



AGENDA
COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND
County Council Meeting
Legislative Session 2021, Legislative Day No. 20
October 18, 2021 – 7:00 P.M.

- A. Invocation (Lacey)
- B. Pledge of Allegiance
- C. Ethics Statement
- D. Annual Audit Update – County Auditor, Office of Finance, and Clifton Larsen Allen
- E. Invitation to Audience
- F. Announcement of Items not Appearing on Agenda
- G. Preliminary Motion
- H. Approval of Minutes

October 4, 2021 – Legislative Day No. 19

- I. Introduction of Bills

BILL NO. 88-21 – AN EMERGENCY ORDINANCE concerning: Current Expense Budget – Board of Education – Supplementary Appropriation – FOR the purpose of making supplementary appropriations from unanticipated revenues to the Board of Education for the current fiscal year; making this ordinance an emergency ordinance; and generally relating to making supplementary appropriations to the current expense budget for the fiscal year ending June 30, 2022.
Introduced by Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 89-21 – AN ORDINANCE concerning: Current Expense Budget – Supplementary Appropriations – FOR the purpose of making supplementary appropriations from unanticipated revenues to certain offices, departments, institutions, boards, commissions or other agencies in the general fund and to certain special funds of the County government for the current fiscal year; and generally relating to making supplementary appropriations of funds to the current expense budget for the fiscal year ending June 30, 2022.
Introduced by Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 90-21 – AN ORDINANCE concerning: Personnel – Positions in the Classified Service – Department of Public Works and Police Department – Position Control – Office

of Central Services and Department of Public Works – FOR the purpose of modifying minimum qualifications for certain positions in the classified service; adding certain positions in the classified service; providing for the pay grade, work week, and minimum qualifications applicable to positions added to the classified service; decreasing certain positions in the classified service; increasing certain positions in the classified service; and generally relating to personnel.

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 91-21 – AN ORDINANCE concerning: Approval of private disposition of County-owned property consisting of approximately 37.50 +/- acres, known as 1127 Bragers Road in Odenton, Maryland – FOR the purpose of approving the terms and conditions under which the County may convey certain County-owned property to the Board of Education of Anne Arundel County (“BOE”).

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 92-21 – AN EMERGENCY ORDINANCE concerning: Budget – Grants Special Revenue Fund – Limitation on Conditional Appropriation – FOR the purpose of limiting a conditional appropriation to the Grants Special Revenue Fund; making this an emergency ordinance; and generally relating to finance, taxation, and budget.

Introduced by Ms. Fiedler

BILL NO. 93-21 – AN ORDINANCE concerning: Subdivision and Development – Adequate School Facilities – Residential Development in Transit-Oriented Overlay Development Policy Areas – FOR the purpose of exempting residential development located in transit-oriented overlay development policy areas from the adequate school facilities test under certain conditions; adding the conditions for the exemption from the test for adequate school facilities; and generally relating to subdivision and development.

Introduced by Ms. Lacey

BILL NO. 94-21 – AN ORDINANCE concerning: Subdivision and Development and Zoning – Glen Burnie Sustainable Community Overlay Area – Transit-Oriented Overlay Development Policy Areas – FOR the purpose of amending the conditions for an exemption from the test for adequate school facilities for residential redevelopment projects within the Glen Burnie Sustainable Community Overlay Area; amending the definition of “redevelopment” to include lots located in transit-oriented overlay development policy areas; and generally relating to subdivision and development and zoning.

Introduced by Ms. Pickard

BILL NO. 95-21 – AN ORDINANCE concerning: Construction and Property Maintenance Codes Supplement – International Building Codes Supplement – Exterior Wall Glass and Glazing – Nonresidential Construction – FOR the purpose of defining “threat factor”; requiring that glass installed on the exterior walls of nonresidential construction comply with certain bird threat factors; providing for the application of this ordinance; and generally relating to the construction and property maintenance codes.

Introduced by Ms. Rodvien

J. Introduction of Resolutions

RESOLUTION NO. 52-21 – RESOLUTION confirming the appointment of a member of the classified service to serve on the Pension Oversight Commission for Anne Arundel County
Introduced by Ms. Lacey, Chair
(by request of the County Executive)

RESOLUTION NO. 53-21 – RESOLUTION approving submission of names for the Property Tax Assessment Appeal Board
Introduced by Ms. Lacey, Chair
(by request of the County Executive)

RESOLUTION NO. 54-21 – RESOLUTION requesting the Charter Revision Commission to consider certain issues
Introduced by Ms. Rodvien, Mr. Pruski, and Ms. Lacey

RESOLUTION NO. 55-21 – RESOLUTION approving the nominations for appointment to the Stakeholder Advisory Committee for Region Planning Area No. 2
Introduced by Ms. Lacey, Chair
(by request of the County Executive)

RESOLUTION NO. 56-21 – RESOLUTION approving the nominations for appointment to the Stakeholder Advisory Committee for Region Planning Area No. 4
Introduced by Ms. Lacey, Chair
(by request of the County Executive)

RESOLUTION NO. 57-21 – RESOLUTION approving the nominations for appointment to the Stakeholder Advisory Committee for Region Planning Area No. 7
Introduced by Ms. Lacey, Chair
(by request of the County Executive)

K. Public Hearings and Call of Bills and Resolutions for Final Reading and/or Vote

[BILL NO. 73-21 \(As Amended\)](#) – AN ORDINANCE concerning: Approval of Lease Agreement for Coppermine Tennis Facility – FOR the purpose of approving an agreement to lease County-owned property located at 1580 Millersville Road, Millersville, MD 21108, to Coppermine Racquet and Fitness LLC; and requiring that modifications to the scope of the project under the lease agreement be approved by Ordinance of the County Council.
By Ms. Lacey, Chair
(by request of the County Executive)

[BILL NO. 77-21](#) – AN ORDINANCE concerning: Transfer of Control of Cable Franchisee – Anne Arundel Broadband, LLC – FOR the purpose of approving the transfer of control of the cable franchisee Anne Arundel Broadband, LLC, from WideOpenWest Mid-Michigan Holdings, LLC, a wholly-owned subsidiary of WideOpenWest Finance, LLC to Starpower Communications, LLC and generally relating to the cable franchise held by

Anne Arundel Broadband, LLC.
By Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 78-21 – AN ORDINANCE concerning: Purchasing – Acquisition of real property by gift – FOR the purpose of approving acceptance of a gift of real property totaling 6.18 acres of land, more or less, in Crownsville, Maryland, from Kevin J. Page (“Page”) and Michelle F. Page Cooper (“Cooper”).
By Ms. Lacey, Chair
(by request of the County Executive)
and Mr. Pruski and Ms. Rodvien

BILL NO. 79-21 – AN ORDINANCE concerning: Pensions – Deferred Retirement Option Program – Term of Participation Period – FOR the purpose of exempting Battalion Chiefs in the Fire Service Retirement Plan from the requirement for approval of the sixth year of DROP participation; and generally relating to pensions.
By Ms. Lacey, Chair
(by request of the County Executive)

BILL NO. 80-21 (Amendment proposed) – AN ORDINANCE concerning: Floodplain Management, Erosion and Sediment Control, and Stormwater Management – Violation, Enforcement, and Penalties – Civil Fines – Clearing Trees of Significant Size – FOR the purpose of making it a Class A civil offense to clear trees of significant size in violation of County erosion and sediment control law; amending the factors to be used when determining a fine for a Class A civil offense; and generally relating to floodplain management, erosion and sediment control, and stormwater management.
By Ms. Pickard, Ms. Rodvien, Mr. Pruski, and Ms. Lacey

BILL NO. 81-21 (Amendments proposed) – AN ORDINANCE concerning: General Provisions – Prohibition against Use of County Funds or Resources to Promote or Require Discrimination – FOR the purpose of defining “discrimination” and “employee”; adding prohibitions on the use of County funds or resources; and generally relating to general provisions.
By Mr. Volke

BILL NO. 82-21 – AN ORDINANCE concerning: Licenses and Registrations – Towing Companies – Towing or Removal of Vehicles from Parking Lots – Placement of Signs – Regional Malls – FOR the purpose of defining “regional mall”; requiring towing signage be placed at each entrance to a regional mall parking lot; and generally relating to licenses and registrations.
By Ms. Lacey

RESOLUTION NO. 47-21 – RESOLUTION approving the determination of certain non-buildable County-owned properties known as part of Drum Point Avenue and Crain Highway in Glen Burnie, Maryland as surplus property
By Ms. Lacey, Chair
(by request of the County Executive)

L. Other Business

M. Adjournment

~

Anyone with a disability who requires a reasonable accommodation to fully participate in a Council meeting should contact the Administrative Officer at least 72 hours before the meeting to discuss your accessibility needs. The Administrative Officer may be reached by email at CouncilAdmin@aacounty.org or by telephone at 410-222-1401. TTY users, please use Maryland Relay, 7-1-1.

~

WAYS TO FOLLOW THE COUNTY COUNCIL

Members of the public can watch the October 18, 2021 meeting on local cable channels or via Arundel TV Live. To find a list of channels or to access Arundel TV Live, visit www.aacounty.org/services-and-programs/government-television.

For more details on all the ways to participate please visit <https://www.aacounty.org/services-and-programs/county-council-meeting-participation>



Anne Arundel County, Maryland Audit Results Year Ended June 30, 2020

WEALTH ADVISORY | OUTSOURCING | AUDIT, TAX, AND CONSULTING

Investment advisory services are offered through CliftonLarsonAllen Wealth Advisors, LLC, an SEC-registered investment advisor

Contents

We welcome the opportunity to meet with you to discuss the results of our audit and the financial statements of Anne Arundel County, Maryland for the year ended June 30, 2020. We completed our audit and have issued our report dated December 17, 2020.

CLA exists to create opportunities for our clients, our people, and our communities. We achieve this goal by living the CLA Promise: to know you and help you. The contact at CLA in connection with this communication is listed below:



Remi Omisore, CPA, MBA, CISA, CIA
Remi.Omisore@CLAConnect.com
(410)308-8157

<i>Content</i>	<i>Page</i>
Scope and Deliverables	
Scope and Deliverables	3
Industry Trends and Developments	
GASB Pronouncements	4
Other Developments	5
Required Communications	
Industry and Firm Required Communications	8
Uniform Grant Audit Results	11

Scope and Deliverables



Scope of the Engagement

Issue an opinion on the County's June 30th financial Statements
Issue an opinion on the County's OPEB June 30th financial Statements
Single Audit - Audit of the Schedule of Expenditures of Federal Awards



Responsibilities



Management is responsible for the preparation and fair presentation of these financial statements.
Auditors' responsibility is to express an opinion on these financial statements based on an audit and to conduct the audit to obtain reasonable assurance that the financial statements are free from material misstatement.



Conclusion

Unmodified Opinion
Required communications - Communications to those charged with governance on key components
Report on internal control and compliance
Report on the Schedule of Expenditures of Federal Awards



Governmental Accounting Standards Board Update

Effective Dates

- 2021
 - **Statement 84—Fiduciary Activities**
 - Statement 90—Majority Equity Interests
 - Statement 97—Certain Component Unit Criteria
- 2022
 - **Statement 87—Leases**
 - Statement 89—Accounting for Interest Cost Incurred before the End of a Construction Period
 - Statement 92—Omnibus 2020
 - Statement 93—Replacement of Interbank Offered Rates
- 2023
 - Statement 91—Conduit Debt Obligations
 - Statement 94—Public-Private and Public-Public Partnerships and Availability Payment Arrangements
 - **Statement 96—Subscription-Based Information Technology Arrangements**



Local Coronavirus Relief Fund (CRF) Expenditures

(As of June 30, 2020)



Costs are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19)



Cost were not accounted for in the budget most recently approved as of March 27, 2020 for the State or government



Cost were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020

(in thousands)

Recipient	Award	\$ Spent	% Spent
Delaware	\$1,250,000	\$80,067	6.4%
Maryland	\$2,344,277	\$1,012,078	43.2%
Virginia	\$3,309,738	\$ 823,061	24.9%
New Castle County, DE	\$322,767	\$2,674	0.8%
Anne Arundel County, MD	\$101,072	\$41,631	41.2%
Baltimore County, MD	\$144,370	\$21,295	14.8%
Baltimore City, MD	\$103,559	\$51,152	49.4%
Montgomery County, MD	\$183,337	\$43,906	23.9%
Prince Georges County, MD	\$158,671	\$20,636	13.0%
Fairfax County, VA	\$200,235	\$52,234	26.1%

American Rescue Plan Act (ARPA) Eligible Use Categories



Support Public Health Response

Fund COVID-19 mitigation efforts, medical expenses, behavioral healthcare, and certain public health and safety staff



Replace Public Sector Revenue Loss

Use funds to provide government services to the extent of the reduction in revenue experienced due to the pandemic



Water and Sewer Infrastructure

Make necessary investments to improve access to clean drinking water and invest in wastewater and stormwater infrastructure



Address Negative Economic Impacts

Respond to economic harms to workers, families, small businesses, impacted industries, and the public sector



Premium Pay for Essential Workers

Offer additional support to those who have and will bear the greatest health risks because of their service in critical infrastructure sectors



Broadband Infrastructure

Make necessary investments to provide unserved or underserved locations with new or expanded broadband access

8 Assessments to Help Mitigate Cybersecurity Threats



- **Network penetration and wireless testing** — Help keep hackers away by knowing your current level of exposure and your monitoring functions, as well as how to recognize and respond to breaches in your network systems.
- **Web and application penetration testing** — From business partners requesting access through your firewall to your staff requiring 24/7 mobile connectivity, it is imperative to understand your current risk profile and how to strengthen your defenses.
- **Application and general controls review** — How recently have you reviewed your general controls (i.e., your people or policies)? Develop an IT risk assessment and internal audit plan. Identify simple and moderate (low-cost) controls that can be applied to mitigate application and data security risks.
- **Social engineering assessment** — Do your employees know and understand how to protect sensitive information and respond to email phishing or pretext calls? Analyze the effectiveness of your administrative, physical, and technical safeguards.
- **GLBA information, HIPAA, and PCI data protection risk assessments**—Avoid compliance risks and impacts, loss of funds, or reputation loss due to data breach or stolen credentials, by thoroughly understanding your compliance levels and any gaps in process, tools, and functions.
- **Security policy review and development** — The weakest link in a cybersecurity strategy is often the end user. Do you have security policies that help develop the proper culture of awareness and communication among your staff?
- **Security awareness training** — Is your team aware of the types of current attacks and trends, and how to respond to or avoid these threats? Teach your staff how to recognize threats and use security controls.
- **Incident response and forensic investigation** — Are you confident in your policies and responses? Align your strategy with proven practices when identifying, assessing, and documenting security incidents



Required Communications



Topic	Communication
Our Responsibility Under Generally Accepted Auditing Standards	- Express an opinion on the fair presentation of the financial statements in conformity with GAAP - Plan and perform the audit to obtain reasonable, but not absolute, assurance that the financial statements are free of material misstatement - Evaluate internal control over financial reporting - Utilize a risk-based audit approach - Communicate significant matters to appropriate parties
Planned Scope and Timing of the Audit	Performed the audit according to the planned scope and timing previously communicated
Other Information in Documents Containing the Audited Financial Statements	- Financial statements may only be used in their entirety - Our approval is required to use our audit report in a client prepared document - We have no responsibility to perform procedures beyond those related to the financial statements



Required Communications



Topic	Communication
Significant Accounting Policies	• Management is responsible for the accounting policies of the organization • Accounting policies are outlined in Note 1 to the financial statements • No significant changes to the accounting policies during the year • Accounting policies deemed appropriate • No unusual transactions occurred
Significant Accounting Estimates	• An area of focus under a risk-based audit approach • Significant estimates include: allowance for doubtful accounts, landfill liability, claims/IBNR and the Net Pension and OPEB Liability • Estimates determined by management based on their knowledge and experience • No management bias indicated • Estimates were deemed reasonable • Estimate uncertainty is disclosed in the financial statements
Management Representation Letter	• Management provided a signed representation letter prior to finalization of the audit report
Other	• No difficulties encountered in performing the audit • No issues discussed prior to retention as independent auditors • No disagreements with management regarding accounting, reporting, or other matters • No consultations with other independent auditors • No other findings or issues were discussed with, or communicated to, management



Internal Control Matters



Topic	Communication
Purpose	- Express an opinion on the financial statements, not on the effectiveness of internal controls. - Our consideration of internal controls was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore material weaknesses or significant deficiencies may exist that were not identified. In addition, because of inherent limitations in internal control, including the possibility of management override of controls, misstatements due to fraud or error may occur and not be detected by such controls.
Material Weakness	Reasonable possibility that a material misstatement would not be prevented, or detected and corrected on a timely basis.
Significant Deficiencies	- Less significant than a material weakness, yet important enough to merit the attention of governance. - Finding related to presentation of the SEFA
Restricted Use	This communication is intended solely for the information and use of management, the audit committee, and others within the County, and is not intended to be, and should not be, used by anyone other than these specified parties.
Results	- No material weaknesses identified - Uncorrected misstatements related to the Maryland Live Casino liability (\$4.3m), no significant corrected adjustments included in governance communication



Uniform Grant Audit Status



Any entity receiving more than \$750,000 in federal grants or awards is generally required to receive a single audit, which encompasses an audit of the financial statements, as well as an audit of the Schedule of Expenditures of Federal Awards (SEFA). In auditing the SEFA, a few federal awards will be selected for testing. This testing is performed according to 2 CFR 200, and the Office of Management and Budget (OMB) Circular A-133 Compliance Supplement for the year being audited. Key information about the SEFA and audit are below:

- Total Federal expenditures of \$70,274,180
- Total Federal expenditures of \$26,527,948 passed through to subrecipients
- Type A threshold of \$2,108,225
- Audit coverage of 66%
- Adjustment to SEFA of \$138k

Programs Tested	Expenditures	Results
21.019 Coronavirus Relief Fund	\$41,631,378	Charges to the grant in the amount of \$1,015,000 were applied to the grant, however these costs encumbered but not incurred as of year end.
14.218 Community Development Block Grant	\$2,825,931	No material weaknesses or significant deficiencies identified.
93.Aging Aging Cluster	\$2,353,461	No material weaknesses or significant deficiencies identified.



