

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND
Minutes of
Legislative Session 2023, Legislative Day No. 9
May 1, 2023 – 11:00 A.M.

The County Council meeting was called to order by Chair Smith at 11:00 A.M. It was opened with the Invocation, given by Pastor Paul Arcand from the Lighthouse Baptist Church, and was followed by the Pledge of Allegiance. The meeting was held in the County Council Chambers in Annapolis, Maryland. There were approximately 100 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. Matthew Bennett, Legislative Counsel, was also present.

Mr. Smith recognized those present at the meeting.

PRESENTATION OF PROPOSED BUDGET

County Executive Stuart Pittman presented his proposed budget for FY 2024 to the Council. (A copy of supporting documents are located in the FY2024 Budget files.)

The Council shared their thanks and anticipation for the budget.

RECESS

The Council took a recess at 11:44 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. 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.

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

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.

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

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.

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

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.

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

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.

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

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.

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

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

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

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

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

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

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

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

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.

Introduced by Mr. Smith, Chair

(by request of the County Executive)

BILL NO. 40-23 – AN ORDINANCE concerning: Finance, 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.

Introduced by Mr. Smith, Chair

(by request of the County Executive)

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

Introduced by Mr. Smith, Chair

(by request of the County Executive)

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.

Introduced by Mr. Smith, Chair

(by request of the County Executive)

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.

Introduced by Mr. Smith, Chair

(by request of the County Executive)

RESOLUTION NO. 17-23 – 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

Introduced by Mr. Smith, Chair

(by request of the County Executive)

INTRODUCTION AND VOTE ON RESOLUTION NO. 18-23

RESOLUTION NO. 18-23

The Chair called for Resolution No. 18-23, A Resolution appointing an Assistant Administrative Officer to the County Council; and the Administrative Officer read the resolution.

Resolution No. 18-23 was adopted by the following roll call:

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

Nay – None

BUDGET PRESENTATIONS

Gustav Kurtz, Chair for the Planning Advisory Board, provided a short presentation. (A copy of supporting documents are located in the FY2024 Budget files.)

Ejaz Younas, Chair for the Spending Affordability Committee, gave a brief presentation. (A copy of supporting documents are located in the FY2024 Budget files.)

Chris Trumbauer, Budget Officer, gave a presentation of the proposed budget. (A copy of supporting documents are located in the FY2024 Budget files.)

RECESS

The Council took a recess at 2:51 P.M.

RECONVENE

The Council reconvened at 7:00 P.M.

ETHICS STATEMENT

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

INVITATION TO AUDIENCE

The Chair opened Invitation to Audience.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Invitation to Audience.

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.

APPROVAL OF MINUTES

On motion of Ms. Pickard, seconded by Ms. Rodvien, the minutes of the meeting of April 17, 2023 were approved as presented.

INTRODUCTION OF BILLS

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.

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

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.

Introduced by Ms. Fiedler, Ms. Hummer, and Ms. Pickard

MOTION TO SUSPEND RULES

On motion by Mr. Volke, seconded by Ms. Leadbetter, a motion to suspend the rules to vote on Resolution No. 12-23 through Resolution No. 16-23 out of order was passed by the following roll call:

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

Nay – None

PUBLIC HEARINGS AND CALL OF RESOLUTIONS FOR FINAL READING AND VOTE

RESOLUTION NO. 12-23

The Chair called for Resolution No. 12-23, A Resolution confirming a nomination to the Board of Trustees of The Public Library Association of Annapolis and Anne Arundel County, Incorporated; and the Administrative Officer read a portion of the title.

Kaley Schultze, Boards and Commissions, was accompanied by Kelly Kenney, Office of Law.

Ms. Schultze explained the purpose of the resolution.

The Chair called for the public hearing on Resolution No. 12-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 12-23.

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

The Chair called Resolution No. 12-23, A Resolution confirming a nomination to the Board of Trustees of The Public Library Association of Annapolis and Anne Arundel County, Incorporated; and the Administrative Officer read a portion of the title.

Resolution No. 12-23 was adopted by the following roll call:

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

Nay – None

RESOLUTION NO. 13-23

The Chair called for Resolution No. 13-23, 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 by Kelly Kenney, Office of Law.

Ms. Schultze explained the purpose of the resolution.

Ms. Pickard thanked Mr. Jefferson for his work in the county.

The Chair called for the public hearing on Resolution No. 13-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 13-23.

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

The Chair called Resolution No. 13-23, 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.

Resolution No. 13-23 was adopted by the following roll call:

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

Nay – None

RESOLUTION NO. 14-23

The Chair called for Resolution No. 14-23, A Resolution confirming the appointments of members to serve on the Personnel Board for Anne Arundel County; and the Administrative Officer read a portion of the title.

