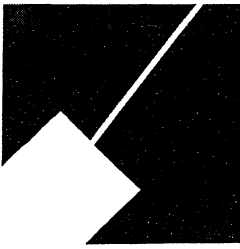


Attachment 6- Correspondence with MCPS on Brookview Local Park and School

M-NCPPC



MONTGOMERY COUNTY DEPARTMENT OF PARK AND PLANNING

THE MARYLAND-NATIONAL CAPITAL
PARK AND PLANNING COMMISSION

8787 Georgia Avenue
Silver Spring, Maryland 20910-3760

June 30, 2003

Joseph De Rosa
Project Manager, MCPS
Division of Construction
283 Muddy Branch Road
Gaithersburg, MD 20878

Dear Mr. De Rosa:

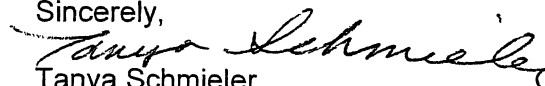
Thank you for the opportunity to participate in the May 3, 2003 meeting on the new Brookview Elementary School which will be located on the current Brookview Local Park site. I am writing to follow up on our previous conversation where I indicated that M-NCPPC reimbursement costs must be included in the budget for the new Brookview Elementary School. As mentioned in the attached letter and deed, M-NCPPC must be reimbursed for the development costs that were incurred at Brookview Local Park. Please note that the school demolition and asbestos removal costs actually represent a cost saving to MCPS as this work would have otherwise had to be included in your construction contract. A breakdown of MNCPPS costs is attached for your information.

It is also important to note that \$137,000 of the Brookview Local Park development was funded by a Program Open Space (POS) Grant. These funds must be either returned to the State or used to provide new recreation facilities. We hope to do this at Broadacres Local Park/School, which is less than a mile away. In this way the new recreation opportunities can serve the same general communities.

I am attaching additional correspondence on the park. The land acquisition issue will be negotiated separately and has no bearing on the development funding reimbursement. Bill Gries our land acquisition officer, has indicated that Janice Turpin from MCPS has concurred that the \$565,000 needs to be added to the Brookview School Budget. Please continue to keep me informed as the planning concepts are refined and cost estimates are developed.

If you have any questions please contact me at 301-650-4392.

Sincerely,


Tanya Schmieler
Park Planning Supervisor

CC: L.Straw
B. Gries
B. McKown

Schmieler, Tanya

From: Gries, William
Sent: Thursday, June 05, 2003 8:27 AM
To: Schmieler, Tanya; Riley, Mike; Zyontz, Jeff; McKown, Bette; Newhouse, Rachel; Wallis, Mark
Subject: FW: Brookview ES

I am forwarding this message from Janice Turpin of BOE regarding the repayment for the Brookview site. It looks like we are getting what we need and want. Tanya, with this communication do you think we should still write the letter you suggested? I'm thinking not.

Bill Gries

-----Original Message-----

From: Turpin, Janice [mailto:Janice_Turpin@mcpsmd.org]
Sent: June 04, 2003 5:09 PM
To: Gries, William
Subject: RE: Brookview ES

The school project is called Northeast Consortium ES #16. --jmt

-----Original Message-----

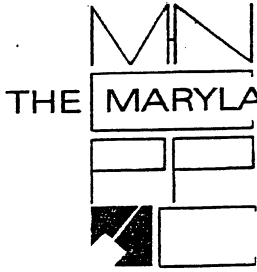
From: Turpin, Janice
Sent: Wednesday, June 04, 2003 4:17 PM
To: 'william.gries@mncppc-mc.org'
Cc: Wilson, MaryPat; Derosa, Joseph
Subject: Brookview ES

Bill,

Got your message yesterday and chatted with Dick Hawes today. We plan to request funds (\$565,000) in the upcoming CIP that will reimburse M-NCPPC from the school construction project. The Board should approve this by November 2003 and mandatory referral will not occur until after that time.

Please call if you would like to discuss further. Thanks.

