

April 24, 2018

The County Commissioners of Queen Anne's County met this date pursuant to its last adjournment and there were present:

Stephen Wilson
James J. Moran
Jack N. Wilson, Jr.
Robert Charles Buckey (absent)
Mark A. Anderson

BUDGET HEARINGS:

Three public hearings on the proposed budget were held. The hearings were held as follows: Bayside Elementary School in Stevensville on April 23, 2018 where 15 citizens gave testimony; Queen Anne's County Liberty Building in Centreville on April 24, 2018 where 16 citizens gave testimony; and Sudlersville Middle School on April 25, 2018 where 12 citizens gave testimony.

The Board made closing statements following each budget hearing.

MEETING CALLED TO ORDER:

The meeting was called to order at 5:30 p.m.

MINUTES:

On a motion made by Commissioner Anderson, seconded by Commissioner S. Wilson, the Board unanimously agreed to approve the Agenda for the current meeting and Regular minutes of the April 10, 2018 meeting, Budget Work Session minutes of the April 6, 2018 meeting and Closed Session minutes of the April 10, 2018 meeting and ordered them stand as recorded.

PRESS AND PUBLIC COMMENTS:

No persons spoke to the Commissioners on subjects of interest to them.

WEEKLY CORRESPONDENCE AND PRESENTATION OF DOCUMENTS FOR SIGNATURE:

The Board reviewed various correspondence with Mr. Gregg Todd, County Administrator.

MDA AGREEMENT FOR NOXIOUS WEEDS:

On a motion made by Commissioner J. Wilson, seconded by Commissioner Anderson, the Board unanimously agreed to sign the Cooperative Agreement between the Maryland Department of Agriculture and the County that provides for cooperation in the control and eradication of noxious and certain invasive weeds for the period July 1, 2018 through June 30, 2019.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

CAPITAL REQUEST FOR VEHICLES FROM COMMUNITY SERVICES:

Ms. Catherine R. Willis, Department of Community Services Director, submitted to the Board for their review and approval, Capital Request for Vehicles.

The Department of Community Services requested a new motion to purchase 2 vehicles that were originally requested in the FYI9 Capital Budget, but as discussed in our budget workshop, moved to FY18 as funds were available. This department thanks Dean Rhodes of DPW who obtained the quote for the Aging and Recreation divisions for both vehicles under the requested amount.

Aging, LMB and Housing requested to purchase (1) Chevrolet Traverse. This vehicle will replace the Ford Escort #302 which is now used daily by the In Home Service Worker and is no longer available as a department pool vehicle. This vehicle will be used on a daily basis by Aging, Housing and Local Management staff for meetings, home visits and client transports.

Recreation requested to purchase (1) Chevrolet Traverse which will be used for the new position of the League Coordinator as approved in FYI8. This vehicle will be used on a regular basis responding to scheduled events, park sites, meetings of both public and private sports leagues and carrying equipment throughout the county to program sites both during the week and on the weekends.

The Board reviewed the approved capital equipment budget summary along with a copy of the quote from Sport Chevrolet Co. Inc. of Silver Spring Maryland. These vehicles are no

longer available through the state contract nor NJPA however Sport Chevrolet provided the best out of three quotes and has served the county most efficiently for many past purchases.

On a motion made by Commissioner Moran, seconded by Commissioner Anderson, the Board unanimously agreed to purchase (2) 2018 Chevrolet Traverse through Sport Chevrolet Co. Inc. in Silver Spring Maryland for the approved purchase price of \$55,794 for a savings of \$4,206 per the originally budgeted amount.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

TITLE VI, 2018-2020 IMPLEMENTATION PLAN:

Ms. Catherine R. Willis, Department of Community Services Director, submitted to the Board for their review and approval, Title VI, 2018-2020 Implementation Plan of the Civil Rights Act of 1964.

The Board reviewed the Title VI, 2018-2020 Implementation Plan of the Civil Rights Act of 1964 for Queen Anne's County/County Ride. Signing these documents is a requirement of FTA Circular 4702.1B. Once adopted, this plan will be included in the FY2019 Grant Request for the Queen Anne's County/County Ride program. It has already been reviewed and signed by Beverly Churchill, Director of Human Resources, as well.

