

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Minutes of

Legislative Session 2022, Legislative Day No. 17

September 19, 2022 – 7:00 P.M.

The meeting was called to order by Chair Rodvien at 7:00 P.M. and opened with the Invocation given by Mr. Pruski, and was followed by the Pledge of Allegiance. The meeting was held in the County Council Chambers, Arundel Center, Annapolis, Maryland. There were approximately 10 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. Matthew Bennett, Legislative Counsel, was also present.

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 no submissions of public testimony received for Invitation to Audience.

The following person spoke at Invitation to Audience:

Steven Waddy, Severn

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

PRELIMINARY MOTION

On motion of Mr. Volke, seconded by Ms. Pickard, 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 Mr. Volke, seconded by Ms. Pickard, the minutes of the meeting of September 6, 2022 were approved as presented.

INTRODUCTION OF BILLS

BILL NO. 85-22 – AN ORDINANCE concerning: Personnel – Positions in the Classified Service – Position Control – Department of Aging and Disabilities and Police Department – FOR the purpose of decreasing certain positions in the classified service; increasing certain positions in the classified service; and generally relating to personnel.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 86-22 – AN ORDINANCE concerning: Purchasing – Acquisition of Real Property by Gift – FOR the purpose of approving acceptance of a gift of real property totaling 12.101 acres of land, more or less, fronting on Laurel Ft. Meade Road, in Laurel, Maryland, from Cynthia P. Alexander and Katherine P. Schaeffen.
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

BILL NO. 87-22 – AN ORDINANCE concerning: Public Works and Zoning – Small Cell Systems and Commercial Telecommunication Facilities on Scenic or Historic Roads – FOR the purpose of requiring that a developer submit a certified technical analysis that demonstrates the need for a small cell system or commercial telecommunication facility to be located along a scenic or historic road located south of Maryland Route 214 in Anne Arundel County as a condition precedent to project approval; making certain technical changes; and generally relating to public works and zoning.
Introduced by Mr. Volke

BILL NO. 88-22 – AN ORDINANCE concerning: Subdivision and Development – BRAC Mixed Use Development – Applicability – FOR the purpose of amending the grandfathering provision applicable to development applications for BRAC Mixed Use Development established by Bill No. 31-22; and generally relating to subdivision and development.
Introduced by Mr. Pruski

INTRODUCTION OF RESOLUTIONS

RESOLUTION NO. 40-22 – RESOLUTION approving appointments to the Board of Trustees for the Anne Arundel County Retirement and Pension System
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

RESOLUTION NO. 41-22 – RESOLUTION confirming the reappointment of an Anne Arundel County resident to serve on the Spending Affordability Committee
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

RESOLUTION NO. 42-22 – RESOLUTION approving the nomination for appointment to the Stakeholder Advisory Committee for Region Planning Area No. 2
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

RESOLUTION NO. 43-22 – RESOLUTION approving the nominations for appointment to the Stakeholder Advisory Committee for Region Planning Area No. 4
Introduced by Ms. Rodvien, Chair
(by request of the County Executive)

RESOLUTION NO. 44-22 – RESOLUTION expressing the need for land located in Edgewater, Maryland, and owned by the Anne Arundel County Board of Education, to be utilized for construction of the Woodland Beach Volunteer Fire Department
Introduced by Mr. Pruski, Ms. Rodvien, and Ms. Haire

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

BILL NO. 71-22 (As Amended)

The Chair called for the public hearing on Bill No. 71-22, as amended, An Ordinance concerning: Zoning – Critical Area Overlay – Growth Allocation – For the purpose of modifying the critical area growth allocation process; removing the growth allocation application acceptance schedule; limiting growth allocation requests to nonresidential uses or nonresidential zoning districts; modifying the criteria for rescission of growth allocation; making the effective date of this Ordinance contingent on the approval of the Maryland Critical Area Commission; and generally relating to zoning; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, was accompanied by Lori Rhodes, Deputy Chief Administrative Officer, Planning and Zoning, Land Use, Kelly Krinetz, Office of Planning and Zoning, and Kelly Kenney, Senior Assistant County Attorney.

Mr. Baron explained the amended bill.

The Chair called for the public hearing on Bill No. 71-22, as amended.

The Administrative Officer stated there was one submission of written public testimony received for Bill No. 71-22, as amended, through the online testimony tool, which was shared with the Council and posted on the County Council website.

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

The Chair called Bill No. 71-22, as amended, An Ordinance concerning: Zoning – Critical Area Overlay – Growth Allocation; and the Administrative Officer read a portion of the title.

Bill No. 71-22, as amended, was passed by the following roll call:

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

BILL NO. 73-22 (As Amended)

The Chair called for Bill No. 73-22, as amended, An Ordinance concerning: Subdivision and Development and Zoning – Cluster Development – For the purpose of defining “cluster development”; requiring cluster development to include landscaped screening and buffer areas; and generally relating to subdivision and development and zoning; and the Administrative Officer read the title.

Ms. Fiedler, Sponsor, explained the amended bill.

Peter Baron, Director, Government Affairs, was accompanied by Lori Rhodes, Deputy Chief Administrative Officer, Planning and Zoning, Land Use, Lynn Miller, Office of Planning and Zoning, and Kelly Kenney, Senior Assistant County Attorney.

