



Committee: E&C
Committee Review: Completed
Staff: Carolyn Chen, Legislative Analyst
Purpose: To make preliminary decisions – straw vote expected
Keywords: #libraries #takomapark

AGENDA ITEM #5
 May 12, 2021
Worksession

SUBJECT

FY22 Operating Budget: Non-Departmental Account (NDA): Takoma Park Library Payment

EXPECTED ATTENDEES

None

FY22 COUNTY EXECUTIVE RECOMMENDATION

Takoma Park Library Annual Payments – NDA	FY21 Approved	FY22 CE Recommended	Change from FY21 Approved
General Fund	\$185,973	\$176,742	(4.96%)
Personnel Costs	\$0.00 0.00 FTEs	\$0.00 0.00 FTEs	0% 0.00 FTEs
Operating Costs	\$185,973	\$176,742	(4.96%)
Total Expenditures (All Funds)	\$185,973 0.00 FTEs	\$176,742 0.00 FTEs	(4.96%) 0.00 FTEs

COMMITTEE RECOMMENDATIONS

- E&C Committee recommends approval (3-0) of the FY22 NDA: Takoma Park Library Payment as submitted by the County Executive.

This report contains:

Staff Report – E&C Committee April 26, 2021

Pages ©A-B

FY22 CE Recommended Operating Budget: NDA: Takoma Park Library Payment

©1-5

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FY22 Operating Budget: Committee Consent Calendar

E&C Committee #5D

April 26, 2021

Department/Office: Takoma Park Library Annual Payments - Non-Departmental Account (NDA)

Staff: Carolyn Chen, Legislative Analyst ^{cgc}

1. Staff Recommendation

Council staff recommends approval of the FY22 Takoma Park Library Annual Payments – Non-Departmental Account (NDA) Budget as submitted by the County Executive.

2. Summary of FY22 Recommended Budget

The County Executive’s complete FY22 Recommended Operating Budget for Takoma Park Library Annual Payments – Non-Departmental Account (NDA) is attached at ©1.

Expedited Bill 32-10 – Administration – Public Libraries – Payments to Municipalities is attached at ©2-4.

Section 2-53 of the Montgomery County Code – Annual payment of county library tax to certain municipalities is attached at ©5.

Takoma Park Library Annual Payments – NDA	FY21 Approved	FY22 CE Recommended	Change from FY21 Approved
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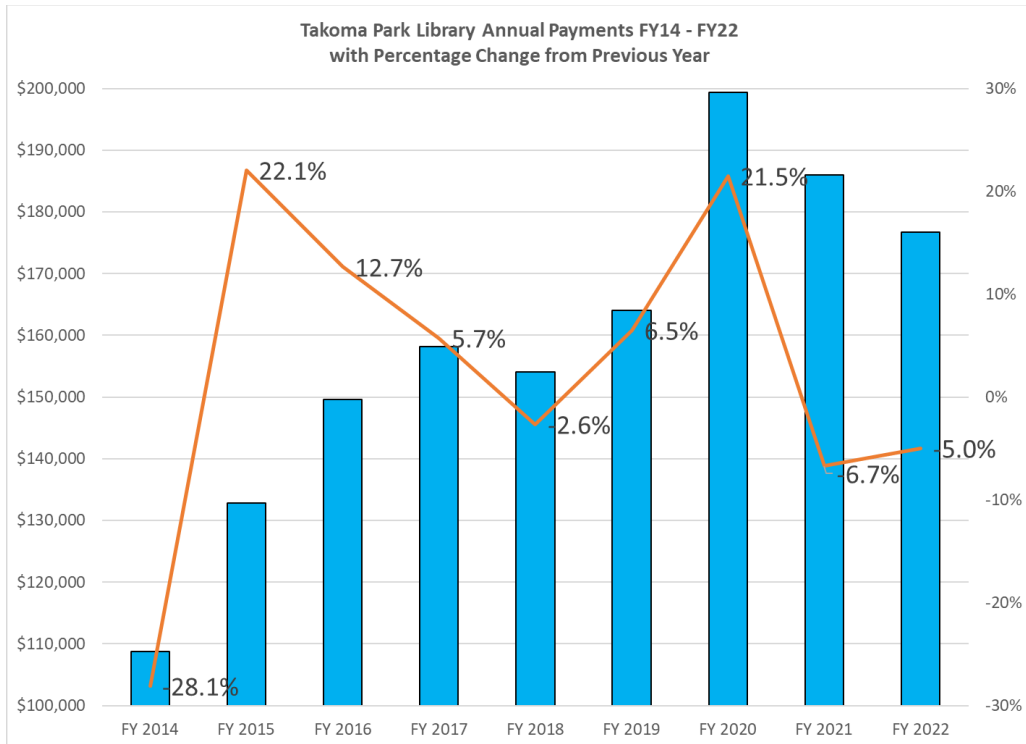
3. Summary of FY22 Recommended Changes/Adjustments

