

GO ITEM 1
October 29, 2018
Worksession

MEMORANDUM

October 23, 2018

TO: Government Operations and Fiscal Policy Committee

FROM: Amanda Mihill, Legislative Attorney *(Mihill)*

SUBJECT: Bill 30-18, Finance – Accessibility Features Supplement - Established

PURPOSE: Worksession – Council to make recommendations on Bill

Bill 30-18, Finance – Accessibility Features Supplement - Established, sponsored by Lead Sponsor Councilmember Leventhal and Co-Sponsors Councilmembers Katz and Rice, Council President Riemer, Council Vice-President Navarro, and Councilmembers Huckler, Elrich, Berliner, and Floreen, was introduced on September 18. A public hearing was held on October 9.

Bill 30-18 would provide for a supplement to a non-profit organization for meeting a Level I or Level II accessibility standard on a single-family residence. A memorandum from the sponsor on ©7-8 provides additional background information.

Public Hearing Testimony/Correspondence

At the October 9 public hearing, John Paukstis, Habitat for Humanity Metro Maryland and Mark McCaffrey, Rebuilding Together Montgomery County testified in support of the Bill (©13-16). The Commission on Aging submitted correspondence in support of Bill 30-18 (©17).

Executive staff recommendation

Executive staff were generally supportive of the intent behind the bill. However, rather than proceed with the bill, Executive staff proposed developing a pilot project by using existing contracting methods to provide funding for Habitat for Humanity and Rebuilding Together to complete the work that would be required under Bill 30-18. On October 24, the Chief Administrative Officer transmitted to the Council a request to amend the Fiscal Year 2019 Operating Budget Non-Competitive Contract Award list to provide Habitat for Humanity and Rebuilding Together \$150,000 each to “provide accessibility upgrades in single-family residences focusing on the incorporation of design for life features”.

Council staff comments

Council staff understands that the lead sponsor of Bill 30-18 is comfortable with this pilot project approach. Both the bill and the non-competitive contract award approach would result in increasing the accessible housing stock in the County. If the non-competitive contract award approach does not elicit the response that the sponsors of the legislation desire, then the Council can proceed with the bill at a later date. If the Committee supports this approach, the Council could take action on the request to amend the Fiscal Year 2019 Operating Budget Non-Competitive Contract Award list on November 13. One item to note is that the non-competitive contract award would not require any additional appropriation since the source of funding would be the Housing Initiative Fund.

This packet contains:	<u>Circle #</u>
Bill 30-18	1
Legislative Request Report	6
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Bill No. 30-18
Concerning: Finance – Accessibility
Features Supplement - Established
Revised: 10/25/2018 Draft No. 3
Introduced: September 18, 2018
Expires: March 18, 2020
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

Lead Sponsor: Councilmember Leventhal
Co-Sponsors: Councilmembers Katz and Rice, Council President Riemer,
Council Vice-President Navarro, and Councilmembers Huckler, Elrich, Berliner, and Floreen

AN ACT to:

- (1) provide for a supplement for meeting a Level I or Level II accessibility standard on a single family residence; and
- (2) generally amend County law governing financial incentives for accessibility features.

By adding

Montgomery County Code
Chapter 20, Finance
Article XVII, Accessibility Features Supplement
Section 20-84

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

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

1 Sec. 1. Article XVII (Section 20-84) is added to Chapter 20 as follows:

2 Article XVII. Accessibility Features Supplement.

3 20-84. Level I and Level II Accessibility Features Supplement.

4 (a) Definitions. In this Section, the following terms have the meaning
5 indicated:

6 Department means the Department of Finance.

7 Director means the Director of the Department or the Director's
8 designee.

9 Eligible costs means costs that are:

10 (1) incurred within 12 months before the [[property owner]]
11 non-profit organization submits an application to the
12 Department for the supplement;

13 (2) for an accessibility feature authorized under this Section,
14 including reasonable costs to install the feature;

15 (3) paid by the applicant and not, or will not be, reimbursed by
16 any entity; and

17 (4) in excess of \$500.

18 Accessibility Feature means a permanent addition to a single family
19 residence that is a requirement under a Level I or Level II Accessibility
20 Standard.

