COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND
AGENDA

County Council Meeting
Legislative Session 2022, Legislative Day No. 9
April 18, 2022 – 7:00 P.M.

A. Invocation (Ms. Haire)

B. Pledge of Allegiance

C. Ethics Statement

D. Presentation of Citations

E. Fiscal Year 2021 Financial Audit Presentation

Michelle Bohlayer, County Auditor
Karin McQuade, County Controller
William Seymour, SB & Company

F. Invitation to Audience

G. Announcement of Items not Appearing on Agenda

H. Preliminary Motion

I. Approval of Minutes

April 4, 2022 – Legislative Day No. 8

J. Introduction of Bills

BILL NO. 34-22 – AN ORDINANCE concerning: Current Expense Budget – Transfer of Appropriation – Chief Administrative Office – Department of Public Works – FOR the purpose of transferring an appropriation of funds from the Contingency Account of the Chief Administrative Office to the Department of Public Works; and generally relating to transferring appropriations of funds in the current expense budget for the fiscal year ending June 30, 2022.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 35-22 – AN ORDINANCE concerning: Gibson Island Special Community Benefit District – Approval of Loan and Assignment Agreement – FOR the purpose of obligating the County to levy the special tax known as the special community benefit assessment on the Gibson Island Special Community Benefit District in an amount

sufficient to repay a loan from M&T Bank to the Gibson Island Corporation in each of up to ten (10) fiscal years during the term of the loan.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 36-22 – AN ORDINANCE concerning: Licenses and Registrations – Amusements – Linked Bingo Games – FOR the purpose of amending certain definitions; allowing players to participate virtually in linked bingo games under certain circumstances; requiring certain notices and signs for linked bingo games; amending the requirements of a linked bingo game provider license; and generally relating to licenses and registrations.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

K. Introduction of Resolutions

RESOLUTION NO. 8-22 – RESOLUTION appointing a member to the Charter Revision Commission to serve the remainder of a term
Introduced by Ms. Rodvien

RESOLUTION NO. 9-22 – RESOLUTION recognizing Anne Arundel County Public Schools for its high graduation rate and its continued commitment to excellence in education
Introduced by Ms. Pickard and Mr. Pruski

RESOLUTION NO. 10-22 – RESOLUTION supporting the Caucus of African American Leaders of Anne Arundel County in condemning all acts of racism and the many forms of discrimination and intolerance that have deprived people of their human rights
Introduced by Ms. Rodvien and Ms. Lacey

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

BILL NO. 16-22 **(As Amended) (Amendments Proposed)** – AN ORDINANCE concerning: Police Accountability Board – FOR the purpose of establishing a Police Accountability Board; defining certain terms; providing for the composition and terms and removal of members of the Police Accountability Board; providing for a chair of the Police Accountability Board; providing for the meeting standards, training, budget and staff, compensation of members, and recordkeeping standards of the Police Accountability Board; establishing the duties of the Police Accountability Board; requiring annual reports by the Police Accountability Board; providing for the compensation, staffing, powers, duties, and appointment of members of Administrative Charging ~~Committees~~ Committee and ~~Trial~~ Hearing Boards; requiring voting members of Police Accountability Board to file financial disclosure statements; and generally relating to boards, commissions, and similar bodies and public ethics
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 24-22 **(Hearing Concluded) (Eligible for Vote)** – AN ORDINANCE concerning: Personnel and Public Ethics – Positions in the Exempt Service – FOR the purpose of adding the position of Executive Director to the Police Accountability Board to the exempt service; adding the pay, pension, and financial disclosure requirements applicable to the Executive Director; increasing the number of exempt positions under the Chief Administrative Officer approved as part of the annual budget and appropriation ordinance to add the Executive Director and an administrative secretary; and generally relating to personnel and public ethics.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 30-22 – AN ORDINANCE concerning: Anne Arundel County Open Data Act – FOR the purpose of requiring the County to make certain public data sets available on a single web portal on the internet; requiring the County to develop a technical standards manual for publishing public data sets; requiring the Chief Administrative Officer to develop an Open Data Implementation Plan; and generally relating to general provisions.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 31-22 – AN ORDINANCE concerning: Zoning – BRAC Mixed Use Development – FOR the purpose of amending the definition of "BRAC Mixed Use Development"; grandfathering certain development applications for BRAC Mixed Use Development; amending the conditional use requirements for BRAC Mixed Use Development; adopting the "Four Mile Radius from U.S. Army Ft. George G. Meade" map; making technical changes; and generally relating to subdivision and development and zoning.
Introduced by Ms. Lacey and by Mr. Pruski

BILL NO. 32-22 (**Amendment Proposed)** – AN ORDINANCE concerning: Finance, Taxation, and Budget – Admissions and Amusement Tax – Tax Holiday – FOR the purpose of granting a holiday from the tax on admissions and amusement charges during certain months and under certain circumstances; and generally relating to finance, taxation, and budget.
Introduced by Ms. Haire

RESOLUTION NO. 6-22 – RESOLUTION approving the terms and conditions of the acquisition of real properties in Severn, Maryland from Ribera Development, LLC, utilizing funds from the Advance Land Acquisition Capital Project
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

M. Other Business

N. 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 April 18, 2022 meeting on local cable channels or via Arundel TV. To find a list of channels or to access Arundel TV, 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.

Knowledge · Quality · Client Service

Fiscal Year 2021 Audit Results

Anne Arundel County, Maryland
Audit Committee Meeting
April 18, 2022

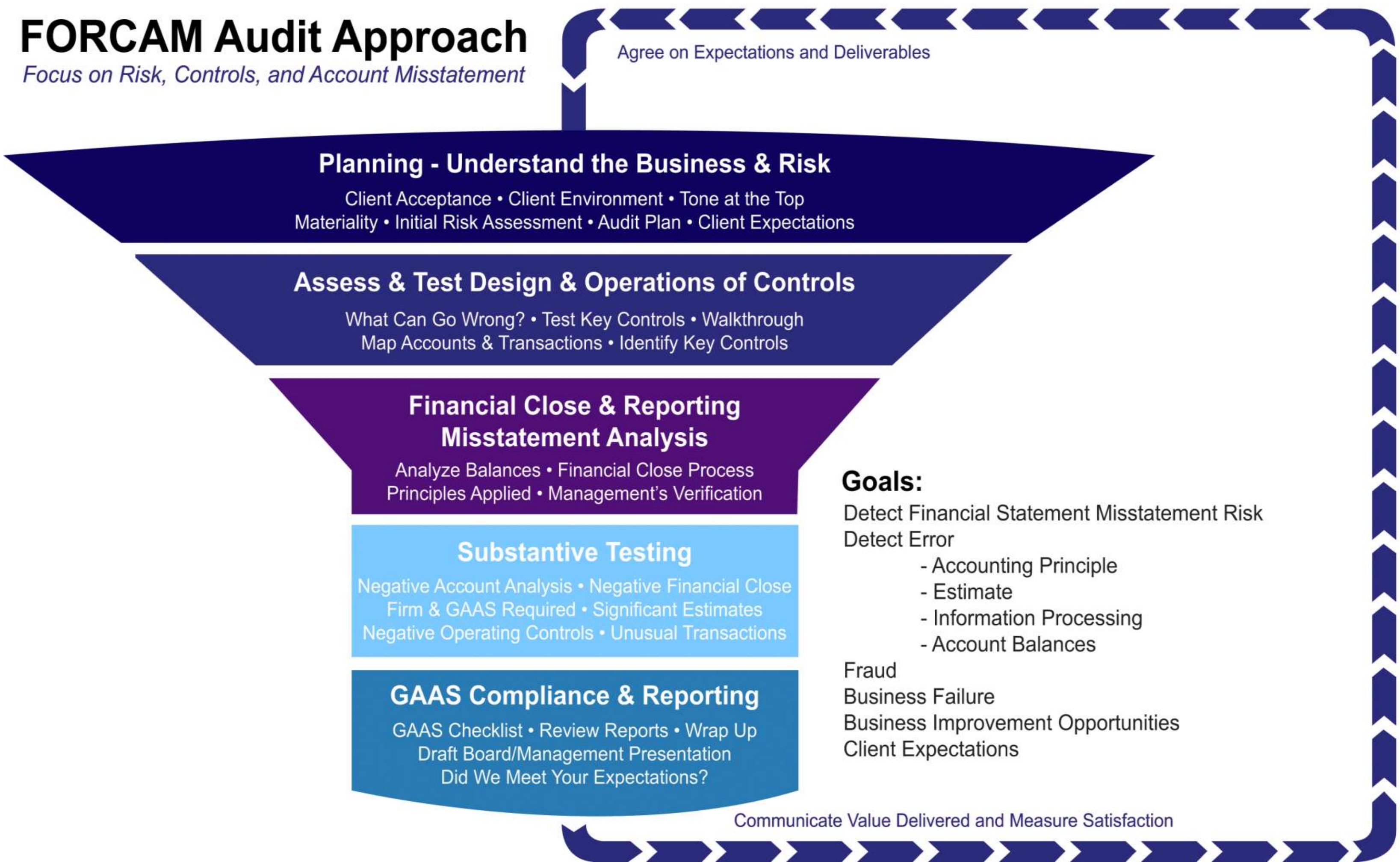
Scope of Services

- Audit of the June 30, 2021, financial statements
- Performance of the Uniform Guidance Single Audit
- Audit of the June 30, 2021, OPEB financial statements
- Review of Uniform Financial Report
- Preparation of Data Collection Form
- Review of the financial statements prepared by management
- Available for year-round consultation

Summary of the Results

- Issued an unmodified opinion on the financial statements
- We did not discover any instances of fraud
- Discovered no material weaknesses in internal controls
- Received full cooperation from management
- Audit journal entries
  - No audit journal entries noted