Janice M. Turpin
Real Estate Management
Department of Facilities Management
7361 Calhoun Place, Suite 400
Rockville, MD 20855
Voice: 301-279-3131
Fax: 301-279-3737



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

8787 Georgia Avenue • Silver Spring, Maryland 20910-3760

(301) 495-4605

Montgomery County Planning Board
Office of the Chairman

January 23, 2002

Mr. Richard G. Hawes, Director
Department of Facilities Management
Montgomery County Public Schools
7361 Calhoun Place, Suite 400
Derwood, Maryland 20855-2762

Re: Brookview Local Park

Dear Mr. Hawes:

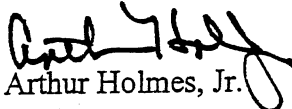
I am in receipt of your recent letter alerting the Montgomery County Planning Board of the Board of Education's intent to reclaim the 7.8 acre former Brookview Elementary School site, which is now part of Brookview Local Park, for the Northeast Consortium Elementary School #16. While we would prefer to retain this local park in perpetuity for the benefit of the neighborhood residents we serve, we understand and appreciate your needs in this regard and acknowledge your standing with respect to having this property returned to the Board of Education for school purposes.

At the time you present the site selection for the Northeast Consortium Elementary School #16 to the Montgomery County Planning Board for comment and concurrence as a mandatory referral item, I will ask the Planning Board to preliminarily approve this reconveyance to you and thereafter immediately schedule this reconveyance matter for final action by the full Park and Planning Commission. Full Commission approval of this reconveyance will be required as the land is titled in the name of the Commission, not the Planning Board. After approvals of both the Planning Board and the Commission are obtained, we will be in a position to reconvey this property to the Board of Education for the new school project.

Your agreeing to reimburse the Commission its costs in demolishing the old school and the redevelopment of the site into a local park, which costs are estimated to be \$560,550, will help us recover our investment at this location and make available funds that we will hopefully be able to use in renovating or providing replacement park facilities to serve this community. Further, your offer to coordinate your school development plans with Commission staff to ensure a school design that is compatible with the park facilities that will remain at Brookview Local Park is also appreciated.

We look forward to cooperating with you in this matter. I would suggest that you work directly with Margaret Rifkin of our staff in scheduling the mandatory referral for the site selection and with Donald Cochran, our Director of Parks, in finalizing the details to effect the reconveyance. Ms. Rifkin can be reached at (301) 495-4583 and Mr. Cochran can be reached at (301) 495-2500.

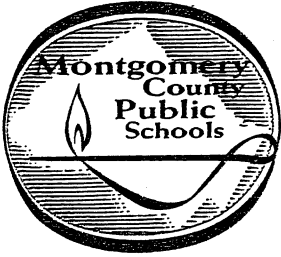
Sincerely,



Arthur Holmes, Jr.
Chairman

AH:bg

cc: Donald K. Cochran
Margaret Rifkin



850 Hungerford Drive * Rockville, Maryland * 20850-1747
Telephone (301) 279-3617

December 21, 2001

Mr. Arthur Holmes, Jr., Chairman
Montgomery County Planning Board
Maryland-National Capital Park
and Planning Commission
8787 Georgia Avenue
Silver Spring, MD 20910

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OFFICE OF THE CHAIRMAN
THE MARYLAND NATIONAL CAPITAL
PARK AND PLANNING COMMISSION

Dear Mr. Holmes:

This is to alert you that the Board of Education has included using the former Brookview Elementary School site, which includes 7.80 acres of the Brookview Local Park, as the location for the new Northeast Consortium Elementary School #16 as part of the FY 2003 Capital Budget and FY 2003-08 Capital Improvements Program (CIP) request. If the County Council approves funding for this project, we will be requesting the return of the property to the Board of Education for redevelopment as a school to open by September 2006.

The deed conveying this site from Montgomery County to Maryland National Capital Park and Planning Commission (M-NCPPC) in 1992 contained the following condition,

".. that in the event the Montgomery County Public Schools shall determine that the property. . is again needed for educational purposes, and rescinds its surplus action, and the County Executive concurs with that determination, the Grantee shall reconvey the property . ."

