

Introduced 02.05.2024
Public Hearing 02.20.2024
Council Action 03.04.2024
Executive Action 03.06.2024
Effective Date 03.06.2024

County Council Of Howard County, Maryland

2024 Legislative Session

Legislative Day No. 2

Bill No. 5 -2024

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 2024 in order to receive Water Quality State Revolving Funds in the amount of \$23,500,000 from the State of Maryland for the County's Safe and Sound project; adding loan funding to Capital Project C0337, Ellicott City Improvements and Enhancements; 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 Feb 5, 2024. 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 Feb 20, 2024.

By order Michelle Harrod
Michelle Harrod, Administrator

This Bill was read the third time on Mar 4, 2024 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 5 day of May, 2024 at 2⁰⁰ a.m./p.m.

By order Michelle Harrod
Michelle Harrod, Administrator

Approved/Vetoed by the County Executive March 6, 2024

Calvin Ball
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. 21-2023 (CB21) is known as the Annual Budget and
2 Appropriation Ordinance of Howard County, Fiscal Year 2024 and contains the capital and
3 operating budget for the fiscal year beginning July 1, 2023 and ending June 30, 2024; and
4

5 **WHEREAS**, the County was recently informed that it will receive Water Quality State
6 Revolving Funds (WQSRF) in the amount of \$23,500,000 from the Maryland Department of the
7 Environment; and
8

9 **WHEREAS**, loan funds will be used for the County’s Safe and Sound Flood Mitigation
10 Program, specifically the Extended North Tunnel project; and
11

12 **WHEREAS**, the County learned of this loan after CB21 was passed on May 24, 2023;
13 and
14

15 **WHEREAS**, due to the low interest rate, the terms of the loan are more favorable than
16 the County’s general obligation bonds; and
17

18 **WHEREAS**, the contractor has submitted a “guaranteed maximum price” for
19 construction of the Extended North Tunnel project, but that price can only be guaranteed for a
20 certain amount of time before their subcontractor can increase their prices due to inflation; and
21

22 **WHEREAS**, delaying a commitment to the contractor by waiting until the FY25 capital
23 budget is approved will likely cause the guaranteed maximum price to increase, due to inflation,
24 and the project construction will be pushed back; and
25

26 **WHEREAS**, pursuant to Section 610(b) of the Howard County Charter, the Fiscal Year
27 2024 budget needs to be amended to receive and appropriate revenues received from sources not
28 anticipated in the budget and is an Emergency Bill is necessary to meet a public emergency
29 affecting life, health or property.
30

1 **NOW, THEREFORE,**

2
3 **Section 1. Be It Enacted** by the County Council of Howard County, Maryland, that the following
4 *emergency appropriation of loan funds are made in Capital Project C0337, Ellicott City*
5 *Improvements and Enhancements is authorized and approved for the fiscal year beginning July 1,*
6 *2023 and ending June 30, 2024, as shown below:*

7
8 C0337-FY2014 - Ellicott City Improvements and Enhancements

9 Appropriation before transfer	\$44,720,000
10 Plus loan funding	<u>\$23,500,000</u>
11 Appropriation after transfer	\$68,220,000

12
13 **Section 2. And Be It Further Enacted** by the County Council of Howard County, Maryland that
14 *the total for the C0337 is amended to be \$252,461, as shown in the attached revised page 203.*

15
16 **Section 3. And Be It Further Enacted** by the County Council of Howard County, Maryland that
17 *the total for C, General County Projects is amended to be \$843,859, as shown on the attached*
18 *revised pages 206 and 207.*

19
20 **Section 4. And Be It Further Enacted** by the County Council of Howard County, Maryland that
21 *the FY24 capital appropriation is amended to be \$441,621,000 and the total capital appropriation*
22 *is amended to be \$3,516,417, as shown in the attached revised pages 265 and 267.*

23
24 **Section 5. And Be It Further Enacted** by the County Council of Howard County, Maryland that
25 *all subtotals, totals, and other calculated figures shall be adjusted, as needed, to accommodate*
26 *this Act.*

27
28 **Section 6. And Be It Further Enacted** by the County Council of Howard County, Maryland that
29 *this Act is adopted as an emergency measure to address an immediate emergency affecting life,*

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

Howard County, MD
FY2024 Capital Budget Ordinance (\$000)
GENERAL COUNTY PROJECTS

