TOWN OF FOREST HEIGHTS
TOWN MEETING

Wednesday, July 20, 2022
8:00 pm
Municipal Building
Dial-In 1-301-715-8592
Meeting ID: 563 484 463

Agenda

I. Call to Order

II. Roll Call

III. Moment of Silence

IV. Pledge of Allegiance to the Flag of the United States of America

V. Approval of Consent Agenda

a. **Resolution 42-22** A Resolution of the Town of Forest Heights adopting a speed hump policy and providing criteria for the installation of speed humps on municipal roads within the Town; and creating an application and review process for speed hump installation; and generally relating to traffic calming and public safety.

b. **Resolution 45-22** A resolution to approve a sub-recipient agreement between the Town and Forest Heights Baptist Church for the use of American Rescue Plan Act Funds.

c. **Resolution 46-22** A resolution to approve a sub-recipient agreement between the Town and the Oxon Hill Volunteer Fire & Rescue Company, Inc. for the use of American Rescue Plan Act Funds.

d. **Resolution 47-22** a resolution to approve a sub-recipient agreement between the Town and Saint Mark AME Church for use of American Rescue Plan Act funds.

e. **Resolution 49-22** A resolution to purchase five (5) Electric Vehicles to replace five (5) Fossil Fuel Vehicles that are no longer serviceable.

VI. Approval of Agenda

VII. Approval of Minutes:

a. Minutes July 5, 2022 (will be at the next meeting)

VIII. Public Period (limit 2 minutes)

IX. Legislation

a. **Emergency Ordinance No. 04-22** An Emergency Ordinance of the Mayor and Council of the Town of Forest Heights, Maryland to amend the Fiscal Year 2022 Budget.

X. New Business

XI. Adjournment

A RESOLUTION OF THE TOWN OF FOREST HEIGHTS ADOPTING A SPEED HUMP POLICY AND PROVIDING CRITERIA FOR THE INSTALLATION OF SPEED HUMPS ON MUNICIPAL ROADS WITHIN THE TOWN; AND CREATING AN APPLICATION AND REVIEW PROCESS FOR SPEED HUMP INSTALLATION; AND GENERALLY RELATING TO TRAFFIC CALMING AND PUBLIC SAFETY

Introduced By: Mayor Calvin Washington

WHEREAS, pursuant to Section 33-43 of the Town Charter, the Town shall have control of all public ways in the Town except such as may be under the jurisdiction of the State Roads Commission of Maryland or Prince George's County, and subject to the laws of the State of Maryland and said Charter, the Town may do whatever it deems necessary to establish, operate, and maintain in good condition the public ways of the Town; and

WHEREAS, the Attorney General of Maryland has opined that a municipality would be acting well within its grant of authority if it determined that a speed bump [or hump] were necessary to achieve the objective of preserving peace and good order, and to secure persons and property from danger and destruction on a public thoroughfare under its jurisdiction that is, to protect the residents of a residential street against the danger of speeding vehicles (71 Op. Atty Gen. Md. 400 (1986)); and

WHEREAS, the Attorney General of Maryland has cautioned that any municipality considering the installation of speed bumps [or humps] to be aware of the potential risks involved and that speed bumps should be installed only after careful engineering study and should be used only where the potential safety hazard from their use is low and along lightly travelled, low speed thoroughfares, such as those in residential neighborhoods; and

WHEREAS, the Town of Forest Heights receives various complaints from its residents regarding vehicular traffic travelling through their neighborhood at excessive rates of speed; and

WHEREAS, in some circumstances, speed humps have been shown to be an effective tool or device for reducing the rate of speed of vehicular traffic, while not affecting the safe operation of motor vehicles across the thoroughfare; and

WHEREAS, the Town is further aware of numerous disadvantages associated with the installation of speed humps; and

WHEREAS, it is necessary to provide a mechanism to relieve residents' concerns while balancing the needs and interests of all concerned interests; and

WHEREAS, the Town Council of the Town of Forest Heights finds it to be in the best interests of the health, safety and welfare of the Town residents, citizens and visitors to provide a uniform program for the application, consideration, design and installation of speed humps on local roads on a case-by-case basis; The Town Council hereby adopts the criteria and process for the installation of speed humps on local, residential, municipal streets as more particularly set forth

in ***Exhibit "A"*** attached hereto.

