



AGENDA

Legislative Session 2023, Legislative Day No. 12 June 20, 2023

Legislative Session
Council Chambers
7:00 P.M.

- A. Call to Order
- B. Invocation (Ms. Hummer)
- C. Pledge of Allegiance
- D. Presentation
- E. Ethics Statement
- F. Invitation to Audience
- G. Announcement of Items Not Appearing
- H. Preliminary Motion
- I. Approval of Minutes

June 5, 2023 – Legislative Day No. 11

June 6, 2023 – Budget Amendments

June 7, 2023 – Supplemental Budget

June 14, 2023 – Final Budget Hearings and Vote

- J. Introduction of Bills

BILL NO. 56-23 – AN ORDINANCE concerning: Zoning – Licensed Dispensaries, Growers, and Processors of Cannabis – FOR the purpose of modifying the definition of “farming”; modifying certain references to licensed growers, processors, and dispensaries of cannabis; removing certain licensed dispensaries of cannabis from certain commercial and industrial zoning districts as a special exception use; adding certain licensed dispensaries of cannabis to certain commercial, industrial and mixed use zoning districts as a conditional use; revising the use requirements for licensed dispensaries, growers, and processors of cannabis and State-licensed medical clinics as a conditional use in certain zoning districts; removing the use requirements of licensed dispensaries, growers, and processors of cannabis as a special exception use in certain zoning districts; revising the use requirements for plasma centers as a special exception use in certain zoning districts; and generally relating to zoning.

Introduced by Mr. Smith, Chair

(by request of the County Executive)

BILL NO. 57-23 – AN ORDINANCE concerning: Boards, Commissions, and Similar Bodies – Anne Arundel County Community Reinvestment and Repair Commission – Finance, Taxation, and Budget – Community Reinvestment and Repair Special Revenue Fund – FOR the purpose of establishing the Anne Arundel County Community Reinvestment and Repair Commission; providing for the purpose, membership, terms and compensation of members, appointment of a chair, meeting standards, and duties of the Community Reinvestment and Repair Commission; establishing the Community Reinvestment and Repair Special Revenue Fund for the purpose of receiving funds from the State Cannabis Reinvestment and Repair Fund; providing that the Fund shall be a special, non-lapsing fund; establishing the purpose of the Fund; and generally relating to boards, commissions, and similar bodies, and finance, taxation, and budget.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 58-23 – AN ORDINANCE concerning: Pensions – Deferred Retirement Option Program – Term of Participation Period – Withdrawal or Disability – FOR the purpose of allowing a seventh year of participation for certain DROP participants who are members of the Police Service Retirement Plan; providing for interest on the seventh year of DROP participation for certain employees; amending provisions that allow early withdrawal from DROP; amending provisions that apply to a disability pension during DROP participation; applying this Ordinance retroactively; and generally relating to pensions.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 59-23 – AN ORDINANCE concerning: Approval of the Ground Lease between Anne Arundel County and Woodland Beach Volunteer Fire Department, Inc. – FOR the purpose of approving an agreement to lease County-owned property containing 3.0275 acres, more or less, located on Stepney Lane in Edgewater, Maryland, to the Woodland Beach Volunteer Fire Department, Inc., for the development, construction, operation, and maintenance of a fire station and other firefighting facilities.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 60-23 – AN ORDINANCE concerning: Hollywood on the Severn 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 Hollywood on the Severn Special Community Benefit District in an amount sufficient to repay a loan from Sandy Spring Bank to the Hollywood-on-Severn Improvement Association, Inc. in each of up to five fiscal years during the term of the loan

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 61-23 – AN ORDINANCE concerning: Construction and Property Maintenance Codes – Fire Prevention Code – Codes and Supplements – Zoning – Recovery Residences – FOR the purpose of exempting single-family detached dwellings used as recovery residences from the Fire Prevention Code when certain conditions are met; adding a definition of “recovery residence”; adding parking requirements for recovery residences;

allowing recovery residences as permitted uses in all residential districts; requiring that recovery residences comply with the 2018 International Residential Code; and generally relating to construction and property maintenance codes and zoning.
Introduced by Ms. Pickard

K. Introduction of Resolutions

RESOLUTION NO. 25-23 – RESOLUTION nominating Tonii Gedin as County Health Officer

Introduced by Mr. Smith, Chair
(by request of the County Executive)

RESOLUTION NO. 26-23 – RESOLUTION approving appointment of Cedric Johnson to the Police Accountability Board

Introduced by Mr. Smith, Chair
(by request of the County Executive)

RESOLUTION NO. 27-23 – RESOLUTION confirming the appointments of members to serve on the Personnel Board for Anne Arundel County

Introduced by Mr. Smith, Chair
(by request of the County Executive)

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

BILL NO. 44-23 (As Amended) – AN ORDINANCE concerning: Personnel – Public Ethics – Public Safety – Classified Service and Exempt Service – Pay Schedules and Positions – FOR the purpose of correcting the removal and addition of certain employees eligible for allowances retroactively; modifying the conditions of eligibility and certification lists; modifying the pay grade and minimum qualifications for certain positions in the classified service; adding certain positions in the classified service; providing for the pay grade, work week, and minimum qualifications applicable to positions added to the classified service; adding new pay schedules for certain classified employees; modifying pay on promotion, reclassification or grade reallocation for certain employees; modifying the conditions for allowances for certain employees; adding certain classified employees eligible for bonus pay; modifying annual leave for certain employees; modifying disability leave for certain employees; modifying education assistance for certain employees; adding certain positions in the exempt service; adding new pay schedules for certain exempt employees; amending the definition of “Uniformed Public Safety Exclusive Representative”; modifying the exclusion of certain employees from joining employee organizations; adding certain classified and exempt employees required to file financial disclosure statements; modifying the title of certain classified employees required to file financial disclosure statements; adding certain classified employees eligible to be members of the Fire Advisory Board; providing for increases in pay for certain employees; providing the method for certain classified employees to move to a new pay schedule; providing for advancement to new rate of pay for certain employees; providing for lump sum payments for certain employees; confirming applicability of certain terms related to pay in memoranda of agreements; providing for an increase in pay for certain classified employees based on certain comparable classified employees; providing for

certain salary adjustments for certain classified employees based on salary compression; providing for the elimination of certain classified positions approved as part of the Annual Budget and Appropriation Ordinance under certain circumstances; applying a certain Section of this Ordinance retroactively; providing for the application of this Ordinance; and generally relating to personnel, public ethics, and public safety.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 46-23 (Amendment Proposed) – AN EMERGENCY ORDINANCE concerning: Current Expense Budget – Fourth Quarter Fund Transfer and Supplementary Appropriations – FOR the purpose of transferring appropriations of funds between certain offices, departments, institutions, boards, commissions or other agencies in the general fund; making supplementary appropriations from unanticipated revenues to certain offices, departments, institutions, boards, commissions or other agencies in the general fund and to certain special funds of the County government for the current fiscal year; making this Ordinance an emergency measure; and generally relating to transferring appropriations of funds and making supplementary appropriations of funds to the current expense budget for the fiscal year ending June 30, 2023.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 47-23 – AN EMERGENCY ORDINANCE concerning: Current Expense Budget – Board of Education – Supplementary Appropriation and Transfers of Funds – FOR the purpose of transferring appropriations of funds between certain offices, departments, institutions, boards, commissions or other agencies in the general fund; making supplementary appropriations from unanticipated revenues to the Local Education Fund for the current fiscal year; making this Ordinance an emergency measure; and generally relating to transferring appropriations of funds and supplementary appropriations to the current expense budget for the fiscal year ending June 30, 2023.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 48-23 – AN ORDINANCE concerning: Modification to Conveyance of Surplus Property – Freetown Road in Glen Burnie, Maryland – FOR the purpose of modifying the terms and conditions of a prior deed conveying certain real property owned by Anne Arundel County to Bello Machre, Inc.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 49-23 – AN ORDINANCE concerning: Second Amendment to Lease between Anne Arundel County, Maryland and Bates School Limited Partnership – FOR the purpose of authorizing the Second Amendment to Lease of a portion of County-owned property in Annapolis, Maryland, known and designated as Wiley H. Bates High School, Smithville Street and South Villa Avenue, to Bates School Limited Partnership to extend the lease term for an additional period of forty-two (42) years, to expire on March 17, 2097.

Introduced by Mr. Smith, Chair
(by request of the County Executive)

[BILL NO. 50-23](#) – AN ORDINANCE concerning: Finance, Taxation, and Budget – Real Property Taxes – Tax Credits – Disabled Veterans and Their Surviving Spouses and Retired Veterans – Duration – FOR the purpose of amending the duration of the disabled veteran real property tax credit; allowing a surviving spouse of a disabled veteran to be eligible for the property tax credit until remarriage; extending the duration of the retired veteran real property tax credit; and generally relating to finance, taxation, and budget.
Introduced by Mr. Volke, Ms. Leadbetter, Ms. Fiedler, and Mr. Smith

M. Other Business

N. Adjournment

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ACCESSIBILITY POLICY

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 Lcorby@aacounty.org or by telephone at 410-222-1401. TTY users, please call Maryland Relay via 7-1-1.

Council meetings are also broadcast on Arundel TV. To find a list of local cable channels or to access Arundel TV you may visit: www.aacounty.org/services-and-programs/government-television.

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



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

To: Councilmembers, Anne Arundel County Council
From: Michelle Bohlayer, County Auditor
Date: June 16, 2023
Subject: Auditor's Review of Legislation for the June 20, 2023 Council Meeting

Bill 44-23:

**Personnel – Public Ethics
– Public Safety – Classified
Service and Exempt
Service – Pay Schedules
and Positions (As
Amended)**

Summary of Legislation

This bill makes various changes to classified and exempt service pay schedules and positions.

We commented on this bill in our letter dated June 1, 2023. At the June 5, 2023 meeting, this bill was amended to remove the position of Fire Deputy Chief (Exempt) proposed as a new position for fiscal year 2024 (FY24). This bill was also amended to correct an error in the naming of a classified position. We have no further comments on this bill.

Bill 46-23:

**Current Expense Budget –
Fourth Quarter Fund
Transfer and
Supplementary
Appropriations**

Summary of Legislation

This bill is an emergency ordinance that transfers appropriations of funds between certain offices, departments, institutions, boards, commissions, or other agencies in the General Fund and makes supplementary appropriations from unanticipated revenues to certain offices, departments, institutions, boards, commissions, or other agencies in the General Fund and certain special funds.

Review of Fiscal Impact

This bill transfers \$10,069,200 of appropriations from the Chief Administrative Officer's (CAO) Contingency Account. This is the second request to adjust the CAO's Contingency Account appropriation in fiscal year 2023 (FY23), which has an available appropriation of \$11,980,000 which is sufficient to cover this transfer.

These transfers are being made to the following supplementary appropriations:

- The Board of Supervisors of Elections is requesting an additional \$235,000 for temporary pay due to 2023 Primary Election expenditures shifting from fiscal years 2022 (FY22) into FY23.

Bill 46-23 (continued)

- The University of Maryland Extension is requesting an additional \$117,500 to account for a missed payment to the University of Maryland in FY22. This request will be using FY23 general funds to pay a FY22 liability.
- The Department of Public Works is requesting an additional \$701,900 for snow removal services and supplies (\$527,100) and to cover expenditures in personal services due to unrealized turnover (\$174,800).
- The Fire Department is requesting an additional \$710,500 to cover expenditures in personal services for special pays and overtime.
- The Office of Central Services is requesting an additional \$2,050,000 for facility utility costs, including electricity, natural gas, propane, and fuel oil.
- The Office of Emergency Management is requesting an additional \$125,900 to cover expenditures related to payment for pictometry (geospatial imagery) services.
- The Office of Law is requesting an additional \$31,000 to cover expenditures in personal services for special pays.
- The Office of Personnel is requesting an additional \$75,000 for attorney fees and arbitration costs related to union negotiations.
- The Office of Transportation is requesting an additional \$18,400 for the County's share of funding for a Chesapeake Bay Passenger Ferry feasibility study.
- The Police Department is requesting an additional \$6,004,000 to cover expenditures in personal services for overtime and special pays.

This bill also transfers unappropriated fund balance of the following funds:

- The Garage Working Capital Fund increase of \$400,000 due to rising gasoline prices.
- The Annapolis and Anne Arundel County Conference and Visitors Bureau Special Revenue Fund increases \$267,200 due to additional estimated hotel tax revenue.
- The Arts Council of Anne Arundel County Special Revenue Fund increase of \$45,700 due to additional estimated hotel tax revenue.
- The Arundel Gateway Special Taxing District Fund increase of \$43,300 for required debt service payments.
- The Laurel Race Track Community Benefit Fund increase of \$60,000 related to the appropriation of funds to the Upgrade Various Schools capital project (Project #E539100).
- The Grants Special Revenue Fund increases \$520,137 due to grant funds awarded to the Department of Health (\$4,400) for oral health equipment to be used during oral cancer screenings; to the Office of the Sheriff (\$15,737) for mobile ballistic barriers and a walkthrough metal detector for the Circuit Court building; and to the Partnership for Children, Youth, and Families (\$500,000) for an eviction prevention and relocation

Bill 46-23 (continued)

assistance program. There is no matching funding requirement for the County for these grants.

The Controller certified that the funds for the total of \$10,069,200 in general fund transfers and appropriations and \$1,336,337 in other fund appropriations are available for appropriation.

**Bill 47-23:
Current Expense Budget –
Board of Education –
Supplementary
Appropriation and
Transfers of Funds****Summary of Legislation**

This bill is an emergency ordinance that transfers general fund appropriations and makes supplementary appropriations from unanticipated revenues to the Local Education Fund. This bill reflects budgetary changes adopted by the Board of Education (BOE) at their May 10, 2023 meeting.

Review of Fiscal Impact

This BOE approved Fourth Quarter Operating Budget Supplemental and Fund Transfer for FY2023 includes the following transfers:

- \$1,358,600 from Administration due to savings realized from larger than budgeted grant administrative charges.
- \$2,435,600 from Instructional Salaries and Wages due to savings realized from additional turnover/salary lapse offset by a grant increase for employee appreciation bonuses.
- \$791,600 from Other Instructional Costs due to savings realized as a result of Blueprint requirements mandating expenditures in alternate categories and underutilized contracted services for summer school.
- \$351,400 from Health Services due to savings realized from anticipated nursing expenses coming in under budget.
- \$9,355,800 from Pupil Transportation due to reduced payments to transportation vendors as a result of unserved transportation routes during the school year, and summer school and tutoring transportation not being utilized to the extent originally projected.
- \$78,300 from Community Services due to savings for the Judy Center programs. These grant funds are multi-year and will be carried over into FY24.

