



Committee: E&C

Committee Review: Completed

Staff: Carolyn Chen, Legislative Analyst *CJC*

Purpose: To make preliminary decisions—straw vote expected

Keywords: #CIP #PAT #publicart #publicartstrust

AGENDA ITEM #8

May 11, 2021

Worksession

SUBJECT

Amendments to the FY21-26 Capital Improvements Program: Public Arts Trust

EXPECTED ATTENDEES

- Suzan Jenkins, Chief Executive Officer, Arts & Humanities Council of Montgomery County
- Anita Aryeetey, Fiscal & Policy Analyst, OMB

FISCAL SUMMARY

Public Arts Trust (P729658)

FY21-26 Amended versus Approved FY21-26 Expenditures (in 000's)

	Six-Year Total	FY21	FY22	FY23	FY24	FY25	FY26	Beyond 6-Years
FY21-26 Approved	2,230	190	408	408	408	408	408	
FY21-26 CE Amended	2,339	299	408	408	408	408	408	
change from approved (\$,%)	109 4.9%	109	-	-	-			-
Committee Rec	2,339	299	408	408	408	408	408	
change from approved (\$,%)	109 4.9%	109	-	-	-			-
change from CE Rec (\$,%)	- 0.0%	-	-	-	-	-	-	-

COMMITTEE RECOMMENDATION

- Public Arts Trust (P729658): E&C Committee members (3-0) concurred with the County Executive recommendation to restore the Public Arts Trust expenditure schedule to \$218,000 (net increase \$109,000) to the annual CIP schedule.

This report contains:

Staff Report – April 26, 2021 E&C Committee

CE Amendments to the FY21-26 Capital Improvements Program:

Public Arts Trust

Pages ©A-B

©13-14

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M E M O R A N D U M

April 22, 2021

TO: Education and Culture Committee

FROM: Carolyn Chen, Legislative Analyst *CJC*

SUBJECT: **FY21-26 Capital Improvement Program (CIP) Amendments**
(2) Libraries
(3) Public Arts Trust

PURPOSE: Make Committee recommendations for Council Consideration

Expected Participants:

- Agenda Item (2) FY21-26 CIP Amendments: Libraries
 - Anita Vasello, Director, Montgomery County Public Libraries (MCPL)
 - James Donaldson, Assistant Director, MCPL
 - Steve Kapani, Business Office Manager, MCPL
 - Deborah Lambert, Senior Fiscal & Policy Analyst, Office of Management and Budget (OMB)
- Agenda Item (3) FY21-26 CIP Amendments: Public Arts Trust
 - Suzan Jenkins, Chief Executive Officer, Arts & Humanities Council of Montgomery County
 - Anita Aryeetey, Fiscal & Policy Analyst, OMB

Council Staff Summary and Recommendations

- Of the five libraries capital projects, [Clarksburg Library](#) funding and project timeline is unchanged; technical adjustments in funding sources that do not affect schedule were amended for the [Wheaton Library and Community Recreation Center](#) and the [Library Refurbishment Level of Effort](#).
- The remaining two libraries capital projects included reductions totaling **(\$226,000)**: [21st Century Library Enhancements Level of Effort](#) was reduced by 14.7% due to FY22 fiscal constraints and [Noyes Library for Young Children Rehabilitation and Renovation](#) was delayed one year due to delays in fundraising by the Noyes Children's Library Foundation.
- The [Public Arts Trust](#) was reduced in FY21 by \$109,000 due to FY21 fiscal constraints. The expenditure schedule has been updated to reflect [Resolution 19-592](#) to add an additional \$218,000 to the annual CIP schedule. The net cost increase is **\$109,000**.

Council staff recommends approval of the FY21-26 CIP Amendments to Libraries (five projects) and Public Arts Trust as submitted by the County Executive.

Agenda Item (2) FY21-26 Capital Improvement Program Amendments: Libraries ©1-12

1. Wheaton Library and Community Recreation Center (P361202) ©1-3
 - Prior approved \$1,000,000 in savings from FY21 Savings Plan
 - No change in FY21-26 expenditures
 - Funding sources include G.O. Bonds, PAYGO and State Aid
2. Clarksburg Library (P710500) ©4-5
 - No change in FY21-26 expenditures
 - In FY22, Clarksburg Library will enter the planning phase with the Department of General Services; design development will begin in FY23 and construction will start FY25.
3. Library Refurbishment Level of Effort (P711502) ©6-7
 - No change in FY21-26 expenditures
 - Funding switch to replace GO bonds with Recordation Tax Premium for Maggie Nightingale Library costs.
 - Funding sources include G.O. Bonds, Recordation Tax Premium (MCG)
4. 21st Century Library Enhancements Level of Effort (P711503) ©8-9
 - This level of effort project is intended to maintain and keep technology current in existing libraries by updating technology and technology support systems.
 - Reduced FY22 funding due to fiscal constraints by **(\$159,000) or (14.7%)** to \$923,000. Funding levels for FY23-FY26 are 100% restored to \$1,082,000 annually.
 - Funding source includes Current Revenue: General
5. Noyes Library for Young Children Rehabilitation and Renovation (P711704) ©10-12
 - Reduced FY22 funding by **(\$67,000)** and delayed the project by one year to allow the Noyes Children's Library Foundation additional time to complete fundraising.
 - Funding sources include Contributions, Current Revenue, General Funds, G.O. Bonds and PAYGO.