NOW THEREFORE, BE IT RESOLVED, that the Town Council hereby approves and adopts a TOWN OF FOREST HEIGHTS SPEED HUMP POLICY, attached hereto as Exhibit A, and declares that in its sole discretion and authority, it shall determine whether each application for a speed hump meets such criteria on a case-by-case basis, and in no event shall any speed hump be installed without the confirmation of the availability of funds for the installation and continued maintenance of the speed hump by the Town Administrator, and speed bumps in public (non-municipal) roadways are strictly prohibited.

AND BE IT FURTHER RESOLVED that the installation of speed humps shall be properly marked with appropriate uniform signage and pavement markings in accordance with the Maryland Manual for Uniform Traffic Control Devices, and shall be a last step measure in a comprehensive plan for reducing vehicle speed and for discouraging cut-through traffic movements in a residential area, and that prior to the installation of speed humps, the Town shall attempt less drastic measures such as installation of additional signage, increased enforcement of traffic regulations, or other measures which may be recommended by the Town's professional staff.

AND BE IT FUTHER RESOLVED, that the Mayor is authorized to sign this Resolution and it shall take effect on the day it is adopted.

PASSED this **20th** day of July 2022.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

ROLL CALL VOTE	YEA/NAY/ABSTAIN/ABSENT
LILLY	_____
KENNEDY II	_____
NOBLE	_____
BARNES	_____
HINES	_____
WASHINGTON	_____
ATKINSON	_____

ATTEST:

THE TOWN OF FOREST HEIGHTS, MARYLAND

_____
Sherletta Hawkins, Town Clerk

By:_____
Calvin Washington, Mayor

THE TOWN OF FOREST HEIGHTS
RESOLUTION 42-22

By:_____
Troy Lilly, President

[Exhibit A – Speed Hump Policy]

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the _20th__ day of July 2022 with _____ Aye votes and ___ Nay votes the aforesaid Resolution 42-22 passed.

_____
Sherletta Hawkins, Town Clerk

RESOLUTION 45-22
THE TOWN OF FOREST HEIGHTS

A RESOLUTION TO APPROVE A SUB-RECIPIENT AGREEMENT BETWEEN THE TOWN AND FOREST HEIGHTS BAPTIST CHURCH FOR USE OF AMERICAN RESCUE PLAN ACT FUNDS

Introduced By: Mayor Calvin Washington

WHEREAS, under the funding administered by the State of Maryland pursuant to the American Rescue Plan Act (the Act), there is a Coronavirus State and Local Fiscal Recovery Funds (CLFRF) program, where every level of government will receive funding, regardless of size; and

WHEREAS, pursuant to Section 603(c) of the Act, fiscal recovery funds may be used to enable local governments to respond to the COVID-19 public health emergency, provide premium pay to essential workers, supplement revenue reductions incurred during the pandemic, and to make necessary investments in water, sewer, and broadband infrastructure; and

WHEREAS, on or about July 15, 2021, the Town received confirmation by email from Hagerty Consulting, an agent and contractor of the State of Maryland's Department of Budget and Management, of its request made in compliance with the American Rescue Plan Act of 2021 Coronavirus Local Fiscal Recovery Funds (CLFRF) disbursement; and

WHEREAS, said email further stated that the Town's final allocation is $2,526,205.34, of which 50%, or $1,263,102.67, was disbursed to Forest Heights in a first tranche, and pursuant to the U.S. Treasury, the remainder of the funds will be distributed in no less than 12 months by the Md. Department of Housing and Community Development, who is responsible for disbursing the funds; and

WHEREAS, unlike eight (8) of the larger cities in Maryland, the Town of Forest Heights is a non-entitlement municipality under federal Community Development Block Grant (CDBG) program and CLFRF funding will be distributed based on population with estimates for Prince George's County's non-entitlement municipalities to be approximately $160,941,034 with Forest Heights' share initially estimated at $2,142,984, later increased, according to the Congressional Research Service, but the amount awarded may not exceed an amount equal to 75 percent of the most recent budget as of January 27, 2020; and

WHEREAS, non-entitlement units ("NEU's"), such as the Town, that receive funding from the State and Local Fiscal Recovery Funds Programs are required to meet compliance and reporting responsibilities including submission of annual Project and Expenditure Reports to the Department of the Treasury until the end of the CLFRF award period on December 31, 2026, and activities funded under this process must be documented in witting by September 30 of each year; and

WHEREAS, in addition to an annual Project and Expenditure Report, NEU'S are further required to report key information provided on Projects, Expenditures, Project Status, Project Demographic Description, Subawards, Civil Rights Compliance, and Programmatic Information,

and further provide added documentation and information such as a signed award terms and conditions agreement, signed assurances of compliance with Title VI, and provision of various budget documentation; and