On a motion made by Commissioner Moran, seconded by Commissioner Anderson, the Board unanimously agreed to sign the Title VI, 2018-2020 Implementation Plan of the Civil Rights Act of 1964 as well as Resolution 18-08 to be included in the FY2019 Grant Request for the Queen Anne's County/County Ride Program.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

COMMUNITY PARTNERSHIP AGREEMENT-FY2018:

Mr. Michael Clark, Chief of Housing & Family Services, submitted to the Board for their review and approval, Community Partnership Agreement (CPA) - FY2018.

The Community Partnership Agreement (CPA) is the agreement between the State of Maryland and Queen Anne's County, Maryland, through which the Children's Cabinet on behalf of the State, and the Community Partnerships for Children and Families, the Local Management Board (LMB) for Queen Anne's County, enter into a partnership to develop a comprehensive, integrated children and family interagency service delivery system that is community-based, family focused and culturally competent.

This Agreement includes Appendices A and B. Appendix A sets out the performance measures for LMB functioning and programs administered by the LMB for the fiscal year, and Appendix B contains the annual budget for the programs. It has been signed by the attorney for legal form and sufficiency.

On a motion made by Commissioner J. Wilson, seconded by Commissioner Anderson, the Board unanimously agreed to sign the FY2018 Community Partnership Agreement.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

PROPERTY LIEN RESOLUTION:

On a motion made by Commissioner Anderson, seconded by Commissioner Moran, the Board unanimously agreed to approve the resolution to place a lien on the property located at 300 Brownsville Rd., Centreville in the amount of \$3,100.

An independent contractor hired by the Zoning Office to cut grass at the above referenced addresses after the property owner ignored repeated attempts by the Zoning Inspector to get the site to comply with Queen Anne's County Code Chapter 19 Article II §19-2 L. (2) which states: A person may not allow any vegetation to grow higher than 12 inches on any lot or parcel that is: (a) Less than three acres in size; and (b) located in an approved or recorded residential subdivision or any part of which is within 200 feet of a neighboring residence.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

BROADBAND ADVISORY BOARD APPOINTMENT:

On a motion made by Commissioner J. Wilson, seconded by Commissioner Moran, the Board unanimously agreed to appoint Deborah Bowden to a two year term on the Broadband Advisory Board to begin immediately and end March 31, 2020. As part of the motion, Commissioner Anderson made comments on this topic.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

On a motion made by Commissioner J. Wilson, seconded by Commissioner Anderson, the Board unanimously agreed to appoint Adam Weinstein to a one year term on the Broadband Advisory Board to begin immediately and end March 31, 2019.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

BOARD OF BUILDING APPEALS APPOINTMENT:

On a motion made by Commissioner Anderson, seconded by Commissioner Moran, the Board unanimously agreed to appoint Arthur Ebersberger to a three year term on the Board of Building Appeals to begin immediately and end June 30, 2021.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

LIQUOR BOARD APPOINTMENT:

On a motion made by Commissioner S. Wilson, seconded by Commissioner Moran, the Board unanimously agreed to reappoint Maurice Dashiell to a four year term on the Liquor

Board to begin July 2, 2018 and end June 30, 2022 and to appoint Timothy Hibbard to a four year term on the Liquor Board to begin immediately and end June 30, 2022.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

AGING COMMISSION APPOINTMENT:

On a motion made by Commissioner Anderson, seconded by Commissioner J. Wilson, the Board unanimously agreed to appoint Judy Kropfelder and Loretta Morris to a four year term on the Aging Commission to begin effective immediately and end December 31, 2022.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

SEMIANNUAL PROPERTY TAX PAYMENT SERVICE FEE:

Mr. Jonathan Seeman, Budget & Finance & IT Director, presented to the Board for their review and approval, Semiannual Property Tax Payment Service Fee.

Annually, the County Tax Collector receives a memorandum from the State Department of Assessments and Taxation indicating that the County is authorized to bill a service fee for the lost interest and administrative costs associated with the semiannual property tax billing if the amount of the service charge is approved by the State Department of Assessments and Taxation.

The annual calculation of the service fee is related to the interest we receive from our cash investments, as the semiannual payment results in lost interest to the County. It is estimated that if a service fee based on actual lost interest revenue was implemented, the charge for a typical household would be less than \$3.00 per household.