Agenda Item (3) FY21-26 Capital Improvement Program Amendments: Public Arts Trust

The Arts and Humanities Council of Montgomery County manages the Public Arts Trust with volunteer steering committee members. The County's [public art program](#) is guided by the [Public Art Guidelines \(2018\)](#) and the [Public Art Road Map \(2016\)](#).

The [Public Arts Trust](#) ©13-14 was reduced in FY21 by \$109,000 due to FY21 fiscal constraints. The expenditure schedule has been updated to reflect [Resolution 19-592](#) to add an additional \$218,000 to the annual CIP schedule. The net cost increase is **\$109,000**.

EXPENDITURE SCHEDULE (\$000s)

Cost Elements	Total	Thru FY20	Rem FY20	Total 6 Years	FY 21	FY 22	FY 23	FY 24	FY 25	FY 26	Beyond 6 Years
Planning, Design and Supervision	600	-	-	600	100	100	100	100	100	100	-
Other	2,880	1,140	1	1,739	199	308	308	308	308	308	-
TOTAL EXPENDITURES	3,480	1,140	1	2,339	299	408	408	408	408	408	-



Public Arts Trust

(P729658)

Category	Culture and Recreation	Date Last Modified	01/04/21
SubCategory	Recreation	Administering Agency	Recreation
Planning Area	Countywide	Status	Ongoing

EXPENDITURE SCHEDULE (\$000s)

Cost Elements	Total	Thru FY20	Rem FY20	Total 6 Years	FY 21	FY 22	FY 23	FY 24	FY 25	FY 26	Beyond 6 Years
Planning, Design and Supervision	600	-	-	600	100	100	100	100	100	100	-
Other	2,880	1,140	1	1,739	199	308	308	308	308	308	-
TOTAL EXPENDITURES	3,480	1,140	1	2,339	299	408	408	408	408	408	-

FUNDING SCHEDULE (\$000s)

Funding Source	Total	Thru FY20	Rem FY20	Total 6 Years	FY 21	FY 22	FY 23	FY 24	FY 25	FY 26	Beyond 6 Years
Current Revenue: General	3,480	1,140	1	2,339	299	408	408	408	408	408	-
TOTAL FUNDING SOURCES	3,480	1,140	1	2,339	299	408	408	408	408	408	-

APPROPRIATION AND EXPENDITURE DATA (\$000s)

Appropriation FY 22 Request	299	Year First Appropriation	FY96
Cumulative Appropriation	1,549	Last FY's Cost Estimate	3,371
Expenditure / Encumbrances	1,145		
Unencumbered Balance	404		

PROJECT DESCRIPTION

Effective April 12, 1995, the County Council enacted legislation providing for the creation of a Public Arts Trust. The purpose of this program is to incorporate art into public facilities and sponsor privately-funded temporary or permanent displays of art on public property. As written, the County Chief Administrative Officer (CAO) administers the trust in consultation with the Arts and Humanities Council of Montgomery County (AHCMC), Montgomery County Public Schools, Montgomery College, and the Maryland-National Capital Park and Planning Commission. The request for County funds for this project will be determined annually. The guidelines state that the annual request for the next fiscal year will be 0.05 percent of the total approved programmed capital expenditures for the current year Capital Improvements Program of the County Government, Public Schools, Montgomery College, and the Maryland-National Capital Park and Planning Commission. Each year, the County Council should consider appropriating this amount but may appropriate any amount.

COST CHANGE

There is a net cost increase of \$109,000.

PROJECT JUSTIFICATION

Bill 12-94, a revision to the Art in Public Architecture law, provides for the creation of a Public Arts Trust. The Public Arts Trust is administered by the County CAO.

FISCAL NOTE

FY 21 funding has been updated to reflect Resolution 19-592 that added an additional \$218,000 in appropriation to FY21. Due to fiscal constraints, FY21 was reduced by \$109,000 which is half of the approved FY21 Council supplemental increase. \$50,000 FY18 Special Appropriation approved by Council in July 2017. The Public Arts Trust is implemented through the Department of Recreation via an outside contract with the AHCMC.

DISCLOSURES

Expenditures will continue indefinitely.

COORDINATION

Arts and Humanities Council of Montgomery County, Montgomery County Public Schools, Montgomery College, Maryland-National Capital Park and Planning Commission, Department of General Services, County Executive, and Chief Administrative Officer.