Remi Omisore, CPA
Principal
Remi.Omisore@CLAConnect.com
(410)-308-8157

Alex Walther, CPA
Manager
Alexandra.walther@CLAConnect.com
(410)-308-8053



CLAAconnect.com



WEALTH ADVISORY | OUTSOURCING | AUDIT, TAX, AND CONSULTING

Investment advisory services are offered through CliftonLarsonAllen Wealth Advisors, LLC, an SEC-registered investment advisor



**ANNE ARUNDEL COUNTY
OFFICE OF THE COUNTY AUDITOR**

To: Councilmembers, Anne Arundel County Council
From: Michelle Bohlayer, County Auditor
Date: October 13, 2021
Subject: Auditor Review of Legislation for the October 18, 2021 Council Meeting

**Bill 73-21:
Approval of Lease
Agreement for
Coppermine Tennis
Facility (As Amended)**

Summary of Legislation

This bill approves an agreement to lease County-owned property located at 1580 Millersville Road in Millersville to Coppermine Racquet and Fitness, LLC. This lease agreement is for a term of 25 years from the issuance of the Notice to Proceed by the County indicating the start of the lease and approval to commence construction which shall be issued as an amendment to the lease.

We commented on this bill in our letter dated September 29, 2021. At the October 4, 2021 Council meeting, this bill was amended to require that any modification to the scope of the project under the Coppermine Lease Agreement be approved by Ordinance of the County Council. We have no further comments on this bill.

**Bill 77-21:
Transfer of Control of
Cable Franchisee – Anne
Arundel Broadband, LLC**

Summary of Legislation

This bill approves the transfer of control of the cable franchisee, Anne Arundel Broadband, LLC, from WideOpenWest Mid-Michigan Holdings, LLC, a wholly-owned subsidiary of WideOpenWest Finance, LLC, to Starpower Communications, LLC.

Review of Fiscal Impact

This bill has no direct fiscal impact.

**Bill 78-21:
Purchasing – Acquisition
of Real Property by Gift**

Summary of Legislation

This bill proposes approving acceptance of a gift of real property consisting of approximately 6.18 acres of land from Kevin Page and Michelle Page Cooper. The properties, known as 920 Woodward Lane and 924 Woodward Lane in Crownsville, consist of two adjacent lots of undeveloped, unimproved, wooded land. The State Department of Assessments and Taxation (SDAT) assessed values of the 920 Woodward Lane and 924 Woodward Lane properties are \$160,000 and \$92,200, respectively. The most recent County property tax assessments for these properties total \$2,353.

Anne Arundel County Code § 8-3-101 requires the County Executive to identify the public purpose for which the property may be used. Additionally, the County Executive must ensure that the Director of Public Works (DPW) conducts an environmental assessment and provides a written determination of any potential hazard or future remediation expense and also must ensure the Budget Officer provides a written assessment of the fiscal impact of the gift, including any future expenditures.

The County Executive's public use of the property will be to use it for park and preservation purposes as part of the Bacon Ridge Natural Area, contributing to the protection and enhanced water quality of the Bacon Ridge Branch and the South River.

DPW obtained a Phase I Environmental Site Assessment (ESA) from Arc Environmental (Arc) of the property. The ESA observed evidence of the Recognized Environmental Condition of solid waste dumping. Specifically, a one-gallon paint can and a 30-gallon steel drum was observed in the vicinity of the western portion of the property. The observed solid waste dumping was removed, and Arc subsequently inspected the property on August 25, 2021 and confirmed that the solid waste dumping had been removed and that no other evidence of solid waste dumping was observed on that date. Arc also examined the soils in the vicinity of the former solid waste dumping for staining and unusual odors and none were observed and stated that given the absence of any signs of petroleum contamination, no further action is recommended at this time.

The ESA identified limitations in the report due to a lack of owner and site manager questionnaires, an environmental lien search, and historical data for certain periods, however, Arc concluded that these data gaps were not considered significant because the site uses were well documented before and after the time frames for which records were unavailable. The DPW Director provided a written determination indicating that there are no anticipated future remediation expenses.

The Office of the Budget provided the bill's fiscal note as a written assessment of the fiscal impact of the gift, including any future expenditures.

Bill 78-21 (continued)**Review of Fiscal Impact**

We agree with the information provided in the Administration's fiscal note. The fiscal impact of accepting this real property gift is a reduction of \$2,353 in annual property tax revenue based on the fiscal year 2022 (FY22) assessed value of the property per SDAT and the FY22 property tax rate. It should be noted that any reduction in property tax revenue resulting from accepting this real property gift would result in the remaining real property tax bills being increased to offset this decrease due to the County's practice of maximizing property tax revenue under the property tax cap. The County will also likely incur some one-time costs associated with recording the change in ownership. Per the Budget Officer, the costs for management and maintenance of the addition of the property will be absorbed within the Department of Recreation and Parks' operations budget.

**Bill 79-21:
Pensions – Deferred
Retirement Option
Program – Term of
Participation Period****Summary of Legislation**

This bill exempts Battalion Chiefs in the Fire Service Retirement Plan from the requirement for approval of the sixth year of the Deferred Retirement Option Program (DROP). This is consistent with the FY22 Fire Battalion Chief Memorandum of Agreement with the County.

Review of Fiscal Impact

We agree with the information provided in the Administration's fiscal note that this legislation should not have a fiscal impact because the Fire Battalion Chiefs are already eligible to extend beyond the fifth year of DROP participation.

**Bill 80-21:
Floodplain Management,
Erosion and Sediment
Control, and Stormwater
Management – Violation,
Enforcement, and
Penalties – Civil Fines –
Clearing Trees of
Significant Size**

Summary of Legislation

This bill makes it a Class A civil offense to clear trees of significant size in violation of County erosion and sediment control law and amends the factors to be used when determining a fine for a Class A civil offense to remove the limitation to Class A civil offenses only for violations in the critical area.

Currently, when large, unpermitted disturbances occur, inspectors from the Department of Inspections & Permits (I&P) visit the site to assess the amount of disturbance and determine if a Class C civil fine is warranted per Anne Arundel County Code (Code) § 16-5-105(d). For a Class C civil offense, the fine is \$500 for the first violation and \$1,000 for the second or any subsequent violation. This violation currently does not take into account if trees of significant size were cleared as a part of the violation. This bill would allow I&P to assess a Class A civil fine of up to \$10,000 for clearing trees of significant size. This would be a single fine for the entire disturbance activity, rather than a civil fine assessed per tree of significant size that was removed.

For a Class A civil offense, the fine is not to exceed \$10,000 for the first violation, and any subsequent violation.

Review of Fiscal Impact

I&P currently deploys inspectors and foresters to assess disturbance violations, including replanting requirements due to Code § 16-5-106, therefore it expects the increase in workload to be minimal and do not expect a fiscal impact from this bill.

This bill will result in additional fines billed, however, the amount will be dependent on the number of violations.

**Bill 81-21:
General Provisions –
Prohibition Against Use of
County Funds or
Resources to Promote or
Require Discrimination**

Summary of Legislation

This bill defines discrimination and employee and adds prohibitions on the use of County funds or resources for any purpose prohibited by the bill. This bill prohibits the use of County funds or resources to direct or otherwise compel a County employee to personally affirm, adopt, or adhere to discrimination; to fund any program, training, professional development, or policy that teaches the value of discrimination to employees or that encourages or compels employees to personally affirm, adopt, or adhere to discrimination; and to hire or fund outside contractors or third parties to do any act prohibited in this bill.

Review of Fiscal Impact

The fiscal impact of this bill will be based on the legal interpretation and the related determination of County programs, training, professional development, policies, or use of contractors or third parties that are currently funded in the FY22 Budget.

There are certain state laws that determine education policy for the Board of Education, Community College, and Library, so the County cannot condition its funding on anything that would interfere with that policy. Therefore, there should be no fiscal impact on these agencies.

**Bill 82-21:
Licenses and Registrations
– Towing Companies –
Towing or Removal of
Vehicles from Parking
Lots – Placement of Signs
– Regional Malls**

Summary of Legislation

This bill defines regional mall and requires towing signage to be placed at each entrance to a regional mall parking lot to conform the Code to state law.

Review of Fiscal Impact

This bill does not have a direct fiscal impact.

**Resolution 47-21:
Approving Determination
of Certain Non-Buildable
County-Owned Properties
Known as Part of Drum
Point Avenue and Crain
Highway in Glen Burnie as
Surplus Property**

Summary of Legislation

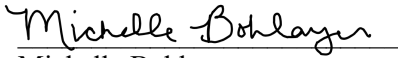
This resolution approves the determination of three non-buildable County-owned properties known as part of Drum Point Avenue and Crain Highway in Glen Burnie as surplus property. The three properties are as follows:

- Part of Crain Highway – 0.051 acres (2,217 square feet)
- Part of Drum Point Avenue – 0.030 acres (1,316 square feet)
- Part of Drum Point Avenue – 0.080 acres (3,477 square feet)

Review of Fiscal Impact

We reviewed this resolution and the support provided by the Administration and agree with the information presented. This resolution approves the determination of this property as surplus and has no fiscal impact. Pursuant to Code § 8-3-204(f), if the County Council approves this determination as surplus property and the purchase price is less than 90% of its appraised value or the appraised value is \$50,000 or more, the Administration will be required to obtain County Council approval for the disposition of the property.

Sincerely,


Michelle Bohlayer
County Auditor

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Minutes of

Legislative Session 2021, Legislative Day No. 19

October 4, 2021 - 7:00 P.M.

The meeting was called to order by Chair Lacey at 7:00 P.M. and opened with the Invocation given by Ms. Haire. The meeting was held in the County Council Chambers, Arundel Center, Annapolis, Maryland. There were approximately 70 persons in the audience.

The following members of the County Council were present:

Sarah F. Lacey	First District
Allison Pickard	Second District
Nathan Volke	Third District
Andrew C. Pruski	Fourth District
Amanda Fiedler	Fifth District
Lisa D.B. Rodvien	Sixth District
Jessica Haire	Seventh District

The County Auditor's Office was represented by the County Auditor, Michelle Bohlayer. Linda Schuett, Legislative Counsel, was also present.

ETHICS STATEMENT

Laura Corby, Administrative Officer, read aloud the Ethics Statement.

INVITATION TO AUDIENCE

The Administrative Officer stated there were no submissions of written public testimony received for Invitation to Audience through the online testimony tool.

The following person spoke on Invitation to Audience:

Steven Waddy
Travis Lerol
Julie Johnson
David Dull

There was no one else present who wished to speak, and the Invitation to Audience was concluded.

PRELIMINARY MOTION

On motion of Ms. Pickard, seconded by Ms. Fiedler, the Council voted that the partial reading of any bill, resolution, minutes, or amendment constitutes the reading of the whole.

APPROVAL OF MINUTES

On motion of Ms. Pickard, seconded by Mr. Pruski, the minutes of the meeting of September 20, 2021 were approved as presented.

INTRODUCTION OF BILLS

BILL NO. 83-21 – AN EMERGENCY ORDINANCE concerning: Zoning – General Provisions – Uses and Structures – Temporary Uses – FOR the purpose of amending certain termination dates established by Bill No. 55-21 to extend the temporary use authorization for outdoor seating at restaurants; and making this Ordinance an emergency measure.

By Ms. Lacey, Chair

(by request of the County Executive)

and by Ms. Rodvien, Ms. Pickard, and Mr. Pruski

BILL NO. 84-21 – AN ORDINANCE concerning: Approval of Lease of County-owned property to the Boys & Girls Clubs of Annapolis and Anne Arundel County, Inc. – FOR the purpose of approving the lease of a portion of a County-owned property known as 1160 Reece Road, Severn, MD 21144, to the Boys & Girls Clubs of Annapolis and Anne Arundel County, Inc.

By Ms. Lacey, Chair

(by request of the County Executive)

BILL NO. 85-21 – AN ORDINANCE concerning: Subdivision and Development – Adequate Public Facilities – Public Schools – FOR the purpose of modifying the provisions for an exemption from requirements for adequate public facilities for schools; restoring provisions relating to the school utilization chart as they existed before the sunset of Bill No. 15-18; making certain technical changes; and generally relating to subdivision and development.

By Ms. Lacey, Chair

(by request of the County Executive)

BILL NO. 86-21 – AN ORDINANCE concerning: Finance, Taxation, and Budget – Real Property Taxes – Tax Credits – Public Safety Officer Property Tax Credit – FOR the purpose of extending the duration of the Public Safety Officer property tax credit; extending the termination of the Public Safety Officer property tax credit; and generally relating to finance, taxation, and budget.

By Mr. Pruski

BILL NO. 87-21 – AN ORDINANCE concerning: Licenses and Registrations – Amusements – Commercial Bingo and Alcoholic Beverages – FOR the purpose of repealing the prohibition against serving alcoholic beverages during commercial bingo games; and generally relating to licenses and registrations.

By Ms. Lacey, Mr. Volke, and Mr. Pruski

INTRODUCTION OF RESOLUTIONS

RESOLUTION NO. 50-21 – RESOLUTION appointing a Charter Revision Commission

By Ms. Lacey, Chair

and by Ms. Lacey, Mr. Volke, Mr. Pruski, and Ms. Pickard

RESOLUTION NO. 51-21 – RESOLUTION designating Ellen Moss as the representative for the County Council on the DC Metroplex BWI Community Roundtable

By Mr. Volke

SUSPENSION OF RULES

On motion of Ms. Fiedler, seconded by Ms. Rodvien, the motion to vote to suspend Rule 5-106 to change the order and hear and vote on Resolution No. 49-21 first was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire,
Ms. Lacey

Nay – None

The Chair stated that the Council would hear and vote on Resolutions 50-21 and 51-21 at the end of the meeting.

PUBLIC HEARING AND CALL OF RESOLUTION FOR FINAL READING AND/OR VOTE

The Chair called Resolution No. 49-21, Resolution in support of a replacement bridge at the current crossing of the William Preston Lane Jr. Memorial Bridge otherwise known as the Chesapeake Bay Bridge; and the Administrative Officer read the title.

Ms. Fiedler, Sponsor, stated this is a follow up resolution to the one that was passed in June asking for a pause in the plan. She stated her concerns about local traffic jams. She also stated there had been discussions with the Eastern Shore representatives to coordinate their efforts.

Pete Baron, Director, Government Affairs, accompanied by Lori Rhodes, DCAO, Land Use, Ramon Robinson, Director, Transportation, and Lori Blair, Legislative County Attorney, stated the Administration supports the Resolution.

Ms. Fiedler went into detail explaining what the Resolution was stating.

Ms. Rodvien stated her concerns about the traffic affecting her district also and thanked the Sponsor for her efforts.

The Chair opened the public hearing on Resolution No. 49-21.

The Administrative Officer stated there were three submissions of public testimony received for Resolution No.49-21, which were posted to the website and are part of the official record.

The following individuals spoke on Resolution No. 49-21:

Bruce Bereano
Jim Moran
Raymond Douglas Cleland
Theophilus Britt Griswold
William C. Nevel
David Humphreys
Pat Lynch
Julie Johnson

There was no one else present who wished to speak and the hearing was concluded.

The Chair called Resolution No. 49-21, Resolution in support of a replacement bridge at the current crossing of the William Preston Lane Jr. Memorial Bridge otherwise known as the Chesapeake Bay Bridge; and the Administrative Officer read the title.

Ms. Haire thanked the Sponsor for her work on the resolution.

Mr. Pruski noted the difference between a bill and a resolution and that a resolution is a statement that doesn't provide any action and doesn't force anyone to do anything.

Ms. Fiedler addressed Resolution No. 32-21 and the fact that the current spans have either met or exceeded their lifetime and replacement at this location needs to be addressed as well as another span at a different location.

Ms. Rodvien asked if the resolution passed did it mean the search for a bridge at another location would cease.

Ms. Fiedler stated the current study is looking for one bridge, either at the current location or elsewhere. If it is determined to be elsewhere the maintenance on the current spans would be ongoing.

Mr. Volke asked about the earlier resolution and why the Council would now be supporting the study.

Ms. Fiedler explained the need for a replacement span at the current location.

Amendment No. 1

The Chair called for Amendment No. 1, and the Administrative Officer read the description:

This amendment adds recipients of a copy of the resolution.

On motion of Ms. Fiedler, seconded by Ms. Haire, Amendment No. 1 was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire,
Ms. Lacey
Nay – None

The Chair called Resolution No. 49-21, as amended, Resolution in support of a replacement bridge at the current crossing of the William Preston Lane Jr. Memorial Bridge otherwise known as the Chesapeake Bay Bridge; and the Administrative Officer read the title.

Resolution No. 49-21, as amended, was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire
Nay – Ms. Lacey

PUBLIC HEARINGS AND CALL OF BILLS FOR FINAL READING AND/OR VOTE

BILL NO. 68-21 (As Amended)

The Chair called Bill No. 68-21, as amended, An Ordinance concerning: Public Safety – Animal Care and Control – Authority to Impound – Tethering of Dogs – For the purpose of amending the circumstances under which an animal may be impounded; amending the circumstances under which a dog may be tethered outdoors; and generally relating to animal care and control; and the Administrative Officer read the title.