Project Information	Funding Source	Prior Appropriation.	Fiscal 2024 Budget	Total Appropriation	Sum of Adopted Amendments	FY 2024 Budget Approved	Total Appropriation Approved
C0329-FY2012 ENERGY MANAGEMENT/IMPROVEMENTS							
A project to develop a 5-10 year business plan for energy performance optimization.							
	B	952	3,220	4,172	0	3,220	4,172
	G	420	10,673	11,093	0	10,673	11,093
	O	115	0	115	0	0	115
	P	650	0	650	0	0	650
	Total	2,137	13,893	16,030	0	13,893	16,030
C0332-FY2014 BUS STOP IMPROVEMENTS							
A project to implement a series of systemic improvements to the Regional Transportation Agency (RTA) bus stops, as well as bus stops associated with the proposed extension of the Montgomery County FLASH service north to Howard County.							
	B	240	0	240	0	0	240
	G	650	0	650	0	0	650
	P	970	800	1,770	0	800	1,770
	Total	1,860	800	2,660	0	800	2,660
C0333-FY2015 DETENTION CENTER RENOVATIONS							
The Department of Corrections currently is facing severe challenges and regulatory mandates that must be resolved through various renovations until a new facility can be constructed.							
	B	17,501	2,215	19,716	0	2,215	19,716
	G	0	350	350	(150)	200	200
	P	1,000	0	1,000	0	0	1,000
	Total	18,501	2,565	21,066	(150)	2,415	20,916
C0335-FY2014 COMMUNITY RESOURCES and SERVICES FACILITY/PROGRAM ENHANCEMENTS							
A project to renovate and expand the facilities for the Department of Community Resources and Services (DCRS).							
	B	15,850	460	16,310	0	460	16,310
	G	1,750	200	1,950	0	200	1,950
	P	5,555	0	5,555	0	0	5,555
	Total	23,155	660	23,815	0	660	23,815
C0336-FY2014 LANDFILL RESOURCE MANAGEMENT							
A project for the design and construction of resource improvements at the Alpha Ridge Landfill and Resident's Recycling and Demonstration Center.							
	B	400	0	400	0	0	400
	P	100	0	100	0	0	100
	Total	500	0	500	0	0	500
C0337-FY2014 ELLICOTT CITY IMPROVEMENTS and ENHANCEMENTS							

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This is a project to provide a variety of repairs and improvements to public infrastructure and address other community improvements and to make improvements to the downtown and historic district of the Howard County Seat.							
	B	47,475	0	47,475	0	0	47,475
	D	165	0	165	0	0	165
	G	41,021	4,000	45,021	4,150	8,150	49,171
	O	5	0	5	0	0	5
	P	19,075	40,720	59,795	(4,150)	36,570	55,645
	R	1,500	0	1,500	0	0	1,500
	W	75,000	0	75,000	98,500	0	75,000
Total		184,241	44,720	68,220	228,961	44,720	228,961
C0338-FY2015 BROADBAND INSTALLATIONS							
The Broadband Installation project will improve the fiber installed through the ICBN grant and extend services to various organizations including adding additional county facilities to our fiber network.							
	O	3,000	0	3,000	0	0	3,000
Total		3,000	0	3,000	0	0	3,000
C0339-FY2015 BROADBAND INSTALLATIONS NON-COUNTY GOVERNMENT							
The Broadband Installation project will extend services to various non-county government organizations including adding facilities to our fiber network.							
	O	5,000	0	5,000	0	0	5,000
Total		5,000	0	5,000	0	0	5,000
C0340-FY2015 BROADBAND INSTALLATIONS NON-GOVERNMENT							
The Broadband Installation project will extend services to non government facilities to our fiber network							
	O	2,000	0	2,000	0	0	2,000
Total		2,000	0	2,000	0	0	2,000
C0342-CLARKSVILLE PARKING GARAGE							
This project is for the design, construction and construction management of a parking garage on Clarksville Pike, Clarksville Maryland.							
	B	0	0	0	0	0	0
Total		0	0	0	0	0	0

98,500

Howard County, MD
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GENERAL COUNTY PROJECTS

Project Information	Funding Source	Prior Appropriation.	Fiscal 2024 Budget	Total Appropriation	Sum of Adopted Amendments	FY 2024 Budget Approved	Total Appropriation Approved
C0365-SYSTEMIC FACILITY IMPROVEMENTS							
Project to maintain all county facilities managed by the Department of Public Works	B	9,450	6,869	16,319	0	6,869	16,319
	G	750	675	1,425	(50)	625	1,375
Total		10,200	7,544	17,744	(50)	7,494	17,694
C0366-PUBLIC SAFETY TRAINING FACILITIES IMPROVEMENTS							
Project will make improvements determined by Public safety Master Plan, and as determined necessary for safety.	B	1,655	35	1,690	0	35	1,690
Total		1,655	35	1,690	0	35	1,690
C0367-FY2023 FEDERAL or STATE GRANT FUNDED CAPITAL PROJECTS							
This project is designed to support spending on infrastructure projects funded by Federal and State grants.	G	20,000	0	20,000	0	0	20,000
Total		20,000	0	20,000	0	0	20,000
C0369-FY2024 CENTENNIAL PARK MAINTENANCE BUILDING REPLACEMENT							
Project to replace the Centennial Park Maintenance Building.	B	0	0	0	0	0	0
Total		0	0	0	0	0	0
C0370 - FY2024 US 1 Corridor Safe Streets for All							
A project to plan, design and implement streetscape, pedestrian, bicycle, transportation and transportation safety improvements in the US1 Corridor.	G	0	800	800	0	800	800
	P	0	500	500	0	500	500
Total		0	1,300	1,300	0	1,300	1,300
C Total		708,809	186,758	815,559	4,800	111,550	820,359
			<u>130,250</u>	<u>839,059</u>			<u>843,859</u>