SBC's Audit Approach



Potential Risk Impact of COVID–19

- Impairment of assets
- Additional cost or liabilities
- Collectability of receivables
- Employees working remotely and potential change in controls
- Increased risk of fraud, both internal and external
- Increased IT risk due to remote working
- Potential need for additional disclosures
- Hybrid of remote and onsite audit procedures performed
- Use of secure portal
- Evaluated impact of above items

Assessment of Control Environment

Area	Points to Consider	Our Assessment
Control Environment	• Key executive integrity, ethics, and behavior • Control consciousness and operating style • Commitment to competence • Board's participation in governance and oversight • Organizational structure, responsibility, and authority • HR policies and procedures	
Risk Assessment	• Mechanisms to anticipate, identify, and react to significant events • Processes and procedures to identify changes in GAAP, business practices, and internal control	
Information & Communication	• Adequate performance reports produced from information systems • Information systems are connected with business strategy • Commitment of HR and finance to develop, test, and monitor IT systems and programs • Business continuity and disaster recovery for IT • Established communication channels for employees to fulfill responsibilities • Adequate communication across organization	
Control Activities	• Existence of necessary policies and procedures • Clear financial objectives with active monitoring • Logical segregation of duties • Periodic comparisons of book-to-actual and physical count-to-books • Adequate safeguards of documents, records, and assets • Assess controls in place	
Monitoring	• Periodic evaluations of internal controls • Implementation of improvement recommendations	

Not effective

Suggested improvements

Effective

Evaluation of Key Processes

Process	Function		A	B	C	D	Our Assessment
Treasury	• Cash Management • Investment Monitoring • Investment Policy	• Investment Accounting • Investment Valuation • Reconciliation	✓	✓	✓	✓	
Estimation	• Methodology • Information • Calculation		✓	✓	✓	✓	
Financial Reporting	• Accounting Principles and Disclosure • Closing the Books • Report Preparation	• General Ledger and Journal Entry Processing • Verification and Review of Results	✓	✓	✓	✓	
Expenditures	• Purchasing • Receiving • Accounts Payable and Cash Disbursement		✓	✓	✓	✓	

A	Understand the Process
C	Walk-through

B	What Can Go Wrong?
D	Test of Controls/Substantive

Not effective

Suggested improvements

Effective

Evaluation of Key Processes

Process	Function	A	B	C	D	Our Assessment
Payroll	• Attendance Reporting • Payroll Accounting and Processing • Payroll Disbursements	✓	✓	✓	✓	
Revenue	• Billing • Cash Receipts • Revenue Recognition • Cutoff	✓	✓	✓	✓	
Fixed Assets	• Physical Custody • Asset and Construction in Process Accounting • Report Preparation	✓	✓	✓	✓	
Grant Compliance	• Acceptance • Grant Oversight • Compliance • Reporting • Monitoring • Accounting • Billing and Collection	✓	✓	✓	✓	

A	Understand the Process
C	Walk-through

B	What Can Go Wrong?
D	Test of Controls/Substantive

Not effective

Suggested improvements

Effective

Single Audit

- 3 Major Programs:
  - Coronavirus Relief Funding, 21.019
  - Emergency Rental Assistance Program, 21.023
  - Access Harm/Opioid Reduction Grant, 93.788
- Total Federal Awards were $92,753,923
- We tested 68% or $63,173,954 of the Federal Awards
- No material weaknesses found
- Test work is in progress

Required Communications

1. Auditor’s Responsibilities Under Generally Accepted Auditing Standards (GAAS)

The financial statements are the responsibility of management. Our audit was designed in accordance with auditing standards generally accepted in the United States of America, and provide for reasonable, rather than absolute, assurance that the financial statements are free of material misstatement. We were engaged to perform our audit in accordance with the standards of the accounting principles generally accepted in the United States of America.

2. Significant Accounting Policies

Management has the responsibility for the selection and use of appropriate accounting policies. In accordance with the terms of our engagement letter, we will advise management about the appropriateness of accounting policies and their application.

The significant accounting policies used by management are described in the notes to the financial statements.

3. Auditor’s Judgments About the Quality of Accounting Principles

We discuss our judgments about the quality, not just the acceptability, of accounting principles selected by management, the consistency of their application, and the clarity and completeness of the financial statements, which include related disclosures.

We have reviewed the significant accounting policies adopted by the County and have determined that these policies are acceptable accounting policies.

Required Communications (continued)

4. Audit Adjustments

We are required to inform the County's oversight body about adjustments arising from the audit (whether recorded or not) that could in our judgment either individually or in the aggregate have a significant effect on the entity's financial reporting process. We also are required to inform the County's oversight body about unadjusted audit differences that were determined by management to be individually and in the aggregate, immaterial.

There were no adjustments identified during the audit process.

5. Fraud and Illegal Acts

We are required to report to the County's oversight body any fraud and illegal acts involving senior management and fraud and illegal acts (whether caused by senior management or other employees) that cause a material misstatement of the financial statements.

Our procedures identified no instances of fraud or illegal acts.

6. Material Weaknesses in Internal Control

We are required to communicate all significant deficiencies in the County's systems of internal controls, whether or not they are also material weaknesses.

There were no material weaknesses noted during the audit.

Required Communications (continued)

7. **Disagreements with Management on Financial Accounting and Reporting Matters**

   None.

8. **Serious Difficulties Encountered in Performing the Audit**

   None.

9. **Major Issues Discussed with Management Prior to Continuance**

   None.

10. **Management Representations**

    We received certain written representations from management as part of the completion of the audit.

11. **Consultation with Other Accountants**

    To our knowledge, there were no consultations with other accountants since our appointment as the County's independent public accountants.

12. **Independence**

    As part of our client acceptance process, we go through a process to ensure we are independent of the County. We are independent of the County.

13. **Non-attest Services**

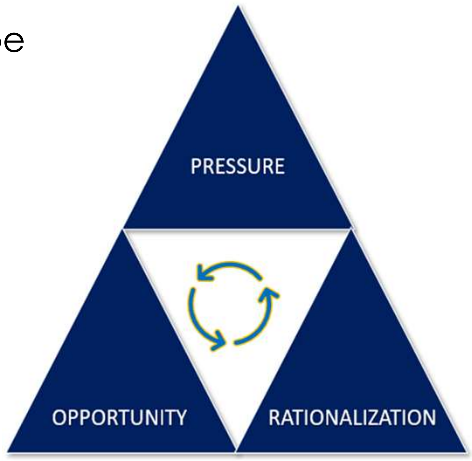
    There were no non-audit services performed by SB & Company.

Our Responsibility Related to Fraud

- Plan and perform the audit to obtain reasonable assurance that there is no material misstatement caused by error or fraud;
- Comply with GAAS AU-C 240 "Consideration of Fraud in a Financial Statement Audit";
- Approach all audits with an understanding that fraud could occur in any entity, at any time, by anyone; and
- Perform mandatory procedures required by GAAS and our firm policies.

Examples of Procedures Performed

- Discuss thoughts and ideas in areas where the financial statements might be susceptible to material misstatement due to fraud;
- Understand pressures on the financial statement results;
- Understand the tone and culture of the organization;
- Look for unusual or unexpected transactions, relationships, or procedures;
- Discussions with individuals outside of finance;
- Evaluate key processes and controls; and
- Consider information gathered throughout the audit.



Engagement Team Contact Information

Gray Smith
Client Service Partner

Office: 410-584-1401
Cell: 410-340-4515
Fax: 410-584-0061
Email: gsmith@sbandcompany.com

Executive Assistant: Kristina Ortiz
Office: 410-584-9309
Email: kortiz@sbandcompany.com

William (Bill) Seymour
Engagement Partner

Office: 410-584-1404
Cell: 443-220-4401
Fax: 410-584-0061
Email: wseymour@sbandcompany.com

Executive Assistant: Susan Teneza
Office: 410-584-9303
Email: steneza@sbandcompany.com

Tobi Hollander, CPA
Engagement Manager

Office: 410-584-2202
Cell: 443-604-9455
Email: thollander@sbandcompany.com

Baltimore Office:
10200 Grand Central Ave,
Suite 250
Owings Mills, MD 21117
410.584.0060

Philadelphia Office:
1500 Market Street,
Suite 1200, East Tower
Philadelphia, PA
19102
215.665.5749

Washington, DC Office:
1200 G Street, NW,
Suite 821
Washington, DC 20005
202.434.8684

Richmond Office:
6802 Paragon Place,
Suite 410
Richmond, VA 23230
804.441.6000

South Florida Office:
4000 Hollywood Blvd,
Suite 555–S
Hollywood, FL 33021
954.843.3477

Knowledge • Quality • Client Service

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND
Minutes of
Legislative Session 2022, Legislative Day No. 8
April 4, 2022 - 7:00 P.M.

The meeting was called to order at 7:00 P.M. by Ms. Rodvien, who opened with the Invocation, and was followed by the Pledge of Allegiance. The meeting was held in the County Council Chambers, Arundel Center, Annapolis, Maryland. There were approximately 100 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 Michelle Bohlayer.

ETHICS STATEMENT

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

INVITATION TO AUDIENCE

The Chair opened Invitation to Audience.

The Administrative Officer stated there were three submissions of public testimony received for Invitation to Audience portion of the meeting.

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

ITEMS NOT APPEARING ON AGENDA

Ms. Lacey recognized two law enforcement officers in her district for their heroic acts.

PRELIMINARY MOTION

On motion of Ms. Pickard, seconded by Mr. Pruski, 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 March 21, 2022 were unanimously approved.

