

Resolution No.: 19-1140  
Introduced: November 30, 2021  
Adopted: January 25, 2022

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND**

Lead Sponsor: Council President at the Request of the County Executive

**SUBJECT:** Special Appropriation #22-28 to the FY22 Operating Budget  
Montgomery County Government and  
Amendment to the Fiscal Year 2022 Operating Budget  
Resolution 19-872, Section G, Fiscal Year 2022 Designation of Entities for  
Non-Competitive Contract Award Status  
Office of the County Executive, \$250,000

**Background**

1. Section 308 of the Montgomery County Charter provides that a special appropriation: (a) may be made at any time after public notice by news release; (b) must state that the special appropriation is necessary to meet an unforeseen disaster or other emergency or to act without delay in the public interest; (c) must specify the revenues necessary to finance it; and (d) must be approved by no fewer than six members of the Council.
2. The County Executive has requested the following FY22 Operating Budget appropriation increase for the Office of the County Executive:

| <u>Personnel</u><br><u>Services</u> | <u>Operating</u><br><u>Expenses</u> | <u>Total</u> | <u>Source</u><br><u>of Funds</u>   |
|-------------------------------------|-------------------------------------|--------------|------------------------------------|
| \$0                                 | \$250,000                           | \$250,000    | General Fund Undesignated Reserves |

3. This increase is needed for Effective Law Enforcement for All, Inc. (ELE4A) to continue its review of the County's Department of Police, and to provide additional work including community and stakeholder engagement, technical assistance, strategic planning, crisis response coordination, reporting, on-call advisory services, management guidance related to the recent officer involved shooting, and a formal independent *After Action Review* of the July 16, 2021 officer involved shooting/lethal force incident. Continuing the services ELE4A provides is in alignment with the County Executive's priorities to determine if there are systemic and/or racial biases present within the County's Department of Police and to provide community engagement to support any findings and develop recommendations.
4. The County Executive has requested a special appropriation to the FY22 Operating Budget in the amount of \$250,000 for a contract with ELE4A and specifies that the source of funds will be General Fund Undesignated Reserves.

5. 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.” The result of this action is to amend the Fiscal Year (FY) 2022 Designation of Entities for Non-Competitive Contract Award status resolution to include the entity below:
6. The Chief Administrative Office has determined that funding for this contract with this entity serves a public purpose and that such an expense would be in the public interest.
7. The Office of the County Executive will add an award to Effective Law Enforcement for All, Inc. “To provide for ongoing work on both the independent audit of the Montgomery County Department of Police and organization of the work of the Reimagining Public Safety Task Force.”
8. The public was notified by a news release.

### Action

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

1. A special appropriation to the FY22 Operating Budget of the Office of the County Executive is approved as follows:

| <u>Personnel<br/>Services</u> | <u>Operating<br/>Expenses</u> | <u>Total</u> | <u>Source<br/>of Funds</u>         |
|-------------------------------|-------------------------------|--------------|------------------------------------|
| \$0                           | \$250,000                     | \$250,000    | General Fund Undesignated Reserves |

2. The Council approves an amendment to the Designation of Entities for Non-Competitive Contract Award and thereby amends Resolution 19-872, Section G, FY22 Designation of Entities for Non-Competitive Contract Award. 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 resolution is amended to add an award to Effective Law Enforcement for All, Inc., in the amount of \$250,000 for the purpose: “To provide for ongoing work on both the independent audit of the Montgomery County Department of Police and organization of the work of the Reimagining Public Safety Task Force.”
3. The County Council declares that this action is necessary to be acted upon without delay in the public interest.

This is a correct copy of Council action.

  
 Selena Mendy Singleton, Esq.  
 Clerk of the Council