Montgomery County Public Schools (MCPS) will budget funds to reimburse M-NCPPC for its costs to demolish the old school and redevelop the site into a local park, as stipulated in the Deed. We have discussed this with your staff and they indicated these costs amount of \$560,550.

The remaining 4.58 acres of the local park were originally titled to M-NCPPC and were not part of the school site. We will coordinate our development plans with your staff to ensure that any new school design is compatible with the park recreational facilities and accessible to the community.

The decision to re-claim the school site was made because of the need to address overcrowding in the Eastern area of the down county. Currently, Cresthaven and Burnt Mills elementary schools are over capacity, with limited space on-site for expansion. The

Mr. Arthur Holmes, Jr., Chairman

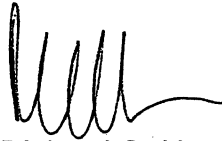
-2-

December 21, 2001

enclosed Superintendent's Recommendation for the Northeast Consortium Elementary School #16 explains the process and why other alternatives were rejected.

If you have questions or would like more information, please have your staff contact Janice Turpin, team leader real estate management, or me at 301-279-3425.

Sincerely,



Richard G. Hawes, Director
Department of Facilities Management

RMF:sw

Enclosure

Copy to:

Mr. Bowers
Mr. Cochran
Mr. Lavorgna
Ms. Turpin

Parcel ID No. 05-001-0251857

D E E D

THIS DEED made this 24th day of July, 1992,
by and between MONTGOMERY COUNTY, MARYLAND, 101 Monroe Street,
Rockville, Maryland 20850, hereinafter called COUNTY, and the
MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION, 8787
Georgia Avenue, Silver Spring, Maryland, hereinafter called the
GRANTEE.

W I T N E S S E T H:

That in consideration of the sum of TEN AND NO/100th
DOLLARS (\$10.00), and other good and valuable consideration,
receipt of which is hereby acknowledged, the COUNTY does hereby
grant, convey in fee simple, and release unto the GRANTEE, its
successors and assigns, all those pieces or parcels of ground
and other rights situate and lying in Montgomery County,
Maryland, and more particularly described as follows:

BEING all that parcel of land conveyed to Montgomery
County, Maryland, by the Board of Education of
Montgomery County, Maryland, by Confirmatory Deed dated
October 14, 1991, and recorded among the Land Records of
Montgomery County, Maryland, at Liber 10040, Folio 572,
containing 7.80 acres of land.

BEING that property known as Brookview Elementary
School.

TOGETHER WITH ALL the rights, privileges, easements,
appurtenances and advantages thereto belonging or appertaining.

TO HAVE AND TO HOLD the above granted property and
rights unto the said GRANTEE, its successors or assigns in fee
simple, subject to the following restrictions:

AGRICULTURE TRANSFER TAX IN THE
AMOUNT OF \$ n/a
SIGNATURE Law

RECEIVED FOR TRANSFER
State Department of
Assessments & Taxation
for Montgomery County

543 # 190.38
by _____ Date _____

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CLERK OF OFFICE
MONTGOMERY COUNTY MD

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1. The property described herein shall be used as a park and shall not be used for any other purpose whatsoever without the COUNTY'S prior express written consent thereto.

2. The GRANTEE shall not transfer any right, title or interest in the property described herein or any portion thereof to any third party without the COUNTY'S prior express written consent thereto. Upon transfer of any right, title or interest in the property described herein to a third party pursuant to the written consent of the COUNTY, any and all proceeds received by or accruing to the GRANTEE as a result of such a transfer shall be paid to the COUNTY by the GRANTEE within thirty (30) days after execution of any agreement or other document effecting the said transfer except that the GRANTEE shall be permitted to deduct from its payment to the COUNTY those amounts paid by the GRANTEE in order to acquire the property described herein. The COUNTY may attach such other conditions to its approval as it deems necessary and appropriate, and consent may be withheld in the sole and absolute subjective discretion of the COUNTY.