The Administration supports the bill as drafted.

The Chair called for the public hearing on Bill No. 73-22, as amended.

The Administrative Officer stated there was one submission of written public testimony received for Bill No. 73-22, as amended, through the online testimony tool, which was shared with the Council and posted on the County Council website.

The following persons spoke on Bill No. 73-22, as amended:

Amy Leahy, on behalf of Greater Severna Park Council, Inc. (GSPC)
Kate Fox, on behalf of Growth Action Network (GAN)

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

The Chair called Bill No. 73-22, as amended, An Ordinance concerning: Subdivision and Development and Zoning – Cluster Development; and the Administrative Officer read a portion of the title.

Amendment No. 2

This amendment adds a grandfathering provision for applications for cluster development filed before the effective date of the bill.

Ms. Pickard, Sponsor, explained the amendment.

Mr. Baron agreed with Ms. Pickard’s explanation.

On motion of Ms. Pickard, seconded by Mr. Pruski, Amendment No. 2 was adopted by the following roll call vote:

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

Amendment No. 3

This amendment specifies the size of the landscaped screening and buffer areas required along adjacent, non-local roads and adjoining properties that are not part of the cluster development.

Ms. Fiedler, Sponsor, explained the amendment.

The Administration had no opposition.

On motion of Ms. Fiedler, seconded by Mr. Pruski, Amendment No. 3 was adopted by the following roll call vote:

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

The Chair stated that Bill No. 73-22, as amended, will be heard on October 3, 2022.

RESOLUTION NO. 34-22

The Chair called for Resolution No. 34-22, a Resolution confirming the appointment of a resident of the County to serve on the Pension Oversight Commission for Anne Arundel County; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, was accompanied by Kelly Kenney, Senior Assistant County Attorney.

Mr. Baron explained the resolution.

The Chair called for the public hearing on Resolution No. 34-22.

The Administrative Officer stated there were no submissions of public testimony received for Resolution No. 34-22.

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

The Chair called Resolution No. 34-22, Resolution confirming the appointment of a resident of the County to serve on the Pension Oversight Commission for Anne Arundel County; and the Administrative Officer read the title.

Resolution No. 34-22 was adopted by the following roll call:

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

RESOLUTION NO. 35-22

The Chair called for Resolution No. 35-22, a Resolution reappointing members to the Anne Arundel County Adult Public Guardianship Review Board; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, was accompanied by Kelly Kenney, Senior Assistant County Attorney.

Mr. Baron explained the resolution.

The Chair called for the public hearing on Resolution No. 35-22.

The Administrative Officer stated there were no submissions of public testimony received for Resolution No. 35-22.

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

The Chair called Resolution No. 35-22, Resolution reappointing members to the Anne Arundel County Adult Public Guardianship Review Board; and the Administrative Officer read the title.

Resolution No. 35-22 was adopted by the following roll call:

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

RESOLUTION NO. 36-22

The Chair called for Resolution No. 36-22, a Resolution confirming the appointment of the Executive Director of the Police Accountability Board; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, was accompanied by Kelly Kenney, Senior Assistant County Attorney.

Mr. Baron explained the resolution.

The Chair called for the public hearing on Resolution No. 36-22.

The Administrative Officer stated there were no submissions of public testimony received for Resolution No. 36-22.

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

The Chair called Resolution No. 36-22, Resolution confirming the appointment of the Executive Director of the Police Accountability Board; and the Administrative Officer read the title.

Resolution No. 36-22 was adopted by the following roll call:

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

Nay – None

RESOLUTION NO. 40-22*

The Chair called for Resolution No. 40-22, a Resolution approving appointments to the Board of Trustees for the Anne Arundel County Retirement and Pension System; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, explained the resolution.

Resolution No. 40-22 was adopted by the following roll call:

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

Nay – None

RESOLUTION NO. 41-22*

The Chair called for Resolution No. 41-22, a Resolution confirming the reappointment of an Anne Arundel County resident to serve on the Spending Affordability Committee; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, explained the resolution.

Resolution No. 41-22 was adopted by the following roll call:

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

Nay – None

RESOLUTION NO. 42-22*

The Chair called for Resolution No. 42-22, a Resolution approving the nomination for appointment to the Stakeholder Advisory Committee for Region Planning Area No. 2; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, explained the resolution.

Resolution No. 42-22 was adopted by the following roll call:

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

RESOLUTION NO. 43-22*

The Chair called for Resolution No. 43-22, a Resolution approving the nominations for appointment to the Stakeholder Advisory Committee for Region Planning Area No. 4; and the Administrative Officer read the title.

Peter Baron, Director, Government Affairs, explained the resolution.

Resolution No. 43-22 was adopted by the following roll call:

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

ADJOURNMENT

There being no further business, on motion of Mr. Volke, seconded by Ms. Pickard, the meeting adjourned at 7:37 P.M.

Respectfully submitted,

/s/ Anna Macaulay

By Anna Macaulay

/s/ Laura Corby

For Laura Corby
Administrative Officer

* Resolution Nos. 40-22 through 43-22 were called for final reading and vote by the Chair.