General Fund – No Service Impact

- Decrease of FY22 reimbursement calculation of **(\$9,231)**.
- The annual payment for Takoma Park Library services is based on expenditures for Public Libraries, as a share of property tax-funded spending, and the City of Takoma Park's assessable base. The calculation takes Public Libraries tax supported expenditures approved in the prior year's budget and multiplies them by the actual proportion of property tax revenues to total tax revenues.

4. Suggested Discussion Items for Fall Overview Session

- Review strategic mission and operating budget of Takoma Park with Takoma Park Library staff and City of Takoma Park officials.
- Survey additional municipalities for free public libraries and collections for equitable application of Section 2-53 of Montgomery County Code.
- Review of Section 2-53 of Montgomery County Code and Takoma Park annual payments formula and historical calculations.



(MSRS), for employees hired prior to July 1, 1984, who are members of the MSRS (including former Department of Social Services employees hired prior to July 1, 1984), and for those who have retired (all County employees participated in the State Retirement System until 1965.) The County's contribution for this account is determined by State actuaries. Beginning in FY81, the amount due was placed on a 40-year amortization schedule. The funding of the 40-year amortization schedule was completed in FY20.

- State Library Retirement: Accrued liability for retirement costs for three Montgomery County Public Library retirees who are receiving a State retirement benefit. These were County employees prior to 1966 who opted to stay in the State plan.

FY22 Recommended Changes	Expenditures	FTEs
FY21 Approved	3,754	0.00
FY22 Recommended	3,754	0.00

Takoma Park Library Annual Payments

The annual amount provided in this NDA is a function of County expenditures for the Montgomery County Public Libraries (as a share of property tax-funded spending) and the City of Takoma Park's assessable base. The payment is authorized by Section 2-53 of the Montgomery County Code.

FY22 Recommended Changes	Expenditures	FTEs
FY21 Approved	185,973	0.00
Decrease Cost: FY22 Reimbursement Calculation Decrease	(9,231)	0.00
FY22 Recommended	176,742	0.00

Takoma Park Police Rebate

The County provides financial support to the City of Takoma Park for police protection services in accordance with provisions of the County Code. This provision was enacted in 1949 and provides a payment to the City for protective services for the County residents of the City of Takoma Park. The payment is based on a formula, which uses \$0.048 per \$100 of assessable base tax rate with "full value assessment" levied on real property.

FY22 Recommended Changes	Expenditures	FTEs
FY21 Approved	1,227,572	0.00
Increase Cost: FY22 Reimbursement Increase	35,683	0.00
FY22 Recommended	1,263,255	0.00

Telecommunications

This NDA provides the operating expenses appropriations for telecommunication charges incurred by departments, including land-line charges and Private Branch Exchange System (PBX) maintenance and support charges. Prior to FY17, the Department of Technology Services charged individual departments and funds for expenses incurred.

