THE COUNTY COMMISSIONERS
OF KENT COUNTY, MARYLAND
AGENDA

October 26, 2021

10:00 AM Call to Order/Pledge of Allegiance/Moment of Silence

Building is Open for In-Person Attendance or Dial 1-872-239-8359 and enter Conference ID 345 535 915#

Consent Items

#1 - Regular Session Minutes, October 19, 2021

#2 - Liquor Minutes, October 19, 2021

#3 - Closed Session Minutes, October 19, 2021

#4 - Emmanuel Episcopal Church, Raffle Only, November 13 & 20, 2021

American Rescue Plan Act Funds

Scott Boone, Director, Information Technology
AV Enhancements for Commissioners' Hearing Room

Departmental Appointments

Wayne Darrell, Director, Emergency Services
Emergency Management Program Grant, Salary and Benefits

Wayne Darrell, Director, Emergency Services
State Homeland Security Grant

Wayne Darrell, Director, Emergency Services
911 Center Cybersecurity Monitoring

Wayne Darrell, Director, Emergency Services
Motorola Annual Software Maintenance and Upgrade

Wayne Darrell, Director, Emergency Services
Kent County Emergency Medical Services Rock Hall Office

Wayne Darrell, Director, Emergency Services
Emergency Services Board

Bill Mackey, Director, Planning, Housing, and Zoning
Agriculture Advisory Commission Appointments

Bill Mackey, Director, Planning, Housing, and Zoning
Request for Release of Funds and Certification for CDBG Grant MD-22-CD-1

Human Resources Director

Parks and Recreation
Recreation Program Coordinator Vacancy

Public Works Director

Grounds Maintenance Division

Replacement Mower Quotes

Water and Wastewater Division

Sewer Allocation Fund Transfer, Kent County Humane Society

County Administrator

Resolution 2021-16 Support of a Replacement Bridge at the Current Crossing of the William Preston Lane Jr. Memorial Bridge Otherwise known as the Chesapeake Bay Bridge

Support Resolution for Queen Anne's County and Anne Arundel County

Maryland Association of Counties Legislative Committee

2022 Legislative Committee Nominees

County Administrator Report

Dr. Karen Couch, Superintendent, Kent County Public Schools

Response Letter

Kristin Case Lawrence, Public Utility Law Judge, Public Service Commission of Maryland

Morgnec Road Solar, LLC - Case No. 9499

Kent Alcohol and Tobacco Enforcement KATE

Brandon McFayden, Inspector, Kent Alcohol and Tobacco Enforcement

Watershed on High, LLC Corkage Privilege

Brandon McFayden, Inspector, Kent Alcohol and Tobacco Enforcement

Backfin, LP Beer, Wine, and Liquor Tasting Privilege

Building is Open for In-Person Attendance: Public Comment/Media Review Dial 1-872-239-8359 and enter Conference ID 345 535 915#

Procedures for Public Comment

For Your Information

Jamie Williams, Director, Economic & Tourism Development

Chesapeake Ferry Project Letter of Support

Contingency Fund

Contingency and Use of Fund Balance Report

Closed Session

Mike Moulds, Director, Public Works

County Owned Property Boundary Lines
This meeting will be closed under the Annotated Code of Maryland General Provisions Article § 3-305(b)(7)To consult with counsel to obtain legal advice

Mike Moulds, Director, Public Works

Village at Kennedyville Public Works Agreement
This meeting will be closed under the Annotated Code of Maryland General Provisions Article § 3-305(b)(7)To consult with counsel to obtain legal advice

Jamie Williams, Director, Economic and Tourism Development

Economic and Tourism Development Commission
STATUTORY AUTHORITY TO CLOSE SESSION, General Provisions Article, §3-305(b) (1) To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; or any other personnel matter that affects one or more specific individuals.

Scott Boone, Director, Information Technology

Security
STATUTORY AUTHORITY TO CLOSE SESSION, General Provisions Article, §3-305 (b) (15) To discuss cybersecurity, if the public body determines that public discussion would constitute a risk to" (i) "security assessments or deployments relating to information resources technology"; (ii) "network security information," such as information that is related to passwords, personal ID numbers, access codes, encryption, security devices, or vulnerability assessments or that a governmental entity collects or maintains to prevent, detect, or investigate criminal activity; or (iii) "deployments or implementation of security personnel, critical infrastructure, or security devices

(Meetings are conducted in Open Session unless otherwise indicated. All or part of County Commissioners' meetings can be held in closed session under the authority of the MD Open Meetings Law by vote of the Commissioners. Breaks are at the call of the President. Please note that times listed for specific items on the agenda are only estimates, and that the order of agenda items may change as time dictates or allows. Meetings are subject to audio and video recordings.)

#1 - Regular Session Minutes, October 19, 2021
10/26/2021
County Commissioners Meeting

ATTACHMENTS:
Description

#2 - Liquor Minutes, October 19, 2021
10/26/2021
County Commissioners Meeting

ATTACHMENTS:
Description

#3 - Closed Session Minutes, October 19, 2021
10/26/2021
County Commissioners Meeting

ATTACHMENTS:
Description

#4 - Emmanuel Episcopal Church, Raffle Only, November 13 & 20, 2021
10/26/2021
County Commissioners Meeting

ATTACHMENTS:

Description

20-2021 Emmanuel Episcopal Church, Raffle Only, November 13 & 20, 2021, Application

Permit# 20-2021

MULTIPLE GAMING DEVICE AND RAFFLE PERMIT APPLICATION

Pursuant to the provisions of the Annotated Code of Maryland, Criminal Law §§ 13-1701 to 13-1706.

Name of Organization: EMMANUEL EPISCOPAL CHURCH P.O. BOX 875

Address of Organization: 101 N CROSS ST. CHESTERTOWN, MD 21620

Telephone: (410) 778-3477

Is the organization formed or located in Kent County? (Yes) No

Does the organization serve the residents of Kent County? (Yes) No

Is this organization tax exempt under the provisions of the Internal Revenue Code? (Yes) No

Tax Exempt Number: 29039725

Person responsible for complying with permit regulations and requirements:

Name: SANDRA BJORK

Address: 110 BIRCH RUN RD CHESTERTOWN, MD 21620

E-Mail: SBJORK@ATLANTICBB.NET

Telephone: (301) 675-3093

Type of permit sought: (✓) Raffle Only ( ) Combined gaming devices used in a single fund-raising event

Location address of fund-raising affair: FARMERS MARKET CHESTERTOWN
HIGH ST OR MEMORIAL PLAZA
AS ASSIGNED

Are these premises owned, leased, or regularly occupied by the organization named above? Yes (No)

Date(s) of fund-raising:

Date and Time of Drawing: NOV. 13 & 20, 2021 Begin at: 9 AM End at: 12 NOON

If you are seeking a permit authorizing only a raffle that is not conducted in combination with other gaming activity, please sign below.

If, however, you are seeking to conduct a fund-raiser using more than one gaming activity in a single event, please complete the following page.

Signature of person completing this application: Sandra Bjork

Please Select One:

(✓) Pick Up

( ) Mail Permit (will be mailed to person responsible)

County Commissioners Office

Date 10-20-21 LJC

Scott Boone, Director, Information Technology
10/26/2021
County Commissioners Meeting

Item Summary:
Request to Approve Purchase of Equipment for AV Enhancements in Commissioners' Hearing Room (ARPA)

ATTACHMENTS:

Description

Wayne Darrell, Director, Emergency Services
10/26/2021
County Commissioners Meeting

Item Summary:
The Office of Emergency Services has received the Emergency Management Program Grant from Maryland Emergency Management Agency in the amount of $67,645.02.

ATTACHMENTS:

Description

10.26.21 2021 Sub-Recipient Agreement, Emergency Management Performance Grant, Grant Award Number EMP-2021-EP-00003-S01-97.042, MEMAGMS Number 21-SR 8851-01, Performance Period From October 1, 2020 to June 30, 2023

2021 Sub-Recipient Agreement

for

Kent County, County Commissioners of

Date of Award
10/7/2021

1. Sub-Recipient Name and Address	2. Prepared by: *Whitestone, Danielle*	3. MEMAGMS Award Number: 21-SR 8851-01
Kent County, County Commissioners of	4. **Federal Grant Information**	
	Federal Grant Title:	**Emergency Management Performance Grant**
	Federal Grant Award Number/CFDA Number:	EMP-2021-EP-00003-S01 / 97.042
	Federal Granting Agency:	U.S. Department of Homeland Security

5. **Award Amount**	
Total Award Amount *$67,645.02*	**2021 Emergency Management Performance Grant** **Performance Period:** FROM Oct 1, 2020 – Jun 30, 2023

6. Statutory Authority for Grant: This project is supported under the
Homeland Security Act of 2002 as amended as amended (Public Law 107-296),(6USC603)
Appropriations Authority for Grant: The Department of Homeland Security Appropriations Act, 2017

7. Method of Payment: Primary method is reimbursement.

8. Debarment/Suspension Certification: The Sub-Recipient certifies that the subgrantee and its' contractors/vendors are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded by any federal department or agency and do not appear in the Excluded Parties List System at https://www.sam.gov/content/exclusions

9. **Agency Approval**	
Approving SAA Official: Janet Moncrieffe, Manager of Business Operations Maryland Department of Emergency Management DBA Maryland Emergency Management Agency	**Signature of SAA Official:** **Date:**

10. **Sub-Recipient Acceptance**	
I have read and understand the attached Special Terms and Conditions and Certifications and Assurances.	
Type name and title of Authorized Sub-Recipient official: P. Thomas Mason, President	**Signature of Sub-Recipient Official:** P. Thomas Mason

11. **Enter Federal Employer Identification Number (FEIN) and DUNS number:**	12. **Date Signed :**
526000974	10/26/21

13. DUE DATE: 11/21/2021

Signed award must be returned to the SAA on or before the above due date.

AGREEMENT ARTICLES Emergency Management Performance Grants

GRANTEE: Maryland Department of Emergency Management

DBA Maryland Emergency Management Agency

PROGRAM: Emergency Management Performance Grants

AGREEMENT NUMBER: EMP-2021-EP-00003-S01

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Article XLIII Patents and Intellectual Property Rights

Article I - Performance Metrics

The FY 2021 EMPG (and EMPG ARPA) Grant provides funds to assist state, local, tribal, and territorial emergency management agencies to implement the National Preparedness System (NPS) and to support the National Preparedness Goal (the Goal) of a secure and resilient nation. DHS/ FEMA will measure the recipient's performance of the grant by comparing the input of federal resources used support and fund projects that build a more prepared and resilient nation and align at least 87.5% of Planning, Training, and/or Exercise related projects to close capability gaps identified and documented in the state/territory's most recent THIRA/SPR submission, performance measures detailed in the recipient's Work Plans, and other relevant information sources. FEMA will measure the recipient's performance of the grant through evaluation of state/ territory SPR submissions, EMPG Work Plans, and required programmatic reports. In order to measure performance, FEMA may request information throughout the period of performance and in response to the recipient's final performance report submitted at closeout.

Article II - Assurances, Administrative Requirements, Cost Principles, Representations and Certifications

DHS financial assistance recipients must complete either the Office of Management and Budget (OMB) Standard Form 424B Assurances - Non-Construction Programs, or OMB Standard Form 424D Assurances - Construction Programs, as applicable. Certain assurances in these documents may not be applicable to your program, and the DHS financial assistance office (DHS FAO) may require applicants to certify additional assurances. Applicants are required to fill out the assurances applicable to their program as instructed by the awarding agency. Please contact the DHS FAO if you have any questions. DHS financial assistance recipients are required to follow the applicable provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at Title 2, Code of Federal Regulations (C.F.R.) Part 200, and adopted by DHS at 2 C.F.R. Part 3002. By accepting this agreement, the recipient and its executives, as defined in 2 C.F.R. section 170.315, certify that the recipient's policies are in accordance with OMB's guidance located at 2 C.F.R. Part 200, all applicable federal laws, and relevant Executive guidance.

Article III - Limited English Proficiency (Civil Rights Act of 1964, Title VI)

Subrecipients must comply with Title VI of the Civil Rights Act of 1964, (42 U.S.C. section 2000d et seq.) prohibition against discrimination on the basis of national origin, which requires that recipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance: https://www.dhs.gov/guidance- published-help-department-supported-organizations-provide-meaningful-access-people limited and additional resources on http://www.lep.gov.

Article IV - Universal Identifier and System of Award Management

Subrecipients are required to comply with the requirements set forth in the government-wide financial assistance award term regarding the System for Award Management and Universal Identifier Requirements located at 2 C.F.R. Part 25, Appendix A, the full text of which is incorporated here by reference.

Article V - Environmental Planning and Historic Preservation (EHP) Review

DHS/FEMA funded activities that may require an EHP review are subject to the FEMA's Environmental Planning and Historic Preservation (EHP) review process. This review does not address all federal, state, and local requirements. Acceptance of federal funding requires subrecipient to comply with all federal, state, and local laws. DHS/FEMA is required to consider the potential impacts to natural and cultural resources of all projects funded by DHS/FEMA grant funds, through its EHP Review process, as mandated by the National Environmental Policy Act; National Historic Preservation Act of 1966, as amended; National Flood Insurance Program regulations; and, any other applicable laws and Executive Orders. To access the FEMA's EHP screening form and instructions, go to the MEMAGMS > Admin Menu > Forms Manager. In order to initiate EHP review of your project(s), sub-recipients must complete all relevant sections of this form and submit it to janet.moncrieffe@maryland.gov & copy grants.mema@maryland.gov along with all other pertinent project information.

The EHP review process must be completed before funds are released to carry out the proposed project; otherwise, DHS/FEMA may not be able to fund the project due to noncompliance with EHP laws, executive order, regulations, and policies. If ground disturbing activities occur during construction, applicant will monitor ground disturbance, and if any potential archeological resources are discovered, applicant will immediately cease work in that area and notify Maryland Department of Emergency Management (MDEM), if applicable, and DHS/FEMA. .

Article VI - Americans with Disabilities Act of 1990

Subrecipients must comply with the requirements of Titles I, II, and III of the Americans with Disabilities Act, Pub. L. No. 101-336 (1990) (codified as amended at 42 U.S.C. sections 12101- 12213), which prohibits subrecipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities.

Article VII - SAFECOM

Subrecipients receiving federal financial assistance awards made under programs that provide emergency communication equipment and its related activities must comply with the SAFECOM Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

Article VIII - Rehabilitation Act of 1973

Subrecipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, Pub. L. 93-112 (1973), (codified as amended at 29 U.S.C. section 794,) which provides that no otherwise qualified handicapped individuals in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance.

Article IX - National Environmental Policy Act

Subrecipients must comply with the requirements of the National Environmental Policy Act of 1969 (NEPA), Pub. L. 91-190 (1970) (codified as amended at 42 U.S.C. section 4321 et seq.) and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which require subrecipients to use all practicable means within their authority, and consistent with other essential considerations of national policy, to create and maintain conditions under which people and nature can exist in productive harmony and fulfill the social, economic, and other needs of present and future generations of Americans.

Article X - Prior Approval for Modification of Approved Budget

Before making any change to the DHS/ FEMA approved budget for this award, you must request prior written approval from MDEM where required by 2 C.F.R. Section 200.308. DHS/ FEMA is also utilizing its discretion to impose an additional restriction under 2 C.F.R. Section 200.308(f) regarding the transfer of funds among direct cost categories, programs, functions, or activities. Therefore, for awards with an approved budget where the federal share is greater than the simplified acquisition threshold (currently $250,000), you may not transfer funds among direct cost categories, programs, functions, or activities without prior written approval from FEMA where the cumulative amount of such transfers exceeds or is expected to exceed ten percent (10%) of the total budget FEMA last approved. You must report any deviations from your FEMA approved budget in the first Federal Financial Report (SF-425) you submit following any budget deviation, regardless of whether the budget deviation requires prior written approval.

Article XI - Acknowledgement of Federal Funding from DHS

Subrecipients must acknowledge their use of federal funding when issuing statements, press releases, requests for proposal, bid invitations, and other documents describing projects or programs funded in whole or in part with federal funds.

Article XII - USA PATRIOT Act of 2001

Subrecipients must comply with requirements of Section 817 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001 (USA PATRIOT Act), Pub. L. No. 107-56, which amends 18 U.S.C. sections 175-175c.

Article XIII - Age Discrimination Act of 1975

Subrecipients must comply with the requirements of the Age Discrimination Act of 1975, Pub. L. No. 94-135 (1975) (codified as amended at Title 42, U.S. Code, section 6101 et seq.), which prohibits discrimination on the basis of age in any program or activity receiving federal financial assistance.

Article XIV - Civil Rights Act of 1964 - Title VI

Subrecipients must comply with the requirements of Title VI of the Civil Rights Act of 1964 (codified as amended at 42 U.S.C. section 2000d et seq.), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. DHS implementing regulations for the Act are found at 6 C.F.R. Part 21 and 44 C.F.R. Part 7.