WHEREAS, the Town Charter, §33-19(25) authorizes the Council to have, in addition, the power to pass ordinances not contrary to the laws and Constitution of this State to pass ordinances for the specific purposes of accepting gifts and grants of Federal or of State funds from the Federal or State governments or any agency thereof, and to expend the same for any lawful public purpose, agreeably to the conditions under which the gifts or grants were made; and

WHEREAS, on June 23, 2021, the Council passed Emergency Ordinance 02-21 approving the FY 22 Budget and found that said ordinance and/or the supplemental detailed line-item budget referenced in said Emergency Ordinance would necessitate further amendment to receive and appropriate the Town's allocation of Coronavirus State and Local Fiscal Recovery Funds under the American Rescue Plan Act of 2021 ("ARPA"), also called the COVID-19 Stimulus Package or American Rescue Plan, Pub L. No. 117-2; and

WHEREAS, pursuant to Section 33-45 of the Town Charter, the budget shall be prepared and adopted in the form of an ordinance, and pursuant to the Common Law of Maryland, the budget ordinance may be amended by resolution if so authorized pursuant to ordinance such as the original budget ordinance enacting the initial fiscal year budget; and

WHEREAS, on or about November 17, 2021, the Town Council passed Resolution 41-21 to amend the FY 2022 Budget and the detailed line-item budget to add revenue and expenditure line items in the amount of $1,263,102.67 for line items 6200 and 8200 (ARP Coronavirus Funds) respectively to said budget documents for the first tranche; and

WHEREAS, staff prepared a document entitled "Town of Forest Heights Recovery Plan – State and Local Fiscal Recovery Funds – 2021 Report" (4 pp.), that includes a Table of Expenses by expenditure category outlining the anticipated categories in which the Town will operate its CLFRF programs.

WHEREAS, one of the approved category of expenses in said Plan includes the allocation of ARPA funds to be distributed as "Aid To Non-Profit Organizations" under the plan category of "Negative Economic Impacts" in connection with the pandemic; and

WHEREAS, the Forest Heights Baptist Church is a longstanding religious institution in the Forest Heights community; and

RESOLUTION 45-22
THE TOWN OF FOREST HEIGHTS

WHEREAS, the Town wishes to provide $10,000.00 of its ARPA funds within the category of Aid To Non-Profit Organizations to The Forest Heights Baptist Church for general administrative expenses and for other purposes consistent with the use of these funds.

NOW THEREFORE BE IT RESOLVED, that the Town Council hereby approves the attached Sub-Recipient Agreement contained herein and referenced as Exhibit A, which sets forth the parameters connected to receipt of the ARPA funds including, understanding the use of said funds, conditions associated with the funds awarded, performance measures, and documentation to be maintained, submitted and reported by the sub-recipient.

BE IT FURTHER RESOLVED, that the Mayor is authorized to sign the attached Sub-recipient Agreement on behalf of the Town and execute any other related documentation needed to carry out the intent of this Resolution.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon passage.

PASSED this ___ day of July, 2022.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

ROLL CALL VOTE	YEA/NAY/ABSTAIN/ABSENT
WASHINGTON	_____
KENNEDY	_____
NOBLE	_____
BARNES	_____
HINES	_____
LILLY	_____
ATKINSON	_____

ATTEST:

THE MAYOR AND COUNCIL OF THE TOWN OF FOREST HEIGHTS, MARYLAND

_____
Sherletta Hawkins, Town Clerk

By:_____
Calvin Washington, Mayor

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the __ day of July, 2022 with ___Aye votes and ____ Nay votes the aforesaid Resolution __-22 passed.

RESOLUTION 45-22
THE TOWN OF FOREST HEIGHTS

_____
Sherletta Hawkins, Town Clerk

[Exhibit A- Sub-recipient Agreement between Town of Forest Heights and Forest Heights Baptist Church]

RESOLUTION 46-22
THE TOWN OF FOREST HEIGHTS

A RESOLUTION TO APPROVE A SUB-RECIPIENT AGREEMENT BETWEEN THE TOWN AND THE OXON HILL VOLUNTEER FIRE & RESCUE COMPANY, INC. FOR USE OF AMERICAN RESCUE PLAN ACT FUNDS

Introduced By: Mayor Calvin Washington

WHEREAS, under the funding administered by the State of Maryland pursuant to the American Rescue Plan Act (the Act), there is a Coronavirus State and Local Fiscal Recovery Funds (CLFRF) program, where every level of government will receive funding, regardless of size; and