Pete Baron, Director, Government Affairs, accompanied by Robin Catlett, Animal Care and Control, Captain Jeff Adams, Anne Arundel County Police, and Curran Ritter, Office of Law, stated they appreciate the cooperation of the Council and they are ready for the bill to pass at this meeting.

Ms. Rodvien thanked all the people who worked on the bill.

Mr. Volke stated he was going to support the bill but expressed his concerns on the wording of the bill and that it gives a lot of discretion to the Animal Care and Control staff. He stated he is trusting that they will use the discretion the way they have stated they will use it.

The Chair opened the public hearing on Bill No. 68-21, as amended.

The Administrative Officer stated there were three submissions of public testimony received for Bill No. 68-21, as amended, which were posted to the website and are part of the official record.

There was no one present who wished to speak and the hearing was concluded.

The Chair called Bill No. 68-21, as amended, An Ordinance concerning: Public Safety – Animal Care and Control – Authority to Impound – Tethering of Dogs; and the Administrative Officer read a portion of the title.

Bill No. 68-21, as amended, was passed by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire,
Ms. Lacey
Nay – None

BILL NO. 72-21

The Chair called for the public hearing on Bill No. 72-21, An Ordinance concerning Purchasing – Capital Improvement Contracts – Prevailing Wage and Local Hiring – For the purpose of establishing prevailing wage and local hiring provisions applicable to specific types of capital improvement contracts; defining certain terms; adding the types of capital improvement contracts to which prevailing wage provisions apply; allowing wage deductions in specific instances; requiring capital improvement contracts to include specific terms; adding worksite notice requirements; requiring maintenance of certain records relating to prevailing wage requirements; allowing audits investigations of complaints of violations of prevailing wage requirements; adding local hiring requirements; adding reporting requirements for prevailing wage and local hiring data; establishing penalties for violations of prevailing wage and local hiring provisions; providing for the applicability of this Ordinance; providing for a delayed effective date; and generally relating to purchasing; and the Administrative Officer read the title.

Pete Baron, Director, Government Affairs, accompanied by Chris Trumbauer, Budget Officer, Christine Anderson, Director, Central Services, Andrew Hime, Purchasing, Chris Phipps, Director, DPW, and Lori Blair, Legislative County Attorney, stated the purpose of the bill and how it will fit into County contracts.

Mr. Phipps stated it's important to have a skilled workforce and this bill will assist in that effort as well as efficiency gains.

Mr. Volke asked Mr. Phipps how long he had been the Director of Public Works.

Mr. Phipps stated since 2013.

Mr. Volke asked Mr. Phipps about projects he had overseen in the County and if any were built with substandard labor.

Mr. Phipps stated it was difficult to compare projects because prevailing wage was not an option at the time the projects were completed.

Mr. Volke asked if there are any projects that were completed that he thinks needs to be replaced because they were built in a substandard manner.

Mr. Phipps stated he was unable to identify an individual project but that the County is in a competitive disadvantage to adjacent counties who all have prevailing wage programs in place.

Ms. Haire asked Ms. Bohlayer about the blue letter which indicated the total project costs for the FY22 projects could increase as much as \$37 million. She asked if that amount had been added to the budget expense for FY22 would we exceed debt affordability.

Ms. Bohlayer stated that if no other changes were made to the budget this amount would get the County to the debt affordability limits quicker. There are different metrics that are used to determine the debt affordability limit and explained those metrics.

Ms. Fiedler asked about the study Mr. Phipps cited versus an email they had received from a contractor who works with jurisdictions that have prevailing wage requirements. He stated that the increase in costs was actually 25%-30% more. She asked him where he got the 2%-15% number.

Mr. Phipps stated that labor was only a percentage of the costs. There are still equipment and materials.

Mr. Baron stated the study which is cited is from the General Assembly Fiscal and Policy Note on a State Bill. He hasn't seen the email from the contractor so they are unable to comment on their estimates.

Mr. Trumbauer stated his office had prepared the fiscal note. The range of 2%-15% came from different sources. There is no way to estimate how much costs will increase, but they know they will increase, which is in the fiscal note. He stated labor costs go up every year.

Mr. Trumbauer also answered Ms. Haire's earlier question about the debt affordability limit. He stated his office receives updates on costs the entire time they are developing the budget. The budget is designed to take all costs into consideration and will not go over the CIP and debt affordability limit.

Mr. Volke asked about the comparison of the numbers given by the Administration versus the contractor's number in the email.

Mr. Baron stated they looked at a number of studies and shouldn't discount any of them because of the number of factors which influence the numbers.

Ms. Pickard stated we are the donut hole and are the only county in the region not offering prevailing wages. She stated that we are hurting our own residents. There are also requirements in the bill for some workers to be County residents. She stated other important factors of the bill.

Ms. Haire asked Mr. Trumbauer what options are available to the Budget Office to get to the CIP.

Mr. Trumbauer stated they look at the number of projects, the timing of the project and how to put those projects together under the Debt Affordability Limit. They get updates all the time of costs and expenses. There has not been any conversation about increasing revenue to cover the costs, only how to put the best capital projects forward.

Ms. Haire asked if that meant there could be delays in projects.

Mr. Trumbauer explained that is part of the process and they already do that every year. There are many projects submitted that go through the prioritization process and are not submitted

to the Council in the budget. There are many infrastructure needs in the County, but they can't do them all.

Mr. Volke asked about the percentage and how much would need to be cut from the current FY22 budget.

Ms. Bohlayer explained the numbers in the blue letter and where they came from.

Mr. Pruski stated the costs versus the local economy benefit.

Ms. Fiedler asked about the cost and if taxes would need to be increased.

Mr. Trumbauer stated they cut projects every year. The projects need to fit into the debt affordability limit. He stated this bill will make some projects more expensive which is outlined in the fiscal note and the auditor's blue letter. This will be an additional factor taken into consideration when determining which projects are done.

Mr. Volke asked if anyone could tell him the number of in-county versus out-of-county workers are currently working on County projects at the current time.

Mr. Baron stated they are unable to give that number. They currently do not have a local hire law.

Ms. Rodvien state she is a proponent of you get what you pay for and asked questions regarding costs versus outcome of projects. She is aware of subcontractors who have hired people from several states away in order to pay them a lower hourly rate.

The Chair called for the public hearing on Bill No. 72-21.

The Administrative Officer stated there were seven submissions of public testimony received for Bill No. 72-21, as well as 28 letters which came through the drop box out front as well as via email, which were posted to the website and are part of the official record.

The following persons spoke on Bill No. 72-21:

Carl Neimeyer
William Yull
Jermaine Jones
Thomas Killeen
Roxana Mejia
Raymond Douglas Cleland
Kurt Snyder
Concepcion Morales
David Dull
Julie Johnson

There was no one else present who wished to speak and the hearing was the hearing was closed.

The Chair called Bill No. 72-21, An Ordinance concerning Purchasing – Capital Improvement Contracts – Prevailing Wage and Local Hiring; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Chair called for Amendment No. 1 and the Administrative Officer read the description:

This technical amendment corrects a typographical error.

On motion of Ms. Rodvien, seconded by Ms. Pickard, Amendment No. 1 was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire,
Ms. Lacey
Nay – None

Mr. Volke asked if the legislation will ensure that the County will only contract with employers who are hiring and screening for employees who are working with lawful status.

Mr. Baron stated this bill does not speak to anything around immigration status.

Mr. Volke asked if there was anything in County law currently that ensured that the County only does business with employers whose employees have lawful status.

Pete Baron stated there are Federal laws which govern this and the County would have to follow those laws. He is not aware of any other provisions.

Ms. Pickard thanked the speakers who came and spoke on the bill. She thanked the people who brought the legislation forward which she stated encouraged young people to consider trades for their careers.

Ms. Schuett stated there are contingencies in County contracts that state that Federal and State laws must be complied with.

Ms. Fiedler state she is unable to support the bill because of the lack of specificity on how much the bill will cost.

Ms. Rodvien stated they are focusing too much on one type of cost and not considering all of the things that add up. She is supporting the bill.

Ms. Haire stated there are boards for contract appeals and there is no guarantee that delays will be alleviated by this legislation. She asked Mr. Hime if the only way to award a County contract is through the lowest bid.

Mr. Hime stated there are multiple ways to determine the winner of a County bid. In the process and programs they have in place the low bid is the preferred process for determination of the winning bidder.

Ms. Haire stated there is no mention of who will oversee the “best efforts”, there is no definition of “best hires” or the penalties for failing to use them. She asked if there was an update on these questions.

Mr. Baron stated the Purchasing Agent will provide the guidance.

Mr. Volke asked Mr. Phipps if there were any projects completed in the County which had shoddy work and caused taxpayers more money in the long run.

Mr. Phipps stated he was unable to give a specific, isolated case. The trade itself depends on the cost which includes the cost of labor versus materials. He can only cite the information in the studies.

Ms. Lacey asked if prevailing wage is a new concept.

Mr. Hime stated that it was not a new concept and recounted his experience with it.

Ms. Fiedler stated she still hadn’t gotten the answer to the question of a specific job which prevailing wage would have improved.

Ms. Rodvien stated she did not mean to indicate there would be no delays if prevailing wage were in place, only the possibility of less delays and a better work product.

Ms. Haire noted there were provisions in this bill that go beyond the federal mandates.

Mr. Volke asked Mr. Phipps if under the Owens administration a prevailing wage proposal had been introduced.

Mr. Phipps stated he was not a director at that time and did not know.

Mr. Volke asked if this had been introduced in any of the other administrations since then.

Mr. Baron stated to his knowledge this was the first time a prevailing wage bill had been introduced.

Ms. Pickard cited the areas we already have prevailing wage in place in County government, which is school construction.

Mr. Volke stated now he knows now why school construction costs are so high.

Mr. Pruski stated this legislation has not been brought forward previously, but that it is time that it is.

The Chair called Bill 72-21, as amended, An Ordinance concerning: Purchasing – Capital Improvement Contracts – Prevailing Wage and Local Hiring; and the Administrative Officer read a portion of the title.

Bill No. 72-21, as amended, was passed by the following roll call vote:

Aye – Ms. Pickard, Mr. Pruski, Ms. Rodvien, Ms. Lacey

Nay – Mr. Volke, Ms. Fiedler, Ms. Haire

BILL NO. 73-21

The Chair called for the public hearing on Bill No. 73-21, An Ordinance concerning: Approval of Lease Agreement for Coppermine Tennis Facility – For the purpose of approving an agreement to lease County-owned property located at 1580 Millersville Road, Millersville, MD 21108, to Coppermine Racquet and Fitness LLC; and the Administrative Officer read the title.

Pete Baron, Director, Government Affairs, was accompanied by Chris Trumbauer, Budget Officer, Jessica Leys, Director, Recreation and Parks, Erica Matthews, Recreation and Parks, Andrew Hime, Purchasing Agent, Central Services, and Lori Blair, Legislative County Attorney.

Mr. Trumbauer stated the history of this project. He outlined how the Administration had met with the community and their vision for this project and how it differed from the previous Administration.

Ms. Leys outlined the County's commitment to work with the community.

Mr. Pruski asked about the funding of the project and what the difference was in encumbered funds in the blue letter.

Ms. Matthews stated there are a number of contracts in play currently including the traffic study and gave an overview of the other contracts which are outstanding.

Mr. Pruski asked about outdoor court use, lighting and other events at the facility.

Ms. Matthews stated those questions would be answered a little further into the process.

Mr. Pruski asked about the fees for the facility.

Ms. Matthews stated this facility is being designed to be a public amenity. The goal is to have the facility fees be such that people who would not otherwise have access to a facility be able to use this one and to have some free days. The goal would be not to compete with other facilities, but to provide a high quality facility at public prices.

Mr. Volke asked for specifics on the funding for the facility and how much had been spent.

Ms. Matthews outlined her understanding of the money spent thus far as well as the grant funding which is included.

Ms. Haire asked where in the lease specifics were free days, etc.

Ms. Matthews referred her to specific items in the RFP which outlined items that must be included and stated the County would have oversight of the operating budget for the facility.

Ms. Leys stated that she as the Director would have oversight of this facility just like she does with other County Recreation and Parks facilities. The RFP doesn't get into that level of detail at this point, but does detail what they want to be built and how it will be used.

Ms. Haire asked what would happen if they were unable to agree on the details at a later point.

Ms. Leys explained what the alternatives would be.

Ms. Rodvien asked what she would do if the rate schedule was too high.

Ms. Leys stated the negotiation process that would take place.

Ms. Fiedler asked for specifics on what the pricing would be.

Ms. Leys stated there will be different prices based on if the court would be rented per hour, per player, per day, or for a specific event. The RFP was very specific that there would be days that were going to be Recreation and Parks use, partnering with schools, partnering with other tennis groups to run clinics, etc. She stated there is a lot to discuss but the first step is to enter into the lease so they can discuss these items with the partner.

Mr. Volke asked if space was being reserved for additional courts outside in the site development plan.

Ms. Matthews stated they have eliminated Phase 2 of the site development plan which would have included additional uses. Currently the additional space will remain green space.

Mr. Volke stated the engineering documents they have say 16 outdoor courts.

Ms. Matthews stated they have not reengaged the designer to update the plans because any changes made will have to be included in the updates.

Ms. Leys stated they include things in master plans sometimes that never get built. If they were to be built they would have to be included in the budget. She stated at this time there is no plan to come to the Council with a Phase 2 plan.

Ms. Haire asked if there has ever been an instance where the County was unable to come to an agreement for a MOU after a lease.

Ms. Leys stated it is normal to come to a MOU after the lease because the lease clearly states what the intent is with the development. The development of a MOU would include days and hours of operation, which days the County would run programs versus days they would run programs, and items like that. She does not anticipate having an issue with the MOU because of the vetting process used in determining who they were going to recommend as their partner.

The Chair called for the public hearing on Bill No. 73-21.

The Administrative Officer stated there were 250 submissions of public testimony received for Bill No. 73-21, which were posted to the website and are part of the official record. The Chair asked for a breakdown of how many of those were in favor and how many were opposed. The Administrative Officer stated she would provide that.

The following persons spoke on Bill No. 73-21:

Deborah Weller
Donald Weller
David Demers
Patricia Lilek
Maribeth Love
Peter Threadgill
Elias Inoa
Michael Heup
Scott Blackketter
Gretchen Bandy
Libby Sroka
Henry Thomas
Russell Hester
Stacia Bontempo
Jack Sroka,
Louise Gengler Thomas
Saverio Pellegrino
King Julius Cezar
Jim Hintze
Jessica Tiller
Barbara Stack
Wayne West
Alan Switzman
Jenna McGowan

There was no one else present who wished to speak and the hearing was concluded.

The Administrative Officer stated the tally for the online testimony was 169 in support and 81 opposed.

The Chair called Bill No. 73-21, An Ordinance concerning: Approval of Lease Agreement for Coppermine Tennis Facility; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Chair called for Amendment No. 1 and the Administrative Officer read the description:

This amendment requires that any modification to the scope of the project under the Coppermine Lease Agreement be approved by Ordinance of the County Council.

Mr. Pruski, Co-Sponsor, stated he has met with residents of Millersville many times who have legitimate concerns about this development. He explained the purpose of the amendment.

Mr. Baron stated the Administration supports the amendment.

On motion of Ms. Pickard, seconded by Ms. Rodvien, Amendment No. 1 was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire,
Ms. Lacey
Nay – None

The Chair stated Bill No. 73-21, as amended, will be heard on October 18, 2021.

BILL NO. 74-21

The Chair called for the public hearing on Bill No. 74-21, An Ordinance concerning: Subdivision and Development – Site Development – Exemptions – For the purpose of exempting agricultural buildings and accessory uses to farming from the requirements for site development; exempting temporary uses from the requirements for site development; and generally relating to subdivision and development; and the Administrative Officer read the title.

Ms. Haire, Sponsor, explained the purpose of the bill.

Pete Baron, Director, Community Affairs, accompanied by Lori Rhodes, DCAO for Land Use, Lynn Miller, Planning and Zoning and Kelly Kenney, Office of Law, stated the Administration supports the bill.

The Chair called for the public hearing on Bill No. 74-21.

The Administrative Officer stated there were two submissions of public testimony received for Bill No. 74-21, which were posted to the website and are part of the official record.

The following person spoke on Bill No. 74-21:

Andrew Zabriskie, Arnold

There was no one else present who wished to speak and the hearing was concluded.

The Chair called Bill No. 74-21, An Ordinance concerning: Subdivision and Development – Site Development – Exemptions; and the Administrative Officer read a portion of the title.

Bill No. 74-21 was passed by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire,
Ms. Lacey
Nay – None

BILL NO. 75-21

The Chair called for the public hearing on Bill No. 75-21, An Ordinance concerning: Subdivision and Development – Community Meetings – Exemption for In-Kind Replacements – For the purpose of exempting in-kind replacement of a deck or accessory structure to residential development from the requirement to hold a community meeting; and generally relating to subdivision and development; and the Administrative Officer read the title.

Ms. Fiedler, Sponsor, explained the purpose of the bill.

Pete Baron, Director, Community Affairs, accompanied by Lori Rhodes, DCAO, Land Use, Lynn Miller, Office of Planning and Zoning, and Kelly Kenny, Office of Law, stated the Administration supports the bill.

The Chair called for the public hearing on Bill No. 75-21.

The Administrative Officer stated there were no submissions of public testimony received for Bill No. 75-21.

There was no one present who wished to speak and the hearing was concluded.

The Chair called Bill No. 75-21, An Ordinance concerning: Subdivision and Development – Community Meetings – Exemption for In-Kind Replacements; and the Administrative Officer read a portion of the title.