INTRODUCTION OF BILL

BILL NO. 33-22 – AN ORDINANCE concerning: Zoning – Residential Districts – Requirements for Conditional Uses – Townhouses – For the purpose of allowing townhouses as a conditional use in R22 residential zoning districts; amending the conditional use requirements for townhouses; and generally relating to zoning.
Introduced by Mr. Pruski

INTRODUCTION OF RESOLUTION

RESOLUTION NO. 7-22 – RESOLUTION recognizing National Therapy Animal Day in Anne Arundel County.
Introduced by Ms. Rodvien

MOTION TO CHANGE THE ORDER

Ms. Rodvien, Chair, requested that Resolution 7-22 to be voted on first.

On motion of Ms. Lacey, seconded by Ms. Pickard, the motion to vote on Resolution 7-22 first was adopted.

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

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

RESOLUTION NO. 7-22

The Chair called for Resolution No. 7-22, a Resolution recognizing National Therapy Animal Day in Anne Arundel County.

The Administrative Officer read a portion of the title.

Ms. Rodvien, as a sponsor, explained the purpose of the resolution.

Ms. Fiedler shared her support for the resolution and asked to be added as a co-sponsor.

Ms. Rodvien introduced Ginger Vance and her therapy pet Otis. Ms. Vance thanked the County Council for their support of Resolution No. 7-22.

Resolution 7-22 was adopted by the following roll call vote:

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

BILL NO. 8-22 (As Amended) (Amendment Proposed)

The Chair called for Bill No. 8-22, as amended, An Ordinance concerning: Zoning – 2022 Green Infrastructure Master Plan.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Matthew Johnston Environmental Policy Director, Steven Kaii-Ziegler, Christina Pompa, and Michael Stringer, Office of Planning and Zoning, Erica Jackson Matthews, Recreation and Parks, and Lori Blair Klasmeier, Office of Law.

Mr. Baron explained the bill.

The Chair called for the public hearing on Bill No. 8-22, as amended.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 8-22.

The following persons spoke on Bill No. 8-22:

Steven Waddy, Severn
Van Mason, Severn
Dawn Stolztfus, Annapolis
Melanie Hartwig-Davis, Edgewater
Matt Minahan, Edgewater

There was no one else present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 8-22, as amended, to be read and the Administrative Officer read a portion of the title.

Amendment No. 9

This amendment prohibits certain agencies from referring to the 2022 Green Infrastructure Master Plan in comments on development applications; and prohibits certain agencies from referencing or considering the 2022 Green Infrastructure Master Plan when reviewing applications or deny applications based in whole or in part of the 2022 Green Infrastructure Master Plan.

Mr. Volke, as sponsor, explained the amendment.

Ms. Haire asked a question.

Mr. Baron explained why the Administration does not support the amendment.

There was continued discussion between Ms. Pompa and Ms. Haire.

Ms. Jackson Matthews added further explanation.

On motion of Mr. Volke, seconded by Ms. Haire, Amendment No. 9 was defeated by the following roll call vote:

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

Bill No. 8-22, as amended, was passed by the following roll call vote:

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

BILL NO. 16-22 (As Amended) (Amendments Proposed)

The Chair called for Bill No. 16-22, as amended, an Ordinance concerning: Police Accountability Board.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Chief Amal Awad, and David Morris, Police Department, Pete Hill, and Asha Smith, Office of Equity, Diversion, and Inclusion, Lori Blair Klasmeier, and Ethan Hunt, Office of Law, Rhonda McCoy, Kerry Berger, City of Annapolis.

Mr. Baron explained the amended bill.

The Chair called for the public hearing on Bill No. 16-22, as amended.

The Administrative Officer stated there were 4 submissions of public testimony received ahead of time for Bill No. 16-22, as amended.

The following persons spoke on Bill No. 16-22:

Joshua Hatch, Annapolis
Lynda Davis, Linthicum
Jennifer Sell, Severna Park
Rev. Marguerite Morris, Odenton
Wanda Brown, Annapolis
Armani Jackson, Glen Burnie
Apostle Antonio Palmer, Odenton
Dr. Linda Girdner, Gambrills
Lynn Fitzpatrick, Galesville
Emma Buchman, Severna Park
Lorena Diaz, Pasadena

Steven Waddy, Severn
William Rowel, Senior Advisor to Mayor Buckley, Annapolis
Rob Savidge Alderman, Annapolis City Council
LeAnna Harrison, CASA, Baltimore
Amy Cruice, ACLU of Maryland, Annapolis
Martha Akers, Annapolis
J. Sandy Bartlett, State Delegate, District 32
Jen Roman, Odenton
Mary Grace Gallagher, Annapolis
Chrissy Holt, Annapolis
Elizabeth Corso, Annapolis
Phil Ateto, Annapolis
Arthur Holt, Annapolis

There was no one else present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 16-22, as amended, to be read and the Administrative Officer read a portion of the title.

Amendment No. 45

This amendment corrects “trial boards” to be “hearing boards”; and adds the specific powers and duties of the administrative charging committee as provided for in State law.

Ms. Lacey, as sponsor, explained the amendment.

Mr. Baron responded.

Mr. Pruski explained concerns.

Ms. Blair Klasmeier responded.

Ms. Pickard continued to discuss the implications of the amendment.

On motion of Ms. Lacey, seconded by Ms. Rodvien, Amendment No. 45 was adopted by the following roll call vote:

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

Amendment No. 46

This amendment prohibits a resolution to confirm the appointment of members to the Police Accountability Board from being voted on immediately; and requires a public hearing before a final vote by the Council.

Ms. Pickard, as sponsor, explained the amendment.

Mr. Baron responded.

On motion of Ms. Pickard, seconded by Ms. Rodvien, Amendment No. 46 was adopted by the following roll call vote:

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

Amendment No. 47

This amendment requires a drug test and a reference check in order to serve as a voting member on the Police Accountability Board.

Ms. Fiedler, as sponsor, explained Amendment No. 47.

Mr. Baron explained why the Administration opposed the amendment.

Mr. Pruski asked for a clarification.

Mr. Volke asked another question.

On motion of Ms. Fiedler, seconded by Ms. Haire, Amendment No. 47 was defeated by the following roll call vote:

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

Amendment No. 48

This amendment requires certain minimum educational standards in order to serve as a voting member on the Police Accountability Board.

Ms. Fiedler, as sponsor, explained Amendment No. 48.

Mr. Baron explained why the Administration opposed the amendment.

On motion of Ms. Pickard, seconded by Mr. Pruski, Amendment No. 48 was defeated by the following roll call vote:

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

Amendment No. 49

This amendment disqualifies an applicant from being appointed to the Police Accountability Board if the person has been convicted of, pled guilty to, or received probation before judgment for certain crimes.

Ms. Fiedler, as a sponsor, explained the amendment.

Mr. Baron explained why the Administration opposed the amendment.

On motion of Ms. Fiedler, seconded by Ms. Haire, Amendment No. 49 was adopted by the following roll call vote:

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

Amendment No. 50

Amendment No. 50 was withdrawn by Ms. Lacey.

Amendment No. 51

This amendment corrects "trial boards" to be "hearing boards"; adds the specific powers and duties of the administrative charging committee as provided for in State law; and limits the terms of members of the Administrative Charging Committee to three years.

Ms. Lacey, as a sponsor, explained the purpose of the amendment.

Mr. Baron explained why the Administration opposed the amendment.

On motion of Ms. Lacey, seconded by Ms. Rodvien, Amendment No. 51 was defeated by the following roll call vote:

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

Amendment No. 52

This amendment requires a complaint filed with a law enforcement agency to be forwarded to the Police Accountability Board within three days of receipt of the complaint.

Ms. Lacey explained the purpose of the amendment.

Mr. Baron continued discussion with the Counsel.

Mr. Pruski explained his concerns.

Mr. Baron continued discussion with the Counsel.

On motion of Ms. Lacey, seconded by Ms. Rodvien, Amendment No. 52 was adopted by the following roll call vote:

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

Amendment No. 53

This amendment requires the annual "ride-along" that members of the Police Accountability Board must complete to be in the emergency vehicle of a County police officer or other law enforcement officer in the County.

On motion of Mr. Volke, seconded by Ms. Pickard, Amendment No. 53 was adopted by the following roll call vote:

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

Amendment Nos. 54, 55, and 56

Amendments Nos. 54, 55, and 56 were withdrawn by Mr. Volke.

Amendment No. 57

Amendment No. 57 was withdrawn by Ms. Rodvien.

Amendment No. 58

This amendment requires any annual report or other reports created by the Police Accountability Board to be share in a timely manner with the County Executive and County Council and available for view at all Anne Arundel County Public Libraries.

Ms. Rodvien, as a sponsor, explained the amendment.

Mr. Baron explained why the Administration supports the amendment.

On motion of Ms. Rodvien, seconded by Mr. Pruski, Amendment No. 58 was adopted by the following roll call vote:

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

Amendment No. 59

Amendment No. 59 was withdrawn by Ms. Rodvien.

Amendment No. 60

This amendment prohibits a spouse, sibling, parent, step-parent, child, step-child, foster child, or step-sibling of an actively serving police officer from serving as a voting member on the Police Accountability Board.

Ms. Rodvien, as a sponsor, spoke about the amendment.

Mr. Baron explained why the Administration opposed the amendment.

Mr. Pruski asked a clarifying question.

Ms. Blair Klasmeier responded.

Mr. Volke and Ms. Pickard expressed their concerns with the amendment.

On motion of Ms. Rodvien, seconded by Ms. Lacey, Amendment No. 60 was defeated by the following roll call vote:

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

Amendment No. 61

This amendment removes the prohibition against a person being appointed as a voting member of the Police Accountability Board if they have been convicted of certain crimes; and removes superfluous language that allows appointment of a person who is not subject to the earlier stated prohibition.

Ms. Rodvien, as a sponsor, explained the purpose of the amendment.

Mr. Baron stated that the Administration opposed the amendment.

Ms. Pickard stated she opposed the amendment.

