

Introduced 6-7-2021
Public Hearing 6-21-2021
Council Action 6-21-2021
Executive Action 6-22-2021
Effective Date 6-22-2021

County Council Of Howard County, Maryland

2021 Legislative Session

Legislative Day No. 10

Bill No. 43-2021

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 United States Department of the Treasury to provide rent and utility assistance; from the United States Department of Housing and Urban Development as part of the HOME Grant; from the Federal Emergency Management Agency's Public Assistance Program and the U.S. Department of Health and Human Services through the Howard County Health Department to provide funding to the County for costs associated with staffing community vaccination clinics led and funded by the Howard County Health Department and to fund the County's Mobile Integrated Community Health Program; from the Maryland Department of Housing and Community Development, administering the American Rescue Plan, for Non-Profits-Local Government Program; and the first half of the Coronavirus State and Local Fiscal Recover Funds from the American Rescue Plan from ~~through~~ the United States Department of the Treasury, 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 June 7, 2021. Ordered posted and hearing scheduled.

By order Michelle Harrod
Michelle Harrod, 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 June 21, 2021.

By order Michelle Harrod
Michelle Harrod, Administrator

This Bill was read the third time on June 21, 2021 and Passed , Passed with amendments , Failed .

By order Michelle Harrod
Michelle Harrod, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 22 day of June, 2021 at 1:00 a.m. (p.m.)

By order Michelle Harrod
Michelle Harrod, Administrator

Approved by the County Executive June 22, 2021

Calvin Bail
Calvin Bail, 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, by passage of
6 Council Bill No. 15-2021, the County received funds from the United States Department of the
7 Treasury to provide rent and utility assistance; and
8

9 **WHEREAS**, the County has recently been informed that it will receive additional grant
10 funds from the United States Department of the Treasury in the amount of \$7,702,895 to
11 continue to provide rent and utility assistance; and
12

13 **WHEREAS**, grant funds can be used to pay up to nine months of past due rent or utilities
14 for residents that suffered a COVID-related loss of income, reduction in hours, or medical
15 illness; and
16

17 **WHEREAS**, residents who already received three or six months of rental assistance, as
18 well as residents who are still unemployed, could be eligible for additional assistance from this
19 grant; and
20

21 **WHEREAS**, the Department of Housing and Community Development has also recently
22 been awarded an additional \$1,757,012 in HOME Grant funds from the United States
23 Department of Housing and Urban Development; and
24

25 **WHEREAS**, the Finance Department has also recently been awarded \$1,043,712 in
26 Federal Emergency Management Agency (“FEMA”) Grant funds and \$250,000 in Mobile
27 Integrated Community Health (“MICH”) Grant funds from the Health Department to provide
28 funding to the County for costs associated with staffing community vaccination clinics led and
29 funded by the Howard County Health Department and to fund the County’s Mobile Integrated
30 Community Health Program; and

1 **WHEREAS, the County has executed a grant agreement and is expected to be awarded**
2 **\$1,077,430 in Non-Profits-Local Government Program funding from the American Rescue Plan**
3 **from the Maryland Department of Housing and Community Development; and**
4

5 **WHEREAS, grant funds will be used under the Non-Profits-Local Government Program**
6 **to distribute funds to local governments to provide grants to nonprofit organizations that can**
7 **demonstrate need, with priority given to Subgrantees that have not received assistance through**
8 **the Maryland Nonprofit Recovery Initiative (NORI), funded by federal funds allocated to DHCD**
9 **pursuant to the Coronavirus Aid, Relief, and Economic Security (CARES) Act; and**
10

11 **WHEREAS, the County has also requested and is expected to be awarded \$31,630,732**
12 **in Coronavirus State and Local Fiscal Recover Funds (FRF) from the American Rescue Plan**
13 **from the U.S. Department of the Treasury, representing the first half of ~~this~~ the American Rescue**
14 **Plan Grant; and**
15

16 **WHEREAS, the FRF can be used to support urgent pandemic response efforts, replace**
17 **lost revenue where applicable to support vital public services and retain jobs, support immediate**
18 **economic stabilization for households and businesses, make needed investment in water, sewer**
19 **and broadband infrastructure, and address other public health and economic challenges; and**
20

21 **WHEREAS, following the passage of SAOs 2, 3, 4 and 5, all of Fiscal Year 2021, there**
22 **is not enough spending authority in the Grant Fund, Contingency Reserve to accept the grant**
23 **funding awarded by the United States Department of the Treasury and the United States**
24 **Department of Housing and Urban Development, and the FEMA's Public Assistance Program and**
25 **the U.S. Department of Health and Human Services through the Howard County Health**
26 **Department; 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

1 **WHEREAS**, pursuant to Section 610(b) of the Howard County Charter, this Emergency
2 Bill is necessary to meet a public emergency affecting life, health or property.