Bill No. 75-21 passed by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire,
Ms. Lacey
Nay – None

BILL NO. 76-21

The Chair called for the public hearing on Bill No. 76-21, An Ordinance concerning: Finance, Taxation, and Budget – Real Property Taxes – Credits – Business Entities Affected by a State of Emergency – For the purpose of establishing a real property tax credit for business entities affected by a declared state of emergency; establishing eligibility criteria for the credit; providing for the calculation and duration of the credit; establishing a deadline for filing for the credit and the form of application for the credit; and generally relating to finance, taxation, and budget; and the Administrative Officer read the title.

Mr. Volke, Sponsor, explained the purpose of the bill.

Pete Baron, Director, Government Affairs, accompanied by Chris Trumbauer, Budget Officer, Karin McQuade, Controller and Kelly Kenney, Office of Law, stated the Administration appreciates the intent of the legislation but believes this is the wrong tool to provide the relief sought. He stated the concerns of the Administration, how the Administration is supporting business in other ways and implementation concerns.

Ms. McQuade stated the implementation concerns she had as well as other concerns she has with the bill.

Mr. Volke asked if there were amendments the Administration could do that would address the implementation concerns.

Mr. Baron stated the Administration believes there are better ways to help business than a property tax credit even with amendments and the ability for Finance to administer the program. He encouraged Mr. Volke to work with AAEDC and the Administration. He stated they are seeking the most effective way to help businesses.

Ms. Pickard expressed her concerns with the bill.

The Chair called for the public hearing on Bill No. 76-21.

The Administrative Officer stated there were no submissions of public testimony received for Bill No. 76-21.

There was no one present who wished to speak and the hearing was concluded.

The Chair called Bill No. 76-21, An Ordinance concerning: Finance, Taxation, and Budget – Real Property Taxes – Credits – Business Entities Affected by a State of Emergency; and the Administrative Officer read a portion of the title.

Mr. Volke made a motion, seconded by Ms. Fiedler, to hold the vote on Bill No. 76-21 until the County Council meeting to be held on October 18, 2021. The motion was defeated by the following roll call vote:

Aye – Mr. Volke, Ms. Fiedler, Ms. Haire

Nay – Ms. Pickard, Mr. Pruski, Ms. Rodvien, Ms. Lacey

The Chair called Bill No. 76-21, An Ordinance concerning: Finance, Taxation, and Budget – Real Property Taxes – Credits – Business Entities Affected by a State of Emergency; and the Administrative Officer read a portion of the title.

Bill No. 76-21 was defeated by the following roll call vote:

Aye – Mr. Volke, Ms. Haire

Nay – Ms. Pickard, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Lacey

* During the “Other Business” portion of the meeting, Ms. Fiedler amended her vote on Bill No. 76-21. The bill maintained a status of defeated by the following votes:

Aye – Mr. Volke, Ms. Haire, and Ms. Fiedler

Nay – Ms. Pickard, Mr. Pruski, Ms. Rodvien, Ms. Lacey

HEARING AND OR VOTE ON RESOLUTIONS

RESOLUTION NO. 41-21

The Chair called for the public hearing on Resolution No. 41-21, Resolution approving the terms and conditions of the acquisition of real property consisting of between approximately 0.62 +/- acres and 0.765 +/- acres, known as 443 Crain Highway, Glen Burnie, Maryland 21061, from HB, Incorporated, utilizing funds from the Advance Land Acquisition Capital Project; and the Administrative Officer read the title.

Pete Baron, Director, Community Affairs, accompanied by Christophe Daniels, Central Services, Christine Anderson, Director, Central Services, Lori Blair, Legislative County Attorney, and Chris Phipps, DPW, stated the bill had been discussed at the work session and described the location and purpose of the resolution.

Ms. Pickard stated she is in favor of the resolution.

The Chair opened the public hearing on Resolution No. 41-21.

The Administrative Officer stated there were no submissions of public testimony received for Resolution No. 41-21.

There was no one present who wished to speak and the hearing was concluded.

The Chair called Resolution No. 41-21, Resolution approving the terms and conditions of the acquisition of real property consisting of between approximately 0.62 +/- acres and 0.765 +/- acres, known as 443 Crain Highway, Glen Burnie, Maryland 21061, from HB, Incorporated, utilizing funds from the Advance Land Acquisition Capital Project; and the Administrative Officer read the title.

Resolution No. 41-21 was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Pruski, Ms. Rodvien, Ms. Haire, Ms. Lacey

Nay – Mr. Volke, Ms. Fiedler

RESOLUTION NO. 45-21

The Chair called for the public hearing on Resolution No. 45-21, Resolution appointing a member to the Anne Arundel County Ethics Commission; and the Administrative Officer read the title.

Pete Baron, Director, Community Affairs, accompanied by Meghan Brown, Boards and Commissions Coordinator and Lori Blair, Legislative County Attorney, stated the resolution was discussed at the previous Council meeting. There was a question as to if Mr. Webb could continue his service on an AACPS committee as well as the Ethics Commission. He has resigned from the AACPS committee.

The Chair opened the public hearing on Resolution No. 45-21.

The Administrative Officer stated there were no submissions of public testimony received for Resolution No. 45-21.

There was no one present who wished to speak and the hearing was concluded.

The Chair called Resolution No. 45-21, Resolution appointing a member to the Anne Arundel County Ethics Commission; and the Administrative Officer read the title.

Resolution No. 45-21 was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire, Ms. Lacey
Nay – Mr. Volke

RESOLUTION NO. 50-21

The Chair called for the public hearing on Resolution No. 50-21, Resolution appointing a Charter Revision Commission; and the Administrative Officer read the title.

Ms. Rodvien, Ms. Haire and Ms. Fiedler requested to be added as Co-Sponsors to the resolution.

Ms. Lacey thanked the individuals who have agreed to serve on the Charter Revision Commission.

The Chair called Resolution No. 50-21, Resolution appointing a Charter Revision Commission; and the Administrative Officer read the title.

Resolution No. 50-21 was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire,
Ms. Lacey
Nay – None

RESOLUTION NO. 51-21

The Chair called for the public hearing on Resolution No. 51-21, Resolution designating Ellen Moss as the representative for the County Council on the DC Metroplex BWI Community Roundtable; and the Administrative Officer read the title.

Mr. Volke, Sponsor, stated how he had become aware of Ms. Moss and her willingness to be the designee for the Council. She currently is serving as the alternate and is willing to serve as the representative.

The Chair called Resolution No. 51-21, Resolution designating Ellen Moss as the representative for the County Council on the DC Metroplex BWI Community Roundtable; and the Administrative Officer read the title.

Resolution No. 51-21 was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Mr. Pruski, Ms. Fiedler, Ms. Rodvien, Ms. Haire,
Ms. Lacey
Nay – None

OTHER BUSINESS

Ms. Fiedler made a motion, seconded by Mr. Volke, to reconsider the vote on Bill No. 76-21.

Ms. Lacey asked Ms. Schuett what the procedure was for changing a vote. Ms. Corby stated the procedure is covered in the Rules for the Council. Mr. Volke questioned, if someone wants to change their vote, if the Council would need to formally reconsider the vote or if a Council member could just state they wish to change their vote. Ms. Schuett stated they just needed to state their wish to change their vote.

Ms. Fiedler withdrew her motion. She stated that she wished the record to reflect her vote on Bill No. 76-21 changed, from “nay” to “aye”.

There was no further business to discuss.

ADJOURNMENT

There being no further business, on motion of Mr. Volke, seconded by Ms. Pickard, the meeting adjourned at 11:18 P.M.

Respectfully submitted,

By Susan F. Cline

For Laura Corby
Administrative Officer

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Bill No. 88-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, October 18, 2021

Introduced and first read on October 18, 2021

Public Hearing set for November 15, 2021

Bill Expires January 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN EMERGENCY ORDINANCE concerning: Current Expense Budget – Board of
2 Education – Supplementary Appropriation

3
4 FOR the purpose of making supplementary appropriations from unanticipated revenues to
5 the Board of Education for the current fiscal year; making this ordinance an emergency
6 ordinance; and generally relating to making supplementary appropriations to the
7 current expense budget for the fiscal year ending June 30, 2022.

8
9 BY amending: Current Expense Budget

10
11 WHEREAS, under Section 712 of the Charter, upon the recommendation of the
12 County Executive, the County Council may make supplementary appropriations
13 from revenues received from anticipated sources but in excess of budget estimates
14 and from revenues received from sources not anticipated in the budget for the
15 current fiscal year, provided that the Controller shall first certify in writing that such
16 funds are available for appropriation; and

17
18 WHEREAS, § 5-105(a) of the Education Article of the Annotated Code of
19 Maryland, requires that all revenues received by the Board of Education be spent
20 in accordance with the major categories of its annual budget as provided under § 5-
21 101 of the Education Article, and § 5-105(b) of the Education Article requires that
22 transfers between major categories be approved by the County Council; and

23
24 WHEREAS, the County Executive has recommended the supplementary
25 appropriation of certain funds, and the Controller has certified in writing that such
26 funds are available for appropriation; now, therefore,

SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That the Current Expense Budget for the fiscal year ending June 30, 2022, is hereby amended by making supplementary appropriations of revenues received from sources not anticipated in the budget and from revenues received from anticipated sources in excess of budget estimates from:

Unappropriated Fund Balance – General Fund	\$ 2,052,700
--	--------------

Chief Administrative Office – General Fund Appropriation	
Contingency	

Grants, Contributions and Other	\$ 5,402,900
---------------------------------	--------------

and by adding such funds to the below-listed agency in the amount set forth:

Board of Education – General Fund Appropriation	
County Contribution	\$ 7,455,600

SECTION 2. *And be it further enacted,* That the Current Expense Budget for the fiscal year ending June 30, 2022, is hereby amended by making supplementary appropriations of such funds enumerated in Section 1 of this Ordinance to the below-listed accounts in the Local Education Fund in the respective amounts set forth:

(1) Pupil Transportation	\$ 7,364,400
(2) Fixed Charges	\$ 91,200

SECTION 3. *And be it further enacted,* That this Ordinance is hereby declared to be an emergency ordinance and necessary for the immediate preservation of the public peace, health, safety, welfare, and property, and being passed by the affirmative vote of five members of the County Council, the same shall take effect from the date it becomes law.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 88-21

INTRO. DATE: October 18, 2021

FISCAL NOTE

**BILL: AN EMERGENCY ORDINANCE CONCERNING: CURRENT EXPENSE
BUDGET – BOARD OF EDUCATION – SUPPLEMENTARY
APPROPRIATION**

SUMMARY OF LEGISLATION

The purpose of this emergency legislation is to make supplementary County appropriations to the Board of Education (BOE), as approved by the BOE during the meeting held on Monday, October 11, 2021.

FISCAL IMPACT

Exhibit 1 summarizes the appropriation transfer within the County General Fund of \$7,455,600.

Exhibit 1		
General Fund Appropriations		
<u>Funding Source</u>	<u>From</u>	<u>To</u>
General Fund Unappropriated Fund Balance	\$2,052,700	
CAO Contingency	5,402,900	
Board of Education - County Contribution		7,455,600
Total		\$7,455,600

Exhibit 2 summarizes the supplementary appropriation within the Local Education Fund.

Exhibit 2	
Local Education Fund Appropriations	
<u>Explanation</u>	<u>Amount</u>
Pupil Transportation - Bus Contract	\$7,364,400
Fixed Charges - Bus Contract	91,200
Total	\$7,455,600

The increased appropriation will affect the calculation of the County share of per pupil maintenance of effort funding in future years, as required under State law.

This fiscal note reflects the budget information provided by the Anne Arundel County Public Schools (AACPS). The Office of the Budget will continue to work with AACPS to provide additional information for the consideration of this legislation.


Chris Trumbauer
Budget Officer

10/14/2021
Date

Prepared by: Steven Theroux
Reviewed by: Hannah Dier

cc: Karin McQuade, Controller

BILL NUMBER: 88-21

INTRO. DATE: October 18, 2021

CERTIFICATION OF FUNDS

In accordance with the Anne Arundel County Charter, Section 712, I certify that such funds are available for appropriation.

	
Karin McQuade	Date
Controller	

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Bill No. 89-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, October 18, 2021

Introduced and first read on October 18, 2021
Public Hearing set for November 15, 2021
Bill Expires January 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Current Expense Budget – Supplementary Appropriations

2
3 FOR the purpose of making supplementary appropriations from unanticipated revenues to
4 certain offices, departments, institutions, boards, commissions or other agencies in the
5 general fund and to certain special funds of the County government for the current
6 fiscal year; and generally relating to making supplementary appropriations of funds to
7 the current expense budget for the fiscal year ending June 30, 2022.
8

9 BY amending: Current Expense Budget

10
11 WHEREAS, under Section 712 of the Charter, upon the recommendation of the
12 County Executive, the County Council may make supplementary appropriations
13 from revenues received from anticipated sources but in excess of budget estimates
14 and from revenues received from sources not anticipated in the budget for the
15 current fiscal year, provided that the Controller shall first certify in writing that such
16 funds are available for appropriation; and
17

18 WHEREAS, the County Executive has recommended the transfer and
19 supplementary appropriation of certain funds, and the Controller has certified in
20 writing that such funds are available for appropriation; now, therefore,
21

22 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
23 *That the Current Expense Budget for the fiscal year ending June 30, 2022, be and it is*
24 *hereby amended by making supplementary appropriations from revenues received from*
25 *sources not anticipated in the budget and revenues received from anticipated sources but*
26 *in excess of budget estimates in the total amount of \$5,416,564 to the Grants Special*
27 *Revenue Fund, as follows:*

1	Health Department		
2	Disease Prevention & Mgmt		
3	Personal Services	\$	2,215,573
4	Contractual Services	\$	759,700
5	Supplies & Materials	\$	1,184,260
6	Business & Travel	\$	10,000
7	Grants, Contributions & Other	\$	935,146
8			
9	Behavioral Health Services		
10	Personal Services	\$	71,371
11	Contractual Services	\$	41,988
12	Supplies & Materials	\$	11,438
13	Business & Travel	\$	4,954
14	Capital Outlay	\$	1,050
15	Grants, Contributions & Other	\$	151,084
16			
17	Social Services		
18	Family & Youth Services		
19	Personal Services	\$	30,000
20			

21 SECTION 2. *And be it further enacted*, That the Current Expense Budget for the fiscal
 22 year ending June 30, 2022, be and it is hereby amended by making supplementary
 23 appropriations from revenues received from sources not anticipated in the budget and
 24 revenues received from anticipated sources but in excess of budget estimates as follows:

25			
26	Unappropriated Fund Balance – General Fund	\$	218,000
27			
28	and by adding such funds to the below-listed department in the respective amount set forth:		
29			
30	Planning and Zoning – General Fund		
31	Administration		
32	Contractual Services	\$	218,000
33			

34 SECTION 3. *And be it further enacted*, That this Ordinance shall take effect from
 35 the date it becomes law.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 89-21

INTRO. DATE: October 18, 2021

FISCAL NOTE

**BILL: CURRENT EXPENSE BUDGET – SUPPLEMENTARY
 APPROPRIATIONS**

SUMMARY OF LEGISLATION

The purpose of this legislation is to make supplementary appropriations from unanticipated grant fund and general fund revenue.

FISCAL IMPACT

Exhibit 1 summarizes the appropriation of \$5,416,564 in the Grants Special Revenue Fund.

Exhibit 1		
Grants Special Revenue Fund Appropriations		
<u>Department</u>	<u>Grant Description</u>	<u>Amount</u>
Health Department	MDH - Immunization and Vaccines for Children	\$3,140,010
Health Department	MDH - Center for Disease Control Crisis Cooperative Agreement	1,733,655
Health Department	MDH - State Opioid Response - Hub and Spoke	159,539
Health Department	MDH - State Opioid Response - Adolescent Club House Expansion	122,346
Health Department	MDH - Substance Abuse Prevention	131,014
Health Department	MDH - Supplement to Core Local Health Funding	100,000
Department of Social Services	Maryland Family Network - Community-Based Child Abuse Prevention	30,000
	Total Appropriations	\$5,416,564
MDH: Maryland Department of Health		

Exhibit 2 summarizes the appropriation of \$218,000 in the General Fund.

Exhibit 2		
General Fund Appropriations		
<u>Department</u>	<u>Description</u>	<u>Amount</u>
Unappropriated Fund Balance	General Fund Fund Balance	\$218,000
	Total Transfers	\$218,000
Office of Planning and Zoning	Fiscal Impact Analysis and Impact Fee Study	\$218,000
	Total Appropriations	\$218,000



Chris Trumbauer
Budget Officer

10/14/2021

Date

Prepared by: Hannah Dier
 Reviewed by: Steven Theroux

cc: Karin McQuade, Controller

BILL NUMBER: 89-21

INTRO. DATE: October 18, 2021

CERTIFICATION OF FUNDS

In accordance with the Anne Arundel County Charter, Section 712, I certify that such funds are available for appropriation.

 10/15/21

Karin McQuade
Controller

Date

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Bill No. 90-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, October 18, 2021

Introduced and first read on October 18, 2021
Public Hearing set for November 15, 2021
Bill Expires on January 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Personnel – Positions in the Classified Service –
2 Department of Public Works and Police Department – Position Control – Office of
3 Central Services and Department of Public Works
4

5 FOR the purpose of modifying minimum qualifications for certain positions in the
6 classified service; adding certain positions in the classified service; providing for the
7 pay grade, work week, and minimum qualifications applicable to positions added to the
8 classified service; decreasing certain positions in the classified service; increasing
9 certain positions in the classified service; and generally relating to personnel.
10

11 BY repealing and reenacting, with amendments: §§ 6-1-201(d)(8) and (10)
12 Anne Arundel County Code (2005, as amended)
13

14 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
15 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:
16

ARTICLE 6. PERSONNEL

TITLE 1. CLASSIFIED SERVICE

20
21 **6-1-201. Titles; pay grades; work weeks; minimum qualifications.**

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.
Asterisks *** indicate existing Code provisions in a list or chart that remain unchanged.

