



MONTGOMERY COUNTY DEPARTMENT OF PARKS
THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

MEMORANDUM

DATE: June 16, 2015

TO: Montgomery County Planning Board and Park Commission

VIA: Mike Riley, Director of Parks *Mike Riley*
Mitra Pedoeem, Acting Deputy Director *Mitra*
Michael Ma, Acting Chief, Park Development Division *Michael Ma*

FROM: Carl Morgan, CIP Manager, Park Development Division *CM*

SUBJECT: Amendment to the Maryland-National Capital Park and Planning Commission's (M-NCPPC) FY15-22 Capital Improvements Program, and Supplemental Appropriation to the FY16 Capital Budget, for **Trails: Hard Surface, Design and Construction, #768673**

Staff Recommendation

Transmit the attached materials to the Montgomery County Executive and Montgomery County Council, to amend the Department of Parks FY16 Capital Budget to include an additional \$900,000 in Developer Contribution appropriation.

Background

On January 23, 2014, the Planning Board approved Limited Preliminary Plan and Site Plan Amendments for the Parklawn North development (Limited Preliminary Plan Amendment No. 12011030B and Limited Site Plan Amendment No. 82011009D). Approval of the amended site plan modified the timing of the off-site construction of the bikeway connector linking the Rock Creek Trail with the Twinbrook Metro Station. Among other requirements, it required the developer to place \$900,000 in escrow either to be used by the Developer or by The Department of Parks in constructing the trail.

Upon reviewing bids for the work, the Department determined that Parks will build the trail which means, as per the site plan amendment, that the funding will be transferred from escrow into the Parks CIP project Trails: Hard Surface Design & Construction (No. 768673). While the Department of Parks will receive the funding, it does not have spending authority yet. To spend the funds, M-NCPPC must obtain approval of an amendment to the FY15-20 Capital Improvements Program and a Supplemental Appropriation to the FY16 Capital Budget.

Attached you will find the Supplemental Request Summary, Draft of the Council Resolution, and the Project Description Form (PDF) for your review. Staff recommends approval of the CIP Amendment and Supplemental Request and seeks direction from the Board to transmit the attached information to the Montgomery County Executive and the County Council for their consideration and approval of the CIP Amendment and Supplemental Appropriation.

Conclusion

Upon approval the attached materials will be forwarded to the County Executive and County Council.

June 26, 2015

The Honorable Isiah Leggett
Montgomery County Executive
101 Monroe Street
Rockville, Maryland 20850

Dear Mr. Leggett:

The Montgomery County Planning Board requests amendment of the FY15-20 Capital Improvements Program, and Supplemental Appropriation to M-NCPPC's FY16 Capital Budget, to add \$900,000 in Developer Contribution appropriation for hard surface trails design and construction.

On January 23, 2014, the Planning Board approved Limited Preliminary Plan and Site Plan Amendments for the Parklawn North development (Limited Preliminary Plan Amendment No. 12011030B and Limited Site Plan Amendment No. 82011009D). Approval of the amended site plan modified the timing of the off-site construction of the bikeway connector linking the Rock Creek Trail with the Twinbrook Metro Station. Among other requirements, it required the developer to place \$900,000 in escrow either to be used by the Developer or The Department of Parks in constructing the trail.

Upon reviewing bids for the work, the Department determined that Parks will build the trail which means, as per the site plan amendment, that the funding will be transferred from escrow into the Parks CIP project Trails: Hard Surface Design & Construction (No. 768673). While the Department of Parks will receive the funding, it does not have spending authority yet. To spend the funds, M-NCPPC must obtain approval of an amendment to the FY15-20 Capital Improvements Program and a Supplemental Appropriation to the FY16 Capital Budget.

We appreciate your favorable review and transmittal of this resolution to the County Council. We look forward to discussing this request with OMB staff and the County Council at a future work session.

Sincerely,

Casey Anderson
Chair

cc: George Leventhal, President, Montgomery County Council
Enclosures



SUPPLEMENTAL OR SPECIAL APPROPRIATION REQUEST SUMMARY

Trails: Hard Surface, Design and Construction, #768673

1. Please fill in the following table:

Agency	M-NCPPC
Department	Montgomery Parks
Fund (County Government only)	
Fiscal year	FY16
Supplemental or Special	Supplemental

2. What is the amount and source of funding?

Source of funding (Please list sources)	Amount
Developer Contribution	\$900,000
Total request	\$900,00

3. Please explain why you did not request this during the annual budget process.

At the time of the CIP and Capital Budget review, the conditions of Limited Preliminary Plan and Site Plan Amendments for the Parklawn North development (Limited Preliminary Plan Amendment No. 12011030B and Limited Site Plan Amendment No. 82011009D) were not yet fully satisfied. As per the site plan, the Department of Parks was awaiting bids for the work, which would determine if the Department would construct the trail, or if the Developer would. Upon review of the bids in April, the Department determined to build the trail, requiring the developer funds to be released from escrow and transferred to M-NCPPC. The Department of Parks is now requesting spending authority of the Developer funds.