Kaley Schultze, Boards and Commissions, was accompanied by Kelly Kenney, Office of Law.

Ms. Schultze explained the purpose of the resolution.

The Chair called for the public hearing on Resolution No. 14-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 14-23.

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

The Chair called Resolution No. 14-23, A Resolution confirming the appointments of members to serve on the Personnel Board for Anne Arundel County; and the Administrative Officer read a portion of the title.

Resolution No. 14-23 was adopted by the following roll call:

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

Nay – None

RESOLUTION NO. 15-23

The Chair called for Resolution No. 15-23, A Resolution reappointing a member to the Anne Arundel County Ethics Commission; and the Administrative Officer read a portion of the title.

Kaley Schultze, Boards and Commissions, was accompanied by Kelly Kenney, Office of Law.

Ms. Schultze explained the purpose of the resolution.

The Chair called for the public hearing on Resolution No. 15-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 15-23.

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

The Chair called Resolution No. 15-23, A Resolution reappointing a member to the Anne Arundel County Ethics Commission; and the Administrative Officer read a portion of the title.

Resolution No. 15-23 was adopted by the following roll call:

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

Mr. Smith

Nay – None

RESOLUTION NO. 16-23

The Chair called for Resolution No. 16-23, A Resolution confirming the appointment of the Executive Director of the Police Accountability Board; and the Administrative Officer read a portion of the title.

Peter Baron, Director, Government Affairs, was accompanied by Moyah Panda, Police Accountability Board, and Kelly Kenney, Office of Law.

Mr. Baron explained the purpose of the resolution.

Ms. Panda spoke on her credentials.

The Chair called for the public hearing on Resolution No. 16-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Resolution No. 16-23.

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

The Chair called Resolution No. 16-23, A Resolution confirming the appointment of the Executive Director of the Police Accountability Board; and the Administrative Officer read a portion of the title.

Resolution No. 16-23 was adopted by the following roll call:

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

Mr. Smith

Nay – None

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

BILL NO. 13-23 (As Amended)

The Chair called for Bill No. 13-23, as amended, An Ordinance concerning: Licenses and Registrations – Special Events – Permitting – For the purpose of establishing a uniform permitting process for special events; defining certain terms; exempting certain events from the requirement for a special event permit; requiring certain persons to obtain a permit to hold special events; requiring the permit application to contain certain information; establishing the basis for granting or denying the permit application; establishing fees and fee waivers for special event permit applications; requiring reimbursement of costs incurred by the County and allowing for the waiver of such reimbursement; requiring certain inspections be performed; allowing for the termination of permits in certain circumstances; providing for a delay in the application and collection of certain fees; and generally relating to licenses and registrations.; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Preeti Emrick, Office of Emergency Management, Captain Daniel Rodriguez, Police Department, Assistant Chief Lawrence Schultz, Fire Department, Holly Velez, Inspections and Permits, and Ethan Hunt, Office of Law.

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

The Chair called for the public hearing on Bill No. 13-23, as amended.

The Administrative Officer stated there were two submissions of written testimony received through the online testimony tool for Bill No. 13-23, as amended, which were shared with the Council and posted on the County Council website.

The following persons spoke on Bill No. 13-23, as amended:

Bruce Bereano, Annapolis
Jonny Howe, Annapolis
Alan Lang, Pasadena
Joe Larsen, Hanover
David Morsberger, Davidsonville
Kevin Lang, Pasadena

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

The Chair called Bill No. 13-23, as amended, An Ordinance concerning: Licenses and Registrations – Special Events – Permitting; and the Administrative Officer read a portion of the title.

Amendment No. 28

The Administrative Officer read a brief summary of the amendment:

The amendment excludes from the definition of “special events” an event held by an Anne Arundel County Volunteer Fire Company on property owned by the Anne Arundel County Volunteer Fire Company.

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

The Administration does not support.

Mr. Volke responded.

On motion of Mr. Volke, seconded by Ms. Fiedler, Amendment No. 28 was defeated by the following roll call vote:

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

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

Amendment No. 29

The Administrative Officer read a brief summary of the amendment:

The amendment removes the requirement that a special event permit application include “any other information as the County may require in its review of the application”.

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

The Administration does not support.

Ms. Fiedler asked if the amendment was dealing with future unknowns.

Mr. Baron responded.

On motion of Ms. Fiedler, seconded by Mr. Volke, Amendment No. 29 was defeated by the following roll call vote:

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

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

Amendment No. 30

The Administrative Officer read a brief summary of the amendment:

The amendment excludes from the definition of “special events” an annual event held by an organization that has occurred in the County continuously for at least 25 years.