3. The GRANTEE agrees that in the event the Montgomery County Public Schools shall determine that the property described herein is again needed for educational purposes, and rescinds its surplus action, and the County Executive concurs with that determination, the GRANTEE shall reconvey the property described herein to the COUNTY, upon the following conditions:

a. The COUNTY shall reimburse the GRANTEE for any amounts paid by the GRANTEE to the COUNTY for those expenses incurred by the COUNTY to transfer the property herein to the GRANTEE.

b. The COUNTY shall reimburse the GRANTEE for the documented cost of recreational improvements and for the cost of demolishing and removing the former school building.

c. The GRANTEE acknowledges and agrees that reimbursement by the COUNTY for the cost of recreational improvements shall specifically exclude any amounts toward the purchase of substitute real property.

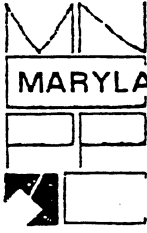
d. The GRANTEE acknowledges and agrees that any reimbursement by the COUNTY shall be subject to appropriations of funds.

AND the said COUNTY does hereby covenant that it will warrant specially the property hereby conveyed, and that it will

LIBER 60101
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THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Department of Parks, Montgomery County, Maryland
9500 Brunett Avenue • Silver Spring, Maryland 20901



Clerk of the Circuit Court
Judicial Center
Rockville, Maryland 20850

Dear Clerk:

Please record among the Land Records of Montgomery County, Maryland the attached deed conveying land to The Maryland-National Capital Park and Planning Commission. The Commission is a State-created agency authorized to buy, sell and otherwise dispose of real property interests pursuant to Article 28 of the Annotated Code of Maryland and is exempt from transfer and recording fees.

Your cooperation in this regard is appreciated.