WHEREAS, pursuant to Section 603(c) of the Act, fiscal recovery funds may be used to enable local governments to respond to the COVID-19 public health emergency, provide premium pay to essential workers, supplement revenue reductions incurred during the pandemic, and to make necessary investments in water, sewer, and broadband infrastructure; and

WHEREAS, on or about July 15, 2021, the Town received confirmation by email from Hagerty Consulting, an agent and contractor of the State of Maryland's Department of Budget and Management, of its request made in compliance with the American Rescue Plan Act of 2021 Coronavirus Local Fiscal Recovery Funds (CLFRF) disbursement; and

WHEREAS, said email further stated that the Town's final allocation is $2,526,205.34, of which 50%, or $1,263,102.67, was disbursed to Forest Heights in a first tranche, and pursuant to the U.S. Treasury, the remainder of the funds will be distributed in no less than 12 months by the Md. Department of Housing and Community Development, who is responsible for disbursing the funds; and

WHEREAS, unlike eight (8) of the larger cities in Maryland, the Town of Forest Heights is a non-entitlement municipality under federal Community Development Block Grant (CDBG) program and CLFRF funding will be distributed based on population with estimates for Prince George's County's non-entitlement municipalities to be approximately $160,941,034 with Forest Heights' share initially estimated at $2,142,984, later increased, according to the Congressional Research Service, but the amount awarded may not exceed an amount equal to 75 percent of the most recent budget as of January 27, 2020; and

WHEREAS, non-entitlement units ("NEU's"), such as the Town, that receive funding from the State and Local Fiscal Recovery Funds Programs are required to meet compliance and reporting responsibilities including submission of annual Project and Expenditure Reports to the Department of the Treasury until the end of the CLFRF award period on December 31, 2026, and activities funded under this process must be documented in witting by September 30 of each year; and

WHEREAS, in addition to an annual Project and Expenditure Report, NEU'S are further required to report key information provided on Projects, Expenditures, Project Status, Project

Demographic Description, Subawards, Civil Rights Compliance, and Programmatic Information, and further provide added documentation and information such as a signed award terms and conditions agreement, signed assurances of compliance with Title VI, and provision of various budget documentation; and

WHEREAS, the Town Charter, §33-19(25) authorizes the Council to have, in addition, the power to pass ordinances not contrary to the laws and Constitution of this State to pass ordinances for the specific purposes of accepting gifts and grants of Federal or of State funds from the Federal or State governments or any agency thereof, and to expend the same for any lawful public purpose, agreeably to the conditions under which the gifts or grants were made; and

WHEREAS, on June 23, 2021, the Council passed Emergency Ordinance 02-21 approving the FY 22 Budget and found that said ordinance and/or the supplemental detailed line-item budget referenced in said Emergency Ordinance would necessitate further amendment to receive and appropriate the Town's allocation of Coronavirus State and Local Fiscal Recovery Funds under the American Rescue Plan Act of 2021 ("ARPA"), also called the COVID-19 Stimulus Package or American Rescue Plan, Pub L. No. 117-2; and

WHEREAS, pursuant to Section 33-45 of the Town Charter, the budget shall be prepared and adopted in the form of an ordinance, and pursuant to the Common Law of Maryland, the budget ordinance may be amended by resolution if so authorized pursuant to ordinance such as the original budget ordinance enacting the initial fiscal year budget; and

WHEREAS, on or about November 17, 2021, the Town Council passed Resolution 41-21 to amend the FY 2022 Budget and the detailed line-item budget to add revenue and expenditure line items in the amount of $1,263,102.67 for line items 6200 and 8200 (ARP Coronavirus Funds) respectively to said budget documents for the first tranche; and

WHEREAS, staff prepared a document entitled "Town of Forest Heights Recovery Plan – State and Local Fiscal Recovery Funds – 2021 Report" (4 pp.), that includes a Table of Expenses by expenditure category outlining the anticipated categories in which the Town will operate its CLFRF programs.

WHEREAS, one of the approved category of expenses in said Plan includes the allocation of ARPA funds to be distributed as "Aid To Non-Profit Organizations" under the plan category of "Negative Economic Impacts" in connection with the pandemic; and

WHEREAS, the Oxon Hill Volunteer Fire & Rescue Company, Inc. routinely protects our community by providing volunteer fire and rescue first responder services; and

RESOLUTION 46-22
THE TOWN OF FOREST HEIGHTS

WHEREAS, the Town wishes to provide $10,000.00 of its ARPA funds within the category of Aid To Non-Profit Organizations to The Oxon Hill Volunteer Fire & Rescue Company, Inc. for rehabilitation of its physical facilities and for other purposes consistent with the use of these funds.