21 Level I Accessibility Standard means a permanent addition to a single
22 family residence that includes at least one no-step entrance located at any
23 entry door to the house that is connected to an accessible route to a place
24 to visit on the entry level, a usable powder room or bathroom, and a
25 32-inch nominal clear width interior door as further defined and described
26 in Executive Regulations adopted under Method 2.

27 Level II Accessibility Standard means permanent additions to a single
 28 family residence that provides all of the Level I Accessibility Standards
 29 plus an accessible circulation path that connects the accessible entrance
 30 to an accessible kitchen, a full bath, and at least one accessible bedroom,
 31 as further defined and described in Executive Regulations adopted under
 32 Method 2.

33 Non-profit organization means a non-profit organization that has tax
 34 exempt status under Section 501(c)(3) of the Internal Revenue Code.

35 Single family residence means an attached or detached single family
 36 home.

37 (b) Supplement established. A non-profit organization may receive a
 38 supplement for the cost of features that achieve Level I or Level II
 39 Accessibility Standards.

40 (c) Amount of Supplement. The supplement permitted by this Section must
 41 be as follows:

42 (1) For features meeting Level I Accessibility Standards, certified
 43 costs of up to \$3,000 less any funds or assistance received for the
 44 accessibility feature.

45 (2) For features meeting Level II Accessibility Standards, certified
 46 costs of up to \$10,000 less any funds or assistance received for the
 47 accessibility feature.

48 (d) Annual Limit on Amount of Supplement Granted.

49 (1) During any tax year, the total of all supplements granted under this
 50 Section must not exceed \$500,000.

51 (2) Supplements must be granted in the order in which the Department
 52 receives completed applications under subsection (e).

53 (3) A complete application that, if granted, would cause the limit set
 54 in paragraph (1) of this subsection to be exceeded, must be granted
 55 in the next fiscal year or years based on the order in which the
 56 Department of Finance received the application.

57 (e) Application for the Supplement.

58 (1) To receive the supplement, a [[property owner]] non-profit
 59 organization must submit an application to the Department:

60 (A) in the format the Department requires;

61 (B) that includes a copy of the building permit to install the
 62 feature;

63 (C) that includes any document that the Department requires;

64 (D) that includes a certification from the Department of
 65 Permitting Services, indicating that the features for which
 66 the supplement is sought has been [[property]] properly
 67 installed; and

68 (E) on or before the date set in the regulations.

69 (2) The Department must only accept one application for a [[credit]]
 70 supplement under this Section for each property during a single tax
 71 year.

72 (f) Administration.

73 (1) The County Executive may adopt regulations under Method (2) to
 74 administer this Section.

75 (2) The Department must submit a written report to the Council by
 76 October 1 of each year for the preceding fiscal year. The report
 77 must include the following:

78 (A) number of applicants;

79 (B) number of applications approved;

- 80 (C) modification made by the applicant; and
- 81 (D) efforts to promote the supplement.
- 82 (g) Publicity. The Department must publicize the supplement in a way
- 83 designed to inform those most likely to benefit from the supplement.

84 *Approved:*

85 _____
Hans Riemer, President, County Council Date

86 *Approved:*

87 _____
Isiah Leggett, County Executive Date

88 *This is a correct copy of Council action.*

89 _____
Megan Davey Limarzi, Esq., Clerk of the Council Date

LEGISLATIVE REQUEST REPORT

Bill 30-18

Finance – Accessibility Features Supplement – Established

DESCRIPTION: Bill 30-18 would provide for a supplement for meeting a Level I or Level II accessibility standard on a single family residence.

PROBLEM: The current design for life tax credit program is only for homeowners.

GOALS AND OBJECTIVES: To provide funds for non-profit organizations to renovate homes to make them visitable and livable.

COORDINATION: Departments of Finance and Permitting Services

FISCAL IMPACT: To be requested

ECONOMIC IMPACT: To be requested

EVALUATION: To be requested.

EXPERIENCE ELSEWHERE: To be researched.