Article XV - Notice of Funding Opportunity Requirements

All the instructions, guidance, limitations, and other conditions set forth in the Notice of Funding Opportunity (NOFO) for this program are incorporated here by reference in the award terms and conditions. All recipients and subrecipients must comply with any such requirements set forth in the program NOFO.

Article XVI - Trafficking Victims Protection Act of 2000 (TVPA)

Subrecipients must comply with the requirements of the government-wide financial assistance award term which implements Section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA), codified as amended at 22 U.S.C. section 7104. The award term is located at 2 C.F.R. section 175.15, the full text of which is incorporated here by reference

Article XVII - Non-Supplanting Requirement

Subrecipients receiving federal financial assistance awards made under programs that prohibit supplanting by law must ensure that federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-federal sources.

Article XVIII - Acceptance of Post Award Changes

In the event FEMA determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, recipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award. Please contact the MDEM Grant Division at 410-517-3600 or email Grants.mema@maryland.gov.

Article XIX - Drug-Free Workplace Regulations

Subrecipients must comply with drug-free workplace requirements in Subpart B (or Subpart C, if the recipient is an individual) of 2 C.F.R. Part 3001, which adopts the Government-wide implementation (2 C.F.R. Part 182) of Sec. 5152-5158 of the Drug-Free Workplace Act of 1988 (41 U.S.C. sections 8101-8106).

Article XX - Federal Leadership on Reducing Text Messaging while Driving

Subrecipients are encouraged to adopt and enforce policies that ban text messaging while driving as described in E.O. 13513, including conducting initiatives described in Section 3(a) of the Order when on official government business or when performing any work for or on behalf of the federal government.

Article XXI - DHS Specific Acknowledgements and Assurances

All recipients, subrecipients, successors, transferees, and assignees must acknowledge and agree to comply with applicable provisions governing DHS access to records, accounts, documents, information, facilities, and staff.

1. Recipients must cooperate with any compliance reviews or compliance investigations conducted by DHS.

2. Subrecipients must give DHS & MDEM access to, and the right to examine and copy, records, accounts, and other documents and sources of information related to the federal financial assistance award and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by DHS regulations and other applicable laws or program guidance.

3. Subrecipients must submit timely, complete, and accurate reports to the appropriate DHS & MDEM officials and maintain appropriate backup documentation to support the reports.

4. Subrecipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

5. Recipients of federal financial assistance from DHS must complete the DHS Civil Rights Evaluation Tool within thirty (30) days of receipt of the Notice of Award or, for State Administrative Agencies, thirty (30) days from receipt of the DHS Civil Rights Evaluation Tool from DHS or its awarding component agency. After the initial submission for the first award under which this term applies, recipients are required to provide this information once every two (2) years if they have an active award, not every time an award is made. Recipients should submit the completed tool, including supporting materials, to CivilRightsEvaluation@hq.dhs.gov. This tool clarifies the civil rights obligations and related reporting requirements contained in the DHS Standard Terms and Conditions. Subrecipients are not required to complete and submit this tool to DHS. The evaluation tool can be found at https://www.dhs.gov/publication/dhs-civil-rights-evaluation-tool. 6. The DHS Office for Civil Rights and Civil Liberties will consider, in its discretion, granting an extension if the recipient identifies steps and a timeline for completing the tool. Recipients should request extensions by emailing the request to CivilRightsEvaluation@hq.dhs.gov prior to expiration of the 30-day deadline.

Article XXII - Disposition of Equipment Acquired Under the Federal Award

When original or replacement equipment acquired under this award by the recipient or its subrecipients is no longer needed for the original project or program or for other activities currently or previously supported by a federal awarding agency, you must request instructions from FEMA to make proper disposition of the equipment pursuant to 2 C.F.R. Section 200.313.

Article XXIII - Best Practices for Collection and Use of Personally Identifiable Information

Subrecipients who collect personally identifiable information (PII) are required to have a publicly available privacy policy that describes standards on the usage and maintenance of the PII they collect. DHS defines PII as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. Subrecipients may also find the DHS Privacy Impact Assessments: Privacy Guidance at http://www.dhs.gov/xlibrary/assets/privacy/privacy_pia_guidance_june2010.pdf and Privacy Template at https://www.dhs.gov/sites/default/files/publications/privacy_pia_template 2017.pdf as useful resources respectively.

Article XXIV - Civil Rights Act of 1968

Subrecipients must comply with Title VIII of the Civil Rights Act of 1968, Pub. L. 90-284, as amended through Pub. L. 113-4, which prohibits recipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex (see 42 U.S.C. section 3601 et seq.), as implemented by the U.S. Department of Housing and Urban Development at 24 C.F.R. Part 100. The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units-i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators)-be designed and constructed with certain accessible features. (See 24 C.F.R. Part 100, Subpart D.)

Article XXV - Debarment and Suspension

Subrecipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders (E.O.) 12549 and 12689, which are at 2 C.F.R. Part 180 as adopted by DHS at 2 C.F.R. Part 3000. These regulations restrict federal financial assistance awards, subawards, and contracts with certain parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in federal assistance programs or activities.

Article XXVI - Activities Conducted Abroad

Subrecipients must ensure that project activities carried on outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.

Article XXVII - Energy Policy and Conservation Act

Subrecipients must comply with the requirements of the Energy Policy and Conservation Act, Pub. L. 94- 163 (1975) (codified as amended at 42 U.S.C. section 6201 et seq.), which contain policies relating to energy efficiency that are defined in the state energy conservation plan issued in compliance with this Act.

Article XXVIII - Procurement of Recovered Materials

States, political subdivisions of states, and their contractors must comply with Section 6002 of the Solid Waste Disposal Act, Pub. L. 89-272 (1965), (codified as amended by the Resource Conservation and Recovery Act, 42 U.S.C. section 6962.) The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.

Article XXIX - Terrorist Financing

Subrecipients must comply with E.O. 13224 and U.S. laws that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism.

Subrecipients are legally responsible to ensure compliance with the Order and laws.

Article XXX - Hotel and Motel Fire Safety Act of 1990

In accordance with Section 6 of the Hotel and Motel Fire Safety Act of 1990, 15 U.S.C. section 2225a, subrecipients must ensure that all conference, meeting, convention, or training space funded in whole or in part with federal funds complies with the fire prevention and control guidelines of the Federal Fire Prevention and Control Act of 1974, (codified as amended at 15 U.S.C. section 2225.)

Article XXXI - Duplication of Benefits

Any cost allocable to a particular federal financial assistance award provided for in 2 C.F.R. Part 200, Subpart E may not be charged to other federal financial assistance awards to overcome fund deficiencies; to avoid restrictions imposed by federal statutes, regulations, or federal financial assistance award terms and conditions; or for other reasons. However, these prohibitions would not preclude subrecipients from shifting costs that are allowable under two or more awards in accordance with existing federal statutes, regulations, or the federal financial assistance award terms and conditions.

Article XXXII - Fly America Act of 1974

Subrecipients must comply with Preference for U.S. Flag Air Carriers (air carriers holding certificates under 49 U.S.C. section 41102) for international air transportation of people and property to the extent that such service is available, in accordance with the International Air Transportation Fair Competitive Practices Act of 1974, 49 U.S.C. section 40118, and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, amendment to Comptroller General Decision B-138942.

Article XXXIII - Reporting of Matters Related to Recipient Integrity and Performance

If the total value of any currently active grants, cooperative agreements, and procurement contracts from all federal awarding agencies exceeds $10,000,000 for any period of time during the period of performance of this federal award, then the recipients must comply with the requirements set forth in the government-wide Award Term and Condition for Recipient Integrity and Performance Matters located at 2 C.F.R. Part 200, Appendix XII, the full text of which is incorporated here by reference in the award terms and conditions.

Article XXXIV - Lobbying Prohibitions

Subrecipients must comply with 31 U.S.C. section 1352, which provides that none of the funds provided under a federal financial assistance award may be expended by the subrecipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any federal action related to a federal award or contract, including any extension, continuation, renewal, amendment, or modification.

Article XXXV - False Claims Act and Program Fraud Civil Remedies

Subrecipients must comply with the requirements of the False Claims Act, 31 U.S.C. sections 3729- 3733, which prohibit the submission of false or fraudulent claims for payment to the federal government. (See 31 U.S.C. sections 3801-3812, which details the administrative remedies for false claims and statements made.)

Article XXXVI - Federal Debt Status

All subrecipients are required to be non-delinquent in their repayment of any federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. (See OMB Circular A-129.)

Article XXXVII - Nondiscrimination in Matters Pertaining to Faith-Based Organizations

It is DHS policy to ensure the equal treatment of faith-based organizations in social service programs administered or supported by DHS or its component agencies, enabling those organizations to participate in providing important social services to beneficiaries. Subrecipients must comply with the

equal treatment policies and requirements contained in 6 C.F.R. Part 19 and other applicable statues, regulations, and guidance governing the participations of faith-based organizations in individual DHS programs.

Article XXXVIII - Education Amendments of 1972 (Equal Opportunity in Education Act) - Title IX

Subrecipients must comply with the requirements of Title IX of the Education Amendments of 1972, Pub. L. 92-318 (1972) (codified as amended at 20 U.S.C. section 1681 et seq.), which provide that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving federal financial assistance. DHS implementing regulations are codified at C.F.R. Part 17 and 44 C.F.R. Part 19.

Article XXXIX - Copyright

Subrecipients must affix the applicable copyright notices of 17 U.S.C. sections 401 or 402 and an acknowledgement of U.S. Government sponsorship (including the award number) to any work first produced under federal financial assistance awards.

Article XL - Reporting Subawards and Executive Compensation

Subrecipients are required to comply with the requirements set forth in the government-wide award term on Reporting Subawards and Executive Compensation located at 2 C.F.R. Part 170, Appendix A, the full text of which is incorporated here by reference in the award terms and conditions.

Article XLI - Use of DHS Seal, Logo and Flags

Subrecipients must obtain permission from their DHS FAO prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.

Article XLII - Whistleblower Protection Act

Subrecipients must comply with the statutory requirements for whistleblower protections (if applicable) at 10 U.S.C section 2409, 41 U.S.C. section 4712, and 10 U.S.C. section 2324, 41 U.S.C. sections 4304 and 4310.

Article XLIII - Patents and Intellectual Property Rights

Subrecipients are subject to the Bayh-Dole Act, 35 U.S.C. section 200 et seq, unless otherwise provided by law. Subrecipients are subject to the specific requirements governing the development, reporting, and disposition of rights to inventions and patents resulting from federal financial assistance awards located at 37 C.F.R. Part 401 and the standard patent rights clause located at 37 C.F.R. section 401.14.

Wayne Darrell, Director, Emergency Services
10/26/2021
County Commissioners Meeting

Item Summary:
The Office of Emergency Services has received the State Homeland Security Program Grant from Maryland Department of Emergency Management in the amount of $97,986.00.

ATTACHMENTS:

Description

10.26.21 2021 Sub-Recipient Agreement, State Homeland Security Grant Program, Grant Award Number EMW-2021-SS-00047 SHSP, MEMAGMS Number 21-SR 8851-03, Performance Period From September 1, 2021 to April 30, 2024

2021 Sub-Recipient Agreement

for

Kent County, County Commissioners of

Date of Award

10/8/2021

1. Sub-Recipient Name and Address	2. Prepared by: *Whitestone, Danielle*	3. MEMAGMS Award Number: 21-SR 8851-03
Kent County, County Commissioners of	4. **Federal Grant Information**	
	Federal Grant Title:	**State Homeland Security Grant Program**
	Federal Grant Award Number/CFDA Number:	EMW-2021-SS-00047 SHSP / 97.067
	Federal Granting Agency:	U.S. Department of Homeland Security

5. Award Amount	
Total Award Amount *$97,986.00*	**2021 State Homeland Security Program** **Performance Period:** FROM Sep 1, 2021 – Apr 30, 2024

6. Statutory Authority for Grant: This project is supported under the Homeland Security Act of 2002 as amended as amended (Public Law 107-296),(6USC603)
Appropriations Authority for Grant: The Department of Homeland Security Appropriations Act, 2017

7. Method of Payment: Primary method is reimbursement.

8. Debarment/Suspension Certification: The Sub-Recipient certifies that the subgrantee and its' contractors/vendors are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded by any federal department or agency and do not appear in the Excluded Parties List System at https://www.sam.gov/content/exclusions

9. Agency Approval	
Approving SAA Official: Janet Moncrieffe, Manager of Business Operations Maryland Department of Emergency Management DBA Maryland Emergency Management Agency	**Signature of SAA Official:** **Date:**

10. Sub-Recipient Acceptance	
I have read and understand the attached Special Terms and Conditions and Certifications and Assurances.	
Type name and title of Authorized Sub-Recipient official: P. Thomas Mason, President	**Signature of Sub-Recipient Official:** P. Thomas Mason

11. Enter Federal Employer Identification Number (FEIN) and DUNS number:	12. Date Signed :
526000974	10/26/21

13. DUE DATE: 11/22/2021

Signed award must be returned to the SAA on or before the above due date.

AGREEMENT ARTICLES Homeland Security Grant Program

GRANTEE: Maryland Department of Emergency Management

DBA Maryland Emergency Management Agency

PROGRAM: Homeland Security Grant Program

AGREEMENT NUMBER: EMW-2021-SS-00047-S01

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Article XLII Use of DHS Seal, Logo and Flags

Article XLIII Whistleblower Protection Act

Article XLIV Assurances, Administrative Requirements, Cost Principles, Representations and Certifications

Article XLV Patents and Intellectual Property Rights

Article I - Summary Description of Award

The purpose of the FY 2021 HSGP is to support state and local efforts to prevent terrorism and other catastrophic events and to prepare the Nation for the threats and hazards that pose the greatest risk to the security of the United States. The HSGP provides funding to implement investments that build, sustain, and deliver the 32 core capabilities essential to achieving the National Preparedness Goal of a secure and resilient Nation. Among the five basic homeland security missions noted in the DHS Quadrennial Homeland Security Review, HSGP supports the goal to Strengthen National Preparedness and Resilience. The building, sustainment, and delivery of these core capabilities are not exclusive to any single level of government, organization, or community, but rather, require the combined effort of the whole community. This HSGP award consists of State Homeland Security Program (SHSP) funding in the amount of $7,345,897 and Urban Area Security Initiative (UASI) funding in the amount of $4,250,000 (Baltimore Area, $4,250,000). These grant programs fund a range of activities, including planning, organization, equipment purchase, training, exercises, and management and administration across all core capabilities and mission areas.

Article II - Limited English Proficiency (Civil Rights Act of 1964, Title VI)

Subrecipients must comply with Title VI of the *Civil Rights Act of 1964*, (42 U.S.C. section 2000d *et seq.*) prohibition against discrimination on the basis of national origin, which requires that subrecipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance: https://www.dhs.gov/guidance- published-help-department-supported-organizations-provide-meaningful-access-people limited and additional resources on http://www.lep.gov.

Article III - Universal Identifier and System of Award Management

Recipients are required to comply with the requirements set forth in the government-wide financial assistance award term regarding the System for Award Management and Universal Identifier Requirements located at 2 C.F.R. Part 25, Appendix A, the full text of which is incorporated here by reference.

Article IV - Americans with Disabilities Act of 1990

Subrecipients must comply with the requirements of Titles I, II, and III of the *Americans with Disabilities Act*, Pub. L. No. 101-336 (1990) (codified as amended at 42 U.S.C. sections 12101- 12213), which prohibits recipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities.

Article V - SAFECOM

Subrecipients receiving federal financial assistance awards made under programs that provide emergency communication equipment and its related activities must comply with the SAFECOM Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

Article VI - Rehabilitation Act of 1973

Subrecipients must comply with the requirements of Section 504 of the *Rehabilitation Act of 1973*, Pub. L. 93-112 (1973), (codified as amended at 29 U.S.C. section 794,) which provides that no otherwise qualified handicapped individuals in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance.

Article VII - National Environmental Policy Act

Subrecipients must comply with the requirements of the *National Environmental Policy Act of 1969 (NEPA)*, Pub. L. 91-190 (1970) (codified as amended at 42 U.S.C. section 4321 *et seq.*) and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which require subrecipients to use all practicable means within their authority, and consistent with other essential considerations of national policy, to create and maintain conditions under which people and nature can exist in productive harmony and fulfill the social, economic, and other needs of present and future generations of Americans.

Article VIII - Acknowledgement of Federal Funding from DHS

Subrecipients must acknowledge their use of federal funding when issuing statements, press releases, requests for proposal, bid invitations, and other documents describing projects or programs funded in whole or in part with federal funds.

Article IX - USA PATRIOT Act of 2001

Subrecipients must comply with requirements of Section 817 of the *Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001* (USA PATRIOT Act), Pub. L. No. 107-56, which amends 18 U.S.C. sections 175-175c.