(d) **Title, pay grades, work week, and minimum qualifications.** The title, minimum standards, pay grade, and the work week designation that an employee is required to follow for each class within the classified service are as follows:

(8) Public Safety and Criminal Justice (PS).

Title	Grade and Work Week	Minimum Qualifications

Senior Forensic Chemist	NR18C	Graduation from an accredited four-year college or university with major course work in forensic science, chemistry, biology, PHYSICS, or other natural science, SUCH AS ORGANIC CHEMISTRY, BIOCHEMISTRY, OR MOLECULAR BIOLOGY; THOROUGH EXPERIENCE IN THE FORENSIC DISCIPLINE OR SUBDISCIPLINE AS A TECHNICAL LEADER, TO INCLUDE FOUR YEARS WITH A BACHELOR'S DEGREE, THREE YEARS WITH A MASTER'S DEGREE, OR TWO YEARS WITH A DOCTORAL DEGREE, AS REQUIRED BY THE CODE OF MARYLAND REGULATIONS ("COMAR"); [[additional courses at a graduate or undergraduate level as required by the American Society of Crime Lab Directors/Laboratory Accreditation Board; thorough experience in progressively more responsible work in forensic identification and analysis in a forensic laboratory, including supervisory experience;]] and a valid non-commercial Class C motor vehicle operator's license

(10) Engineering, Information Technology and Science (SC).

Title	Grade and Work Week	Minimum Qualifications
Assistant Chief, Surveys	NR16C	Graduation from high school or vocational school, supplemented by course work in land surveying, global positioning system (GPS) surveying, or related subjects; thorough experience in boundary, right-of-way, EASEMENT, construction, [[and]] topographic, AND AS-BUILT surveying and field operations; EXPERIENCE IN GPS SURVEYING; considerable supervisory experience; CERTIFICATION AS A CERTIFIED SURVEY TECHNICIAN IV BY THE NATIONAL SOCIETY OF PROFESSIONAL SURVEYORS OR REGISTRATION WITH THE STATE OF MARYLAND AS A PROPERTY LINE SURVEYOR OR PROFESSIONAL LAND

Title	Grade and Work Week	Minimum Qualifications
		SURVEYOR; and a valid non-commercial Class C motor vehicle operator's license

Chief, Surveys	NR19C	Graduation from high school or vocational school, supplemented by course work in land surveying, global positioning system (GPS) surveying, or related subjects; extensive experience in [[the field]] boundary, right-of-way, EASEMENT, construction, [[and]] topographic, AND AS-BUILT surveying AND FIELD OPERATIONS; experience in GPS surveying and field operations; thorough supervisory experience; [[certification as a registered surveyor in]] REGISTRATION WITH the State of Maryland AS A PROPERTY LINE SURVEYOR OR PROFESSIONAL LAND SURVEYOR; and a valid non-commercial Class C motor vehicle operator's license

Survey Crew Chief I	NR14B	Graduation from high school or vocational school, supplemented by course work in land surveying, global positioning system (GPS) surveying, or related subjects; considerable experience in boundary, right-of-way, EASEMENT, construction, [[and]] topographic, AND AS-BUILT surveying and field operations; and a valid non-commercial Class C motor vehicle operator's license
SURVEY CREW CHIEF II	NR15B	GRADUATION FROM HIGH SCHOOL OR VOCATIONAL SCHOOL, SUPPLEMENTED BY COURSE WORK IN LAND SURVEYING, GLOBAL POSITIONING SYSTEM (GPS) SURVEYING, OR RELATED SUBJECTS; THOROUGH EXPERIENCE IN BOUNDARY, RIGHT-OF-WAY, EASEMENT, CONSTRUCTION, TOPOGRAPHIC, AND AS-BUILT SURVEYING AND FIELD OPERATIONS; CONSIDERABLE EXPERIENCE IN GLOBAL POSITIONING SYSTEM (GPS) SURVEYING AND FIELD OPERATIONS; CERTIFICATION AS A CERTIFIED SURVEY TECHNICIAN III BY THE NATIONAL SOCIETY OF PROFESSIONAL SURVEYORS OR REGISTRATION WITH THE STATE OF MARYLAND AS A PROPERTY LINE SURVEYOR OR PROFESSIONAL LAND SURVEYOR; AND A VALID NON-COMMERCIAL CLASS C MOTOR VEHICLE OPERATOR'S LICENSE
Survey Field Technician I	LM8B	Graduation from high school or vocational school; experience in boundary, right-of-way, EASEMENT, construction, [[and]] topographic, AND AS-BUILT surveying and field operations; and a valid non-commercial Class C motor vehicle operator's license

Title	Grade and Work Week	Minimum Qualifications
SURVEY FIELD TECHNICIAN II	LM9B	GRADUATION FROM HIGH SCHOOL OR VOCATIONAL SCHOOL; EXPERIENCE IN BOUNDARY, RIGHT-OF-WAY, EASEMENT, CONSTRUCTION, TOPOGRAPHIC, AS-BUILT AND GLOBAL POSITIONING SYSTEM (GPS) SURVEYING AND FIELD OPERATIONS; CERTIFICATION AS A CERTIFIED SURVEY TECHNICIAN II BY THE NATIONAL SOCIETY OF PROFESSIONAL SURVEYORS; AND A VALID NON-COMMERCIAL CLASS C MOTOR VEHICLE OPERATOR'S LICENSE
Survey Technician I	NR14B	Graduation from high school or vocational school, supplemented by course work in land surveying, global positioning system (GPS) surveying, or related subjects; considerable experience in boundary, right-of-way, EASEMENT, construction, [[and]] topographic, AND AS-BUILT surveying and field operations; EXPERIENCE IN GPS SURVEYING AND FIELD OPERATIONS; and a valid non-commercial Class C motor vehicle operator's license
SURVEY TECHNICIAN II	NR15B	GRADUATION FROM HIGH SCHOOL OR VOCATIONAL SCHOOL, SUPPLEMENTED BY COURSE WORK IN LAND SURVEYING, GLOBAL POSITIONING SYSTEM (GPS) SURVEYING, OR RELATED SUBJECTS; THOROUGH EXPERIENCE IN BOUNDARY, RIGHT-OF-WAY, EASEMENT, CONSTRUCTION, TOPOGRAPHIC, AND AS-BUILT SURVEYING AND FIELD OPERATIONS; CONSIDERABLE EXPERIENCE IN GPS SURVEYING AND FIELD OPERATIONS; CERTIFICATION AS A CERTIFIED SURVEY TECHNICIAN III BY THE NATIONAL SOCIETY OF PROFESSIONAL SURVEYORS OR REGISTRATION WITH THE STATE OF MARYLAND AS A PROPERTY LINE SURVEYOR OR PROFESSIONAL LAND SURVEYOR; AND A VALID NON-COMMERCIAL CLASS C MOTOR VEHICLE OPERATOR'S LICENSE

SECTION 2. *And be it further enacted*, That, in accordance with § 6-1-110 of the Anne Arundel County Code (2005, as amended), this Ordinance shall approve a decrease of one Welder position in the Office of Central Services from the number of positions approved in this classification in the Annual Budget and Appropriation Ordinance, and shall approve an increase of one Management Assistant I position in the Office of Central Services to the number of positions approved in the Annual Budget and Appropriation Ordinance.

SECTION 3. *And be it further enacted*, That, in accordance with § 6-1-110 of the Anne Arundel Code (2005, as amended), this Ordinance shall approve a decrease of four Survey Crew Chief positions, a decrease of three Survey Field Technician positions, and a decrease of one Survey Technician in the Department of Public Works from the number of positions approved in these classifications in the Annual Budget and Appropriation Ordinance, and shall approve an increase of four Survey Crew Chief I positions, an increase of three Survey Field Technician I positions, and an increase of one Survey Technician I in the Department

1 of Public Works to the number of positions approved in the Annual Budget and
2 Appropriation Ordinance.

3

4 SECTION 4. *And be it further enacted*, That this Ordinance shall take effect 45 days
5 from the date it becomes law.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 90-21

INTRO. DATE: October 18, 2021

FISCAL NOTE

BILL: AN ORDINANCE CONCERNING: PERSONNEL – POSITIONS IN THE CLASSIFIED SERVICE – DEPARTMENT OF PUBLIC WORKS, POLICE DEPARTMENT – POSITION CONTROL – OFFICE OF CENTRAL SERVICES, DEPARTMENT OF PUBLIC WORKS

SUMMARY OF LEGISLATION

The purpose of this legislation is to modify minimum qualifications for certain positions in the classified service, add positions in the classified service, and modify the positions approved as part of the Annual Budget and Appropriation Ordinance (ABAO) for the Office of Central Services (OCS) and the Department of Public Works (DPW).

FISCAL IMPACT

The modifications to positions approved as part of the ABAO are summarized in **Exhibit 1**.

Exhibit 1				
Modifications to Positions Approved in ABAO				
<u>Position Classification</u>	<u>Change</u>	<u>Grade</u>	<u>Salary Range</u>	
			<u>Minimum</u>	<u>Maximum</u>
<i>Office of Central Services</i>				
Welder	-1	LM-10	\$43,992	\$67,309
Management Assistant I	1	NR-15	\$51,210	\$87,023
<i>Department of Public Works</i>				
Survey Crew Chief	-4	NR-14	\$48,740	\$82,827
Survey Crew Chief I	4	NR-14	\$48,740	\$82,827
Survey Field Technician	-3	LM-8	\$39,894	\$61,006
Survey Field Technician I	3	LM-8	\$39,894	\$61,006
Survey Technician	-1	NR-14	\$48,740	\$82,827
Survey Technician I	1	NR-14	\$48,740	\$82,827

The decrease of one Welder position and increase of one Management Assistant I position in OCS will increase the base salary for one position by \$7,218 due to the change in pay grade from LM-8 to NR-15. County expenses for the Federal Insurance Contributions Act (FICA) cost associated with the position will increase by about \$550. Within DPW, the modifications maintain the same pay grades of the existing positions, and therefore will not have a fiscal impact.

The addition of the Survey Crew Chief II, Survey Field Technician II, and Survey Technician II classifications to the Classified Service may increase personnel costs as employees become eligible for promotions. **Exhibit 2** summarizes the grade and salary ranges for the job classifications added under this bill.

Exhibit 2			
Position Classifications Added in the Classified Service			
Position Classification	Grade	Salary Range	
		Minimum	Maximum
Survey Crew Chief I	NR-14	\$48,740	\$82,827
Survey Crew Chief II	NR-15	\$51,210	\$87,023
Survey Field Technician I	LM-8	\$39,894	\$61,006
Survey Field Technician II	LM-9	\$41,891	\$64,043
Survey Technician I	NR-14	\$48,740	\$82,827
Survey Technician II	NR-15	\$51,210	\$87,023

The Office of the Budget will continue to monitor departmental spending and address any potential need for additional appropriation in a future appropriation bill. However, cost increases as a result of this legislation are anticipated to be minimal and of an amount that can be absorbed within existing appropriation limits.


Chris Trumbauer
Budget Officer

10/14/2021
Date

Prepared by: Hannah Dier
Reviewed by: Steven Theroux

cc: Karin McQuade, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Bill No. 91-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, October 18, 2021

Introduced and first read on October 18, 2021
Public Hearing set for November 15, 2021
Bill Expires January 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Approval of private disposition of County-owned property
2 consisting of approximately 37.50 +/- acres, known as 1127 Bragers Road in Odenton,
3 Maryland

4
5 FOR the purpose of approving the terms and conditions under which the County may
6 convey certain County-owned property to the Board of Education of Anne Arundel
7 County ("BOE").

8
9 WHEREAS, in March of 2020, following approval by the County Council pursuant
10 to Resolution No. 3-20, the County acquired property known as 1127 Bragers Road
11 in Odenton, Maryland, as described in Exhibit A, a copy of which is attached
12 hereto, and more particularly described in a deed recorded in the County Land
13 Records in Book 34716, page 3 (the "Property"), to provide a potential site for a
14 school, as well as other possible public educational, recreational, or civic uses; and
15

16 WHEREAS, the BOE desires to acquire the Property from the County for the sum
17 of Zero Dollars (\$0) for the construction of an elementary school; and
18

19 WHEREAS, pursuant to § 8-3-204(g) of the County Code, the County may
20 negotiate and make a private disposition of property if the County Executive
21 determines that the public interest will be furthered by a private disposition of
22 property, and if the terms and conditions of such private disposition are first
23 approved by ordinance of the County Council; and
24

25 WHEREAS, the County Executive has determined that the public interest will be
26 furthered by this private disposition of Property; and

1 WHEREAS, by this Ordinance, the County Council approves the private
2 disposition of the Property in accordance with the terms and conditions as set forth
3 herein; now therefore,

4
5 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
6 That a private disposition of the Property, as described in Exhibit A, to the BOE is hereby
7 approved upon the following terms and conditions:

- 8
9 1. the sale price shall be Zero Dollars (\$0);
10
11 2. the grantee of the Property shall be the BOE;
12
13 3. the conveyance shall be in the form of a deed without warranties;
14
15 4. any expenses associated with the sale and conveyance of the Property to the BOE
16 shall be borne by grantee; and
17
18 5. the sale and conveyance shall be in accordance with any other reasonable
19 conditions determined by the County Executive to be necessary for the protection of the
20 County's interest.
21

22 SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days
23 from the date it becomes law.

PARCEL A:

BEGINNING at an iron pipe set in the northerly line of Conway Road, thirty (30) feet wide as now laid out and existing, said iron pipe lying at a corner common to said land of Ihrig and the land of Alice V. Chowanetz and Joseph W. Chowanetz, her son, (Liber 1842, folio 273), said iron pipe lying S 26 degrees 37' 21" E, 0.82 of a foot from an iron pipe found; thence running with the aforesaid northerly line of Conway Road.

1. 60.52 feet along the arc of a curve to the right having a radius of 256.50 feet and a chord bearing S 88 degrees 10' 49" W, 60.38 feet; thence,
2. N 85 degrees 03' 39" W, 82.60 feet; thence,
3. 137.03 feet along the arc of a curve to the right having a radius of 739.50 feet and a chord bearing N 79 degrees 45' 08" W, 136.84 feet; thence,
4. N 74 degrees 26' 37" W, 137.77 feet; thence,
5. 201.73 feet along the arc of a curve to the left having a radius of 796.37 feet and a chord bearing N 81 degrees 42' 02" W, 201.20 feet; thence,
6. N 88 degrees 57' 27" W, 6.63 feet; thence,
7. 147.37 feet along the arc of a curve to the left having a radius of 1,409.00 feet and a chord bearing S 88 degrees 02' 40" W, 147.30 feet; thence,
8. S 85 degrees 02' 59" W, 175.19 feet to an iron pipe set; thence running with the land of May J. Shepherd (Liber JHH 196, folio 401),
9. N 05 degrees 20' 22" W, 232.58 feet to an iron pipe set; thence running through said land of Ihrig with the outlines of Parcel 3-South,
10. N 83 degrees 49' 08" E, 6.43 feet to an iron pipe set; thence,
11. N 04 degrees 58' 22" W, 27.43 feet to an iron pipe set; thence,
12. S 83 degrees 49' 08" W, 6.63 feet to an iron pipe set; thence running with the aforesaid land of Shepherd,
13. N 05 degrees 20' 22" W, 273.86 feet to an iron pipe set; thence running with the southerly line of a Baltimore Gas and Electric Company right of way, four hundred (400) feet wide (Liber 2414, folio 838)
14. N 87 degrees 02' 01" E, 666.48 feet to an iron pipe set; thence running with the aforesaid land of Chowanetz,
15. S 26 degrees 37' 21" E, 717.63 feet to the place of beginning.

Containing 447,104 square feet or 10.26410 acres of land.

PARCEL B:

BEGINNING at an iron pipe set at the end of the ninth (or N 05 degrees 20' 22" W, 232.58 feet) line of Parcel A described above; thence running with the said land of Shepherd.

1. N 05 degrees 20' 22" W, 27.43 feet to an iron pipe set; thence running with the twelfth, eleventh and tenth lines of Parcel A-South described above,
2. N 83 degrees 49' 08" E, 6.63 feet to an iron pipe set; thence,
3. S 04 degrees 58' 22" E, 27.43 feet to an iron pipe set; thence,
4. S 83 degrees 49' 08" W, 6.45 feet to the place of beginning.

Containing 179 square feet or 0.00412 of an acre of land.

PARCELS A AND B CONTAINING IN AGGREGATE 447,283 SQUARE FEET OR 10.26821 ACRES OF LAND.

