



**COUNTY COMMISSIONERS SCHEDULE
TUESDAY, FEBRUARY 12, 2019
LEGISLATIVE DAY**

1. CALL TO ORDER

5:00 p.m. Patrick Thompson, Esquire, County Attorney
Sheriff Gary Hofmann
Chief Kenneth Rhodes
Closed Session
Consult with Counsel

5:30 p.m. Call to Order,
Pledge of Allegiance,
Moment of Silence,
Approval of Agenda

Accept County Commissioners' Minutes
- Regular Minutes – January 22, 2019
- Sanitary Minutes – January 8, 2019
- Closed Session – January 22, 2019

Press and Public Comments**

2. NEW BUSINESS

5:35 p.m. DEPARTMENT OF PUBLIC WORKS

Admin/Engineering

1. Detention Center Upgrades and Renovations: Maryland State Budget Update
2. Release of Foxtown Water Facilities MOU and Maintenance and Inspection Agreement
3. Department of Public Works Office Building Roof Replacement: Contract Award

Roads

4. Systematic Replacement of Fleet Vehicles - Leaf Vacuum
5. Systematic Replacement of Fleet Vehicles - Tractor Mowers

Sanitary

6. 2011 Comprehensive Water and Sewerage Plan (CWSP) - Amendment 11-13 - Informational Meeting
7. KNSG Sewer Capacity Worksheet - Schedule A
8. Sewer & Water Allocation Policy - Enforcement of Time Limits & Recapture Provisions
9. FY19 Office Trailer - Sewer Collection Division

Solid Waste

10. Earth Day School Video Contest and Countywide Roadside Cleanup

Mr. Gregg Todd, County Administrator

Presentation of Documents for Signatures and Weekly Correspondence

Action

1. Matapeake Industrial Park Grant
2. FY2019 Department of Parks Vehicle Replacement
3. Artificial Turf Vendor
4. Playground Structure at Sudlersville Park
5. Review of Proposed Text Amendments & Participation in the Comprehensive Plan Process
6. Employee Awards Committee appointment
7. DESAC appointments
8. Bay Bridge Airport Advisory Committee
9. Budget Amendment CC-14 – RAP Grants
10. Budget Amendment CC-16 – VFD
11. Budget Amendment CC-17 – Aging

3. PRESENTATIONS

6:00 p.m. Water and Sewer Informational Meeting
- Ponchock Property

6:15 p.m. Public Hearing

Chapter 14, Chesapeake Bay Critical Area Act, Section 14:1-77.D, that it will hold a public hearing concerning a growth allocation petition to reclassify 2.122 acres of land from Limited Development Area (LDA) to Intense Development Area (IDA) for proposed development in the Matapeake Professional Park consisting of a 45,000 sq. ft. industrial and office building

Mr. Michael Wisnosky, AICP, PP, Director

Planning & Zoning Update

Legislative Session

County Ordinance 19-01 - the Expansion of the Kent Narrows Commercial Management and Waterfront Improvement District Established Under Article IV of Chapter 5 of the Code of Public Local Laws of Queen Anne's County (available to be voted on)

County Ordinance 19-02 - Applicability of the Queen Anne's County Ethics Ordinance, Chapter 8 of the Code of Public Local Laws (available to be voted on)

County Ordinance 19-03 – Public Facilities Bond Authorization of 2019 (available to be voted on)

Press and Public Comments**

Documents:

[Chesapeake Bay Critical Area Act Hearing Notice.pdf](#)

[ORD 19-01.Pdf](#)

[ORD 19-02.Pdf](#)

[ORD 19-03.Pdf](#)

4. REPORTS

Commissioner's Roundtable

*** Please note that Schedule times are subject to change, except for public hearings.**

**** Press and Public Comments at the beginning of the meeting will last 15 minutes. Additional time will be available at the end of the meeting for anyone wishing to speak. Comments are limited to 3 minutes in length. Comments longer than 3 minutes must be submitted in writing.**

***** Part of the meeting may be closed to the Public in accordance to the Open Meetings Act procedures.**

****** Agendas will be posted by 4:30 pm the Friday prior to the meeting. The meeting attachments will be posted on the agenda by 4:30 pm the Monday prior to the meeting.**

Three or more of the County Commissioners will be attending the following events in the next few weeks:

2/9 Queen Anne/Hillsboro VFD Installation of Officers

2/9 Kent Island VFD Installation of Officers

2/13 COG Meeting

NOTICE OF PUBLIC HEARING
GROWTH ALLOCATION PETITION OF SONNY SCHULZ BLVD, LLC

The County Commissioners of Queen Anne's County hereby give notice pursuant to the Code of Public Laws of Queen Anne's County, Chapter 14, Chesapeake Bay Critical Area Act, Section 14:1-77.D, that it will hold a public hearing concerning a growth allocation petition to reclassify 2.122 acres of land from Limited Development Area (LDA) to Intense Development Area (IDA) for proposed development in the Matapeake Professional Park consisting of a 45,000 sq. ft. industrial and office building. The property is located on the south side of Sonny Schulz Boulevard off of south MD Route 18 in Stevensville (Tax Map 56, Grid 20, Parcel 221, Lot 7). The application was submitted by petitioner Sonny Schulz Blvd, LLC, and by its agent, Joseph A. Stevens, of Stevens Palmer, LLC. The Petitioner's proposal is made under the procedures of Chapter 14:1, Article XV, of the Queen Anne's County Code.