Article X - Age Discrimination Act of 1975

Subrecipients must comply with the requirements of the *Age Discrimination Act of 1975*, Pub. L. No. 94-135 (1975) (codified as amended at Title 42, U.S. Code, section 6101 *et seq.*), which prohibits discrimination on the basis of age in any program or activity receiving federal financial assistance.

Article XI - Civil Rights Act of 1964 - Title VI

Subrecipients must comply with the requirements of Title VI of the *Civil Rights Act of 1964* (codified as amended at 42 U.S.C. section 2000d *et seq.*), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied

the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. DHS implementing regulations for the Act are found at 6 C.F.R. Part 21 and 44 C.F.R. Part 7.

Article XII - Applicability of DHS Standard Terms and Conditions to Tribes

The DHS Standard Terms and Conditions are a restatement of general requirements imposed upon recipients and flow down to subrecipients as a matter of law, regulation, or executive order. If the requirement does not apply to Indian tribes or there is a federal law or regulation exempting its application to Indian tribes, then the acceptance by Tribes of, or acquiescence to, DHS Standard Terms and Conditions does not change or alter its inapplicability to an Indian tribe. The execution of grant documents is not intended to change, alter, amend, or impose additional liability or responsibility upon the Tribe where it does not already exist.

Article XIII - Notice of Funding Opportunity Requirements

All the instructions, guidance, limitations, and other conditions set forth in the Notice of Funding Opportunity (NOFO) for this program are incorporated here by reference in the award terms and conditions. All subrecipients must comply with any such requirements set forth in the program NOFO.

Article XIV - Trafficking Victims Protection Act of 2000 (TVPA)

Subrecipients must comply with the requirements of the government-wide financial assistance award term which implements Section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA), codified as amended at 22 U.S.C. section 7104. The award term is located at 2 C.F.R. section 175.15, the full text of which is incorporated here by reference.

Article XV - Acceptance of Post Award Changes

In the event FEMA determines that changes are necessary to the award document after an award has been made, including changes to period of performance or terms and conditions, recipients will be notified of the changes in writing. Once notification has been made, any subsequent request for funds will indicate recipient acceptance of the changes to the award. **Please contact the Maryland Department of Emergency Management (MDEM) Grant Division at 410-517-3600 or email Grants.mema@maryland.gov.**

Article XVI - Non-Supplanting Requirement

Subrecipients receiving federal financial assistance awards made under programs that prohibit supplanting by law must ensure that federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-federal sources.

Article XVII - Drug-Free Workplace Regulations

Subrecipients must comply with drug-free workplace requirements in Subpart B (or Subpart C, if the recipient is an individual) of 2 C.F.R. Part 3001, which adopts the Government-wide implementation (2 C.F.R. Part 182) of Sec. 5152-5158 of the *Drug-Free Workplace Act of 1988* (41 U.S.C. sections 8101-8106).

Article XVIII - Federal Leadership on Reducing Text Messaging while Driving

Subrecipients are encouraged to adopt and enforce policies that ban text messaging while driving as described in E.O. 13513, including conducting initiatives described in Section 3(a) of the Order when on official government business or when performing any work for or on behalf of the federal government.

Article XIX - Environmental Planning and Historic Preservation (EHP) Review

DHS/FEMA funded activities that may require an EHP review are subject to the FEMA's Environmental Planning and Historic Preservation (EHP) review process. This review does not address all federal, state, and local requirements. Acceptance of federal funding requires the subrecipient to comply with all federal, state, and local laws.

DHS/FEMA is required to consider the potential impacts to natural and cultural resources of all projects funded by DHS/FEMA grant funds, through its EHP Review process, as mandated by the National Environmental Policy Act; National Historic Preservation Act of 1966, as amended; National Flood Insurance Program regulations; and, any other applicable laws and Executive Orders. To access the FEMA's EHP screening form and instructions, go to the MEMAGMS > Admin Menu > Forms Manager. In order to initiate EHP review of your project(s), sub-recipients must complete all relevant sections of this form and submit it to janet.moncrieffe@maryland.gov & copy grants.mema@maryland.gov along with all other pertinent project information.

The EHP review process must be completed before funds are released to carry out the proposed project; otherwise, DHS/FEMA may not be able to fund the project due to noncompliance with EHP laws, executive order, regulations, and policies.

If ground disturbing activities occur during construction, applicants will monitor ground disturbance, and if any potential archeological resources are discovered, applicants will immediately cease work in that area and notify MDEM, if applicable, and DHS/FEMA.

Article XX - DHS Specific Acknowledgements and Assurances

All recipients, subrecipients, successors, transferees, and assignees must acknowledge and agree to comply with applicable provisions governing DHS access to records, accounts, documents, information, facilities, and staff.

1. Recipients must cooperate with any compliance reviews or compliance investigations conducted by DHS.

2. Subrecipients must give DHS & MDEM access to, and the right to examine and copy, records, accounts, and other documents and sources of information related to the federal financial assistance award and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by DHS regulations and other applicable laws or program guidance.

3. Subrecipients must submit timely, complete, and accurate reports to the appropriate MDEM officials and maintain appropriate backup documentation to support the reports.

4. Subrecipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

5. Recipients of federal financial assistance from DHS must complete the *DHS Civil Rights Evaluation Tool* within thirty (30) days of receipt of the Notice of Award or, for State Administrative Agencies, thirty (30) days from receipt of the DHS Civil Rights Evaluation Tool from DHS or its awarding component agency. After the initial submission for the first award under which this term applies, recipients are required to provide this information once every two (2) years if they have an active award, not every time an award is made. Recipients should submit the completed tool, including supporting materials, to CivilRightsEvaluation@hq.dhs.gov. This tool clarifies the civil rights obligations and related reporting requirements contained in the DHS Standard Terms and Conditions. Subrecipients are not required to complete and submit this tool to DHS. The evaluation tool can be found at https://www.dhs.gov/publication/dhs-civil-rights-evaluation-tool.

6. The DHS Office for Civil Rights and Civil Liberties will consider, in its discretion, granting an extension if the recipient identifies steps and a timeline for completing the tool. Recipients should request extensions by emailing the request to CivilRightsEvaluation@hq.dhs.gov prior to expiration of the 30-day deadline.

Article XXI - Best Practices for Collection and Use of Personally Identifiable Information

Subrecipients who collect personally identifiable information (PII) are required to have a publicly available privacy policy that describes standards on the usage and maintenance of the PII they collect. DHS defines PII as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual.

Subrecipients may also find the DHS Privacy Impact Assessments: Privacy Guidance at http://www.dhs.gov/xlibrary/assets/ privacy/privacy_pia_guidance_june2010.pdf and Privacy Template at https://www.dhs.gov/sites/default/files/publications/ privacy_pia_template 2017.pdf as useful resources respectively.

Article XXII - Civil Rights Act of 1968

Subrecipients must comply with Title VIII of the *Civil Rights Act of 1968*, Pub. L. 90-284, as amended through Pub. L. 113-4, which prohibits recipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex (see 42 U.S.C. section 3601 *et seq.*), as implemented by the U.S. Department of Housing and Urban Development at 24 C.F.R. Part 100. The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units-i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators)-be designed and constructed with certain accessible features. (See 24 C.F.R. Part 100, Subpart D.)

Article XXIII - Debarment and Suspension

Subrecipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders (E.O.) 12549 and 12689, which are at 2 C.F.R. Part 180 as adopted by DHS at 2 C.F.R. Part 3000. These regulations restrict federal financial assistance awards, subawards, and contracts with certain parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in federal assistance programs or activities.

Article XXIV - Activities Conducted Abroad

Subrecipients must ensure that project activities carried on outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.

Article XXV - Energy Policy and Conservation Act

Subrecipients must comply with the requirements of the *Energy Policy and Conservation Act*, Pub. L. 94- 163 (1975) (codified as amended at 42 U.S.C. section 6201 *et seq.*), which contain policies relating to energy efficiency that are defined in the state energy conservation plan issued in compliance with this Act.

Article XXVI - Procurement of Recovered Materials

States, political subdivisions of states, and their contractors must comply with Section 6002 of the Solid Waste Disposal Act, Pub. L. 89-272 (1965), (codified as amended by the *Resource Conservation and Recovery Act*, 42 U.S.C. section 6962.) The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.

Article XXVII - Homeland Security Grant Program Performance Goal

In addition to the Biannual Strategy Implementation Report (BSIR) submission requirements outlined in the Preparedness Grants Manual, subrecipients must demonstrate how the grant-funded project addressed the core capability gap associated with this project and identified in the Threat and Hazard Identification and Risk Analysis (THIRA) or Stakeholder Preparedness Review (SPR) or sustains existing capabilities as applicable. The capability gap reduction must be addressed in the Project Description of the BSIR for each project.

Article XXVIII - Terrorist Financing

Subecipients must comply with E.O. 13224 and U.S. laws that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. Subrecipients are legally responsible to ensure compliance with the Order and laws.

Article XXIX - Prior Approval for Modification of Approved Budget

Before making any change to the DHS/FEMA approved budget for this award, you must request prior written approval from MDEM where required by 2 C.F.R. section 200.308. DHS/FEMA is also utilizing its discretion to impose an additional restriction under 2 C.F.R. section 200.308(f) regarding the transfer of funds among direct cost categories, programs, functions, or activities. Therefore, for awards with an approved budget where the federal share is greater than the simplified acquisition threshold (currently $250,000), you may not transfer funds among direct cost categories, programs, functions, or activities without prior written approval from MDEM where the cumulative amount of such transfers exceeds or is expected to exceed ten percent (10%) of the total budget MDEM last approved. You must report any deviations from your approved budget in the first Federal Financial Report (SF-425) you submit with the Quarterly Status Report (QSR) following any budget deviation, regardless of whether the budget deviation requires prior written approval.

Article XXX - Hotel and Motel Fire Safety Act of 1990

In accordance with Section 6 of the *Hotel and Motel Fire Safety Act of 1990*, 15 U.S.C. section 2225a, subrecipients must ensure that all conference, meeting, convention, or training space funded in whole or in part with federal funds complies with the fire prevention and control guidelines of the *Federal Fire Prevention and Control Act of 1974*, (codified as amended at 15 U.S.C. section 2225.)

Article XXXI - Duplication of Benefits

Any cost allocable to a particular federal financial assistance award provided for in 2 C.F.R. Part 200, Subpart E may not be charged to other federal financial assistance awards to overcome fund deficiencies; to avoid restrictions imposed by federal statutes, regulations, or federal financial assistance award terms and conditions; or for other reasons. However, these prohibitions would not preclude recipients from shifting costs that are allowable under two or more awards in accordance with existing federal statutes, regulations, or the federal financial assistance award terms and conditions.

Article XXXII - Fly America Act of 1974

Subrecipients must comply with Preference for U.S. Flag Air Carriers (air carriers holding certificates under 49 U.S.C. section 41102) for international air transportation of people and property to the extent that such service is available, in accordance with the *International Air Transportation Fair Competitive Practices Act of 1974*, 49 U.S.C. section 40118, and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, amendment to Comptroller General Decision B-138942.

Article XXXIII - Reporting of Matters Related to Recipient Integrity and Performance

If the total value of any currently active grants, cooperative agreements, and procurement contracts from all federal awarding agencies exceeds $10,000,000 for any period of time during the period of performance of this federal award, then the recipients must comply with the requirements set forth in the government-wide Award Term and Condition for Recipient Integrity and Performance Matters located at 2 C.F.R. Part 200, Appendix XII, the full text of which is incorporated here by reference in the award terms and conditions.

Article XXXIV - Lobbying Prohibitions

Subrecipients must comply with 31 U.S.C. section 1352, which provides that none of the funds provided under a federal financial assistance award may be expended by the subrecipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any federal action related to a federal award or contract, including any extension, continuation, renewal, amendment, or modification.

Article XXXV - False Claims Act and Program Fraud Civil Remedies

Subrecipients must comply with the requirements of the *False Claims Act*, 31 U.S.C. sections 3729-

3733, which prohibit the submission of false or fraudulent claims for payment to the federal government. (See 31 U.S.C. sections 3801-3812, which details the administrative remedies for false claims and statements made.)

Article XXXVI - Federal Debt Status

All Subrecipients are required to be non-delinquent in their repayment of any federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. (See OMB Circular A-129.)

Article XXXVII - Nondiscrimination in Matters Pertaining to Faith-Based Organizations

It is DHS policy to ensure the equal treatment of faith-based organizations in social service programs administered or supported by DHS or its component agencies, enabling those organizations to participate in providing important social services to beneficiaries. Recipients must comply with the equal treatment policies and requirements contained in 6 C.F.R. Part 19 and other applicable statues, regulations, and guidance governing the participations of faith-based organizations in individual DHS programs.

Article XXXVIII - Disposition of Equipment Acquired Under the Federal Award

When original or replacement equipment acquired under this award by the recipient or its subrecipients is no longer needed for the original project or program or for other activities currently or previously supported by a federal awarding agency, you must request instructions from FEMA to make proper disposition of the equipment pursuant to 2 C.F.R. section 200.313.

Article XXXIX - Education Amendments of 1972 (Equal Opportunity in Education Act) - Title IX

Subrecipients must comply with the requirements of Title IX of the *Education Amendments of 1972*, Pub. L. 92-318 (1972) (codified as amended at 20 U.S.C. section 1681 *et seq.*), which provide that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving federal financial assistance. DHS implementing regulations are codified at C.F.R. Part 17 and 44 C.F.R. Part 19.

Article XL - Copyright

Subrecipients must affix the applicable copyright notices of 17 U.S.C. sections 401 or 402 and an acknowledgement of U.S.Government sponsorship (including the award number) to any work first produced under federal financial assistance awards.

Article XLI - Reporting Subawards and Executive Compensation

Subrecipients are required to comply with the requirements set forth in the government-wide award term on Reporting Subawards and Executive Compensation located at 2 C.F.R. Part 170, Appendix A, the full text of which is incorporated here by reference in the award terms and conditions.

Article XLII - Use of DHS Seal, Logo and Flags

Subrecipients must obtain permission from their DHS FAO prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.

Article XLIII - Whistleblower Protection Act

Subrecipients must comply with the statutory requirements for whistleblower protections (if applicable) at 10 U.S.C section 2409, 41 U.S.C. section 4712, and 10 U.S.C. section 2324, 41 U.S.C. sections 4304 and 4310.

Article XLIV - Assurances, Administrative Requirements, Cost Principles, Representations and Certifications

DHS financial assistance recipients must complete either the Office of Management and Budget

(OMB) Standard Form 424B Assurances - Non-Construction Programs, or OMB Standard Form 424D Assurances - Construction Programs, as applicable. Certain assurances in these documents may not be applicable to your program, and the DHS financial assistance office (DHS FAO) may require applicants to certify additional assurances. Applicants are required to fill out the assurances applicable to their program as instructed by the awarding agency. Please contact the DHS FAO if you have any questions. DHS financial assistance recipients are required to follow the applicable provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at Title 2, Code of Federal Regulations (C.F.R.) Part 200, and adopted by DHS at 2 C.F.R. Part 3002. By accepting this agreement, the recipient and its executives, as defined in 2 C.F.R. section 170.315, certify that the recipient's policies are in accordance with OMB's guidance located at 2 C.F.R. Part 200, all applicable federal laws, and relevant Executive guidance.

Article XLV - Patents and Intellectual Property Rights

Subrecipients are subject to the *Bayh-Dole Act*, 35 U.S.C. section 200 *et seq*, unless otherwise provided by law. Sub-recipients are subject to the specific requirements governing the development, reporting, and disposition of rights to inventions and patents resulting from federal financial assistance awards located at 37 C.F.R. Part 401 and the standard patent rights clause located at 37 C.F.R. section 401.14.

Wayne Darrell, Director, Emergency Services
10/26/2021
County Commissioners Meeting

Item Summary:
The Office of Emergency Services requests approval to contract with Mission Critical Partners for 911 Center cybersecurity monitoring.

ATTACHMENTS:

Description

Wayne Darrell, Director, Emergency Services
10/26/2021
County Commissioners Meeting

Item Summary:
The Office of Emergency Services requests approval to pay the Motorola computer aided dispatch annual maintenance and software upgrade invoice in the amount of $40,268.00. This is a budgeted expense.