PARCEL C:

BEGINNING at an "X" cut in a stone found at a corner common to said land of Ihrig, the land of Barton S. Mitchell (Liber 3709, folio 316, Parcel 2) and the land of Paul L. Nowottnick, Jr. and Angela F. Nowottnick, (Liber 4217, folio 227; see plat of Lot in Liber 4181, folio 810); thence running with said Lot 1 of the land of Nowottnick and with the land of Paul L. Nowottnick and Thelma L. Nowottnick (Liber JHH 291, folio 16),

1. S 06 degrees 26' 31" E, 256.07 feet to a nail found; thence running with Parcel 3 of the aforesaid land of Mitchell,
2. S 06 degrees 18' 12" E, 496.29 feet to a large four foot iron pipe found; thence running with the land of Anthony E. Pokorny and Mark Pokorny (Liber JHH 205, folio 130),
3. S 06 degrees 07' 08" E, 240.49 feet to an iron pipe found; thence running with the aforesaid land of Chowanetz (Liber 1842, folio 273; see Liber WMB 123, folio 100),
4. S 05 degrees 52' 29" E, 181.17 feet to an iron pipe found; thence running with the northerly line of the aforesaid Baltimore Gas and Electric Company right of way, four hundred (400) feet wide (Liber 2510, folio 359),
5. S 87 degrees 02' 01" 1,239.33 feet to an iron pipe set; thence running with the easterly line of an abandoned Washington, Baltimore & Annapolis Electric Railroad right of way, sixty-six (66) feet wide (see Liber GW 24, folio 213),
6. N 20 degrees 14' 35" E, 1489.80 feet to an iron pipe set; thence running with the aforesaid Parcel 2 of the land of Barton S. Mitchell,
7. S 74 degrees 21' 20" E, 617.65 feet to the place of beginning.

Containing 1,186,112 square feet or 27.22938 acres of land.

BEING the fee simple property which, by Deed dated March 26, 2020, and recorded in the Land Records of the County of Anne Arundel, Maryland in Liber 34716, page 3, was granted and conveyed by Stachitas Investments, LLC, a Maryland limited liability company unto Anne Arundel County, Maryland, a body corporate and politic of the State of Maryland.

**ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET**

BILL NUMBER: 91-21

INTRO. DATE: October 18, 2021

FISCAL NOTE

BILL: AN ORDINANCE CONCERNING: APPROVAL OF PRIVATE DISPOSITION OF COUNTY-OWNED PROPERTY CONSISTING OF APPROXIMATELY 37.50 +/- ACRES, KNOWN AS 1127 BRAGERS ROAD IN ODENTON, MARYLAND

SUMMARY OF LEGISLATION

The purpose of this legislation is to approve the terms and conditions under which the County may convey certain County-owned property to the Board of Education (BOE) of Anne Arundel County.

FISCAL IMPACT

There is no estimated fiscal impact associated with this legislation. The County acquired this property in March of 2020, and will convey the property to the BOE for a sale price of \$0.

The BOE plans construct an elementary school on the property. The capital budget includes an appropriation for West County ES (E809200) for the construction of the new elementary school.

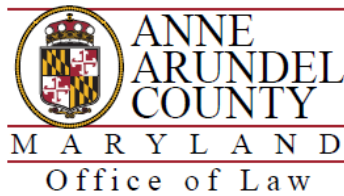


Chris Trumbauer
Budget Officer

10/14/2021
Date

Prepared by: Samantha Chiriaco
Reviewed by: Hannah Dier

cc: Karin McQuade, Controller



Gregory J. Swain, County Attorney

MEMORANDUM

To: Council Members, Anne Arundel County Council

From: Christine B. Neiderer, Assistant County Attorney /s/

Via: Gregory J. Swain, County Attorney /s/

Date: October 18, 2021

Subject: Bill No. 91-21, Private Disposition of County-owned Property to the Board of Education of Anne Arundel County

Legislative Summary

This summary was prepared by the Anne Arundel County Office of Law for use by members of the Anne Arundel County Council during consideration of Bill No. 91-21, an ordinance that approves the terms and conditions under which the County may convey certain County-owned property to the Board of Education of Anne Arundel County ("BOE").

Background. In March of 2020, the County acquired property known as 1127 Bragers Road in Odenton, Maryland for a purchase price of \$1,092,500. The County Council approved the acquisition from the Advance Land Acquisition Capital Project pursuant to Resolution No. 3-20. The County acquired the Property for a possible school site or for other public educational, recreational, or civic uses. The BOE now desires to acquire the Property from the County to construct an elementary school.

Section 8-3-204(g) of the County Code provides that the County may negotiate and make a private disposition of property if the County Executive determines that the public interest will be furthered by a private disposition of property, and if the terms and conditions of such private disposition are first approved by ordinance of the County Council. The County Executive has determined that the public interest will be furthered by a private disposition of the Property to the BOE for the purpose of constructing the school.

Purpose. The purpose of the Bill is to approve the private disposition of the Property to the BOE subject to the following terms and conditions:

Note: This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

1. the sale price shall be Zero Dollars (\$0);
2. the grantee of the Property shall be the BOE;
3. the conveyance shall be in the form of a deed without warranties;
4. any expenses associated with the sale and conveyance of the Property to the BOE shall be borne by grantee; and
5. the sale and conveyance shall be in accordance with any other reasonable conditions determined by the County Executive to be necessary for the protection of the County's interest.

The Office of Law is available to answer any additional questions regarding this Bill.
Thank you.

cc: Honorable Steuart Pittman, County Executive
Matthew Power, Chief Administrative Officer
Dr. Kai Boggess-de Bruin, Chief of Staff
Peter Baron, Director of Government Relations
Chris Trumbauer, Senior Policy Advisor to the County Executive and Budget Officer
Christine Anderson, Central Services Officer
Christopher J. Phipps, Director of Public Works
Gregory J. Stewart, Senior Manager of Planning, AACPS

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Bill No. 92-21

Introduced by Ms. Fiedler

By the County Council, October 18, 2021

Introduced and first read on October 18, 2021
Public Hearing set for November 15, 2021
Bill Expires January 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN EMERGENCY ORDINANCE concerning: Budget – Grants Special Revenue Fund –
2 Limitation on Conditional Appropriation

3
4 FOR the purpose of limiting a conditional appropriation to the Grants Special Revenue
5 Fund; making this an emergency ordinance; and generally relating to finance, taxation,
6 and budget.

7
8 BY repealing and reenacting, with amendments: § 4-11-114(c)
9 Anne Arundel County Code (2005, as amended)

10
11 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
12 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:

13 ARTICLE 4. FINANCE, TAXATION, AND BUDGET

14 TITLE 11. BUDGET

15 16 17 18 **4-11-114. Grants Special Revenue Fund.**

19
20 (c) **Conditional appropriation of unanticipated grant revenues.** Except for a grant
21 which is used solely as a funding source for capital projects, revenue from a grant included
22 in an ordinance appropriating funds but in excess of the amount anticipated for the grant,
23 and any County matching funds required by the grant, are deemed appropriated for the
24 purpose specified in the grant, subject to the following conditions:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter stricken from existing law.
Underlining indicates amendment to a bill.

1 (1) there is a grant award letter or other writing that, to the satisfaction of the
2 Controller, confirms that the grant funds are available for expenditure by the County;
3 **[[and]]**

4
5 (2) there are sufficient funds available in the budget of the agency administering
6 the grant in either the Grants Special Revenue Fund or the General Fund for payment of
7 any required County matching funds~~[[.]]~~; AND

8
9 (3) THE AMOUNT OF THE GRANT, INCLUDING THE CONDITIONAL APPROPRIATION,
10 MAY NOT EXCEED \$300,000.

11
12 SECTION 2. *And be it further enacted*, That this Ordinance is hereby declared to be an
13 emergency ordinance and necessary for the immediate preservation of the public peace,
14 health, safety, welfare, and property, and being passed by the affirmative vote of five
15 members of the County Council, the same shall take effect from the date it becomes law.

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Bill No. 93-21

Introduced by Ms. Lacey

By the County Council, October 18, 2021

Introduced and first read on October 18, 2021
Public Hearing set for November 15, 2021
Bill Expires January 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Subdivision and Development – Adequate School
2 Facilities – Residential Development in Transit-Oriented Overlay Development Policy
3 Areas
4

5 FOR the purpose of exempting residential development located in transit-oriented overlay
6 development policy areas from the adequate school facilities test under certain
7 conditions; adding the conditions for the exemption from the test for adequate school
8 facilities; and generally relating to subdivision and development.
9

10 BY repealing and reenacting, with amendments: § 17-5-201(b)
11 Anne Arundel County Code (2005, as amended)
12

13 BY adding: § 17-5-207(g)
14 Anne Arundel County Code (2005, as amended)
15

16 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
17 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:
18

ARTICLE 17. SUBDIVISION AND DEVELOPMENT

TITLE 5. ADEQUATE PUBLIC FACILITIES

22
23 **17-5-201. Requirement to pass adequacy of public facilities tests; exemptions.**

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter stricken from existing law.
Underlining indicates amendment to a bill.
Asterisks *** indicate existing Code provisions in a list or chart that remain unchanged.

(b) **General requirement.** The Planning and Zoning Officer may not give final approval to a proposed record plat, recommend approval of an application for a building or grading permit in connection with a preliminary plan or site development plan, or approve a site development plan for development that does not require a permit unless the development passes the tests for adequate public facilities set forth in this title if required by the chart in this section.

The chart uses the following key: S = subject to the test and E = exempted from the test.

Development Type	Fire Suppression	Roads	Schools	Sewage Disposal	Storm Drain	Water Supply

Residential:						
Redevelopment in the Glen Burnie Sustainable Community Overlay Area under Subtitle 3 of Title 7	S	E ⁸	E ⁷	S	S	S
RESIDENTIAL DEVELOPMENT IN TRANSIT-ORIENTED OVERLAY DEVELOPMENT POLICY AREAS	S	S	E ⁹	S	S	S

⁷ But subject to the conditions listed in § 17-5-207(e).

⁸ But subject to the conditions listed in § 17-5-401(c).

⁹ BUT SUBJECT TO THE CONDITIONS LISTED IN § 17-5-207(G).

17-5-207. Exemptions.

(G) **Exemptions for residential development in transit-oriented overlay development policy areas.** RESIDENTIAL DEVELOPMENT IN TRANSIT-ORIENTED OVERLAY DEVELOPMENT POLICY AREAS, AS IDENTIFIED IN THE GENERAL DEVELOPMENT PLAN, IS EXEMPT FROM THE ADEQUATE SCHOOL FACILITIES TEST IF THE FOLLOWING CONDITIONS ARE MET:

(1) THE DEVELOPMENT IS LOCATED IN A CRITICAL ECONOMIC DEVELOPMENT POLICY AREA, AS IDENTIFIED IN THE GENERAL DEVELOPMENT PLAN;

(2) THE DEVELOPMENT IS LOCATED WITHIN ONE MILE FROM AN AMTRAK RAIL STATION OR MARC COMMUTER RAIL STATION;

1 (3) ALL DWELLING UNITS IN THE DEVELOPMENT HAVE FEWER THAN TWO
2 BEDROOMS;
3

4 (4) THE DEVELOPMENT INCLUDES ENHANCEMENTS FOR PEDESTRIAN AND
5 BICYCLE ACCESS TO THE RAIL STATION; AND
6

7 (5) THE PROVISIONS OF THIS SUBSECTION ARE NOT VARIED, MODIFIED, OR
8 REDUCED.
9

10 SECTION 2. *And be it further enacted*, That this Ordinance shall take effect 45 days
11 from the date it becomes law.



LEGISLATIVE SUMMARY*

To: All Councilmembers of the Anne Arundel County Council

From: Linda M. Schuett, Legislative Counsel

Date: October 18, 2021

Subject: Bill No. 93-21

Section 17-5-201 of the Code sets forth in a chart when specified nonresidential or residential development needs to meet the adequacy of public facilities (“APF”) tests for fire suppression, roads, schools, sewage disposal, storm drains, and water supply. The chart also sets forth when specified development is exempt from various APF tests.

Bill No. 93-21 adds “Residential Development in Transit-Oriented Overlay Development Policy Areas” to the chart. Transit-Oriented Overlay Development Policy Areas are identified in the General Development Plan, as shown on the attached map. Residential development in these Areas must pass the APF tests for fire suppression, roads, sewage disposal, storm drains, and water supply. Residential development in these Areas is exempt from the APF schools test if the following conditions are met:

1. The development is in a Critical Economic Development Policy Area, also identified in the General Development Plan and shown on the attached map;
2. The development is within one mile of an Amtrak Rail Station or Marc Commuter Rail Station;
3. All dwelling units have fewer than two bedrooms;
4. The development includes enhancements for pedestrian and bicycle access to the Rail Station; and

* This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

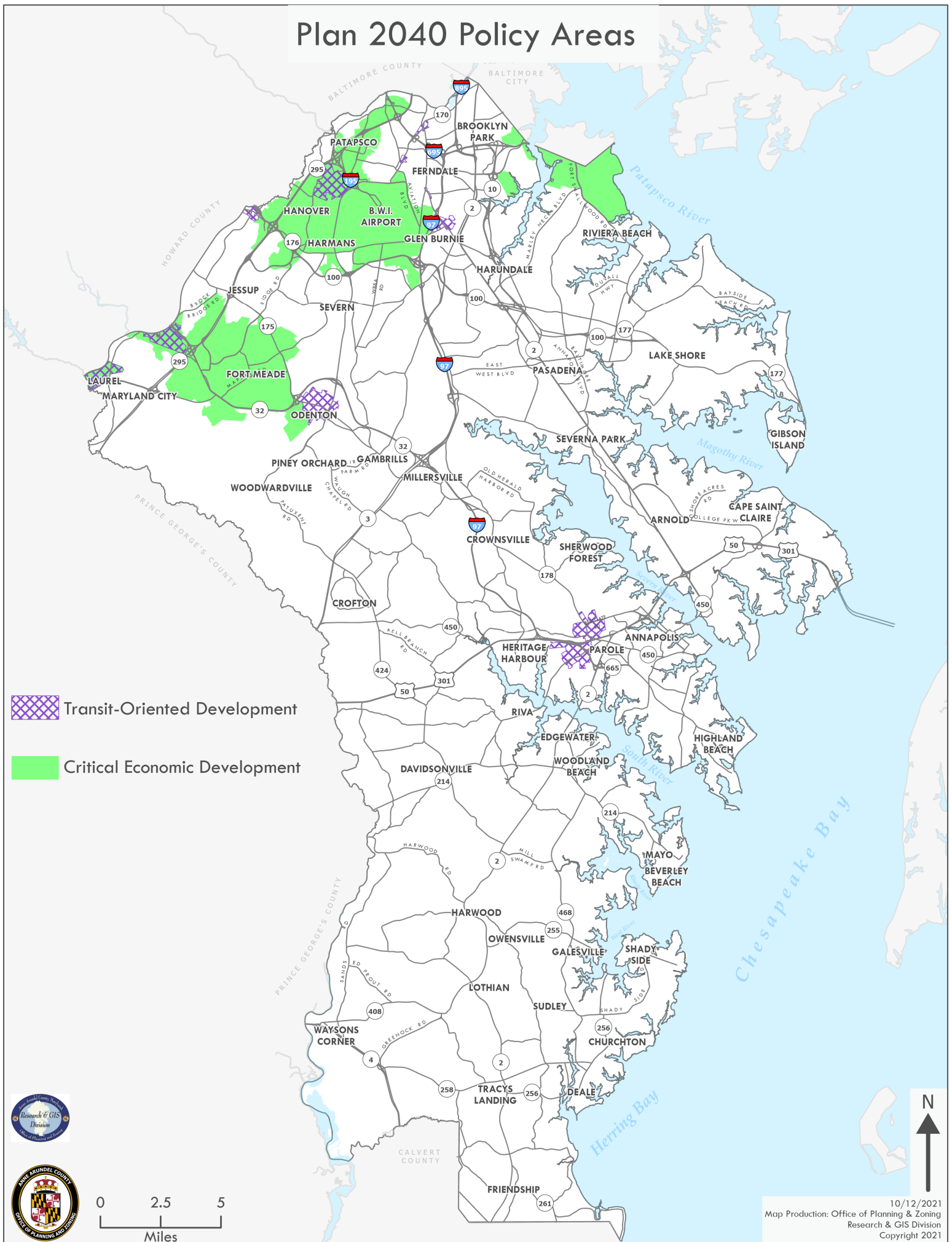
5. The provisions are not varied, modified, or reduced.

Plan 2040 Policy Areas

-  Transit-Oriented Development
-  Critical Economic Development



0 2.5 5
Miles



PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Bill No. 94-21

Introduced by Ms. Pickard

By the County Council, October 18, 2021

Introduced and first read on October 18, 2021

Public Hearing set for November 15, 2021

Bill Expires January 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Subdivision and Development and Zoning – Glen Burnie
2 Sustainable Community Overlay Area – Transit-Oriented Overlay Development Policy
3 Areas
4

5 FOR the purpose of amending the conditions for an exemption from the test for adequate
6 school facilities for residential redevelopment projects within the Glen Burnie
7 Sustainable Community Overlay Area; amending the definition of “redevelopment” to
8 include lots located in transit-oriented overlay development policy areas; and generally
9 relating to subdivision and development and zoning.
10

11 BY repealing and reenacting, with amendments: §§ 17-5-207(f); and 18-14-601(a)(2)
12 Anne Arundel County Code (2005, as amended)
13

14 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
15 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:
16

ARTICLE 17. SUBDIVISION AND DEVELOPMENT

TITLE 14. ADEQUATE PUBLIC FACILITIES

17-5-207. Exemptions.

22
23 (f) **Exemptions within the Glen Burnie Sustainable Community Overlay**
24 **Area.** Residential redevelopment in the Glen Burnie Sustainable Community Overlay Area
25 under Subtitle 3 of Title 7 is exempt from the adequate schools facilities test if the following
26 conditions are met:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

(1) The redevelopment takes place on properties located in the TC Zoning District OR LOCATED, IN WHOLE OR IN PART, WITHIN A TRANSIT-ORIENTED OVERLAY DEVELOPMENT POLICY AREA IDENTIFIED IN THE GENERAL DEVELOPMENT PLAN;

(2) The project includes a mix of at least two OF THE FOLLOWING USES, INTEGRATED AND CONNECTED BY PEDESTRIAN ACCESS:

(I) residential[[,]];

(II) commercial[[,]]; or

(III) industrial [[uses that are integrated and connected by pedestrian access]];

and

(3) If multifamily dwellings form part of the mix of uses, no less than 50% of the dwelling units consist of efficiency or one-bedroom units and no dwelling units have more than two bedrooms.

