

September 28, 2021

A meeting of the County Commissioners of Kent County was called to order at 10:00 a.m. with the following present: P. Thomas Mason, President, Ronald H. Fithian, and Robert N. Jacob, Jr. The meeting convened with the Pledge of Allegiance. Commissioner Mason asked the audience to remain standing for our country's government, the House of Representatives, and the Senate; may we keep this country running and remember what is best for the American people.

Mike Moulds, Director, Public Works, and Thomas N. Yeager, County Attorney, were also present.

MARYLAND DEPARTMENT OF TRANSPORTATION, CONSOLIDATED TRANSPORTATION PROGRAM TOUR

Commissioner Mason welcomed Greg Slater, Transportation Secretary, along with, Dan Janousek, Regional Planner, Pilar Helm, Director, Office of Government Affairs, Maryland Department of Transportation (MDOT); Tim Smith, Administrator, and Maurice Agostino, Acting Deputy Administrator for Planning, Engineering, Real Estate and Environment, State Highway Administration (SHA); Jim Ports, Executive Director, Maryland Department of Transportation Authority (MDTA); Chrissy Nizer, Administrator, Maryland Vehicle Administration (MVA); Travis Johnston, Director, Office of Local Transit Support, Maryland Transit Authority (MTA); Ashish Solanki, Director Office of Regional Aviation, Baltimore/Washington International Thurgood Marshall Airport and Maryland Aviation Administration (MAA); and Ken Fender, District Engineer, and Bob Tucker, Project Engineer, State Highway Administration (SHA), for the annual Consolidated Transportation Program (CTP) tour. Secretary Slater discussed the Draft FY2022-2027 Maryland CTP: 2022 State Report on Transportation which details MDOT's six-year capital budget. Staff members from each respective area reviewed highlights of the following MDOT business units: Aviation, Motor Vehicle, Port of Baltimore, Highways, Transit and Toll Facilities.

Stephen S. Hershey, Jr., Maryland State Senator; Steven J. Arentz, and Jay A. Jacobs, District 36, Maryland State Delegates; David Foster, Mayor, Town of Chestertown; and Wayne Gilchrest, former U.S. House of Representative and current Betterton Town Council Member, were also present and provided comments on past and present projects. The Commissioners raised continued concerns with the Rt. 301 toll road leading into Delaware and thanked the SHA for their efforts with former and current projects throughout the County.

PUBLIC NOTICES

Commissioner Mason read a notice of the 2021 last quarter holiday closures which publicized the dates all County Offices will be closed.

Sondra M. Blackiston, Clerk/KATE Manager read a public hearing notice. The County Commissioners of Kent County and the Town of Rock Hall will hold a joint public hearing on October 5, 2021, at 6:00 p.m. in the Commissioners' Hearing Room, R. Clayton Mitchell, Jr.,

Kent County Government Center, 400 High Street, Chestertown, Maryland. The purpose of the hearing is to obtain citizen input on a Joint Application by the Town of Rock Hall and Kent County for an Enterprise Zone Designation. The agenda will be published at kentcounty.com/commissioners/meeting-agenda 24 hours in advance of the hearing, and it will include a unique call-in number. Citizens are encouraged to participate in the Public Hearing and offer comments at the meeting either by phone or by attending in-person. If you require communication assistance, please contact the County Commissioners' Office at 410-778-4600 and press 4 or visit Maryland Relay at www.mdrelay.org no later than noon on October 1, 2021. The Rock Hall Kent County Enterprise Zone Designation Application and supporting documentation are available for review on the County's website at <https://www.kentcounty.com/business/business-support/incentives/tax-credits/304-enterprise-zone>. Contact Jamie Williams, Director of Economic and Tourism Development at 410-810-2168 or jlwilliams@kentgov.org for further information.

CORRESPONDENCE REVIEW

Each Commissioner received a correspondence dated September 21, 2021, from Paula B. Reeder, citizen, regarding a proposed project by Morgnec Road Solar LLC. The Commissioners also received a copy of a communication from Frank R. Lewis, citizen, concerning the same project.