Take notice that this application shall be considered by the County Commissioners at a public hearing on **Tuesday, February 12, 2019 at 6:15PM.** in the County Commissioners meeting room, Liberty Building, 107 N. Liberty Street, Centreville, Maryland 21617. The County Commissioners will receive public comment regarding this application and on whether to conceptually approve or disapprove the proposed growth allocation petition.

The entire Petition, as well as the report and recommendation of the Queen Anne's County Planning Commission, the development site plan for the subject property and other relevant material, is available for review at the Department of Planning & Zoning, 114 Vincit Street, Suite 104, Centreville, Maryland 21617 or at the office of the County Commissioners, Liberty Building, 107 N. Liberty Street, Centreville, Maryland 21617 between the hours of 8:00 a.m. until 4:30 p.m., Monday through Friday, or contact the office at 410-758-1255 for more information.

The hearing site is accessible to individuals with disabilities. Sign language interpreters and assistive listening systems are available for individuals with hearing impairments. Please contact Tina Miles at (410) 758-4406 or TDD (410) 758-2126 at seven (7) days prior to the hearing date if such accommodations are required.

COUNTY ORDINANCE NO. 19-01

A BILL ENTITLED

AN ACT CONCERNING the Expansion of the Kent Narrows Commercial Management and Waterfront Improvement District Established Under Article IV of Chapter 5 of the Code of Public Local Laws of Queen Anne's County.

FOR THE PURPOSE of expanding the Kent Narrows Commercial Management and Waterfront Improvement District to include Parcel 445, Grid 17, Map 57, as shown on the Queen Anne's County Sectional Zoning Maps, currently owned by the Kent Island Yacht Club, Inc.

BY AMENDING the boundaries of the Kent Narrows Commercial Management and Waterfront Improvement District.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that the boundaries of the Kent Narrows Commercial Management and Waterfront District shall be expanded to include Parcel 445, Grid 17, Map 57 as shown on the Sectional Zoning Maps of Queen Anne's County, Maryland and that the maps referenced in Section 5-13 of the Code of Public Local Laws be and are hereby AMENDED to reflect the same.

SECTION II

BE IT FURTHER ENACTED that this Ordinance shall take effect on the forty-sixth (46th) day following its adoption.

INTRODUCED BY: Commissioner Moran

DATE: January 8, 2019

PUBLIC HEARING HELD: January 22, 2019 @ 6:00 pm

VOTE: _____ Yea _____ Nay

DATE OF ADOPTION: _____

EFFECTIVE DATE: _____

COUNTY ORDINANCE NO. 19-02

A BILL ENTITLED

AN ACT CONCERNING Applicability of the Queen Anne's County Ethics Ordinance, Chapter 8 of the Code of Public Local Laws;

FOR THE PURPOSE of providing that Planners, Engineers, Case Managers and Resource & Development Specialists shall be subject to the Queen Anne's County Ethics Ordinance, Chapter 8 of the Code of Public Local Laws of Queen Anne's County; clarifying that personnel and employees of the Queen Anne's County Sheriff's Department are subject to the Maryland Public Ethics Law and not the Queen Anne's County Ethics Ordinance.

BY AMENDING Section 8-5 of the Code of Public Local Laws of Queen Anne's County, Maryland.

SECTION I

BE IT ENACTED BY THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND that Section 8-5 of the Code of Public Local Laws be and is hereby AMENDED to read as follows:

Chapter 8. Ethics

Article I. Definitions

§8-5. Applicability.

The provisions of this chapter shall be applicable as follows:

A. Elected County officials. The elected Board of County Commissioners shall be subject to the provisions of this chapter.

B. Officials and employees.

- (1) All County administrators, managers, and supervisors at Grade 110 or above in the Classified Service, all professional and executive service employees, and the following positions shall be subject to the provisions of this chapter:

[Amended 10/11/2016 by Ord. No. 16-13]

Accountant(s)
Analyst(s)
Benefit Counselor Program Specialist
County Attorney
County Contract Attorneys
Planners
Engineers
Case Managers
Resource & Development Specialists

- (2) Also included are all other department heads or division chiefs of County government not specifically mentioned herein.