3
4 **NOW, THEREFORE,**

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

10
11 **Department of Housing and Community Development– US Department of the Treasury –**
12 **Emergency Rental Assistance**

13 2600000000 – 516190 – 6100000000 – 999999999910000000122200

14	Fiscal Year 2021 Appropriation before transfer	\$9,735,056
15	Plus grant funding	<u>\$7,702,895</u>
16	Fiscal Year 2021 Appropriation after transfer	\$17,437,951

17
18 **Department of Housing and Community Development– US Department of Housing and**
19 **Urban Development – HOME Grant**

20 2600000000 – 516190 – 6100000000 – 999999999910000000109800 – HOME

21	Fiscal Year 2021 Appropriation before transfer	\$465,440
22	Plus grant funding	<u>\$1,757,012</u>
23	Fiscal Year 2021 Appropriation after transfer	\$ 2,222,452

24
25 *Section 2. And Be It Further Enacted that the grant total for the Department of Housing and*
26 *Community Development, as reflected on page 112 of CB25, is amended to be \$21,765,319.*

27
28 *Section 3. And Be It Further Enacted by the County Council of Howard County, Maryland, that*
29 *the following emergency appropriation of grant funds within the Department of Finance is*

1 authorized and approved for the fiscal year beginning July 1, 2020 and ending June 30, 2021, as
2 shown below:

3
4 **Department of Finance - Federal Emergency Management Agency's Public Assistance**
5 **Program (FEMA) – FEMA Health Department Grant**

6 2600000000 – 500100 -1310000000 – 999999999910000000123000-GGGGFINHDFEMA000

7	Fiscal Year 2021 Appropriation before transfer	\$0
8	Plus grant funding	<u>\$1,043,712</u>
9	Fiscal Year 2021 Appropriation after transfer	\$ 1,043,712

10
11 **Department of Finance - U.S. Department of Health and Human Services – MICH Health**
12 **Department Grant**

13 2600000000 – 500100 -1310000000 – 999999999910000000123100- GGGGFINHDMICH000

14	Fiscal Year 2021 Appropriation before transfer	\$0
15	Plus grant funding	<u>\$250,000</u>
16	Fiscal Year 2021 Appropriation after transfer	\$250,000

17
18 **Department of Finance – Maryland Department of Housing and Community Development**
19 **– American Rescue Plan: Non-Profits-Local Government Program Grant**

20 2600000000 – 500100 -1310000000 – 999999999910000000123200- GGGGFINACCCLFRF0

21	<u>Fiscal Year 2021 Appropriation before transfer</u>	<u>\$0</u>
22	<u>Plus grant funding</u>	<u>\$1,077,430</u>
23	<u>Fiscal Year 2021 Appropriation after transfer</u>	<u>\$1,077,430</u>

24
25 **Department of Finance - U.S. Department of the Treasury – American Rescue Plan Act**
26 **Grant**

27 2600000000 – 500100 -1310000000 – 999999999910000000123200- GGGGFINACCCLFRF0

28	Fiscal Year 2021 Appropriation before transfer	\$0
29	Plus grant funding	<u>\$31,630,732</u>
30	Fiscal Year 2021 Appropriation after transfer	\$31,630,732

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Section 4. And Be It Further Enacted that the grant total for the Department Finance is amended to be \$40,337,974 \$41,415,404.

Section 5. And Be It Further Enacted the Grant Fund total for Fiscal Year 2021, as reflected on page 116 of Council Bill No. 25-2020, is amended to be ~~\$87,537,540~~ \$88,614,970 and, in the current expense budget attached to Council Bill No. 25-2020 or incorporated by reference, all subtotals, totals, and other calculated figures shall be adjusted, as needed, to accommodate this Act.

Section 6. And Be It Further Enacted by the County Council of Howard County, Maryland that this Act is adopted as an emergency measure to address an immediate emergency affecting public health, safety, or welfare and having been passed by two-thirds of its members, this Act 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 June 22, 2021.

Michelle Harrod
Michelle Harrod, 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.

Michelle Harrod, 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.

Michelle Harrod, 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.