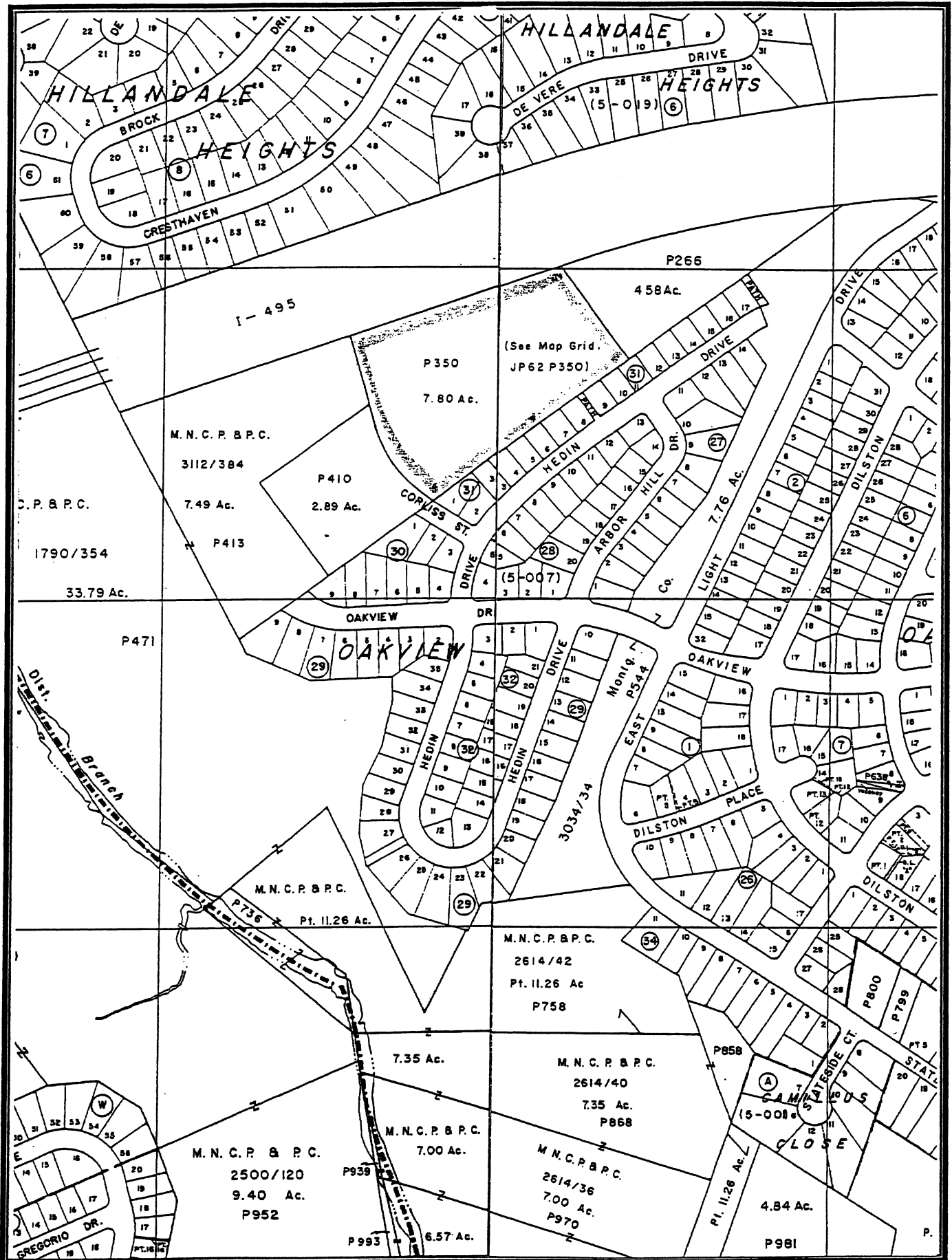
Sincerely,

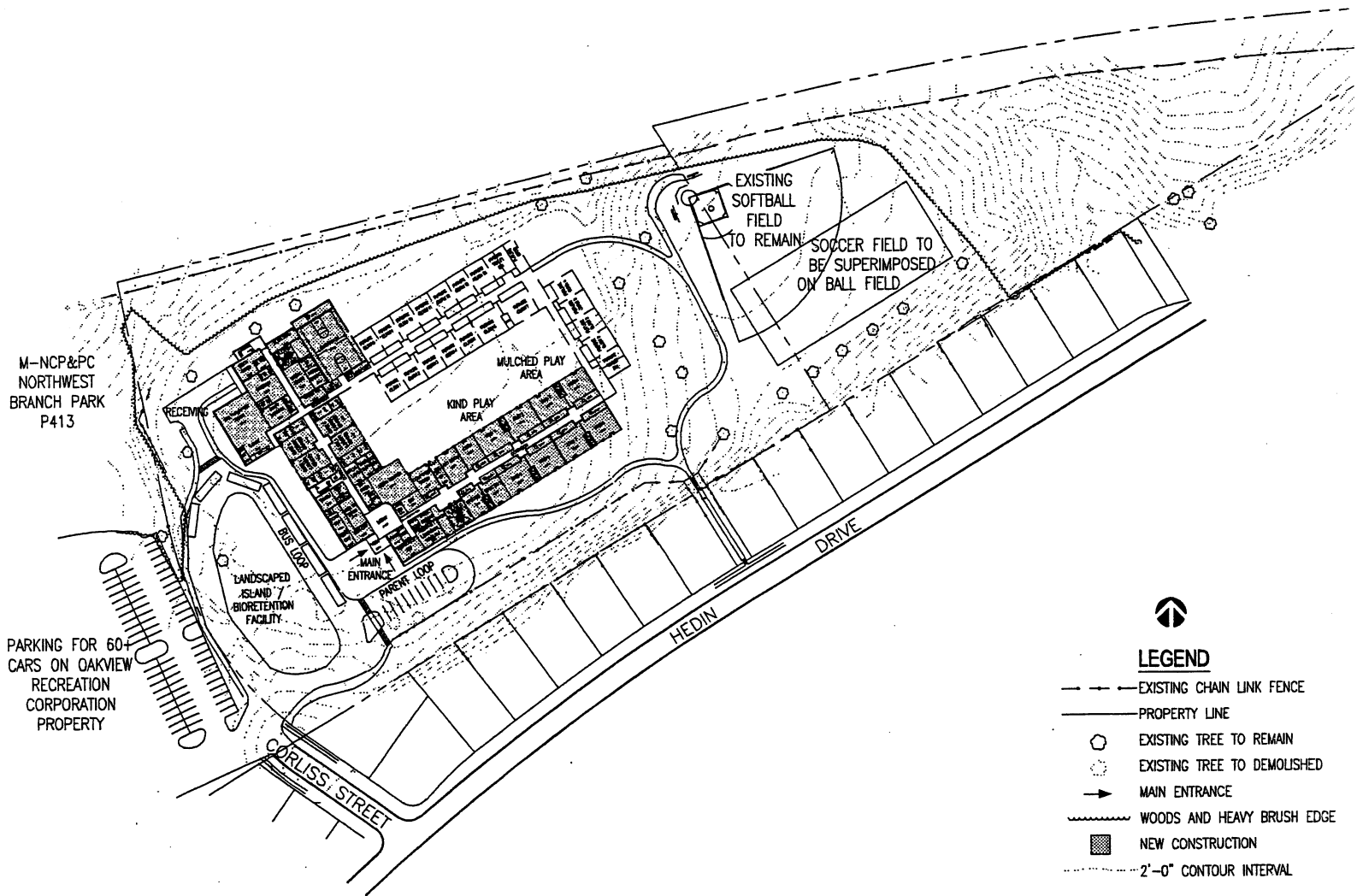
William E. Gries
Land Acquisition Specialist

