Resolution No.: 19-1091
Introduced: November 30, 2021
Adopted: December 14, 2021

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsor: Councilmember Glass
Cosponsors: Council President Hucker and Councilmembers Katz, Albornoz, Navarro, Jawando, Rice, Friedson and Riemer

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SUBJECT: Special Appropriation to the Fiscal Year 2022 Operating Budget, Montgomery County Government, Office of the County Executive – Purple Line Light Rail Project Business Grant Program, $231,000 and Amendment to the FY22 Operating Budget Resolution 19-872, Section G, Fiscal Year 2022 Designation for Entities for Non-Competitive Contract Award Status – Latino Economic Development Corporation for Purple Line Light Rail Project Business Grant Program, $231,000 (Source of Funds: State Aid)

Background

1. Section 308 of the County Charter provides that a special appropriation is an appropriation which states that it is necessary to meet an unforeseen disaster or other emergency, or to act without delay in the public interest. Each special appropriation shall be approved by not less than six Councilmembers. The Council may approve a special appropriation at any time after public notice by news release. Each special appropriation shall specify the source of funds to finance it.

2. Effective June 1, 2021, the State of Maryland established the Purple Line Construction Zone Grant Program to provide funds to qualified small businesses to assist in offsetting business revenue loss due to the construction of the Purple Line Light Rail Project.

3. The Purple Line Light Rail Project is a 16.2-mile light rail line that extends from Bethesda in Montgomery County to New Carrolton in Prince George's County. It will provide direct connections to Metrorail Red, Green, and Orange lines, as well as connections to MARC, Amtrak, and local bus services.

4. The Purple Line is owned by the Maryland Department of Transportation, Maryland Transit Administration (MDOT MTA) and Purple Line Transit Partners was selected to design, build, operate, and maintain the light rail system for 35 years. While MDOT MTA is project lead, it closely coordinates with a team including Washington Metropolitan Area Transit Authority, Montgomery County, Prince George's County, the Maryland-National

Capital Park and Planning Commission, Maryland Department of Transportation State Highway Administration, and local municipalities in the project areas.

5. The County entered into an agreement with the Maryland Department of Commerce on October 12, 2021 (the "State Grant Agreement"). The State Grant Agreement provides $231,000 for the County to administer a Purple Line Light Rail Project Grant Program, which enables the County to make grants to eligible businesses impacted by construction of the Purple Line Light Rail Project that suffered revenue losses during the construction period.

6. The State Grant Agreement stipulates that Montgomery County may use up to 10% or $23,100 of these grant funds to cover eligible administrative costs. The balance of $207,900 will be distributed directly in grant amounts not to exceed $5,000 for eligible business that meet all eligibility requirements set forth in the State Grant Agreement.

7. A FY22 Operating Budget special appropriation is requested for the Office of the County Executive:

Personnel Services	Operating Expenses	Total	Source of Funds
$0	$231,000	$231,000	State Aid

8. This special appropriation is needed to implement the Purple Line Light Rail Project Grant Program.

9. Section 11B-14 (a) (4) of the Montgomery County Code states that a contract may be awarded without competition if the Chief Administrative Officer makes a written determination that the contract award serves a public purpose and proposed contractor has been identified in a grant or appropriation resolution approved by the Council.

10. The Chief Administrative Officer (CAO) transmitted a memorandum to the County Council on December 9, 2021. The CAO has determined that a non-competitive contract with the Latino Economic Development Corporation serves a public purpose and is in the public interest to implement this grant program.

11. Notice of public hearing was given and a public hearing was held.

Action

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

A special appropriation to the FY21 Operating Budget for the Office of the County Executive:

Personnel Services	Operating Expenses	Total	Source of Funds
$0	$231,000	$231,000	State Aid

This appropriation is needed to act without delay in the public interest.

The Council approves an amendment to Council Resolution No. 19-872, Section G, FY22 Designation of Entities for Non-Competitive Award Status. The Chief Administrative Officer has recommended this action and stated that this action serves a public purpose and is in the public interest.

The FY22 Designation of Entities for Non-Competitive Contract Award Status is amended to reflect:

> The Office of the County Executive will amend an existing contract with the Latino Economic Development Corporation (LEDC) in the amount of $231,000 for LEDC, collaborating closely with the County's Business Advancement Team, to administer all aspects of the County's Purple Line Light Rail Project Grant Program, including promoting the grant program, accepting application submissions, reviewing applications for eligibility, distribution of grants, and all reporting activities in accordance with the Maryland Department of Commerce and Montgomery County Grant Agreement governing the use of these funds."

This is a correct copy of Council action.

Selena Mendy Singleton, Esq.
Clerk of the Council