CONSENT ITEMS

On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved the following items:

1. Regular Session Minutes, September 21, 2021
2. Liquor Minutes, September 21, 2021
3. Chestertown Elks Lodge #2474, Combined Gaming Devices, October 24, 2021

KENT CULTURAL ALLIANCE

John Schratwieser, Director, Kent Cultural Alliance (KCA), thanked the Commissioners for their FY2022 financial contributions to KCA. Mr. Schratwieser explained KCA is the managing entity of Chestertown's Arts and Entertainment District. KCA has proposed an expansion of the District to include more affordable real estate, industrial spaces for possible artist studios, and to incorporate the historically Black Community of Uptown. Mr. Schratwieser requested the Board's support of an application to the Maryland State Arts Council. On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved the request. The Commissioners signed a letter to Steven Skerritt-Davis, Interim Director, Maryland State Arts Council, in full support of the Expansion Area of Chestertown's Arts and Entertainment District.

HUMAN RESOURCES

Marty Hale, Director, Human Resources, on behalf of Wayne Darrell, Director, Emergency Services, presented a request to hire an applicant for the vacant Emergency Medical Technician - Basic (EMT-B) position, pending the successful completion of County pre-employment requirements. Should the first recommended candidate decline employment, a second candidate was offered. On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved the request.

PLANNING, HOUSING AND ZONING

Bill Mackey, Director, Planning, Housing and Zoning presented the Maryland Community Development Block Grant Program (CDBG) Grant Agreement No. MD-22-CD-1. At their June 15th meeting, the Commissioners conducted a Public Hearing to obtain the views of citizens on community development and housing needs related to the submission of an application to CDBG. The Kent County application requests \$100,000.00 of 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 counties. In July 2021, the Commissioners received approval from the Maryland Department of Housing and Community Development (DHCD) for \$100,000.00 for the requested assistance. Staff recommends approval. On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved the request.

ECONOMIC AND TOURISM DEVELOPMENT

Jamie Williams, Director, Economic and Tourism Development (ETD) discussed a recent professional and amateur photo contest led by the department. Photos of the chosen winner and runner up contestants are currently on display in two areas of the Kent County Government Center.

Ms. Williams presented a grant agreement for tourism development. The guidelines of the grant offered by the Maryland Department of Commerce through the Maryland Tourism Development Board were shared. The FY2022 Destination Marketing Organization (DMO) Grant Agreement provides funding assistance in an amount not to exceed \$45,265.00. The goal is to utilize the full grant awarded for marketing to visitors. Staff recommends approval. On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved the Destination Marketing Organization Grant Agreement.

PUBLIC WORKS

Mike Moulds, Director, Public Works, on behalf of Marty T. Holden, Division Chief, Environmental Operations, presented a project for procurement approval. Mr. Moulds stated Cliff City Public Landing has 219 feet of bulkhead starting to fail and will require stone riprap installed to prevent further deterioration and erosion. A 100% Waterway Improvement Fund Grant in the amount of \$178,000.00 was approved/allocated in August 2020; the grant expires on

June 30, 2022. A Request For Proposal (RFP) was completed for the project and the lowest responsive bidder for the project was Lindstrom Excavating Contractors, Inc., in the amount of \$47,800.00. On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved to award the contract for the installation of stone revetment along the bulkhead at the Cliff City Public Landing to Lindstrom Excavating Contractors, Inc., in the amount of \$47,800.00, being the low bid.

Mr. Moulds presented a project for procurement approval. Mr. Moulds stated the lowest responsive bidder for an exterior painting project is Colossal Contractors, Inc. in the amount of \$112,785.00; budgeted amount for the project is \$80,000.00. The award of the bid for both buildings will require supplementing the budget amount with \$32,785.00 from Contingency Funds. On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved to award RFP No. BM 22-02, Exterior Painting of the Kent County Courthouse and the Kent County Government Center to Colossal Contractors, Inc. for the total bid amount of \$112,785.00 with \$32,785.00 from Contingency Funds to supplement the \$80,000.00 budgeted, and to sign the contract for the work.

Mr. Moulds, on behalf of Dan Voshell, Division Chief, Roads, presented a request to approve a contract with Alpha Space Control Company, Inc, to furnish all labor, materials, equipment, and transportation necessary to provide/install roadway line striping for various roadways within the County. The contract will piggyback on the MDOT SHA Contract No. 492D21423 for the State of Maryland in the amount of \$50,000.00. On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved to piggyback the July 23, 2020, MDOT SHA Contract with Alpha Space Control Company, Inc. for roadway line striping in the amount of \$50,000.00 with the same pricing, terms, and conditions under the existing SHA Contract No. 492D21423.

