

Introduced 01.07.2025
Public Hearing 01.21.2025
Council Action 02.03.2025
Executive Action 02.05.2025
Effective Date 02.05.2025

County Council of Howard County, Maryland

2025 Legislative Session

Legislative Day No. 1

Transfer of Appropriation Ordinance

No. 2 - Fiscal Year 2025

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

Short title: Transferring \$2,500,000 – E1038 Planning and Design

Title: AN ACT transferring \$2,500,000 from various School System capital projects to capital project E1038, Planning and Design, in order to fund two capital-needs studies.

Introduced and read first time Jan 7, 2025. 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 Jan 21, 2025.

By order Michelle Harrod
Michelle Harrod, Administrator

This Bill was read the third time on Feb 3, 2025 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 4th day of Feb, 2025 at ____ a.m./p.m.

By order Michelle Harrod
Michelle Harrod, Administrator

Approved by the County Executive Feb 5, 2025

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**, Section 609 of the Howard County Charter authorizes and empowers
2 the Howard County Council to make interproject transfers of appropriations between capital
3 projects in the capital budget and such transfers may be authorized by legislative act of the
4 Council upon request of the Executive; and

5
6 **WHEREAS**, on May 22, 2024, the County Council passed Council Bill No. 27-2024
7 that adopted the Annual Budget and Appropriation Ordinance for Fiscal Year 2025; and

8
9 **WHEREAS**, the Board of Education and Superintendent of the Howard County
10 Public School System (“HCPSS”) have identified the need to complete studies for a Public
11 Private Partnership (P3) and a more comprehensive Educational Sufficiency Study of each
12 of the HCPSS facilities and it is estimated the total budget for the two studies will be
13 \$2,500,000; and

14
15 **WHEREAS**, funding is available in the Capital Project, E1024, Hammond HS
16 Renovation and Addition; and

17
18 **WHEREAS**, the funding available in Capital Project E1024, Hammond HS
19 Renovation and Addition (“E1024”), is bond funding which cannot be used for studies; and

20
21 **WHEREAS**, accordingly, Capital Project E1058, Systemic Renovations and
22 Modernizations (“E1058”), is funded through several revenue sources including State Aid
23 for Schools, Bonds, Excise Tax, Pay-As-You-Go, and Transfer Tax and includes several
24 capital projects which are bondable expenses; and

25
26 **WHEREAS**, the first part of this transfer will move bond funding from Capital
27 Project E1024 to Capital Project E1058; and

28
29 **WHEREAS**, within Capital Project E1058, the \$2,500,000 in bond funding will
30 supplant the same amount of transfer tax funding that will be transferred to E1038, Planning
31 and Design, in order to fund the studies, the second part of the transfer; and

1
2 **WHEREAS**, HCPSS has indicated that the funds are available for transfer from the
3 respective projects.
4

5 ***Section 1. Be It Enacted by the County Council of Howard County, Maryland, that, subject***
6 *to the provisions of Maryland law, the Howard County Charter, and the Howard County*
7 *Code relating to budgetary and fiscal procedures, the amount hereafter specified is hereby*
8 *approved, appropriated, and authorized to be disbursed for the general County purposes*
9 *specified and in sums itemized for the fiscal year beginning July 1, 2024 and ending June*
10 *30, 2025, as hereinafter indicated:*
11

Transfer - 1						
	Project #	Project Name	Unencumbered Project Balance	Transfer Amount	Resulting Balance	Revenue Type
Donor	E-1024	Hammond High School Reno/Add	\$4,955,295	(\$2,500,000)	\$2,455,295	County Bond Funding
Recipient	E-1058	Systemic Renovations	\$80,200,197	\$2,500,000	\$82,700,197	County Bond Funding

Transfer - 2						
	Project #	Project Name	Unencumbered Project Balance	Transfer Amount	Resulting Balance	Revenue Type
Donor	E-1058	Systemic Renovations	\$82,700,197	(\$2,500,000)	\$80,200,197	County Transfer Tax Funding
Recipient	E-1038	Planning and Design	\$609,949	\$2,500,000	\$3,109,949	County Transfer Tax Funding

13
14 ***Section 2. And Be It Further Enacted by the County Council of Howard County, Maryland***
15 *that this Transfer of Appropriation Ordinance shall be effective upon its enactment.*

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on Feb 5, 2025.

Michelle 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 _____, 2025.

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 _____, 2025.

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 _____, 2025.

Michelle R. 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 _____, 2025.

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 _____, 2025.

Michelle R. Harrod, Administrator to the County Council



**BOARD OF EDUCATION OF HOWARD COUNTY
MEETING AGENDA ITEM**

TITLE: **FISCAL YEAR 2025 CAPITAL BUDGET TRANSFER – 1**

DATE: **DECEMBER 12, 2024**

PRESENTER(S): **DANIEL LUBELEY, EXECUTIVE DIRECTOR, CAPITAL PLANNING AND CONSTRUCTION**

STRATEGIC ALIGNMENT:

INSTRUCTIONAL EXCELLENCE – All students and staff are provided with the resources necessary to deliver and experience high-quality instruction. Blueprint Pillar 5: Accountable Operations

OVERVIEW:

The Board of Education and the Superintendent of Schools have identified the need to complete studies for a Public Private Partnership (P3) and a more comprehensive Educational Sufficiency Study of each of the HCPSS facilities. It is estimated the total budget for the two studies will be \$2,500,000.

The Capital Budget transfer request totaling \$2,500,000 is detailed in the attached report. The transfer moves funds from the Hammond HS Renovation/Addition project, in the final phase of completion, to the Planning and Design project. Due to requirements of the individual revenue sources provided for each project, the Systemic Renovations Project is involved in a net zero capacity to facilitate the alignment of the required revenue sources.