SOURCE OF INFORMATION: Amanda Mihill, Legislative Attorney 240-777-7815

APPLICATION WITHIN MUNICIPALITIES: The supplement would be available county-wide

PENALTIES: N/A



MONTGOMERY COUNTY COUNCIL
ROCKVILLE, MARYLAND

MEMORANDUM

TO: Councilmembers
FROM: George Leventhal, Councilmember *George Leventhal*
DATE: September 12, 2018
SUBJECT: Bill 30-18, Accessibility Features Supplement – Established

On Tuesday, I will be introducing Bill 30-18, Accessibility Features Supplement- Established, which is attached. The goal of this bill is to make home improvements that provide accessibility more affordable and available to seniors and those who have differing abilities. Bill 30-18 would provide a supplement to non-profit organizations that provide home construction services to seniors and those with differing abilities that meet Level I or Level II accessibility standards. These include things such as ramps, walk-in showers, larger doorways, etc.

Five years ago, I introduced Bill 5-13, Property Tax Credit – Accessibility Features, which is also known as the Design for Life Bill. This law provides homeowners with a property tax credit for installing certain accessibility features in an existing residence; however, this law did not go far enough. Non-profit organizations that are performing the work cannot apply for assistance because they are not the property owner.

Under the Design for Life tax credit program, a property owner applies for reimbursement for cost incurred. Bill 30-18 would parallel the Design for Life tax credit by allowing non-profit organizations that perform home renovation projects for low-income seniors or individuals with differing abilities to be reimbursed for a percentage of their expenses for repairs and renovations meeting either the Level I (Visit-Ability) accessibility standard which includes:

- at least one no-step entrance located at any entry door to the house that is connected to an accessible route to a place to visit on the entry level (front door, back door, side door (any door), deck or through the garage) connected to an accessible route to a place to visit on that level.
- A useable powder room or bathroom.
- Interior door (s) with 32-inch clear width opening within the visit-able area.

Or Level II (Live-Ability) accessibility standard which includes the three basic design features of Level I, but also requires a circulation path that connects the accessible entrance to at least one-bedroom, full bath and kitchen.

Non-profit organizations in our area, such as Habitat for Humanity, Rebuilding Together and Housing Unlimited are working diligently to help many of our residents maintain accessible homes. In the last two years, Habitat for Humanity has completed home repairs and provided construction services for nearly 30 households, with fifteen of these projects having accessibility modifications.

Allowing these non-profit organizations to gain access to these funds would provide a helping hand to those in serious need and would help our residents retain their roots in our community. The total of all supplements granted under this program would not exceed \$500,000 during any tax year.

If you have any questions or if you would like to co-sponsor this bill, please contact Walton Harris. Thanks in advance for considering this bill.

Fiscal Impact Statement
Bill 30-18 - Accessibility Features Supplement

1. Legislative Summary

Bill 30-18 would provide for a supplement to a non-profit organization for meeting a Level I or Level II accessibility standard on a single-family residence. This bill generally amends County laws governing financial incentives for accessibility features.

2. An estimate of changes in County revenues and expenditures regardless of whether the revenues or expenditures are assumed in the recommended or approved budget. Includes source of information, assumptions, and methodologies used.

Bill 30-18 will affect the Department of Housing and Community Affairs (DHCA), the Department of Permitting Services (DPS), and the Department of Finance. DHCA will need to develop regulations to establish non-profit qualifications for a payment; applications for program participation and workflow for processing of applications, payment submissions, tracking and reporting. DPS will process the design for life building permits, conduct the inspections under the building permits, and certify the expenses that relate to making the house Level I or Level II accessible. These are labor intensive permits to process and inspect to ensure compliance. Presumably, there will be an increase in such permits. The Department of Finance will need to work with DHCA to track payouts under this program and apply resources to track carryover if the volume of entities eligible for payments results in more than \$500,000 in payments in any fiscal year. There will need to be accounting and reporting as well. Invariably, there may be disputes and appeals of eligibility for payments which will also require resources.

This Bill would provide payments of up to an aggregate of \$500,000 per year with eligible payments beyond \$500,000 rolling over to the next fiscal year. It is not clear whether it is intended that these payments be in addition to, or in lieu of the property tax credit program of up to an aggregate of \$500,000 per year for the property owners.

Given payments for providing Level I and Level II accessibility standards range between \$3,000 to \$10,000 per house, this Bill would assist between 50 and 167 homes annually if \$500,000 is spent each year. DHCA expects that a 1.0 FTE for a Program Manager II would be needed to implement this new program. It is estimated that Bill 30-18 would require approximately \$107,000 in new expenditures for staffing based on a need of 1.0 new FTE to administer and implement the requirements. Additionally, year 1 IT costs are estimated at \$38,000 to develop an online application intake system and a case management system with annual IT maintenance costs of \$5,000.