On motion of Ms. Rodvien, seconded by Ms. Lacey, Amendment No. 61 was defeated by the following roll call vote:

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

Amendment No. 62

This amendment allows participation in a ride-along as part of training of voting members as an option.

Ms. Rodvien explained the purpose of the amendment.

Mr. Baron stated that the Administration opposed the amendment.

Ms. Lacey asked a qualifying question.

Chief Awad responded to Ms. Lacey.

Mr. Volke shared his concerns with the amendment.

The Counsel continued to discuss their experiences with law enforcement ride-alongs.

On motion of Ms. Rodvien, seconded by Ms. Lacey, Amendment No. 62 was defeated by the following roll call vote:

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

Amendment No. 63

This amendment requires the Police Accountability Board to investigate complaints it receives independently and concurrently with other internal investigations.

Ms. Rodvien, as a sponsor, explained the purpose of the amendment.

Mr. Baron stated the Administration opposed the amendment.

Mr. Pruski asks a clarifying question.

Ms. Klasmeier responded.

Ms. Pickard explained her opposition to the amendment.

On motion of Ms. Rodvien, seconded by Ms. Lacey, Amendment No. 63 was defeated by the following roll call vote:

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

Amendment Nos. 64, 65, and 66

Amendment Nos. 64, 65, and 66 were withdrawn by Ms. Rodvien.

RECESS

On motion by Ms. Lacey, seconded by Mr. Volke, the Council took a recess from 9:48 P.M. until 10:00 P.M.

BILL NO. 24-22 (Hearing Concluded) (Eligible for Vote)

The Chair called for Bill No. 24-22, An Ordinance concerning: Personnel – Positions in the Exempt Service.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Lori Blair Klasmeier, Office of Law.

Mr. Baron explained the history of Bill No. 24-22.

On motion of Ms. Pickard, seconded by Mr. Volke, the Council voted to hold the vote until April 18, 2022 by the following roll call:

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

BILL NO. 27-22

The Chair called for the public hearing on Bill No. 27-22, an Ordinance concerning: Pensions – Contingent Annuitant – Fire and Police Service Retirement Plans – Same Sex Marriage – For the purpose of allowing modifications of the contingent annuitant election for certain retirees in the Fire and Police Pension Plans entering into same sex marriages with the contingent annuitant; and generally relating to pensions.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Lori Blair Klasmeier, Office of Law, Anne Budowski, and Kelly Lovett, Department of Personnel.

Mr. Baron explained the purpose of Bill No. 27-22.

Mr. Pruski shared his support for the bill.

Ms. Rodvien and Ms. Pickard asked to be added as a co-sponsors for Bill No. 27-22.

The Chair called for the public hearing on Bill No. 27-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 27-22.

The following persons spoke on Bill No. 27-22:

Mike Shier, Chair, Pension Oversight Committee
Tanya Minion, Severna Park

There was no one else present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 27-22 to be read and the Administrative Officer read a portion of the title.

Bill No. 27-22 was passed by the following roll call vote:

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

BILL NO. 28-22

The Chair called for Bill No. 28-22, An Ordinance concerning: Personnel – Positions in the Classified Service.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Karen Henry, Department of Public Works, Anne Budowski, Jacqueline Rickers-Atkinson, Department of Personnel, Captain Joseph Jordan, Police Department, Deputy Chief Lisa Mayers, Fire Department, and Ameha Mulat, Detention Facilities.

The Chair called for the public hearing on Bill No. 28-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 28-22.

There was no one else present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 28-22 to be read and the Administrative Officer read a portion of the title.

Bill No. 28-22 was passed by the following roll call vote:

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

BILL NO. 29-22

The Chair called for Bill No. 29-22, an Ordinance concerning: Current Expense Budget – Supplementary Appropriations.

The Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Lori Blair Klasmeier, Office of Law, and Naomi McAllister, Office of Budget.

Mr. Baron explained the purpose of the bill.

Mr. Pruski explained the importance of the bill.

The Chair called for the hearing on Bill No. 29-22.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 29-22.

There was no one else present who wished to speak and the hearing was concluded. The Chair called for the title of Bill No. 29-22 to be read and the Administrative Officer read a portion of the title.

Bill No. 29-22 was passed by the following roll call vote:

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

ADJOURNMENT

There being no further business, on motion of Ms. Lacey, seconded by Mr. Pickard, the meeting adjourned at 10:18 P.M.

Respectfully submitted,

By Ann Aluise

For Laura Corby
Administrative Office

ANNE ARUNDEL COUNTY
OFFICE OF THE COUNTY AUDITOR

To:	Councilmembers, Anne Arundel County Council
From:	Terry Gibson, Assistant County Auditor
Date:	April 13, 2022
Subject:	Auditor's Review of Legislation for the April 18, 2022 Council Meeting

Bill 16-22: **Police Accountability Board (As Amended)**	**Summary of Legislation** This bill establishes the Police Accountability Board (Board) for Anne Arundel County, as required by the Maryland General Assembly's House Bill 670, also known as the Maryland Police Accountability Act of 2021, which becomes effective on July 1, 2022. We commented on this bill in our letters dated March 2, 2022, March 16, 2022, and March 30, 2022. At the April 4, 2022 Council meeting, six amendments were adopted to modify or remove various aspects of this bill. We have no further comments on this bill.
Bill 24-22: **Personnel and Public Ethics – Positions in the Exempt Service**	**Summary of Legislation** This bill amends the County Code to add two new positions to support the Police Accountability Board (Board). These positions are one Executive Director to the Board position and one Administrative Secretary to Department or Agency Head position in the exempt service under the Chief Administrative Officer. The Board is required by the Maryland General Assembly's House Bill 670, also known as the Maryland Police Accountability Act of 2021, and proposed to be established via County Bill 16-22. This bill also requires the Executive Director position to file financial disclosure statements with the County Ethics Commission. We commented on this bill in our letters dated March 16, 2022 and March 30, 2022. At the April 4, 2022 Council meeting, this bill was held until the April 18, 2022 meeting. We have no further comments on this bill.

Bill 30-22: Anne Arundel County Open Data Act	**Summary of Legislation** This bill creates an Open Data Act that will require the County to make certain public data sets from County departments available on a single web portal accessible by the public. This bill requires the County to develop a technical standards manual for publishing public data sets and requires the Chief Administrative Officer to develop an Open Data Implementation Plan. **Review of Fiscal Impact** We agree with the Administration's fiscal note that the fiscal impact of this legislation is dependent on the requirements developed by the Open Data Implementation Plan. The Administration anticipates having minimal additional cost due to using existing ArundelStat staff and the use of an open source platform with no annual licensing fee for the new web portal. Additional anticipated cost primarily relates to training for the ArundelStat staff to become familiar with the new platform.
Bill 31-22: Zoning – BRAC Mixed Use Development	**Summary of Legislation** This bill amends the definition of BRAC Mixed Use Development, grandfathers certain development applications for BRAC Mixed Use Development, amends the conditional use requirements for BRAC Mixed Use Development, and adopts the Four Mile Radius from U.S. Army Ft. George G. Meade map. **Review of Fiscal Impact** The Office of Planning and Zoning does not expect a change in workload from this bill. The changes included in this bill would potentially allow different land uses on properties that previously would not have been allowed, however, the fiscal impact will be dependent upon the specific development proposals. This bill will allow C4 and W1 properties, which otherwise cannot develop with residential uses unless in specific circumstances, to develop with residential multifamily uses. This could have a fiscal impact but that impact would be dependent upon the project. This potential impact can include tax revenues and infrastructure requirements.

Bill 32-22: Finance, Taxation, and Budget – Admissions and Amusement Tax – Tax Holiday	**Summary of Legislation** This bill grants a holiday from the tax on admissions and amusement charges during the months of August 2022 and August 2023 if, within 15 days after the date of written notice of this ordinance, the taxpayer declares in a certificate provided to the Controller, that the monetary benefit of not having to pay the tax will be passed along to the consumer. **Review of Fiscal Impact** The Comptroller of Maryland administers the laws that relate to the admissions and amusement tax. As required by the Tax-General Article, § 4-105(g) of the Annotated Code of Maryland, "if a county…changes an admissions and amusement tax rate or changes a class to which a rate applies, the county…shall give the Comptroller notice of the change at least 60 days before the effective date of the change." According to the Office of Finance, the state is responsible for notification to the businesses that are registered to report admissions and amusement activities in the County, any changes to the tax. The County will need to ensure that the state has sufficient information for proper implementation of this bill. The County tax on admissions and amusement charges is collected by the Comptroller of Maryland and distributed to the County on a quarterly basis. The first quarterly distribution consists of tax revenue for the months of June, July, and August because businesses pay the tax due the following month (e.g., June tax is due in July). Currently, the County receives admissions and amusement tax revenue collection reports from the state on a quarterly basis. Admissions and amusement tax revenue received by the County for the months of June, July, and August of fiscal years 2020, 2021, and 2022 totaled approximately \$1.8 million, \$1.2 million, and \$2.3 million, respectively. It is important to note that the period of June through August 2020 was impacted by the Covid-19 pandemic. According to the Office of Finance, the state reported that the August 2021 admissions and amusement tax revenue netted approximately \$785,000. The Office of Finance is evaluating any personnel needs to ensure compliance with the requirements of this bill.
Resolution 6-22: Approving the Acquisition of Two Parcels of Real Property in Severn	**Summary of Legislation** This resolution approves the purchase of two parcels of real property, parcel 1 consisting of approximately 15.54 acres identified as County Tax Map 15, Parcel 244 on W. B & A Road in Severn, and parcel 2 consisting of approximately 14.25 acres identified as County Tax Map 15, Parcel 240 located at 913 S. Wieker Road in Severn, from Ribera Development, LLC, utilizing funds from the Advance Land Acquisition Capital Project C106700 (ALA). Anne Arundel County Code § 8-3-101(d)(2) requires agreements for purchases of real property utilizing funds from the ALA to be contingent on the approval of the County

Res. 6-22 (continued)

Council. Additionally, an independent appraisal, environmental study, and a feasibility study are required to be submitted to the County Council for the property being purchased.