NOW THEREFORE BE IT RESOLVED, that the Town Council hereby approves the attached Sub-Recipient Agreement contained herein and referenced as Exhibit A, which sets forth the parameters connected to receipt of the ARPA funds including, understanding the use of said funds, conditions associated with the funds awarded, performance measures, and documentation to be maintained, submitted and reported by the sub-recipient.

BE IT FURTHER RESOLVED, that the Mayor is authorized to sign the attached Sub-recipient Agreement on behalf of the Town and execute any other related documentation needed to carry out the intent of this Resolution.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon passage.

PASSED this ___ day of July, 2022.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

ROLL CALL VOTE	YEA/NAY/ABSTAIN/ABSENT
WASHINGTON	_____
KENNEDY	_____
NOBLE	_____
BARNES	_____
HINES	_____
LILLY	_____
ATKINSON	_____

ATTEST:

THE MAYOR AND COUNCIL OF THE TOWN OF FOREST HEIGHTS, MARYLAND

_____
Sherletta Hawkins, Town Clerk

By:_____
Calvin Washington, Mayor

CERTIFICATION

RESOLUTION 46-22
THE TOWN OF FOREST HEIGHTS

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the __ day of July, 2022 with ___Aye votes and ____ Nay votes the aforesaid Resolution __-22 passed.

_____
Sherletta Hawkins, Town Clerk

[Exhibit A- Sub-recipient Agreement between Town of Forest Heights and The Oxon Hill Volunteer Fire & Rescue Company, Inc.]

RESOLUTION 47-22
THE TOWN OF FOREST HEIGHTS

A RESOLUTION TO APPROVE A SUB-RECIPIENT AGREEMENT BETWEEN THE TOWN AND SAINT MARK AME CHURCH FOR USE OF AMERICAN RESCUE PLAN ACT FUNDS

Introduced By: Mayor Calvin Washington

WHEREAS, under the funding administered by the State of Maryland pursuant to the American Rescue Plan Act (the Act), there is a Coronavirus State and Local Fiscal Recovery Funds (CLFRF) program, where every level of government will receive funding, regardless of size; and

WHEREAS, pursuant to Section 603(c) of the Act, fiscal recovery funds may be used to enable local governments to respond to the COVID-19 public health emergency, provide premium pay to essential workers, supplement revenue reductions incurred during the pandemic, and to make necessary investments in water, sewer, and broadband infrastructure; and

WHEREAS, on or about July 15, 2021, the Town received confirmation by email from Hagerty Consulting, an agent and contractor of the State of Maryland's Department of Budget and Management, of its request made in compliance with the American Rescue Plan Act of 2021 Coronavirus Local Fiscal Recovery Funds (CLFRF) disbursement; and

WHEREAS, said email further stated that the Town's final allocation is $2,526,205.34, of which 50%, or $1,263,102.67, was disbursed to Forest Heights in a first tranche, and pursuant to the U.S. Treasury, the remainder of the funds will be distributed in no less than 12 months by the Md. Department of Housing and Community Development, who is responsible for disbursing the funds; and

WHEREAS, unlike eight (8) of the larger cities in Maryland, the Town of Forest Heights is a non-entitlement municipality under federal Community Development Block Grant (CDBG) program and CLFRF funding will be distributed based on population with estimates for Prince George's County's non-entitlement municipalities to be approximately $160,941,034 with Forest Heights' share initially estimated at $2,142,984, later increased, according to the Congressional Research Service, but the amount awarded may not exceed an amount equal to 75 percent of the most recent budget as of January 27, 2020; and

WHEREAS, non-entitlement units ("NEU's"), such as the Town, that receive funding from the State and Local Fiscal Recovery Funds Programs are required to meet compliance and reporting responsibilities including submission of annual Project and Expenditure Reports to the Department of the Treasury until the end of the CLFRF award period on December 31, 2026, and activities funded under this process must be documented in witting by September 30 of each year; and

WHEREAS, in addition to an annual Project and Expenditure Report, NEU'S are further required to report key information provided on Projects, Expenditures, Project Status, Project

Demographic Description, Subawards, Civil Rights Compliance, and Programmatic Information, and further provide added documentation and information such as a signed award terms and conditions agreement, signed assurances of compliance with Title VI, and provision of various budget documentation; and

