

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Minutes of

Legislative Session 2024, Legislative Day No. 9

May 1, 2024 – 11:00 A.M.

The County Council meeting was called to order by Chair Pickard at 11:03 A.M. It was opened with the Invocation, given by Ms. Pickard, and was followed by the Pledge of Allegiance. The meeting was held in the County Council Chambers in Annapolis, Maryland. There were approximately 130 persons in the audience.

The following members of the County Council were present:

Pete Smith	First District
Allison M. Pickard	Second District
Nathan Volke	Third District
Julie 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. Meredith Beach, Legislative Counsel, was also present.

The Chair recognized all who were present.

PRESENTATION OF PROPOSED BUDGET

County Executive Steuart Pittman presented his proposed budget for FY2025 to the Council. (A copy of supporting documents are located in the FY2025 Budget files.)

The Council shared their thanks and anticipation for the budget.

RECESS

The Council took a recess at 11:30 A.M.

RECONVENE

The Council reconvened at 1:00 P.M.

PRELIMINARY MOTION

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

INTRODUCTION OF BILLS

BILL NO. 32-24 – AN EMERGENCY ORDINANCE concerning: Zoning – General Provisions – Uses and Structures – Temporary Uses – Outdoor Dining Areas – FOR the purpose of amending termination dates established by Bill No. 55-21, as amended by Bill Nos. 83-21, 1-23 and 85-23, for the temporary use authorization for outdoor seating at restaurants; and making this Ordinance an emergency measure.
Introduced by Ms. Leadbetter and Ms. Pickard

BILL NO. 33-24 – 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, 2025, the Capital Budget for the fiscal year ending June 30, 2025, the Capital Program for the fiscal years ending June 30, 2025, June 30, 2026, June 30, 2027, June 30, 2028, June 30, 2029, and June 30, 2030; and appropriating funds for all expenditures for the fiscal year beginning July 1, 2024, and ending June 30, 2025.
Introduced by Ms. Pickard, Chair
(by request of the County Executive)

BILL NO. 34-24 – 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 2025.
Introduced by Ms. Pickard, Chair
(by request of the County Executive)

BILL NO. 35-24 – 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 2025.
Introduced by Ms. Pickard, Chair
(by request of the County Executive)

BILL NO. 36-24 – 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 2025.
Introduced by Ms. Pickard, Chair
(by request of the County Executive)

BILL NO. 37-24 – AN ORDINANCE concerning: Tax Levies – Dorchester 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 2025.
Introduced by Ms. Pickard, Chair
(by request of the County Executive)

BILL NO. 38-24 – 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 2025.

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

BILL NO. 39-24 – 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 2025.

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

BILL NO. 40-24 – 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 2025.

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

BILL NO. 41-24 – 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 2025.

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

BILL NO. 42-24 – 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 2025.

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

BILL NO. 43-24 – AN ORDINANCE concerning: Fee for Switched Local Exchange Access Service, CMRS, and Other 9-1-1-Accessible Service – FOR the purpose of increasing the County fee for switched local exchange access service, commercial mobile radio service, and other 9-1-1-accessible service.

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

BILL NO. 44-24 – AN ORDINANCE concerning: Construction Code – Department of Inspections and Permits – Fees – FOR the purpose of modifying certain permit, investigation, application, inspection, reinspection, and renewal fees collected by the Department of Inspections and Permits; modifying the limit on refunds related to certain unissued permits; modifying the penalty for occupancy without a certificate of occupancy; providing for automatic adjustment of certain fees under the Construction Code and of grading permit fees; making certain technical and stylistic changes; providing for the effective date; and generally relating to fees collected by the Department of Inspections and Permits.

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

BILL NO. 45-24 – 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.

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

BILL NO. 46-24 – AN ORDINANCE concerning: Public Works – Solid Waste Collection – Solid Waste Service Charge – Solid Waste Landfill and Facility Delivery Fees – FOR the purpose of modifying the solid waste service charge; modifying certain charges for delivery of solid waste to a landfill or waste disposal facility; providing for the effective date of this Ordinance; and generally relating to the solid waste service charge.

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

BILL NO. 47-24 – 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.

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

BILL NO. 48-24 – 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, 2024, and ending June 30, 2025; 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.

