

MEMORANDUM

December 4, 2009

TO: County Council

FROM: Vivian Yao, Legislative Analyst *vy*

SUBJECT: Public Hearing/Action: Supplemental Appropriation to the FY10 Operating Budget  
Montgomery County Government  
Department of Health and Human Services  
Positive Youth Development–Up County Youth Opportunity Center–\$450,000  
(Source: Federal Grant)

**Fiscal Impact: There is no anticipated fiscal impact to the County during the grant term, which expires after June 2012.**

On November 5, the County Executive requested the approval of a supplemental appropriation of \$450,000 to support a new Up County Youth Opportunity Center (©1). The source of funding for the request is a federal grant from the United States Department of Justice, Office of Justice Programs (OJP) and the Bureau of Justice Assistance. A draft resolution is attached at ©2-3, and a copy of the grant notification is attached at ©4-6.

The Council introduced the appropriation on November 24, 2009. A public hearing has been scheduled immediately preceding the Council's action on the appropriation.

The appropriation is requested to support linguistically and culturally appropriate prevention and intervention services similar to those provided at the Crossroads Youth Opportunity Center in the Takoma/Langley Park area. The Up County Youth Opportunity Center will serve the Gaithersburg, Germantown, and Montgomery Village neighborhoods and target youth ages 16-22 that are involved in gangs or at risk for joining gangs. Services will be available for families of youth served at the center. A specific site has not been selected for the center, but the Department expects the vendor selected to absorb the costs for the site.

The federal grant provides \$450,000 over a three-year period which expires in June 2012. No personnel are being hired with this funding. The Department reports that it will continue to look for grant funds (including additional earmark dollars) to support services. If additional funding is not available when the Federal grant expires, however, services will not continue.

**Council staff recommends approval of the appropriation requests.**

Bud, FY10, 9/20/09



052405

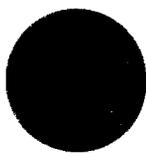
LAM  
ce  
JCF  
LL  
V4

Isiah Leggett  
County Executive

OFFICE OF THE COUNTY EXECUTIVE  
ROCKVILLE, MARYLAND 20850

MEMORANDUM

November 5, 2009



2009 NOV - 6 PM 4: 51

RECEIVED  
MONTGOMERY COUNTY  
COUNCIL

TO: Phil Andrews, President, County Council  
FROM: Isiah Leggett, County Executive *[Signature]*  
SUBJECT: Supplemental Appropriation #10-290 to the FY10 Operating Budget  
Montgomery County Government  
Department of Health and Human Services  
Positive Youth Development - Up County Youth Opportunity Center (\$450,000)

I am recommending a supplemental appropriation to the FY10 Operating Budget of the Department of Health and Human Services (DHHS) in the amount of \$450,000 for the Positive Youth Development Program. This appropriation will fund a new Up County Youth Opportunity Center (UYOC).

This increase is needed because the United States Department of Justice, Office of Justice Programs (OJP), and the Bureau of Justice Assistance have awarded funds to Montgomery County DHHS to finance a new UYOC, which will serve the Gaithersburg, Germantown, and Montgomery Village neighborhoods. Similar services are currently provided through the Crossroads Youth Opportunity Center (CYOC), which is located in the Takoma/Langley Park area. The UYOC will provide similar services as the CYOC, which will include prevention and intervention services through strategic public and private collaborations that are linguistically and culturally appropriate for addressing the unique needs of at-risk youth. The target population for services through the UYOC will include youth between the ages of 16 to 22 that are involved in gangs or at risk for joining gangs. Services will also be available to the families of youth served at the Center. A specific site has not yet been selected to house the UYOC; however, the Department expects that the vendor selected will absorb the cost for the site.

I recommend that the County Council approve this supplemental appropriation in the amount of \$450,000 and specify the source of funds as Federal; Office of Justice Programs grant funds.

I appreciate your prompt consideration of this action.