WHEREAS, the Town Charter, §33-19(25) authorizes the Council to have, in addition, the power to pass ordinances not contrary to the laws and Constitution of this State to pass ordinances for the specific purposes of accepting gifts and grants of Federal or of State funds from the Federal or State governments or any agency thereof, and to expend the same for any lawful public purpose, agreeably to the conditions under which the gifts or grants were made; and

WHEREAS, on June 23, 2021, the Council passed Emergency Ordinance 02-21 approving the FY 22 Budget and found that said ordinance and/or the supplemental detailed lineitem budget referenced in said Emergency Ordinance would necessitate further amendment to receive and appropriate the Town's allocation of Coronavirus State and Local Fiscal Recovery Funds under the American Rescue Plan Act of 2021 ("ARPA"), also called the COVID-19 Stimulus Package or American Rescue Plan, Pub L. No. 117-2; and

WHEREAS, pursuant to Section 33-45 of the Town Charter, the budget shall be prepared and adopted in the form of an ordinance, and pursuant to the Common Law of Maryland, the budget ordinance may be amended by resolution if so authorized pursuant to ordinance such as the original budget ordinance enacting the initial fiscal year budget; and

WHEREAS, on or about November 17, 2021, the Town Council passed Resolution 41-21 to amend the FY 2022 Budget and the detailed line-item budget to add revenue and expenditure line items in the amount of $1,263,102.67 for line items 6200 and 8200 (ARP Coronavirus Funds) respectively to said budget documents for the first tranche; and

WHEREAS, staff prepared a document entitled "Town of Forest Heights Recovery Plan – State and Local Fiscal Recovery Funds – 2021 Report" (4 pp.), that includes a Table of Expenses by expenditure category outlining the anticipated categories in which the Town will operate its CLFRF programs.

WHEREAS, one of the approved category of expenses in said Plan includes the allocation of ARPA funds to be distributed as "Aid To Non-Profit Organizations" under the plan category of "Negative Economic Impacts" in connection with the pandemic; and

WHEREAS, Saint Mark AME Church is a longstanding religious institution in the Forest Heights community; and

RESOLUTION 47-22
THE TOWN OF FOREST HEIGHTS

WHEREAS, the Town wishes to provide $10,000.00 of its ARPA funds within the category of Aid To Non-Profit Organizations to Saint Mark AME Church for general administrative expenses and for other purposes consistent with the use of these funds.

NOW THEREFORE BE IT RESOLVED, that the Town Council hereby approves the attached Sub-Recipient Agreement contained herein and referenced as Exhibit A, which sets forth the parameters connected to receipt of the ARPA funds including, understanding the use of said funds, conditions associated with the funds awarded, performance measures, and documentation to be maintained, submitted and reported by the sub-recipient.

BE IT FURTHER RESOLVED, that the Mayor is authorized to sign the attached Subrecipient Agreement on behalf of the Town and execute any other related documentation needed to carry out the intent of this Resolution.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon passage.

PASSED this ___ day of July, 2022.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

ROLL CALL VOTE	YEA/NAY/ABSTAIN/ABSENT
WASHINGTON	_____
KENNEDY	_____
NOBLE	_____
BARNES	_____
HINES	_____
LILLY	_____
ATKINSON	_____

ATTEST:

THE MAYOR AND COUNCIL OF THE
TOWN OF FOREST HEIGHTS, MARYLAND

_____

By:_____

Sherletta Hawkins, Town Clerk

Calvin Washington, Mayor

RESOLUTION 47-22
THE TOWN OF FOREST HEIGHTS

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the __ day of July, 2022 with __Aye votes and ____ Nay votes the aforesaid Resolution __-22 passed.

_____
Sherletta Hawkins, Town Clerk

[Exhibit A- Sub-recipient Agreement between Town of Forest Heights and Saint Mark AME Church]

TOWN OF FOREST HEIGHTS
RESOLUTION 49-22

A RESOLUTION TO PURCHASE FIVE (5) ELECTRIC VEHICLES TO REPLACE FIVE (5) FOSSIL FUEL VEHICLES THAT ARE NO LONGER SERVICEABLE

Introduced by: Councilman Calvin Washington

"**WHEREAS,** the Town Charter, § 33-63(f) authorizes the Town to forego the normal procurement process through cooperative purchasing in certain cases where another government entity has already made a competitive purchase of said item and therefore the Mayor and Council may, without soliciting bids, purchase the item in question at the bid price from the successful bidder, if the Mayor and Council determines that the bid price is competitive, and

WHEREAS, the Town Charter, § 33-63(g) further authorizes the Mayor and Council by a two-thirds vote to waive the competitive bidding requirements of said Charter section for good cause shown for sole source procurements of unique products and services, and that written findings as to the basis of such waiver shall be placed in the journal of the Council's proceedings, and