Queen Anne's County did not charge a service fee for the 2017-2018 tax year. We recommend that a service fee not be charged in the 2018-2019 tax year as well.

On a motion made by Commissioner J. Wilson, seconded by Commissioner Anderson, the Board unanimously agreed to submit to the Department of Assessments and Taxation an

Approval Form for the Establishment of County and Municipal Service Fees for Semiannual Property Tax Payments a service charge in the amount of 0%.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

TERRAPIN NATURE PARK-PROGRAM OPEN SPACE LAND CONVERSION:

Ms. Nancy E. Scozzari, Chief of Parks & Resource Planning, submitted to the Board for their review and approval, Terrapin Nature Park – Program Open Space Land Conversion Objective,

To convert 1.75 (Tax Map 48, Parcel 111) acres of Program Open Space (POS) assisted land of Terrapin Nature Park in exchange for 6.55 (Tax Map 56, Parcel 311) acres of forested lands, currently part of the Queen Anne's County Sanitary District, immediately adjacent to the Terrapin Nature Park.

BACKGROUND

The intent of the pas Law is to provide adequate open space and recreational areas for the present and future citizen and visitors of Maryland. Years of study, planning and negotiations by county, municipal and State agencies were invested in the selection of each POS site. Should a change (conversion) from the original use be requested, that change must first be consistent with the State and local Land Preservation and Recreation Plans and the County's Comprehensive Plan, and the Economic Growth Resource Protection and Planning Act of 1992.

COMPLIANCE WITH POLICY

The request for conversion of the lands at Terrapin Nature Park is consistent with the *General Policies Governing Conversions of State POS and L&WCF Funded Parks and Open Spaces* as outlined below:

1. The only alternative
 The conversion is necessitated by the County's need to provide sufficient area for expansion of its Sanitary Treatment Facility located adjacent to Terrapin Nature Park. The 6.55 acres (Sanitary District land) is the best alternative for substitute property since it is the only undeveloped wooded area directly adjacent to the existing park property.

2. Demonstrate the Public Benefit
 The forested area proposed as substitute property for the converted POS land is adjacent to Terrapin Nature Park and its original use originally thought to provide a gateway entrance feature/facility for the Chesapeake Bay Business Park. Addition of the this

property through this conversion would allow for expansion of the Terrapin Nature Park for use such as a perimeter walking/hiking trail which would enhance public access/use of the Park area. This area of access enhancement would be of greater recreational value to park visitors than that provided by the area to be converted due to its great size, location and forested condition, In addition, the County has agreed to install security fencing and a three tree row forested buffer (see attached detail) along the area being converted between the Sanitary Treatment Facility and Terrapin Nature Park. This buffering will enhance the safety and park experience for those park visitors using the adjacent Park interior trail.

3. Eligibility Requirements

The 6.55 acres of substitute property are eligible for POS acquisition as outlined in the POS Manual. While the substitute property is owned by the County, it was not purchased for or used by the Park System for park purposes. Upon purchase, its proposed purpose was to serve as part of the entrance for the Chesapeake Bay Business Park which has since been developed adjacent to Terrapin Nature Park.

4. One parcel of land may be substituted for several

This conversion proposes the substitution of 6.55 acre of County owned land acquired for the entrance to the Chesapeake Bay Business Park in exchange for 1.75 acres of County owned land acquired or Terrapin Nature Park. This results in a net gain of 4.8 acres for Terrapin Nature Park.

5. The substitute land shall be of equal or higher monetary worth

The Queen Anne's County Board of Commissioners contracted with Cadell & Associates, LLC to prepare an appraisal of Terrapin Nature Park before and after the proposed conversion. The effective date of the appraisal is January 20, 2018. The appraisal determined the value of Terrapin Nature Park to be \$1,535,000 before the conversion and \$1,665,000 after the conversion. Thus the conversion would result in a net gain in the monetary value of Terrapin Nature Park of \$130,000.

6. Consistency with Local Plans

The substitution of the 6.55 for the 1.75 acres has been reviewed and approved for consistency with the Local Land Preservation, Park and Recreation Plan, the 2010 Queen Anne's County Comprehensive Plan, the Stevensville/Chester Community Plan and other relevant plans and visions by the local planning authority and found to be consistent with goals and objectives of these plans.

