



**Committee:** Directly to Council  
**Committee Review:** N/A  
**Staff:** Gene Smith, Legislative Analyst  
**Purpose:** Final action – vote expected  
**Keywords:** Section G Amendment

AGENDA ITEM #8M  
July 26, 2022  
**Action**

## SUBJECT

Amendment to the County Government's FY23 Operating Budget Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Black Chamber of Commerce of Maryland; Black Business Council, Inc.; The Nonprofit Village Center, Inc.; Montgomery County Economic Development Corporation; and Conference and Visitor's Bureau

## EXPECTED ATTENDEES

None

## COUNCIL DECISION POINTS & COMMITTEE RECOMMENDATION

- N/A

## DESCRIPTION/ISSUE

Section G of Council Resolution 19-1285 authorizes non-competitive contract awards in FY23. The Chief Administrative Officer (CAO) recommends an amendment to Section G for certain FY23 non-competitive contracts due to inadvertent omissions during the budget publication. These amendments are consistent with the Council's approved FY23 appropriations.

## SUMMARY OF KEY DISCUSSION POINTS

- The Council may introduce and act on an amendment to an already approved resolution without waiving the rules of procedure.
- This resolution amends Section G of Council Resolution 19-1285 as follows:
  - Amends Black Chamber of Commerce of Maryland to note the correct FY23 purpose and award amount;
  - Adds the Black Business Council, Inc.'s FY23 purpose and award amount, which was approved by the Council in the FY23 Operating Budget;
  - Amends Nonprofit Village Center, Inc. to note the correct FY23 purpose and award amount;
  - Amends Montgomery County Economic Development Corporation to note the correct FY23 purpose and award amount; and
  - Amends Conference and Visitor's Bureau to note the correct FY23 purpose and award amount.
- All funding is supported through the approved FY23 appropriations and will be implemented by the Office of the County Executive.

**This report contains:**

CAO memorandum

© #1-2

Proposed resolution

© #3-5

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OFFICE OF THE COUNTY EXECUTIVE

Marc Elrich  
County Executive

Richard S. Madaleno  
Chief Administrative Officer

MEMORANDUM

July 18, 2022

TO: Gabe Alborno, President, County Council

FROM: Richard S. Madaleno, Chief Administrative Officer *RSM*

SUBJECT: Amendment to the Fiscal Year 2023 Operating Budget  
Resolution 19-1285, Section G, Fiscal Year 2023 Designation of Entities for  
Non-Competitive Contract Award Status

The Office of the County Executive (CEX) is requesting to amend the Fiscal Year (FY) 2023 Operating Budget Resolution 19-1285, Section G, and the FY22 Designation of Entities for Non-Competitive Contract Award Status to add or amend the awards as described below:

Named Entity	Purpose	Award
Black Chamber of Commerce of Maryland (Amended Award Amount)	Provides for technical assistance and training for minority business owners in Montgomery County.	\$752,700
Black Business Council, Inc. (Addition)	Provides for the creation of a business database to facilitate and expand participation in the County's Minority Female and Disabled-Owned Business Program	\$127,500
The Nonprofit Village Center, Inc. (Amended Award Amount)	Provides for operating support for an incubator for nonprofit organizations including shared office space, back-office support, equipment, training etc. Provide for support and training for nonprofits to facilitate and expand participation in the County's Minority Female and Disabled-Owned Business Program.	\$310,000
Montgomery County Economic Development Corporation (Amended Award Amount)	Provides for economic development efforts on behalf of Montgomery County as approved in Council Bill 25-15.	\$6,200,000
Conference and Visitor's Bureau (Amended Award Amount)	Provides for promotion of tourism in Montgomery County	\$2,132,834

Amendment to the Fiscal Year 2023 Operating Budget  
Resolution 19-1285, Section G, Fiscal Year 2023 Designation of Entities for  
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Resolution 19-1285 provides for funding and specifically names these organizations to implement a set of initiatives and programs. Section G of the Resolution is currently inconsistent with the details in the approved Budget language of the Resolution. These amendments are requested to correct Section G to reflect the approved intent of the budget Resolution.

Funds have been appropriated through Council Resolution 19-1285 for these awards and no further appropriations are required.