WHEREAS, the Town Ordinance Code, § 20-4(a)(6) states that upon written findings entered into the journal, the Mayor and Council may exempt the purchase of a good or service from competitive selection processes when the purchase qualifies as a sole source procurement as a result of several circumstances including: One vendor is the onlyone qualified or eligible or is quite obviously the most qualified or eligible to provide the good or service or the procurement is of such a specialized nature or related to a specificgeographic location that only a single source, by virtue of experience, expertise, proximity, or ownership of intellectual property rights, and could most satisfactorily provide the good or service, and

WHEREAS, as of January 16, 2017, 72 Hour LLC, dba National Auto Fleet Group has been awarded an NJPA (National Joint Powers Alliance) national contract for procurement of "Vehicles, Cars, Vans, SUV's, and Light Trucks with Related Equipment, Accessories and Services." Your proposal was accepted, deemed responsive, evaluated, and recommended for award by NJPA's Evaluation Committee as a solution to meet our members' needs. NJPA's Chief Procurement Officer and the Executive Director have approved a contract award to 72 Hour LLC, dba National Auto Fleet Group, and this award will be effective on the date stated in the Acceptance and Award document; and

WHEREAS, the Council finds that it is prudent and necessary to purchase five (4) Ford Mach-E (K1S) Electric Vehicles and one (1) 2022 Ford F-150 Lightning as replacement for fiver (5) fossil fuel vehicles to be determined at the time of Electric Vehicle purchase, and the fossil fuel vehicles will be decommissioned and held as a trade for electric vehicles through grant participation or public private partnership, and

WHEREAS, the Mayor and Council desire to purchase five (5) replacement vehicles from National Auto Fleet Group, 490 Auto Center Drive, Watsonville, CA 95076 in the amount of $238,289.00, and finds that other municipalities have purchased items from National Auto Fleet Group, and as such, is hereby considered to be quite obviously the most qualified or eligible vendor to provide the good or service and/or the procurement of such a specialized nature or related to a specific geographic location that only a single source is reasonably available, by virtue of experience, expertise, and proximity, and

WHEREAS, the Treasurer has certified that the funds are available under line item 8200 and project number TOFH-FY22-ADMIN-1138 and it has been verified that the 72 Hour LLC, dba National Auto Fleet Group is a unique provider has made government sales, and the procurement is foritems of a specialized nature in accordance with Section 20-4(a)(6) of the Ordinance Code for the Town of Forest Heights.

TOWN OF FOREST HEIGHTS
RESOLUTION 49-22

NOW THEREFORE, BE IT RESOLVED that the Mayor and Town Council of Town of Forest Heights, Maryland hereby authorizes the Town Administrator or his designee to enter into an agreement to lease or purchase five electric vehicles from 72 Hour LLC, dba National Auto Fleet Group, attached hereto and incorporated herein as Exhibit A, and this transaction will proceed as further described herein and in the above recitals which are incorporated by reference herein.

AND BE IT FURTHER RESOLVED that this Resolution shall take effect upon its passage and the Mayor is authorized to executed this Resolution and any other documents necessary to carry out the purposes of this Resolution.

PASSED this ___ day of July 2022.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland.

ROLL CALL VOTE	YEA/NAY/ABSTAIN/ABSENT
LILLY	_____
KENNEDY II	_____
ATKINSON	_____
BARNES	_____
HINES	_____
WASHINGTON	_____
NOBLE	_____

ATTEST: THE TOWN OF FOREST HEIGHTS

_____ By: _____
Sherletta Hawkins, Town Clerk Calvin Washington, Mayor

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the __ of July 2022 with ____ Aye votes and ____ Nay vote the aforesaid Resolution __-22 passed.

_____
Sherletta Hawkins, Town Clerk

[Exhibit A - Agreement with 72 Hour LLC, dba National Auto Fleet Group to lease or purchase vehicles]

MAYOR AND COUNCIL
THE TOWN OF FOREST HEIGHTS
EMERGENCY ORDINANCE NO. 03-22

AN EMERGENCY ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF FOREST HEIGHTS, MARYLAND TO AMEND THE FISCAL YEAR 2022 BUDGET

INTRODUCED BY: Mayor Calvin Washington

ENACTED: July 20, 2022

AN ORDINANCE to amend sums and amounts for the Fiscal Year beginning July 1, 2021 and ending June 30, 2022.

