

FINAL

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2023, Legislative Day No. 7

Bill No. 23-23

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

By the County Council, April 3, 2023

Introduced and first read on April 3, 2023
Public Hearing set for and held on May 1, 2023
Bill Expires July 7, 2023

By Order: Laura Corby, Administrative Officer

A BILL ENTITLED

1 AN ORDINANCE concerning: Boards, Commissions, and Similar Bodies – Resilience
2 Authority of Annapolis and Anne Arundel County

3
4 FOR the purpose of adding a certain non-voting advisor; staggering the initial terms of
5 members; providing that the Director shall be a County employee in the exempt service;
6 revising the process for appointing and qualifications of a Chief Financial Officer;
7 altering certain reporting requirements; and generally relating to boards, commissions,
8 and similar bodies.

9
10 BY repealing: § 3-8A-107(d)
11 Anne Arundel County Code (2005, as amended)

12
13 BY renumbering: § 3-8A-107(e) to be 3-8A-107(d); and §§ 3-8A-108(b) through (d),
14 respectively, to be 3-8A-108(c) through (e), respectively
15 Anne Arundel County Code (2005, as amended)

16
17 BY repealing and reenacting, with amendments: §§ 3-8A-103(a)(5) and (c); 3-8A-107(a);
18 3-8A-108(a); 3-8A-109; and 3-8A-113(a)
19 Anne Arundel County Code (2005, as amended)

20
21 BY adding: § 3-8A-108(b)
22 Anne Arundel County Code (2005, as amended)

EXPLANATION: CAPITALS indicate new matter added to existing law.
[[Brackets]] indicate matter deleted from existing law.
Captions and taglines in **bold** in this bill are catchwords and are not law.

1 SECTION 1. *Be it enacted by the County Council of Anne Arundel County, Maryland,*
2 That § 3-8A-107(d) of the Anne Arundel County Code (2005, as amended) is hereby
3 repealed.

4
5 SECTION 2. *And be it further enacted,* That §§ 3-8A-107(e) and 3-8A-108(b) through
6 (d), respectively, of the Anne Arundel County Code (2005, as amended) are hereby
7 renumbered to be §§ 3-8A-107(d) and 3-8A-108(c) through (e), respectively.

8
9 SECTION 3. *And be it further enacted,* That Section(s) of the Anne Arundel County
10 Code (2005, as amended) read as follows:

11
12 **ARTICLE 3. BOARDS, COMMISSIONS, AND SIMILAR BODIES**

13
14 **TITLE 8A. RESILIENCE AUTHORITY OF ANNAPOLIS AND ANNE**
15 **ARUNDEL COUNTY**

16
17 **3-8A-103. Membership.**

18
19 **(a) Composition.**

20
21 (5) The County Director of Public Works, the County Director of Emergency
22 Management, the County Planning and Zoning Officer, the Director of the Department of
23 Public Works for the City of Annapolis, the Director of Emergency Management for the
24 City of Annapolis, THE DEPUTY CITY MANAGER FOR RESILIENCE AND SUSTAINABILITY
25 FOR THE CITY OF ANNAPOLIS, and the Director of Planning and Zoning for the City of
26 Annapolis, or any of their designees, shall serve as non-voting advisors to the Resilience
27 Authority.

28
29 **(c) Terms. [[The term of a member is four years.]]**

30
31 (1) INITIAL APPOINTMENTS OF MEMBERS BY THE COUNTY EXECUTIVE AND MAYOR
32 SHALL BE AS FOLLOWS:

33
34 (I) THE COUNTY EXECUTIVE SHALL APPOINT THREE MEMBERS AND THE
35 MAYOR SHALL APPOINT ONE MEMBER WHOSE TERMS END ON SEPTEMBER 30, 2025;

36
37 (II) THE COUNTY EXECUTIVE SHALL APPOINT THREE MEMBERS AND THE
38 MAYOR SHALL APPOINT ONE MEMBER WHOSE TERMS END ON SEPTEMBER 30, 2026; AND

39
40 (III) THE COUNTY EXECUTIVE SHALL APPOINT THREE MEMBERS AND THE
41 MAYOR SHALL APPOINT ONE MEMBER WHOSE TERMS END ON SEPTEMBER 30, 2027.

42
43 (2) MEMBERS APPOINTED AFTER THE INITIAL APPOINTMENTS SHALL SERVE FOUR
44 YEAR TERMS. At the end of a term, a member continues to serve until a successor is
45 appointed and qualifies. A member who is appointed after a term has begun serves only for
46 the remainder of the term and until a successor is appointed and qualifies. A member may
47 be reappointed, BUT NO MEMBER SHALL SERVE MORE THAN THREE CONSECUTIVE TERMS.

1 **3-8A-107. Resilience Authority Director.**

2
3 (a) **Appointment.**

4
5 (3) The Resilience Authority Director shall BE A COUNTY EMPLOYEE IN THE
6 EXEMPT SERVICE AND SHALL serve at the pleasure of the County Executive.

7
8 **[(d) Compensation.** The Resilience Authority Director shall receive compensation as
9 may be fixed by the Resilience Authority from time to time.]]

10
11 **3-8A-108. Chief Financial Officer.**

12
13 (a) **Nomination and Appointment.** [[The members of the Resilience Authority shall
14 appoint a Chief Financial Officer. The Chief Financial Officer may not be a member of the
15 Resilience Authority.]] THE RESILIENCE AUTHORITY DIRECTOR SHALL NOMINATE A
16 CANDIDATE FOR CHIEF FINANCIAL OFFICER. THE RESILIENCE AUTHORITY DIRECTOR
17 SHALL APPOINT THE CANDIDATE TO THE POSITION UPON CONFIRMATION OF THE
18 CANDIDATE'S NOMINATION BY A MAJORITY OF THE MEMBERS OF THE RESILIENCE
19 AUTHORITY.

20
21 (B) **Qualifications.** THE CHIEF FINANCIAL OFFICER SHALL BE OF GOOD CHARACTER,
22 INTEGRITY, AND BUSINESS EXPERIENCE, AND SHALL MEET ALL REQUIREMENTS OF A JOB
23 DESCRIPTION DEVELOPED BY THE RESILIENCE AUTHORITY DIRECTOR AND APPROVED BY
24 THE MEMBERS.

25
26 **3-8A-113. Reporting.**

27
28 (a) **Annual report.** By January 1 of each year, the Resilience Authority shall provide
29 a written report and audited [[financials,]] FINANCIAL STATEMENTS PREPARED in
30 accordance with [[generally accepted]] accounting principles GENERALLY ACCEPTED IN
31 THE UNITED STATES, to the County Executive, the County Council, the Mayor of the City
32 of Annapolis, and the Annapolis City Council on the activities and financial position of the
33 Resilience Authority [[during]] FOR AND AS OF THE END OF the prior [[calendar]] FISCAL
34 year.

35
36 SECTION 4. *And be it further enacted,* That this Ordinance shall take effect 45 days
37 from the date it becomes law.

READ AND PASSED this 1st day of May, 2023

By Order:



Laura Corby
Administrative Officer

Bill No. 23-23

Page No. 4

PRESENTED to the County Executive for his approval this 3rd day of May, 2023



Laura Corby
Administrative Officer

APPROVED AND ENACTED this 8th day of May, 2023



Steuart Pittman
County Executive

EFFECTIVE DATE: June 22, 2023

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF
BILL NO. 23-23 THE ORIGINAL OF WHICH IS RETAINED IN THE FILES
OF THE COUNTY COUNCIL.

A handwritten signature in black ink, appearing to read "Laura Corby". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Laura Corby
Administrative Officer