It also includes the following increases:

- \$2,151,500 for Mid-Level Administration to purchase school furniture for Meade Senior High School and newly renovated schools, and to provide employee appreciation bonuses.
- \$11,238,800 for Textbooks and Classroom Supplies including supplies and small equipment for newly renovated schools, athletic supplies, musical instruments, career technical education supplies,

Bill 47-23 (continued)

library books, and technology devices. These increases were offset by savings due to transfers within federal grants.

- \$885,000 for Special Education for employee appreciation bonuses and supplies/materials for special education students. These increases were offset by savings from additional turnover/salary lapse as well as lower than anticipated non-public placement costs.
- \$368,500 for Pupil Services for contracted services for attendance monitoring. These costs were offset by savings from additional turnover/salary lapse.
- \$2,659,100 for Operation of Plant for IT security infrastructure, additional school security cameras, an increase in utilities, and employee appreciation bonuses.
- \$5,904,600 for Maintenance of Plant for preventative maintenance and other deferred maintenance backlog projects. These increases were offset by grant fund savings associated with projects not completed in the current fiscal year, which will be carried over to FY24.
- \$3,943,500 for Fixed Charges to reflect an increase in fund balance within the health care self-insurance fund.
- \$246,000 for Food Services for food supplies for community schools as well as a state education support professionals bonus for employees in Food Services.
- \$8,351,500 for Capital Outlay for various HVAC upgrades, a design fuel farm, baseball/softball lighting, and employee appreciation bonuses.

The net impact of these transfers and supplementary appropriations is an increase of \$21,377,200. This bill recognizes \$3,505,252 in additional federal revenue, \$2,258,843 in additional state revenue, \$7,904,105 in additional local revenue, and \$7,709,000 in additional restricted revenue from other sources.

The Controller certified that \$35,748,500 in supplementary appropriations and fund transfers are available for appropriation.

**Bill 48-23:
Modification to
Conveyance of Surplus
Property – Freetown Road
in Glen Burnie**

Summary of Legislation

This bill modifies conditions of a prior deed conveying previously County-owned real property located at 7765 Freetown Road, Glen Burnie, to Bello Machre, Inc. The bill changes the authorized use of the property from a residential facility for individuals with developmental disabilities to an administrative and office facility that supports provision of housing and other services for individuals with developmental disabilities. The bill preserves an existing stipulation for a possibility of reverting back to the County should the condition be violated.

Review of Fiscal Impact

We agree with the Administration's fiscal note that there is no fiscal impact of this bill.

**Bill 49-23:
Second Amendment to
Lease between Anne
Arundel County,
Maryland and Bates
School Limited
Partnership**

Summary of Legislation

This bill authorizes a second amendment to lease a portion of County-owned property in Annapolis known and designated as Wiley H. Bates High School to Bates School Limited Partnership (tenant). The current lease took effect in 2005 and runs through March 17, 2055. The proposed extension is 42 years, running through March 17, 2097. The lease rate remains \$1 per year.

The Office of Central Services Real Estate Division advised that extending the lease will allow the tenant to obtain long-term lender financing to renovate the property. The proposed renovations include, but are not limited to, renovating the individual living units, the common areas, and the HVAC system.

Review of Fiscal Impact

This bill has no direct fiscal impact. The tenant is responsible for maintenance and operating expenses of the leased space; however, the County does provide landscaping services to the property. The County has no plans for any County-funded improvements to the building, and the County has not funded any recent improvements to the property.

**Bill 50-23:
Finance, Taxation, and
Budget – Real Property
Taxes – Tax Credits –
Disabled Veterans and
Their Surviving Spouses
and Retired Veterans -
Duration**

Summary of Legislation

This bill extends the duration of the Disabled Veterans and Their Surviving Spouses Real Property Tax Credit (Disabled Veterans Tax Credit) to the disabled veteran or surviving spouse from 5 years to until they no longer occupy the dwelling or the surviving spouse remarries. This bill also extends the duration of the Retired Veterans Real Property Tax Credit (Retired Veterans Tax Credit) to a retired veteran from 5 years to until they no longer occupy the dwelling or a maximum of 50 years.

Review of Fiscal Impact

The Disabled Veterans Tax Credit began in FY22, and the Retired Veterans Tax Credit began in fiscal year 2020. In FY23, there have been 32 recipients of the Disabled Veterans Tax Credit and 238 recipients of the Retired Veterans Tax Credit. The property tax credits granted since these began are as follows:

	Amount of Tax Credit	
Fiscal Year	Disabled Veterans	Retired Veterans
2020	-	\$103,400
2021	-	\$99,700
2022	\$28,500	\$92,000
2023 (est.)	\$39,100	\$84,700

Each recipient requesting these tax credits must be reviewed annually for their continued eligibility. The Office of Finance does not expect a significant change in workload from this bill and no additional resources are anticipated to be required.

This bill extends the duration of the disabled and retired veteran real property tax credits provided certain eligibility conditions are met. It is anticipated that new applicants will apply and existing recipients will continue to receive the tax credit after five years, creating a cumulative increase in tax credits issued over a period of time. Currently, there are 149 participants receiving the Retired Veterans Tax Credit that could be eligible to continue to receive the tax credit in fiscal year 2025 (assuming other eligibility criteria are met) based on the requirements of this bill. In addition, there are approximately 12 new participants in the Retired Veterans Tax Credit program and 20 new participants in the Disabled Veterans Tax Credit program each year. Based on the increase in duration and the growing number of participants, the number of tax credits issued could increase substantially, however, because this is based on each individual circumstance, it is difficult to estimate the cumulative impact.

Real property tax credits reduce taxes collected by the County, however, if the County maximizes the property tax revenue under the tax cap, the fiscal impact of the change in eligibility for the tax credit

Bill 50-23 (continued)

would not impact the property tax revenue collected by the County but rather would be absorbed by the remaining tax base.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Minutes of

Legislative Session 2023, Legislative Day No. 11

June 5, 2023 – 7:00 P.M.

The County Council meeting was called to order by Chair Smith at 7:00 P.M. It was opened with the Invocation, given by Mr. Smith, and was followed by the Pledge of Allegiance. The meeting was held in the County Council Chambers in Annapolis, Maryland. There were approximately 30 persons in the audience.

The following members of the County Council were present:

Pete Smith	First District
Allison Pickard	Second District
Nathan Volke	Third District
Julie K. Hummer	Fourth District
Amanda Fiedler	Fifth District
Lisa D.B. Rodvien	Sixth District
Shannon Leadbetter	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 was one submission of written testimony received through the online testimony tool for Invitation to Audience, which was shared with the Council and posted on the County Council website.

The following persons spoke at Invitation to Audience:

Julie Johnson, Annapolis

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

PRELIMINARY MOTION

On motion of Ms. Pickard, seconded by Ms. Rodvien, 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 Ms. Rodvien, the minutes for the following meetings were approved as presented:

May 15, 2023 - Legislative Day No. 10

May 18, 2023 – Budget Public Hearing

May 30, 2023 – Budget Deliberations

INTRODUCTION OF BILLS

BILL NO. 51-23 – AN ORDINANCE concerning: the issuance, sale and delivery of Anne Arundel County, Maryland general obligation bonds and bond anticipation notes – FOR the purpose of authorizing the issuance by Anne Arundel County, Maryland (the “County”) of bond anticipation notes in an amount to be outstanding at any time not in excess of Nine Hundred Million Dollars (\$900,000,000) and bonds in an amount not exceeding One Billion One Hundred Eighty Seven Million Five Hundred Eighty Thousand Three Hundred Fifty Six Dollars (\$1,187,580,356) in order to finance in whole or in part the construction of capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2024, or in such capital budgets for prior fiscal years, or usable portions thereof; authorizing the issuance by the County of refunding bonds to refund some or all of the outstanding bond issues of the County listed on Exhibit II attached hereto and incorporated herein in an aggregate principal amount not to exceed 120% of the aggregate principal amount of the outstanding bonds to be refunded, subject to the requirement that debt service savings shall be achieved in connection with any such refunding; authorizing the County to borrow money and incur indebtedness otherwise authorized to be borrowed and incurred hereunder in the form of bonds or bond anticipation notes by obtaining a loan or loans from the Maryland Water Infrastructure Financing Administration pursuant to and in accordance with Sections 9-1601 through 9-1622, inclusive, of the Environment Article of the Annotated Code of Maryland (2014 Replacement Volume and 2022 Supplement) for the public purpose of financing a portion of the costs of acquiring, constructing and equipping certain wastewater facilities and water supply systems; providing for the execution and delivery by the County of a loan agreement and bond to evidence any such loan; reaffirming and clarifying the guides and standards relating to the borrowing of money to finance such capital projects heretofore adopted; listing the capital projects to be financed in whole or in part from the proceeds of sale of the bonds hereby authorized, or usable portions thereof, estimated costs and probable useful lives thereof; showing compliance with the limitations on the power of the County to incur indebtedness; providing for essential flexibility in the financing of such capital projects and the issuance of such bonds by authorizing such bond anticipation notes to be repaid from the proceeds of the sale of such bonds; prescribing the procedure for the issuance and sale of such bond anticipation notes and bonds; empowering the County Executive of the County (the “County Executive”), or the Chief Administrative Officer of the County (the “Chief Administrative Officer”) if authorized by the County Executive, subject to such guides and standards, to determine the time and method of sale of such bond anticipation notes and refunding bonds, which sale may be a private (negotiated) sale or a public sale, and the time, place, and procedure for the public sale of such bonds other than refunding bonds; empowering the

County Executive, or the Chief Administrative Officer if authorized by the County Executive, subject to such guides and standards, to determine the forms of such bonds and to determine the forms of such bond anticipation notes; empowering the County Executive, or the Chief Administrative Officer if authorized by the County Executive, to provide for or determine the private (negotiated) sale of any loan agreement or bond to the Maryland Water Infrastructure Financing Administration, the form or forms thereof and other details with respect thereto and to the sales thereof; providing that such bond anticipation notes may be issued as notes in the nature of commercial paper and, in such event, authorizing the County Executive, or the Chief Administrative Officer if authorized by the County Executive, to determine various matters and to take various actions in connection with such issuance; providing that such bonds and bond anticipation notes may be issued as variable rate demand or similar obligations and, in such event, authorizing the County Executive, or the Chief Administrative Officer if authorized by the County Executive, to determine various matters and to take various actions in connection with such issuance; covenanting to issue, upon its full faith and credit, the bonds in anticipation of the sale of which any bond anticipation notes are issued when, and as soon as, the reason for deferring the issuance thereof no longer exists, to pay the principal of and interest on (to the extent such is not otherwise paid) such notes from the proceeds of such bonds and that, if the County shall be unable to issue and sell its bonds in an amount sufficient to pay the principal of and interest on any notes issued, then to appropriate sufficient revenues in each fiscal year following the issuance of such bond anticipation notes to pay the maturing principal thereof and the interest thereon to the extent not otherwise paid; covenanting to appropriate sufficient revenues in each fiscal year following the issuance of such bonds to pay the maturing principal thereof and the interest thereon and to meet such appropriation either by revenues derived from self-liquidating projects or from the proceeds of ad valorem taxes, or a combination of the foregoing; pledging the full faith and credit of the County, to the payment of the bonds and bond anticipation notes issued hereunder and the interest thereon, when due; providing that the pledge of the taxing power to secure such bonds and bond anticipation notes shall be subject to the limitation imposed by Section 710(d) of The Anne Arundel County Charter, except in the case where refunding bonds are issued to refund bonds secured by the pledge of the full faith and credit and unlimited taxing power of the County; covenanting that the proceeds of such bonds and bond anticipation notes, or any money which may be deemed to be proceeds, will not be used in a manner to cause such bonds to be arbitrage bonds; canceling, rescinding, and repealing authority to issue certain bonds only to the extent such authority has not been previously exercised under Bill No. 58-22, as amended, and ratifying, confirming and validating the previous authorization, issuance, sale and delivery of bonds and bond anticipation notes pursuant to applicable authority; ratifying and authorizing the issuance of Shore Erosion Control Construction Loans pursuant to and in accordance with Sections 8-1001 to 8-1008, inclusive, of the Natural Resources Article of the Annotated Code of Maryland (2023 Replacement Volume); and generally providing for the consolidation and authorization of a borrowing program for the County, and matters generally related thereto.

Introduced by Mr. Smith, Chair

(by request of the County Executive)

BILL NO. 52-23 – AN ORDINANCE concerning: Subdivision and Development – Adequate Public Facilities – Adequate School Facilities – Affordable Housing – Workforce Housing – School Utilization Chart – FOR the purpose of repealing the termination date established by Bill No. 85-21 and extended by Bill No. 9-23; adding a definition of “affordable housing”; adding certain requirements and exemptions of workforce housing and affordable housing for passing the adequacy of public facilities tests; amending certain standards of development to pass the test for school facilities; amending the timelines for preparing a school utilization chart; amending the test for school capacity by requiring schools with enrollment at or greater than 100% of the State-Rated Capacity to be listed as closed on the annual school utilization chart; amending the method for determining projected enrollment of a school; and generally relating to subdivision and development.
Introduced by Mr. Smith, Chair
(by request of the County Executive)
and by Ms. Pickard

BILL NO. 53-23 – AN ORDINANCE concerning: Zoning – Solar Energy Generating Facilities – FOR the purpose of revising the definition of “solar energy generating facility – community”; allowing rooftop mounted solar energy generating facilities as a conditional use in certain commercial and industrial zoning districts; removing certain solar energy generating facilities as a conditional use in certain industrial zoning districts; providing for the exemption of certain requirements for conditional use and special exception use of “solar energy generating facilities – community” that are “rooftop-mounted only facilities” or on properties owned or leased by the County, sanitary landfills, reclamation areas; removing certain distance requirements for certain solar energy generating facilities for a conditional special exception use; exempting facilities requiring a certificate of public convenience and necessity from the State Public Service Commission from requirements for conditional and special exception use; and generally relating to zoning.
Introduced by Mr. Smith, Chair
(by request of the County Executive)

BILL NO. 54-23 – AN ORDINANCE concerning: Finance, Taxation, and Budget – Real Property Taxes – Credits – High Performance Buildings – FOR the purpose of amending the definition of “high performance dwelling” to allow a real property tax credit for high performance buildings that meet national green building standards; adding the methods for calculating the real property tax credit for high performance buildings; amending the requirement for the form of the application for the tax credit; and generally related to finance, taxation, and budget.
Introduced by Ms. Hummer, Ms. Pickard, Ms. Rodvien, and Mr. Smith

BILL NO. 55-23 – AN ORDINANCE concerning: Construction and Property Maintenance Codes – Codes and Supplements – Fire Prevention Code – Zoning – Recovery Residences, Group Homes, and Community-Based Assisted Living Facilities – FOR the purpose of establishing fire prevention parameters for recovery residences, group homes, or community-based assisted living facilities to be classified as a single-family detached dwelling; defining certain terms; amending parking space requirements to include recovery residences; allowing a recovery residence as a permitted use in all residential districts;

amending the conditional use requirements for group homes II; exempting recovery residences with certain occupancy from the Construction Code; and generally relating to construction and property maintenance codes and zoning.