WHEREAS, Emergency Ordinance 02-21 was enacted on June 23, 2021, to approve the FY 2022 Budget in the amount of $7,120,454.19; and

WHEREAS, the Mayor and Council is authorized by Section 33-12 of the Town Charter to suspend the normal procedure for passing an ordinance and to enact emergency ordinances at the time of their introduction and first reading by the affirmative vote of five members.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Town Council of the Town of Forest Heights, Maryland that the sums and amounts previously appropriated are hereby amended and ratified (as described and indicated in the major line items below by strikeouts and italicized text) for the Fiscal Year beginning July 1, 2021, and ending June 30, 2022, to defray expenses and operations costs for the Town of Forest Heights as follows:

1.) Expenditure item "Fund Balance" (Line item 9999 per the Budget Worksheet - "Unassigned Fund Balance (E)") be decreased in the amount of $13,000.00;
2.) Expenditure item "Trash Services" (Line item 8001 per the Budget Worksheet - "Goode Trash") be increased in the amount of $13,000.00; and
3.) Expenditure item "Direct Speed Camera Cost" (Line item 7300 per the Budget Worksheet - "Speed Camera Administrative Fee") be increased in the amount of $150,000.00; and
4.) Revenue item "Speed Camera" (Line item 6094 per the Budget Worksheet - "Speed Camera - Collections") be increased in the amount of $150,000.00

REVENUES

GENERAL FUND REVENUES

Town Real Estate Taxes - Noncommercial	$953,441.00
Town Real Estate Taxes - Commercial	$51,333.00
Town Real Estate Taxes – Rented Residential	$94,691.00

Income Taxes	$240,000.00	
Other Taxes	$93,000.00	
Trash Fee	$187,935.00	
INTERGOVERNMENT	*$1,752,752.67*	
LICENSES & PERMITS	$15,300.00	
TOWN SERVICES	$8,596.00	
SPEED CAMERA	~~$2,220,000.00~~	*$2,370,000.00*
OTHER REVENUES	$98,050.00	
OTHER FINANCING	$311,190.19	
FUND BALANCE	$2,377,268.00	
TOTAL BUDGETED REVENUES	~~$8,353,556.86~~	***$8,533,556.86***

EXPENDITURES

GENERAL GOVERNMENT	$72,452.00	
ADMINISTRATION	$379,589.00	
NON-DEPARTMENTAL	$273,700.00	
PUBLIC SAFETY	$1,387,189.00	
PUBLIC WORKS	$461,576.00	
SPEED CAMERA		
Direct Speed Camera Cost	~~$1,941,447.00~~	*$2,091,447.00*
State Revenue	$200,000.00	
Allowable Expenses	$15,200.00	
STREET IMPROVEMENTS	$556,190.19	
TRASH SERVICES EXPENSE	~~$196,535.00~~	*$209,535.00*
CAPITAL IMPROVEMENTS	$133,000.00	
MUNICIPAL BUILDING EXPENSE	$565,000.00	
STREET LIGHTING EXPENSE	$42,000.00	
TOTAL SPECIAL PROGRAM EXPENSE	$47,200.00	
GRANTS – RESTRICTED FUNDING	$29,000.00	
ARP CORONAVIRUS FUNDS	$1,263,102.67	
FUND BALANCE	~~$820,376.00~~	*$807,376.00*
TOTAL BUDGETED EXPENDITURES	~~$8,383,556.86~~	***$8,533,556.86***

AND BE IT FURTHER ORDAINED that the Budget Worksheet provides detailed estimates of the revenues and expenses in the categories provided in the budget ordinance, as amended from

time to time by ordinance or authorized resolution and said Budget Worksheet although not intended to be enacted as part of the budget ordinance or any authorized amendatory resolution shall nonetheless be controlled and shall conform to the sums and amounts appropriated in this Emergency Ordinance.

AND BE IT FURTHER ORDAINED, that this Emergency Ordinance shall take effect immediately upon passage.

PASSED this 20th day of July 2022.

ROLL CALL VOTE	YEA/NAY/ABSTAIN/ABSENT
WASHINGTON	_____
ATKINSON	_____
BARNES	_____
HINES	_____
KENNEDY II	_____
LILLY	_____
NOBLE	_____

I HEREBY CERTIFY that the above Emergency Ordinance __ - 22 was passed by the required yea and nay vote of the Mayor and Council of Forest Heights on the 20th day of July 2022.

ATTEST:

_____
Sherletta Hawkins, Town Clerk

THE TOWN OF FOREST HEIGHTS

By:_____
Calvin Washington, Mayor

By:_____
, Council President