C. Boards and commissions.

- (1) Members of the following boards and commissions are subject to the provisions of this chapter:

Agricultural Preservation Board
Animal Control Commission
Board of Appeals
Bay Bridge Airport Commission
Board of Building Appeals
Advisory Board of Recreation and Parks
Board of Electrical Examiners
Ethics Commission
Plumbing Board
Queen Anne's County Housing Authority
Kent Narrows Development Foundation Board of Directors
Board of Liquor License Commissions
Queen Anne's County Planning Commission

- (2) Members of any other board or commission that has decision-making authority are subject to the provisions of this chapter.

D. Exempt County officials. The following County officials are covered under the provisions of the Maryland Public Ethics Law:

State's Attorney
Deputy State's Attorney
Assistant State's Attorney

Clerk of the Circuit Court
Judges of the Circuit Court
Judges of the Orphans Court
Judges of the Circuit Court
Judges of the District Court
Register of Wills
Sheriff
Deputy Sheriffs
Personnel and employees of the Sheriff's Department

E. Queen Anne's County officials and employees. In addition to the officials and employees and members of the boards and commissions identified in Subsections A, B and C of this section, all other officials and employees of Queen Anne's County, Maryland, and all members of other County boards and commissions shall be subject to the provisions of §8-11, Conflicts of interests, and §8-12, Gifts, of this chapter.

SECTION II

BE IT FURTHER ENACTED that this Ordinance shall take effect on the forty-sixth (46th) day following its adoption.

INTRODUCED BY: Commissioner Dumenil

DATE: January 8, 2019

PUBLIC HEARING HELD: January 22, 2019 @ 6:05 pm

VOTE: _____ Yea _____ Nay

DATE OF ADOPTION: _____

EFFECTIVE DATE: _____

BILL NO. 19-03

A BILL ENTITLED

“PUBLIC FACILITIES
BOND AUTHORIZATION OF 2019”

A PUBLIC LOCAL LAW TO AUTHORIZE AND EMPOWER QUEEN ANNE’S COUNTY, MARYLAND, FROM TIME TO TIME, TO BORROW NOT MORE THAN ELEVEN MILLION DOLLARS (\$11,000,000) FOR THE PUBLIC PURPOSE OF FINANCING OR REFINANCING CERTAIN PUBLIC FACILITIES, ALL AS MORE PARTICULARLY DESCRIBED HEREIN, AND TO EVIDENCE SUCH BORROWING BY THE ISSUANCE AND SALE AT PUBLIC OR PRIVATE SALE, UPON ITS FULL FAITH AND CREDIT, OF ONE OR MORE SERIES OF ITS GENERAL OBLIGATION BONDS IN LIKE PAR AMOUNT; EMPOWERING AND DIRECTING THE COUNTY TO ADOPT A RESOLUTION IN ACCORDANCE WITH SECTION 19-504(d) OF THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND (2013 REPLACEMENT VOLUME AND 2018 SUPPLEMENT) (THE “CODE”) PRIOR TO ISSUING ALL OR ANY PART OF THE BONDS; EMPOWERING AND DIRECTING THE COUNTY TO LEVY AD VALOREM TAXES IN RATE AND AMOUNT SUFFICIENT TO PROVIDE FUNDS FOR THE PAYMENT OF THE MATURING PRINCIPAL OF AND INTEREST ON THE BONDS AND PLEDGING THE COUNTY’S FULL FAITH AND CREDIT AND UNLIMITED TAXING POWER TO THE PAYMENT THEREOF; EXEMPTING THE BONDS FROM THE PROVISIONS OF SECTIONS 19-205 TO 19-206, INCLUSIVE, OF THE CODE; AUTHORIZING THE ISSUANCE OF REFUNDING BONDS; AND RELATING GENERALLY TO THE ISSUANCE AND SALE OF SUCH BONDS.

NOW, THEREFORE, BE IT ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF QUEEN ANNE’S COUNTY:

Section 1. Queen Anne’s County, Maryland (the “**County**”) is hereby authorized and empowered to borrow money and incur indebtedness for the public purposes described in Section 2 hereof, at one time or from time to time as the County may determine, in an aggregate principal amount not exceeding ELEVEN MILLION DOLLARS (\$11,000,000), and to evidence such borrowing by the issuance and sale, at public or private sale, upon its full faith and credit, of its general obligation bonds in like par amount.