DPS and Finance assume there will be no changes in their expenditures. This Bill does not impact revenues.

3. Revenue and expenditure estimates covering at least the next 6 fiscal years.

	Expenditures	Revenue
Year 1	\$645,000	\$ -
Year 2	\$612,000	\$ -
Year 3	\$612,000	\$ -
Year 4	\$612,000	\$ -
Year 5	\$612,000	\$ -
Year 6	\$612,000	\$ -
Total	\$3,705,000	\$ -

Year 1 assumes IT startup costs, personnel costs, and program costs.

Years 2-6 assumes IT maintenance costs, personnel costs, and program costs.

4. An actuarial analysis through the entire amortization period for each bill that would affect retiree pension or group insurance costs.

Not Applicable

5. An estimate of expenditures related to County's information technology (IT) systems, including Enterprise Resource Planning (ERP) systems.

This is a new payment program in the nature of a grant and would require establishment of a tracking program for the eligibility, payouts, rollovers, accounting and audit of payments made under the program. It is estimated that it would cost \$38,000 to develop this system. This estimate is based on the cost of a senior IT developer (contractor) working 40 hours per week at \$95/hour. Developing a case management system capable of the above-mentioned specifications would take approximately 2 months. Additionally, DHCA would establish an online application intake system. This is estimated to take about a half month to develop. These estimates are consistent with DHCA's development of similar IT Case Management Systems.

System Type	Weeks	Hr/wk	Rate	Cost
Case Management System	8	40	\$95/hr	\$30,400
Online Application Intake System	2	40	\$95/hr	\$7,600
Total				\$38,000

DHCA estimates an annual IT maintenance of \$5,000.

6. Later actions that may affect future revenue and expenditures if the bill authorizes future spending.

The point of the bill is to facilitate payments to non-profits. Since there are no standards or criteria established as to what makes a non-profit eligible, it is possible that entities could be created for the express purpose of receiving payments under this program. Payments for a given house could range between \$3,000 to \$10,000 per house. With the Design for Life Property Tax Credits, the volume of Design for Life permits has grown significantly in recent years. It is possible that people could create non-profits and the payments could max out or even exceed the cap and roll over into future years.

7. An estimate of the staff time needed to implement the bill.

See #2

8. An explanation of how the addition of new staff responsibilities would affect other duties.

It is estimated that \$645,000 would be needed in the first full year of implementation.

9. An estimate of costs when an additional appropriation is needed.

See #3

10. A description of any variable that could affect revenue and cost estimates.

The number of requests for payment, changes in county labor costs and overhead, the volume of work and any need for overtime to address volume could affect payments. This is a payment program and not a revenue program.

11. Ranges of revenue or expenditures that are uncertain or difficult to project.

Expenditures will depend on the size and volume of requests for the credits and could range from \$0 to \$500,000.

12. If a bill is likely to have no fiscal impact, why that is the case.

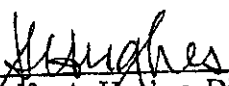
Not Applicable

13. Other fiscal impacts or comments.

Not Applicable

14. The following contributed to and concurred with this analysis:

Diane Jones, Department of Permitting Services
Clarence Snuggs, Department of Housing and Community Affairs
Tim Goetzinger, Department of Housing and Community Affairs
Alex Espinosa, Department of Finance
Alison Dollar, Office of Department Management and Budget
Pofen Salem, Office of Management and Budget



Jennifer A. Hughes, Director
Office of Management and Budget

10/8/18
Date

Economic Impact Statement
Bill 30-18, Finance -- Accessibility Features Supplement -- Established

Background:

Bill 30-18 would:

- (1) provide for a supplement for meeting Level I or Level II accessibility standards on a single-family residence
- (2) generally amend County laws governing financial incentives for accessibility features

The current design for life tax credit is only for homeowners. Bill 30-18 parallels the Design for Life tax credit by allowing non-profit organizations that provide home renovation projects for low-income seniors or individuals with differing abilities to be reimbursed for a percentage of their expenses for repairs and renovations meeting the specified accessibility standards.

1. The sources of information, assumptions, and methodologies used.

There were no sources of information, assumptions, or methodologies needed in the formulation of this economic impact statement. The total of all supplements granted under this bill would not exceed \$500,000 during any tax year.