ARTICLE 18. ZONING

TITLE 14. OTHER OVERLAYS

18-14-601. Definitions; purpose.

(a) **Definitions.** For purposes of this subtitle, the following words have the meanings indicated.

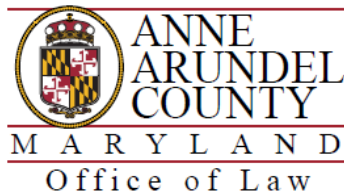
(2) “Redevelopment” means rehabilitation of an existing structure or new construction on a lot or lots when one or more of the lots:

(i) is zoned R10, R15, R22, TC, Commercial, or Industrial, OR IS LOCATED, IN WHOLE OR IN PART, WITHIN A TRANSIT-ORIENTED OVERLAY DEVELOPMENT POLICY AREA IDENTIFIED IN THE GENERAL DEVELOPMENT PLAN;

(ii) has or had preexisting structures, uses, or paved parking; and

(iii) has primary vehicular access from an arterial road or from a local or higher classification road that directly accesses an arterial road.

SECTION 2. *And be it further enacted,* That this Ordinance shall take effect 45 days from the date it becomes law.



Gregory J. Swain, County Attorney

MEMORANDUM

To: Council Members, Anne Arundel County Council

From: Kelly Phillips Kenney, Supervising County Attorney /s/

Date: October 18, 2021

Subject: Bill No. 94-21 – An Ordinance concerning: Subdivision and Development – Glen Burnie Sustainable Community Overlay – Transit Oriented Development Area

Legislative Summary

This summary was prepared by the Anne Arundel County Office of Law for use by members of the Anne Arundel County Council during consideration of Bill No. 94-21. The summary is intended to explain the purposes and legal effects of the bill.

Background. Bill 64-20 originally designated the Glen Burnie Sustainable Community Overlay Area and established certain development and zoning provisions for redevelopment in the overlay area. The bill also exempted certain properties in the TC Zoning District from the adequate school facilities test if certain conditions were met.

Purpose. The primary purpose of this Bill is to include transit oriented development within the definition of redevelopment under the Glen Burnie Sustainable Community Overlay under certain conditions, and to exempt that property from the adequate school facilities test under certain conditions.

Bill provisions.

Subsection 17-5-207(f)(1) is revised to exempt residential redevelopment in the Glen Burnie Sustainable Community Overlay from the schools adequate public facilities test if the redevelopment takes place on property located in whole or in part in the Transit-Oriented Development (“TOD”) Policy Overlay as identified in Plan 2040, and certain other conditions in (f)(2) and (3) are met. Subsection **(f)(2)** is reorganized for clarification with no substantive change.

Section **18-14-601(a)** is also revised to add properties within the TOD Policy Area into the

Note: This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

list of properties that are included in the definition of “redevelopment” in the Glen Burnie Sustainable Community Overlay.

Section 2 provides that the Ordinance shall take effect 45 days from the date it becomes law.

The Office of Law is available to answer any additional questions regarding this Bill. Thank you very much.

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Bill No. 95-21

Introduced by Ms. Rodvien

By the County Council, October 18, 2021

Introduced and first read on October 18, 2021
Public Hearing set for November 15, 2021
Bill Expires on January 21, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Construction and Property Maintenance Codes
2 Supplement – International Building Codes Supplement – Exterior Wall Glass and
3 Glazing – Nonresidential Construction
4

5 FOR the purpose of defining “threat factor”; requiring that glass installed on the exterior
6 walls of nonresidential construction comply with certain bird threat factors; providing
7 for the application of this ordinance; and generally relating to the construction and
8 property maintenance codes.
9

10 BY renumbering: International Building Code Amendments, Items (9) through (23),
11 respectively, to be Items (10) through (24), respectively
12 Anne Arundel County Construction and Property Maintenance Codes Supplement,
13 October 1, 2005 (as amended)
14

15 BY adding: International Building Code Amendments, Item (9)
16 Anne Arundel County Construction and Property Maintenance Codes Supplement,
17 October 1, 2005 (as amended)
18

19 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
20 That Items (9) through (23), respectively, of the International Building Code Amendments,
21 Anne Arundel County Construction and Property Maintenance Codes Supplement,
22 October 1, 2005 (as amended) are hereby renumbered to be Items (10) through (24),
23 respectively.
24

25 SECTION 2. *And be it further,* That the Anne Arundel County Construction and
26 Property Maintenance Codes Supplement, October 1, 2005 (as amended) reads as follows:

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter repealed from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

CONSTRUCTION AND PROPERTY MAINTENANCE CODES SUPPLEMENT
October 1, 2005

INTERNATIONAL BUILDING CODE AMENDMENTS

The provisions of the 2018 International Building Code are amended, deleted, or corrected as follows and the following provisions shall supersede the part of the text of the 2018 International Building Code as indicated:

(9) AFTER SECTION 1409.1, INSERT:

“SECTION 1410. Exterior wall glass and glazing.

1410.1 Definition. “THREAT FACTOR” MEANS A SCORE THAT PROVIDES A RELATIVE MEASURE OF A BIRD'S ABILITY TO SEE AND AVOID GLASS, AS SET FORTH IN A DATABASE PUBLISHED BY THE AMERICAN BIRD CONSERVANCY.

1410.2 Exterior wall glass and glazing. ALL GLASS INSTALLED ON THE EXTERIOR WALLS OF NONRESIDENTIAL CONSTRUCTION SHALL CONFORM TO THE FOLLOWING:

(1) ALL GLASS FROM GROUND LEVEL TO A MINIMUM OF 40 FEET ABOVE GRADE SHALL HAVE A THREAT FACTOR RATING OF 30 OR LESS.

(2) ALL GLASS THAT IS 15 FEET ABOVE A GREEN ROOF SHALL HAVE A THREAT FACTOR RATING OF 30 OR LESS.

(3) ALL GLAZED CORNERS OR FLY-THROUGH CONDITIONS SHALL HAVE A THREAT FACTOR OF 25 OR LESS.”

SECTION 3. *And be it further enacted,* That an application for approval of a sketch plan, final plan, final infrastructure construction plan, preliminary plan, site development plan, building or grading permit, and revisions to these plans and permits, filed on or before October 18, 2021 shall be governed by the law as it existed prior to the effective date of this Ordinance.

SECTION 4. *And be it further enacted,* That this Ordinance shall take effect 45 days from the date it becomes law.

COUNTY COUNCIL OF

ANNE
ARUNDEL
COUNTY

M A R Y L A N D

LEGISLATIVE SUMMARY*

To: All Councilmembers of the Anne Arundel County Council

From: Linda M. Schuett, Legislative Counsel

Date: October 18, 2021

Subject: Bill No. 95-21

"Each year up to 1 billion birds die after hitting glass surfaces in the United States." American Bird Conservancy at <https://abcbirds.org/glass-collisions/why-birds-hit-glass/>.

The purpose of Bill No. 95-21 is to reduce the number of birds that die from hitting glass surfaces. The Bill requires that all glass installed on the exterior walls of nonresidential construction meet certain threat factors. The term "threat factor" is defined "as a score that provides a relative measure of a bird's ability to see and avoid glass." The threat factor is found on a database published by the American Bird Conservancy. See <https://abcbirds.org/glass-collisions/products-database/>.

There are three requirements: (1) all glass from ground level to a minimum of 40 feet above grade must have a threat factor rating of 30 or less; (2) all glass that is 15 feet above a green roof shall have a threat factor rating of 30 or less; and (3) all glazed corners or fly-through conditions shall have a threat factor of 25 or less.

The Bill grandfathers applications for certain plans, permits, and revisions filed before the introduction date of the Bill. Those applications will be governed by the law as it existed before the effective date of the Bill.

* This Legislative Summary provides a synopsis of the bill as introduced. It does not address subsequent amendments to the bill.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Resolution No. 52-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, October 18, 2021

1 RESOLUTION confirming the appointment of a member of the classified service to
2 serve on the Pension Oversight Commission for Anne Arundel County

3
4 WHEREAS, Section 606(a) of the Charter provides that there shall be a Pension
5 Oversight Commission that is independent of both the legislative and executive
6 branches of the County government; and

7
8 WHEREAS, Section 606(b)(1) of the Charter provides that the Pension Oversight
9 Commission shall consist of nine members appointed by the County Executive and
10 confirmed by resolution of the County Council; and

11
12 WHEREAS, Section 606(b)(3) of the Charter provides that four of the members
13 shall be members of the classified service as defined in Section 803 of the Charter;
14 one member shall be a uniformed police officer; one member shall be a professional
15 fire fighter; one member shall be a member of a class represented by the employee
16 organization that represents the majority of classified employees other than
17 uniformed police officers and professional fire fighters; and one member shall be a
18 member of the classified service other than the police department and fire
19 department, who is in a class excluded from representation by the employee
20 organization that represents the majority of classified employees other than
21 uniformed police officers and professional fire fighters; and

22
23 WHEREAS, Section 606(c)(1) of the Charter provides that the term of a member
24 shall be four years; and

25
26 WHEREAS, Section 606(c)(4) of the Charter provides that a person may not serve
27 for more than two terms as a member of the Pension Oversight Commission; and

28
29 WHEREAS, pursuant to Section 606(b)(3) of the Charter, Kelly Lovett was
30 recommended by the County Executive and was approved to serve an initial four-
31 year term commencing on February 1, 2020, and expiring on January 31, 2024; and

32
33 WHEREAS, Ms. Lovett resigned on March 12, 2021, and her position remains
34 vacant; and

35
36 WHEREAS, the County Executive, subject to confirmation by the County Council,
37 has appointed Joseph Bernatowicz (a member of the classified service other than

1 the police department and fire department, who is in a class excluded from
2 representation by the employee organization that represents the majority of
3 classified employees other than uniformed police officers and professional fire
4 fighters) to serve the remainder of a term ending on January 31, 2024; and

5
6 WHEREAS, the County Council, after public hearing, finds that Joseph
7 Bernatowicz meets the eligibility requirements under Section 606(b)(3) of the
8 Charter and is qualified to serve on the Pension Oversight Commission; now,
9 therefore, be it

10
11 *Resolved by the County Council of Anne Arundel County, Maryland,* That it hereby
12 approves the appointment to the Pension Oversight Commission of Joseph Bernatowicz (a
13 member of the classified service other than the police department and fire department, who
14 is in a class excluded from representation by the employee organization that represents the
15 majority of classified employees other than uniformed police officers and professional fire
16 fighters) to serve the remainder of a term ending on January 31, 2024; and be it further

17
18 *Resolved,* That a copy of this Resolution be sent to Steuart Pittman, County Executive;
19 Meghan Brown, Boards and Commissions Coordinator; Michael Shier, Chairman of the
20 Pension Oversight Commission; and appointee Joseph Bernatowicz.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Resolution No. 53-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, October 18, 2021

1 RESOLUTION approving submission of names for the Property Tax Assessment
2 Appeal Board

3
4 WHEREAS, § 3-102 of the Tax-Property Article of the Annotated Code of
5 Maryland provides that there shall be a Property Tax Assessment Appeal Board in
6 Anne Arundel County; and

7
8 WHEREAS, § 3-103 provides that the Board members shall be appointed by the
9 Governor from a list of qualified applicants submitted by the County Executive
10 with the approval of the County Council; and

11
12 WHEREAS, the Board consists of three regular members and one alternate
13 member; and

14
15 WHEREAS, a vacancy exists for a regular member whose term expired on June 1,
16 2021; and

17
18 WHEREAS, § 3-103 further provides that a list of three names for each vacancy
19 shall be submitted to the Governor; and

20
21 WHEREAS, there has not been sufficient interest in the vacant position to result in
22 the submission of three names for the vacancy; and

23
24 WHEREAS, County Executive proposes to submit Beverly Winstead and Joseph
25 Glorioso to the Governor to fill the vacancy for the regular member; now, therefore,
26 be it

27
28 *Resolved by the County Council of Anne Arundel County, Maryland,* That it hereby
29 approves the submittal of Beverly Winstead and Joseph Glorioso to the Governor as
30 qualified applicants to be a regular member of the Property Tax Assessment Appeal Board
31 to serve until June 1, 2026; and be it further

32
33 *Resolved,* that copies of this Resolution be sent to County Executive Steuart Pittman
34 and Meghan Brown, Boards and Commissions Coordinator.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Resolution No. 54-21

Introduced by Ms. Rodvien, Mr. Pruski, and Ms. Lacey

By the County Council, October 18, 2021

1 RESOLUTION requesting the Charter Revision Commission to consider certain issues

2
3 WHEREAS, by Resolution No. 50-21 the County Council appointed a Charter
4 Revision Commission for the purpose of making a comprehensive study of County
5 Government and updating the Charter, including revision of the Councilmanic
6 districts; and

7
8 WHEREAS, the County Council wishes to ensure that several key issues are
9 carefully considered by the Charter Revision Commission; now, therefore, be it

10
11 *Resolved by the County Council of Anne Arundel County, Maryland,* That it hereby
12 requests the Charter Revision Commission to include the following issues on their agenda
13 for in-depth study and to make recommendations relating to these key issues:

- 14
15 1. Examine the benefits of increasing the number of Councilmanic districts.
16
17 2. Examine allowing members of the County Council to serve in office for three full
18 consecutive four-year terms.
19
20 3. Evaluate salaries and retirement benefits for members of the County Council.
21
22 4. Examine whether the role of members of the County Council should be considered
23 full-time and if the salaries of members of the County Council should be increased
24 to reflect actual hours worked.
25
26 5. Evaluate, if members of the County Council were full-time, whether they should
27 be allowed to maintain secondary employment.
28
29 6. Evaluate allowing the County Council to increase or amend items in the budget.
30
31 7. Evaluate allowing the County Council to introduce bond initiatives to be placed on
32 the ballot.
33
34 8. Examine the benefit of allowing Councilmanic districts to be eligible for grants
35 under the Community Benefit Program.
36
37 9. Evaluate placing a limit on the local income tax rate in Anne Arundel County.

1 10. Examine the powers of the Fire Chief to oversee and regulate riding members of
2 volunteer fire companies in Anne Arundel County.

3
4 11. Evaluate Section 547 of the Charter as it applies to volunteer fire companies and
5 any entities under which they operate.

6
7 12. Evaluate the benefit of authorizing a local fire tax for funding the Fire Department.

8
9 13. Examine allowing the use of an emergency ordinance to address a situation that
10 needs immediate action.

11
12 14. Evaluate Sections 208 and 307 as they apply to emergency ordinances and what
13 could be done to improve the procedures for passing emergency ordinances.

14
15 15. Evaluate the need to update or amend Title 6 of Article 1 pertaining to civil
16 emergencies.

17
18 16. Consider making the language used in the Charter more gender neutral.