Section 2. The net proceeds from the sale of the bonds authorized to be issued hereunder shall be used and applied for financing or refinancing, in whole or in part, one or more of the following projects (which shall include design, engineering, planning, fiscal, and legal expenses related thereto whether or not specifically stated, and which may represent the County’s share or contribution to the financing or refinancing of such projects):

(i) road and parking lot paving and resurfacing projects, including asphalt overlays;

(ii) capital projects approved by the Board of Education of the County, including (without limitation) chillers for Kent Island High School and Church Hill Elementary School, building improvements and assessments, replacement busses, and security and Americans with Disabilities Act related upgrades;

(iii) trail development, playground upgrades and landscaping at County parks;

(iii) construction, furnishing and equipping related to a new Circuit Court Courthouse; and

(iv) other capital projects as approved by the Board of County Commissioners of the County (the “**Board of County Commissioners**”), including (without limitation) an enterprise resource program for the County, renovations and improvements to the County detention center and certain visitor and senior centers, drainage improvements, updates and improvement of emergency call facilities, transfer station improvements, and the improvement, renovation and equipping of other County buildings and facilities.

Proceeds from the sale of the bonds authorized to be issued hereunder may also be used to pay costs of issuing such bonds. If the proceeds received from the sale of the bonds exceed the amount actually expended or required for such public purposes, the amount of such unexpended excess shall be set apart in a separate fund and applied to the payment of the next principal maturity of the bonds of that issue or to the redemption of bonds of that issue or to the purchase and cancellation of bonds of that issue or to otherwise provide for payment of debt service on that issue, unless a resolution is adopted by the Board of County Commissioners to provide for the expenditure of that excess for some other valid purpose authorized by law.

Section 3. Prior to issuing all or any part of the bonds authorized to be issued hereunder, the Board of County Commissioners shall adopt a resolution containing all of the provisions required under Section 19-504(d) of the Local Government Article of the Annotated Code of Maryland (2013 Replacement Volume and 2018 Supplement) (the “**Code**”). The resolution may also contain such other provisions as the Board of County Commissioners may deem appropriate. The resolution may be adopted by the Board of County Commissioners at any time after the enactment of this public local law and the appropriate officers of the County may take any action deemed appropriate to effect the timely issuance and sale of the bonds pursuant to the resolution at any time after the enactment of this public local law, provided only that the

resolution may not become finally effective until the effective date of this public local law. The bonds may be sold on any date or dates after the effective date of this public local law.

Section 4. For the purpose of satisfying the debt service requirements on the bonds authorized to be issued hereunder, the County shall levy for each and every fiscal year during which any of the bonds may be outstanding ad valorem taxes upon all real and tangible personal property within its boundaries subject to assessment for unlimited County taxation in rate and amount sufficient to provide for the prompt payment of the principal of and the interest on the bonds maturing in each fiscal year; and, in the event the proceeds from the collection of the taxes so levied in any such fiscal year prove to be inadequate for such purpose, additional taxes shall be levied in the subsequent fiscal year to make up any deficiency.

The full faith and credit and unlimited taxing power of the County are hereby irrevocably pledged to the prompt payment of the maturing principal of and interest on the bonds authorized to be issued hereunder as and when the same become due, and to the levy and collection of the taxes hereinabove described as and when such taxes become necessary in order to provide sufficient funds to meet the debt service requirements of the bonds. The County hereby covenants with each holder of any of the bonds to take any action that may be appropriate from time to time during the period that any of the bonds remain outstanding and unpaid to provide the funds necessary to make the principal and interest payments due thereon and further covenants and agrees to levy and collect the taxes hereinabove described.

Section 5. The bonds authorized to be issued hereunder are hereby specifically exempted from the provisions of Sections 19-205 to 19-206, inclusive, of the Code.

Section 6. The County is hereby authorized pursuant to Section 19-207 of the Code (the “**Refunding Act**”) to issue its bonds (“**Refunding Bonds**”) for the purpose of refunding any

bonds issued hereunder. References to the bonds in Sections 2 through 5, inclusive, above shall include the Refunding Bonds, unless the context requires otherwise. The Refunding Bonds may be issued at one time or from time to time, for one or more of the public purposes specified for the issuance of refunding bonds in the Refunding Act, and may be sold at public or private sale, as provided in the resolution of the Board of County Commissioners adopted pursuant to Section 3 hereof. The aggregate principal amount of Refunding Bonds shall not exceed 120% of the principal amount of the bonds being refunded. The validity of any such Refunding Bonds shall in no way be dependent upon or affected by the validity or invalidity of the obligations so refunded.

[Signatures appear on following page.]

Section 7. This public local law shall take effect 45 days after it is enacted.

COUNTY COMMISSIONERS OF
QUEEN ANNE'S COUNTY, MARYLAND

James J. Moran, President

Jack N. Wilson, Jr., Vice President

Stephen Wilson, Commissioner

Christopher M. Corchiarino, Commissioner

Philip L. Dumenil, Commissioner

Date Introduced: January 8, 2019

Public Hearing Held: January 22, 2019 @ 6:15 pm

Vote: _____ Yea _____ Nay

Date Enacted: _____

Effective Date: _____