

Resolution No.:	<u>20-520</u>
Introduced:	<u>May 23, 2024</u>
Adopted:	<u>May 23, 2024</u>

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND**

Lead Sponsor: County Council

SUBJECT: Approval of the FY 2025-2030 Capital Improvements Program, and Approval of and Appropriation for the FY 2025 Capital Budget of the Maryland-National Capital Park and Planning Commission

Background

1. As required by the Land Use Article, Section 18-104 of the Maryland Code, the Maryland-National Capital Park and Planning Commission sent to the County Executive an FY 2025-2030 Capital Improvements Program and an FY 2025 Capital Budget.
2. Section 302 of the County Charter requires the Executive to send to the County Council by January 15 (or the next business day if it falls on a weekend/holiday) in each even-numbered calendar year a 6-year Capital Improvements Program (CIP), which the Executive did on January 16, 2024, for the 6-year period FY 2025-2030. Section 302 requires the affirmative vote of at least 6 Councilmembers to approve or modify the Executive's Recommended CIP. After the Council approves a CIP, Section 302 permits the Council to amend it at any time with the affirmative vote of at least 6 Councilmembers.
3. Section 303 of the Charter requires the Executive to send to the Council by January 15 (or the next business day if it falls on a weekend/holiday) in each year a Recommended Capital Budget, which the Executive did on January 16, 2024, for FY 2025.
4. As required by Section 304 of the County Charter, notice of a public hearing was given, and three public hearings were held on the Capital Budget for FY 2025 and on the Recommended CIP for FY 2025-2030. Two hearings were held on February 6 and one hearing was held on February 7, 2024.

Action

The County Council for Montgomery County, Maryland approves the following resolution for the Maryland-National Capital Park and Planning Commission:

1. For FY 2025, the Council approves the Capital Budget and appropriates the amounts by project shown in Part I.
2. The Council reappropriates the appropriations made in prior years for all capital projects:
 - a) except as specifically reflected elsewhere in this resolution;
 - b) in the amounts and for the purposes specified in the Approved CIP for FY 2025-2030; and
 - c) to the extent that those appropriations are not expended or encumbered.
3. The County appropriation for Park Acquisitions and Legacy Open Space includes:

P872301	Park Acquisitions - County Current Revenue-General	\$250,000
P018710	Legacy Open Space - County Current Revenue-General	\$115,000
P018710	Legacy Open Space - County G.O. Bonds	\$559,000
	(\$100,000 of G.O. Bonds appropriation is for Personnel Costs)	

The County will contribute the following amounts for non-local park projects:

County G.O. Bonds	\$13,430,000
County Current Revenue-General	\$ 5,785,000

4. The Council approves the projects for the Maryland-National Capital Park and Planning Commission FY 2025 Capital Budget and the FY 2025-2030 Capital Improvements Program as attached in Part II.
5. The Council approves the close-out of the projects in Part III.
6. The Council approves the ten percent transferability basis for the level of effort projects in Part IV.
7. If a sign recognizing the contribution of any federal, state, or local government or agency is displayed at any project for which funds are appropriated in this resolution, as a condition of spending those funds each sign must also expressly recognize the contribution of the County and the County's taxpayers.

This is a correct copy of Council action.



Sara R. Tenenbaum
Clerk of the Council

**PART I: FY25 Capital Budget for
Maryland - National Capital Park and Planning Commission**

The appropriations for FY25 in this Part are made to implement the projects in the Capital Improvements Program for FY25 - FY30.