Attachment: Supplemental Appropriation #10-290

- cc: Joseph F. Beach, Director, Office of Management and Budget
- Uma S. Ahluwalia, Director, Department of Health and Human Services
- Kathleen Boucher, Assistant Chief Administrative Officer
- Sherry D. White, Chief Operating Officer, DHHS
- Beryl Feinberg, Manager, Office of Management and Budget
- Kate Garvey, Chief, Children, Youth, and Family Services, DHHS
- Kim Mayo, Budget Lead, Department of Health and Human Services

①

Resolution No.: \_\_\_\_\_  
Introduced: November 24, 2009  
Adopted: \_\_\_\_\_

COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND

---

By: Council President at the Request of the County Executive

---

SUBJECT: Supplemental Appropriation #10-290 to the FY10 Operating Budget  
Montgomery County Government  
Department of Health and Human Services  
Positive Youth Development - Up County Youth Opportunity Center (\$450,000)

Background

1. Section 307 of the Montgomery County Charter provides that any supplemental appropriation shall be recommended by the County Executive who shall specify the source of funds to finance it. The Council shall hold a public hearing on each proposed supplemental appropriation after at least one week's notice. A supplemental appropriation that would comply with, avail the County of, or put into effect a grant or a Federal, State or County law or regulation, or one that is approved after January 1 of any fiscal year, requires an affirmative vote of five Councilmembers. A supplemental appropriation for any other purpose that is approved before January 1 of any fiscal year requires an affirmative vote of six Councilmembers. The Council may, in a single action, approve more than one supplemental appropriation. The Executive may disapprove or reduce a supplemental appropriation, and the Council may reapprove the appropriation, as if it were an item in the annual budget.
2. The County Executive has requested the following FY10 Operating Budget appropriation increase for the Department of Health and Human Services:

<u>Personnel Services</u>	<u>Operating Expenses</u>	<u>Capital Outlay</u>	<u>Total</u>	<u>Source of Funds</u>
\$0	\$450,000	\$0	\$450,000	Federal - Office of Justice Programs Grant

3. This increase is needed because the United States Department of Justice, Office of Justice Programs (OJP), and the Bureau of Justice Assistance have awarded funds to Montgomery County DHHS to finance a new Up County Youth Opportunity Center (UYOC), which will serve the Gaithersburg, Germantown, and Montgomery Village neighborhoods. Similar services are currently provided through the Crossroads Youth Opportunity Center (CYOC), which is located in the Takoma/Langley Park area. The UYOC will provide similar services as the CYOC, which will include prevention and intervention services through strategic public and private collaborations that are linguistically and culturally appropriate for addressing the unique needs of at-risk youth. The target population for services through the UYOC will include youth between the ages of 16 to 22 that are involved in gangs or at risk for joining gangs. Services will also be available to the families of youth served at the Center. A specific site has not yet been selected to house the UYOC; however, the Department expects that the vendor selected will absorb the cost for the site.
4. The County Executive recommends a supplemental appropriation to the FY10 Operating Budget in the amount of \$450,000 for the Positive Youth Development Program, to fund a new Up County Youth Opportunity Center and has specified that the source of funds will be Federal Office of Justice Programs grant funds.
5. Notice of public hearing was given, and a public hearing was held.

Action

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

A supplemental appropriation to the FY10 Operating Budget of the Department of Health and Human Services is approved as follows:

<u>Personnel Services</u>	<u>Operating Expenses</u>	<u>Capital Outlay</u>	<u>Total</u>	<u>Source of Funds</u>
\$0	\$450,000	\$0	\$450,000	Federal - Office of Justice Programs Grant

This is a correct copy of Council action.