Introduced by Mr. Volke

INTRODUCTION OF RESOLUTIONS

RESOLUTION NO. 22-23 – RESOLUTION approving the nomination of members to the Anne Arundel County Human Relations Commission

Introduced by Mr. Smith, Chair

(by request of the County Executive)

RESOLUTION NO. 23-23 – RESOLUTION approving the submission of a name for the Property Tax Assessment Appeal Board

Introduced by Mr. Smith, Chair

(by request of the County Executive)

RESOLUTION NO. 24-23 – RESOLUTION approving the appointment of a Severn River Commission member

Introduced by Mr. Smith, Chair

(by request of the County Executive)

The Chair stated Resolution No. 22-23 through No. 24-23 would be heard and voted on at the end of the meeting.

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

BILL NO. 19-23 (As Amended)

The Chair called for Bill No. 19-23, as amended, An Ordinance concerning: Public Safety – ~~Ban the Bag Act of Anne Arundel County~~ Bring Your Own Bag Plastic Reduction Act – For the purpose of prohibiting the retail distribution of plastic bags in Anne Arundel County; defining certain terms; establishing the duties of certain retail establishments; requiring an example of a notice required by retail establishments to be posted on the County website; making a violation a Class C civil offense; providing for the enforcement of the prohibition on plastic bags; allowing retail establishments to distribute paper and reusable bags at no cost until a certain date; providing for a delayed effective date; and generally relating to public safety; and the Administrative Officer read a portion of the title.

Ms. Rodvien, Co-Sponsor, explained the background and purpose of the bill.

Pete Baron, Director, Government Affairs, was accompanied by Erik Michelsen, Environment, Holly Velez, Inspection and Permits, and Lori Blair Klasmeier, Office of Law.

The Administration stated its support.

The Chair called for the public hearing on Bill No. 19-23, as amended.

The Administrative Officer stated there were four submissions of written testimony received through the online testimony tool for Bill No. 19-23, as amended, which were shared with the Council and posted on the County Council website.

The following persons spoke on Bill No. 19-23, as amended:

Gabrielle Sanchez, Bowie
Arthur “Bernie” Robinson, Glen Burnie
John Breen, Annapolis
Priscilla Kenya, Annapolis
JoAnne Zoller, Glen Burnie
Sarah Price, Pasadena

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

The Chair called Bill No. 19-23, as amended, An Ordinance concerning: Public Safety – ~~Ban the Bag Act of Anne Arundel County~~ Bring Your Own Bag Plastic Reduction Act; and the Administrative Officer read a portion of the title.

Ms. Rodvien thanked all who helped on the bill.

Ms. Pickard thanked Ms. Rodvien for her work on the bill.

Ms. Fiedler spoke on the bill.

Ms. Leadbetter shared her view of the bill.

Bill No. 19-23, as amended, was passed by the following roll call:

Aye – Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Mr. Smith
Nay – Ms. Leadbetter

BILL NO. 25-23(As Amended)

The Chair called for Bill No. 25-23, as amended, An Ordinance concerning: General Provisions – Public Campaign Financing – For the purpose of defining certain terms; establishing the Public Campaign Financing Fund; providing for the source of funding for the public campaign financing funds; providing for the limitations and conditions on contributions and loans to an applicant candidate; providing for the adjustment of contribution limitations; providing for the certification of qualified candidates eligible for public campaign financing; providing for the disbursement of public campaign financing funds; establishing limitations and conditions of public campaign financing funds; establishing the process to withdraw from participation in the Fund; establishing restrictions on an applicant, certified or participating candidate; creating the Commission to recommend funding for the Public Campaign Financing Fund; establishing that a

violation of this title is a Class B civil offense; and generally relating to public campaign financing; and the Administrative Officer read a portion of the title.

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

Mr. Baron explained the background and purpose of the bill.

The Chair called for the public hearing on Bill No. 25-23, as amended.

The Administrative Officer stated there were ten submissions of written testimony received through the online testimony tool for Bill No. 25-23, as amended, which were shared with the Council and posted on the County Council website.

The following persons spoke on Bill No. 25-23, as amended:

Alan Lang, Pasadena
Laticia Hicks, Crofton
Rebecca Forte, Severna Park
Patric Enright, Gambrills

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

The Chair called Bill No. 25-23, as amended, An Ordinance concerning: General Provisions – Public Campaign Financing; and the Administrative Officer read a portion of the title.

Amendment No. 17

The Administrative Officer read a brief summary of the amendment:

This technical amendment corrects grammatical and stylistic errors in the bill.

Mr. Baron explained the purpose of the amendment.

Mr. Smith asked a clarifying question.

On motion of Ms. Pickard, seconded by Ms. Rodvien, Amendment No. 17 was adopted by the following roll call vote:

Aye – Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien
Mr. Smith
Nay – None

Bill No. 25-23, as amended, was passed by the following roll call:

Aye – Ms. Pickard, Ms. Hummer, Ms. Rodvien, Mr. Smith
Nay – Ms. Leadbetter, Mr. Volke, Ms. Fiedler

BILL NO. 44-23

The Chair called for Bill No. 44-23, An Ordinance concerning: Personnel – Public Ethics – Public Safety – Classified Service and Exempt Service – Pay Schedules and Positions – For the purpose of correcting the removal and addition of certain employees eligible for allowances retroactively; modifying the conditions of eligibility and certification lists; modifying the pay grade and minimum qualifications for certain positions in the classified service; adding certain positions in the classified service; providing for the pay grade, work week, and minimum qualifications applicable to positions added to the classified service; adding new pay schedules for certain classified employees; modifying pay on promotion, reclassification or grade reallocation for certain employees; modifying the conditions for allowances for certain employees; adding certain classified employees eligible for bonus pay; modifying annual leave for certain employees; modifying disability leave for certain employees; modifying education assistance for certain employees; adding certain positions in the exempt service; adding new pay schedules for certain exempt employees; amending the definition of “Uniformed Public Safety Exclusive Representative”; modifying the exclusion of certain employees from joining employee organizations; adding certain classified and exempt employees required to file financial disclosure statements; modifying the title of certain classified employees required to file financial disclosure statements; adding certain classified employees eligible to be members of the Fire Advisory Board; providing for increases in pay for certain employees; providing the method for certain classified employees to move to a new pay schedule; providing for advancement to new rate of pay for certain employees; providing for lump sum payments for certain employees; confirming applicability of certain terms related to pay in memoranda of agreements; providing for an increase in pay for certain classified employees based on certain comparable classified employees; providing for certain salary adjustments for certain classified employees based on salary compression; providing for the elimination of certain classified positions approved as part of the Annual Budget and Appropriation Ordinance under certain circumstances; applying a certain Section of this Ordinance retroactively; providing for the application of this Ordinance; and generally relating to personnel, public ethics, and public safety; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Hannah Dier, Administration, Steven Theroux, Budget Office, Anne Budowski, Office of Personnel, Jackie Atkinson, Office of Personnel, Judy Slater, Office of Personnel, and Lori Blair Klasmeier, Office of Law.

Mr. Baron explained the background and purpose of the bill.

The Chair called for the public hearing on Bill No. 44-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 44-23.

The following persons spoke on Bill No. 44-23:

Joseph Addivinola, Millersville

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

The Chair called Bill No. 44-23, An Ordinance concerning: Personnel – Public Ethics – Public Safety – Classified Service and Exempt Service – Pay Schedules and Positions; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Administrative Officer read a brief summary of the amendment:

This technical amendment corrects an error in the naming of a classified position in the Office of the County Auditor approved as part of the Annual Budget and Appropriation Ordinance.

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

Aye – Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien

Mr. Smith

Nay – None

Amendment No. 2

The Administrative Officer read a brief summary of the amendment:

This amendment removes the position of “Fire Deputy Chief (Exempt)” proposed as a new position for FY24.

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

The Administration does not support.

Mr. Smith asked what positions are exempt.

Ms. Budowski responded.

Mr. Volke and Ms. Fiedler spoke on their views of the bill.

Ms. Pickard asked how many people in the department can apply.

Ms. Budowski answered.

On motion of Ms. Fiedler, seconded by Ms. Leadbetter, Amendment No. 2 was adopted by the following roll call vote:

Aye – Ms. Leadbetter, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Mr. Smith
Nay – Ms. Pickard

Ms. Budowski spoke on a promotion provision.

There was further discussion on the bill.

The Chair stated that Bill No. 44-23, as amended, will be heard on June 20, 2023.

BILL NO. 45-23

The Chair called for Bill No. 45-23, An Ordinance concerning: Public Safety – Traffic – Vehicles on Sidewalks – For the purpose of repealing a limitation on the time of a day a disabled person may use a special vehicle on a sidewalk or sidewalk area or bike path; and generally relating to public safety; and the Administrative Officer read a portion of the title.

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

Pete Baron, Director, Government Affairs, was accompanied by Brian Ulrich, Office of Transportation, Tanya Asman, Office of Transportation, and Lori Blair Klasmeier, Office of Law.

The Administration supports.

Ms. Rodvien and Mr. Smith asked to be added as sponsors to the bill.

The Chair called for the public hearing on Bill No. 45-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 45-23.

The following persons spoke on Bill No. 45-23:

Sandra Bishop, Severna Park
Jon Korin, Severna Park

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

The Chair called Bill No. 45-23, An Ordinance concerning: Public Safety – Traffic – Vehicles on Sidewalks; and the Administrative Officer read a portion of the title.

Bill No. 45-23 was passed by the following roll call:

Aye – Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien
Mr. Smith
Nay – None

PUBLIC HEARINGS AND CALL OF RESOLUTIONS FOR FINAL READING AND VOTE

RESOLUTION NO. 19-23

The Chair called for Resolution No. 19-23, A Resolution appointing members to the Anne Arundel County Ethics Commission; and the Administrative Officer read a portion of the title.

Kaley Schultze, Boards and Commissions, was accompanied Lori Blair Klasmeier, Office of Law.

Ms. Schultze explained the purpose of the resolution.

The Chair called for the public hearing on Resolution No. 19-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 19-23.

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

The Chair called Resolution No. 19-23, A Resolution appointing members to the Anne Arundel County Ethics Commission; and the Administrative Officer read a portion of the title.

Resolution No. 19-23 was adopted by the following roll call:

Aye – Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien
Mr. Smith
Nay – None

RESOLUTION NO. 20-23

The Chair called for Resolution No. 20-23, A Resolution appointing a member to the Anne Arundel County Adult Public Guardianship Review Board; and the Administrative Officer read a portion of the title.

Kaley Schultze, Boards and Commissions, was accompanied Lori Blair Klasmeier, Office of Law.

Ms. Schultze explained the purpose of the resolution.

The Chair called for the public hearing on Resolution No. 20-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 20-23.

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

The Chair called Resolution No. 20-23, A Resolution appointing a member to the Anne Arundel County Adult Public Guardianship Review Board; and the Administrative Officer read a portion of the title.

Resolution No. 20-23 was adopted by the following roll call:

Aye – Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien
Mr. Smith
Nay – None

RESOLUTION NO. 21-23

The Chair called for Resolution No. 21-23, A Resolution urging the County Executive to establish a workgroup to review the County's public infrastructure needs and capital program planning process; and the Administrative Officer read a portion of the title.

Ms. Pickard, Co-Sponsor, explained the purpose of the resolution.

Mr. Smith spoke on the resolution.

Pete Baron, Director, Government Affairs, was accompanied by Hannah Dier, Administration, Beth O'Connell, Department of Public Works, and Lori Blair Klasmeier, Office of Law.

The Administration supports.

Ms. O'Connell spoke on what work has been done.

Mr. Volke, Ms. Fiedler, Ms. Rodvien, and Ms. Leadbetter asked to be added as a sponsor.

There was discussion on the resolution.

The Chair called for the public hearing on Resolution No. 21-23.

The Administrative Officer stated there were two submissions of written testimony received through the online testimony tool for Resolution No. 21-23, which were shared with the Council and posted on the County Council website.

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

The Chair called Resolution No. 21-23, A Resolution urging the County Executive to establish a workgroup to review the County's public infrastructure needs and capital program planning process; and the Administrative Officer read a portion of the title.

Resolution No. 21-23 was adopted by the following roll call:

Aye – Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien
Mr. Smith

Nay – None

RESOLUTION NO. 22-23

The Chair called for Resolution No. 22-23, A Resolution approving the nomination of members to the Anne Arundel County Human Relations Commission; and the Administrative Officer read a portion of the title.

Kaley Schultze, Boards and Commissions, was accompanied Lori Blair Klasmeier, Office of Law.

Ms. Schultze explained the purpose of the resolution.

Resolution No. 22-23 was adopted by the following roll call:

Aye – Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien
Mr. Smith

Nay – None

RESOLUTION NO. 23-23

The Chair called for Resolution No. 23-23, A Resolution approving the submission of a name for the Property Tax Assessment Appeal Board; and the Administrative Officer read a portion of the title.

Kaley Schultze, Boards and Commissions, was accompanied Lori Blair Klasmeier, Office of Law.

Ms. Schultze explained the purpose of the resolution.

Resolution No. 23-23 was adopted by the following roll call:

Aye – Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien
Mr. Smith

Nay – None

RESOLUTION NO. 24-23

The Chair called for Resolution No. 24-23, A Resolution approving the appointment of a Severn River Commission member; and the Administrative Officer read a portion of the title.

Kaley Schultze, Boards and Commissions, was accompanied Lori Blair Klasmeier, Office of Law.

Ms. Schultze explained the purpose of the resolution.

Resolution No. 24-23 was adopted by the following roll call:

Aye – Ms. Leadbetter, Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien
Mr. Smith

Nay – None

ADJOURNMENT

There being no further business, on motion of Ms. Pickard, seconded by Mr. Volke, the meeting adjourned at 8:32 P.M.

Respectfully submitted,

By Anna Macaulay

For Laura Corby
Administrative Officer

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Minutes of
Final FY 2024 Budget Deliberations
June 6, 2023 – 9:00 A.M.
Council Chambers

The meeting was called to order by Chair Smith at 9:06 A.M. and opened with the Invocation given by Ms. Pickard, followed by the Pledge of Allegiance. The meeting was held in the County Council Chambers, Arundel Center, Annapolis, Maryland. There were approximately 15 persons in the audience.

The following members of the County Council were present:

Pete Smith	First District
Allison Pickard	Second District
Nathan Volke	Third District
Julie Hummer	Fourth District
Amanda Fiedler	Fifth District
Lisa Rodvien	Sixth District
Shannon Leadbetter	Seventh District

The County Auditor's Office was represented by Michelle Bohlayer. Matthew Bennett, Legislative Counsel, was also present.