After Board approval, the proposed Capital Budget Transfer will be presented to the County Council on January 6, 2025, requesting approval of a resolution to transfer funding.

RECOMMENDATION/~~FUTURE DIRECTION~~:

Superintendent recommends approval of the proposed Capital Budget Transfer.

SUBMITTED BY:

APPROVAL/CONCURRENCE:

Daniel Lubeley
Executive Director, Capital Planning and
Construction

William J. Barnes
Superintendent

Karalee Turner-Little, Ph.D.
Deputy Superintendent

Cornell S. Brown Jr.
Chief Operating Officer

Fiscal Year 2025 Capital Budget Transfer – 1

The Board of Education and the Superintendent of Schools have identified the need to complete two studies related to the Capital needs of the Howard County Public School System (HCPSS). The studies include a Public Private Partnership (P3) study to determine the potential for the HCPSS to enter into a P3 contract to address some of the Capital needs. Also identified is the need to complete a more comprehensive Educational Sufficiency Study of each of the HCPSS facilities. This study will provide more comprehensive and updated data to be used in future Capital Budget needs prioritization processes. It is estimated the total budget for the two studies would be \$2,500,000.

Capital studies are budgeted and funded through project E1038 – Planning and Design. This project fund currently has approximately \$610,000 currently unencumbered. Other studies, such as future capital project scope studies, and planned enrollment balancing processes are planned to utilize these funds. The HCPSS staff have reviewed other Capital projects and determined the Hammond HS Renovation and Addition project is at the final project stages and has sufficient funds to complete the project as well as to transfer for the P3 and Educational Sufficiency studies.

The requested transfer will include three Capital Educational projects (also referred to as Capital “E” projects) as reflected below:

E1024 – Hammond High School Renovation and Addition

E1058 – Systemic Renovations and Modernizations

E1038 – Planning and Design

The ultimate transfer is from the Hammond HS project to the Planning and Design project. The Hammond HS project was locally funded through bond sales which require the expenses to be 20-year bondable expenses, like a construction project. Studies are not 20-year bondable expenses. The Systemic Renovations and Modernizations project includes several capital projects which are bondable expenses. The Systemic Renovations and Modernizations project is funded through several revenue sources including State Aid for Schools, Bonds, Excise Tax, Pay-As-You-Go, and Transfer Tax. The transfer would allow eligible funds to be transferred from the Systemic Renovation and Modernization project to the Planning and Design project, and then be backfilled by the identified funds from the Hammond HS project. The Systemic Renovation and Modernization project is involved in a net zero capacity to facilitate the alignment of required revenue sources needed to fund the studies.

Transfer -1					
Donor Project #	Donor Project Name	Unencumbered Project Balance	Transfer Amount	Resulting Balance	Revenue Type
E-1024	Hammond High School Reno/Add	\$4,955,295	(\$2,500,000)	\$2,455,295	County Bond Funding
E-1058	Systemic Renovations	\$80,200,197	\$2,500,000	\$82,700,197	County Bond Funding

Transfer - 2					
Donor Project #	Recipient Project Name	Unencumbered Project Balance	Transfer Amount	Resulting Balance	Revenue Type
E-1058	Systemic Renovations	\$82,700,197	(\$2,500,000)	\$80,200,197	County Transfer Tax Funding
E-1038	Planning and Design	\$609,949	\$2,500,000	\$3,109,949	County Transfer Tax Funding

Ms. Liz Walsh
Council Chairperson
Howard County Council
George Howard Building
3430 Court House Drive
Ellicott City, Maryland 21043

January 10, 2025

Dear Chairperson Walsh:

The Board of Education requests that the County Council authorize a capital budget transfer. This transfer moves a total of \$2,500,000 between four projects. The transfer is summarized below:

Donor Projects

E-1024 – Hammond HS Reno/Add	(\$2,500,000)	County Bond Funding
E-1058 – Systemic Renovations	(\$2,500,000)	County Transfer Tax Funding

Recipient Projects

E-1058 – Systemic Renovations	\$2,500,000	County Bond Funding
E-1038 – Planning and Design	\$2,500,000	County Transfer Tax Funding

Thank you for your attention to this matter.

Sincerely,



William J. Barnes
Superintendent

Copies: Dr. Calvin Ball, County Executive
County Council Members
County Council Administrator
Board of Education Members

J. Sager
S. Voyce
C. Brown
D. Lubeley

K. Turner-Little
B. Hull
S. Patel

January 8, 2025

Ms. Brandee Ganz
Chief Administrative Officer
Howard County Government
George Howard Building
3430 Court House Drive
Ellicott City, Maryland 21043

Re: TAO No. 2 – FY2025 Funds Certification

Dear Ms. Ganz:

I hereby certify that the funds are unencumbered and available for transfer, as follows:

Donor Projects

E-1024 – Hammond HS Reno/Add	(\$2,500,000)	County Bond Funding
E-1058 – Systemic Renovations	(\$2,500,000)	County Transfer Tax Funding

Recipient Projects

E-1058 – Systemic Renovations	\$2,500,000	County Bond Funding
E-1038 – Planning and Design	\$2,500,000	County Transfer Tax Funding

Unencumbered funds are to be transferred from E-1024 as bonds into E-1058, then from E-1058 as transfer tax funds to E-1038.

Sincerely,



Daniel Lubeley
Executive Director, Capital Planning and Construction
410-313-6807
Daniel_Lubeley@hcpss.org