The total purchase price for both the parcels of the property is \$2,979,000. The Maryland Department of Assessments and Taxation's assessed value for parcel 1 is \$266,000 and for parcel 2 is \$337,200, as of January 1, 2020. An independent appraisal noted the estimated market value of parcel 1 at \$1,600,000 and of parcel 2 at \$1,450,000, as of November 22, 2021.

A combined environmental study of parcels 1 and 2 dated February 7, 2022, revealed two Recognized Environmental Conditions (RECs). The first is that the potential exists that this site was a former orchard or tree farm and pesticides, herbicides, and other agricultural chemicals may have been stored, handled, and applied at the site. The second REC is related to solid waste dumping. Numerous tires, empty 55-gallon drums, gas, motor oil, paint cans, and various non-hazard type debris consisting of plastic bins, household trash (e.g., bottles, cans, etc.) and pallets were observed throughout the site. The observed solid waste in its current state does not pose a significant threat to the environment, however, the waste should be removed and properly disposed of prior to any future redevelopment activities.

A combined feasibility study of both parcels was prepared by the Anne Arundel County Board of Education and the Department of Recreation and Parks. The feasibility study determined that the property can be used for both educational and recreational uses, including future construction of a secondary school. The property has a R1 designation and will not affect public use of the property and is located within the planned water and future sewer service area.

Review of Fiscal Impact

We agree with the Administration's fiscal note that this real property acquisition will cost the County \$2,979,000 and that there is sufficient appropriation in the ALA for this purchase.

Sincerely,

Terry Gibson
Assistant County Auditor

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 9

Bill No. 34-22

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

By the County Council, April 18, 2022

Introduced and first read on April 18, 2022
Public Hearing set for May 16, 2022
Bill Expires July 22, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

AN ORDINANCE concerning: Current Expense Budget – Transfer of Appropriation – Chief Administrative Office – Department of Public Works

FOR the purpose of transferring an appropriation of funds from the Contingency Account of the Chief Administrative Office to the Department of Public Works; and generally relating to transferring appropriations of funds in the current expense budget for the fiscal year ending June 30, 2022.

BY amending: Current Expense Budget

WHEREAS, under Section 711(a) of the Charter, the County Executive may authorize transfers of funds within the same department and within the same fund; and

WHEREAS, under Section 711(a) of the Charter, upon recommendation of the County Executive, the County Council may transfer funds between offices, departments, institutions, boards, commissions or other agencies of the County government and within the same fund of the Current Expense Budget; and

WHEREAS, the County Executive has recommended the transfer of certain funds, and the Controller has certified in writing that such 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 transferring the appropriation of funds from the below-listed department in the amount set forth:

Chief Administrative Office – General Fund Appropriation
Contingency

Grants, Contributions & Other	$	3,365,600

and by transferring such appropriation of funds to the below-listed departments in the respective amount set forth:

Department of Public Works – General Fund Appropriation
Bureau of Highways

Personal Services	$	402,500
Contractual Services	$	2,041,800
Supplies and Materials	$	921,300

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

ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET

BILL NUMBER: 34-22

INTRO. DATE: April 18, 2022

FISCAL NOTE

BILL: **AN ORDINANCE CONCERNING: CURRENT EXPENSE BUDGET – TRANSFER OF APPROPRIATION – CHIEF ADMINISTRATIVE OFFICE – DEPARTMENT OF PUBLIC WORKS**

SUMMARY OF LEGISLATION

The purpose of this legislation is to transfer $3,365,600 from the Contingency Account of the Chief Administrative Office to the Department of Public Works for costs associated with snow removal.

FISCAL IMPACT

Exhibit 1 summarizes the transfer of $3,365,600 in General Fund appropriation.

Exhibit 1
General Fund Apppropriation Transfer

Department	Description	Amount
Chief Administrative Officer	Contingency Account	-$3,365,600
Department of Public Works	Snow Removal	$3,365,600
	Total Change	**$0**

Chris Trumbauer
Budget Officer

4/14/2022
Date

Prepared by: Samantha Chiriaco
Reviewed by: Hannah Dier

cc: Karin McQuade, Controller

BILL NUMBER: 34-22

INTRO. DATE: April 18, 2022

CERTIFICATION OF FUNDS

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

Department	Description	Amount
Chief Administrative Officer	Contingency Account	$3,365,600

Karin McQuade 4/13/22

Karin McQuade
Controller

Date

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 9

Bill No. 35-22

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

By the County Council, April 18, 2022

Introduced and first read on April 18, 2022
Public Hearing set for May 16, 2022
Bill Expires July 22, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

AN ORDINANCE concerning: Gibson Island Special Community Benefit District – Approval of Loan and Assignment Agreement

FOR the purpose of obligating the County to levy the special tax known as the special community benefit assessment on the Gibson Island Special Community Benefit District in an amount sufficient to repay a loan from M&T Bank to the Gibson Island Corporation in each of up to ten (10) fiscal years during the term of the loan.

WHEREAS, the Gibson Island Special Community Benefit District has been duly formed and created, pursuant to procedures set forth in Anne Arundel County Code, Article 4, Title 7; and

WHEREAS, pursuant to § 4-7-204(aa)(2) of the County Code, the purposes of the Gibson Island Special Community Benefit District include "construction, maintenance, and repair of non-County-owned roads, streets, causeways, alleys, sidewalks, street or road signs, street or road lights, drainage ditches, storm drains, and culverts; shore erosion control, prevention, protection, and repair; acquisition, improvement, maintenance, and construction of community owned real and personal property;…and the administrative expenses incidental to carrying out these purposes, including repayment of any loan, interest thereon, and any necessary insurance costs"; and

WHEREAS, the Gibson Island Corporation (the "Corporation") is the civic or community association that meets the requirements of § 4-7-101(d) that administers the District; and

WHEREAS, the Corporation is entering into a loan agreement with M&T Bank in the amount of $11,450,000, with a term of ten (10) years, to be used to refinance an existing loan for the construction of community-owned facilities (a boat house, guest cottages, and a club house) on community-owned property, previously approved by Bill Nos. 11-15 and 52-16, and to fund repairs and improvements to a non-County-owned causeway (the "Loan"); and

WHEREAS, to enable the Corporation to obtain the Loan from M&T Bank by providing a source of funds for repayment of the Loan, the County is undertaking the obligation set forth in this Ordinance; now, therefore,

SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That the County shall be obligated to levy the special tax known as the special community benefit assessment on the Gibson Island Special Community Benefit District in an amount sufficient to repay the Loan from M&T Bank to Gibson Island Corporation in each of up to ten (10) fiscal years during the term of the Loan, beginning in the County's Fiscal Year 2023.

SECTION 2. *And be it further enacted*, That the County undertakes no obligation with regard to the Loan except as expressly described in this Ordinance, is neither a co-obligor nor guarantor of the Loan, and does not commit the full faith and credit of the County to repayment of the Loan.

SECTION 3. *And be it further enacted*, That the County Executive is hereby authorized to enter into such other and further agreements with the Corporation and M&T Bank as are necessary to disburse directly to M&T Bank such amounts of the special community benefit assessment levied on the Gibson Island Special Community Benefit District as are collected by the County and are necessary to repay the Loan consistent with this Ordinance.

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

ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET

BILL NUMBER: 35-22

INTRO. DATE: April 18, 2022

FISCAL NOTE

BILL: **AN ORDINANCE CONCERNING: GIBSON ISLAND SPECIAL COMMUNITY BENEFIT DISTRICT – APPROVAL OF LOAN AND ASSIGNMENT AGREEMENT**

SUMMARY OF LEGISLATION

The purpose of this legislation is to provide the authority for the County to levy the special tax known as the special community benefit assessment on Gibson Island Special Community Benefit District in an amount sufficient to repay a loan of $11,450,000 from M&T Bank during the ten-year term of the loan.

FISCAL IMPACT

The costs that the County will incur in administering the Gibson Island Special Community Benefit District multi-year payment of the loan will be offset by the administrative fee charged when taxes are collected.

Chris Trumbauer — 4/13/2022
Budget Officer — **Date**

Prepared by: Janae Moulden
Reviewed by: Hannah Dier

cc: Karin McQuade, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 9

Bill No. 36-22

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

By the County Council, April 18, 2022

Introduced and first read on April 18, 2022
Public Hearing set for May 16, 2022
Bill Expires July 22, 2022

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

AN ORDINANCE concerning: Licenses and Registrations – Amusements – Linked Bingo Games

FOR the purpose of amending certain definitions; allowing players to participate virtually in linked bingo games under certain circumstances; requiring certain notices and signs for linked bingo games; amending the requirements of a linked bingo game provider license; and generally relating to licenses and registrations.

BY repealing and reenacting, with amendments: §§ 11-2-201(2), (10), and (11); 11-2-208(a); and 11-2-218(a)
Anne Arundel County Code (2005, as amended)

BY adding: § 11-2-208(e)
Anne Arundel County Code (2005, as amended)

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

ARTICLE 11. LICENSES AND REGISTRATIONS

TITLE 2. AMUSEMENTS

11-2-201. Definitions.

In this subtitle, the following words have the meanings indicated.

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.

(2) “Bingo” means that specific game of chance played with cards having randomly-numbered squares ranging from 1 to 75 in which prizes are awarded on the basis of designated numbers on the cards conforming to a predetermined pattern of numbers. The cards shall have five vertical rows headed respectively by the letters B.I.N.G.O., with each row having five randomly numbered squares, except that one or more squares may be labeled “free”. The term “bingo” includes instant bingo AND LINKED BINGO GAMES.