PRELIMINARY MOTION

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

CALL OF BILLS FOR FINAL READING AND VOTE

BILL NO. 26-23

The Chairman called Bill No. 26-23, An Ordinance concerning: Annual Budget and Appropriation Ordinance of Anne Arundel County – For the purpose of adopting the County Budget, consisting of the Current Expense Budget for the fiscal year ending June 30, 2024, the Capital Budget for the fiscal year ending June 30, 2024, the Capital Program for the fiscal years ending June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, June 30, 2028, and June 30, 2029; and appropriating funds for all expenditures for the fiscal year beginning July 1, 2023, and ending June 30, 2024; and the Administrative Officer read a portion of the title.

On motion by Ms. Pickard, seconded by Ms. Hummer, the motion to vote on Amendment Nos. 1-49 as a block was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter,
Mr. Smith
Nay – None

Amendment Nos. 1 through 49

The Administrative Officer read Amendment Nos. 1 through 49.

Ms. Rodvien asked if the amendments were the same as the ones discussed the week before.

Ms. Bohlayer and Mr. Trumbauer responded.

Chris Trumbauer, Budget Officer, stated the Administration's support.

On motion of Ms. Pickard, seconded by Ms. Hummer, Amendment Nos. 1 through 49 were adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter,
Mr. Smith

Nay – None

(Amendment Nos. 1 through 49 are attached to the official copy of these minutes.)

Amendment No. 50

The Administrative Officer read Amendment No. 50.

Ms. Leadbetter, Sponsor, explained the background and purpose of the amendment.

Chris Trumbauer, Budget Officer, stated the Administration's opposition.

Mr. Smith asked a clarifying question.

Ms. Bohlayer responded.

Mr. Volke asked if this was a good cut.

Ms. Bohlayer and Mr. Trumbauer answered.

Ms. Rodvien asked what the funds were to be used for.

Ms. Bohlayer answered.

On motion of Ms. Leadbetter, seconded by Ms. Fiedler, Amendment No. 50 was defeated by the following roll call vote:

Aye – Ms. Fiedler, Ms. Leadbetter

Nay – Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Rodvien, Mr. Smith

(A copy of Amendment No. 50 is attached to the official copy of these minutes.)

Amendment No. 51

The Administrative Officer read Amendment No. 51.

Ms. Leadbetter, Sponsor, explained the background and purpose of the amendment.

Chris Trumbauer, Budget Officer, stated the Administration's opposition.

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

Aye – Ms. Leadbetter

Nay – Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Mr. Smith

(A copy of Amendment No. 51 is attached to the official copy of these minutes.)

Amendment No. 52

The Administrative Officer read Amendment No. 52.

Ms. Fiedler, Sponsor, explained the background and purpose of the amendment.

Chris Trumbauer, Budget Officer, stated the Administration's opposition.

Ms. Fiedler responded.

Ms. Pickard expressed her view of the amendment.

On motion of Ms. Fiedler, seconded by Mr. Volke, Amendment No. 52 was defeated by the following roll call vote:

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

Nay – Ms. Pickard, Ms. Hummer, Ms. Rodvien, Mr. Smith

(A copy of Amendment No. 52 is attached to the official copy of these minutes.)

Amendment No. 53

The Administrative Officer read Amendment No. 53.

Ms. Fiedler, Sponsor, explained the background and purpose of the amendment.

Chris Trumbauer, Budget Officer, stated the Administration's support.

Mr. Volke shared his support of the amendment.

Ms. Pickard responded.

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

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

Nay – Ms. Pickard, Ms. Hummer, Ms. Rodvien, Mr. Smith

(A copy of Amendment No. 53 is attached to the official copy of these minutes.)

Amendment No. 54

The Administrative Officer read Amendment No. 54.

Mr. Volke, Sponsor, explained the background and purpose of the amendment.

Chris Trumbauer, Budget Officer, stated the Administration's support.

Ms. Pickard expressed her support of the amendment.

On motion of Mr. Volke, seconded by Ms. Fiedler, Amendment No. 54 was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter,
Mr. Smith

Nay – None

(A copy of Amendment No. 54 is attached to the official copy of these minutes.)

Amendment No. 55

The Administrative Officer read Amendment No. 55.

Mr. Smith, Sponsor, explained the background and purpose of the amendment.

Chris Trumbauer, Budget Officer, stated the Administration's support.

On motion of Mr. Smith, seconded by Mr. Volke, Amendment No. 55 was adopted by the following roll call vote:

Aye – Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter,
Mr. Smith

Nay – None

(A copy of Amendment No. 55 is attached to the official copy of these minutes.)

BILL NO. 36-23

The Chairman called Bill No. 36-23, An Ordinance concerning: Public Works – Solid Waste Collection – Solid Waste Service Charge – For the purpose of modifying the solid waste

service charge; providing for the effective date of this Ordinance; and generally relating to the solid waste service charge; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Administrative Officer read Amendment No. 1.

A motion to adopt was made by Ms. Leadbetter and seconded by Mr. Volke. After a discussion with the Budget Officer and County Auditor, the motion and second were withdrawn and Amendment No. 1 was withdrawn by Ms. Leadbetter.

(A copy of Amendment No. 1 is attached to the official copy of these minutes.)

BILL NO. 37-23

The Chairman called Bill No. 37-23, An Ordinance concerning: Public Works – Utilities – Metered Water and Wastewater Charges – For the purpose of modifying metered water and wastewater charges; providing for the effective date of this Ordinance; and generally relating to utilities; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Administrative Officer read Amendment No. 1.

Mr. Trumbauer explained the amendment was a technical fix.

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

Aye – Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter,
Mr. Smith
Nay – None

(A copy of Amendment No. 1 is attached to the official copy of these minutes.)

BILL NO. 42-23

The Chairman called Bill No. 42-23, An Ordinance concerning: Finance, Taxation, and Budget – Income Tax – For the purpose of modifying County income tax rates; providing for a delayed effective date; and generally relating to finance, taxation, and budget; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Administrative Officer read Amendment No. 1.

Mr. Volke, Sponsor, explained the amendment.

Chris Trumbauer, Budget Officer, stated the Administration's opposition.

Ms. Rodvien asked clarifying questions.

Mr. Trumbauer responded.

Ms. Pickard explained her view of the amendment.

Ms. Leadbetter asked to be added as a sponsor.

On motion of Mr. Volke, seconded by Ms. Fiedler, Amendment No. 1 was defeated by the following roll call vote:

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

Nay – Ms. Pickard, Ms. Hummer, Ms. Rodvien, Mr. Smith

(A copy of Amendment No. 1 is attached to the official copy of these minutes.)

BILL NO. 43-23

The Chairman called Bill No. 43-23, An Ordinance concerning: Property Tax and Semiannual Payment Service Charge – For the purpose of levying and imposing a property tax for the use of Anne Arundel County for the taxable year beginning July 1, 2023, and ending June 30, 2024; fixing the rate of the County property tax for the taxable year; and establishing the service charge to be paid by a property owner electing to pay real property taxes and all other taxes and charges billed on the real property tax bill under a semiannual payment schedule; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Administrative Officer read Amendment No. 1.

Ms. Fiedler, Sponsor, explained the background and purpose of the amendment.

Chris Trumbauer, Budget Officer, stated the Administration's opposition.

Mr. Volke explained his position on the amendment.

On motion of Ms. Fiedler, seconded by Mr. Volke, Amendment No. 1 was defeated by the following roll call vote:

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

Nay – Ms. Pickard, Ms. Hummer, Ms. Rodvien, Mr. Smith

(A copy of Amendment No. 1 is attached to the official copy of these minutes.)

Amendment No. 2

The Administrative Officer read Amendment No. 2.

Mr. Volke, Sponsor, explained the background and purpose of the amendment.

Chris Trumbauer, Budget Officer, stated the Administration's opposition.

Ms. Leadbetter asked to be added as a sponsor.

Ms. Rodvien shared her view of the amendment.

On motion of Mr. Volke, seconded by Ms. Leadbetter, Amendment No. 2 was defeated by the following roll call vote:

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

Nay – Ms. Pickard, Ms. Hummer, Ms. Rodvien, Mr. Smith

(A copy of Amendment No. 2 is attached to the official copy of these minutes.)

ADJOURNMENT

There being no further business, on motion of Mr. Volke, seconded by Ms. Fiedler, the meeting was adjourned at 10:26 A.M.

Respectfully submitted,

by Anna Macaulay

for Laura Corby
Administrative Officer

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Minutes of
FY 2024 Budget Meeting
June 7, 2023 – 11:00 A.M.
Virtual Meeting

The meeting was called to order by Chair Smith at 11:00 A.M. The meeting was held remotely via Zoom Webinar, beginning with roll call of all present.

The following members of the County Council were present:

Pete Smith	First District
Allison Pickard	Second District
Nathan Volke	Third District
Julie Hummer	Fourth District
Amanda Fiedler	Fifth District
Lisa Rodvien	Sixth District
Shannon Leadbetter	Seventh District

The County Auditor's Office was represented by Michelle Bohlayer.

SUPPLEMENTAL BUDGET

Chris Trumbauer, Budget Officer, presented the County Executive's proposed supplemental amendments to the budget in accordance with Section 709 of the County Charter.

(The Supplemental Budget letter from Stuart Pittman, County Executive, is attached to the official copy of these minutes).

MOTION TO WAIVE THE PUBLIC HEARING

The Chairman read the following statement: "Under the provisions of Section 709 of the Charter, if the County Executive proposes amendments to increase or add items to the Budget, the County Council must give reasonable public notice of the proposed amendments and hold a public hearing on the amendments. Notice of the purposed supplement amendments has been given. The Council may waive this hearing by a vote of five members."

The motion of Ms. Pickard, seconded by Ms. Hummer, to waive the public hearing was passed by the following roll call vote:

Aye– Ms. Pickard, Mr. Volke, Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter,
Mr. Smith
Nay – None

Mr. Smith stated that the motion to waive the public hearing under Section 709 of the Charter has passed. Notice that supplemental amendments are being proposed will be advertised, text of the amendments will be posted on the County's website and copies will be available in the County Council Offices. The Council will meet in the County Council Chambers on Wednesday,

June 14, 2023 beginning at 10:00 A.M. At that time the County Council will vote on the supplemental amendments and the FY 2024 Budget.

ADJOURNMENT

There being no further business, on motion of Ms. Pickard, seconded by Ms. Rodvien, the meeting was adjourned at 11:25 A.M.

Respectfully submitted,

by Anna Macaulay

for Laura Corby
Administrative Officer

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Minutes of
Final FY 2024 Budget Deliberations
June 14, 2023 – 10:00 A.M.
County Council Chambers

The meeting was called to order by Chair Smith at 10:00 A.M. and opened with the Invocation given by Bishop-Elect John D. Watts from Kingdom Life Church Apostolic, located in Brooklyn, MD, 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:

Pete Smith	First District
Allison Pickard	Second District
Nathan Volke	Third District
Julie Hummer	Fourth District
Amanda Fiedler	Fifth District
Lisa Rodvien	Sixth District
Shannon Leadbetter	Seventh District

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

The Chair asked for a moment of silence for those killed in the previous weekend in a mass shooting that took place in Annapolis.

PRELIMINARY MOTION

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

ONLINE TESTIMONY

The Administrative Officer stated there were one hundred sixty-three submissions of written testimony received through the online testimony tool for Budget Bills, as amended, along with an email and letter, which were shared with the Council and posted on the County Council website.

CALL OF BILLS FOR FINAL READING AND VOTE

BILL NO. 26-23

The Chairman called Bill No. 26-23, An Ordinance concerning: Annual Budget and Appropriation Ordinance of Anne Arundel County – For the purpose of adopting the County Budget, consisting of the Current Expense Budget for the fiscal year ending June 30, 2024, the Capital Budget for the fiscal year ending June 30, 2024, the Capital Program for the fiscal years ending June 30, 2024, June 30, 2025, June 30, 2026, June 30, 2027, June 30, 2028, and June 30,

2029; and appropriating funds for all expenditures for the fiscal year beginning July 1, 2023, and ending June 30, 2024; and the Administrative Officer read a portion of the title.

Chris Trumbauer, Budget Officer, stated the Administration supports the budget.

Ms. Bohlayer shared her support of the budget.

On motion of Mr. Volke, seconded by Ms. Pickard, the Council voted to take Amendment Nos. 56 through 112 as a block, by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith

Nay – None

Amendment Nos. 56 through 112

The Administrative Officer read Amendment Nos. 56 through 112.

Chris Trumbauer, Budget Officer, stated the Administration's support.

On motion of Ms. Pickard, seconded by Mr. Volke, the Council voted to adopt Amendment Nos. 56 through 112 by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith

Nay – None

(Amendment Nos. 56 through 112 are attached to the official copy of these minutes.)

Amendment No. 113

The Administrative Officer read Amendment No. 113.

Mr. Trumbauer explained the amendment.

Ms. Bohlayer agreed.

On motion of Ms. Pickard, seconded by Ms. Hummer, Amendment No. 113 was adopted by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith

Nay – None

(Amendment No. 113 is attached to the official copy of these minutes.)

The Chairman called Bill No. 26-23, as amended, An Ordinance concerning: Annual Budget and Appropriation Ordinance of Anne Arundel County; and the Administrative Officer read a portion of the title.

Bill No. 26-23, as amended, was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Pickard, Mr. Volke, Mr. Smith

Nay – Ms. Leadbetter

BILL NO. 27-23

The Chairman called Bill No. 27-23, An Ordinance concerning: Tax Levies – Special Community Benefit Districts, Shore Erosion Control Districts, and Waterways Improvement Districts – For the purpose of levying and imposing the tax rates for special community benefit districts, shore erosion control districts, and waterways improvement districts required by the County Budget for Fiscal Year 2024; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 27-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith

Nay – None

BILL NO. 28-23

The Chairman called Bill No. 28-23, An Ordinance concerning: Tax Levies – Arundel Gateway Special Taxing District – For the purpose of levying and imposing the tax rates for the Arundel Gateway Special Taxing District required by the County Budget for Fiscal Year 2024; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 28-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith

Nay – None

BILL NO. 29-23

The Chairman called Bill No. 29-23, An Ordinance concerning: Tax Levies – Arundel Mills Special Taxing District – For the purpose of levying and imposing the tax rates for the Arundel Mills Special Taxing District required by the County Budget for Fiscal Year 2024; and the Administrative Officer read a portion of the title.

Bill No. 29-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith

Nay – None

BILL NO. 30-23

The Chairman called Bill No. 30-23, An Ordinance concerning: Tax Levies – Dorchester Special Taxing District – For the purpose of levying and imposing the tax rates for the Dorchester Special Taxing District required by the County Budget for Fiscal Year 2024; and the Administrative Officer read a portion of the title.

Bill No. 30-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith
Nay – None

BILL NO. 31-23

The Chairman called Bill No. 31-23, An Ordinance concerning: Tax Levies – Farmington Village Special Taxing District – For the purpose of levying and imposing the tax rates for the Farmington Village Special Taxing District required by the County Budget for Fiscal Year 2024; and the Administrative Officer read a portion of the title.