2. A description of any variable that could affect the economic impact estimates.

Estimates will vary depending on the size and volume of requests for the credit. If the number of requests for the credit is low, then the maximum total credits allowed may not be met. As noted in the fiscal impact statement for the bill, the Department of Permitting Services anticipates that payments will exceed the maximum threshold and roll into future years given the significant growth of the Design for Life permits in recent years.

3. The Bill's positive or negative effect, if any on employment, spending, savings, investment, incomes, and property values in the County.

The bill is intended to allow for non-profit organizations to gain access to funds that could help residents retain roots in the County and provide heightened accessibility options for those in serious need. The legislation is not anticipated to have any measurable effect on employment, spending, savings, investment, or incomes in the County. The bill may result in slightly higher resale values for homes that are modified to make them more accessible. The impact is expected to be very minor as the annual allowable credits are capped and non-profit organizations will likely choose to make modifications that will result in the highest possible payback from the credit.

4. If a Bill is likely to have no economic impact, why is that the case?

Please see paragraph 3.

5. The following contributed to or concurred with this analysis:

David Platt, Dennis Hetman -- Department of Finance.


Alexandre Espinosa, Director
Department of Finance


Date



2

October 9, 2018

Montgomery County Council
Stella Werner Council Office Building
100 Maryland Avenue
Rockville, MD 20850

Testimony regarding Bill 30-18 – Finance- Accessibility Features Supplement

Good Afternoon,

My name is John Paukstis, President & CEO of Habitat for Humanity Metro Maryland, a non-profit affordable homeownership provider working in Montgomery County since 1982.

I would like express Habitat for Humanity Metro Maryland's strong support for Bill 30-18 and to thank Councilmember George Leventhal for introducing this bill and Councilmembers Katz, Reimer, Navarro, Hucker, Elrich, Berliner, and Floreen for co-sponsoring this legislation.

As Montgomery County's population ages, it becomes more important than ever to ensure that our housing stock can properly accommodate our residents. Through our home repair program, we frequently encounter seniors looking to age in their homes but who lack the money needed to make necessary accessibility improvements that will allow them to do so.

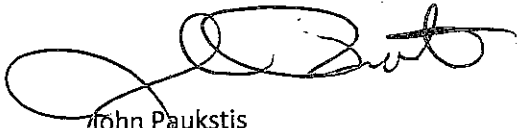
We believe that the Design for Life Tax Credit legislation passed nearly 5 years ago is a great incentive for residents to make their homes livable for family members of all ages and abilities. That said, the clientele that Habitat for Humanity works with, cannot afford to make improvements on their own and therefore do not qualify for the tax credit. Moreover, non-profits making and paying for accessibility improvements are not the property owners and therefore do not qualify for the tax credit either.

Bill 30-18 would provide a supplement to non-profit organizations for providing Level 1 and Level 2 Design for Life construction services to low-income homeowners in need of accessibility modifications. This bill could drastically increase the non-profit sector's ability to provide accessibility improvements by reimbursing a portion of the cost of design for life improvements, increasing the non-profit's capacity to take on more clients and retrofit more homes across the County.

In the past two years alone, Habitat for Humanity has served nearly 30 seniors through its repair program and provided accessibility improvements in 15 of those homes. Nearly all of those homes needed accessibility improvements but in some cases health and safety issues were prioritized as more critical needs and accessibility improvements could not be made due to funding caps. Bill 30-18 could be used to supplement health and safety repair money to ensure that homeowners who also need accessibility improvements can access them.

Again, we thank the council for their support of this bill so far and hope to see it pass in the coming month. Thank you for your time and consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "John Paukstis". The signature is fluid and cursive, with a large initial "J" and a long, sweeping underline.

John Paukstis
President & CEO
Habitat for Humanity Metro Maryland, Inc.

October 9, 2018

Montgomery County Council
Stella Werner Council Office Building
100 Maryland Avenue
Rockville, MD 20850

Testimony regarding Bill 30-18 – Finance- Accessibility Features Supplement

Good Afternoon,

My name is Mark McCaffrey, Executive Director of Rebuilding Together Montgomery County. We are a local based nonprofit working in the field of affordable housing and have been working to provide Safe and Healthy housing for Montgomery County homeowners since 1990.

