

**CITY OF BALTIMORE  
COUNCIL BILL 21-0121  
(First Reader)**

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Introduced by: President Mosby, Councilmembers Costello, Middleton, McCray, Conway,  
Schleifer, Stokes, Ramos, Torrence, Cohen

Introduced and read first time: September 13, 2021

Assigned to: Ways and Means Committee

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REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Department of Finance, City  
Administrator, Mayor's Office of Recovery Programs

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A BILL ENTITLED

1 AN ORDINANCE concerning

2 **American Rescue Plan Funds – Performance Oversight**

3 FOR the purpose of requiring the Director of the Department of Finance, with input from  
4 collaborating agencies, to provide the City Council with monthly reports, quarterly briefings,  
5 equity assessments, and annual reports regarding the disbursement and management of the  
6 \$641 million in federal funding the City of Baltimore has received from the State and Local  
7 Fiscal Recovery Fund to improve transparency and accountability for the pivotal task of  
8 responding to the economic impact of the COVID-19 pandemic; and providing for the  
9 termination of this Ordinance.

10 BY adding

11 Article 5 - Finance, Property, and Procurement  
12 Sections 49-1 through 49-2, to be under the new subtitle,  
13 “Subtitle 49. American Rescue Plan Funds”  
14 Baltimore City Code  
15 (Edition 2000)

16 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE,** That the  
17 Laws of Baltimore City read as follows:

18 **Baltimore City Code**

19 **Article 5. Finance, Property, and Procurement**

20 **SUBTITLE 49. AMERICAN RESCUE PLAN FUNDS**

21 **§ 49-1. DEFINITIONS.**

22 (A) *IN GENERAL.*

23 IN THIS SECTION, THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED.

EXPLANATION: CAPITALS indicate matter added to existing law.  
[Brackets] indicate matter deleted from existing law.

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1 (B) *DIRECTOR*.

2 "DIRECTOR" MEANS THE DIRECTOR OF THE DEPARTMENT OF FINANCE OR THE  
3 DIRECTOR'S DESIGNEE.

4 (C) *FUNDS*.

5 "FUNDS" MEANS THE \$641 MILLION BALTIMORE CITY HAS RECEIVED FROM THE STATE  
6 AND LOCAL FISCAL RECOVERY FUND.

7 **§ 49-2. OVERSIGHT.**

8 (A) *IN GENERAL*.

9 IN ORDER FOR THE CITY COUNCIL TO OVERSEE THE MANAGEMENT OF THE FUNDS, THE  
10 DIRECTOR, IN COLLABORATION WITH LEADERSHIP FROM OTHER CITY AGENCIES, SHALL  
11 PROVIDE THE CITY COUNCIL WITH:

- 12 (1) MONTHLY REPORTS;
- 13 (2) QUARTERLY BRIEFINGS;
- 14 (3) EQUITY REPORTS; AND
- 15 (4) ANNUAL REPORTS.

16 (B) *MONTHLY REPORTS*.

17 EACH MONTHLY REPORT SHALL:

- 18 (1) PROVIDE DATA AND METRICS REGARDING HOW THE FUNDS HAVE:
  - 19 (I) INCREASED THE EFFECTIVENESS OF CITY GOVERNMENT SERVICES;
  - 20 (II) BROADENED THE REACH OF CITY GOVERNMENT SERVICES;
  - 21 (III) MADE CITY GOVERNMENT SERVICES MORE EFFICIENT; OR
  - 22 (IV) MADE CITY GOVERNMENT SERVICES MORE SUSTAINABLE; AND
- 23 (2) IDENTIFY KEY PERFORMANCE INDICATORS, BENCHMARKS, AND TARGETS RELATING  
24 TO:
  - 25 (I) EQUITY, AS DEFINED IN ARTICLE 1, § 39-1 OF THE BALTIMORE CITY CODE;
  - 26 (II) POPULATION GROWTH;
  - 27 (III) LABOR AND EMPLOYMENT;

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1 (IV) ECONOMIC GROWTH, ESPECIALLY THE GROWTH OF MINORITY AND WOMEN-  
2 OWNED BUSINESSES; AND

3 (V) COMMUNITY BENEFIT.

4 (C) *QUARTERLY BRIEFINGS.*

5 EACH QUARTERLY BRIEFING SHALL INCLUDE FINANCIAL DISCLOSURES REGARDING:

6 (1) MONTHLY FUNDING ALLOCATIONS;

7 (2) LIMITATIONS ON THE USE OF THE FUNDS;

8 (3) OPERATIONAL EXPENSES, INCLUDING INFORMATION REGARDING COMMUNITY  
9 OUTREACH AND MARKETING AND PROMOTIONAL MATERIALS;

10 (4) THE CREATION OF GRANTS;

11 (5) PROCUREMENT PROCEDURES; AND

12 (6) DISBURSEMENT PROCEDURES.

13 (D) *ANNUAL REPORT.*

14 (1) *DEADLINE.*

15 ON OR BEFORE JUNE 30 OF EACH YEAR, THE DIRECTOR SHALL SUBMIT AN ANNUAL  
16 REPORT TO THE CITY COUNCIL AND THE DIRECTOR OF THE DEPARTMENT OF  
17 LEGISLATIVE REFERENCE.

18 (2) *PUBLICATION.*

19 THE CITY COUNCIL SHALL PUBLISH THE ANNUAL REPORT ONLINE FOR PUBLIC REVIEW.

20 (3) *CONTENTS.*

21 THE ANNUAL REPORT SHALL INCLUDE:

22 (I) AN ASSESSMENT OF DISBURSEMENT AND MANAGEMENT OF THE FUNDS;

23 (II) DISAGGREGATED DATA OF DISBURSEMENT RECIPIENTS;

24 (III) INEQUITIES ADDRESSED BY THE FUNDS;

25 (IV) RECOMMENDED STEPS TO ADDRESS AND RESOLVE IDENTIFIED INEQUITIES; AND

26 (V) UPDATES REGARDING COMMUNITY ENGAGEMENT.

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1       **SECTION 2. AND BE IT FURTHER ORDAINED**, That this Ordinance takes effect on the 30<sup>th</sup> day  
2 after the date it is enacted. It shall remain effective until September 24, 2024; and, immediately  
3 after that date with no further action by the Mayor and City Council, this Ordinance will be  
4 abrogated and of no further effect.