Bill No. 31-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith
Nay – None

BILL NO. 32-23

The Chairman called Bill No. 32-23, An Ordinance concerning: Tax Levies – National Business Park Special Taxing District – For the purpose of levying and imposing the tax rates for the National Business Park Special Taxing District required by the County Budget for Fiscal Year 2024; and the Administrative Officer read a portion of the title.

Bill No. 32-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith
Nay – None

BILL NO. 33-23

The Chairman called Bill No. 33-23, An Ordinance concerning: Tax Levies – National Business Park - North Special Taxing District – For the purpose of levying and imposing the tax rates for the National Business Park – North Special Taxing District required by the County Budget for Fiscal Year 2024; and the Administrative Officer read a portion of the title.

Bill No. 33-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith
Nay – None

BILL NO. 34-23

The Chairman called Bill No. 34-23, An Ordinance concerning: Tax Levies – Two Rivers Special Taxing District – For the purpose of levying and imposing the tax rates for the Two Rivers Special Taxing District required by the County Budget for Fiscal Year 2024; and the Administrative Officer read a portion of the title.

Bill No. 34-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith
Nay – None

BILL NO. 35-23

The Chairman called Bill No. 35-23, An Ordinance concerning: Tax Levies – Village South at Waugh Chapel Special Taxing District – For the purpose of levying and imposing the tax rates for the Village South at Waugh Chapel Special Taxing District required by the County Budget for Fiscal Year 2024; and the Administrative Officer read a portion of the title.

Bill No. 35-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith
Nay – None

BILL NO. 36-23

The Chairman called Bill No. 36-23, An Ordinance concerning: Public Works – Solid Waste Collection – Solid Waste Service Charge – For the purpose of modifying the solid waste service charge; providing for the effective date of this Ordinance; and generally relating to the solid waste service charge; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 36-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Smith
Nay – Ms. Fiedler, Mr. Volke

BILL NO. 37-23

The Chairman called Bill No. 37-23, An Ordinance concerning: Public Works – Utilities – Metered Water and Wastewater Charges – For the purpose of modifying metered water and

wastewater charges; providing for the effective date of this Ordinance; and generally relating to utilities; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 37-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Smith
Nay – Ms. Fiedler, Mr. Volke

BILL NO. 38-23

The Chairman called Bill No. 38-23, An Ordinance concerning: Finance, Taxation, and Budget – Use or Occupancy Tax – For the purpose of increasing the occupancy tax on the rent paid for the use of a short-term rental; and generally relating to finance, taxation, and budget; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 38-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Rodvien, Ms. Pickard, Mr. Smith
Nay – Ms. Fiedler, Ms. Leadbetter, Mr. Volke

BILL NO. 39-23

The Chairman called Bill No. 39-23, An Ordinance concerning: Finance, Taxation, and Budget – Transportation Network Service Assessment – For the purpose of imposing an assessment on transportation network services originating in the County; providing for the collection, remittance, accounting, use, and enforcement of the assessment; providing for a delayed effective date; and generally relating to finance, taxation, and budget; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 39-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Rodvien, Ms. Pickard, Mr. Smith
Nay – Ms. Fiedler, Ms. Leadbetter, Mr. Volke

BILL NO. 40-23

The Chairman called Bill No. 40-23, An Ordinance concerning: Taxation, and Budget – Real Property Transfer Tax – Housing Trust Special Revenue Fund – For the purpose of modifying the transfer tax rate for certain real property transactions; modifying a reference to the levying of transfer tax for certain budget purposes; providing for certain transfer tax revenues to be paid into the Housing Trust Special Revenue Fund; and generally relating to finance, taxation, and budget; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 40-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Rodvien, Ms. Pickard, Mr. Smith

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

BILL NO. 41-23

The Chairman called Bill No. 41-23, An Ordinance concerning: Finance, Taxation, and Budget – Revenue Reserve Fund – For the purpose of increasing the limit on the Revenue Reserve Fund; and generally relating to finance, taxation, and budget; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 41-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Fiedler, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard, Mr. Volke,
Mr. Smith

Nay – None

BILL NO. 42-23

The Chairman called Bill No. 42-23, An Ordinance concerning: Finance, Taxation, and Budget – Income Tax – For the purpose of modifying County income tax rates; providing for a delayed effective date; and generally relating to finance, taxation, and budget; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 42-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Rodvien, Ms. Pickard, Mr. Smith

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

BILL NO. 43-23

The Chairman called Bill No. 43-23, An Ordinance concerning: Property Tax and Semiannual Payment Service Charge – For the purpose of levying and imposing a property tax for the use of Anne Arundel County for the taxable year beginning July 1, 2023, and ending June 30, 2024; fixing the rate of the County property tax for the taxable year; and establishing the service charge to be paid by a property owner electing to pay real property taxes and all other taxes and charges billed on the real property tax bill under a semiannual payment schedule; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the bill.

Bill No. 43-23 was passed by the following roll call vote:

Aye – Ms. Hummer, Ms. Rodvien, Ms. Pickard, Mr. Smith
Nay – Ms. Fiedler, Ms. Leadbetter, Mr. Volke

CALL OF RESOLUTIONS FOR FINAL READING AND VOTE

RESOLUTION NO. 17-23

The Chair called for Resolution No. 17-23, A Resolution increasing the rate of transfer tax on a written instrument conveying title to real property or a leasehold interest in real property when the consideration paid or to be paid for the conveyance is \$1,000,000 or more; and the Administrative Officer read a portion of the title.

Mr. Trumbauer explained the purpose of the resolution.

Resolution No. 17-23 was adopted by the following roll call vote:

Aye – Ms. Hummer, Ms. Rodvien, Ms. Pickard, Mr. Smith
Nay – Ms. Fiedler, Ms. Leadbetter, Mr. Volke

OTHER BUSINESS

Mr. Trumbauer thanked the Budget team and all who worked on the budget.

The entire Council thanked everyone involved in the budget for their hard work.

ADJOURNMENT

There being no further business, on motion of Mr. Volke, seconded by Ms. Leadbetter, the meeting adjourned at 10:58 A.M.

Respectfully submitted,

By Anna Macaulay

For Laura Corby
Administrative Officer

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 12

Bill No. 56-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, June 20, 2023

Introduced and first read on June 20, 2023
Public Hearing set for July 17, 2023
Bill Expires September 23, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Zoning – Licensed Dispensaries, Growers, and Processors
2 of Cannabis

3
4 FOR the purpose of modifying the definition of “farming”; modifying certain references
5 to licensed growers, processors, and dispensaries of cannabis; removing certain
6 licensed dispensaries of cannabis from certain commercial and industrial zoning
7 districts as a special exception use; adding certain licensed dispensaries of cannabis to
8 certain commercial, industrial and mixed use zoning districts as a conditional use;
9 revising the use requirements for licensed dispensaries, growers, and processors of
10 cannabis and State-licensed medical clinics as a conditional use in certain zoning
11 districts; removing the use requirements of licensed dispensaries, growers, and
12 processors of cannabis as a special exception use in certain zoning districts; revising
13 the use requirements for plasma centers as a special exception use in certain zoning
14 districts; and generally relating to zoning.

15
16 BY repealing: § 18-11-134
17 Anne Arundel County Code (2005, as amended)

18
19 BY renumbering: §§ 18-11-135 through 18-11-167 to be §§ 18-11-134 through 18-11-
20 through 166, respectively
21 Anne Arundel County Code (2005, as amended)

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

BY repealing and reenacting, with amendments: §§ 18-1-101(57)(vi); 18-4-106; 18-5-102; 18-6-103; 18-8-301(b); 18-10-140; 18-10-162(1); and 18-11-143(1) Anne Arundel County Code (2005, as amended) (as amended by Bill No. 15-23) (As enacted by Section 2 of this Ordinance)

SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That § 18-11-134 of the Anne Arundel County Code (2005, as amended) is hereby repealed.

SECTION 2. *And be it further enacted,* That §§ 18-11-135 through 18-11-167 of the Anne Arundel County Code (2005, as amended) are hereby renumbered to be §§ 18-11-134 through 18-11-166, respectively.

SECTION 3. *And be it further enacted,* That Section(s) of the Anne Arundel County Code (2005, as amended) (and as amended by Bill No. 15-23) read as follows:

ARTICLE 18. ZONING

TITLE 1. DEFINITIONS

18-1-101. Definitions.

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

(57) “Farming” means the use of land for agricultural purposes, including agriculture, apiaries, horticulture and floriculture, orchards, agricultural nurseries, viticulture, aquaculture, hydroponics, agroforestry, animal and poultry husbandry subject to the requirements of § 18-4-104, dairying, on-farm composting as regulated by COMAR 26.04.11.06, and primary and value added agricultural processing. For purposes of this definition:

(vi) “farming” does not include the cultivation, processing or dispensing of [[marijuana, as defined in the Criminal Law Article, § 5-101, of the State Code, as amended, or medical]] cannabis, as defined in [[COMAR, Title 10, Subtitle 62]] § 1-101 OF THE ALCOHOLIC BEVERAGES AND CANNABIS ARTICLE OF THE STATE CODE.

TITLE 4. RESIDENTIAL DISTRICTS.

18-4-106. Permitted, conditional, and special exception uses.

The permitted, conditional, and special exception uses allowed in each of the residential districts are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE = special exception use. A blank means that the use is not allowed in the district. Except as provided otherwise in this article, uses and structures customarily accessory to the listed uses also are allowed, except that guest houses as accessory structures are prohibited and outside storage as an accessory use is limited to the lesser of 10% of the allowed lot coverage or 500 square feet.

Permitted, Conditional, and Special Exception Uses	RA	RLD	R1	R2	R5	R10	R15	R22
Licensed [[premises of a licensed]] grower of [[medical]] cannabis, as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATION	C							
Licensed [[premises of a licensed]] processor of [[medical]] cannabis, as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATION	C							

TITLE 5. COMMERCIAL DISTRICTS

18-5-102. Permitted, conditional, special exception, and business complex auxiliary uses.

The permitted, conditional, and special exception uses allowed in each of the commercial districts, and uses auxiliary to a business complex, are listed in the chart in this section using the following key: P=permitted use; C = conditional use; SE = special exception use; and A = auxiliary to a business complex use. A blank means that the use is not allowed in the district. Except as provided otherwise in this article, uses and structures customarily accessory to permitted, conditional, and special exception uses also are allowed.

Permitted, Conditional, Special Exception, and Business Complex Auxiliary Uses	C1	C2	C3	C4
Licensed [[premises of a licensed]] dispensary of [[medical]] cannabis, as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATION	[[SE]] C	[[SE]] C	[[SE]] C	[[SE]] C
Licensed [[premises of a licensed]] grower of [[medical]] cannabis, as defined in [[COMAR 10.62.01.01, indoor cultivation only]] STATE LAW AND REGULATION			C	C
Licensed [[premises of a licensed]] processor of [[medical]] cannabis, as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATION			C	C

TITLE 6. INDUSTRIAL DISTRICTS

18-6-103. Permitted, conditional, and special exception uses.

The permitted, conditional, and special exception uses allowed in each of the industrial districts are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE = special exception use; and A= auxiliary use to a business complex use. A blank means that the use is not allowed in the district. Except as provided otherwise

in this article, uses and structures customarily accessory to permitted, conditional, and special exception uses also are allowed, except that outside storage as an accessory use in W1 is limited to 15% of the allowed lot coverage.

Permitted, Conditional, and Special Exception Uses	W1	W2	W3
Licensed [[premises of a licensed]] dispensary of [[medical]] cannabis [[as a principal use]], as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATION	[[SE]] C	C	[[SE]] C
[[Licensed premises of a licensed dispensary of medical cannabis in a business complex, as defined in COMAR 10.62.01.01]]	[[SE]]	[[SE]]	[[SE]]
Licensed [[premises of a licensed]] grower of [[medical]] cannabis, as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATION, indoor cultivation only	C	C	C
Licensed [[premises of a licensed]] processor of [[medical]] cannabis, as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATION	C	C	C

TITLE 8. MIXED USE DISTRICTS

18-8-301. Permitted uses; conditional uses.

(b) **Categories in chart.** The chart in this section divides the permitted and conditional uses allowed under the optional method of development into the categories of residential, retail and service, office, and industrial, and the uses are subject to the percentage limitations on those categories described in § 18-8-302.

	MXD-R	MXD-C	MXD-E	MXD-T

Retail and Service				

Jewelry stores	P	P	P	P
LICENSED DISPENSARY OF CANNABIS, AS DEFINED IN STATE LAW AND REGULATION	C	C	C	C

TITLE 10. REQUIREMENTS FOR CONDITIONAL USES

18-10-140. Licensed dispensaries, growers and processors of cannabis.

(a) **Dispensary.** [[Licensed premises of a]] A licensed dispensary of [[medical]] cannabis [[as a principal use]], as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATIONS, shall comply with all of the following requirements.

(1) [[Except for facilities located in industrial zoning districts, the primary entryway of a facility located north of U.S. Route 50 or north of the northeast shore of the South River may not be within 500 feet in a straight line from the lot line of a lot located in a residential district that contains a dwelling unit.

(2) Except for facilities located in industrial zoning districts, the lot line of a facility located north of U.S. Route 50 or north of the northeast shore of the South River may not be within 750 feet in a straight line from the lot line of a public or private school or real property owned by the Board of Education.

(3)] Except for facilities located in industrial zoning districts, vehicular access shall be from an arterial road or from a local or higher classification road that directly accesses an arterial road.

[(4)] (2) “No loitering” signs shall be conspicuously posted in all parking areas.

[(5) The facility may not be located within one mile of any other licensed premises of a licensed dispensary of medical cannabis.]]

[(6)] (3) Displays and depictions of [[medical]] cannabis may not be visible to the general public.

[(7)] (4) The facility may not have an on-site physician for the purpose of issuing written certifications for medical cannabis.

(5) A LICENSED DISPENSARY OF CANNABIS MAY BE LOCATED IN A LICENSED DISPENSARY OF MEDICAL CANNABIS OPERATING ON OR BEFORE JANUARY 1, 2023.

(b) **Grower.** [[Licensed premises of a]] A licensed grower of [[medical]] cannabis, as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATIONS, shall comply with all of the following requirements.

(1) The facility may not be located within 750 feet of the lot line of a public or private school; the lot line of real property owned by the Board of Education; or, except in an RA District, residentially zoned property.

(2) In an RA Zoning District, the facility shall be located on a lot or parcel of at least 10 acres.

(3) Other than [[the]] ANY security lighting required by [[COMAR 10.62.10.05]] STATE LAW OR REGULATIONS, no visible light shall emanate from the facility from dusk to dawn.

(c) **Processor.** [[Licensed premises of a]] A licensed processor of [[medical]] cannabis, as defined in [[COMAR 10.62.01.01]] STATE LAW AND REGULATIONS, shall comply with all of the following requirements.

