

Introduced 1-4-21
 Public Hearing 1-19-21
 Council Action 1-19-21
 Executive Action 1-20-21
 Effective Date 1-20-21

County Council Of Howard County, Maryland

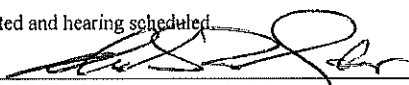
2021 Legislative Session

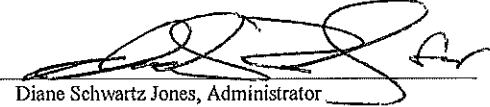
Legislative Day No. 1

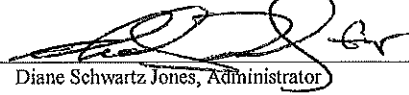
Bill No. 10 -2021

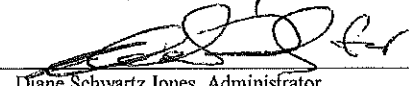
Introduced by: The Chairperson at the request of the County Executive


AN ACT making emergency appropriations pursuant to Section 610(b) of the Howard County Charter and amending the Annual Budget and Appropriation for Fiscal Year 2021 in order to receive additional grant funding from the State; and declaring that this Act is an Emergency Bill necessary to meet a public emergency affecting life, health or property.

Introduced and read first time January 4, 2021. Ordered posted and hearing scheduled.
 By order 
 Diane Schwartz Jones, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on January 19, 2021.
 By order 
 Diane Schwartz Jones, Administrator

This Bill was read the third time on January 19, 2021 and Passed , Passed with amendments _____, Failed _____.
 By order 
 Diane Schwartz Jones, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 19 day of January, 2021 at 10:30 a.m./p.m.
 By order 
 Diane Schwartz Jones, Administrator

Approved by the County Executive January 20, 2021

 Calvin Ball, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment

1 **WHEREAS**, Council Bill No. 25-2020 (CB25) is known as the Annual Budget and
2 Appropriation Ordinance of Howard County, Fiscal Year 2021 and contains the capital and
3 operating budget for the fiscal year beginning July 1, 2020 and ending June 30, 2021; and
4

5 **WHEREAS**, because of the health emergency related to COVID-19, the State of
6 Maryland has awarded grant funds as part of an economic relief program to provide assistance to
7 restaurants and hotels, who have been severely impacted by the COVID-19 pandemic; and
8

9 **WHEREAS**, the County was initially awarded \$2,506,018 in grant funding from the
10 Maryland Department of Commerce as part of the Restaurant Relief Fund; and
11

12 **WHEREAS**, Supplemental Budget & Appropriation Ordinance No. 5 Fiscal Year 2021
13 (“SAO5 FY21”) transferred \$2,506,018 from the Grant Fund, Contingency Reserve to authorize
14 the distribution of the initial award of grant funding; and
15

16 **WHEREAS**, the County was recently notified that it will receive additional grant
17 funding in the amount of \$1,503,611 for restaurants from the Maryland Department of
18 Commerce as part of the Restaurant Relief Fund; and
19

20 **WHEREAS**, the County was also recently notified that it will receive \$1,625,891 in
21 grant funding from the Maryland Department of Commerce to provide direct assistance to hotels;
22 and
23

24 **WHEREAS**, following the passage of SAO5 FY21, there remains \$659,017 in the Grant
25 Fund Contingency Reserve which is not enough spending authority to accept the additional grant
26 funding recently awarded; and
27

28 **WHEREAS**, the Fiscal Year 2021 budget needs to be amended to receive and
29 appropriate the additional unexpected emergency grant funding; and
30

31 **WHEREAS**, pursuant to Section 610(b) of the Howard County Charter, this Emergency

1 Bill is necessary to meet a public emergency affecting life, health or property.

2
3 **NOW, THEREFORE,**

4
5 *Section 1. Be It Enacted by the County Council of Howard County, Maryland, that the following*
6 *emergency appropriation of grant funds is authorized and approved for the fiscal year beginning*
7 *July 1, 2020 and ending June 30, 2021, as shown below:*

8
9 **Department of Finance – State of Maryland – Restaurant Relief Grant**

10 2600000000-516190-1310000000- 99999999920000000087900- GGGGCOVIDRRF0000

11	Fiscal Year 2021 Appropriation before transfer	\$2,506,018
12	Plus additional State grant funding	<u>\$1,503,611</u>
13	Fiscal Year 2021 Appropriation after transfer	\$4,108,629

14
15 *Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland, that*
16 *the following emergency appropriation of grant funds is authorized and approved for the fiscal*
17 *year beginning July 1, 2020 and ending June 30, 2021, as shown below:*

18
19 **Department of Finance – State of Maryland – Hotel Relief Grant**

20 2600000000-516190-1310000000- 99999999920000000094000-GGGCOVIDHRF0000

21	Fiscal Year 2021 Appropriation before transfer	\$0
22	Plus State grant funding	<u>\$1,625,891</u>
23	Fiscal Year 2021 Appropriation after transfer	\$1,625,891

24
25 *Section 3. And Be It Further Enacted that the Grant Fund total for Fiscal Year 2021 is*
26 *amended to be \$33,640,123 and all subtotals, totals, and other calculated figures in the current*
27 *expense budget may be adjusted, as needed, to accommodate this Act.*

28
29 *Section 4. And Be It Further Enacted by the County Council of Howard County, Maryland that*
30 *this Act is adopted as an emergency measure to address an immediate emergency affecting*

- 1 *public health, safety, or welfare and having been passed by two-thirds of its members, this Act*
- 2 *shall be effective immediately upon its enactment.*

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on January 20, 2021.

Theodore Wimberly, Acting Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2021.

Theodore Wimberly, Acting Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2021.

Theodore Wimberly, Acting Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2021.

Theodore Wimberly, Acting Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2021.

Theodore Wimberly, Acting Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2021.

Theodore Wimberly, Acting Administrator to the County Council

Office of the County Auditor
Auditor's Analysis

Council Bill No. 10-2021

Introduced: January 4, 2021
Auditors: Owen Clark and Melanie Bishop

Fiscal Impact:

The fiscal impact of this legislation in Fiscal Year 2021 is an increase of \$3,129,502 million in grant appropriations to provide pandemic support as noted in the Purpose.

Per the Administration, these funds must be disbursed to businesses by no later than March 31, 2021.

Purpose:

The purpose of this legislation is to amend the FY 2021 budget in order to receive grant funds and provide an emergency appropriation that will immediately authorize \$3,129,502 in grant awards for the following initiatives:

- \$1,503,611 for restaurants from the Maryland Department of Commerce as part of the Restaurant Relief Fund
- \$1,625,891 in grant funding from the Maryland Department of Commerce to provide direct assistance to hotels

Other Comments:

We have an open inquiry with the Administration to clarify if eligible restaurants include those who received prior funding. We will provide this response as it is received.

Per the Administration:

- The State has not yet provided the details regarding how the hotel funds may be used by the hotels.
- Eligible hotels will be facilities based in Howard County, subject to the hotel tax, and in good standing with the State and County.
- Eligible restaurants will be locally-owned (not nationally corporate-owned) Howard County locations in good standing with the State and County.
- The grants can be used by restaurants for working capital, purchase of equipment and services to expand outdoor dining, infrastructure improvements, purchase of PPE, disposable food containers or utensils, and sanitation services.

- The Howard County Economic Development Authority's testimony indicates that it will administer these funds in the same manner it administered CARES funding for business assistance and the State's prior round of the Restaurant Relief Fund.