ATTACHMENTS:

Description

Motorola Invoice

MOTOROLA SOLUTIONS

ORIGINAL INVOICE

Motorola Solutions, Inc.
500 West Monroe
Chicago IL 60661
United States
Federal Tax ID: 36-1115800

Transaction Number	Transaction Date	Transaction Total
1187060280	26-AUG-2021	**40,268.00 USD**

P.O. Number	P.O. Date	Customer Account No
NA	22-JUL-2021	1209114435

Payment Terms	Payment Due Date
Net Due In 30 Days	25-SEP-2021

Visit our website at www.motorolasolutions.com

Bill To Address

KENT COUNTY DEPARTMENT OF EMERGENCY SERVICES
ATTN: Accounts Payable
104 VICKERS DRIVE
UNIT D
CHESTERTOWN MD 21620
United States

Project No: USMD21D012

Project Name: USMD21D012 Time and

Ship To Address

KENT COUNTY DEPARTMENT OF EMERGENCY SERVICES
104 VICKERS DRIVE
UNIT D
CHESTERTOWN MD 21620
United States

IMPORTANT INFORMATION

For all invoice payment inquiries contact
splinvcs@motorolasolutions.com
Telephone: 1-800-247-2346

Sales Order(s): 3202241458

SPECIAL INSTRUCTIONS / COMMENTS

Line Item #	Item Number	Description	Qty.	Unit Price (USD)	Amount (USD)
1		Invoice to cover total amount of customer contract.	1	40,268.00	40,268.00

USD Subtotal	**40,268.00**
USD Total Tax	**0.00**
USD Total	**40,268.00**
USD Amount Due	**40,268.00**

Please detach here and return the bottom portion with your payment

Payment Coupon

Transaction Number	Customer Account No	Payment Due Date
1187060280	1209114435	25-SEP-2021

Transaction Total	Amount Paid
40,268.00 USD	

Please put your Transaction Number and your Customer Account Number on your payment for prompt processing.

KENT COUNTY DEPARTMENT OF EMERGENCY SERVICES
ATTN: Accounts Payable
104 VICKERS DRIVE
UNIT D
CHESTERTOWN MD 21620
United States

Send Payments To:

MOTOROLA SOLUTIONS

Motorola Solutions, Inc.
P.O. BOX 404059
Atlanta GA 30384
United States
Please provide your remittance details to:
US.remittance@motorolasolutions.com

DIVERSION CONTRARY TO EXPORT CONTROL LAW IS PROHIBITED

100000 05 05 000047 000233 P

Solutions II

Price Quote

20200724-1
Configuration: Full Managed Services
Client: Motorola
Agency: Kent County

Date: 2/8/21
Account Executive: Katie Muhlenberg
Phone: (210) 201-8013
Email: Katie.Muhlenberg@solutions-ii.com

Notes:

1. Taxes are not included in this price quote and will be invoiced if applicable.
2. Any Shipping/Freight will show as estimated and will be invoiced accordingly.
3. This price quote, supporting configurations, and any associated contracts are confidential to the client specified and Solutions II.
4. Final configuration and prices subject to change based upon the final solutions assurance review and consultation with client.
5. A detailed services description is includes on an adjacent tab
6. Prices quoted assume standard terms and conditions, net 30.
7. Services included in this quote are subject to terms set forth in the Master Services Agreement Number SPLM11.24.10.

Qty	Description	
	Professional Services	
1	One Year Full Managed Services (onboarding included in first year)	
	Contract Terms: 8/14/2021 - 8/13/2022	
	Price to Agency	$ 40,268.00

CONFIDENTIAL AND PROPRIETARY INFORMATION OF SOLUTIONS -II, INC. NOT TO BE USED, EMPLOYED, ALTERED, DUPLICA

Spillman Managed Services

Performing Ahead of the Curve

Solutions II

Below is the description of Solutions-II's Managed Services for all Spillman agencies.

Onboarding

- Configure performance and capacity monitoring for in scope systems
- Setup alerts for common issues and remote management of in scope systems
- Setup service desk ticketing system
- Review service level agreements, escalation and change management process
- Review managed service support team and tasks
- Gain agreement on escalation and change management process

Service + Secure

Infrastructure Administration and Management

- Daily Monitoring of systems health and availability
- Address tickets opened by the client team as needed
- Diagnosis and remediate issues as needed for all in scope systems
  - Hardware failures
  - Alerts or Errors
  - Performance problems
  - Connection issues
  - Open and work tickets with manufacturer support as needed
- Hardware firmware updates
  - Upgrades and patches based on how often the vendor releases updates and applicability of the updates to the environment, with the assumption the client's environment can support the released code
  - Priority given to address critical security vulnerabilities or bugs
- Storage administration
  - Regular reviews of monitoring metrics and alerts
  - Reallocation and changes to storage configuration as needed
- VMware administration
  - ESXi host settings
  - Virtual machine configuration changes
  - vSwitch reconfiguration to support external changes
  - Virtual machine relocations in the cluster
  - vCenter configuration
  - License management
  - Remediation of issues
  - Open and work tickets with VMware support as needed
  - Scheduled software upgrades and updates

Corporate Headquarters
8822 South Ridgeline Blvd. Suite 117
Littleton, CO 80129

(303) 796-8393 TEL
(303) 796-8399 FAX
Solutions-ii.com

Infrastructure Administration and Management (cont.)

- Scheduled upgrades and patches to all in scope systems of licensed and installed VMware software, with the assumption the client's environment can support the released software.
- As needed critical security vulnerability patching

- Operating System administration
  - Configure or reconfigure devices for environment changes and performance as needed
  - Manage file system permissions
  - File system expansion
  - Regular reviews of monitoring metrics and alerts
  - Scheduled operating system updates
    - Scheduled patches to all operating systems running on in scope systems, with the assumption the client's environment can support the released software.
  - Operating system upgrades as needed to support the primary application
  - As needed critical security vulnerability patching of the operating system

Backup Administration

- Ensure backups complete successfully
- Perform scheduled data recovery tests
- Remediate issues with backup failures
  - Open and work tickets with backup software vender as needed
- Adjust schedules and backup sets as needed
- Monitor backup size and free space on backup target
- Perform up to 5 restores per month
- Scheduled updates of the backup software
  - Scheduled upgrades and patches to the backup application, with the assumption the client's environment can support the released software.
- As needed critical security vulnerability patching of the backup software

Failover Testing (If applicable)

- Scheduled Failover test using in-scope DR orchestration software
- Failover status report

This managed service pertains to the Spillman infrastructure associated with running their software. If you would like to include managed services for the rest of your IT infrastructure please let us know and we will provide a quote.

MOTOROLA SOLUTIONS

QUOTE-1417405
Kent Co 911 IT Managed Services Quote

Billing Address:
KENT COUNTY DEPARTMENT
OF EMERGENCY SERVICES
104 VICKERS DRIVE
UNIT D
CHESTERTOWN, MD 21620
US

Quote Date:02/12/2021
Expiration Date:02/12/2022
Quote Created By:
James Tracy
James.Tracy@
motorolasolutions.com

End Customer:
KENT COUNTY DEPARTMENT OF
EMERGENCY SERVICES
Todd McGinnis
tmcginnis@kentgov.org

Line #	Item Number	Description	Qty	Ext. Sale Price
	Flex			
1	ISV00S01856A	FLEX RECORDS DELIVERY SERVICES	1	$40,268.00

Grand Total $40,268.00(USD)

Notes:

- **PLEASE BE ADVISED: Motorola Solutions is moving towards being more environmentally green and emailing invoices. You may receive an email invoice instead of a mailed invoice, depending on the purchase. In addition, the invoice may have a new address for submitting payments. If you have any questions or would like to change where your electronic invoices will be delivered, please contact your credit analyst or dial 800-422-4210.**

Any sales transaction following Motorola's quote is based on and subject to the terms and conditions of the valid and executed written contract between Customer and Motorola (the ""Underlying Agreement"") that authorizes Customer to purchase equipment and/or services or license software (collectively ""Products""). If no Underlying Agreement exists between Motorola and Customer, then Motorola's Standard Terms of Use and Motorola's Standard Terms and Conditions of Sales and Supply shall govern the purchase of the Products.

Wayne Darrell, Director, Emergency Services
10/26/2021
County Commissioners Meeting

Item Summary:
The Office of Emergency Services requests approval to contract with KRM Construction to build out office space at Rock Hall Volunteer Fire Company for use by Kent County Emergency Medical Services paramedics and EMTs.

ATTACHMENTS:

Description

KRM proposal

CONSTRUCTION PROPOSAL

October 7, 2021

Kent County EMS Office

21500 Rock Hall Ave, Rock Hall, MD 21661

Scope of Work

Interior renovations and modifications to sleeping/ lounge quarters as discussed between Brian Wood of KRM Construction Company and Wayne Darrell Director or Emergency Management.

Total Contract Price: $29,780.00

KRM Construction Company
913 Washington Avenue
Chestertown, MD 21620
Office (410) 810-1393
Fax (410) 810-1571
MHIC#101015

Scope Inclusions

Demolition
- Minor interior demolition as needed.
- Price assumes that existing furnishings will be removed prior to work.

Framing
- Interior framing to create (2) separate sleeping quarters.
- Interior framing to create bathroom facilities.
- Interior framing to create a small kitchenette/ breakfast nook.

Doors
- Install (2) interior doors to match existing as best as possible.
- Depending upon final layout, bathroom may be partitioned off with similar door or possibly metal bathroom partitions.

Drywall and Ceilings
- Install and finish 5/8" drywall on all newly constructed walls.
- Repair existing drywall as needed.
- Install 2X2 suspended acoustical ceilings as needed.

Plumbing
- Existing space is assumed to have water supply and drain installed.
- Install new shower stall, toilets, and sinks.
- Install ADA grab bars as required by code.
- Final bathroom design to be determined once the space is cleared out, and existing plumbing supply lines are located.

Mechanical & Electrical
- Install (1) new Daiken variable speed heat pump/ cooling unit to service the space.
- Install new 2X2 flush mount LED light fixtures as needed.
- Add several new outlets as discussed.
- Install exhaust in bathroom
- Relocate (1) existing fire suppression sprinkler head.

Finishes
- Install commercial grade LVT flooring throughout. Color TBD.
- Paint entire space (1) coat primer and (2) coats finish. Color TBD.
- Install 4" vinyl cove base to coincide with flooring.

Takeoff & Proposal Performed By
Brian Wood
Office: 410-810-1393
Cell: 443-282-5309
Email: bwood@krmconstruction.com

If the above scope of work, specified details, and noted exclusions are hereby accepted by both the owner and the contractor, KRM Construction will proceed with issuing a formal contract, or otherwise await a final contract to be provided by the owner. Please note that pricing is only valid for 30 days from date noted above.

Wayne Darrell, Director, Emergency Services
10/26/2021
County Commissioners Meeting

Item Summary:
Appointments to the Kent County Emergency Services Board

ATTACHMENTS:
Description

Bill Mackey, Director, Planning, Housing, and Zoning
10/26/2021
County Commissioners Meeting

Item Summary:
The Agriculture Advisory Commission (AAC) is currently composed of seven to nine members who are appointed for three-year staggered terms. In August, the membership of the Commission was expanded in order to allow for the level of interest by members of the public wishing to serve on the Commission. This item is for two appointments, which will bring the membership of the Commission to nine members.

ATTACHMENTS:

Description

Bill Mackey, Director, Planning, Housing, and Zoning
10/26/2021
County Commissioners Meeting

Item Summary:
In July 2021, the County Commissioners of Kent County, Maryland received approval from the Maryland Department of Housing and Community Development (DHCD) for $100,000 in Community Development Block Grant funding for a HUD-Certified Housing Counselor (HCHC) for the Maryland Rural Development Corporation (MRDC). The funding is for retention of MRDC's existing HCHC who provides comprehensive housing counseling services for residents of Kent, Caroline, Cecil, and Queen Anne's County.

The attached documentation is required to release funding to the County. The County's CDBG consultant, Eleventh House Solutions, has reviewed the grant and determined that the grant is categorically excluded and not subject to the provisions of Title 24, Housing and Urban Development, of the United States Code of Federal Regulations (CFR), Part 58.5. The paperwork certifies this and requests release of funds.

Staff recommends approval.

ATTACHMENTS:

Description

Cover letter

10.26.21 State of Maryland CDBG Certification of Exempt or Categorical Exclusion, Not Subject to 58.5, Housing Counselor aka HUD Certified Housing Counselor, Grant Number MD-22-CD-1, Funding Amount $100,000.00

Department of Planning,
Housing, and Zoning
400 High Street, Suite 130
Chestertown, MD 21620
410-778-7423 (voice/relay)
planning@kentgov.org

October 19, 2021

Mr. Justin Fair, Project Manager
Department of Housing & Community Development
Division of Neighborhood Revitalization
7800 Harkins Road
New Carrollton, Maryland 20706

Dear Mr. Fair,

The County Commissioners of Kent County have been awarded a $100,000 Community Development Block Grant (CDBG) from the Maryland Department of Housing and Community Development (DHCD) for housing counseling to low- and moderate-income persons/households impacted by COVID-19 crisis in Kent, Queen Anne's, Caroline, and Cecil County.

In accordance with CDBG environmental review requirements, it's my understanding that this project is categorically excluded and not subject to the provisions of 24 CFR 58.5. Via this letter, we are informing you about the project.

If you have any questions, please contact me at 410-778-7423, ext. 9.

Sincerely,

William A. Mackey
Director

c: Shelley L. Heller
County Administrator

State of Maryland CDBG
Certification of Exempt or Categorical Exclusion: Not Subject to 58.5

Grant Recipient: The County Commissioners of Kent County

Project Name: Housing Counselor
aka HUD Certified Housing Counselor

Funding Amount: $100,000

Grant Number MD-22-CD-1

Location: Kent, Queen Anne's, Caroline and Cecil County

Project Description – Include all activities that will be carried out with CDBG and any other funding sources.

Funds will be used to provide housing counseling services to low- and moderate-income persons/households impacted by COVID-19 crisis.
Counseling can be for both rental and home ownership activities.

I hereby certify that the above mentioned project has been reviewed and determined to be Exempt ____ or Categorically Excluded Not Subject to Part 58.5 __x__. I also certify that the review included an inspection of the project location(s) - n/a

Compliance with Other (58.6) Laws and Authorities

Indicate below the compliance or conformance determination for each environmental area. Source documentation for all compliance results must be provided and verifiable. Attach appropriate documentation.

Environmental Issue	**Project in Compliance If:**	**Compliance Results**	**Source Documentation**
Airport Runway Clear Zones & Accident Potential Zones	The activity is not in a Runway Protection or accident Potential Zone, defined respectively as: *2,500 feet maximum length in the airport design circular, and 15,000 feed is the maximum length a military air installations,*	x N/A ☐ Yes . ☐ No ***If No, see instructions below***	
If the project involves the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone, written notice must be provided to the buyer. A sample Notice is provided at page 61 of this manual.			

Coastal Barrier Resources	Is the activity located on a river or stream flowing into or within one-half mile of any Maryland Coastal Areas?	x N/A ☐ Yes ***If Yes, see below*** ☐ No	
If the answer is Yes, Federal Assistance may not be used for activities in this area.			
Flood Disaster Protection Act of 1973, as amended.	Does the activity involve the acquisition, construction, demolition, improvement, disposition, financing and use of properties located in floodplains or wetlands?	x N/A ☐ Yes ***If yes, see below.*** ☐ No	
If yes, the grantee must provide evidence that of flood insurance.			

By signing below the Responsible Entity certifies in writing that each activity or project is Exempt or Categorically Excluded (not subject to 58.5) and meets the conditions specified for such determination per section 24 CFR 58.35(b). Please keep a copy of this determination in your project files

Date Oct 4, 2021

Preparer Signature - Neoma L. Salvaje

P. Thomas Mason

Chief Elected Official Signature

10/26/21

Date

Maryland Community Development Block Grant Program
Request for Release of Funds and Certification

This form is to be signed by the grantee when requesting the Release of Funds for their Community Development Block Grant(CDBG) funded project, and requesting the authority to use such funds through the Maryland Department of Housing and Community Development (DHCD). Please submit to the Maryland CDBG Environmental Officer upon completion.

Part 1. Program Description and Request for Release of Funds (to be completed by grantee.)