WEG/dw
Enclosure

Yours for life
MONTGOMERY COUNTY PARKS

**FORMER BROOKVIEW ELEMENTARY SCHOOL
1100 CORLISS STREET
SILVER SPRING, MARYLAND 20903**





OPTION A BROOKVIEW ELEMENTARY SCHOOL

**Attachment 8- Community correspondence on Broadacres Local
Park renovation**



SILVER SPRING CITIZENS ADVISORY BOARD

April 29, 2003

Mr. Derick Berlage, Chairman
Montgomery County Planning Board
8787 Georgia Avenue
Silver Spring, MD 20910

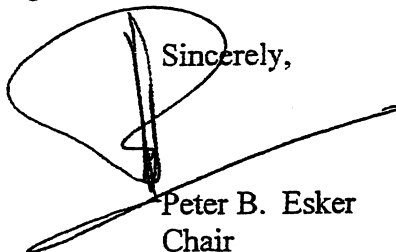
Dear Mr. Berlage:

The Silver Spring Citizens Advisory Board is writing to support renovation of Broad Acres Park including installation of new playground equipment this summer. We understand that revitalization of Broad Acres Park is being considered for inclusion in the County's Capital Improvements Program (CIP) budget for 2005-2010, and may be done in stages, perhaps undergoing reconstruction while the adjacent Broad Acres Elementary School is being rehabbed.

The Broad Acres community sorely needs enhanced recreational facilities, given the large population of lower-income families renting at Northwest Park apartments. This community is also physically isolated from services that are normally provided within neighborhoods, including neighborhood retail, as well as services such as a library and community center. For these reasons, we urge that renovation of Broad Acres Park remain a priority within the CIP.

Thank you for the opportunity to submit a letter of support for Broad Acres Park during your April 24 public hearing.

Sincerely,



Peter B. Esker
Chair

cc: Tanya Schmieler, Park Planning Supervisor, M-NCPPC

BROAD ACRES ELEMENTARY SCHOOL
710 Beacon Road, Silver Spring, MD 20903 • 301-431-7616

PTA - Parent Teacher Association



May 1, 2003

Mr. Derick P. Berlage, Chairman
Montgomery County Planning Board
8787 Georgia Avenue
Silver Spring, MD 20910

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OFFICE OF THE CHAIRMAN
THE MARYLAND NATIONAL CAPITAL
PARK AND PLANNING COMMISSION

Dear Mr. Berlage:

We are writing to express our support for the renovation of our neighborhood park under the Capital Improvements Programs funded by the Department of Park and Planning. As you know the Broad Acres community remains isolated from recreation, library, and other sites. The only area in which our children can play and our community can gather is the parkland adjacent to Broad Acres Elementary School.