---

Linda M. Lauer, Clerk of the Council



Department of Justice  
Office of Justice Programs  
Bureau of Justice Assistance

Grant

PAGE 1 OF 3

1. RECIPIENT NAME AND ADDRESS (Including Zip Code) Montgomery County Department of Health 401 Hungerford Drive 5th Floor Rockville, MD 20850-4155		4. AWARD NUMBER: 2009-D1-BX-0307	
		5. PROJECT PERIOD: FROM 07/01/2009 TO 06/30/2012 BUDGET PERIOD: FROM 07/01/2009 TO 06/30/2012	
		6. AWARD DATE 09/21/2009	7. ACTION Initial
1A. GRANTEE IRS/VENDOR NO. 526000983	8. SUPPLEMENT NUMBER 00		
		9. PREVIOUS AWARD AMOUNT \$ 0	
3. PROJECT TITLE Up County Youth Opportunity Center Project		10. AMOUNT OF THIS AWARD \$ 450,000	
		11. TOTAL AWARD \$ 450,000	
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).			
13. STATUTORY AUTHORITY FOR GRANT This project is supported under FY09 (BJA - Congressionally Recommended) Pub. L. No. 111-8, 123 Stat. 524, 580			
15. METHOD OF PAYMENT PAPRS			
AGENCY APPROVAL		GRANTEE ACCEPTANCE	
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Mary Lou Leary Acting Assistant Attorney General		18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Kathleen Boucher Assistant Chief Administrative Officer	
17. SIGNATURE OF APPROVING OFFICIAL 		19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL 	19A. DATE 10/29/09
AGENCY USE ONLY			
20. ACCOUNTING CLASSIFICATION CODES FISCAL FUND BUD. DIV. YEAR CODE ACT. OFC. REG. SUB. POMS AMOUNT X B D1 30 00 00 450000		21. ID1UGT5707	

OJP FORM 4000/2 (REV. 3-87) PREVIOUS EDITIONS ARE OBSOLETE.

OJP FORM 4000/2 (REV. 4-88)

4



Department of Justice  
Office of Justice Programs  
Bureau of Justice Assistance

**AWARD CONTINUATION  
SHEET  
Grant**

PAGE 2 OF 3

PROJECT NUMBER 2009-D1-BX-0307

AWARD DATE 09/21/2009

*SPECIAL CONDITIONS*

1. The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues (if any) from OMB Circular A-133 audits (and any other audits of OJP grant funds) are not satisfactorily and promptly addressed, as further described in the current edition of the OJP Financial Guide, Chapter 19.
4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of OJP.
5. The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by -

mail:

Office of the Inspector General  
U.S. Department of Justice  
Investigations Division  
950 Pennsylvania Avenue, N.W.  
Room 4706  
Washington, DC 20530

e-mail: [oig.hotline@usdoj.gov](mailto:oig.hotline@usdoj.gov)

hotline: (contact information in English and Spanish): (800) 369-4499

or hotline fax: (202) 616-9881

Additional information is available from the DOJ OIG website at [www.usdoj.gov/oig](http://www.usdoj.gov/oig).

6. The recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.
7. The recipient may not obligate, expend or draw down funds until the Office of the Chief Financial Officer (OCFO) has approved the budget and budget narrative and a Grant Adjustment Notice (GAN) has been issued to remove this special condition.



Department of Justice  
Office of Justice Programs  
Bureau of Justice Assistance

AWARD CONTINUATION  
SHEET  
Grant

PAGE 3 OF 3

PROJECT NUMBER 2009-D1-BX-0307

AWARD DATE 09/21/2009

*SPECIAL CONDITIONS*

8. No portion of these federal grant funds shall be used towards any part of the annual cash compensation of any employee of the grantee whose total annual cash compensation exceeds 110% of the maximum salary payable to a member of the Federal government's Senior Executive Service at an agency with a Certified SES Performance Appraisal System for that year.

This prohibition may be waived on an individual basis at the discretion of the Assistant Attorney General for OJP.

9. Grantee agrees to comply with the requirements of 28 C.F.R. Part 46 and all Office of Justice Programs policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.
10. Grantee agrees to comply with all confidentiality requirements of 42 U.S.C. section 3789g and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. Grantee further agrees, as a condition of grant approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, section 22.23.