1. Project Name	2. Grant Number	3. OMB Catalog Number(s)
Housing Counseling	**MD-22-CD-1**	**14.228**

4. Name and address of responsible grantee
County Commissioners of Kent County
400 High Street, Chestertown, MD 21620

5. For information about this request contact: ***(grantee contact name and phone number)***
Project Manager - Neoma Salvaje 302.223.4044
County Contact - William A. Mackey, 410-778-7423, ext. 9

6.Project Address ***(street, city, county, for project location)***
Kent, Queen Anne's, Caroline and Cecil County

Note: This project is categorically excluded, not subject to Part 58.5

Part 2. Environmental Certification

With reference to the above Project(s)/Activity(s), I, the undersigned officer of this jurisdiction, certify that:

1. We have fully carried out the responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. We have assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agree to comply with the authorities in 24 CFR 58.6 and applicable state and local laws.
3. We have assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal ☐ ***did*** ***x did not*** require the preparation and dissemination of an environmental impact statement.
5. We have disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
6. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
7. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

8. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
9. I am authorized to and do accept, on behalf of the jurisdiction personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Chief Elected Official	President P. Thomas Mason
	Date Signed 10/26/21

Address: 400 High Street; Chestertown, MD 21620

Parks and Recreation
10/26/2021
County Commissioners Meeting

Item Summary:
Recreation Program Coordinator Vacancy

ATTACHMENTS:
Description

Grounds Maintenance Division
10/26/2021
County Commissioners Meeting

Item Summary:
Replacement Mower Quotes

ATTACHMENTS:

Description

10.26.21 Hoober Sales Quotation Purchase, Kubota Zero Turn Mower, Account No. 35930

10.26.21 Atlantic Tractor Quote Summary, Two John Deere Mowers, One Kubota Mower, Quote ID 25306317

HOOBER, INC.
Red Since 1941

SALES QUOTATION
PURCHASE

Middletown, DE
19709
(302) 378-9555
PWC

Name:	Kent County Public Works	Acct:	35930
Address:	709 Morgnec Road	Phone:	410.778.4600
City/St/Zip:	Chestertown, MD 21620	Date:	08/10/21
County:	Queen Anne'S	Email:	

Qty	Tag Number	N/U	Model Code / Catalog No	Machines And Attachments *(INCLUDE SERIAL NUMBERS)*	Selling Price
1	IN STOCK	N		KUBOTA MODEL ZD1211LF-72 ZERO TURN MOWER	$17,700.00
				30.8 GROSS HP KUBOTA DIESEL ENIGNE	
				72" COMMERCIAL DECK WITH HYDRAULIC LIFT	
				DIGITAL DASH DISPLAY	
				PREMIUM AIR RIDE SEAT	
				THIS MOWER IS IN STOCK - ONE LEFT AT THIS PRICE	
				TRADE VALUE FOR F2880 WITH 72" DECK	
				$3,000	
				TRADE VALUE FOR F3680 WITH 72" DECK	
				$8,500	

Delivery [ ] Will Call [ ] PO# [ ]
Requested Delivery Date:
Warranty Start Date:
Directions:

Payment Terms: [X] Cash [ ] Finance
Rate % Term Mths
Retail Finance Prog #:
Interest Start Date:
Payment Start Date:
Payments: Amount $
[ ] Mthly [ ] Qrtrly [ ] Semi-Ann [ ] Annual
[ ] Case Physical Damage Insurance
[ ] Own Insurance
[ ] Trade Clear of Liens? Lienholder / Acct # / Date:

GRAND TOTAL	$17,700.00
TRADE ALLOWANCE	$11,500.00
TRADE PAYOFF DUE	$0.00
SALES TAX	
TOTAL DUE	$6,200.00
FINANCE AMOUNT	
CASH AMOUNT	

Weight Bracket		Calcium - Rear		Set Tires	
Weights #		Calcium - Front		Other	

Tag #	Yr	Make / Model / Desc / Serial# / Hours	Payoff (If Applicable)	Trade Allowance			

Customer P. Thomas Mason 10/26/21

Customer Copy

JOHN DEERE

Atlantic Tractor
We Live It

Quote Summary

Prepared For:

KENT COUNTY COMMISSIONERS
400 HIGH ST 2ND FL
CHESTERTOWN, MD 21620
Business: 410-778-7407
jwright@kentgov.org

Prepared By:

David Cook
Atlantic Tractor LLC
621 Morgnec Road
Chestertown, MD 21620
Phone: 410-778-3464
dcook@atjd.net

Quote Id: 25306317
Created On: 23 September 2021
Last Modified On: 06 October 2021
Expiration Date: 31 December 2021

Equipment Summary	Suggested List	Selling Price		Qty		Extended
JOHN DEERE Z997R DIESEL NA	$ 27,954.00	$ 20,967.64	X	2	=	$ 41,935.28
Equipment Total						**$ 41,935.28**

Trade In Summary	Qty	Each	Extended
2007 KUBOTA ZD331 - 11457	1	$ 2,100.00	$ 2,100.00
PayOff			$ 0.00
Total Trade Allowance			$ 2,100.00
Trade In Total			**$ 2,100.00**

Quote Summary	
Equipment Total	$ 41,935.28
Trade In	$ (2,100.00)
SubTotal	$ 39,835.28
Est. Service Agreement Tax	$ 0.00
Total	$ 39,835.28
Down Payment	(0.00)
Rental Applied	(0.00)
Balance Due	**$ 39,835.28**

Salesperson : X _____

Accepted By : X P. Thomas Mays 10/26/21

Water and Wastewater Division
10/26/2021
County Commissioners Meeting

Item Summary:
Sewer Allocation Fund Transfer, Kent County Humane Society

ATTACHMENTS:
Description

Resolution 2021-16 Support of a Replacement Bridge at the Current Crossing of the William Preston Lane Jr. Memorial Bridge Otherwise known as the Chesapeake Bay Bridge
10/26/2021
County Commissioners Meeting

Item Summary:
Support Resolution for Queen Anne's County and Anne Arundel County

ATTACHMENTS:

Description

10.26.21 Resolution 2021-16, Support of a Replacement Bridge at the Current Crossing of the Chesapeake Bay Bridge, William Preston Lane, Jr. Memorial Bridge

Resolution No. 21-17 QAC Bay Bridge Replacement

Resolution No. 49-21 Anne Arundel County Bay Bridge Replacement

RESOLUTION 2021-16
COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND

SUPPORT OF A REPLACEMENT BRIDGE AT THE CURRENT CROSSING OF THE WILLIAM PRESTON LANE JR. MEMORIAL BRIDGE OTHERWISE KNOWN AS THE CHESAPEAKE BAY BRIDGE

WHEREAS, the iconic Chesapeake Bay Bridge (the Bay Bridge) connects Maryland's Eastern Shore with its Western Shore, between Stevensville in Queen Anne's County and Annapolis in Anne Arundel County; and

WHEREAS, the original two-lane span opened in 1952 as the world's longest continuous overwater steel structure and a parallel span was added in 1973, and these two spans are the Bay Bridge in place today; and

WHEREAS, the Bay Bridge is situated along a vital, heavily traveled link of the US 50/301 corridor that extends from 1-97 to MD 404, and it connects businesses, healthcare, entertainment, and families of both Maryland shores and provides the sole direct connection between recreational and ocean regions on Maryland's Eastern Shore with the metropolitan areas of Baltimore, Annapolis, and Washington, D.C.; and

WHEREAS, the Bay Bridge is owned, operated, and maintained by the Maryland Transportation Authority (MDTA) in its modern-day construct as a dual 4.3-mile span with a three-lane westbound span and a two-lane eastbound span; and

WHEREAS, the three-lane span can be adjusted to compensate for traffic demands associated with periods of congestion using "contraflow" to reverse traffic flow during peak travel periods and is one of the longest sections of contraflow used in the country; and

WHEREAS, the five lanes of the Bay Bridge that currently cross the Chesapeake Bay have not been adequate to effectively manage peak period traffic for many years; and

WHEREAS, the approaching roadway segments along US 50/301 consists of six lanes, which are geometrically incompatible with the five lanes crossing the Bay; and

WHEREAS, contraflow is used daily in an attempt to correct this incompatibility, but congestion and backups have now become routine in both directions; and

WHEREAS, over the last thirty years Maryland and Delaware have invested over a billion dollars completing numerous roadway improvement projects in the region including, Reach-the-Beach, additional lanes along MD Route 2, the addition of 1-97, upgrades to MD Route 404, and the Middletown Delaware bypass; and

WHEREAS, all these corridors contribute to traffic crossing the same five lanes of the Bay Bridge in place since 1973; and

WHEREAS, the existing· bridges were designed for a fifty-year life, and with the east bound span now nearly seventy years old, and the west bound span now nearly fifty years old, maintenance needs and functional traffic management have become more challenging and expensive as the bridges age beyond the original design intent, and future maintenance projects will have a significant, detrimental impact on available bridge capacity and operations; and

WHEREAS, in 2015, the "US 50/301 William Preston Lane Jr. Memorial (Bay) Bridge Life Cycle Cost Analysis" identified maintenance and rehabilitation costs for the existing bridges to be $3.25 billion through 2065; and

WHEREAS, all travelers and commerce must go through this corridor to cross the Chesapeake Bay in Maryland; and

WHEREAS, the lack of any alternative routes in this corridor result in backups on both the mainline corridor and along all parallel community roads which dramatically impacts the health, safety, livability, and economy of the communities located near the passage and along the US 50/301 corridor on both sides of the Chesapeake Bay; and

WHEREAS, the traffic impacts are significant and disruptive to community quality of life and ability to access routine essential services, including, emergency services, patient transport, fire response, schools, and both local and regional economy; and

WHEREAS, the MDTA accurately predicted average Summer daily traffic volume forecasts of 100,000 vehicles per day by 2020, that are now being realized, along with future continuing trends of over 110,000 vehicles per day resulting in projected seven-mile backups and seven hours of delay time by 2030 if the capacity shortfall at the Bay Bridge is not addressed promptly; and

WHEREAS, the only viable solution to eliminate the bottleneck caused by the Bay Bridge capacity constriction is to expeditiously align previous transportation investments in other route improvements with a new replacement bridge and functional mainline approach roadways that are compatible and have adequate capacity to safely move traffic on the US 50/301 corridor; and

WHEREAS, in recent years, Governor Lawrence L. Hogan has worked diligently to identify a solution that will maximize congestion relief and minimize the environmental impact; and

WHEREAS, Governor Hogan had dedicated countless resources and efforts to provide traffic relief in Maryland for families, commuters, and businesses and has directed improvements at the Bay Bridge to reduce current congestion and minimize delays related to required maintenance including, expediting re-decking on the westbound span, installing an electronic toll collection system, removing physical toll booths, and providing free "E-Z Pass" transponders to citizens while keeping tolls at historically low levels; and

WHEREAS, on August 30, 2016, Governor Hogan announced $5 million in funding for the MDTA to conduct a Tier 1 Bay Crossing Study; and

WHEREAS, the Chesapeake Bay Crossing Study: Tier 1 NEPA ("Bay Crossing Study") is a National Environmental Policy Act (NEPA) study being conducted with public and agency involvement to result in the identification of a preferred corridor alternative to provide adequate capacity, dependable and reliable travel times, and flexibility to maintenance and incident management in a safe manner at the Bay Bridge with the evaluation of its financial feasibility, traffic alleviation and environmental analyses; and

WHEREAS, in February of 2021, the MDTA, in cooperation with the Federal Highway Administration (FHWA), issued a Tier 1 Draft Environmental Impact Statement for the Bay Crossing Study; and

WHEREAS, the FHWA and the MDTA have announced their intention to issue a combined Tier 1 Final Environmental Impact Statement and Record of Decision sometime in the Winter of 2021-2022; and

WHEREAS, following the completion of the Tier 1 study, a more extensive and detailed Tier 2 study must be done to thoroughly assess the preferred corridor alternative identified in the Tier 1 study as well as the potential environmental impacts, and possibly advance a new replacement bridge and approach highway or roads; and

WHEREAS, communities in both Anne Arundel and Queen Anne's Counties will continue to experience the impacts of increased traffic volume and delays during the multi-year will Tier 2 process, and as the current Bay Bridge remains in a constant state of maintenance and rehabilitation; and

WHEREAS, it is imperative the Tier 2 Environmental Impact Statement be funded and begin immediately, and all efforts be made to expedite the lengthy and extensive Federal process.

NOW, THEREFORE, BE IT RESOLVED, the County Commissioners of Kent County, Maryland, hereby find that the best solution to maintain forward progress, support the investments already made along the US Route 50/301 corridor, specifically from I-97 to MD 404, and address the existing and future traffic capacity shortfalls is to replace the current two spans of the Chesapeake Bay Bridge with a single new replacement bridge, constructed at the same location, that includes a minimum of eight travel lanes to provide adequate capacity and dependable and reliable travel times.

BE IT FURTHER RESOLVED, that the County Commissioners hereby requests that the Tier 1 Chesapeake Bay Crossing Study be concluded, and that sufficient resources be allocated for the Tier 2 Chesapeake Bay Crossing Study; and be it further

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to the County Council of Anne Arundel in support of Resolution No. 49-21 and the County Commissioners of Queen Anne's County in support of Resolution No. 21-17; and as evidence of our unified support in this matter.

ATTEST:

Sallie Watson

Sallie Watson, Deputy Clerk II

THE COUNTY COMMISSIONERS
OF KENT COUNTY, MARYLAND

P. Thomas Mason

P. Thomas Mason, President

Ronnie Fithian

Ronald H. Fithian, Member

Robert N. Jacob, Jr., Member

ADOPTED: October 26, 2021

Resolution

COUNTY COMMISSIONERS OF QUEEN ANNE'S COUNTY, MARYLAND

Resolution No. 21-17

RESOLUTION in support of a replacement bridge at the current crossing of the William Preston Lane Jr. Memorial Bridge otherwise known as the Chesapeake Bay Bridge,

WHEREAS, the iconic Chesapeake Bay Bridge (the "Bay Bridge") connects Maryland's Eastern Shore with its Western Shore, between Stevensville in Queen Anne's County and Annapolis in Anne Arundel County; and

WHEREAS, the original two-lane span opened in 1952 as the world's longest continuous over-water steel structure and a parallel span was added in 1973, and these two spans are the Bay Bridge in place today; and

WHEREAS, the Bay Bridge is situated along a vital, heavily traveled link of the US 50/301 corridor that extends from I-97 to MD 404, and it connects businesses, healthcare, entertainment, and families of both Maryland shores and provides the sole direct connection between recreational and ocean regions on Maryland's Eastern Shore with the metropolitan areas of Baltimore, Annapolis and Washington, D.C.; and

WHEREAS, the Bay Bridge is owned, operated, and maintained by the Maryland Transportation Authority (the "MDTA") in its modern-day construct as a dual 4.3-mile span with a three-lane westbound span and a two-lane eastbound span; and

WHEREAS, the three-lane span can be adjusted to compensate for traffic demands associated with periods of congestion using "contraflow" to reverse traffic flow during peak travel periods and is one of the longest sections of contraflow used in the country; and

WHEREAS, the five lanes of the Bay Bridge that currently cross the Chesapeake Bay have not been adequate to effectively manage peak period traffic for many years; and

WHEREAS, the approaching roadway segments along US 50/301 consists of six lanes, which are geometrically incompatible with the five lanes crossing the Bay; and

WHEREAS, contraflow is used daily in an attempt to correct this incompatibility, but congestion and backups have now become routine in both directions; and

WHEREAS, over the last 30-years Maryland and Delaware have invested over a billion dollars completing numerous roadway improvement projects in the region including, Reach-the-Beach, additional lanes along MD Route 2, the addition of I-97, upgrades to MD Route 404, and the Middletown Delaware bypass; and

WHEREAS, all these corridors contribute to traffic crossing the same five lanes of the Bay Bridge in place since 1973; and

WHEREAS, the existing bridges were designed for a 50-year life, and with the east bound span now nearly 70 years old, and the west bound span now nearly 50 years old, maintenance needs and functional traffic management have become more challenging and expensive as the bridges age

beyond the original design intent, and future maintenance projects will have a significant, detrimental impact on available bridge capacity and operations; and

WHEREAS, in 2015, the "US 50/301 William Preston Lane Jr. Memorial (Bay) Bridge Life Cycle Cost Analysis"[1] identified maintenance and rehabilitation costs for the existing bridges to be $3.25 billion through 2065; and

WHEREAS, all travelers and commerce must go through this corridor to cross the Chesapeake Bay in Maryland; and

WHEREAS, the lack of any alternative routes in this corridor result in backups on both the mainline corridor and along all parallel community roads which dramatically impacts the health, safety, livability, and economy of the communities located near the passage and along the US 50/301 corridor on both sides of the Chesapeake Bay; and

WHEREAS, the traffic impacts are significant and disruptive to community quality of life and ability to access routine essential services, including, emergency services, patient transport, fire response, schools, and both local and regional economy; and

WHEREAS, the MDTA accurately predicted average Summer daily traffic volume forecasts of 100,000 vehicles per day by 2020, that are now being realized, along with future continuing trends of over 110,000 vehicles per day resulting in projected 7-mile backups and seven hours of delay time by 2030 if the capacity shortfall at the Bay Bridge is not addressed promptly; and

WHEREAS, the only viable solution to eliminate the bottleneck caused by the Bay Bridge capacity constriction is to expeditiously align previous transportation investments in other route improvements with a new replacement bridge and functional mainline approach roadways that are compatible and have adequate capacity to safely move traffic on the US 50/301 corridor; and

WHEREAS, in recent years, Governor Lawrence L. Hogan has worked diligently to identify a solution that will maximize congestion relief and minimize the environmental impact; and

WHEREAS, Governor Hogan had dedicated countless resources and efforts to provide traffic relief in Maryland for families, commuters, and businesses and has directed improvements at the Bay Bridge to reduce current congestion and minimize delays related to required maintenance including, expediting re-decking on the westbound span, installing an electronic toll collection system, removing physical toll booths, and providing free "E-Z Pass" transponders to citizens while keeping tolls at historically low levels; and

WHEREAS, on August 30, 2016, Governor Hogan announced $5 million in funding for the MDTA to conduct a Tier 1 Bay Crossing Study; and

WHEREAS, the Chesapeake Bay Crossing Study: Tier 1 NEPA ("Bay Crossing Study") is a National Environmental Policy Act ("NEPA") study being conducted with public and agency involvement to result in the identification of a preferred corridor alternative to provide adequate capacity, dependable and reliable travel times, and flexibility to maintenance and incident management in a safe manner at the Bay Bridge with the evaluation of its financial feasibility, traffic alleviation and environmental analyses; and

WHEREAS, in February of 2021, the MDTA, in cooperation with the Federal Highway Administration (the "FHWA"), issued a Tier 1 Draft Environmental Impact Statement for the Bay Crossing Study; and

WHEREAS, the FHWA and the MDTA have announced their intention to issue a combined Tier 1 Final Environmental Impact Statement and Record of Decision sometime in the Winter of 2021-2022; and

WHEREAS, following the completion of the Tier 1 study, a more extensive and detailed Tier 2 study must be done to thoroughly assess the preferred corridor alternative identified in the Tier 1 study as well as the potential environmental impacts, and possibly advance a new replacement bridge and approach highway or roads; and

WHEREAS, communities in both Anne Arundel and Queen Anne's Counties will continue to experience the impacts of increased traffic volume and delays during the multi-year Tier 2 process, and as the current Bay Bridge remains in a constant state of maintenance and rehabilitation; and

WHEREAS, it is imperative the Tier 2 Environmental Impact Statement be funded and begin immediately, and all efforts be made to expedite the lengthy and extensive Federal process; now, therefore, be it

Resolved by the County Commissioners of Queen Anne's County, Maryland, That it hereby finds that the best solution to maintain forward progress, support the investments already made along the US Route 50/301 corridor, specifically from I-97 to MD 404, and address the existing and future traffic capacity shortfalls is to replace the current two spans of the Chesapeake Bay Bridge with a single new replacement bridge, constructed at the same location, that includes a minimum of eight travel lanes to provide adequate capacity and dependable and reliable travel times; and be it further

Resolved, That the County Commissioners hereby requests that the Tier 1 Chesapeake Bay Crossing Study be concluded, and that sufficient resources be allocated for the Tier 2 Chesapeake Bay Crossing Study; and be it further

Resolved, That a copy of this Resolution be sent to the County Council of Anne Arundel County for their consideration and mutual support.