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

The Administration does not support.

Ms. Fiedler spoke on the amendment.

On motion of Mr. Volke, seconded by Ms. Leadbetter, Amendment No. 30 was defeated by the following roll call vote:

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

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

The Chair called Bill No. 13-23, as amended, An Ordinance concerning: Licenses and Registrations – Special Events – Permitting; and the Administrative Officer read a portion of the title.

Mr. Smith explained his vote.

Ms. Pickard, Ms. Leadbetter, Ms. Fiedler, Ms. Rodvien, and Ms. Hummer thanked the Administration representatives for their service.

Bill No. 13-23 was passed by the following roll call:

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

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

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 – 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 Kelly Kenney, Office of Law.

The Administration stated its support.

Ms. Hummer asked why the bill is listed under Public Safety in the Code.

Ms. Kenney responded.

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

The Administrative Officer stated there were five 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:

Priscilla Kania, Annapolis
John Breen, Annapolis
Zachary Taylor, Washington, DC
Kevin Lang, Pasadena
Elvia Thompson, Annapolis
Martha Ainsworth, Bowie
Alan Lang, Pasadena
Julie Johnson, Annapolis

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; and the Administrative Officer read a portion of the title.

Amendment No. 9

The Administrative Officer read a brief summary of the amendment:

This amendment alters the definition of “reusable carryout bag” to include a bag specifically designed and manufactured for multiple reuse that is made of plastic film at least 2.25 mils thick and contains at least 40% recycled content.

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

The Administration does not support.

Ms. Rodvien responded to the public testimony.

Mr. Volke spoke on the amendment.

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

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

Amendment No. 10

The Administrative Officer read a brief summary of the amendment:

This amendment extends the deadline by which a retail establishment may provide paper and reusable carryout bags at no cost from November 1, 2023 to February 1, 2024; and delays the effective date of the bill from October 1, 2023 to January 1, 2024.

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

Mr. Baron stated this is a policy choice for the council.

On motion of Ms. Pickard, seconded by Ms. Leadbetter, Amendment No. 10 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. 11

The Administrative Officer read a brief summary of the amendment:

This amendment excludes from the definition of plastic carry out bag a bag used to contain, package, or wrap cigars or loose tobacco.

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

Mr. Baron stated this is a policy choice for the council.

On motion of Ms. Hummer, seconded by Ms. Pickard, Amendment No. 11 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. 12

The Administrative Officer read a brief summary of the amendment:

This amendment changes the short title of the bill.

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

Ms. Rodvien agreed with the amendment.

Ms. Hummer and Ms. Fiedler asked to be added as a sponsor.

On motion of Mr. Volke, seconded by Ms. Rodvien, Amendment No. 12 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

The Chair stated that Bill No. 19-23, as amended, will be heard on May 15, 2023.

BILL NO. 22-23

The Chair called for Bill No. 22-23, An Ordinance concerning: Zoning – General Provisions – Digital Zoning Layer – For the purpose of establishing guidelines for construing the location of zoning district lines shown on the digital zoning layer; authorizing the County Council or the Planning and Zoning Officer to certify administrative corrections to zoning district lines in certain situations; and generally relating to zoning; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Christina Pompa, Office of Planning and Zoning, Mark Burt, Office of Planning and Zoning, and Kelly Kenney, Office of Law.

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

Ms. Pompa spoke on the bill.

Ms. Fiedler clarified split zoned parcels.

Ms. Pompa responded.

The Chair called for the public hearing on Bill No. 22-23.

The Administrative Officer stated there was one submission of written testimony received through the online testimony tool for Bill No. 22-23, which was shared with the Council and posted on the County Council website.

The following persons spoke on Bill No. 22-23:

Kevin Haines, Severna Park
Julie Johnson, Annapolis

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

The Chair called Bill No. 22-23, An Ordinance concerning: Zoning – General Provisions – Digital Zoning Layer; and the Administrative Officer read a portion of the title.

Bill No. 22-23 was passed by the following roll call:

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

BILL NO. 23-23

The Chair called for Bill No. 23-23, An Ordinance concerning: Boards, Commissions, and Similar Bodies – Resilience Authority of Annapolis and Anne Arundel County – For the purpose of adding a certain non-voting advisor; staggering the initial terms of members; providing that the Director shall be a County employee in the exempt service; revising the process for appointing and qualifications of a Chief Financial Officer; altering certain reporting requirements; and generally relating to boards, commissions, and similar bodies; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Matthew Fleming, Resilience Authority, and Kelly Kenney, Office of Law.