(10) “Linked bingo game” means a COMMERCIAL bingo game **[[**simultaneously played at two or more locations at which licensees are**]]** THAT INCLUDES PLAYERS PARTICIPATING REMOTELY FROM A DIFFERENT LOCATION OR VIRTUALLY AND OPERATED BY A LICENSED LINKED BINGO GAME PROVIDER AT A LOCATION FROM WHICH A COMMERCIAL BINGO LICENSE HOLDER IS authorized to conduct commercial bingo games.

(11) “Linked bingo game provider” means a person who OPERATES A LINKED BINGO GAME OR provides equipment or management services to be used in the conduct of a linked bingo game.

11-2-208. Location of commercial bingo games; notices and signs.

(a) **Location.** Each license authorizes the operation of commercial bingo games in a structure at the single, specific location described on the license. The location of commercial bingo games may not be moved without the written approval of the Director. LINKED BINGO GAMES SHALL BE OPERATED FROM THE SINGLE, SPECIFIC LOCATION DESCRIBED ON THE LICENSE, BUT LINKED BINGO GAME PLAYERS MAY PARTICIPATE FROM A DIFFERENT LOCATION AND MAY PARTICIPATE VIRTUALLY.

(E) **Linked bingo games**. ANY LINKED BINGO GAME SHALL INCLUDE THE CONSPICUOUS DISPLAY OF THE NOTICES AND SIGNS REQUIRED BY THIS SECTION.

11-2-218. Linked bingo game provider license.

(a) **Requirements.** A linked bingo game may be **[[**conducted**]]** OPERATED only by a licensed linked bingo game provider, and the provider may **[[**conduct**]]** OPERATE A linked bingo **[[**games**]]** GAME only **[[**at locations **]]** FROM A LOCATION in the County at which commercial bingo is authorized AS SPECIFIED ON THE LINKED BINGO GAME LICENSE. PLAYERS OF A LINKED BINGO GAME MAY PARTICIPATE FROM A DIFFERENT LOCATION AND MAY PARTICIPATE VIRTUALLY. A linked bingo game provider **[[**may offer not more than one linked bingo game per session and**]]** shall provide documentary evidence **[[**to ensure**]]** that each prize winner **[[**is**]]** WILL BE paid within 48 hours AND SHALL PAY EACH PRIZE WINNER WITHIN 48 HOURS OF THE CONCLUSION OF THE LINKED BINGO GAME.

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

ANNE ARUNDEL COUNTY, MARYLAND
OFFICE OF THE BUDGET

BILL NUMBER: 36-22

INTRO. DATE: April 18, 2022

FISCAL NOTE

BILL: **AN ORDINANCE CONCERNING: LICENSES AND REGISTRATIONS – AMUSEMENTS – LINKED BINGO GAMES**

SUMMARY OF LEGISLATION

The purpose of this legislation is to allow players to participate virtually in linked bingo games under certain circumstances, require certain notices and signs for linked bingo games, and modify certain requirements of a linked bingo game provider license.

FISCAL IMPACT

State and local admission and amusement taxes are applied to commercial bingo games, with a combined rate limited to 35% under State law. In Anne Arundel County, the State tax rate is 25% and the local tax rate is 10%. In fiscal year 2021, County revenue from the local admission and amusement tax on bingo totaled approximately $2.5 million. The expanded access to participation in commercial bingo provided under this bill would increase County General Fund revenue in proportion to any increase in commercial bingo participation.

There are currently three commercial bingo establishments (the maximum allowed under local law) located in Anne Arundel County.

Chris Th

Chris Trumbauer
Budget Officer

4/13/2022
Date

Prepared by: Hannah Dier
Reviewed by: Hujia Hasim

cc: Karin McQuade, Controller

ANNE ARUNDEL COUNTY
MARYLAND
Office of Law

Gregory J. Swain, County Attorney

MEMORANDUM

To: Members, Anne Arundel County Council

From: Lori L. Blair Klasmeier, Deputy County Attorney /s/

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

Date: April 18, 2022

Subject: Bill No. 36-22: Licenses and Registrations – Amusements – Linked Bingo Games

---

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. 36-22.

Background. The County Code requires licensure of providers of commercial bingo in the County. See §§ 11-2-201, et seq. of the County Code. A separate license is required for "linked bingo", which is "a bingo game simultaneously played at two or more locations at which licensees are authorized to conduct commercial bingo games". (§ 11-2-201(10)). This definition of linked bingo is not broad enough to include bingo players to participate virtually from various locations because it requires players to be at one of the licensed commercial bingo sites in the County.

Purpose. The purpose of the Bill is to modify the provisions related to licensing of linked bingo to allow it to include virtual participation from any location.

Summary. In **Section 1** of the Bill, the definition of "bingo" is modified to clarify that it includes "linked bingo" **(§ 11-2-201(2))**, and the definition of "linked bingo" is expanded to include virtual play from any location so long as it is operated by a licensed linked bingo provided from a licensed commercial bingo location **(§ 11-2-201(10))**. The definition of "linked bingo provider" is modified to clarify that it includes the linked bingo game operator **(§ 11-2-201(11))**.

Subsection 11-2-208(a) is amended to clarify that linked bingo must be operated from the licensed location, but that players may participate from any other location and may participate virtually. **Subsection 11-2-208(e)** is added to require linked bingo games to include notices and signs otherwise required by that section.

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

Subsection 11-2-218(a) modifies the requirements for linked bingo to include operation from a location at which commercial bingo is licensed as specified in the linked bingo license, to provide that linked bingo players may participate from different locations and may participate virtually, and that linked bingo prize winners must be paid within 48 hours of the conclusion of the linked bingo game.

Section 2 of the Bill provides that it will take effect 45 days from the date it becomes law.

If there are any questions, please let me know.

cc: Honorable Steuart Pittman, County Executive
Kai Boggess-deBruin, Chief of Staff
Matthew Power, Chief Administrative Officer
Peter Baron, Legislative Liaison
Mark Wedemeyer, Director of Inspections and Permits

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 9

Resolution No. 8-22

Introduced by Ms. Rodvien

By the County Council, April 18, 2022

RESOLUTION appointing a member to the Charter Revision Commission to serve the remainder of a term

WHEREAS, Section 1203 of the Charter of Anne Arundel County provides that, at or before the first annual legislative session of the County Council after the publication of each decennial census of the population of the United States, the County Council shall appoint by resolution a Charter Revision Commission for the purpose of making a comprehensive study of the County government and the updating of its Charter where necessary, including the matter of the revision of the Councilmanic districts of the County; and

WHEREAS, Section 1203 of the Charter provides that the Commission shall be composed of a number of representative citizens of the County equal to the number of Councilmanic districts in the County, with each member of the County Council making one appointment; and

WHEREAS, a seven-member Charter Revision Commission was appointed by the County Council on October 4, 2021; and

WHEREAS, David Kaufmann, the Commissioner appointed by Councilmember Rodvien, has resigned from the Charter Revision Commission effective April 2, 2022; now, therefore, be it

Resolved by the County Council of Anne Arundel County, Maryland, That it hereby appoints Patric S. Enright to serve on the Charter Revision Commission; and be it further

Resolved, that a copy of this Resolution be forwarded to Andrea Mansfield, Chair, Charter Revision Commission.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 9

Resolution No. 9-22

Introduced by Ms. Pickard and Mr. Pruski

By the County Council, April 18, 2022

RESOLUTION recognizing Anne Arundel County Public Schools for its high graduation rate and its continued commitment to excellence in education

WHEREAS, according to the Maryland State Department of Education, the graduation rate for Anne Arundel County Public Schools ("AACPS") surpassed 90% for the first time with the Class of 2021 and, notably, six student groups achieved the highest rates ever; and

WHEREAS, the most recent four-year cohort graduation rate is 90.25% and marks the third straight year of increases in the graduation rate for AACPS students; and

WHEREAS, the school system's four-year cohort graduation rate is a measure of the percentage of students who graduate four years after entering high school and a strong graduation rate typically highlights the hard work of students, the commitment, talent, and passion of teachers and staff, and the presence of outstanding support systems; and

WHEREAS, since 2011, the graduation rate has increased incrementally and AACPS has seen rate increases in every student category; and

WHEREAS, the graduation rate for special education students has increased by approximately 22% over that time period and is the highest rate yet; and

WHEREAS, significant increases in the graduation rate for students receiving free and reduced-price meals, African-American students, English Language Learners, and Hispanic students have also been realized; and

WHEREAS, the gap in the graduation rate between African-American students and their white classmates has also narrowed by more than one-third in that time; and

WHEREAS, the graduation rates for six student groups in particular, Hispanic/Latino (81.26%), White (93.16%), English Language Learners (60.82%), student receiving free and reduced-price meals (84.58 %), students with Section 504 accommodations (90.4%), and Military Connected students (97.73%), are at all-time highs; and

WHEREAS, the graduation rates for English Language Learners and Military Connected students also each climbed by nearly 11%; and

WHEREAS, of the County's thirteen comprehensive high schools, nine schools – Arundel, Broadneck, Chesapeake Science Point, Glen Burnie, Northeast, Old Mill, Severna Park, South River, and Southern High Schools – now have graduation rates above 90%; and

WHEREAS, this extraordinary accomplishment reflects the diligence, dedication, and commitment to success of all AACPS teachers, staff, students, and families; now, therefore, be it

Resolved by the County Council of Anne Arundel County, Maryland, That it hereby recognizes the teachers, staff, students, and families of Anne Arundel County Public Schools for its commitment to excellence in education and applauds the all-time high graduation rate achieved; and be it further

Resolved, That the County Council congratulates and commends all graduates of Anne Arundel County high schools and programs and wishes the graduates continued success; and be it further

Resolved, That a copy of this resolution be sent to Dr. George Arlotto, Superintendent, Anne Arundel County Public Schools; and to Joanna Bache Tobin, President, Anne Arundel County Board of Education.