(1) The facility may not be located within 750 feet of the lot line of a public or private school; the lot line of real property owned by the Board of Education; or, except in an RA District, residentially zoned property.

(2) Processing of [[medical]] cannabis shall be an accessory use to a licensed [[premises of a licensed]] grower of [[medical]] cannabis.

(3) Other than ~~[[the]]~~ ANY security lighting required by ~~[[COMAR 10.62.21.04]]~~ STATE LAW OR REGULATIONS, no visible light shall emanate from the facility from dusk to dawn.

18-10-162. State-licensed medical clinics.

A state-licensed medical clinic shall comply with all of the following requirements:

(1) The facility may not be located within 1,000 feet of a dwelling or school, or within one mile of another State-licensed medical clinic, a plasma center, a licensed ~~[[premises of a licensed]]~~ dispensary of ~~[[medical]]~~ cannabis, or a transitional housing facility.

TITLE 11. REQUIREMENTS FOR SPECIAL EXCEPTION USES

18-11-143. Plasma centers.

Plasma centers shall comply with the following requirements.

(1) The facility may not be located within 1,000 feet of a dwelling or school, or within one mile of another State-licensed medical clinic, a plasma center, a licensed ~~[[premises of a licensed]]~~ dispensary of ~~[[medical]]~~ cannabis, or a transitional housing facility~~[[; and]]~~.

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: 56-23

INTRO. DATE: June 20, 2023

FISCAL NOTE

**BILL: AN ORDINANCE CONCERNING: ZONING – LICENSED
DISPENSARIES, GROWERS, AND PROCESSORS OF CANNABIS**

SUMMARY OF LEGISLATION

The purpose of this bill is to expand existing provisions of County Code concerning medical cannabis facilities to apply to recreational cannabis facilities in order to account for the Statewide legalization of adult-use cannabis.

FISCAL IMPACT

There is no anticipated fiscal impact.



**Hujia Hasim
Acting Budget Officer**

06/15/2023

Date

Prepared by: Kyle Madden, Budget Analyst

cc: Billie Penley, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 12

Bill No. 57-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, June 20, 2023

Introduced and first read on June 20, 2023

Public Hearing set for July 17, 2023

Bill Expires on September 23, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Boards, Commissions, and Similar Bodies – Anne Arundel
2 County Community Reinvestment and Repair Commission – Finance, Taxation, and
3 Budget – Community Reinvestment and Repair Special Revenue Fund
4

5 FOR the purpose of establishing the Anne Arundel County Community Reinvestment and
6 Repair Commission; providing for the purpose, membership, terms and compensation
7 of members, appointment of a chair, meeting standards, and duties of the Community
8 Reinvestment and Repair Commission; establishing the Community Reinvestment and
9 Repair Special Revenue Fund for the purpose of receiving funds from the State
10 Cannabis Reinvestment and Repair Fund; providing that the Fund shall be a special,
11 non-lapsing fund; establishing the purpose of the Fund; and generally relating to
12 boards, commissions, and similar bodies, and finance, taxation, and budget.
13

14 BY adding: §§ 3-2C-101 through 3-2C-108 to be under the new title “Title 2C. Community
15 Reinvestment and Repair Commission”; and § 4-11-126
16 Anne Arundel County Code (2005, as amended)
17

18 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
19 That Section(s) of the Anne Arundel County Code (2005, as amended) read as follows:
20

21 ARTICLE 3. BOARDS, COMMISSIONS, AND SIMILAR BODIES

22 TITLE 2C. COMMUNITY REINVESTMENT AND REPAIR COMMISSION

23

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

3-2C-101. Community Reinvestment and Repair Commission.

THERE IS AN ANNE ARUNDEL COUNTY COMMUNITY REINVESTMENT AND REPAIR COMMISSION.

3-2C-102. Purpose.

THE PURPOSE OF THE COMMISSION IS TO MAKE RECOMMENDATIONS FOR USE OF THE FUNDS IN THE COMMUNITY REINVESTMENT AND REPAIR SPECIAL REVENUE FUND.

3-2C-103. Membership.

(A) Voting members.

(1) THE COMMISSION CONSISTS OF NO MORE THAN 13 VOTING MEMBERS APPOINTED BY THE COUNTY EXECUTIVE AS FOLLOWS:

(I) TWO RESIDENTS OF THE CITY OF ANNAPOLIS, ONE NOMINATED BY THE MAYOR OF THE CITY OF ANNAPOLIS AND ONE NOMINATED BY THE ANNAPOLIS CITY COUNCIL;

(II) TWO RESIDENTS OF THE COUNTY NOMINATED BY THE COUNTY COUNCIL;
AND

(III) NO MORE THAN NINE RESIDENTS OF THE COUNTY CHOSEN BY THE COUNTY EXECUTIVE.

(2) THE VOTING MEMBERSHIP SHALL INCLUDE A DIVERSITY OF EXPERIENCE AND EXPERTISE, AND AT LEAST ONE VOTING MEMBER FROM EACH OF THE FOLLOWING CATEGORIES:

(I) WORKFORCE OR ECONOMIC DEVELOPMENT;

(II) REENTRY SERVICES;

(III) HEALTH, INCLUDING PUBLIC HEALTH;

(IV) EDUCATION;

(V) JUSTICE, EQUITY, AND DIVERSITY;

(VI) COMMUNITY ORGANIZATION; AND

(VII) SOCIAL WORK.

(B) Non-voting ex officio members. THE COMMISSION SHALL INCLUDE ONE REPRESENTATIVE OF EACH OF THE FOLLOWING AS NON-VOTING EX OFFICIO MEMBERS:

(1) ANNE ARUNDEL WORKFORCE DEVELOPMENT CORPORATION;

(2) ANNE ARUNDEL ECONOMIC DEVELOPMENT CORPORATION;

(3) ARUNDEL COMMUNITY DEVELOPMENT SERVICES;

(4) ANNE ARUNDEL COUNTY BOARD OF EDUCATION;

(5) ANNE ARUNDEL COUNTY DEPARTMENT OF SOCIAL SERVICES;

(6) THE HEALTH, EQUITY, AND RACIAL JUSTICE DIVISION OF THE ANNE ARUNDEL COUNTY DEPARTMENT OF HEALTH;

(7) ANNE ARUNDEL COMMUNITY COLLEGE; AND

(8) COUNTY OFFICE OF EQUITY AND HUMAN RIGHTS.

3-2C-104. Terms of voting members.

(A) **Generally.** THE INITIAL TERMS OF VOTING MEMBERS SHALL BE STAGGERED SO THAT FOUR MEMBERS SHALL SERVE INITIAL TERMS OF ONE YEAR, FOUR MEMBERS SHALL SERVE INITIAL TERMS OF TWO YEARS, AND FIVE MEMBERS SHALL SERVE INITIAL TERMS OF THREE YEARS. AFTER THE EXPIRATION OF THE INITIAL TERMS, ALL MEMBERS SHALL SERVE THREE-YEAR TERMS. A MEMBER WHOSE TERM HAS EXPIRED HOLDS OVER UNTIL A SUCCESSOR IS APPOINTED. A VOTING MEMBER SHALL SERVE NO MORE THAN THREE FULL SUCCESSIVE TERMS.

(B) **Removal.** A MEMBER OF THE COMMISSION MAY BE REMOVED BY THE COUNTY EXECUTIVE FOR ANY REASON, INCLUDING ABSENCE FROM 25% OR MORE OF THE SCHEDULED MEETINGS OF THE COMMISSION DURING ANY 12-MONTH PERIOD.

(C) **Vacancies.** VACANCIES SHALL BE FILLED FOR AN UNEXPIRED TERM IN THE MANNER OF ORIGINAL APPOINTMENT.

3-2C-105. Chair.

THE COUNTY EXECUTIVE SHALL APPOINT ONE VOTING MEMBER AS CHAIR OF THE COMMISSION.

3-2C-106. Meetings; quorum.

(A) **Meetings.** THE COMMISSION SHALL MEET AT THE CALL OF THE CHAIR, OR AT THE REQUEST OF SEVEN VOTING MEMBERS, AS FREQUENTLY AS REQUIRED TO PERFORM ITS DUTIES, BUT NO LESS THAN FOUR TIMES PER YEAR. ALL MEETINGS SHALL COMPLY WITH THE MARYLAND OPEN MEETINGS ACT AND THIS CODE.

(B) **Quorum; majority vote.** A QUORUM CONSISTS OF A MAJORITY OF THE VOTING MEMBERS. AN AFFIRMATIVE VOTE OF A MAJORITY OF THE VOTING MEMBERS PRESENT AT ANY MEETING AT WHICH THERE IS A QUORUM SHALL BE SUFFICIENT FOR ANY ACTION OF THE COMMISSION.

3-2C-107. Compensation.

MEMBERS OF THE COMMISSION SHALL RECEIVE NO COMPENSATION FOR THEIR SERVICES.

3-2C-108. Duties.

(A) **Grant process.** THE COMMISSION SHALL DEVELOP AND ADMINISTER A PUBLIC GRANT APPLICATION PROCESS FOR INTERESTED PARTIES TO APPLY FOR GRANT FUNDING FROM THE COMMUNITY REINVESTMENT AND REPAIR SPECIAL REVENUE FUND.

1 **(B) Use of funds.** THE COMMISSION SHALL DEVELOP ITS RECOMMENDATIONS, WITH
2 COMMUNITY INPUT, FOR THE USE OF THE FUNDS IN THE COMMUNITY REINVESTMENT AND
3 REPAIR SPECIAL REVENUE FUND FOR THE UPCOMING FISCAL YEAR. THESE
4 RECOMMENDATIONS, A SUMMARY OF COMMUNITY INPUT, AND A SUMMARY OF
5 APPLICANTS SHALL BE DELIVERED TO THE COUNTY EXECUTIVE AND POSTED ON THE
6 COUNTY WEBSITE BY MARCH 1, 2024, AND EACH MARCH 1 THEREAFTER. THE
7 COMMISSION'S RECOMMENDATIONS ARE ADVISORY IN NATURE AND DO NOT REQUIRE
8 THE COUNTY EXECUTIVE TO AWARD ANY PARTICULAR GRANT.

9
10 **(C) Annual report.** THE COMMISSION SHALL PREPARE AN ANNUAL REPORT
11 DETAILING THE DISTRIBUTION OF GRANTS FROM THE COMMUNITY REINVESTMENT AND
12 REPAIR SPECIAL REVENUE FUND FOR THE PRIOR FISCAL YEAR. THE REPORT SHALL BE
13 DELIVERED TO THE COUNTY EXECUTIVE BY NOVEMBER 1 2024, AND EACH NOVEMBER 1
14 THEREAFTER.

15
16 **(D) Meeting with County Executive.** THE COMMISSION SHALL MEET ANNUALLY WITH
17 THE COUNTY EXECUTIVE OR THE DESIGNEE OF THE COUNTY EXECUTIVE.

18 **ARTICLE 4. FINANCE, TAXATION, AND BUDGET**

19 **TITLE 11. BUDGET**

20 **4-11-126. Community Reinvestment and Repair Special Revenue Fund.**

21
22
23 **(A) Fund established.** THERE IS A COMMUNITY REINVESTMENT AND REPAIR SPECIAL
24 REVENUE FUND, INTO WHICH SHALL BE PAID ALL FUNDS RECEIVED FROM THE STATE
25 CANNABIS REINVESTMENT AND REPAIR FUND ESTABLISHED PURSUANT TO § 1-322 OF THE
26 ALCOHOLIC BEVERAGES AND CANNABIS ARTICLE OF THE STATE CODE.

27
28
29 **(B) Special fund.** THE COMMUNITY REINVESTMENT AND REPAIR SPECIAL REVENUE
30 FUND IS A SPECIAL, NONLAPSING FUND.

31
32
33 **(C) Purposes.** THE REVENUE PAID INTO THE FUND SHALL BE USED ONLY FOR FUNDING
34 COMMUNITY-BASED INITIATIVES INTENDED TO BENEFIT LOW-INCOME COMMUNITIES,
35 COMMUNITY-BASED INITIATIVES THAT SERVE DISPROPORTIONATELY IMPACTED AREAS,
36 AS DEFINED IN § 36-101 OF THE ALCOHOLIC BEVERAGES AND CANNABIS ARTICLE OF THE
37 STATE CODE, AND ANY RELATED ADMINISTRATIVE EXPENSES, PROVIDED THAT:

38 (1) FUNDS MAY NOT BE EXPENDED FROM THE FUND FOR ANY LAW ENFORCEMENT
39 AGENCIES OR ACTIVITIES; AND

40
41 (2) FUNDS EXPENDED FROM THE FUND ARE SUPPLEMENTAL TO AND MAY NOT
42 SUPPLANT FUNDING THAT OTHERWISE WOULD BE APPROPRIATED FOR COUNTY
43 PROGRAMS THAT EXISTED PRIOR TO JULY 1, 2023.

44
45 **SECTION 2.** *And be it further enacted,* That this Ordinance shall take effect 45 days
46 from the date it becomes law.
47

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

BILL NUMBER: 57 -23

INTRO. DATE: June 20, 2023

FISCAL NOTE

**BILL: AN ORDINANCE CONCERNING: BOARDS, COMMISSIONS, AND
SIMILAR BODIES – ANNE ARUNDEL COUNTY COMMUNITY
REINVESTMENT AND REPAIR COMMISSION – FINANCE, TAXATION
AND BUDGET – COMMUNITY REINVESTMENT AND REPAIR
SPECIAL REVENUE FUND**

SUMMARY OF LEGISLATION

The purpose of this legislation is to establish the Anne Arundel County Community Reinvestment and Repair Commission and the Community reinvestment and Repair Special Revenue Fund.

FISCAL IMPACT

The funds to be used will paid from the State Cannabis Reinvestment and Repair Fund. As these are not County funds, there will be no fiscal impact.



**Hujia Hasim
Acting Budget Officer**

06/15/2023

Date

Prepared by: Steven Theroux, Assistant Budget Officer

cc: Billie Penley, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 12

Bill No. 58-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, June 20, 2023

Introduced and first read on June 20, 2023
Public Hearing set for July 17, 2023
Bill Expires on September 23, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Pensions – Deferred Retirement Option Program – Term
2 of Participation Period – Withdrawal or Disability

3
4 FOR the purpose of allowing a seventh year of participation for certain DROP participants
5 who are members of the Police Service Retirement Plan; providing for interest on the
6 seventh year of DROP participation for certain employees; amending provisions that
7 allow early withdrawal from DROP; amending provisions that apply to a disability
8 pension during DROP participation; applying this Ordinance retroactively; and
9 generally relating to pensions.