Project Name (Project Number)	FY25 Appropriation	Cumulative Appropriation	Total Appropriation
ALARF: M-NCPPC (P727007)	2,100,000	17,798,000	19,898,000
Bethesda Park Impact Payment (P872002)	4,000,000	15,500,000	19,500,000
Legacy Open Space (P018710)	674,000	83,748,000	84,422,000
Legacy Urban Space (P872104)	2,600,000	17,575,000	20,175,000
Park Acquisitions (P872301)	900,000	6,533,000	7,433,000
Silver Spring Park Benefit Payment (P872502)	1,000,000	0	1,000,000
ADA Compliance: Local Parks (P128701)	800,000	7,217,000	8,017,000
ADA Compliance: Non-Local Parks (P128702)	1,000,000	8,748,000	9,748,000
Ballfield Initiatives (P008720)	2,300,000	15,922,000	18,222,000
Bethesda Lots 10 - 24 Parks (P872302)	100,000	9,032,000	9,132,000
Cost Sharing: Local Parks (P977748)	75,000	701,000	776,000
Cost Sharing: Non-Local Parks (P761682)	50,000	456,000	506,000
Energy Conservation - Local Parks (P998710)	125,000	847,000	972,000
Energy Conservation - Non-Local Parks (P998711)	300,000	820,000	1,120,000
Enterprise Facilities' Improvements (P998773)	2,500,000	15,262,000	17,762,000
Facility Planning: Local Parks (P957775)	400,000	3,529,000	3,929,000
Facility Planning: Non-Local Parks (P958776)	300,000	3,108,000	3,408,000
Minor New Construction - Local Parks (P998799)	650,000	5,392,000	6,042,000
Minor New Construction - Non-Local Parks (P998763)	1,400,000	7,285,000	8,685,000
Park Refreshers (P871902)	6,700,000	28,569,000	35,269,000
Planned Lifecycle Asset Replacement (PLAR): Local Parks (P872503)	4,085,000	0	4,085,000
Planned Lifecycle Asset Replacement (PLAR): Non-Local Parks (P872504)	6,930,000	0	6,930,000
Pollution Prevention and Repairs to Ponds & Lakes (P078701)	2,100,000	10,539,000	12,639,000
Restoration Of Historic Structures (P808494)	635,000	4,486,000	5,121,000
Small Grant/Donor-Assisted Capital Improvements (P058755)	1,100,000	7,986,000	9,086,000
Stream Protection: SVP (P818571)	6,350,000	12,249,000	18,599,000
Trails: Hard Surface Design & Construction (P768673)	4,250,000	5,058,000	9,308,000
Trails: Hard Surface Renovation (P888754)	2,000,000	8,136,000	10,136,000
Trails: Natural Surface & Resource-based Recreation (P858710)	700,000	4,488,000	5,188,000
Urban Park Elements (P871540)	750,000	4,050,000	4,800,000
Vision Zero (P871905)	4,250,000	2,800,000	7,050,000

**PART I: FY25 Capital Budget for
Maryland - National Capital Park and Planning Commission**

The appropriations for FY25 in this Part are made to implement the projects in the Capital Improvements Program for FY25 - FY30.

Project Name (Project Number)	FY25 Appropriation	Cumulative Appropriation	Total Appropriation
Wheaton Regional Park Improvements (P871904)	2,500,000	7,237,000	9,737,000
Total - Maryland - National Capital Park and Planning Commission	63,624,000	315,071,000	378,695,000

PART II: Approved Projects

The Council approves the projects for the Maryland - National Capital Park and Planning Commission FY 2025 Capital Budget and FY 2025-2030 Capital Improvements Program as requested by the Montgomery County Planning Board on November 1, 2023, except for those projects included in PART II, which are approved as attached.

Project Number	Project Name
P767828	Acquisition: Local Parks
P872002	Bethesda Park Impact Payment
P018710	Legacy Open Space
P872104	Legacy Urban Space
P872201	Mid-County Park Benefit Payments
P872301	Park Acquisitions
P872502	Silver Spring Park Benefit Payment
P872302	Bethesda Lots 10 - 24 Parks
P998773	Enterprise Facilities' Improvements
P998799	Minor New Construction - Local Parks
P998763	Minor New Construction - Non-Local Parks
P871745	Ovid Hazen Wells Recreational Park
P871902	Park Refreshers
P872503	Planned Lifecycle Asset Replacement (PLAR): Local Parks
P872504	Planned Lifecycle Asset Replacement (PLAR): Non-Local Parks
P078701	Pollution Prevention and Repairs to Ponds & Lakes
P871746	S. Germantown Recreational Park: Cricket Field
P818571	Stream Protection: SVP
P768673	Trails: Hard Surface Design & Construction
P888754	Trails: Hard Surface Renovation
P858710	Trails: Natural Surface & Resource-based Recreation
P871905	Vision Zero
P118703	Warner Circle Special Park
P871904	Wheaton Regional Park Improvements

PART III: Capital Improvements Projects To Be Closed Out

The following capital projects are closed out effective 30-Jun-2024, and the appropriation for each project is decreased by the amount of the project's unencumbered balance.