WITNESS the hands and seals of the County Commissioners of Queen Anne's County this 28 day of September, 2021.

ATTEST:

Margie Houck
Executive Assistant

THE COUNTY COMMISSIONERS OF
QUEEN ANNE'S COUNTY

Christopher M. Corchiarino, President

Jack N. Wilson, Jr.

Stephen Wilson

Philip L. Dumenil

James J. Moran

AMENDED
October 4, 2021

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 18

Resolution No. 49-21

Introduced by Ms. Fiedler

By the County Council, September 20, 2021

RESOLUTION in support of a replacement bridge at the current crossing of the William Preston Lane Jr. Memorial Bridge otherwise known as the Chesapeake Bay Bridge

WHEREAS, the iconic Chesapeake Bay Bridge (the "Bay Bridge") connects Maryland's Eastern Shore with its Western Shore, between Stevensville in Queen Anne's County and Annapolis in Anne Arundel County; and

WHEREAS, the original two-lane span opened in 1952 as the world's longest continuous over-water steel structure and a parallel span was added in 1973, and these two spans are the Bay Bridge in place today; and

WHEREAS, the Bay Bridge is situated along a vital, heavily traveled link of the US 50/301 corridor that extends from I-97 to MD 404, and it connects businesses, healthcare, entertainment, and families of both Maryland shores and provides the sole direct connection between recreational and ocean regions on Maryland's Eastern Shore with the metropolitan areas of Baltimore, Annapolis and Washington, D.C.; and

WHEREAS, the Bay Bridge is owned, operated, and maintained by the Maryland Transportation Authority (the "MDTA") in its modern day construct as a dual 4.3-mile span with a three-lane westbound span and a two-lane eastbound span; and

WHEREAS, the three-lane span can be adjusted to compensate for traffic demands associated with periods of congestion using "contraflow" to reverse traffic flow during peak travel periods and is one of the longest sections of contraflow used in the country; and

WHEREAS, the five lanes of the Bay Bridge that currently cross the Chesapeake Bay have not been adequate to effectively manage peak period traffic for many years; and

WHEREAS, the approaching roadway segments along US 50/301 consist of six lanes, which are geometrically incompatible with the five lanes crossing the Bay; and

WHEREAS, contraflow is used daily in an attempt to correct this incompatibility, but congestion and backups have now become routine in both directions; and

EXPLANATION: Underlining indicates matter added to resolution by amendment.
~~Strikeover~~ indicates matter removed from resolution by amendment.

WHEREAS, over the last 30 years Maryland and Delaware have invested over a billion dollars completing numerous roadway improvement projects in the region, including Reach-the-Beach, additional lanes along MD Route 2, the addition of I-97, upgrades to MD Route 404, and the Middletown Delaware bypass; and

WHEREAS, all these corridors contribute to traffic crossing the same five lanes of the Bay Bridge in place since 1973; and

WHEREAS, the existing bridges were designed for a 50-year life, and with the east bound span now nearly 70 years old, and the west bound span now nearly 50 years old, maintenance needs and functional traffic management have become more challenging and expensive as the bridges age beyond the original design intent, and future maintenance projects will have a significant, detrimental impact on available bridge capacity and operations; and

WHEREAS, in 2015, the "US 50/301 William Preston Lane Jr. Memorial (Bay) Bridge Life Cycle Cost Analysis"[1] identified maintenance and rehabilitation costs for the existing bridges to be $3.25 billion through 2065; and

WHEREAS, all travelers and commerce must go through this corridor to cross the Chesapeake Bay in Maryland; and

WHEREAS, the lack of any alternative routes in this corridor result in backups on both the mainline corridor and along all parallel community roads which dramatically impacts the health, safety, livability, and economy of the communities located near the passage and along the US 50/301 corridor on both sides of the Chesapeake Bay; and

WHEREAS, the traffic impacts are significant and disruptive to community quality of life and ability to access routine essential services, including, emergency services, patient transport, fire response, schools, and both local and regional economy; and

WHEREAS, the MDTA accurately predicted average Summer daily traffic volume forecasts of 100,000 vehicles per day by 2020, that are now being realized, along with future continuing trends of over 110,000 vehicles per day resulting in projected 7-mile backups and seven hours of delay time by 2030 if the capacity shortfall at the Bay Bridge is not addressed promptly; and

WHEREAS, the only viable solution to eliminate the bottleneck caused by the Bay Bridge capacity constriction is to expeditiously align previous transportation investments in other route improvements with a new replacement bridge and functional mainline approach roadways that are compatible and have adequate capacity to safely move traffic on the US 50/301 corridor; and

[1] Report available at https://mdta.maryland.gov/sites/default/files/Files/blogs/Bay_Bridge_LCCA_Report_12-2015.pdf.

WHEREAS, in recent years, Governor Lawrence L. Hogan has worked diligently to identify a solution that will maximize congestion relief and minimize the environmental impact; and

WHEREAS, Governor Hogan has dedicated countless resources and efforts to provide traffic relief in Maryland for families, commuters, and businesses and has directed improvements at the Bay Bridge to reduce current congestion and minimize delays related to required maintenance including, expediting re-decking on the westbound span, installing an electronic toll collection system, removing physical toll booths, and providing free "E-ZPass" transponders to citizens while keeping tolls at historically low levels; and

WHEREAS, on August 30, 2016, Governor Hogan announced $5 million in funding for the MDTA to conduct a Tier 1 Bay Crossing Study; and

WHEREAS, the Chesapeake Bay Crossing Study: Tier 1 NEPA ("Bay Crossing Study") is a National Environmental Policy Act ("NEPA") study being conducted with public and agency involvement to result in the identification of a preferred corridor alternative to provide adequate capacity, dependable and reliable travel times, and flexibility to maintenance and incident management in a safe manner at the Bay Bridge with the evaluation of its financial feasibility, traffic alleviation and environmental analyses; and

WHEREAS, in February of 2021, the MDTA, in cooperation with the Federal Highway Administration (the "FHWA"), issued a Tier 1 Draft Environmental Impact Statement for the Bay Crossing Study; and

WHEREAS, the FHWA and the MDTA have announced their intention to issue a combined Tier 1 Final Environmental Impact Statement and Record of Decision sometime in the Winter of 2021-2022; and

WHEREAS, following the completion of the Tier 1 study, a more extensive and detailed Tier 2 study must be done to thoroughly assess the preferred corridor alternative identified in the Tier 1 study as well as the potential environmental impacts, and possibly advance a new replacement bridge and approach highway or roads; and

WHEREAS, communities in both Anne Arundel and Queen Anne's Counties will continue to experience the impacts of increased traffic volume and delays during the multi-year Tier 2 process, and as the current Bay Bridge remains in a constant state of maintenance and rehabilitation; and

WHEREAS, by Resolution No. 32-21 the addition of a third span to the existing Bay Bridge was opposed, that opposition still stands, and the construction of a new replacement Bay Bridge is now supported; and

WHEREAS, it is imperative the Tier 2 Environmental Impact Statement be funded and begin immediately, and all efforts be made to expedite the lengthy and extensive Federal process; now, therefore, be it

Resolved by the County Council of Anne Arundel County, Maryland, That it hereby finds that the best solution to maintain forward progress, support the investments already made along the US Route 50/301 corridor, specifically from I-97 to MD 404, and address the existing and future traffic capacity shortfalls is to replace the current two spans of the Chesapeake Bay Bridge with a single new replacement bridge, constructed at the same location, that includes a minimum of eight travel lanes to provide adequate capacity and dependable and reliable travel times; and be it further

Resolved, That the County Council hereby requests that the Tier 1 Chesapeake Bay Crossing Study be concluded, and that sufficient resources be allocated for the Tier 2 Chesapeake Bay Crossing Study; and be it further

Resolved, that this Resolution is contingent upon the Board of County Commissioners of Queen Anne's County, Maryland adopting a resolution that is substantially the same as this Resolution at their next meeting, and, if the Board of County Commissioners of Queen Anne's County does not adopt a resolution that is substantially the same as this Resolution at their next meeting, then this Resolution shall be considered null and void without further action of the County Council; and be it further

Resolved, That a copy of this Resolution be sent to the Board of County Commissioners of Queen Anne's County ~~for further action~~; County Executive Steuart Pittman; Governor Larry Hogan; Gregory Slater, Maryland Secretary of Transportation; James Ports, Jr., Executive Director, MDTA; Heather Lowe, Project Manager, MDTA; State Delegates Heather Bagnall and Sid Saab; State Senator Edward R. Reilly; U.S. Senators Chris Van Hollen and Benjamin Cardin; U.S. Congressman Anthony Brown; Pete Buttgieg, U.S. Secretary of Transportation; Jeanette Mar, Environmental Program Manager, FHWA Maryland Division; Karen Kahl, Project Manager, RK&K; and Tim Ryan, Project Manager, Traffic Analysis, AECOM.

AMENDMENTS ADOPTED: October 4, 2021

READ AND PASSED this 4th day of October, 2021.

By Order:

Laura Corby
Administrative Officer

I HEREBY CERTIFY THAT RESOLUTION NO. 49-21 IS TRUE AND CORRECT AND DULY ADOPTED BY THE COUNTY COUNCIL OF ANNE ARUNDEL COUNTY.

Sarah F. Lacey
Chair

Maryland Association of Counties Legislative Committee
10/26/2021
County Commissioners Meeting

Item Summary:
2022 Legislative Committee Nominees

ATTACHMENTS:

Description

Memo- Legislative Committee 2022 Nominees

10.26.21 Kent County MACO Legislative Committee Members

LC - Rules and Procedures

MARYLAND Association of COUNTIES

TO: Chief Elected Officials

FROM: Michael Sanderson, Executive Director, MACo

DATE: October 24, 2021

SUBJECT: 2022 Legislative Committee Nominations – Member and Alternate

The work of the Maryland Association of Counties (MACo) Legislative Committee is regarded as one of the organization's most important and challenging functions. Local elected officials serve as members on this body to set legislative direction, advocate, and communicate on behalf of MACo before the Administration and the General Assembly.

MACo's Legislative Committee meets weekly during the General Assembly Session to determine the Association's positions on policy matters. Committee members are also responsible for contacting state legislators at critical points during Session to encourage their local elected colleagues to support county priorities in pending legislation.

As we are nearing January and the start of the 2022 General Assembly Session, we would request that you recommend a nominee and alternate to serve on the Legislative Committee. Again, involvement on the Legislative Committee is critical as MACo strives to protect county resources and further a positive Annapolis presence.

Except in special circumstances arising in charter counties with a separate executive branch, MACo's Legislative Committee is composed of one member from each member subdivision. MACo's By-Laws require each subdivision (the 23 counties and Baltimore City) to nominate an elected official for Committee membership. These nominees are officially "elected" during the Association's Annual Business Meeting, during MACo's Winter Conference at the Hyatt Regency Chesapeake Bay Hotel Cambridge, MD on **Thursday, December 9, 2021.**

To promote full Legislative Committee representation, the By-Laws also provide for the appointment of an alternative member who may cast the subdivision's vote if the subdivision's regular member is absent. Alternate members may participate in Committee deliberations and are urged to attend meetings. Alternate members need not be elected officials.

169 Conduit Street, Annapolis, MD 21401
410.269.0043 BALT/ANNAP ◆ 301.261.1140 WASH DC ◆ 410.268.1775 FAX
www.mdcounties.org

A charter county with a separate executive branch may have two members and alternates if the Executive and Council each choose to send their own representative. However, the subdivision still has only one vote with both representatives putting forth one-half of a vote.

The Legislative Committee generally meets weekly beginning approximately the third week of January until the first or second week of March during the regular General Assembly Session to determine MACo positions on pending county-relevant legislation. During the interim, the Committee meets twice to formulate Association legislative initiatives and to remain current on pending issues.

Given the ongoing COVID-19 pandemic, details regarding the General Assembly Session and the Legislative Committee meetings are still being finalized. MACo's top priority is the safety of our members. We are considering all factors as we evaluate holding these meetings virtually or in-person and deeply appreciate your patience as we finalize those details. All meetings of the Committee will be announced in advance. Members and alternates will receive reminders and updates by email accordingly. We will provide a full schedule of meetings as it gets closer to the opening of the 2022 General Assembly Session.

To submit your committee member and alternate, please complete the attached nomination form and return it to Allison at avalliant@mdcounties.org by **Friday, November 19, 2021**. The form lists your jurisdiction's 2021 Legislative Committee Member and Alternate for informational purposes. There is no requirement to change your member and alternate each year – you can choose to keep the same individuals as your representatives but must note that on the form.

Please contact Michael Sanderson, Executive Director, at 410.269.0043 should you have any questions regarding this process.

Thank you for your cooperation.

CC: County Administrators
County Legislative Staffers
Assistants to Chief Elected Officials

MARYLAND Association of COUNTIES

169 Conduit Street
Annapolis, MD 21401
(410) 269-0043 (Baltimore Metro)
(301) 261-1140 (Washington Metro)
(410) 268-1775 (FAX)
www.mdcounties.org

Person Completing Form: Sallie Watson
County: Kent

PLEASE RETURN COMPLETED FORM TO THE ASSOCIATION BY Friday, November 19, 2021
Email at avalliant@mdcounties.org

SUBDIVISION	LEGISLATIVE COMMITTEE MEMBER - 2021	LEGISLATIVE COMMITTEE ALTERNATE – 2021	PROPOSED 2022 MEMBER	PROPOSED 2022 ALTERNATE MEMBER
ALLEGANY	Jake Shade	David Caporale		
ANNE ARUNDEL	Steuart Pittman Allison Pickard	Pete Baron Amanda Fiedler		
BALTIMORE CITY	Brandon Scott Odette Ramos	Natasha Mehu Nikki Thompson		
BALTIMORE COUNTY	John Olszewski Izzy Patoka	Chuck Conner Julian Jones		
CALVERT	Earl Hance	Thomas Hutchins		
CAROLINE	Wilbur Levengood	Sara Visintainer		
CARROLL	Steve Wantz	Dennis Frazier		
CECIL	Danielle Hornberger Jackie Gregory	Dan Schneckenburger William Coutz		
CHARLES	Reuben Collins	Amanda Stewart		
DORCHESTER	Lenny Pfeffer	William Nichols		
FREDERICK	Jan Gardner M.C. Keegan-Ayer	Joy Schaefer Ragen Cherney		
GARRETT	James Hinebaugh	Paul Edwards		
HARFORD	Barry Glassman Joe Woods	Larry Richardson Jessica Blake		
HOWARD	Calvin Ball Opel Jones	Maureen Evans Arthurs Deb Jung		
KENT	Robert Jacob	Shelley Heller	Robert Jacob	Shelley Heller
MONTGOMERY	Craig Rice	Andrew Friedson		
PRINCE GEORGE'S	Angela Alsobrooks Todd Turner	Rhea Harris Calvin Hawkins		
QUEEN ANNE'S	Jack Wilson	Chris Corchiarino		
ST. MARY'S	James Guy	Todd Morgan		
SOMERSET	Charles Laird	Craig Mathies, Sr.		
TALBOT	Laura Price	Corey Pack		
WASHINGTON	Charles Burkett	Jeffrey Cline		
WICOMICO	John Psota Larry Dodd	--------- John Cannon		
WORCESTER	Chip Bertino	Jim Bunting		

RULES AND PROCEDURES
OF THE
LEGISLATIVE COMMITTEE
OF THE
MARYLAND ASSOCIATION OF COUNTIES

A. Proceedings - General

1. Unless otherwise announced all meetings of the Legislative Committee shall begin at 10:30 a.m..
2. The Legislative Committee shall meet monthly and at such other times and with such frequency as may be determined by the Chairperson.
3. Proceedings shall be governed by Roberts Rules of Order.
4. Action by the Legislative Committee will require a quorum which shall be the presence of voting members from at least 13 member jurisdictions.
5. Except as provided elsewhere, action requires an affirmative vote of a majority present at the meeting.
6. A reconsideration of an action taken at a prior meeting requires the affirmative vote of at least three-quarters of the votes present at the meeting.
7. Except upon the specific approval of the Chairperson$_1$ no other agenda item shall be considered until the Legislative Committee has completed consideration of all bills on the days agenda.
8. Only members of the Legislative Committee and alternates shall be seated at the table.