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

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

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

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

The Chair called Bill No. 23-23, An Ordinance concerning: Boards, Commissions, and Similar Bodies – Resilience Authority of Annapolis and Anne Arundel County; and the Administrative Officer read a portion of the title.

Mr. Smith explained work sessions.

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

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

BILL NO. 24-23

The Chair called for Bill No. 24-23, An Ordinance concerning: Pensions – County Councilmember – Vesting – For the purpose of altering the number of service years a County Councilmember who is a participant in the Employees’ Retirement Plan is required to complete in order to vest in the benefits of the plan; making conforming changes; and generally relating to pensions; and the Administrative Officer read a portion of the title.

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

Anne Budowski, Personnel Officer, was accompanied by Kelly Lovett, Personnel, and Kelly Kenney, Office of Law.

Ms. Rodvien asked a historical question.

Ms. Budowski responded.

Ms. Pickard asked about other benefits that Councilmembers could receive.

Ms. Budowski answered.

Mr. Volke clarified the health benefits.

Ms. Budowski responded.

There was further discussion regarding the bill.

The Chair called for the public hearing on Bill No. 24-23.

The Administrative Officer stated there were no submissions of public testimony received ahead of time for Bill No. 24-23.

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

The Chair called Bill No. 24-23, An Ordinance concerning: Pensions – County Councilmember – Vesting; 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 removes superfluous language in the bill.

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

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

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

Nay – Ms. Hummer

Bill No. 24-23 was defeated by the following roll call:

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

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

PUBLIC HEARINGS AND CALL OF RESOLUTIONS FOR FINAL READING AND VOTE

RESOLUTION NO. 9-23

The Chair called for Resolution No. 9-23, A Resolution approving the terms and conditions of the acquisition of real property in Lothian, Maryland, from Perdue AgriBusiness LLC, utilizing funds

from the Advance Land Acquisition Capital Project; and the Administrative Officer read a portion of the title.

Pete Baron, Director, Government Affairs, was accompanied by Susan Herrold, Central Services, Mike Davis, Facilities Management, and Kelly Kenney, Office of Law.

Mr. Baron explained the purpose of the resolution.

The Chair called for the public hearing on Resolution No. 9-23.

The Administrative Officer stated there were twelve submissions of written testimony received through the online testimony tool for Resolution No. 9-23, which were shared with the Council and posted on the County Council website.

The following persons spoke on Resolution No. 9-23:

Amy Crone, Harwood
Buddy Hance, Calvert County, MD
Craig Sewell, Annapolis
Richard Catterton, Lothian
William Fordham, Harwood
Julie Johnson, Annapolis

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

The Council asked the speakers for public hearing several questions.

The Chair called Resolution No. 9-23, A Resolution approving the terms and conditions of the acquisition of real property in Lothian, Maryland, from Perdue AgriBusiness LLC, utilizing funds from the Advance Land Acquisition Capital Project; and the Administrative Officer read a portion of the title.

Amendment No. 1

The Administrative Officer read a brief summary of the amendment:

The amendment states the intent of the County Council that the grain elevator not be operated by the County and that the operation of a grain elevator be under a lease agreement with an independent operator.

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

The Administration does not support.

Ms. Leadbetter clarified the cost of running the grain elevator.

Mr. Baron responded.

Mr. Smith asked if the amendment impacts any future loans.

There was further discussion regarding the amendment.

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

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

Nay – Ms. Hummer, Ms. Rodvien, Ms. Leadbetter, Ms. Pickard

Amendment No. 2

The Administrative Officer read a brief summary of the amendment:

The amendment states the intent of the County Council that the fees and other charges for the use of the grain elevator facility be established each year at an amount sufficient to ensure that the revenue from the fees and other charges exceed the costs incurred by the County to operate the grain elevator facility.

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

The Administration does not support.

Ms. Pickard expressed her concern of the language in the resolution.

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

Aye – Ms. Fiedler, Mr. Volke

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

The Chair called Resolution No. 9-23, A Resolution approving the terms and conditions of the acquisition of real property in Lothian, Maryland, from Perdue AgriBusiness LLC, utilizing funds from the Advance Land Acquisition Capital Project; and the Administrative Officer read a portion of the title.

Resolution No. 9-23 was adopted by the following roll call:

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

Nay – None

Abstain – Mr. Volke

ADJOURNMENT

There being no further business, on motion of Ms. Pickard, seconded by Ms. Leadbetter, the meeting was adjourned at 9:33 P.M.

Respectfully submitted,

/s/ Anna Macaulay

by Anna Macaulay

/s/ Laura Corby

for Laura Corby
Administrative Office