



## ANNE ARUNDEL COUNTY OFFICE OF LAW

### Legislative Summary

**To:** Members, Anne Arundel County Council

**From:** Lori L. Blair Klasmeier, Deputy County Attorney /s/

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

**Date:** April 5, 2023

**Subject:** Bill No. 23-23 – Boards, Commissions, and Similar Bodies – Resilience Authority of Annapolis and Anne Arundel County

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This summary was prepared by the Anne Arundel County Office of Law for use by members of the Anne Arundel County Council during consideration of Bill No. 23-23.

### Background

Pursuant to Title 22 of the Local Government Article of the State Code, Bill No. 31-21 established the Resilience Authority of Annapolis and Anne Arundel County (the “Resilience Authority”) under Article 3, Title 8A of the County Code “to undertake and support resilience infrastructure projects in Anne Arundel County and the City of Annapolis.” The Resilience Authority has been duly appointed and constituted.

Section 3-8-107 provides for the appointment of a Resilience Authority Director who receives compensation as may be fixed by the Resilience Authority. Bill No. 3-22 modified provisions in Article 6 (Personnel) and Article 7 (Public Ethics) to create the position of Resilience Authority Director in the County exempt service, to set a pay grade for the position, and to make that position subject to the financial disclosure requirements of the County ethics law. Since that time, a Resilience Authority Director has been hired as an exempt County employee.

The Resilience Authority has been meeting as provided for under the County Code. During the course of its meetings, it has identified corrections and changes that it would like to see made to Article 3, Title 8A.

### Purpose

The purpose of Bill No. 23-23 is to make changes to the provisions of the County Code relating to the Resilience Authority to comport with changes made to Article 6 of the County Code and as requested by the Resilience Authority.

**Bill No. 23- 23**

**SECTION 1.**

This Section repeals § 3-8A-107(d) relating to compensation for the Resilience Authority Director to comport with the changes to Article 6 of the County Code that created the position in the County exempt service and set the pay grade for the position.

**SECTION 2.**

This Section renumbers certain provisions in Article 3, Title 8A to allow for additions in Section 3 of the bill.

**SECTION 3.**

This Section proposes substantive changes to Article 3, Title 8A.

Paragraph 3-8A-103(a)(5) is modified to add the Deputy City Manager for Resilience and Sustainability for the City of Annapolis as a non-voting member of the Resilience Authority.

Subsection 3-8A-103(c) relating to terms of members of the Resilience Authority is modified to provide for staggered terms of the members and to provide that a member may serve no more than three consecutive terms.

Paragraph 3-8A-107(a)(3) is modified to comport with the prior change to Article 6 of the County Code that created the position of Resilience Authority Director in the County exempt service. The repeal of subsection (d) is also shown in the bill.

Subsection 3-8A-108(a) is modified by removing the nomination of a Chief Financial Officer by the Resilience Authority and the prohibition on the Chief Financial Officer being a member of the Resilience Authority. Language is added to provide for the Chief Financial Officer to be nominated by the Resilience Authority Director and confirmed by a vote of a majority of the members of the Resilience Authority.

Subsection 3-8A-108(b) is new and sets forth the qualifications of the Resilience Authority Chief Financial Officer.

Subsection 3-8A-113(a) is modified to clarify that the Resilience Authority is required to provide audited financial statements prepared in accordance with accounting principles generally accepted in the United States. The statements are required to be for and as of the end of the prior fiscal year, rather than for the prior calendar year.

**SECTION 4.**

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

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

cc:     Honorable Steuart Pittman, County Executive  
          Christine Anderson, Chief Administrative Officer  
          Jeff Amoros, Chief of Staff  
          Peter Baron, Chief Strategy Officer  
          Chris Trumbauer, Budget Officer  
          Matthew Fleming, Resilience Authority Director