B. Proceedings - Voting (See MACo Constitution, Article VII)

1. Each member subdivision shall have one voting member.
2. For a subdivision which has an executive-council form of government and which cannot agree on a single voting member, the executive and council may each designate a voting member. In such circumstances, the designated voting members shall each have a half vote.
3. A designated alternate member may vote only when the regular member from the jurisdiction is not present.
4. A roll call vote shall be taken at the request of three legislative committee members or alternates or at the discretion of the chairperson.
5. Upon a motion that is seconded by at least two other counties, the vote necessary for the Legislative Committee to take a position on a matter, other than a matter of procedure and other than a motion to take no position on an issue, shall be the affirmative vote of 3/5 of the counties present. The motion shall be made before the vote on the matter.
6. It is the policy of the association that persons shall be advised only of the position of the legislative committee on a specific issue and not of the vote on that issue.

C. Procedures - Identification of Bills for Consideration

1. MACo staff will review all introduced bills to identify bills that, if adopted, would have an impact on the membership (impact bills).
2. Impact bills will be listed in the Courthouse News that is issued immediately before the Legislative Committee meeting at which the bills may be considered.
3. Impact bills will be reviewed to determine which have a good or reasonable chance of passage (action bills).
4. Action Bills will be thoroughly analyzed by staff and will be listed in the Legislative Committee agenda distributed immediately before the Legislative Committee meeting at which the bills will be considered.

D. Proceedings - Bill Consideration

1. Staff will make presentations on action bills to the Legislative Committee or, as appropriate, to a standing subcommittee of the Legislative Committee.
2. Any member of the Legislative Committee may move that a bill other than an action bill be considered. The bill will be placed on the legislative committee agenda for consideration upon an affirmative vote of a majority of those members present.
3. A member may move to oppose, support, support with amendments, or take no position on a specific bill subject to consideration.
4. Action bills reviewed by a standing subcommittee which fall within existing policy guidelines or which have been the subject of prior Legislative Committee consideration may be presented to the Legislative Committee as an aggregate for action by consent. Bills proposed for action by consent shall be briefly described to the Legislative Committee by staff or a member of the subcommittee. A member may move that a bill proposed for action by consent be considered individually.
5. Should action be required on a bill or proposed amendment to a bill before consideration by the Legislative Committee is feasible, appropriate action will be determined by the MACo President and Legislative Committee Chairperson, or, if that is not possible, by the Legislative Committee Chairperson or, if that is not possible, by the Executive Director. The determination of appropriate action shall be based upon an assessment of what the legislative committee action on the issue would be. The action shall be reported to the Legislative Committee at its next meeting and shall be considered as having been taken by the legislative committee at that meeting.

E. Staff Responsibilities/Guidance

1. In the absence of specific direction from the Legislative Committee Chairperson, the Executive Director will determine whether there will be written or oral testimony, or both, on a bill and whether to request testimony from elected officials.
2. The rationale for the position to be presented by staff shall be determined by referring to the debate before the Legislative Committee. When necessary, further direction may be obtained from the Legislative Committee Chairperson

F. Procedures - Determination of Policy

1. The legislative policy of the Legislative Committee shall be considered and enacted during the interim.
2. There shall be two types of legislative policy, position policy and consideration policy.
3. Position policy shall provide guidance for Legislative Committee or subcommittee action on recurring issues.
4. Consideration policy shall provide guidance for identifying issues or bills which should, or should not be, subject to Legislative Committee consideration.
5. The Legislative Committee Chairperson may appoint a subcommittee to make recommendations regarding proposed policy to the Legislative Committee.

G. Procedures - Establishment of Legislative Initiatives

1. At the first meeting of the Legislative Committee after the conclusion of the regular General Assembly session, the process for establishing the legislative initiatives for the next regular session shall be initiated.
2. The Executive Director and each member jurisdiction, affiliate, and standing subcommittee shall be requested to provide suggestions for proposed legislative initiatives.
3. Legislative initiatives shall be adopted at or before the October meeting of the Legislative Committee except that during the year of a Gubernatorial election, and at the discretion of the president or Chairperson, the adoption of Legislative initiatives may be deferred until after the October meeting.
4. The Legislative Committee Chairperson may appoint a subcommittee to make recommendations regarding proposed legislative initiatives to the Legislative Committee.
5. Except with the specific approval of the officers of the Association, the Legislative Committee shall adopt no more than 4 proposed legislative initiatives.

H. Subcommittees

1. The Legislative Committee shall have two standing subcommittees which shall be the Tax Subcommittee and the Education Subcommittee.
2. The Tax Subcommittee[1]s jurisdiction shall be limited to issues relating to taxes and revenues.
3. The Education Subcommittee[1]s jurisdiction shall be limited to issues relating to education policy.
4. The MACo President, in consultation with the Chairperson of the Legislative Committee, shall appoint the subcommittee chairperson, vice chairperson, and members. No subcommittee shall have more than 15 voting members.
5. The standing subcommittees shall meet at such times as are deemed appropriate and necessary by their chairperson.
6. A subcommittee may review bills within its jurisdiction and make recommendations regarding action bills to the Legislative Committee.
7. The Legislative Committee Chairperson may appoint an ad hoc subcommittee to consider specific issues or any other proposal.
8. During the interim the standing subcommittees shall be requested and given the opportunity to make presentations regarding issues and policy considerations within their jurisdiction.

I. Affiliates

1. The Legislative Committee Chairperson or the Executive Director may request that an affiliate provide comment on action bills within the affiliate's area of expertise.
2. During the interim each affiliate shall be requested and given the opportunity to make presentations on issues and policy considerations within their areas of expertise.
3. When deemed appropriate, the Legislative Committee Chairperson or Executive Director may request that an affiliate present testimony before the General Assembly on an issue within the affiliate's area of expertise.

Approved 12/3/92
Amended 3/24/93 (Add Section B5; Change Section B5 to Section B6)
Amended 8/21/93 (Change Section B5)
Amended 11/4/93 (Change Section G.3.)

Dr. Karen Couch, Superintendent, Kent County Public Schools
10/26/2021
County Commissioners Meeting

Item Summary:
Response Letter

ATTACHMENTS:

Description

10.20.21 Dr. Karen Couch, Superintendent, Kent County Public Schools, Additional Safety Measures

10.14.21 Dr. Karen Couch Superintendent KCPS Additional Safety Measures

Kent County Board of Education

Growing a Community of Leaders

Dr. Karen M. Couch
Office of the Superintendent

October 20, 2021

County Commissioners and Sheriff's Office of Kent County
400 High Street
Chestertown, MD 21620

Re: Letter Dated October 14- Additional Safety Measures

Dear County Commissioners and Sheriff Price,

Thank you very much for your letter dated October 14 2021, and the offer to provide additional safety measures for Kent County High School (KCHS). I have been in discussion with Mrs. Kris Hemstetter, KCHS Principal, to determine what will be needed in the coming weeks. We both agreed that additional patrols during the arrival and dismissal of students would be appreciated. Additional support during lunch periods that are scheduled between 10:45 a.m. and 12:45 p.m. would also be welcomed. This week, I had a conversation with Sheriff Price and he felt confident he could provide support as requested.

Student health and safety is a paramount concern for all staff at Kent County Public Schools. While I cannot disclose specific disciplinary consequences imposed on students, please be advised that appropriate steps have already been taken to address the behaviors of the students involved in school disruptions. Finally, the school system has deployed all available resources within the school and at the district level to ensure safety of students and staff is at the forefront. Thank you so much for your support, it is much appreciated.

Sincerely,

Karen M. Couch

Dr. Karen M. Couch
Superintendent of Schools

cc: Kent County Board of Education

County Commissioners
Office
Date 10-22-21 LSC

5608 Boundary Avenue Rock Hall, MD 21661 410-778-7113 (f) 410-778-2350

The County Commissioners of Kent County

P. THOMAS MASON
PRESIDENT
CHESTERTOWN, MD

RONALD H. FITHIAN
MEMBER
ROCK HALL, MD

ROBERT N. JACOB, JR.
MEMBER
WORTON, MD

R. Clayton Mitchell, Jr.
Kent County Government Center
400 High Street
Chestertown, Maryland 21620
TELEPHONE 410-778-4600
E-MAIL kentcounty@kentgov.org
www.kentcounty.com

SHELLEY L. HELLER
COUNTY ADMINISTRATOR

THOMAS N. YEAGER
COUNTY ATTORNEY

October 14, 2021

Dr. Karen Couch, Superintendent
Kent County Public Schools
5608 Boundary Avenue
Rock Hall, MD 21661

RE: Additional Safety Measures

Dear Dr. Couch:

In efforts to provide a united front with Kent County Public Schools (KCPS), we, the County Commissioners, and the Sheriff of the Kent County Sheriff's Office, would like to offer any and all additional support to increase the safety measures at Kent County High School (KCHS) for our students and teachers. The Sheriff's Office has the capacity to offer heightened security measures within KCHS. We encourage you to consider this offer of support by requesting additional resources from the Sheriff's Office. It is our hope that we can help set a precedent that inappropriate behaviors of students will not be tolerated.

Working together assures the staff, parents, and students of KCHS that we take safety and security as a top priority. Please reach out to Sheriff John F. Price and provide a written request for any additional support you wish to receive. We stand ready and willing to assist KCPS.

Very truly yours,
THE COUNTY COMMISSIONERS
AND SHERIFF'S OFFICE
OF KENT COUNTY, MARYLAND

P. Thomas Mason

P. Thomas Mason, President

Ronald H. Fithian /sw

Ronald H. Fithian, Member

Robert N. Jacob, Jr., Member

John F. Price, Sheriff

KCC/sw
cc: Joe Goetz, President, Kent County Board of Education

Kristin Case Lawrence, Public Utility Law Judge, Public Service Commission of Maryland
10/26/2021
County Commissioners Meeting

Item Summary:
Morgnec Road Solar, LLC - Case No. 9499

ATTACHMENTS:

Description

10.19.21 Kristin Case Lawrence, Public Utility Law Judge, Case No. 9299, Morgnec Solar, Second Public Comment Hearing

10.05.21 Before the Public Service Commission of Maryland, Case Number 9499, Morgnec Road Solar, LLC, Public Utility Law Judge's Notice of Second Public Comment Hearing

10.05.21 State of Maryland Public Service Commission, Second Public Comment Hearing, Case Number 9499, Morgnec Road Solar, LLC

The County Commissioners of Kent County

P. THOMAS MASON
PRESIDENT
CHESTERTOWN, MD

RONALD H. FITHIAN
MEMBER
ROCK HALL, MD

ROBERT N. JACOB, JR.
MEMBER
WORTON, MD

R. Clayton Mitchell, Jr.
Kent County Government Center
400 High Street
Chestertown, Maryland 21620
TELEPHONE 410-778-4600
E-MAIL kentcounty@kentgov.org
www.kentcounty.com

SHELLEY L. HELLER
COUNTY ADMINISTRATOR

THOMAS N. YEAGER
COUNTY ATTORNEY

October 19, 2021

Via E-Mail: psc.pulj@gmail.com
And Regular First-Class US Mail

Kristin Case Lawrence
Public Utility Law Judge
Public Service Commission of Maryland
William Donald Schaeffer Tower
6 St. Paul Street
Baltimore, MD 21202-6806

Re: Morgnec Road Solar, LLC – PSC Case No. 9499 – Second Public Comment Hearing

Dear Judge Lawrence:

The County is in receipt of your letter dated September 27, 2021, regarding the notice for a Second Public Comment Hearing. On behalf of the Kent County Commissioners, the County respectfully declines to sit jointly with you in the upcoming Second Public Comment Hearing scheduled for November 4, 2021.

Very truly yours,

Shelley L. Heller
County Administrator

SH/sw
cc: The County Commissioners of Kent County, Maryland
Thomas N. Yeager, County Attorney
William A. Mackey, Director, Planning, Housing and Zoning

IN THE MATTER OF THE APPLICATION OF MORGNEC ROAD SOLAR, LLC FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT A 45.0 MW SOLAR PHOTOVOLTAIC GENERATING FACILITY IN KENT COUNTY, MARYLAND	*	BEFORE THE PUBLIC SERVICE COMMISSION OF MARYLAND
	*	
	*	CASE NO. 9499

Issued: September 24, 2021

PUBLIC UTILITY LAW JUDGE'S
NOTICE OF SECOND PUBLIC COMMENT HEARING

On November 30, 2018, Morgnec Road Solar, LLC ("Applicant") filed an application ("Application") for a Certificate of Public Convenience and Necessity (CPCN) for authority to construct a 45.0 megawatt (MW) alternating current solar photovoltaic generating facility in Kent County, Maryland (the "Project"). The Applicant proposes to construct the Project on two parcels totaling approximately 253.16 acres in Kent County near the Town of Chestertown (Tax Map 37, Parcels 40 and 174) and accompanying interconnection facilities necessary to interconnect the Project to the Chestertown Substation.

An evening hearing for the purpose of receiving comments in connection with the Application is hereby scheduled for **Thursday, November 4, 2021 at 6:30 p.m., via virtual meeting**.

The hearing will begin with a presentation of the Project by the Applicant; followed by a presentation by the Department of Natural Resources, Power Plant Research Program (PPRP) of its recommendations with respect to the Project; followed by the Maryland Office of People's Counsel (OPC), and the Technical Staff of the Public Service Commission of Maryland ("Staff") as to their recommendations with regard to the Project, if any.

If you would like to speak at the hearing, please send an email to psc.pulj@gmail.com by 12:00 Noon on November 1, 2021. Anyone wishing to observe the public hearing may do so via the Public Utility Law Judge Division's YouTube channel, https://bit.ly/2X6wLiP. Please direct any questions about the public hearing to psc.pulj@gmail.com.

Written comments on the Application may be submitted electronically or by first-class mail, on or before **November 10, 2021**. Comments submitted electronically must be submitted through the Commission's Public Comment Dropbox, which can be accessed through the Commission's website at www.psc.state.md.us. Instructions for logging into the Public Comment Dropbox are located under the "Tools" section of the Commission's website under the "Make a Public Comment" tab, which can be accessed via the following link: https://www.psc.state.md.us/make-a-public-comment/. Commenters utilizing the Public Comment Dropbox are required to complete a one-time registration. All comments must include a reference to Case No. 9499. If submitted by first-class mail, comments must be addressed to Andrew S. Johnston, Executive Secretary, Maryland Public Service Commission, William Donald Schaefer Tower, 6 St. Paul Street, 16th Floor, Baltimore, Maryland 21202. Only one copy is required.

The Applicant is hereby directed to:

- Once in each of the four successive weeks immediately before the evening hearing date:

  Publish notice of the evening hearing, including the caption, case number, time, date, and the purpose of the hearing, as a display advertisement in a newspaper of general circulation throughout Kent County, including in the notice a link to the PULJ Division's YouTube Channel, and the methods and date by which written comments may be submitted; and

  Post on at least two routinely used social media platforms, such as Facebook or Twitter, and use any other means of communications at its disposal to further notify Kent County residents of the date, time, and purpose of the

evening hearing, including in the notice a link to the PULJ Division's YouTube Channel, and the methods and date by which written public comments may be submitted.[1]

- At least four weeks prior to the date of the evening hearing until the day after the evening hearing, post on its home website page (if the Applicant has a website) a notice of the evening hearing in a manner so that an individual need not click the link to determine the date, time, and purpose of the hearing, including in the post a link to the PULJ Division's YouTube Channel, and the methods by which written comments may be submitted.