10
11 BY repealing and reenacting, with amendments: §§ 5-1-506(b); 5-1-508(c); 5-1-509(d);
12 and 5-1-510(b)
13 Anne Arundel County Code (2005, as amended)

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

ARTICLE 5. PENSIONS

TITLE 1. GENERAL PROVISIONS

21
22 **5-1-506. Participation period; mandatory retirement upon expiration.**

23
24 (b) **Term of participation period; extension.**

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

(1) The initial term of a DROP participation period is three years. ~~[[The]]~~ EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPH (4), THE DROP participation period may be extended by no more than three additional one-year terms for all participants who qualify for participation in DROP under § 5-1-503. A DROP participant shall file an election for each extension on the form required by the Personnel Officer no fewer than 30 days before the end of the current term. Failure of a DROP participant to file a timely election for an extension results in the expiration of the DROP participation period at the end of the current term.

(2) A participant who is a member of the Detention Officers' and Deputy Sheriffs' Retirement Plan must have the approval of the appointing authority to extend the DROP participation period beyond the initial term and to continue employment with the County.

(3) A participant WHO IS A MEMBER of the Fire Service Retirement Plan, who is in the classification of Fire Division Chief, Fire Deputy Chief, Fire Assistant Chief, or Fire Chief ~~[[, or of the Police Service Retirement Plan who is in the classification of Police Captain, Police Major, Policy Deputy Chief, or Police Chief]]~~ must have the approval of the appointing authority to extend the DROP participation period to a sixth year.

(4) EFFECTIVE JULY 1, 2023, FOR A PARTICIPANT WHO IS A MEMBER OF THE POLICE SERVICE RETIREMENT PLAN, THE DROP PARTICIPATION PERIOD MAY BE EXTENDED FOR AN ADDITIONAL ONE-YEAR TERM, FOR A TOTAL OF SEVEN YEARS, SUBJECT TO THE FOLLOWING:

(I) A DROP PARTICIPANT IN THE CLASSIFICATION OF POLICE CAPTAIN, POLICE MAJOR, POLICE DEPUTY CHIEF, OR POLICE CHIEF MUST HAVE THE APPROVAL OF THE APPOINTING AUTHORITY TO EXTEND THE DROP PARTICIPATION BEYOND THE FIFTH YEAR; AND

(II) A DROP PARTICIPANT IN THE CLASSIFICATION OF POLICE OFFICER FIRST CLASS, POLICE CORPORAL, POLICE SERGEANT, OR POLICE LIEUTENANT MUST HAVE THE APPROVAL OF THE APPOINTING AUTHORITY TO EXTEND THE DROP PARTICIPATION PERIOD BEYOND THE SIXTH YEAR.

5-1-508. DROP account.

(c) **Account balance.** The account balance credited to a DROP participant includes:

(1) the amount of the retirement benefit determined under subsection (b); and

(2) ~~[[for members of the Fire Service Retirement Plan, entering the sixth year of the DROP after July 1, 2018, the Police Service Retirement Plan and the Detention Officers' and Deputy Sheriffs' Retirement Plan,]]~~ interest ~~[[on amounts earned in years one through six of a member's DROP participation]]~~ compounded on the account balance as of the first day of each month, at an interest rate of .34745%, which provides an effective annual yield of 4.25%.

5-1-509. Early withdrawal from participation.

(d) **Withdrawal before end of participation period.** A DROP participant whose participation ends prior to the end of the DROP participation period because of a

1 termination of employment, ineligibility to participate in the plan for any reason, or an
2 election to withdraw under subsection (b):

3
4 (1) forfeits any entitlement to the DROP benefit under § 5-1-512(b); and

5
6 (2) if otherwise eligible, shall have a retirement benefit determined under § 5-4-
7 203, § 5-5-203, or § 5-6-203 that includes service and salary during the DROP participation
8 period for purposes of calculating the entitlement to and amount of the retirement benefit
9 [[and]]:

10
11 (I) that is reduced by an amount actuarially equivalent to the employee
12 contributions not made during the DROP participation period UNTIL THE REDUCTIONS
13 EQUAL THE AMOUNT ACTUARIALLY EQUIVALENT TO THE EMPLOYEE CONTRIBUTIONS
14 NOT MADE DURING DROP PARTICIPATION;

15
16 (II) IF THE PARTICIPANT REMAINS A COUNTY EMPLOYEE, THAT IS REDUCED BY
17 AN AMOUNT ACTUARIALLY EQUIVALENT TO THE EMPLOYEE CONTRIBUTIONS NOT MADE
18 DURING THE DROP PARTICIPATION PERIOD UNTIL THE PARTICIPANT PAYS TO THE
19 PENSION SYSTEM AN AMOUNT THAT IS EQUAL TO THE EMPLOYEE CONTRIBUTIONS NOT
20 MADE DURING THE DROP PARTICIPATION PERIOD THROUGH PAYROLL DEDUCTIONS OVER
21 A PERIOD NOT TO EXCEED THREE YEARS; OR

22
23 (III) THAT IS NOT REDUCED IF, WITHIN 30 DAYS OF DROP WITHDRAWAL OR
24 WITHIN 30 DAYS OF LEAVING COUNTY EMPLOYMENT, WHICHEVER IS LATER, THE
25 PARTICIPANT DEPOSITS INTO THE PENSION SYSTEM AN AMOUNT EQUAL TO THE
26 EMPLOYEE CONTRIBUTIONS NOT MADE DURING THE DROP PARTICIPATION PERIOD.

27
28 **5-1-510. Disability during participation.**

29
30 (b) **Effect of disability pension.** If a DROP participant receives a disability pension:

31
32 (1) the benefit under § 5-4-206, § 5-5-205, or § 5-6-207 includes service and salary
33 during the DROP participation period for purposes of calculating the amount of the benefit
34 [[and]]:

35
36 (I) THAT is reduced by an amount actuarially equivalent to the employee
37 contributions not made during the DROP participation period UNTIL THE REDUCTIONS
38 EQUAL THE AMOUNT ACTUARIALLY EQUIVALENT TO THE EMPLOYEE CONTRIBUTIONS
39 NOT MADE DURING DROP PARTICIPATION; OR

40
41 (II) THAT IS NOT REDUCED IF, WITHIN 30 DAYS OF DROP WITHDRAWAL, THE
42 PARTICIPANT DEPOSITS INTO THE PENSION SYSTEM AN AMOUNT EQUAL TO THE
43 EMPLOYEE CONTRIBUTIONS NOT MADE DURING THE DROP PARTICIPATION PERIOD; and

44
45 (2) the participant forfeits any entitlement to the DROP benefit under § 5-1-512(b).

46
47 SECTION 2. *And be it further enacted*, That this Ordinance shall be construed to apply
48 retroactively to July 1, 2023.

49
50 SECTION 3. *And be it further enacted*, That this Ordinance shall take effect 45 days
51 from the date it becomes law.

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

BILL NUMBER: 58 -23

INTRO. DATE: June 20, 2023

FISCAL NOTE

**BILL: AN ORDINANCE CONCERNING: PENSIONS – DEFERRED
RETIREMENT OPTION PROGRAM – TERM OF PARTICIPATION
PERIOD – WITHDRAWAL OR DISABILITY**

SUMMARY OF LEGISLATION

The purpose of this legislation is to provide a seventh year of participation for certain DROP participants in the Police pension plan. The legislation also provides for certain pension adjustment options upon early withdrawal from DROP participation or receipt of a disability pension during DROP participation.

FISCAL IMPACT

The fiscal impact of this legislation is expected to be minimal.



**Hujia Hasim
Acting Budget Officer**

06/15/2023

Date

Prepared by: Steven Theroux, Assistant Budget Officer

cc: Billie Penley, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 12

Bill No. 59-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, June 20, 2023

Introduced and first read on June 20, 2023
Public Hearing set for July 17, 2023
Bill Expires September 23, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Approval of the Ground Lease between Anne Arundel
2 County and Woodland Beach Volunteer Fire Department, Inc.

3
4 FOR the purpose of approving an agreement to lease County-owned property containing
5 3.0275 acres, more or less, located on Stepney Lane in Edgewater, Maryland, to the
6 Woodland Beach Volunteer Fire Department, Inc., for the development, construction,
7 operation, and maintenance of a fire station and other firefighting facilities.

8
9 WHEREAS, pursuant to Resolution No. 44-22, the County Council expressed the
10 need to acquire a 3.0275 acre parcel of land, more or less, on Stepney Lane in
11 Edgewater, Maryland (the "Property") from the Board of Education of Anne
12 Arundel County ("BOE"), to be utilized for the construction of the Woodland
13 Beach Volunteer Fire Department station; and

14
15 WHEREAS, pursuant to a deed dated March 22, 2023, and recorded in the Land
16 Records of Anne Arundel County in Book 39572, page 453, the BOE conveyed the
17 Property to the County; and

18
19 WHEREAS, the County now desires to enter into a Ground Lease of the Property
20 to Woodland Beach Volunteer Fire Department, Inc., for a term of 99 years, plus
21 two, 10 year renewal options, as set forth in the Ground Lease, incorporated herein
22 by reference as if fully set forth; and

23
24 WHEREAS, § 8-3-301 of the County Code requires that certain leases of County-
25 owned property that specify a term, including renewal options, of three years or
26 more, be approved by ordinance of the County Council; now, therefore,

1 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
2 That the Ground Lease between Anne Arundel County, Maryland, and Woodland Beach
3 Volunteer Fire Department, Inc., incorporated herein by reference as if fully set forth, is
4 hereby approved.

5
6 SECTION 2. *And be it further enacted,* That a certified copy of the Ground Lease shall
7 be permanently kept on file with the Administrative Officer to the County Council and the
8 Office of Central Services.

9
10 SECTION 3. *And be it further enacted,* That this Ordinance shall take effect 45 days
11 from the date it becomes law.



ANNE ARUNDEL COUNTY OFFICE OF LAW

Legislative Summary

To: Members, Anne Arundel County Council

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

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

Date: June 20, 2023

Subject: Bill No. 59-23 - Approval of the Ground Lease between Anne Arundel County and Woodland Beach Volunteer Fire Department, Inc.

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. 59-23.

Background

Pursuant to Resolution. No. 44-22, the County Council expressed the need to acquire a 3.0275 acre parcel of land, more or less, on Stepney Lane in Edgewater, Maryland ("Property"), from the Board of Education of Anne Arundel County ("BOE"), to be utilized for the construction of a new Woodland Beach Volunteer Fire Department ("WBVFD") station. In March 2023, the County acquired the Property from the BOE pursuant to a deed recorded among the Land Records of Anne Arundel County in Book 39572, page 453 for the sum of One Dollar (\$1). WBVFD desires to develop the Property as a site for its fire station and other firefighting facilities. The County has agreed to lease the Property to the WBVFD for a term of 99 years, plus two, 10-year renewal options, as set forth in the Ground Lease. WBVFD shall be solely responsible for costs associated with the construction and maintenance of the fire station.

Section 8-3-301 of the County Code requires that any contract for lease of County-owned property that specifies a term, including renewal options, of three years or more, must be approved by ordinance of the County Council.

Purpose

The purpose of Bill No. 59-23 is to approve a Ground Lease between the County and WBVFD for County-owned property comprised of 3.0275 acres of land, more or less, on Stepney Lane in Edgewater, Maryland.

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

Bill No. 59-23

SECTION 1.

This section approves the Ground Lease Agreement between the County and WBVFD and incorporates the Ground Lease by reference.

SECTION 2.

This section provides that a certified copy of the Ground Lease shall be kept on file with the Administrative Officer to the County Council and the Office of Central Services.

SECTION 3.

This section provides that the bill takes effect 45 days after it becomes law.

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

cc: Honorable Steuart Pittman, County Executive
Christine Anderson, Chief Administrative Officer
Jeff Amoros, Chief of Staff
Peter Baron, Chief Strategy Officer
Chris Trumbauer, Budget Officer
Susan Herrold, Central Services Officer

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

BILL NUMBER: 59-23

INTRO. DATE: June 20, 2023

FISCAL NOTE

**BILL: AN ORDINANCE CONCERNING: APPROVAL OF THE GROUND LEASE
BETWEEN ANNE ARUNDEL COUNTY AND WOODLAND BEACH
VOLUNTEER FIRE DEPARTMENT, INC.**

SUMMARY OF LEGISLATION

The purpose of this legislation is to approve an agreement to lease County-owned property located on Stepney Lane in Edgewater, Maryland, to the Woodland Beach Volunteer Fire Department, Inc. for a term of 99 years.

FISCAL IMPACT

The lease agreement states that Woodland Beach Volunteer Fire Department, Inc. will pay the County one dollar annually over the 99-year term of the lease.



**Hujia Hasim
Acting Budget Officer**

06/15/2023

Date

Prepared by: Kyle Madden, Budget Analyst

cc: Billie Penley, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 12

Bill No. 60-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, June 20, 2023

Introduced and first read on June 20, 2023
Public Hearing set for July 17, 2023
Bill Expires September 23, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Hollywood on the Severn Special Community Benefit
2 District – Approval of Loan and Assignment Agreement
3

4 FOR the purpose of obligating the County to levy the special tax known as the special
5 community benefit assessment on the Hollywood on the Severn Special Community
6 Benefit District in an amount sufficient to repay a loan from Sandy Spring Bank to the
7 Hollywood-on-Severn Improvement Association, Inc. in each of up to five fiscal years
8 during the term of the loan.
9

10 WHEREAS, the Hollywood on the Severn Special Community Benefit District has
11 been duly formed and created, pursuant to procedures set forth in Anne Arundel
12 County Code, Article 4, Title 7; and
13

14 WHEREAS, pursuant to § 4-7-204(gg)(2) of the County Code, the purposes of the
15 Hollywood on the Severn Special Community Benefit District include
16 “maintaining, acquiring, constructing, and improving community real and personal
17 property, including waterfront areas and pier; and providing for the administrative
18 expenses incidental to carrying out these purposes, including insurance costs and
19 the repayment of any loan and interest thereon”; and
20

21 WHEREAS, the Hollywood-on-Severn Improvement Association, Inc. (the
22 “Corporation”) is the civic or community association that meets the requirements
23 of § 4-7-101(d) and administers the District; and
24

25 WHEREAS, the Corporation is entering into a loan agreement with Sandy Spring
26 Bank in the amount of \$120,000, with a term of five years, to replace a community
27 pier (the “Loan”); and

1 WHEREAS, to enable the Corporation to obtain the Loan from Sandy Spring Bank
2 by providing a source of funds for repayment of the Loan, the County is undertaking
3 the obligation set forth in this Ordinance; now, therefore,
4

5 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
6 That the County shall be obligated to levy the special tax known as the special community
7 benefit assessment on the Hollywood on the Severn Special Community Benefit District
8 in an amount sufficient to repay the Loan from Sandy Spring Bank to the Hollywood-on-
9 Severn Improvement Association, Inc. in each of up to five fiscal years during the term of
10 the Loan.
11

12 SECTION 2. *And be it further enacted,* That the County undertakes no obligation with
13 regard to the Loan except as expressly described in this Ordinance, is neither a co-obligor
14 nor guarantor of the Loan, and does not commit the full faith and credit of the County to
15 repayment of the Loan.
16

17 SECTION 3. *And be it further enacted,* That the County Executive is hereby authorized
18 to enter into such other and further agreements with the Corporation and Sandy Spring
19 Bank as are necessary to disburse directly to Sandy Spring Bank such amounts of the
20 special community benefit assessment levied on the Hollywood on the Severn Special
21 Community Benefit District as are collected by the County and are necessary to repay the
22 Loan consistent with this Ordinance.
23

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

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

BILL NUMBER: 60-23

INTRO. DATE: June 20, 2023

FISCAL NOTE

**BILL: AN ORDINANCE CONCERNING: HOLLYWOOD ON THE SEVERN
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 Hollywood on the Severn Special Community Benefit District in an amount sufficient to repay a loan of \$120,000 from Sandy Spring Bank during the five year term of the loan.