7. Rezoning

This conversion will require an administrative subdivision to create/combine the two new areas comprising the 1.75 acres to be part of the Sanitary District lands. A rezoning of the 1.75 acres currently part of Terrapin Nature Park is required to change the current zoning

district from the (CS) Countryside to the (SI) Suburban Industrial zoning district, The 6.55 acres will remain in the (CS) Countryside zoning district.

8. Any proposal based solely on the argument that alternatives to taking parkland are too costly will be denied

This selection of land for this conversion is based solely on the land's immediate proximity to the public utility {sewer treatment plant} for which it is required.

9. Any proposal based solely on a critical time element which would rule out a thorough study of alternatives will be denied

The selection of land for this conversion is based solely on the land's immediate proximity to the public utility (sewer treatment plant) for which it is required.

10. Comparison

Based on the documents and information provided, this proposed conversion meets Program Open Space requirements by:

- 1) Of equal or greater recreation and open space value,
By providing greater recreation and open space value due to the location and forested nature of the substitute property, By installing perimeter security fencing and a vegetative screen buffer,
- 2) Of equal or greater size,
Conversion provides for an additional 4.8 acres of land for Terrapin Nature Park.
- 3) Of equal or greater appraised monetary value, and
Increases the monetary value of Terrapin Nature Park by \$130,000
- 4) In the same general location.
The substitute property is immediately adjacent to the Terrapin Nature Park.

11. Local Review

The proposed conversion has undergone formal review by Queen Anne's County.

12. Compliance

Queen Anne's County Department of parks certifies that the replacement property is consistent with:

- 1) The 2010 Queen Anne's County Comprehensive Plan
- 2) The 2012 (adopted) and the 2017 (draft) Land Preservation Parks & Recreation Plan
- 3) The State Land Preservation and Recreation Plan
- 4) The "Eight Visions" addressed in the Maryland Economic Growth, Resource Protection and Planning Act of 1992 (Subtitle 7A of Title 5 of the State Finance and Procurement Article).

13. Public Input

The substitution of 6.55 acres (Sanitary District) of forested land for the 1.75ac (Parks) of existing land of Terrapin Nature Park was reviewed with discussion entertained by the

Park & Recreation Advisory Board (PRAB). A public meeting was advertised and held on Monday, April 16, 2018 beginning at 6:15 pm for the purpose of hearing this proposal for conversion and for any members of the public to attend and comment regarding the taking of POS funded property and the suitability of the replacement addressed. No members of the public attended.

Additional Information:

It is important to note that there are currently no plans to expand the capacity of the Waste Water Treatment Plant (WWTP) now or in the foreseeable future.

The opportunity for gaining more land for the Terrapin Nature Park arose, making it an opportune time as well, to gain lands for the WWTP and provide Parks with additional lands for access to Terrapin Nature Park. A Conceptual layout was prepared to determine the lands necessary to expand the WWTP in 1999 (as part of the planning for most recent plant expansion). This layout serves as the tool to determine where additional lands would be required if the WWTP were ever to expand.

It is conceivable that additional treatment components, requiring additional lands, may be required in the future regardless of any expansion should water quality requirements become more stringent.

Parks & Recreation Advisory Board Recommendation:

The Parks & Recreation Advisory Board (PRAB) advertised and held a Public Meeting on Monday, April 16, 2018 for the purposes of hearing this proposal for conversion of POS lands, and to give the opportunity for any member of the public to attend/comment.

The Parks & Recreation Advisory Board motioned to forward a favorable recommendation to the Queen Anne's County Commissioners for the conversion of the lands of Terrapin Nature Park.

On a motion made by Commissioner Moran, seconded by Commissioner Anderson, the Board unanimously agreed to approve the conversion of lands of the Terrapin Nature Park in compliance with the Maryland's Program Open Space Conversion requirements, (Maryland Department of Natural Resources "Local Program Open Space Manual" 1.B Request for Conversion of Use). As part of the motion, a discussion was held between Commissioners Anderson and J. Wilson on this topic.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

LEGISLATIVE SESSION:

On a motion made by Commissioner J. Wilson, seconded by Commissioner Anderson, the Board unanimously agreed to adopt County Ordinance 18-06. As part of the motion, Commissioner Anderson made comments on this topic.