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

BUDGET PRESENTATIONS

Gustav Kurtz, Chair for the Planning Advisory Board, provided a short presentation. (A copy of supporting documents are located in the FY2025 Budget files.)

Dr. David Juppe, Chair for the Spending Affordability Committee, gave a brief presentation. (A copy of supporting documents are located in the FY2025 Budget files.)

Chris Trumbauer, Budget Officer, gave a presentation of the proposed budget. (A copy of supporting documents are located in the FY2025 Budget files.)

RECESS

The Council took a recess at 2:18 P.M.

RECONVENE

The Council reconvened at 6:03 P.M.

ETHICS STATEMENT

Kaley Schultze, Administrative Officer, read aloud the Ethics Statement.

INVITATION TO AUDIENCE

The Chair opened Invitation to Audience.

The Administrative Officer stated there were three submissions of written testimony received through the online testimony tool for Invitation to Audience, which were shared with the Council and posted on the County Council website.

The following persons spoke at Invitation to Audience:

Gary Mauler, Jessup
Mark Cummuta, Jessup
Nancy Guy, Annapolis
Mary Guy, Annapolis

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

ITEMS NOT APPEARING ON THE AGENDA

Mr. Volke withdrew Bill No. 23-24.

The Chair called for Bill No. 53-24 to be introduced, AN ORDINANCE concerning: Public Works – Utilities – Water and Wastewater – Capital Facility Recoupment Charge – Capital Facility Connection Charges – For the purpose of modifying the capital facility recoupment charge for certain water usage; modifying the capital facility connection charges for water and wastewater; and generally relating to public works and utilities; and the Administrative Officer read a portion of the title.

APPROVAL OF MINUTES

On motion of Mr. Smith, seconded by Ms. Rodvien, the minutes of the meeting of April 15, 2024, Legislative Day No. 8, were approved as presented.

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

BILL NO. 6-24 (As Amended) AND BILL NO. 7-24 (As Amended)

The Chair called for Bill No. 6-24, as amended, An Ordinance concerning: General Development Plan – Region 2 Plan – For the purpose of adopting the “Anne Arundel County Region 2 Plan”, as amended by this Ordinance, the region plan for Region Planning Area No. 2, covering Annapolis Junction, Fort Meade, Hanover, Jessup, Laurel, and Maryland City, which includes visions, themes, goals, policies, planned land use maps, and implementation strategies for Region 2; amending “Plan2040”, the County’s General Development Plan, by the “Anne Arundel County Region 2 Plan”,

as amended by this Ordinance; and generally relating to the “Anne Arundel County Region 2 Plan”; and the Administrative Officer read a portion of the title.

The Chair called for Bill No. 7-24, as amended, An Ordinance concerning: Comprehensive Zoning – Region 2 – For the purpose of repealing certain comprehensive zoning maps for Region Planning Area No. 2; adopting the Anne Arundel County Digital Zoning Layer for Region Planning Area No. 2, as amended by this Ordinance, covering Annapolis Junction, Fort Meade, Hanover, Jessup, Laurel, and Maryland City; and generally relating to comprehensive zoning; and the Administrative Officer read a portion of the title.

Ethan Hunt, Administration, was accompanied by Christina Pompa, Office of Planning and Zoning, Mark Wildonger, Office of Planning and Zoning, Cindy Carrier, Office of Planning and Zoning, and Kelly Kenney, Office of Law.

Mr. Hunt explained the background and purpose of the bills.

The Chair called for a joint public hearing on Bill No. 6-24, as amended, and Bill No. 7-24, as amended.

The Administrative Officer stated there were no submissions of written testimony received through the online testimony tool for Bill No. 6-24, as amended, and Bill No. 7-24, as amended.

The following persons spoke on Bill No. 6-24, as amended, and Bill No. 7-24, as amended:

Mark Cummuta, Jessup
Gary Mauler, Jessup
Ellen Moss, Jessup

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

The Chair called Bill No. 6-24, as amended, An Ordinance concerning: General Development Plan – Region 2 Plan; and Bill No. 7-24, as amended, An Ordinance concerning: Comprehensive Zoning – Region 2; the Administrative Officer read a portion of the title.