Michelle Harrod, 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.

Michelle Harrod, 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.

Michelle Harrod, Administrator to the County Council

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council Of Howard County, Maryland

2021 Legislative Session

Legislative Day No. 10

Bill No. 43 -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 United States Department of the Treasury to provide rent and utility assistance; from the United States Department of Housing and Urban Development as part of the HOME Grant; from the Federal Emergency Management Agency's Public Assistance Program and the U.S. Department of Health and Human Services through the Howard County Health Department to provide funding to the County for costs associated with staffing community vaccination clinics led and funded by the Howard County Health Department and to fund the County's Mobile Integrated Community Health Program; and the first half of the Coronavirus State and Local Fiscal Recover Funds from the American Rescue Plan from through the United States Department of the Treasury, 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 5/1, 2021. Ordered posted and hearing scheduled.

By order _____
Michelle Harrod, 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 _____, 2021.

By order _____
Michelle Harrod, Administrator

This Bill was read the third time on _____, 2021 and Passed _____, Passed with amendments _____, Failed _____.

By order _____
Michelle Harrod, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ____ day of _____, 2021 at ____ a.m./p.m.

By order _____
Michelle Harrod, Administrator

Approved by the County Executive _____, 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

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5 **WHEREAS**, because of the health emergency related to COVID-19, by passage of
6 Council Bill No. 15-2021, the County received funds from the United States Department of the
7 Treasury to provide rent and utility assistance; and
8

9 **WHEREAS**, the County has recently been informed that it will receive additional grant
10 funds from the United States Department of the Treasury in the amount of \$7,702,895 to
11 continue to provide rent and utility assistance; and
12

13 **WHEREAS**, grant funds can be used to pay up to nine months of past due rent or utilities
14 for residents that suffered a COVID-related loss of income, reduction in hours, or medical
15 illness; and
16

17 **WHEREAS**, residents who already received three or six months of rental assistance, as
18 well as residents who are still unemployed, could be eligible for additional assistance from this
19 grant; and
20

21 **WHEREAS**, the Department of Housing and Community Development has also recently
22 been awarded an additional \$1,777,012 in HOME Grant funds from the United States
23 Department of Housing and Urban Development; and
24

25 **WHEREAS**, the Finance Department has also recently been awarded \$1,043,712 in
26 Federal Emergency Management Agency (“FEMA”) Grant funds and \$250,000 in Mobile
27 Integrated Community Health (“MICH”) Grant funds from the Health Department to provide
28 funding to the County for costs associated with staffing community vaccination clinics led and
29 funded by the Howard County Health Department and to fund the County’s Mobile Integrated
30 Community Health Program; and

1 **WHEREAS**, the County has also requested and is expected to be awarded \$31,630,732
2 in Coronavirus State and Local Fiscal Recover Funds (FRF) from the American Rescue Plan
3 from the U.S. Department of the Treasury, representing the first half of this Grant; and
4

5 **WHEREAS**, the FRF can be used to support urgent pandemic response efforts, replace
6 lost revenue where applicable to support vital public services and retain jobs, support immediate
7 economic stabilization for households and businesses, make needed investment in water, sewer
8 and broadband infrastructure, and address other public health and economic challenges; and
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11 is not enough spending authority in the Grant Fund, Contingency Reserve to accept the grant
12 funding awarded by the United States Department of the Treasury and the United States
13 Department of Housing and Urban Development, and the FEMA's Public Assistance Program and
14 the U.S. Department of Health and Human Services through the Howard County Health
15 Department; and
16

17 **WHEREAS**, the Fiscal Year 2021 budget needs to be amended to receive and
18 appropriate the additional unexpected emergency grant funding; and
19

20 **WHEREAS**, pursuant to Section 610(b) of the Howard County Charter, this Emergency
21 Bill is necessary to meet a public emergency affecting life, health or property.
22

23 **NOW, THEREFORE,**
24

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27 *Development is authorized and approved for the fiscal year beginning July 1, 2020 and ending*
28 *June 30, 2021, as shown below:*
29

1 **Department of Housing and Community Development– US Department of the Treasury –**
2 **Emergency Rental Assistance**

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4	Fiscal Year 2021 Appropriation before transfer	\$9,735,056
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15 *Section 2. And Be It Further Enacted that the grant total for the Department of Housing and*
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17
18 *Section 3. And Be It Further Enacted by the County Council of Howard County, Maryland, that*
19 *the following emergency appropriation of grant funds within the Department of Finance is*
20 *authorized and approved for the fiscal year beginning July 1, 2020 and ending June 30, 2021, as*
21 *shown below:*