COUNTY ORDINANCE NO. 18-06

A BILL ENTITLED

AN ACT CONCERNING Tax Credits for Dwellings Owned by Disabled Law Enforcement Officers or Rescue Workers or Spouses of Fallen Law Enforcement Officers or Rescue Workers.

FOR THE PURPOSE of amending Section 5-10.2 of the Code of Public Local Laws to conform the same to the current enabling legislation contained in Section 9-210 of the Tax-Property Article of the Annotated Code of Maryland; extending the deadline for qualifying for the tax credit provided by Section 5-10.2 from two (2) to ten (10) years;

BY AMENDING Section 5-10.2 of the Code of Public Local Laws of Queen Anne’s County, Maryland.

Commissioners	Yes	No
Moran	x	
J Wilson	x	
S Wilson	x	
Buckey	absent	
Anderson	x	

FAIR HOUSING MONTH:

Ms. Retha Arrabal, presented to the Board for their review, Fair Housing Month.

WHEREAS, On April 11, 1968, the Fair Housing Act was enacted into law, recognizing that no American should have the right to purchase or rent shelter of choice abridged because of race, color, religion, sex, handicap, familial status, national origin, sexual orientation, or gender identity; and

WHEREAS, 2018 marks the 50th anniversary of the passage of the Fair Housing Act, which enunciates a national policy of fair housing for all who live in the United States; and

WHEREAS, The location that people live has a direct impact on the quality of their health, education, and access to economic opportunities; and

WHEREAS, economic stability, community health, and human relations in all communities are improved by diversity and integration; and

WHEREAS, acts of housing discrimination and barriers to equal housing opportunity are repugnant to a common sense of decency and fairness; and

WHEREAS, The County Commissioners believe that access to fair housing laws have made our communities stronger and more vibrant in Queen Anne's County;

NOW, THEREFORE, WE THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, do hereby proclaim the month of April, 2018 as "FAIR HOUSING MONTH" in Queen Anne's County to establish an inclusive community committed to fair housing and to promote appropriate activities by private and public entities intended to provide or advocate for equal housing opportunities for all residents and prospective residents of Queen Anne's County.

CHARACTER COUNTS:

The Commissioners presented Ms. Elaine Butler, Character Counts! the following Character Counts Proclamation:

CHARACTER COUNTS!! Pillar of the Month of May 2018

CARING

Provided by Kent Island Elks 2476

WHEREAS, Queen Anne's County was declared a "Character Counts! Community"; and

WHEREAS, we the Elks believe Elks care Elks share; and

WHEREAS, we encourage the community to care through sharing; and

WHEREAS, we encourage the community to share your time with our elderly and veterans, thus letting them know you care; and

WHEREAS, we encourage you to share your time, experience and wisdom with our youth, thus letting them know you care; and

WHEREAS, we encourage you to share your unused coats, clothing and household items with the less fortunate, thus letting them know you care; and

WHEREAS, we encourage you to share your funds through charitable organizations that help the needy and less fortunate, thus letting them know their community cares;

NOW, THEREFORE, WE, THE COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, do hereby designate the Character Counts! pillar of the Month of May to be "Caring".

EARTH DAY CONTEST:

Ms. Connie Toulson, Recycling and Refuse Manager, presented to the Board for their review, Earth Day Contest.

To promote Earth Day and the Countywide Roadside Cleanup Event the Department of Public Works held a Facebook "Likes" video event for all area schools. This was a 5 second video contest on the importance of Earth Day. The schools were given free range on what aspect of Earth Day they wanted to promote. Four elementary and three middle schools submitted videos. There was one winner for each level (Elementary and Middle).

The winning schools are:

- Elementary - Grasonville Elementary School
- Middle - Sudlersville Middle School

The winning schools received a banner on April 20th for the "Best Idea for Earth Day 2018". The Commissioner's recognized and presented a certificate to these two schools.

There being no further business, they adjourned at 8:10 p.m. to meet again on Tuesday, May 8, 2018.

EXECUTIVE ASSISTANT

PRESIDENT