FY22 Recommended Changes	Expenditures	FTEs
FY21 Approved	5,356,382	0.00
FY22 Recommended	5,356,382	0.00

Expedited Bill No. 32-10
Concerning: Administration – Public
Libraries – Payments to
Municipalities
Revised: 4/27/2010 Draft No. 2
Introduced: May 4, 2010
Enacted: May 20, 2010
Executive: May 29, 2010
Effective: July 1, 2010
Sunset Date: June 30, 2012
Ch. 23, Laws of Mont. Co. 2010

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Health and Human Services Committee

AN EXPEDITED ACT to:

- (1) authorize the County to pay to certain municipalities that support or operate a free public library an amount determined in the operating budget or Council resolution; and
- (2) generally amend the county law related to the payment of the County library tax to certain municipalities.

By amending

Montgomery County Code
Chapter 2, Administration
Section 2-53

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

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

1 **Sec. 1. Section 2-53 is amended as follows:**

2 **2-53. Annual payment of county library tax to certain municipalities.**

3 (a) If the governing body of any municipality in the County which supports
4 or operates a free public library on December 31, 1997 does not transfer
5 that library into the County system, the Director of Finance must pay
6 annually to the governing body of that municipality for library purposes,
7 as soon after the beginning of each fiscal year as possible[,];

8 (1) an amount which would be realized if that portion of the general
9 County ad valorem tax rate on real and personal property
10 attributable to the appropriation for the Department of Public
11 Libraries for that fiscal year were levied against the assessed
12 value, on the preceding County date of finality, of the real and
13 personal property in that municipality; or

14 (2) a lower amount approved in the annual operating budget or a
15 Council resolution.

16 For the purposes of this subsection, the amount of the appropriation for
17 the Department of Public Libraries in any fiscal year includes the
18 estimated amount of the payment to that municipality in that fiscal year.
19 The amount of payment to any municipality must not exceed in any
20 given fiscal year the amount of revenue derived from taxes levied by
21 that municipality for library purposes for the preceding fiscal year.

22 (b) If the governing body of a library supported by a municipality indicates
23 a desire to transfer all or part of the library facilities owned by it into the
24 County public library system, the Director of Public Libraries must
25 negotiate for that transfer as provided in this Article.

26 **Sec. 2. Expedited Effective Date.**

27 The Council declares that this legislation is necessary for the immediate

28 protection of the public interest. Section 2-53, as amended by Section 1 of this Act,
29 takes effect on July 1, 2010.

30 **Sec. 3. Sunset.**

31 The amendments inserted in Section 2-53 in Section 1 expire after June 30,
32 2012.

Approved:

Nancy Floreen 5/21/10
Nancy Floreen, President, County Council Date

Approved:

Isiah Leggett 5/29/10
Isiah Leggett, County Executive Date

This is a correct copy of Council action.

Linda M. Lauer 6/7/10
Linda M. Lauer, Clerk of the Council Date

Sec. 2-53. Annual payment of county library tax to certain municipalities.

(a) If the governing body of any municipality in the County which supports or operates a free public library on December 31, 1997 does not transfer that library into the County system, the Director of Finance must pay annually to the governing body of that municipality for library purposes, as soon after the beginning of each fiscal year as possible:

(1) an amount which would be realized if that portion of the general County ad valorem tax rate on real and personal property attributable to the appropriation for the Department of Public Libraries for that fiscal year were levied against the assessed value, on the preceding County date of finality, of the real and personal property in that municipality; or

(2) a lower amount approved in the annual operating budget or a Council resolution.

For the purposes of this subsection, the amount of the appropriation for the Department of Public Libraries in any fiscal year includes the estimated amount of the payment to that municipality in that fiscal year. The amount of payment to any municipality must not exceed in any given fiscal year the amount of revenue derived from taxes levied by that municipality for library purposes for the preceding fiscal year.

(b) If the governing body of a library supported by a municipality indicates a desire to transfer all or part of the library facilities owned by it into the County public library system, the Director of Public Libraries must negotiate for that transfer as provided in this Article. (Mont. Co. Code 1965, § 2-59; 1999 L.M.C., ch. 11, § 1; [2010 L.M.C., ch. 23](#), § 1.)

Editor's note—[2010 L.M.C., ch. 23](#), § 3, states: The amendments inserted in Section 2-53 in Section 1 expire after June 30, 2012.