22
23 **Department of Finance - Federal Emergency Management Agency’s Public Assistance**
24 **Program (FEMA) – FEMA Health Department Grant**

25 2600000000 – 500000 -1310000000 – 999999999910000000123000-GGGGFINHDFEMA000

26	Fiscal Year 2021 Appropriation before transfer	\$0
27	Plus grant funding	<u>\$1,043,712</u>
28	Fiscal Year 2021 Appropriation after transfer	\$ 1,043,712

1 **Department of Finance - U.S. Department of Health and Human Services – MICH Health**
2 **Department Grant**

3 2600000000 – 500100 -1310000000 – 999999999910000000123100- GGGGFINHDMICH000

4 Fiscal Year 2021 Appropriation before transfer \$0

5 Plus grant funding \$250,000

6 Fiscal Year 2021 Appropriation after transfer \$250,000

7
8 **Department of Finance - U.S. Department of the Treasury – American Rescue Plan Act**
9 **Grant**

10 2600000000 – 500100 -1310000000 – 999999999910000000123200- GGGGFINACCCLFRF0

11 Fiscal Year 2021 Appropriation before transfer \$0

12 Plus grant funding \$31,630,732

13 Fiscal Year 2021 Appropriation after transfer \$31,630,732

14
15 *Section 4. And Be It Further Enacted that the grant total for the Department Finance is amended*
16 *to be \$40,337,974.*

17
18 *Section 5. And Be It Further Enacted the Grant Fund total for Fiscal Year 2021, as reflected on*
19 *page 116 of Council Bill No. 25-2020, is amended to be \$87,537,540 and, in the current expense*
20 *budget attached to Council Bill No. 25-2020 or incorporated by reference, all subtotals, totals,*
21 *and other calculated figures shall be adjusted, as needed, to accommodate this Act.*

22
23 *Section 6. And Be It Further Enacted by the County Council of Howard County, Maryland that*
24 *this Act is adopted as an emergency measure to address an immediate emergency affecting*
25 *public health, safety, or welfare and having been passed by two-thirds of its members, this Act*
26 *shall be effective immediately upon its enactment.*



Amendment 1 to Council Bill No. 43-2021

BY: The Chairperson at the request
of the County Executive

Legislative Day 11
Date: June 21, 2021

Amendment No. 1

(This amendment adds additional Fiscal Year 2021 funding that was received from the American Rescue Plan via the Maryland Department of Housing and Community Development after pre-filing CB43.)

1 In the title, in the tenth line, after “Community Health Program;” insert “from the Maryland
2 Department of Housing and Community Development, administering the American Rescue Plan,
3 for Non-Profits-Local Government Program;
4

5 In the title, in the eleventh line, strike “through”.
6

7 On page 1, after line 30, insert:

8 “WHEREAS, the County has executed a grant agreement and is expected to be awarded
9 \$1,077,430 in Non-Profits-Local Government Program funding from the American Rescue Plan
10 from the Maryland Department of Housing and Community Development; and
11

12 WHEREAS, grant funds will be used under the Non-Profits-Local Government Program
13 to distribute funds to local governments to provide grants to nonprofit organizations that can
14 demonstrate need, with priority given to Subgrantees that have not received assistance through
15 the Maryland Nonprofit Recovery Initiative (NORI), funded by federal funds allocated to DHCD
16 pursuant to the Coronavirus Aid, Relief, and Economic Security (CARES) Act; and ”.
17

18 On page 2, in line 3, strike “this” and substitute “the American Rescue Plan”.
19

20 On page 4, in line 7, insert:

21 “Department of Finance – Maryland Department of Housing and Community Development
22 – American Rescue Plan: Non-Profits-Local Government Program Grant

1 2600000000 – 500100 -1310000000 – 999999999910000000123200- GGGGFINACCCLFRFO

2 Fiscal Year 2021 Appropriation before transfer \$0

3 Plus grant funding \$1,077,430

4 Fiscal Year 2021 Appropriation after transfer \$1,077,430”.

5

6 On page 4, in line 16, strike “\$40,337,974” and substitute “\$41,415,404”.

7

8 On page 4, in line 19, strike “87,537,540” and substitute “\$88,614,970”.

I certify this is a true copy of

Am 1 to CB43-2021

passed on June 21, 2021

Michelle Harsrud

Council Administrator

Amendment 1 to Council Bill No. 43-2021

BY: The Chairperson at the request
of the County Executive

Legislative Day 11
Date: June 21, 2021

Amendment No. 1

(This amendment adds additional Fiscal Year 2021 funding that was received from the American Rescue Plan via the Maryland Department of Housing and Community Development after prefiling CB43.)