I wish to express Rebuilding Together Montgomery County’s profound support of Bill 30-18, and I wish to convey our thanks to Councilmember Leventhal for his ongoing support of the needs of Montgomery County residents in the field of affordable housing, and furthermore for his introduction of this legislation. I further wish to express my gratitude on behalf of those we serve, to Councilmembers Floreen, Katz, Berliner, Reimer, Hucker, Elrich and Navarro for co-sponsoring bill 30-18.

The low income population that Rebuilding Together Montgomery County serves, lack the resources for the improvements needed to ensure safe access and egress, along with the other health and mobility challenges they face. Sadly our clients, due to their inability to afford these needed improvements, do not qualify for the “Design for Life” Tax Credits legislation adopted November 25th 2014 on either level one or two. Furthermore, as nonprofits undertaking said accessibility improvements, are not the owners of said homes, and therefore do not qualify for tax credits under Executive Regulation 3-14.

Here in Montgomery County we have some of the oldest housing stock in Maryland, and as our residents continue to age we need to adapt said homes to ensure our older and aging population can age in place. Our work relies on funding to ensure we can address the accessibility improvement needs of our aging population and this supplemental funding under bill 30-18 would help provide level 1 and 2 Design for Life construction services funding, to address our low income home owners accessibility needs.

The additional funding provided under bill 30-18 would allow us, the non-profit sector, to reach more clients and increase accessibility improvements across the county, as we benefit the lives of more Montgomery County’s aging residents experiencing increasing accessibility challenges.

Our experience in providing services for low income homeowners shows that 80% of our clients are older adults, almost all of whom require some form of accessibility improvements.

Sadly not all received the required improvements due to funding constraints. As with other nonprofits, other critical Safety and health immediate needs took priority. The funding allowed under Bill 30-18 is essential in allowing more homes to receive essential accessibility improvements.

Respectfully submitted in support of Bill 30-18.

Mark McCaffrey
Executive Director
Rebuilding Together Montgomery County

B 30-18

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COMMISSION ON AGING

October 15, 2018

RECEIVED
MONTGOMERY COUNTY
OCT 16 AM 9:19

The Honorable Hans Riemer
Montgomery County Council
100 Maryland Avenue
Rockville, MD 20850

Good Afternoon,

The Montgomery County Commission on Aging (COA) writes to express the COA's strong support for Bill 30-18 and to thank Councilmember George Leventhal for introducing this bill and Councilmembers Katz, Reimer, Navarro, Hucker, Elrich, Berliner, and Floreen for co-sponsoring this legislation.

As Montgomery County's population ages, it becomes more important than ever to ensure that our housing stock can properly accommodate our residents. Non-profits like Habitat for Humanity and the NEXUS Program that affords health care information and management for people age 65+ frequently encounter seniors looking to age in their homes but who lack the money needed to make necessary accessibility improvements that will allow them to do so.

We believe that the Design for Life Tax Credit legislation passed nearly 5 years ago is a great incentive for residents to make their homes livable for family members of all ages and abilities. Please be mindful that low-income older adults cannot afford to make improvements on their own and therefore do not qualify for the tax credit. Moreover, non-profits making and paying for accessibility improvements are not the property owners and therefore do not qualify for the tax credit either.

Bill 30-18 would provide a supplement to non-profit organizations for providing Level 1 and Level 2 Design for Life construction services to low-income homeowners in need of accessibility modifications. This bill could drastically increase the non-profit sector's ability to provide accessibility improvements by reimbursing a portion of the cost of design for life improvements, increasing the non-profit's capacity to take on more clients and retrofit more homes across the County.

In the past two years alone, Habitat for Humanity has served nearly 30 seniors through its repair program and provided accessibility improvements in 15 of those homes. Nearly all of those homes needed accessibility improvements, but in some cases health and safety issues were prioritized as more critical needs and accessibility improvements could not be made due to funding caps. Bill 30-18 could be used to supplement health and safety repair money to ensure that homeowners who also need accessibility improvements can access them. Thank you for your consideration of COA's views.