Resolution: _____
Introduced: _____
Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: Council President at the Request of the County Executive

SUBJECT: Amendment to the FY15-20 Capital Improvements Program and Supplemental Appropriation #x-Sxx-CMCG-x to the FY16 Capital Budget Maryland-National Capital Parks and Planning Commission
Trails: Hard Surface, Design and Construction (#768673), \$900,000

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. On behalf of the Maryland-National Capital Parks and Planning Commission, the County Executive recommends the following capital project appropriation increases:

Project Name	Project Number	Cost Element	Amount	Source of Funds
Trails: Hard Surface Design and Construction	768673	22450	\$900,000	Developer Contribution
TOTAL			\$900,000	

4. This increase is needed because the Department of Parks has recently received developer contributions of \$900,000 to complete the Parklawn North hiker/biker trail for which they need spending authority. The recommended amendment is consistent with the criteria for amending the CIP because the project leverages significant non-County sources of funds, offers the opportunity to achieve significant cost avoidance, and offers a significant opportunity, which will be lost if not taken at this time.
5. The County Executive recommends an amendment to the FY15-20 Capital Improvements Program and a supplemental appropriation in the amount of **\$900,000** for **Trails: Hard Surface, Design and Construction (#768673)**, and specifies that the source of funds will be **Developer Contribution**.
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 FY15-20 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>
Trails: Hard Surface Design and Construction	768673	22450	\$900,000	Developer Contribution
TOTAL			\$900,000	

This is a correct copy of Council action.

Linda M. Lauer, Clerk of the Council

Trails: Hard Surface Design & Construction (P768673)

Approved May 22, 2014

Category M-NCPPC
 Sub Category Development
 Administering Agency M-NCPPC (AAGE13)
 Planning Area Countywide

Date Last Modified 3/8/14
 Required Adequate Public Facility No
 Relocation Impact None
 Status Ongoing

	Total	Thru FY13	Est FY14	Total 6 Years	FY 15	FY 16	FY 17	FY 18	FY 19	FY 20	Beyond 6 Yrs
EXPENDITURE SCHEDULE (\$000s)											
Planning, Design and Supervision	390	0	0	390	65	65	65	65	65	65	0
Land	0	0	0	0	0	0	0	0	0	0	0
Site Improvements and Utilities	3,195	2,295	0	885	2,310	1,410	235	1,135	235	235	235
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	3,585	2,685	0	885	2,700	1,800	300	1,200	300	300	300
FUNDING SCHEDULE (\$000s)											
G.O. Bonds	2,685	0	885	1,800	300	300	300	300	300	300	0
Contribution	900	0	0	900	0	900	0	0	0	0	0
Total	3,585	2,685	0	885	2,700	1,800	300	1,200	300	300	300
OPERATING BUDGET IMPACT (\$000s)											
Maintenance				18	3	3	3	3	3	3	3
Program-Staff				234	39	39	39	39	39	39	39
Net Impact				252	42	42	42	42	42	42	42
Full Time Equivalent (FTE)					0.6	0.6	0.6	0.6	0.6	0.6	0.6

APPROPRIATION AND EXPENDITURE DATA (\$000s)

Appropriation Request	FY 15	300
Appropriation Request Est.	FY 16	300
Supplemental Appropriation Request	FY 16	900
Transfer		0
Cumulative Appropriation		885
Expenditure / Encumbrances		295
Unencumbered Balance		590

Date First Appropriation	FY 69	
First Cost Estimate		
Current Scope	FY 15	2,685
Last FY's Cost Estimate		2,974
Partial Closeout Thru		8,831
New Partial Closeout		889
Total Partial Closeout		9,520

Description

This project provides for the design and construction of new trails and extensions or connectors to existing trails, as well as trail amenities, and trail signage. It does not include reconstruction or repair of existing trails. Hard surface trails accommodate road bicyclists, pedestrians, and in-line skaters and meet Americans with Disabilities Act (ADA) guidelines, where feasible.

Cost Change

Increase due to the addition of FY19 and FY20 to this ongoing project.

Justification

Connectors, safety improvements, signage, and amenities increase trail usage for recreation and promote walking and biking as alternatives to vehicular transportation. In park user surveys, hiking and biking on trails is the most frequent recreation activity reported. Biking and walking paths top respondents' lists of desired facilities or greatest facility shortages. 2008 Countywide Park Trails 2005 Land Preservation, Park and Recreation Plan

Disclosures

Expenditures will continue indefinitely.

Coordination

State of Maryland, Montgomery County Department of Transportation, Washington Suburban Sanitary Commission and other utilities, Montgomery County Department of Environmental Protection, Maryland Department of Natural Resources, Trails: Hard Surface Renovation PDF 888754, Municipal Governments, Montgomery County Department of Permitting Services