As a community, we are very pleased to be working with Rusty Wallace of the Silver Spring Regional Services Center and Tanya Schmieler of the Maryland National Capital Park and Planning Commission so that plans for the park renovation will reflect the needs of the community. It is imperative that these park renovation plans be funded, especially as there are plans for the removal of other services such as the Bookmobile from a community which is already underserved.

Our community has organized its own soccer program, using the Broad Acres park. Right now we have over 175 children and 17 coaches in this very successful program. In addition to working on soccer skills, we are also teaching children community values such as respect and responsibility. The PTA started this program and as a result parental involvement has increased.

We thank you for your consideration and would welcome your visit to our community. Please feel free to contact me at 301-439-2098 if I can answer any questions.

Respectfully,

A handwritten signature in black ink, appearing to read "Jose Otero", written over a horizontal line.

Mr. Jose Otero
PTA President
Broad Acres Elementary School

Attachment: Parent Signatures of Support

We, the undersigned members of the Broad Acres community, support the funding of the renovations of the Broad Acres park:

| Name, Printed | Signature | Address | Telephone |
|----------------------|--------------------|-------------------------------------|---------------|
| 1. Pineda Delmy | <i>[Signature]</i> | 124 Ames Rd SS MD 20903 | 301 439 3396 |
| 2. Gami Pineda | <i>[Signature]</i> | 124 Ames Rd SS MD 20903 | 301 439-3396 |
| 3. Terena Locustina | <i>[Signature]</i> | 755 Northampton Dr. SS MD | 301 434-8871 |
| 4. Dereje Kenia | <i>[Signature]</i> | 755 Northampton Dr. SS MD | 301-434-8871 |
| 5. Alex, Rodas | <i>[Signature]</i> | 1625 Dilston Rd SS MD 20903 | 301 793-2234 |
| 6. Jose Serrano | <i>[Signature]</i> | 9411 Avenel Rd SS MD 20902 | 940 * |
| 7. Norris Cartagena | <i>[Signature]</i> | 596 Beacon Rd. S.S. Md. 20903 | 301-434-7420 |
| 8. Jose Lindes | <i>[Signature]</i> | 659 North Hampton Dr. SS | 301-434-7085 |
| 9. Jessica Linds | <i>[Signature]</i> | 9311 New Hampshire Ave SS MD | 301-439-1687 |
| 10. Charles Dana | <i>[Signature]</i> | 440 Stadeside Drive, SS MD 20903 | 301-434-8655 |
| 11. Ruth E. | <i>[Signature]</i> | 156 Colony Rd SS MD 20903 | 301-408-0460 |
| 12. Ana Jones | <i>[Signature]</i> | 9314 Piney Branch Rd #302 SS MD | 301 439-9578 |
| 13. Denise Velazquez | <i>[Signature]</i> | 574 South Hampton Dr SS MD 20903 | 301.945-1505. |
| 14. Soila Hernandez | <i>[Signature]</i> | 124 Colony Road SS MD 20903 | 301-439-9232 |
| 15. Blanca Alvarez | <i>[Signature]</i> | 570 Southampton Dr SS MD 20903 | 301 439 2684 |
| 16. Angelica Sol | <i>[Signature]</i> | 524 Southampton Dr SS MD 20903 | 301 675 6166 |
| 17. Oly Martinez | <i>[Signature]</i> | 9300 Piney Branch Rd. SS MD | 301-431-0036 |
| 18. Delmi's A Giron | <i>[Signature]</i> | 9300 Piney Branch Rd. SS MD | 301-431-0036 |
| 19. Jose Bernal | <i>[Signature]</i> | 9312 Piney Branch Rd #105 S.S. MD | 301.408.1434 |
| 20. Rosa Melendez | <i>[Signature]</i> | 503 Southampton Dr. Apt B | 301-439-5934 |
| 21. Rita Franco | <i>[Signature]</i> | 515 Southampton Dr. S.S. MD | 301-431-3052 |
| 22. Richard Casco | <i>[Signature]</i> | 11237 Columbia Pike - S.S. MD 20903 | 301-939-1810 |
| 23. Marie Case | <i>[Signature]</i> | 410 Southampton Dr. SS MD 20903 | 301-434-9661 |
| 24. Silvie Hets | <i>[Signature]</i> | 9305 Hampshire West, SS MD 20903 | 301-408-1974 |
| 25. Mariadora | <i>[Signature]</i> | 150 Colony Rd Apt C SS MD 20903 | 301-439-2098 |
| 26. Jose A. Nuñez | <i>[Signature]</i> | 127 Colony Rd, SS MD 20907 | 301-469-5793 |
| 27. Angel Hdez | <i>[Signature]</i> | 150 Colony Rd. SS. MD 20907 | 301-439-2098 |
| 28. Marie Hope | <i>[Signature]</i> | 218 Southampton Dr SS MD 20903 | 301-431-0317 |
| 29. MARTIN Gomez | <i>[Signature]</i> | 948 D. Northampton D. S.S. MD 20903 | 301-439-2090 |
| 30. Cristina Aguilar | <i>[Signature]</i> | 563 Southampton Dr SS MD 20903 | 301-439-4271 |
| 31. Jose Bernal | <i>[Signature]</i> | 629 Northampton Dr 20903 | 301 431 3020 |
| 32. Johanna Lopez | <i>[Signature]</i> | 2307 Georgian Way #2 SS MD | 301 946-0070 |
| 33. Anthony Rozario | <i>[Signature]</i> | 544 C BEACON RD. | 301-439-0854 |
| 34. Oscar Alvarez | <i>[Signature]</i> | 52 Colony Rd #B S.S MD 20903 | 301-439-3790 |
| 35. MARY ASSISRE | <i>[Signature]</i> | 1513 Hampshire West Court #14 | 301-445-1299 |
| 36. Bhagyesh | <i>[Signature]</i> | 578 Southampton Dr | 301-431-1659 |