FISCAL IMPACT

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



**Hujia Hasim
Acting Budget Officer**

06/15/2023

Date

Prepared by: Janae Moulden

cc: Billie Penley, Controller

PROPOSED

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 12

Bill No. 61-23

Introduced by Ms. Pickard

By the County Council, June 20, 2023

Introduced and first read on June 20, 2023
Public Hearing set for July 17, 2023
Bill Expires on September 23, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Construction and Property Maintenance Codes – Fire
2 Prevention Code – Codes and Supplements – Zoning – Recovery Residences

3
4 FOR the purpose of exempting single-family detached dwellings used as recovery
5 residences from the Fire Prevention Code when certain conditions are met; adding a
6 definition of “recovery residence”; adding parking requirements for recovery
7 residences; allowing recovery residences as permitted uses in all residential districts;
8 requiring that recovery residences comply with the 2018 International Residential
9 Code; and generally relating to construction and property maintenance codes and
10 zoning.

11
12 BY renumbering: § 18-1-101(106) through (163), respectively, to be § 18-1-101(107)
13 through (164), respectively
14 Anne Arundel County Code (2005, as amended)

15
16 BY adding: § 18-1-101(106)
17 Anne Arundel County Code (2005, as amended)

18
19 BY repealing and reenacting, with amendments: §§ 15-3-102(a); 18-3-104; and 18-4-106
20 Anne Arundel County Code (2005, as amended)

21
22 BY repealing and reenacting, with amendments: Construction Code, Chapter 1, § 101.2.1
23 Anne Arundel County Construction and Property Maintenance Codes Supplement,
24 October 1, 2005 (as amended)

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

SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,* That § 18-1-101(106) through (163), respectively, of the Anne Arundel County Code (2005, as amended) is hereby renumbered to be § 18-1-101(107) through (164), respectively.

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

ARTICLE 15. CONSTRUCTION AND PROPERTY MAINTENANCE CODES

TITLE 3. FIRE PREVENTION CODE

15-3-102. Scope.

(a) Applicability.

(1) This title applies to new buildings, conditions, or facilities. Except as provided in subsections (b), (c), and (d), this title does not apply to existing buildings, conditions, or facilities unless:

[[(1)] (I) the Fire Chief or the Fire Chief's designee has found that the continuation of an existing condition constitutes a distinct hazard adverse to life, property, public safety, or welfare as to require correction; or

[[(2)] (II) EXCEPT AS PROVIDED IN PARAGRAPH (2), the building undergoes a change from one occupancy classification to another or from one occupancy sub-classification to another.

(2) THE USE OF A SINGLE-FAMILY DETACHED DWELLING AS A RECOVERY RESIDENCE IS NOT A CHANGE OF OCCUPANCY CLASSIFICATION OR SUB-CLASSIFICATION UNDER PARAGRAPH (1)(II) IF THE RECOVERY RESIDENCE:

(I) 1. IS CERTIFIED UNDER TITLE 19, SUBTITLE 25 OF THE HEALTH-GENERAL ARTICLE OF THE STATE CODE; AND

2. IS IN COMPLIANCE WITH THE OCCUPANCY LIMITATIONS ESTABLISHED BY MARYLAND CERTIFICATION OF RECOVERY RESIDENCES (MCCORR); OR

(II) 1. IS NOT CERTIFIED UNDER TITLE 19, SUBTITLE 25 OF THE HEALTH-GENERAL ARTICLE OF THE STATE CODE;

2. HAS NO MORE THAN TWO OCCUPANTS PER SLEEPING ROOM AND NOT MORE THAN SIX OCCUPANTS TOTAL; AND

3. IS INSPECTED ANNUALLY BY THE FIRE MARSHAL FOR THE FOLLOWING FIRE SAFETY MEASURES:

A. FUNCTIONING SMOKE DETECTORS;

B. WINDOWS SUITABLE FOR EXIT IN ALL SLEEPING ROOMS AS REQUIRED BY THE CODE IN EFFECT AT THE TIME OF INSPECTION;

C. FUNCTIONING CARBON MONOXIDE DETECTORS IF THERE ARE GAS APPLIANCES;

D. FUNCTIONING FIRE EXTINGUISHERS IN PLAIN SIGHT, OR IN CLEARLY MARKED LOCATIONS, THAT ARE SERVICED OR INSPECTED ANNUALLY BY A THIRD PARTY;

E. AN INTERIOR FREE OF FIRE HAZARDS, SUCH AS HOARDING CONDITIONS, AND WITH ADEQUATE ACCESS TO ELECTRICAL FACILITIES, HOT WATER HEATERS, EXIT DOORS, WINDOWS, AND HALLWAYS;

F. A PROHIBITION AGAINST SMOKING OR VAPING INSIDE THE DWELLING;

G. AN EMERGENCY PLAN POSTED IN A CONSPICUOUS LOCATION THAT INCLUDES EMERGENCY PHONE NUMBERS, EXIT PROCEDURES, MARKED FIRE EXITS, AND AN EVACUATION MAP; AND

H. FIRE EXITS MARKED WITH REFLECTIVE SIGNAGE AT A MINIMUM.

ARTICLE 18. ZONING

TITLE 1. DEFINITIONS

18-1-101. Definitions.

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

(106) "RECOVERY RESIDENCE" MEANS A FACILITY THAT PROVIDES RECOVERY RESIDENCE SERVICES AS DEFINED UNDER § 8-101 OF THE HEALTH-GENERAL ARTICLE OF THE STATE CODE.

TITLE 3. PARKING, NONRESIDENTIAL

OUTDOOR LIGHTING, AND SIGNAGE

18-3-104. Parking space requirements.

The minimum onsite required parking spaces are listed in the chart below. They may be increased based on site development plan review or special exception approval, reduced as provided in § 18-3-105, or superseded by a parking program allowed by this Code. The Planning and Zoning Officer may determine reasonable and appropriate onsite parking requirements for structures and land uses that are not listed on the chart based on requirements for similar uses, comments from reviewing agencies, and the parking needs of the proposed use.

Use	Parking

Public launching facilities	1 space for every two boat slips or moorings plus 10 trailer spaces per boat ramp

RECOVERY RESIDENCES	THE NUMBER OF SPACES REQUIRED FOR THE APPLICABLE TYPE OF DWELLING UNIT

TITLE 4. RESIDENTIAL DISTRICTS

18-4-106. Permitted, conditional, and special exception uses.

The permitted, conditional, and special exception uses allowed in each of the residential districts are listed in the chart in this section using the following key: P = permitted use; C = conditional use; SE = special exception use. A blank means that the use is not allowed in the district. Except as provided otherwise in this article, uses and structures customarily accessory to the listed uses also are allowed, except that guest houses as accessory structures are prohibited and outside storage as an accessory use is limited to the lesser of 10% of the allowed lot coverage or 500 square feet.

Permitted, Conditional, and Special Exception Uses	RA	RLD	R1	R2	R5	R10	R15	R22

Public utility uses	SE	SE	SE	SE	SE	SE	SE	SE
RECOVERY RESIDENCES	P	P	P	P	P	P	P	P

SECTION 3. *And be it further enacted*, That the Anne Arundel County Construction and Property Maintenance Codes Supplement, October 2005 (as amended), read as follows:

ANNE ARUNDEL COUNTY CONSTRUCTION AND PROPERTY MAINTENANCE CODES SUPPLEMENT October 1, 2005

CONSTRUCTION CODE

Chapter 1 Construction Code Administrative Provisions

Section 101 Administration

101.2.1 Detached one- and two-family dwellings and multiple single-family dwellings. Detached one- and two-family dwellings, RECOVERY RESIDENCES AS DEFINED IN § 18-1-101 OF THE COUNTY CODE THAT COMPLY WITH § 15-3-102(A)(2) OF THE COUNTY CODE, and multiple single-family dwellings (townhouses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall comply with the 2018 International Residential Code.

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

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 12

Resolution No. 25-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, June 20, 2023

1 RESOLUTION nominating Tonii Gedin as County Health Officer

2
3 WHEREAS, there is a vacancy in the office of the County Health Officer; and

4
5 WHEREAS, § 3-302 of the Health-General Article of the State Code, provides that
6 the Health Officer for a county shall be nominated by the County and appointed by
7 the Secretary of the Maryland Department of Health (the “Secretary”); and

8
9 WHEREAS, § 2-1-603 of the County Code provides that, when there is a vacancy,
10 the County Executive shall submit to the County Council by resolution the name of
11 an individual with certain qualifications to be nominated as County Health Officer,
12 and, on approval of the County Council, the name of the nominee is forwarded to
13 the Secretary; and

14
15 WHEREAS, the County Executive has submitted Tonii Gedin to be nominated for
16 appointment as the County Health Officer; and

17
18 WHEREAS, the County Council has found that Tonii Gedin meets the
19 qualifications listed in § 3-202 of the Health-General Article of the State Code and
20 § 2-1-603 of the County Code to serve as the County Health Officer; now, therefore,
21 be it

22
23 *Resolved by the County Council of Anne Arundel County, Maryland,* That it hereby
24 nominates Tonii Gedin as County Health Officer and submits Tonii Gedin to the Secretary
25 of Health as the County’s nominee for appointment as the County Health Officer; and be
26 it further

27
28 *Resolved,* That a copy of this Resolution be sent to Steuart Pittman, County Executive;
29 Tonii Gedin, nominee and Acting Health Officer; and Laura Herrera Scott, MD, MPH,
30 Secretary of the Maryland Department of Health.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 12

Resolution No. 26-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, June 20, 2023

1 RESOLUTION approving appointment of Cedric Johnson to the Police Accountability
2 Board

3
4 WHEREAS, § 3-7A-103 of the County Code establishes the membership of the
5 County's Police Accountability Board; and

6
7 WHEREAS, that membership includes eight voting members who have resided in
8 the County for at least three years prior to appointment who are appointed by the
9 County Executive and whose appointment is approved by the County Council; and

10
11 WHEREAS, each councilmember is given a reasonable opportunity to recommend
12 a resident of their district to be appointed to the Board; and

13
14 WHEREAS, § 3-7A-103(a) describes criteria for membership on the Police
15 Accountability Board, including that, to the extent practicable, membership shall:
16 reflect the racial, gender, gender-identity, sexual orientation, and cultural diversity
17 of the County; include representation from the populations, identities, geographic
18 areas, and communities that historically experienced or currently experience a
19 higher frequency of interactions with law enforcement; and include a diversity of
20 experience and expertise, including certain specified relevant areas; and

21
22 WHEREAS, § 3-7A-103(b) sets forth an appointment process that includes
23 publication of an advertisement for the opportunity to apply for membership for at
24 least 30 days prior to an appointment by the County Executive; and

25
26 WHEREAS, since March 20, 2023, there has been a vacancy on the Board for the
27 County resident recommended by the councilmember representing District 4 and
28 appointed by the County Executive, whose term expires on June 30, 2024; and

29
30 WHEREAS, the advertisement for the opportunity to fill the vacant position was
31 published for at least 30 days prior to appointment by the County Executive, and
32 the councilmember representing District 4 has been given an opportunity to
33 recommend a member for appointment; and

34
35 WHEREAS, the County Executive has appointed Cedric Johnson, a County
36 resident of District 4 who meets the eligibility requirements set forth in § 3-7A-
37 103(a) as a voting member of the Police Accountability Board for the remainder of
38 a term expiring June 30, 2024; and

1 WHEREAS, the County Council, after a public hearing, finds that Cedric Johnson
2 meets the eligibility requirements of § 3-7A-103, and is qualified to serve on the
3 Police Accountability Board; now, therefore, be it
4

5 *Resolved by the County Council of Anne Arundel County, Maryland,* That it approves
6 the appointment of Cedric Johnson to the remainder of a term expiring on June 30, 2024;
7 and be it further
8

9 *Resolved,* That copies of this Resolution be sent to County Executive Steuart Pittman;
10 and Kaley Schultze, Boards and Commissions Coordinator.

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 12

Resolution No. 27-23

Introduced by Mr. Smith, Chair
(by request of the County Executive)

By the County Council, June 20, 2023

1 RESOLUTION confirming the appointments of members to serve on the Personnel
2 Board for Anne Arundel County

3
4 WHEREAS, Section 520 of the Charter of Anne Arundel County, Maryland,
5 provides that there shall be a Personnel Board consisting of five qualified voters
6 appointed by the County Executive and confirmed by resolution of the County
7 Council; and

8
9 WHEREAS, Section 520 of the Charter further provides that the terms of the
10 members are coterminous with that of the County Executive, that a member shall
11 serve until a successor is appointed and qualified, and that vacancies shall be filled
12 for the unexpired term in the manner of original appointment; and

13
14 WHEREAS, the County Executive, subject to the confirmation by the County
15 Council, has reappointed Surita Durant and has appointed Andrea Mansfield,
16 qualified voters, to serve terms that expire on December 6, 2026; and

17
18 WHEREAS, the County Council finds that Surita Durant and Andrea Mansfield
19 meet the eligibility requirements under Section 520 of the Charter of Anne Arundel
20 County, Maryland, and are qualified to serve on the Personnel Board; now,
21 therefore, be it

22
23 *Resolved by the County Council of Anne Arundel County, Maryland,* That it hereby
24 approves the reappointment of Surita Durant and the appointment of Andrea Mansfield,
25 qualified voters, to the Personnel Board for terms that expire on December 6, 2026; and be
26 it further

27
28 *Resolved,* That a copy of this Resolution be sent to County Executive Steuart Pittman;
29 and Kaley Schultze, Boards and Commissions Coordinator.

AMENDMENT TO BILL NO. 46-23
(AN EMERGENCY ORDINANCE concerning: Current Expense Budget –
Fourth Quarter Fund Transfer and Supplementary Appropriations)

June 20, 2023

Introduced by Mr. Smith, Chair
(by request of the County Executive)

Amendment No. 1

On page 2 of the proposed bill, in line 17, strike “\$10,069,200” and substitute “\$10,303,200”.

On page 3, in line 11, strike “\$18,400” and substitute “\$252,400”.

(This amendment increases the supplemental appropriation to the Office of Transportation for contractual services.)