



## Legislation Details (With Text)

**File #:** 21-0121      **Version:** 0      **Name:** American Rescue Plan Funds - Performance Oversight

**Type:** Ordinance      **Status:** Enacted

**File created:** 9/13/2021      **In control:** Mayor

**On agenda:**      **Final action:** 1/10/2022

**Enactment date:**      **Enactment #:** 22-107

**Title:** American Rescue Plan Funds - Performance Oversight  
For the purpose of requiring the Director of the Department of Finance, with input from collaborating agencies, to provide the City Council with monthly reports, quarterly briefings, equity assessments, and annual reports regarding the disbursement and management of the \$641 million in federal funding the City of Baltimore has received from the State and Local Fiscal Recovery Fund to improve transparency and accountability for the pivotal task of responding to the economic impact of the COVID-19 pandemic; and providing for the termination of this Ordinance.

**Sponsors:** President Nicholas J. Mosby, Eric T. Costello, Sharon Green Middleton, Danielle N. McCray, Mark Conway, Isaac "Yitzy" Schleifer, Robert Stokes, Sr., John T. Bullock, Odette Ramos, James Torrence, Zeke Cohen

**Indexes:** American Rescue Plan Funds

**Code sections:**

**Attachments:** 1. 21-0121~1st Reader, 2. BMZA 21-0121, 3. Final Synopsis 21-0121, 4. Final Hearing Notes 21-0121, 5. 21-0121~3rd Reader, 6. Law 21-0121, 7. 21-0121~3rd Reader, 8. 21-0121 Letter Mayor Scott ARPA Oversight January 2022, 9. City Council Bill 21-0121 Letter to Mayor Scott, 10. Completed Ordinance 21-0121, 11. April Council Report, 12. ARPA City Council Annual Report, 13. 21-0121 November 2022 City Council Report, 14. February 2023 City Council Report, 15. March 2023 City Council Report, 16. May 2023 Council Report, 17. August 2023 Council Report, 18. September 2023 Council Report, 19. October 2023 City Council Report, 20. November 2023 Council Report, 21. December 2023 Council Report, 22. February 2024 Council Report, 23. March 2024 City Council Report

| Date       | Ver. | Action By              | Action  | Result |
|------------|------|------------------------|---|--------|
| 1/10/2022  | 0    | Baltimore City Council | Enacted, pursuant to Baltimore City Charter, Art. IV, Sec. 5(c) |        |
| 11/1/2021  | 0    | Baltimore City Council | Advanced to 3rd Reader on same day                              |        |
| 11/1/2021  | 0    | Baltimore City Council | Approved and Sent to the Mayor                                  |        |
| 11/1/2021  | 0    | Ways and Means         | Recommended Favorably   |        |
| 10/26/2021 | 0    | Ways and Means         | Recommended Favorably   | Pass   |
| 10/25/2021 | 0    | Ways and Means         | Scheduled for a Public Hearing                                  |        |
| 9/16/2021  | 0    | Baltimore City Council | Refer to Dept. of Finance                                       |        |
| 9/16/2021  | 0    | Baltimore City Council | Refer to City Solicitor   |        |
| 9/16/2021  | 0    | Baltimore City Council | Refer to Board of Municipal and Zoning Appeals                  |        |
| 9/16/2021  | 0    | Baltimore City Council | Refer to Mayor's Office of Recovery Programs                    |        |
| 9/16/2021  | 0    | Baltimore City Council | Refer to Baltimore City Administrator                           |        |
| 9/13/2021  | 0    | Baltimore City Council | Assigned  |        |

9/13/2021

0

Baltimore City Council

Introduced

**Explanation:** Capitals indicate matter added to existing law.  
[Brackets] indicate matter deleted from existing law.

\* **Warning:** This is an unofficial, introductory copy of the bill.  
The official copy considered by the City Council is the first reader copy.

## **Introductory\***

### **City of Baltimore Council Bill**

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

#### A Bill Entitled

An Ordinance concerning

#### **American Rescue Plan Funds - Performance Oversight**

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

By adding

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

**Section 1. Be it ordained by the Mayor and City Council of Baltimore,** That the Laws of Baltimore City read as follows:

#### **Baltimore City Code**

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

#### **Subtitle 49. American Rescue Plan Funds**

#### **§ 49-1. Definitions.**

(a) *In general.*

In this section, the following terms have the meanings indicated.

(b) *Director.*

“Director” means the Director of the Department of Finance or the Director’s designee.

(c) *Funds.*

“Funds” means the \$641 million Baltimore City has received from the State and Local Fiscal Recovery Fund.

**§ 49-2. Oversight.**

(a) *In general.*

In order for the City Council to oversee the management of the Funds, the Director, in collaboration with leadership from other City agencies, shall provide the City Council with:

- (1) monthly reports;
- (2) quarterly briefings;
- (3) equity reports; and
- (4) annual reports.

(b) *Monthly reports.*

Each monthly report shall:

- (1) provide data and metrics regarding how the funds have:
  - (i) increased the effectiveness of City government services;
  - (ii) broadened the reach of City government services;
  - (iii) made City government services more efficient; or
  - (iv) made City government services more sustainable; and
- (2) identify key performance indicators, benchmarks, and targets relating to:
  - (i) equity, as defined in Article 1, § 39-1 of the Baltimore City Code;
  - (ii) population growth;
  - (iii) labor and employment;
  
  - (iv) economic growth, especially the growth of minority and women-owned businesses; and
  - (v) community benefit.

(c) *Quarterly briefings.*

Each quarterly briefing shall include financial disclosures regarding:

- (1) monthly funding allocations;

- (2) limitations on the use of the Funds;
- (3) operational expenses, including information regarding community outreach and marketing and promotional materials;
- (4) the creation of grants;
- (5) procurement procedures; and
- (6) disbursement procedures.

(d) *Annual report.*

(1) *Deadline.*

On or before June 30 of each year, the Director shall submit an annual report to the City Council and the Director of the Department of Legislative Reference.

(2) *Publication.*

The City Council shall publish the annual report online for public review.

(3) *Contents.*

The annual report shall include:

- (i) an assessment of disbursement and management of the Funds;
- (ii) disaggregated data of disbursement recipients;
- (iii) inequities addressed by the Funds;
- (iv) recommended steps to address and resolve identified inequities; and
- (v) updates regarding community engagement.

**Section 2. And be it further ordained,** That this Ordinance takes effect on the 30<sup>th</sup> day after the date it is enacted. It shall remain effective until September 24, 2024; and, immediately after that date with no further action by the Mayor and City Council, this Ordinance will be abrogated and of no further effect.