asserts that this project conforms to the requirements of relevant local plans, as required by the Maryland Economic Growth, Resource Protection and Planning Act.
- Expenditures will continue indefinitely.

APPROPRIATION AND EXPENDITURE DATA

| | | |
|------------------------------------|------|---------|
| Date First Appropriation | FY99 | (\$000) |
| First Cost Estimate | FY13 | 3,947 |
| Current Scope | | |
| Last FY's Cost Estimate | | 16,424 |
| Appropriation Request | FY13 | 635 |
| Appropriation Request Est. | FY14 | 635 |
| Supplemental Appropriation Request | FY14 | 0 |
| Transfer | | 0 |
| Cumulative Appropriation | | 1,060 |
| Expenditures / Encumbrances | | 6 |
| Unencumbered Balance | | 1,054 |
| Partial Closeout Thru | FY10 | 35,141 |
| New Partial Closeout | FY11 | 1,082 |
| Total Partial Closeout | | 36,223 |

COORDINATION

Acquisition: Local PDF 767828
Legacy Open Space PDF 018710
ALARF PDF 727007

1.706

MAP