Project Number	Project Name
P098702	Evans Parkway Neighborhood Park
P078705	Greenbriar Local Park
P138702	Kemp Mill Urban Park
P138703	Little Bennett Regional Park Day Use Area
P078706	North Four Corners Local Park

PART IV: Ten Percent Transferability Basis for Level of Effort Projects (in \$000s)

Up to 10% of the Cumulative Appropriation [A] less Prior Year Thru Actual Expenditures [B] for the on-going projects displayed below is eligible for transfer into other projects within the same category effective as of July 1st, 2024

Project Name (Project Number)	Cumulative Appropriation as of July 1 [A]	Prior Year Thru Expenditure [B]	Cumulative Appropriation Basis for Transferability Purposes
Acquisition: Local Parks (P767828)	9,369	7,982	1,387
Acquisition: Non-Local Parks (P998798)	22,105	10,006	12,099
ADA Compliance: Local Parks (P128701)	8,017	4,883	3,134
ADA Compliance: Non-Local Parks (P128702)	9,748	6,224	3,524
Ballfield Initiatives (P008720)	18,222	9,681	8,541
Bethesda Park Impact Payment (P872002)	19,500	9,731	9,769
Cost Sharing: Local Parks (P977748)	776	626	150
Cost Sharing: Non-Local Parks (P761682)	506	394	112
Energy Conservation - Local Parks (P998710)	972	401	571
Energy Conservation - Non-Local Parks (P998711)	1,120	362	758
Enterprise Facilities' Improvements (P998773)	17,762	8,973	8,789
Facility Planning: Local Parks (P957775)	3,929	2,517	1,412
Facility Planning: Non-Local Parks (P958776)	3,408	1,578	1,830
Legacy Open Space (P018710)	84,422	78,666	5,756
Legacy Urban Space (P872104)	20,175	-	20,175
Mid-County Park Benefit Payments (P872201)	3,500	-	3,500
Minor New Construction - Local Parks (P998799)	6,042	2,277	3,765
Minor New Construction - Non-Local Parks (P998763)	8,685	3,488	5,197
Park Acquisitions (P872301)	7,433	-	7,433
Park Refreshers (P871902)	35,269	4,073	31,196
Planned Lifecycle Asset Replacement (PLAR): Local Parks (P872503)	4,085	-	4,085
Planned Lifecycle Asset Replacement (PLAR): Non-Local Parks (P872504)	6,930	-	6,930
Pollution Prevention and Repairs to Ponds & Lakes (P078701)	12,639	6,292	6,347
Restoration Of Historic Structures (P808494)	5,121	2,893	2,228
Small Grant/Donor-Assisted Capital Improvements (P058755)	9,086	3,056	6,030
Stream Protection: SVP (P818571)	18,599	5,459	13,140
Trails: Hard Surface Design & Construction (P768673)	9,308	3,274	6,034
Trails: Hard Surface Renovation (P888754)	10,136	3,797	6,339
Trails: Natural Surface & Resource-based Recreation (P858710)	5,188	3,579	1,609

PART IV: Ten Percent Transferability Basis for Level of Effort Projects (in \$000s)

Up to 10% of the Cumulative Appropriation [A] less Prior Year Thru Actual Expenditures [B] for the on-going projects displayed below is eligible for transfer into other projects within the same category effective as of July 1st, 2024

Project Name (Project Number)	Cumulative Appropriation as of July 1 [A]	Prior Year Thru Expenditure [B]	Cumulative Appropriation Basis for Transferability Purposes
Urban Park Elements (P871540)	4,800	1,773	3,027
Vision Zero (P871905)	7,050	934	6,116
Planned Lifecycle Asset Replacement: Local Parks (P967754)	38,267	25,347	12,920
Planned Lifecycle Asset Replacement: NL Parks (P968755)	35,532	20,518	15,014

Note: These projects were previously partially closed out (FY 16 was last year of partial capitalization).