AACPS Graduation Rate for Four Year Cohort Anne Arundel County Public Schools April 2022

The adjusted cohort graduation rates are based on a prescribed method of tracking a given cohort of students to determine how many of them graduated within 4 years of starting high school. [1] New student groups for reporting with the Class of 2018 include homeless, foster care, and military connected students.

The following two tables show the graduation rate for four-year cohorts[2] since the Class of 2011 (Adjusted Cohort Graduation Rates began with the 9th-grade cohort in 2006-2007).

School Name	Anne Arundel County Public Schools 4-Year Graduation Rate Disaggregated by High School: Class of 2011	Class of 2012	Class of 2013	Class of 2014	Class of 2015	Class of 2016	Class of 2017	Class of 2018	Class of 2019	Class of 2020	Class of 2021	2011-2021Δ	2020-2021 Δ
Annapolis High	81.18	82.66	83.63	82.38	87.73	85.62	86.41	86.60	84.25	84.93	86.60	**5.42**	**1.67**
Arundel High	90.97	93.69	93.39	95.31	93.41	93.79	92.22	95.30	94.08	93.78	95.47	**4.50**	**1.69**
Broadneck High	89.64	91.89	89.50	93.81	93.67	93.94	94.73	94.70	94.73	96.96	95.90	**6.26**	**-1.06**
Chesapeake High	85.17	85.15	88.89	88.66	88.74	90.88	90.06	90.50	92.04	92.90	89.34	**4.17**	**-3.56**
Chesapeake Science Point	N/A	N/A	N/A	100.00	100.00	100.00	96.72	100.00	100.00	98.04	100.00	**N/A**	**1.96**
Glen Burnie High	75.05	78.76	74.76	79.30	80.26	88.79	90.30	86.32	87.50	89.03	91.23	**16.18**	**2.20**
Meade High	85.12	84.53	83.21	81.42	85.05	86.53	86.59	84.82	85.40	85.95	83.16	**-1.96**	**-2.79**
North County High	76.55	83.67	84.77	87.95	89.31	86.99	86.18	88.72	82.72	84.19	86.23	**9.68**	**2.04**
Northeast High	85.32	86.92	82.65	90.67	88.69	88.76	90.88	93.83	92.52	91.57	94.99	**9.67**	**3.42**
Old Mill High	86.29	88.73	86.99	93.06	94.62	93.30	93.36	92.92	91.73	91.96	93.82	**7.53**	**1.86**
Severna Park High	93.53	95.04	95.18	94.28	93.70	94.90	95.45	98.26	98.12	98.64	96.64	**3.11**	**-2.00**
South River High	94.07	93.74	95.56	94.97	94.59	94.26	93.06	93.97	96.87	97.02	96.12	**2.05**	**-0.90**
Southern High	87.94	86.16	91.18	92.39	90.80	93.44	92.57	93.16	93.90	92.34	92.80	**4.86**	**0.46**

[1] Source: http://mdk12.msde.maryland.gov/data/AYP/GradRateTutorials/transcriptGradRate_a.pdf

[2] The four-year adjusted cohort graduation rate is the number of students who graduate in four years with a regular high school diploma divided by the number of students who form the adjusted cohort for the graduating class. For any given cohort, students who are entering grade 9 for the first time form a cohort that is subsequently "adjusted" by adding any students who transfer into the cohort later during the next three years and subtracting any students who transfer out, immigrates to another country, or dies during that same period.

Anne Arundel County Public Schools 4-Year Graduation Rate Disaggregated by Student Group													
Student Group	**Class of 2011**	**Class of 2012**	**Class of 2013**	**Class of 2014**	**Class of 2015**	**Class of 2016**	**Class of 2017**	**Class of 2018**	**Class of 2019**	**Class of 2020**	**Class of 2021**	**2011-2021 Δ**	**2020-2021 Δ**
All Students	83.73	85.41	85.57	87.75	88.00	89.08	88.53	89.20	88.30	88.89	90.25	**6.52**	**1.36**
Af Am/Black	77.80	80.27	80.35	82.29	85.93	86.81	87.56	86.38	87.72	88.32	87.64	**9.84**	**-0.68**
Am Ind/AK Native	87.50	90.48	87.50	80.00	84.62	95.24	86.67	100.00	84.21	88.46	100	**12.50**	**11.54**
Asian	95.31	91.53	94.44	95.14	96.83	93.55	92.99	95.89	93.89	96.49	96.37	**1.06**	**-0.12**
Hispanic/Latino	73.78	76.40	75.41	78.57	75.19	77.88	76.24	79.01	74.93	73.24	81.26	**7.48**	**8.02**
Multi-Racial	88.54	87.92	85.80	90.43	90.34	90.07	89.01	88.85	90.14	91.18	90.38	**1.84**	**-0.80**
Native HI/Pac Isl	80.00	75.00	87.50	71.43	86.36	100.00	92.31	83.33	100.00	N/A	95.83	**15.83**	**N/A**
White	86.10	87.67	87.88	90.31	89.99	91.20	90.90	92.05	91.20	92.71	93.16	**7.06**	**0.45**
ELL	53.09	47.62	47.87	43.48	30.34	30.10	46.36	48.45	42.80	49.86	60.82	**7.73**	**10.96**
FARMS	70.42	75.09	74.06	75.76	81.93	80.82	81.39	83.19	80.96	81.99	84.58	**14.16**	**2.59**
Econ Disadvantaged	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	92.24	88.79	85.07	**N/A**	**-3.72**
Special Ed	49.27	53.79	53.75	60.86	60.50	65.93	61.93	66.09	68.56	71.73	71.67	**22.40**	**-0.06**
Homeless	N/A	N/A	N/A	N/A	N/A	N/A	N/A	71.96	71.74	75.28	72.88	**N/A**	**-2.40**
Foster Care	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	**N/A**	**N/A**
Military Connected	N/A	N/A	N/A	N/A	N/A	N/A	N/A	96.68	96.5	87.04	97.73	**N/A**	**10.69**
ADA/504	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	87.73	90.4	**N/A**	**2.67**

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2022, Legislative Day No. 9

Resolution No. 10-22

Introduced by Ms. Rodvien and Ms. Lacey

By the County Council, April 18, 2022

RESOLUTION supporting the Caucus of African American Leaders of Anne Arundel County in condemning all acts of racism and the many forms of discrimination and intolerance that have deprived people of their human rights

WHEREAS, the Declaration of Independence provides, in part, "that all men [and women] are created equal, that they are endowed by their Creator with certain unalienable rights, that among these are Life, Liberty, and the pursuit of Happiness"; and

WHEREAS, the Fourteenth Amendment to the United States Constitution provides, in part, "nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws"; and

WHEREAS, after 245 years of independence and more than 150 years after the adoption of the Fourteenth Amendment, the goal of equality has yet to be fully realized; and

WHEREAS, in 2011 the Caucus of African American Leaders of Anne Arundel County was established to recognize and eradicate racism in our communities and "inspire and support the community" through actions and strong leadership; and

WHEREAS, the Caucus of African American Leaders is a consortium of local leaders that includes civil rights groups, elected officials, clergy, youth, and local businesses, who have come together to take a stand against persistent racism and to create a just society; and

WHEREAS, on April 5, 2022 the City Council of the City of Annapolis adopted Resolution 12-22 to support the Caucus of African American Leaders in condemning all acts of racism and the many forms of discrimination and intolerance that have deprived people of their human rights; now, therefore, be it

Resolved by the County Council of Anne Arundel County, Maryland, That it supports the mission of racial equality and wishes to recognize the efforts of its citizens to eradicate racism and all forms of bigotry, including, but not limited to, antisemitism and Islamophobia; and be it further

Resolved, That it joins the Caucus of African American Leaders of Anne Arundel County in condemning all acts of racism and the many forms of discrimination and intolerance that have deprived people of their human rights; and be it further

Resolved, That copies of this resolution be forwarded to the Caucus of African American Leaders of Anne Arundel County; and to Mayor Gavin Buckley, City of Annapolis.

AMENDMENT TO BILL NO. 16-22, AS AMENDED
(Police Accountability Board)

April 18, 2022

Introduced by Ms. Lacey

<u>Amendment No. 67</u>

On page 4 of the amended bill, in line 28, after "(II)" insert "<u>SUBJECT TO PARAGRAPH (6)(III),</u>"; after line 43, insert:

"<u>(III) NOT INCLUDING THE CHAIR OF THE BOARD, UP TO TWO VOTING MEMBERS SHALL BE EXEMPT FROM THE RESTRICTION TO APPOINTMENT IMPOSED BY PARAGRAPH (6)(II).</u>";

and in line 45, strike "(III)" and substitute "<u>(IV)</u>".

(This amendment exempts up to two appointees to the Police Accountability Board, excluding the Chair, from the prohibition to appointment for prior criminal history.)

AMENDMENT TO BILL NO. 16-22, AS AMENDED
(Police Accountability Board)

April 18, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 68

On page 10 of the amended bill, after line 28 insert:

"(6) THE POLICE ACCOUNTABILITY BOARD MAY NOT APPOINT AND THE CHAIR OF THE BOARD MAY NOT DESIGNATE A PERSON TO SERVE ON THE ADMINISTRATIVE CHARGING COMMITTEE IF THE PERSON HAS BEEN CONVICTED OF, PLED GUILTY TO, OR RECEIVED PROBATION BEFORE JUDGEMENT FOR THE FOLLOWING:

I. A CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE OF THE STATE CODE;

II. DOMESTIC VIOLENCE;

III. A FELONY IN MARYLAND;

IV. A CRIME THAT IS A FELONY IN ANOTHER STATE OR IN A FEDERAL PROCEEDING THAT WOULD BE A FELONY IN MARYLAND; OR

V. THEFT, DISHONESTY, FRAUD, OR ANOTHER CRIME OF MORAL TURPITUDE.

(7) A PERSON WHO HAS BEEN CONVICTED OF CRIMES OTHER THAN AS SET FORTH IN PARAGRAPH (6) MAY BE APPOINTED TO SERVE AS A VOTING MEMBER OF THE ADMINISTRATIVE CHARGING COMMITTEE SUBJECT TO THE APPOINTMENT PROCEDURES IN THIS TITLE.".