1 In the title, in the tenth line, after “Community Health Program;” insert “from the Maryland
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3 for Non-Profits-Local Government Program;
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5 In the title, in the eleventh line, strike “through”.
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7 On page 1, after line 30, insert:

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9 \$1,077,430 in Non-Profits-Local Government Program funding from the American Rescue Plan
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11

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16 pursuant to the Coronavirus Aid, Relief, and Economic Security (CARES) Act; and ”.
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18 On page 2, in line 3, strike “this” and substitute “the American Rescue Plan”.
19

20 On page 4, in line 7, insert:

21 “Department of Finance – Maryland Department of Housing and Community Development
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2 Fiscal Year 2021 Appropriation before transfer \$0

3 Plus grant funding \$1,077,430

4 Fiscal Year 2021 Appropriation after transfer \$1,077,430.

5

6 On page 4, in line 16, strike “\$40,337,974” and substitute “\$41,415,404”.

7

8 On page 4, in line 19, strike “87,537,540” and substitute “\$88,614,970”.

**Office of the County Auditor
Auditor's Analysis**

Council Bill No. 43-2021

Introduced: June 7, 2021

Auditor: Edward Shulder

Fiscal Impact:

The fiscal impact of this bill (as amended by Amendment 1) is an increase of \$43,461,781 in grant appropriations to provide pandemic support. This bill will increase the County's operating budget by this amount. Specifically, it will increase the budgets of the Departments of Housing and Community Development (DHCD) and Finance by \$9,459,907 and 34,001,874, respectively. County revenues may increase to the extent that DHCD submits and is reimbursed by the Federal government for costs in administering grants it receives.

Purpose:

The purpose of this bill is to amend and increase the FY 2021 budget to receive various Federal grants in response to the COVID-19 pandemic described in more detail below.

Other Comments:

Emergency Rental Assistance: \$7,702,895

This grant will provide emergency rental assistance (including utilities) in addition to the \$9,735,056 previously received for this purpose. According to DHCD, it has granted funds totaling \$5,550,000 to its nonprofit partners to provide rental and utility assistance. As of May 31, 2021, these agencies have been reimbursed \$2,232,745 to serve 331 households. This grant allows for 10 percent in administrative expenses. The DHCD will determine hours spent administering this grant and submit this for reimbursement as June 30, 2021.

HOME: \$1,757,012

This provides assistance for the production or preservation of affordable housing including homelessness prevention, housing counseling, and similar services. The grant is administered by nonprofit partners in coordination with DHCD. Similar to the Emergency Rental Assistance grant, DHCD may recover 10 percent in administrative expenses and plans to submit costs for reimbursement at the end of FY 2021.

FEMA Health Department: \$1,0343,712

Received through the Howard County Health Department (HCHD), this grant will cover the payroll costs of County employees working at vaccination clinics for January through June 2021. Finance is in the process of compiling the related information.

The Mobile Integrated Community Health: \$250,000

The Mobile Integrated Community Health Grant received through HCHD reimburses the cost of providing on-call vaccination services by the Department of Fire & Rescue Services. The Department of Fire & Rescue Services provides vaccinations to County Residents who cannot visit a County site for a variety of reasons. The County will be reimbursed for costs through June 2021 not to exceed the grant amount.

The American Rescue Plan Coronavirus State and Local Fiscal Recovery Funds: \$31,630,732

This amount represents the first payment to the County under this program. These funds can be used to support a variety of pandemic related issues including replacing lost revenue, supporting vital public services, retaining jobs, supporting economic stabilization, and making investments in infrastructure. The County has four years to spend these funds.

The American Rescue Plan – Non-Profits-Local Government Program Grant: \$1,077,430

This can be used to provide funds to local non-profits who show documented need. To the extent practical, these grant funds should go to non-profits who have not received funds through previous grant programs.

Although not specifically a result of this bill, DHCD requested a position in the FY 2022 budget to provide additional support for grant oversight. It estimated that grants received will increase from approximately \$2 million annually to over \$20 million in FY 2021. This position will increase DHCD expenditures by \$74,900 in FY 2022.