- File a certificate(s) of compliance with the foregoing notice requirements with the Commission on or before the date of the hearing.

/s/ Kristin Case Lawrence
Kristin Case Lawrence
Public Utility Law Judge
Public Service Commission of Maryland

[1] Any party to the matter is also invited to post the Notice of Public Comment Hearing on any website or social media platform that it may have at its disposal to publicize the time, date, and purpose of the evening hearing for public comment and the manner in which written comments may be submitted in the proceeding.

COMMISSIONERS

JASON M. STANEK
CHAIRMAN

MICHAEL T. RICHARD
ANTHONY J. O'DONNELL
ODOGWU OBI LINTON
MINDY L. HERMAN

STATE OF MARYLAND

PUBLIC SERVICE COMMISSION

September 27, 2021

In the matter of the application of Morgnec Road Solar, LLC for a Certificate of Public Convenience and Necessity to construct a 45.0 MW solar photovoltaic generating facility in Kent County, Maryland	* * * *	Case No. 9499

VIA U.S. MAIL

Honorable P. Thomas Mason
President
Kent County Commissioners
R. Clayton Mitchell, Jr. Kent County
Government Center
400 High Street
Chestertown, MD 21620

Re: Second Public Comment Hearing

Dear Commissioner Mason:

On November 30, 2018, Morgnec Road Solar, LLC ("Applicant") filed an application ("Application") for a Certificate of Public Convenience and Necessity ("CPCN") for authority to construct a 45.0 megawatt ("MW") alternating current solar photovoltaic generating facility in Kent County, Maryland (the "Project"). The Applicant proposes to construct the Project on two parcels totaling approximately 253.16 acres in Kent County near the Town of Chestertown (Tax Map 37, Parcels 40 and 174) and accompanying interconnection facilities necessary to interconnect the Project to the Chestertown Substation. The Application has been docketed as Case No. 9499.

Section 7-207 of the Public Utilities Article (PUA), a copy of which is enclosed for your information, requires a public hearing for comments on the Application be held in the jurisdiction(s) where the facility is to be constructed (§ 7-207(d)). Under the statute, this public hearing is to be held by the Commission jointly with the local governing body unless the governing body or bodies choose not to participate.

A second hearing for public comment is scheduled for Thursday, November 4, 2021, at 6:30 p.m., via virtual meeting. A copy of the Public Utility Law Judge's Notice of Second Public Comment Hearing is enclosed for your convenience. If there are additional options for providing, in an efficient and cost-effective manner, notice of the public hearing through other types of media that are familiar to the residents of Kent County, beyond those directed in the Notice, I would appreciate you identifying the same.

I request that you advise me no later than October 28, 2021, whether you wish to sit jointly with me at the public hearing. If I do not hear from you on or before October 28, 2021, I will assume that neither you nor any Kent County Commissioner wishes to sit jointly with me; however, you and any Commissioner may, of course, attend the hearing and present whatever relevant statement you deem appropriate.

Very truly yours,

/s/ Kristin Case Lawrence

Kristin Case Lawrence
Public Utility Law Judge

Enclosures

cc: All Parties of Record

Brandon McFayden, Inspector, Kent Alcohol and Tobacco Enforcement
10/26/2021
County Commissioners Meeting

Item Summary:
Watershed on High, LLC Corkage Privilege

ATTACHMENTS:

Description

10.26.21 Watershed Restaurant Corkage Privilege Companion Application

4723 Watershed Restaurant License

STATE OF MARYLAND, ALCOHOLIC BEVERAGE DIVISION
Kent County, Local Licensing Authority

COMPANION APPLICATION FOR:

____	CLASS A: 6 Month	*BWLT - Tasting*	$100.00
____	CLASS A: 12 Month	*BWLT - Tasting*	$200.00
____	CLASS B: 6 Month	CP - *Caterer's Privilege*	$ 50.00
____	CLASS B: 12 Month	CP - *Caterer's Privilege*	$100.00
✓	CLASS B/ CLASS C	CKP - *Corkage Privilege*	No Charge

The aforementioned companion will expire simultaneously with current license.

TO THE KENT COUNTY BOARD OF LICENSE COMMISSIONERS, LICENSING AUTHORITY FOR KENT COUNTY:

Application is made by the undersigned under the provisions of Article 24 providing for the issuing of the above indicated license.

DATE 10.15.2021

TRADE NAME Watershed Restaurant

CORPORATE NAME Watershed on High, LLC

ADDRESS 337 High St. Chestertown, MD 21620

PHONE NUMBER 443.282.9797 EMAIL RJScruggs@watershedchestertown.com

Rodney Scruggs	Rodney Scruggs	Chef/Partner
NAME (Print)	SIGNATURE	TITLE
Anne Kelso	Anne Kelso	CFO
NAME (Print)	SIGNATURE	TITLE
Lisa Scruggs	Lisa Scruggs	Chef/Partner
NAME (Print)	SIGNATURE	TITLE
NAME (Print)	SIGNATURE	TITLE

Revised 10/18

RECEIVED
OCT 15 2021
BY: SW

№ 4723

STATE OF MARYLAND

ALCOHOLIC BEVERAGE LICENSE

BOARD OF LICENSE COMMISSIONERS OF KENT COUNTY

CLASS A

Beer, Wine, Liquor _____

Beer and Wine _____

Beer _____

Wine _____

BWLT-Tasting

Beer, Wine, Liquor _____

Beer and Wine _____

Beer _____

Wine _____

CLASS B

Beer, Wine, Liquor X

Beer and Wine _____

Beer _____

Bed and Breakfast (BWL) _____

Country Inn (BWL) _____

Brewery (B) _____

Wine Shop and Lounge (W) _____

Caterer's Privilege X

Other _____

CLASS C

Beer, Wine, Liquor _____

CLASS D

Beer, Wine, Liquor _____

Beer _____

Brewery (B) _____

SPECIAL CLASS C ____ Beer ____ Beer and Wine ____ Beer, Wine, Liquor

Effective Date(s): _____ Cost: _____

****

This is to certify that: **Rodney Scruggs, Member**
Lisa Scruggs, Member
Anne Kelso, Member

Corporate name: **Watershed on High, LLC**

is licensed by the STATE OF MARYLAND, to keep for sale and sell alcoholic beverages for the class indicated:

T/A: **Watershed Restaurant**
Located: **337 High Street**
Chestertown, MD 21620

This license is issued under Authority of the Alcoholic Beverages Article of the Annotated Code of Maryland.

This license continues in force, unless revoked or suspended, until the last day of the month **April 2022**

Cost of license **$1,750.00**
Prorated 10 months: $175.00 per month

Registration no. **18645732**

Issued the 16th day of July, 2021

Patricia Merrick
Kent County Chief Finance Officer

A license holder shall frame the license under glass and display the license conspicuously in the licensed premises.

Revised 01/20

Brandon McFayden, Inspector, Kent Alcohol and Tobacco Enforcement
10/26/2021
County Commissioners Meeting

Item Summary:
Backfin, LP Beer, Wine, and Liquor Tasting Privilege

ATTACHMENTS:

Description

10.26.21 The Backfin LP BWLT Privilege Companion Applicaton

4730 The Backfin License

STATE OF MARYLAND, ALCOHOLIC BEVERAGE DIVISION
Kent County, Local Licensing Authority

COMPANION APPLICATION FOR:

✓	**CLASS A: 6 Month**	*BWLT - Tasting*	$100.00
____	**CLASS A: 12 Month**	*BWLT - Tasting*	$200.00
____	**CLASS B: 6 Month**	CP - *Caterer's Privilege*	$ 50.00
____	**CLASS B: 12 Month**	CP - *Caterer's Privilege*	$100.00
____	**CLASS B/ CLASS C**	CKP - *Corkage Privilege*	No Charge

The aforementioned companion will expire simultaneously with current license.

TO THE KENT COUNTY BOARD OF LICENSE COMMISSIONERS, LICENSING AUTHORITY FOR KENT COUNTY:

Application is made by the undersigned under the provisions of Article 24 providing for the issuing of the above indicated license.

DATE 10/14/21

TRADE NAME The Backfin LP

CORPORATE NAME The Backfin LP

ADDRESS 5707 Caroline Ave Rock Hall, Md. 21661

PHONE NUMBER 443-480-9013 EMAIL dlegg2@washcoll.edu

NAME (Print)	SIGNATURE	TITLE
Donna Legg	Donna Legg	owner
Tori Legg Bershon	Tori Bershon	owner

Revised 10/18

RECEIVED
OCT 15 2021
BY: SW

№ 4730

STATE OF MARYLAND

ALCOHOLIC BEVERAGE LICENSE

BOARD OF LICENSE COMMISSIONERS OF KENT COUNTY

CLASS A

Beer, Wine, Liquor	X
Beer and Wine	
Beer	
Wine	
BWLT-Tasting	
Beer, Wine, Liquor	
Beer and Wine	
Beer	
Wine	

CLASS B

Beer, Wine, Liquor	
Beer and Wine	
Beer	
Bed and Breakfast (BWL)	
Country Inn (BWL)	
Brewery (B)	
Wine Shop and Lounge (W)	
Caterer's Privilege	
Other	

CLASS C

Beer, Wine, Liquor	

CLASS D

Beer, Wine, Liquor	
Beer	
Brewery (B)	

SPECIAL CLASS C ____ Beer ____ Beer and Wine ____ Beer, Wine, Liquor

Effective Date(s): _____ Cost: _____

****

This is to certify that: **Donna J. Legg, General Partner**
Tori N. Bershon, Limited Partner

Corporate name: **The Backfin, LP**

is licensed by the STATE OF MARYLAND, to keep for sale and sell alcoholic beverages for the class indicated:

T/A: **The Backfin**
Located: **5707 Caroline Avenue**
Rock Hall, MD 21661

This license is issued under Authority of the Alcoholic Beverages Article of the Annotated Code of Maryland.

This license continues in force, unless revoked or suspended, until the last day of the month **April 2022**

Cost of license **$1,312.50**
Prorated 9 months: $145.83 per month

Registration no. **18749382**

Issued the 30th day of August, 20 21

Patricia Merrick
Kent County Chief Finance Officer

A license holder shall frame the license under glass and display the license conspicuously in the licensed premises.

Revised 01/21

Procedures for Public Comment
10/26/2021
County Commissioners Meeting

ATTACHMENTS:

Description

Procedures for Public Comment

10.26.21 Public Comments Sign In Sheet

BOARD OF COUNTY COMMISSIONERS OF KENT COUNTY
PROCEDURES FOR PUBLIC COMMENT

In addition to public appearance, the meeting is also being held virtually, via teleconference and viewable on the County website at www.kentcounty.com/government.

It is our desire that everyone who wishes to comment be given a fair and uninterrupted opportunity to express their views to the County Commissioners during this public comment period.

- Comments will be limited to three (3) minutes in length.
- Comments longer than three (3) minutes will be required to be submitted in writing.
- The Board President will open the meeting to Public Comments, citizens are asked to state their name, address, and the topic of interest. Citizens are to ask that all views be expressed in a respectful and civil manner. The Board respects your desire and right to convey your message freely. We ask as a courtesy to the Board and our citizens that you respect the Commissioners' request to refrain from naming citizens and name calling when offering any critique.

The County staff will acknowledge each caller, in the order they called in, announce the last 4 digits of the phone number that was used to call in, and will ask the caller to unmute their phone allowing them to comment.

PUBLIC COMMENTS
SIGN IN SHEET
October 26, 2021

NAME **(please print)**	ADDRESS	TOPIC

Jamie Williams, Director, Economic & Tourism Development
10/26/2021
County Commissioners Meeting

Item Summary:
Chesapeake Ferry Project Letter of Support

ATTACHMENTS:

Description

10.26.21 Jamie Williams, Director, Economic and Tourism Development, Coalition - Build Back Better Challenge, Chesapeake Ferry Project, Support Letter

Kent County
MARYLAND

Department of Economic & Tourism Development

October 18, 2021

Economic Development Administration (EDA)
U.S. Department of Commerce

Re: Coalition – Build Back Better Challenge – Chesapeake Ferry Project

To Whom It May Concern:

The Kent County Department of Economic and Tourism Development fully support the grant application for the Chesapeake Bay Ferry project, undertaken regionally by a coalition led by Visit Annapolis, Anne Arundel County, and Queen Anne's County, Maryland.

Funding for this project will support a feasibility study of a tourism-based passenger ferry service within the Chesapeake Bay waterway, leading to potential consideration of implementation funding. Funds are being sought from the Build Back Better Challenge established by the American Rescue Plan.

Kent County Economic and Tourism Development is excited to be a part of the formation of a coalition of destination communities that will benefit from this undertaking. This project would have significant impacts increasing visitors to Kent County for day and overnight stays. Increased foot traffic in our towns will increase visitor spending and buoy our small businesses.

The Towns of Rock Hall and Betterton are accessible from the Chesapeake Bay as well as the community of Tolchester. Before the Bay Bridge and Ocean City becoming the destination it is today, visitors from the western shore flocked to Tolchester and Betterton Beach by steamboat to visit the amusements, picnic areas, dance pavilion, swimming beach, and hotels. It is with this information in mind that we support this project.

We respectfully request that this application receive favorable consideration.

Sincerely,

Jamie J Wms

Jamie Williams, CEcD
Director

cc: The County Commissioners of Kent County

Contingency and Use of Fund Balance Report
10/26/2021
County Commissioners Meeting

ATTACHMENTS:

Description

10-12-2021 Commissioner Report Contingency

FY22 CONTINGENCY & USE OF FUND BALANCE
AS OF COMMISSIONERS MEETING MINUTES DATED
October 12, 2021

CONTINGENCY

DATE APPROVED	DEPARTMENT	AMOUNT APPROVED	DESCRIPTION
8/24/21	Kent County Health Department (KCHD)	$ 227,000	Hiring of (2) nurses and (2) nursing assistants for facilitate vaccination and testing clinic
9/7/21	Circuit Court	7,131	Replace carpet in Kent County Circuit Court project #BM 22-01
9/28/21	Building and Grounds	32,785	Exterior painting of the Kent County Courthouse and Kent County Government Center RFP No BM-22-02
10/5/21	Planning & Zoning	1,039	Permit fee waiver-Kent Attainable Housing, Inc. 24909 Lambs Meadow Road
10/12/21	Buildings/Grounds-Court House	40,852	HVAC split system-Court House
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TOTAL		$ 308,807	
BEGINNING CONTINGENCY BUDGET		$ 400.000	
ENDING CONTINGENCY BALANCE		$ 91,193	

USE OF FUND BALANCE

DATE APPROVED	DEPARTMENT	AMOUNT APPROVED	DESCRIPTION
6/22/2021	Sheriff's Office	$ 54,776	Body Cameras five year agreement
6/22/2021	University of Maryland Extension Office	$ 15,156	Increase FY22 Allocation-PTK positions salary increase
	0	$ -	0
TOTAL		$ 69,932	

USE OF FUND BALANCE

Note: If expenses are not reduced or offset by the same amount of fund balance used, this will result in a decrease in fund balance below our 7.5% target.

Mike Moulds, Director, Public Works
10/26/2021
County Commissioners Meeting

Item Summary:
County Owned Property Boundary Lines
This meeting will be closed under the Annotated Code of Maryland General Provisions Article § 3-305(b)(7)To consult with counsel to obtain legal advice

ATTACHMENTS:
Description

Mike Moulds, Director, Public Works
10/26/2021
County Commissioners Meeting

Item Summary:
Village at Kennedyville Public Works Agreement
This meeting will be closed under the Annotated Code of Maryland General Provisions Article § 3-305(b)(7)To consult with counsel to obtain legal advice

ATTACHMENTS:
Description

Jamie Williams, Director, Economic and Tourism Development
10/26/2021
County Commissioners Meeting

Item Summary:
Economic and Tourism Development Commission
STATUTORY AUTHORITY TO CLOSE SESSION, General Provisions Article, §3-305(b) (1) To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; or any other personnel matter that affects one or more specific individuals.

ATTACHMENTS:

Description

Scott Boone, Director, Information Technology
10/26/2021
County Commissioners Meeting

Item Summary:
Security
STATUTORY AUTHORITY TO CLOSE SESSION, General Provisions Article, §3-305 (b)
(15) To discuss cybersecurity, if the public body determines that public discussion would constitute a risk to" (i) "security assessments or deployments relating to information resources technology"; (ii) "network security information," such as information that is related to passwords, personal ID numbers, access codes, encryption, security devices, or vulnerability assessments or that a governmental entity collects or maintains to prevent, detect, or investigate criminal activity; or (iii) "deployments or implementation of security personnel, critical infrastructure, or security devices

ATTACHMENTS:
Description