(This amendment prohibits a person being appointed as a voting member of the Administrative Charging Committee if they have been convicted of certain crimes.)

AMENDMENT TO BILL NO. 16-22, AS AMENDED
(Police Accountability Board)

April 18, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 69

On page 10 of the amended bill, in line 30, before the first "THE" insert "(1)"; and after line 32 insert:

"(2) THE POLICE ACCOUNTABILITY BOARD MAY NOT APPOINT A PERSON TO SERVE ON A HEARING BOARD IF THE PERSON HAS BEEN CONVICTED OF, PLED GUILTY TO, OR RECEIVED PROBATION BEFORE JUDGEMENT FOR THE FOLLOWING:

I. A CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE OF THE STATE CODE;

II. DOMESTIC VIOLENCE;

III. A FELONY IN MARYLAND;

IV. A CRIME THAT IS A FELONY IN ANOTHER STATE OR IN A FEDERAL PROCEEDING THAT WOULD BE A FELONY IN MARYLAND; OR

V. THEFT, DISHONESTY, FRAUD, OR ANOTHER CRIME OF MORAL TURPITUDE.

(3) A PERSON WHO HAS BEEN CONVICTED OF CRIMES OTHER THAN AS SET FORTH IN PARAGRAPH (2) MAY BE APPOINTED TO SERVE AS MEMBER OF A HEARING BOARD, SUBJECT TO THE APPOINTMENT PROCEDURES IN THIS TITLE.".

(This amendment prohibits a person being appointed as a voting member of a Hearing Board if they have been convicted of certain crimes.)

AMENDMENT TO BILL NO. 16-22, AS AMENDED
(Police Accountability Board)

April 18, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 70

On page 4 of the amended bill, in line 25, strike "(I)"; and strike in their entirety lines 28 through 47, inclusive.

On page 5, in line 27, before "EVERY" insert "(A) **In general.**"; and after line 29 insert:

"(B) **Limitation – criminal history.** A PERSON MAY NOT BE APPOINTED AS CHAIR OF THE BOARD IF THE PERSON HAS BEEN CONVICTED OF, PLED GUILTY TO, OR RECEIVED PROBATION BEFORE JUDGMENT FOR THE FOLLOWING:

(1) A CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE OF THE STATE CODE;

(2) DOMESTIC VIOLENCE;

(3) A FELONY IN MARYLAND;

(4) A CRIME THAT IS A FELONY IN ANOTHER STATE OR IN A FEDERAL PROCEEDING THAT WOULD BE A FELONY IN MARYLAND; OR

(5) THEFT, DISHONESTY, FRAUD, OR ANOTHER CRIME OF MORAL TURPITUDE.

(C) **Appointment procedure.** A PERSON WHO HAS BEEN CONVICTED OF CRIMES OTHER THAN AS SET FORTH IN PARAGRAPH (B) MAY BE APPOINTED TO SERVE AS CHAIR OF THE BOARD SUBJECT TO THE APPOINTMENT PROCEDURES IN THIS TITLE.".

(This amendment removes the prohibition against a person being appointed as a voting member of the Police Accountability Board if they have been convicted of certain crimes; and prohibits a person being appointed as Chair of the Board if they have been convicted of certain crimes.)

AMENDMENT TO BILL NO. 16-22, AS AMENDED
(Police Accountability Board)

April 18, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 71

On page 4 of the amended bill, in line 25, strike "(I)"; and strike in their entirety lines 28 through 47, inclusive.

On page 10, after line 28 insert:

"(6) THE POLICE ACCOUNTABILITY BOARD MAY NOT APPOINT AND THE CHAIR OF THE BOARD MAY NOT DESIGNATE A PERSON TO SERVE ON THE ADMINISTRATIVE CHARGING COMMITTEE IF THE PERSON HAS BEEN CONVICTED OF, PLED GUILTY TO, OR RECEIVED PROBATION BEFORE JUDGEMENT FOR THE FOLLOWING:

I. A CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE OF THE STATE CODE;

II. DOMESTIC VIOLENCE;

III. A FELONY IN MARYLAND;

IV. A CRIME THAT IS A FELONY IN ANOTHER STATE OR IN A FEDERAL PROCEEDING THAT WOULD BE A FELONY IN MARYLAND; OR

V. THEFT, DISHONESTY, FRAUD, OR ANOTHER CRIME OF MORAL TURPITUDE.

(7) A PERSON WHO HAS BEEN CONVICTED OF CRIMES OTHER THAN AS SET FORTH IN PARAGRAPH (6) MAY BE APPOINTED TO SERVE AS A VOTING MEMBER OF THE ADMINISTRATIVE CHARGING COMMITTEE SUBJECT TO THE APPOINTMENT PROCEDURES IN THIS TITLE.".

(This amendment removes the prohibition against a person being appointed as a voting member of the Police Accountability Board if they have been convicted of certain crimes; and prohibits a person being appointed as a voting member of the Administrative Charging Committee if they have been convicted of certain crimes.)

AMENDMENT TO BILL NO. 16-22, AS AMENDED
(Police Accountability Board)

April 18, 2022

Introduced by Ms. Lacey and Ms. Rodvien

Amendment No. 72

On page 4 of the amended bill, in line 25, strike "(I)"; and strike in their entirety lines 28 through 47, inclusive.

On page 10, in line 30, before the first "THE" insert "(1)"; and after line 32 insert:

"(2) THE POLICE ACCOUNTABILITY BOARD MAY NOT APPOINT A PERSON TO SERVE ON A HEARING BOARD IF THE PERSON HAS BEEN CONVICTED OF, PLED GUILTY TO, OR RECEIVED PROBATION BEFORE JUDGEMENT FOR THE FOLLOWING:

I. A CRIME OF VIOLENCE, AS DEFINED IN § 14-101 OF THE CRIMINAL LAW ARTICLE OF THE STATE CODE;

II. DOMESTIC VIOLENCE;

III. A FELONY IN MARYLAND;

IV. A CRIME THAT IS A FELONY IN ANOTHER STATE OR IN A FEDERAL PROCEEDING THAT WOULD BE A FELONY IN MARYLAND; OR

V. THEFT, DISHONESTY, FRAUD, OR ANOTHER CRIME OF MORAL TURPITUDE.

(3) A PERSON WHO HAS BEEN CONVICTED OF CRIMES OTHER THAN AS SET FORTH IN PARAGRAPH (2) MAY BE APPOINTED TO SERVE AS MEMBER OF A HEARING BOARD, SUBJECT TO THE APPOINTMENT PROCEDURES IN THIS TITLE.".

(This amendment removes the prohibition against a person being appointed as a voting member of the Police Accountability Board if they have been convicted of certain crimes; and prohibits a person being appointed as a voting member of a Hearing Board if they have been convicted of certain crimes.)

AMENDMENT TO BILL NO. 16-22, AS AMENDED
(Police Accountability Board)

April 18, 2022

Introduced by Mr. Pruski, Vice Chair, and Ms. Rodvien, Chair

Amendment No. 73

On page 6 of the amended bill, in line 6, strike "AND VICE CHAIR".

On pages 7 through 8, strike in their entirety the lines beginning with line 47 on page 7 through line 3 on page 8, inclusive.

On page 10, after line 28 insert:

"(6) THE COUNTY EXECUTIVE SHALL ADVERTISE TO SOLICIT APPLICATIONS FOR THE APPOINTEES TO THE ADMINISTRATIVE CHARGING COMMITTEE AT LEAST 30 DAYS PRIOR TO ANY APPOINTMENT.";

and after line 32 insert:

"(C) **Compensation and staff.**

(1) MEMBERS OF ANY ADMINISTRATIVE CHARGING COMMITTEE AND HEARING BOARDS REQUIRED BY STATE LAW MAY BE COMPENSATED AS PROVIDED FOR IN THE ANNUAL BUDGET.

(2) ADMINISTRATIVE CHARGING COMMITTEE AND HEARING BOARDS MAY BE ASSIGNED ADDITIONAL STAFF AND PROVIDED WITH CONTRACTUAL SERVICES AS NEEDED AND AS PROVIDED FOR IN THE ANNUAL BUDGET.".

(This technical amendment removes the reference of a non-existent "vice chair" position; and moves certain requirements of the Administrative Charging Committee and Hearing Boards to be under the proper section in the bill.)

AMENDMENT TO BILL NO. 32-22
(Finance, Taxation, and Budget – Admissions and Amusement Tax – Tax Holiday)

April 18, 2022

Introduced by Mr. Volke

Amendment No. 1

On page 1 of the proposed bill, in line 2, strike "Tax Holiday" and substitute "Repeal"; in line 4, strike "granting a holiday from" and substitute "repealing"; in line 5, strike beginning with "during" through "circumstances"; and after line 6, insert:

"BY repealing: § 4-5-101 and the title "Title 5. Admissions and Amusement Tax"
Anne Arundel County Code (2005, as amended)".

On pages 1 through 2, strike in their entirety the lines beginning with line 8 on page 1 through line 20 on page 2, inclusive, and substitute:

"SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That § 4-5-101 and the title "Title 5. Admissions and Amusement Tax" of the Anne Arundel County Code (2005, as amended) be repealed.

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

(This amendment rewrites Bill No. 32-22 to remove the "tax holiday" and instead repeal the County's Admissions and Amusement Tax all together.)