I have determined that these actions serve a public purpose and are in the public interest. Therefore, I recommend that the Council amend the Miscellaneous Provision in Section G of Resolution 19-1285 for the FY23 Designation of Entities for Non-Competitive Award.

RM:rs

Enclosure: Amendment to Section G, FY22 Designation of Entities for Non-Competitive  
Contract Award

cc: Joy Nurmi, Chief of Staff to Council President  
Fariba Kassiri, Deputy Chief Administrative Officer  
Jennifer Bryant, Director, Office of Management and Budget  
Avinash G. Shetty, Director, Office of Procurement

Resolution No.: \_\_\_\_\_  
Introduced: \_\_\_\_\_  
Adopted: \_\_\_\_\_

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND**

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By: County Council

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**SUBJECT:** Amendment to Fiscal Year 2023 Operating Budget Resolution 19-1285, Section G, Fiscal Year 2023 Designation of Entities for Non-Competitive Contract Award Status: Black Chamber of Commerce of Maryland; Black Business Council, Inc.; The Nonprofit Village Center, Inc.; Montgomery County Economic Development Corporation; and Conference and Visitor's Bureau

**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) 2023 Designation of Entities for Non-Competitive Contract Award status resolution to include the entities and award amounts 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 Office of the County Executive will fund the contracts with the entities listed below from the funds appropriated by the County Council for FY23. No additional appropriation is necessary.
4. The Office of the County Executive will:
  - Amend the amount of the award with the Black Chamber of Commerce of Maryland, to read \$752,700 for the purpose: “Provides for technical assistance and training for minority business owners in Montgomery County.”
  - Add a new award with Black Business Council, Inc., in the amount of \$127,500 for the purpose: “Provides for the creation of a business database to facilitate and expand participation in the County’s Minority Female and Disabled-Owned Business Program.”
  - Amend the amount and purpose of an award with The Nonprofit Village Center, Inc., to read \$310,000 for the purpose: “Provides for operating support for an

incubator for nonprofit organizations including shared office space, back-office support, equipment, training etc. and provides for support and training for nonprofits to facilitate and expand participation in the County's Minority Female and Disabled-Owned Business Program."

- Amend the amount of the award with the Montgomery County Economic Development Corporation to read \$6,200,000 for the purpose: "Provides for economic development efforts on behalf of Montgomery County as approved in Council Bill 25-15".
- Amend the amount of the award with Conference and Visitor's Bureau to read \$2,132,834 for the purpose: "Provides for promotion of tourism in Montgomery County".

### **Action**

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

The Council approves an amendment to the Designation of Entities for Non-Competitive Contract Award and thereby amends Resolution 19-1285, Section G, FY23 Designation of Entities for Non- Competitive Contract Award. The Chief Administrative Officer has recommended these actions and stated that these actions serve a public purpose and are in the public interest.

The FY23 Designation of Entities for Non-Competitive Contract Award Status resolution is amended to reflect that the Office of the County Executive will:

1. Amend the amount of the award with the Black Chamber of Commerce of Maryland, to read \$752,700 for the purpose: "Provides for technical assistance and training for minority business owners in Montgomery County."
2. Add a new award with the Black Business Council, Inc., in the amount of \$127,500 for the purpose: "Provides for the creation of a business database to facilitate and expand participation in the County's Minority Female and Disabled-Owned Business Program."
3. Amend the amount and purpose of an award with The Nonprofit Village Center, Inc., to read \$310,000 for the purpose: "Provides for operating support for an incubator for nonprofit organizations including shared office space, back-office support, equipment, training etc. and provides for support and training for nonprofits to facilitate and expand participation in the County's Minority Female and Disabled-Owned Business Program."
4. Amend the amount of the award with the Montgomery County Economic Development Corporation to read \$6,200,000 for the purpose: "Provides for economic development efforts on behalf of Montgomery County as approved in Council Bill 25-15".

5. Amend the amount of the award with the Conference and Visitor's Bureau to read \$2,132,834 for the purpose: "Provides for promotion of tourism in Montgomery County".

This is a correct copy of Council action.

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Judy Rupp  
Clerk of the Council