Howard County, MD
 FY2024 Capital Budget Ordinance (\$000)
 GENERAL COUNTY PROJECTS

Revenue Source		Prior Total	Current FY	Appropriation Total	Sum of Adopted Amendments	FY 2024 Budget Approved	Total Appropriation Approved
C							
B	BONDS	218,744	20,942	239,686	0	20,942	239,686
D	DEVELOPER CONTRIBUTION	7,665	500	8,165	0	500	8,165
G	GRANTS	137,693	35,698	173,391	8,950	44,648	182,341
L	LEASE	10,400	0	10,400	0	0	10,400
M	METRO DISTRICT BOND	7,710	0	7,710	0	0	7,710
OG	Other GO	66,785	1,300	68,085	0	1,300	68,085
O	OTHER SOURCES	46,756	0	46,756	0	0	46,756
P	PAY AS YOU GO	39,371	48,310	87,681	(4,150)	44,160	83,531
R	STORMWATER UTILITY FUNDING	1,500	0	1,500	0	0	1,500
TIF	TIF BONDS	90,000	0	90,000	0	0	90,000
T	TRANSFER TAX	1,655	0	1,655	0	0	1,655
C	UTILITY CASH	5,530	0	5,530	0	0	5,530
W	WATER QUALITY STATE OR FED LOAN	75,000	0	23,500	75,000	98,500	75,000
C Total		708,809	106,750	815,559	4,800	111,550	820,359
				839,059			843,859

Howard County, MD
FY2024 Capital Budget Ordinance (\$000)
WATER PROJECTS

Project Information	Funding Source	Prior Appropriation.	Fiscal 2024 Budget	Total Appropriation	Sum of Adopted Amendments	FY 2024 Budget Approved	Total Appropriation Approved
W8602-FY2016 SLEEVES RELOCATIONS AND APPURTENANCES							
A project for funding design and construction of sewer and water lines in conjunction with Maryland State Highway Administration (SHA) and Howard County projects prior to construction.							
	C	2,000	0	2,000	0	0	2,000
	I	500	0	500	0	0	500
	M	4,800	0	4,800	0	0	4,800
	Total	7,300	0	7,300	0	0	7,300
W8603-FY2020 WATER ASSET MANAGEMENT PROGRAM							
A project [program] to coordinate and centralize water utility management efforts in order to extend the useful life of our existing water system assets.							
	C	14,564	5,465	20,029	0	5,465	20,029
	I	8,436	550	8,986	0	550	8,986
	M	17,200	5,000	22,200	0	5,000	22,200
	Total	40,200	11,015	51,215	0	11,015	51,215
W8698-ROUTINE WATER EXTENSION PROGRAM							
A project to design and construct routine water main extensions in the Metropolitan District requested by landowners.							
	M	4,900	0	4,900	0	0	4,900
	Total	4,900	0	4,900	0	0	4,900
W Total		152,509	18,260	170,769	0	18,260	170,769
Grand Total		3,074,796	378,972	3,453,768	39,149	418,121	3,492,917
						441,621,000	3,516,417

Howard County, MD
 FY2024 Capital Budget Ordinance (\$000)
 PROJECTS

Revenue Source	Prior Total	Current FY	Appropriation Total	Sum of Adopted Amendments	FY 2024 Budget Approved	Total Appropriation Approved
Grand Total	3,074,796	378,972	3,453,768	39,149	418,121	3,492,917
					<u>441,621</u>	<u>3,516,417</u>

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on March 7, 2024.

Michelle R. Harrod
Michelle R. 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 _____, 2024.

Michelle R. 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 _____, 2024.

Michelle R. 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 _____, 2024.

Diane Schwartz Jones, 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 _____, 2024.

Michelle R. 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 _____, 2024.

Michelle R. Harrod, Administrator to the County Council