Sincerely,
Isabelle Schoenfeld

Isabelle Schoenfeld, Chair
Commission on Aging

cc: Councilmembers

Department of Health and Human Services

401 Hungerford Drive, 4th Floor, Rockville, Maryland, 20850 240-777-1120, FAX 240-777-1436

www.montgomerycountymd.gov/hhs

17



OFFICES OF THE COUNTY EXECUTIVE

Isiah Leggett
County Executive

Timothy L. Firestine
Chief Administrative Officer

MEMORANDUM

October 23, 2018

TO: Hans Riemer, President, County Council

FROM: *TLF* Timothy L. Firestine, Chief Administrative Officer *Timothy L. Firestine*

SUBJECT: Request to Amend the Fiscal Year 2019 Operating Budget Resolution 18-1144 Section G, for the Designation of Entities for Non-Competitive Contract Award Status

The following is a request to amend the Fiscal Year (FY) 2019 Operating Budget Resolution 18-1144, Section G, and the FY19 Designation of Entities for Non-Competitive Contract Award Status, for the Department of Housing and Community Affairs (DHCA).

The amended FY19 Operating Budget Resolution 18-1144, Section G, FY19 Designation of Entities for Non-Competitive Contract Award Status will reflect the following:

DHCA will establish a new contract with Rebuilding Together Montgomery County, Inc. in the amount of \$150,000 to read, "Provide accessibility upgrades in single-family residences focusing on the incorporation of design for life features."

DHCA will establish a new contract with Habitat for Humanity Metro Maryland, Inc. in the amount of \$150,000 to read, "Provide accessibility upgrades in single-family residences focusing on the incorporation of design for life features."

The contracts listed above are funded from existing Montgomery Housing Initiative fund appropriation for FY19.

I have determined that amendment of the contracts with these entities serves a public purpose and is in the public interest. Therefore, I recommend that the Council amend the Miscellaneous Provision in Section G of Resolution 18-1144 for the FY19 Designation of Entities for Non-Competitive Award.

TLF:tjg

Hans Riemer, President, County Council
October 23, 2018
Page 2

Attachment: Amendment to Section G, FY19 Designation of Entities for Non-Competitive
Contract Award

c: Alexandre Espinosa, Director, Department of Finance
Bonnie A. Kirkland, Assistant Chief Administrative Officer
Cherri Branson, Director, Office of Procurement
Jennifer A. Hughes, Director, Office of Management and Budget
Ken Silverman, Chief of Staff to Council President
Clarence Snuggs, Director, Department of Housing and Community Affairs
Tim Goetzinger, Chief of Finance and Administration, Department of Housing and
Community Affairs

Resolution No: _____
Introduced: _____
Adopted: _____

COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND

By: County Council

SUBJECT: Amendment to Fiscal Year 2019 Operating Budget
Resolution 18-1144, Section G, Fiscal Year 2019 Designation of Entities for
Non-Competitive Contract Award Status

Background

1. 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) 2019 Designation of Entities for Non-Competitive Contract Award status resolution to include the agencies listed below.
2. The Chief Administrative Officer has determined that funding for the contracts with these entities serves a public purpose and that such an expense would be in the public interest.
3. The Department of Housing and Community Affairs (DHCA) will fund the contracts with Providers listed below from existing Montgomery Housing Initiative fund appropriation for FY19.
4. The Department will establish new contracts with Rebuilding Together Montgomery County, Inc. and with Habitat for Humanity Metro Maryland, Inc. for provision of services as stated in the amended FY19 Operating Budget Resolution 18-1144, Section G, FY19 Designation of Entities for Non-Competitive Contract Award.

ACTION

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

The Council approves an amendment to the Designation of Entities for Non-Competitive Contract Award and thereby amends Resolution 18-1144, Section G, FY19 Designation of Entities for Non-Competitive Contract Award. The Chief Administrative Officer has recommended this action and stated that establishing a contract with this vendor serves a public purpose and is in the public interest.

The FY19 Designation of Entities for Non-Competitive Contract Award Status resolution is amended to reflect:

DHCA will establish a new contract with Rebuilding Together Montgomery County, Inc. in the amount of \$150,000 to read, "Provide accessibility upgrades in single-family residences focusing on the incorporation of design for life features."

DHCA will establish a new contract with Habitat for Humanity Metro Maryland, Inc. in the amount of \$150,000 to read, "Provide accessibility upgrades in single-family residences focusing on the incorporation of design for life features."

This is a correct copy of Council action.

Megan Davey Limarzi, Esq.
Clerk of the Council