| | | | | |
|-----|--------------------|---------------------------|------------------------------------|----------------|
| 37. | JARLE VASQUEZ | Vasquez | 5766 Southampton Dr. S.S. MD 20903 | 3/434-0167 |
| 38. | GLADYS SOMOJA | SOMOJA | 566 Southampton Dr SS MD 20903 | 3/434-0667 |
| 39. | Ango Cabrera | Ango Cabrera | 12 RANCHO CT Gaithersburg MD 20878 | (301) 309-1318 |
| 40. | Maria Lopez | Maria Lopez | 550 Beacon Rd. S.S. 20703 | (201) 445-8483 |
| 41. | Palacios | Palacios | 453 Southampton DR | 201 439 4661 |
| 42. | Carroll | Carroll | 453 Southampton DR | 301 439 4661 |
| 43. | Robin Capera | Robin Capera | 3200 PHILIPS RD | 301 434 3231 |
| 44. | Andres G | Andres G | 200 PHILIPS RD | 301 434 2341 |
| 45. | JUIS | JUIS | 2002 Cape St # 204 | (301) 431-0695 |
| 46. | Rafael | Rafael | 11628 35th Bestville | 301 445 0304 |
| 47. | Esra Jimilla | Esra Jimilla | 515 E Melbourne Av SS MD 20703 | 301-430-5609 |
| 48. | José Ramos | José Ramos | 1514 Mezeroff Rd Apto A-5 | 301 448 4481 |
| 49. | Kelvin R. | Kelvin R. | 1154 Lockwood Dr Apt. D-7 | 301-677-4572 |
| 50. | Maria B | Maria B | 1154 Lockwood Dr Apt D-1 | 301 461 5046 |
| 51. | Arnoldo R. | Arnoldo R. | 11554 LOCHON ST APT D-1 | 301 434 2055 |
| 51. | Sara Lige | Sara Lige | 8909 Clonada XDS Irvington | 301-451-0608 |
| 52. | Suelia | Suelia | 8407 NAYPOUR DR GIBBY | 301 439 3289 |
| 53. | Roberto Pivas | Roberto Pivas | 337 Southampton Dr | 301 434-8671 |
| 54. | Edgardo Ormaña | Edgardo Ormaña | 337 Southampton Dr | 301 806-7426 |
| 55. | Ormaña | Ormaña | 337 Southampton Dr | 301-806-7426 |
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