19
20 and, be it further

21
22 *Resolved*, that copies of this Resolution be sent to the Charter Revision Commission.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Resolution No. 55-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, October 18, 2021

1 RESOLUTION approving the nominations for appointment to the Stakeholder
2 Advisory Committee for Region Planning Area No. 2

3
4 WHEREAS, § 18-2-103(d) of the County Code provides that each General
5 Development Plan adopted by the County Council shall designate at least seven
6 region planning areas encompassing all of the unincorporated areas of the County
7 and shall provide for the creation of region plans for each region planning area; and

8
9 WHEREAS, § 18-2-103(d) further provides that the General Development Plan
10 shall specify the composition of Stakeholder Advisory Committees, which shall
11 include between 9 and 15 citizens who are residents or, own property in, or have an
12 interest in land use planning in the region planning area, and who are nominated by
13 the County Executive and approved by Resolution of the County Council; and

14
15 WHEREAS, § 18-2-103(d) also provides that two-thirds of the members of each
16 Stakeholder Advisory Committee shall be residents of the region, and that the
17 committees shall include at least one resident of each councilmanic district included
18 in the region planning area, who shall be recommended to the County Executive by
19 the Councilmember from the district; and

20
21 WHEREAS, § 18-2-103(d) states that the Stakeholder Advisory Committees will
22 work with the Office of Planning and Zoning to develop the region plans and to
23 ensure that the region plans are consistent with the goals and policies contained in
24 the General Development Plan; and

25
26 WHEREAS, by Bill No. 11-21, the County Council adopted “Plan2040”, the
27 General Development Plan for the County; and

28
29 WHEREAS, Plan2040 identifies and designates 9 region planning areas in the
30 County; and

31
32 WHEREAS, Plan2040 specifies that the membership of the Stakeholder Advisory
33 Committees shall reflect the ethnic and minority diversity of the regions and will
34 include a broad cross-section of a region’s civic, business, environmental, and other
35 stakeholders who reside in or own or manage a business in the planning area, such
36 as long-time resident property owners or renters, recent resident property owners
37 or renters, homeowners’ association or civic association board members, local
38 business representatives, home builders, real estate developers or brokers, military

1 members or other relevant government agency employees or contractors;
2 affordable housing advocates, community or social organization members,
3 environmental organization members, commercial or maritime association
4 members, school organization members, youth adult representatives, local
5 recreation council or group members, and farming and agriculture representatives;
6 and
7

8 WHEREAS, the County Executive has nominated members of the Stakeholder
9 Advisory Committee for Region Planning Area No. 2, as identified in Plan2040
10 who meet the eligibility requirements of § 18-2-103(d) and Plan2040; and
11

12 WHEREAS, the County Council, after a public hearing, finds that the County
13 Executive's nominees meet the eligibility requirements of § 18-2-103(d) and
14 Plan2040, and are qualified to serve on the Stakeholder Advisory Committee for
15 Region Planning Area No. 2, as the region is identified in Plan2040; now, therefore,
16 be it
17

18 *Resolved by the County Council of Anne Arundel County, Maryland, That it approves*
19 *the following appointments to serve on the Stakeholder Advisory Committee for Region*
20 *Planning Area No. 2, as the region is identified in Plan2040:*
21

22 1. Kemi Adetola (Recent Resident Property Owner, and Member of Community/Social
23 Organization);
24

25 2. Keshia Baird (Recent Resident Property Owner, and Member of Community/Social
26 Organization);
27

28 3. Guernica Borne (Long-Time Resident Property Owner, and Member of
29 Community/Social Organization);
30

31 4. W. Thomas Fahs (Local Business Representative, and Home Builder/Real Estate
32 Developer);
33

34 5. Joseph Franco (Resident Property Owner, and Member of Community/Social
35 Organization);
36

37 6. Patience Frisby (Resident Property Renter, and Member of Community/Social
38 Organization);
39

40 7. Nashara Hilton (Recent Resident Property Renter, Young Adult Representative, and
41 Member of Community/Social Organization);
42

43 8. James Krapf (Long-Time Resident Property Owner, Local Business Representative,
44 Home Builder/Real Estate Developer, and Affordable Housing Advocate);
45

46 9. Kevin McPartland (Long-Time Resident Property Owner, and Member of
47 Community/Social Organization, and School Organization);

1 10. Angela Thomas (Resident Property Owner, Local Business Representative, and
2 Military, Department of Defense, or Other Relevant Government Agency or Contractor);

3
4 11. Mark Thompson (Local Business Representative, and Member of
5 Community/Social Organization);

6
7 12. April Walker (Long-Time Resident Property Owner, Local Business
8 Representative, and Member of Community/Social Organization, and Local Recreation
9 Council or Group);

10
11 13. Nichole Walsh Meadows (Resident, and Member of Community/Social
12 Organization, and School Organization);

13
14 14. Valentine Kravets, as recommended by the Councilmember from Councilmanic
15 District 1 (Recent Resident Property Owner, and Member of HOA or Civic Association
16 Board, and Community/Social Organization); and

17
18 15. Marilee Tortorelli, as recommended by the Councilmember from Councilmanic
19 District 4 (Resident Property Owner, Local Business Representative, and Home
20 Builder/Real Estate Developer); and be it further

21
22 *Resolved*, That copies of this Resolution be sent to County Executive Steuart Pittman;
23 Lori Rhodes, Deputy Chief Administrative Officer for Land Use; Steven Kaii-Ziegler,
24 Planning and Zoning Officer; and Meghan Brown, Coordinator of Boards and
25 Commissions.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Resolution No. 56-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, October 18, 2021

1 RESOLUTION approving the nominations for appointment to the Stakeholder
2 Advisory Committee for Region Planning Area No. 4

3
4 WHEREAS, § 18-2-103(d) of the County Code provides that each General
5 Development Plan adopted by the County Council shall designate at least seven
6 region planning areas encompassing all of the unincorporated areas of the County
7 and shall provide for the creation of region plans for each region planning area; and
8

9 WHEREAS, § 18-2-103(d) further provides that the General Development Plan
10 shall specify the composition of Stakeholder Advisory Committees, which shall
11 include between 9 and 15 citizens who are residents or, own property in, or have an
12 interest in land use planning in the region planning area, and who are nominated by
13 the County Executive and approved by Resolution of the County Council; and
14

15 WHEREAS, § 18-2-103(d) also provides that two-thirds of the members of each
16 Stakeholder Advisory Committee shall be residents of the region, and that the
17 committees shall include at least one resident of each councilmanic district included
18 in the region planning area, who shall be recommended to the County Executive by
19 the Councilmember from the district; and
20

21 WHEREAS, § 18-2-103(d) states that the Stakeholder Advisory Committees will
22 work with the Office of Planning and Zoning to develop the region plans and to
23 ensure that the region plans are consistent with the goals and policies contained in
24 the General Development Plan; and
25

26 WHEREAS, by Bill No. 11-21, the County Council adopted “Plan2040”, the
27 General Development Plan for the County; and
28

29 WHEREAS, Plan2040 identifies and designates 9 region planning areas in the
30 County; and
31

32 WHEREAS, Plan2040 specifies that the membership of the Stakeholder Advisory
33 Committees shall reflect the ethnic and minority diversity of the regions and will
34 include a broad cross-section of a region’s civic, business, environmental, and other
35 stakeholders who reside in or own or manage a business in the planning area, such
36 as long-time resident property owners or renters, recent resident property owners
37 or renters, homeowners’ association or civic association board members, local
38 business representatives, home builders, real estate developers or brokers, military

1 members or other relevant government agency employees or contractors;
2 affordable housing advocates, community or social organization members,
3 environmental organization members, commercial or maritime association
4 members, school organization members, youth adult representatives, local
5 recreation council or group members, and farming and agriculture representatives;
6 and
7

8 WHEREAS, the County Executive has nominated members of the Stakeholder
9 Advisory Committee for Region Planning Area No. 4, as identified in Plan2040
10 who meet the eligibility requirements of § 18-2-103(d) and Plan2040; and
11

12 WHEREAS, the County Council, after a public hearing, finds that the County
13 Executive's nominees meet the eligibility requirements of § 18-2-103(d) and
14 Plan2040, and are qualified to serve on the Stakeholder Advisory Committee for
15 Region Planning Area No. 4, as the region is identified in Plan2040; now, therefore,
16 be it
17

18 *Resolved by the County Council of Anne Arundel County, Maryland, That it approves*
19 *the following appointments to serve on the Stakeholder Advisory Committee for Region*
20 *Planning Area No. 4, as the region is identified in Plan2040:*
21

22 1. George Breeden (Long-Time Resident Property Owner, Local Business
23 Representative, and Member of HOA or Civic Association Board, Environmental
24 Organization, Community/Social Organization, Commercial or Maritime Association, and
25 Local Recreation Council or Group);
26

27 2. Emma Buchman (Long-Time Resident Property Renter, and Member of HOA or
28 Civic Association Board, and Community/Social Organization);
29

30 3. Lauren Burns (Resident, Affordable Housing Advocate, and Member of HOA or
31 Civic Association Board, and Community/Social Organization);
32

33 4. Ann Fligsten (Long-Time Resident Property Owner, and Member of HOA or Civic
34 Association Board, Environmental Organization, and Community/Social Organization);
35

36 5. Joshua Fornwalt (Recent Resident Property Owner, Home Builder/ Real Estate
37 Developer, and Member of HOA or Civic Association Board, and Community/Social
38 Organization);
39

40 6. Melissa Hagan (Long-Time Resident Property Owner, Local Business
41 Representative, and Member of Community/Social Organization, School Organization,
42 and Local Recreation Council or Group);
43

44 7. Thomas Hampton (Long-Time Resident Property Owner, and Member of
45 Environmental Organization, and Community/Social Organization);
46

47 8. Ben Hilliard (Long-Time Resident Property Owner, Local Business Representative,
48 and Member of HOA or Civic Association Board, Community/Social Organization,
49 Commercial or Maritime Association, and School Organization);

1 9. Michael Oleru (Resident Property Owner, Real Estate Broker, and Member of HOA
2 or Civic Association Board);

3
4 10. Shayla Powers (Recent Resident Property Renter, and Member of
5 Community/Social Organization, and School Organization);

6
7 11. Walter Reiter (Long-Time Resident Property Renter, Local Business
8 Representative, and Member of HOA or Civic Association Board, Environmental
9 Organization, Community/Social Organization, Commercial or Maritime Association, and
10 Local Recreation Council or Group);

11
12 12. Helen Slack (Long-Time Resident Property Owner, and Member of
13 Community/Social Organization, and School Organization);

14
15 13. Kevin Haines, as recommended by the Councilmember from Councilmanic District
16 2 (Long-time Resident Property Renter; and Local Business Representative);

17
18 14. John Spencer, as recommended by the Councilmember from Councilmanic District
19 3 (Long-time Resident Property Renter, and Member of HOA or Civic Association Board,
20 Environmental Organization, and Community/Social Organization); and

21
22 15. Stephen Miller, as recommended by the Councilmember from Councilmanic
23 District 5 (Recent Resident Property Owner, Affordable Housing Advocate, and Member
24 of HOA or Civic Association Board, Environmental Organization, and Community/Social
25 Organization); and be it further

26
27 *Resolved*, That copies of this Resolution be sent to County Executive Steuart Pittman;
28 Lori Rhodes, Deputy Chief Administrative Officer for Land Use; Steven Kaii-Ziegler,
29 Planning and Zoning Officer; and Meghan Brown, Coordinator of Boards and
30 Commissions.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 20

Resolution No. 57-21

Introduced by Ms. Lacey, Chair
(by request of the County Executive)

By the County Council, October 18, 2021

1 RESOLUTION approving the nominations for appointment to the Stakeholder
2 Advisory Committee for Region Planning Area No. 7

3
4 WHEREAS, § 18-2-103(d) of the County Code provides that each General
5 Development Plan adopted by the County Council shall designate at least seven
6 region planning areas encompassing all of the unincorporated areas of the County
7 and shall provide for the creation of region plans for each region planning area; and

8
9 WHEREAS, § 18-2-103(d) further provides that the General Development Plan
10 shall specify the composition of Stakeholder Advisory Committees, which shall
11 include between 9 and 15 citizens who are residents or, own property in, or have an
12 interest in land use planning in the region planning area, and who are nominated by
13 the County Executive and approved by Resolution of the County Council; and

14
15 WHEREAS, § 18-2-103(d) also provides that two-thirds of the members of each
16 Stakeholder Advisory Committee shall be residents of the region, and that the
17 committees shall include at least one resident of each councilmanic district included
18 in the region planning area, who shall be recommended to the County Executive by
19 the Councilmember from the district; and

20
21 WHEREAS, § 18-2-103(d) states that the Stakeholder Advisory Committees will
22 work with the Office of Planning and Zoning to develop the region plans and to
23 ensure that the region plans are consistent with the goals and policies contained in
24 the General Development Plan; and

25
26 WHEREAS, by Bill No. 11-21, the County Council adopted “Plan2040”, the
27 General Development Plan for the County; and

28
29 WHEREAS, Plan2040 identifies and designates 9 region planning areas in the
30 County; and

31
32 WHEREAS, Plan2040 specifies that the membership of the Stakeholder Advisory
33 Committees shall reflect the ethnic and minority diversity of the regions and will
34 include a broad cross-section of a region’s civic, business, environmental, and other
35 stakeholders who reside in or own or manage a business in the planning area, such
36 as long-time resident property owners or renters, recent resident property owners
37 or renters, homeowners’ association or civic association board members, local
38 business representatives, home builders, real estate developers or brokers, military

1 members or other relevant government agency employees or contractors;
2 affordable housing advocates, community or social organization members,
3 environmental organization members, commercial or maritime association
4 members, school organization members, youth adult representatives, local
5 recreation council or group members, and farming and agriculture representatives;
6 and
7

8 WHEREAS, the County Executive has nominated members of the Stakeholder
9 Advisory Committee for Region Planning Area No. 7, as identified in Plan2040
10 who meet the eligibility requirements of § 18-2-103(d) and Plan2040; and
11

12 WHEREAS, the County Council, after a public hearing, finds that the County
13 Executive's nominees meet the eligibility requirements of § 18-2-103(d) and
14 Plan2040, and are qualified to serve on the Stakeholder Advisory Committee for
15 Region Planning Area No. 7, as the region is identified in Plan2040; now, therefore,
16 be it
17

18 *Resolved by the County Council of Anne Arundel County, Maryland, That it approves*
19 *the following appointments to serve on the Stakeholder Advisory Committee for Region*
20 *Planning Area No. 7, as the region is identified in Plan2040:*
21

22 1. Troy Belt (Long-Time Resident Property Owner)
23

24 2. Lawrence Burrows (Long-Time Resident Property Owner, Home Builder/Real
25 Estate Developer, Affordable Housing Advocate, and Member of Community/Social
26 Organization, and School Organization)
27

28 3. Linda Dodge (Resident Property Owner, and Member of HOA or Civic Association
29 Board, and Community/Social Organization)
30

31 4. Constance Harold (Resident Property Renter, Affordable Housing Advocate, and
32 Member of Community/Social Organization)
33

34 5. Bino Harris (Recent Resident Property Owner, and Military, Department of Defense,
35 or Other Relevant Government Agency, or Contractor)
36

37 6. Emile Henault (Recent Resident Property Owner)
38

39 7. Charles James (Long-Time Resident Property Owner, and Member of HOA or Civic
40 Association Board, and Community/Social Organization)
41

42 8. Priscilla Kania (Recent Resident Property Owner, and Member of HOA or Civic
43 Association Board, Environmental Organization, and Community/Social Organization)
44

45 9. Katherine Mahood (Long-Time Resident Property Owner, Local Business
46 Representative, and Member of HOA or Civic Association Board, and Commercial or
47 Maritime Association)

1 10. Anna Mudd Griffith (Recent Resident Property Owner, and Member of HOA or
2 Civic Association Board, and Environmental Organization)

3
4 11. Jesse Raudales (Member of Community/Social Organization)

5
6 12. Tony Spencer (Long-Time Resident Property Owner, Local Business
7 Representative, and Member of HOA or Civic Association Board)

8
9 13. Leo Wilson (Long-Time Resident Property Owner, Local Business Representative,
10 Home Builder/Real Estate Developer, and Member of HOA or Civic Association Board);

11
12 14. John Hollander, as recommended by the Councilmember from Councilmanic
13 District 6 (Recent Resident Property Owner, Local Business Representative, Affordable
14 Housing Advocate, Real Estate Broker, and Member of HOA or Civic Association Board,
15 Community/Social Organization, and Commercial or Maritime Association); and

16
17 15. Lily Openshaw, as recommended by the Councilmember from Councilmanic
18 District 7 (Long-Time Resident Property Owner, and Member of HOA or Civic
19 Association Board, Environmental Organization, Community/Social Organization, and
20 Commercial or Maritime Association); and be it further

21
22 *Resolved*, That copies of this Resolution be sent to County Executive Steuart Pittman;
23 Lori Rhodes, Deputy Chief Administrative Officer for Land Use; Steven Kaii-Ziegler,
24 Planning and Zoning Officer; and Meghan Brown, Coordinator of Boards and
25 Commissions.

AMENDMENT TO BILL NO. 80-21
(Floodplain Management, Erosion and Sediment Control, and Stormwater Management –
Violation, Enforcement, and Penalties – Civil Fines – Clearing Trees of Significant Size)

October 18, 2021

Introduced by Ms. Fiedler

Amendment No. 1

On page 1 of the proposed bill, in line 2, after “Management” insert “ and Subdivision and Development”; in line 7, after the semi-colon insert “amending the definition of “clearing”; adding a definition of “hazardous tree;”; in line 10, strike “§ 16-5-105(b)” and substitute “§§ 16-5-105(b); and 17-1-101(15)”; after line 11 insert:

“BY renumbering: § 17-1-1-101(51) through (100), respectively to be § 17-1-101(52) through (101), respectively
Anne Arundel County Code (2005, as amended)

BY adding: § 17-1-101(51)
Anne Arundel County Code (2005, as amended)”;

and strike in their entirety lines 13 through 14, inclusive, and substitute:

“SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland, That*
§ 17-1-1-101(51) through (100), respectively of the Anne Arundel County Code (2005, as
amended) be renumbered to be § 17-1-101(52) through (101), respectively.

SECTION 2. *And be it further enacted, That Section(s) of the Anne Arundel County Code*
(2005, as amended) read as follows:”.

On page 2, after line 43, insert:

“ARTICLE 17. SUBDIVISION AND DEVELOPMENT

TITLE 1. DEFINITIONS

17-1-101. Definitions.

Unless defined in this article, the Natural Resources Article of the State Code, or COMAR, the
definitions of words defined elsewhere in this Code apply in this article. The following words have
the meanings indicated:

(15) “Clearing” is a form of development that means the process of cutting or removing

trees, woody vegetation, ground cover, stumps, or roots, and does not include gardening or maintenance of an existing grass lawn or removal of hazardous trees [[as defined in COMAR, Title 27]].

(51) “Hazardous tree” has the meaning stated in COMAR, Title 27.”;

and in line 25, strike “2.” and substitute “3.”.

(This amendment amends the Article 17 definition of “clearing”; and adds a definition of “hazardous tree”.)

AMENDMENT TO BILL NO. 81-21
(General Provisions – Prohibition against Use of County Funds or Resources to Promote or
Require Discrimination)

October 18, 2021

Introduced by Mr. Volke

Amendment No. 1

On page 2 of the proposed bill, in line 7, strike “A BELIEF THAT” and substitute “ANY ACT OR CONDUCT EXPRESSING”.

(This amendment rephrases the definition of “discrimination”).

AMENDMENT TO BILL NO. 81-21
(General Provisions – Prohibition against Use of County Funds or Resources to Promote or
Require Discrimination)

October 18, 2021

Introduced by Mr. Volke

Amendment No. 2

On page 2 of the proposed bill, in lines 26 and 30, in each instance, strike “AFFIRM, ADOPT, OR ADHERE TO” and substitute “COMMIT”.

(This amendment prohibits the use of County funds or resources to require or train a County employee to commit discrimination as defined in Bill No. 81-21.)