AMENDMENTS TO BILL NO. 6-24(As Amended) AND BILL NO. 7-24(As Amended)

Amendment No. 12, Bill No. 7-24

The Administrative Officer read a brief summary of the amendment:

This amendment changes the zoning for 7 properties including Lots 6, 7, 8, 9, 11, 40, 42, 43, and 44, and part of Lots 10, 12, 39, and 41, Parcels 265 on Tax Map 13, for certain properties located on Jessup Road, Jessup, from C1 – Local Commercial to SB – Small Business.

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

Ms. Kenney commented on the amendment.

Ms. Pompa spoke on the amendment.

On motion of Mr. Smith, seconded by Mr. Volke, Amendment No. 12 was adopted by the following roll call vote:

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

Amendment No. 13, Bill No. 6-24

The Administrative Officer read a brief summary of the amendment:

This amendment changes the planned land use for 13 properties known as Lots 1 through 13, Parcels 278 on Tax Map 13, for certain properties located on McCarron Court, Hanover, from Low-Medium Density Residential to Low Density Residential.

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

Ms. Pompa spoke on the amendment.

On motion of Mr. Smith, seconded by Mr. Volke, Amendment No. 13 was adopted by the following roll call vote:

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

Amendment No. 13, Bill No. 7-24

The Administrative Officer read a brief summary of the amendment:

This amendment changes the zoning for the 13 properties known as Lots 1 through 13, Parcels 278 on Tax Map 13, for certain properties located on McCarron Court, Hanover, from R5 - Residential to R1 - Residential.

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

Ms. Pompa commented.

On motion of Mr. Smith, seconded by Ms. Hummer, Amendment No. 13 was adopted by the following roll call vote:

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

Amendment No. 14, Bill No. 6-24

The Administrative Officer read a brief summary of the amendment:

This amendment changes the planned land use for 8 properties known as Lots 1 through 7 and a private right-of-way, Parcel 7 on Tax Map 13, for certain properties located on Clark Road and properties located on and including Fields Road, Jessup, from Low-Medium Density Residential to Low Density Residential.

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

Ms. Pompa commented.

Ms. Pickard asked a clarifying question.

Mr. Smith answered.

On motion of Mr. Smith, seconded by Mr. Volke, Amendment No. 14 was adopted by the following roll call vote:

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

Ms. Pickard

Nay – None

Amendment No. 14, Bill No. 7-24

The Administrative Officer read a brief summary of the amendment:

This amendment changes the zoning for the 8 properties known as Lots 1 through 7 and a private right-of-way, Parcel 7 on Tax Map 13, for certain properties located on Clark Road and properties located on and including Fields Road, Jessup, from R5 - Residential to R1 - Residential.

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

On motion of Mr. Smith, seconded by Mr. Volke, Amendment No. 14 was adopted by the following roll call vote:

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

Ms. Pickard

Nay – None

Amendment No. 15, Bill No. 6-24

The Administrative Officer read a brief summary of the amendment:

This technical amendment corrects a Charter citation.

Mr. Hunt explained the background and purpose of the amendment.

On motion of Mr. Smith, seconded by Mr. Volke, Amendment No. 15 was adopted by the following roll call vote:

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

Amendment No. 16, Bill No. 6-24

The Administrative Officer read a brief summary of the amendment:

This technical amendment reflects that the proposed land use changes for all properties originally associated with PLU-R2-HAN-103 have been stricken from the Planned Land Use Change table in their entirety.

Ms. Kenney explained the background and purpose of the amendment.

On motion of Ms. Hummer, seconded by Mr. Volke, Amendment No. 16 was adopted by the following roll call vote:

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

The Chair stated that Bill No. 6-24, as amended, and Bill No. 7-24, as amended, would be heard on May 6, 2024.

MOTION TO SUSPEND THE RULES

On motion by Ms. Rodvien, seconded by Mr. Smith, the motion to suspend rule 3-102 to change the meeting time for May 20, 2024 to 6:00 P.M. was adopted by the following roll call vote:

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

On motion by Ms. Hummer, seconded by Mr. Smith, the motion to suspend rule 5-103 to allow Bill No. 6-24 and Bill No. 7-24 to come back on May 6, 2024 for a final vote, was adopted by the following roll call vote:

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

ADJOURNMENT

There being no further business, on motion of Mr. Volke, seconded by Mr. Smith, the meeting was adjourned at 6:45 P.M.

Respectfully submitted,

/s/ Anna Macaulay

by Anna Macaulay

/s/ Kaley Schultze

for Kaley Schultze
Administrative Office