Mr. Moulds presented four (4) Enterprise Fleet Management Leases. Mr. Moulds stated during the FY2022 budget process, fleet management was discussed, the leases represent the remaining vehicles in the fleet set to be replaced this fiscal year. Mr. Moulds projects the expenses to be below budget for the fiscal year. Staff recommends approval. Discussion took place. On motion by Commissioner Fithian and seconded by Commissioner Jacob the Commissioners unanimously approved the lease agreements with Enterprise Fleet Management.

LETTER FOR SIGNATURE

A citizen interest form was received and forwarded to the appropriate Board and/or Committee. The Commissioners expressed their appreciation by a letter acknowledging the receipt of the applicant's interest form.

PUBLIC COMMENT

The procedures for public comment were in effect. Janet Christensen-Lewis, citizen, provided comment on the Commissioners recent decision on a proposed project by Morgnec Road Solar, LLC.

FOR YOUR INFORMATION

Maryland Environmental Service (MES) will be holding a Midshore Household Hazardous Waste (HHW) Drop-off Day on Saturday, October 30th from 8:00 a.m. – 2:00 p.m., rain or shine, at the former Hobbs Road Landfill, 26375 Hobbs Road, Denton, MD.

CONTINGENCY FUND

The FY2022 Contingency Fund balance as of September 14, 2021, is \$165,869.00 and the FY2022 use of fund balance total is \$69,932.00.

At 11:38 a.m. a motion was made by Commissioner Jacob, seconded by Commissioner Fithian, and the Board unanimously agreed to adjourn the meeting. The Board is scheduled to meet again on Tuesday, October 5, 2021, at 6:00 p.m.

Respectfully submitted,

Sondra M. Blackiston
Clerk/KATE Manager

Approved:

P. Thomas Mason, President
The County Commissioners
of Kent County, Maryland

September 28, 2021

The Board of License Commissioners met today with the following present: P. Thomas Mason, presiding, Ronald H. Fithian, and Robert N. Jacob, Jr.

Mike Moulds, Director, Public Works; Thomas N. Yeager, County Attorney; and Brandon McFayden, Inspector, Kent Alcohol and Tobacco Enforcement, were also present.

CONSENT ITEM

On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved Consent Item #2 - Liquor Minutes, September 21, 2021.

SPECIAL CLASS C LICENSE

Sultana Education Foundation has applied for a Beer only Special Class C per diem license for an event to be held on October 1, 2021, at 200 S. Cross Street, Chestertown. On motion by Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved the application as presented.

PUBLIC HEARING – JAMESTOWN KITTY KNIGHT HOSPITALITY, LLC – CLASS B, BEER, WINE, AND LIQUOR LICENSE WITH CATERER’S PRIVILEGE

The public hearing commenced at 11:14 a.m. on behalf of Jamestown Kitty Knight Hospitality, LLC. Thomas N. Yeager, County Attorney abridged the alcoholic beverage hearing protocol. Mr. Yeager read the following Notice: Application has been made by members: Sueann Hall, Joseph J. Pendrak, Christopher S. Blackwell, and Paul Bouchard representing Jamestown Kitty Knight Hospitality, LLC trading as, Kitty Knight for a Class B, Beer, Wine, and Liquor License with Caterer’s Privilege on the premises known as Kitty Knight, 14028 Augustine Herman Highway, Georgetown, MD 21930, which shall authorize the holder thereof to sell Beer, Wine, and Liquor at retail, at the place therein described, for on-premises consumption or elsewhere. The hearing was duly advertised to be held by the undersigned in the County Commissioners’ Hearing Room, R. Clayton Mitchell, Jr. Government Center, 400 High Street, Chestertown, MD on September 28, 2021, at 10:00 a.m., at which time any exceptions to the application will be heard.

Mr. Yeager administered the Oath to Ms. Hall, Inspector McFayden, staff, and anyone who wished to testify. The rules for a public hearing were in effect. Mr. Yeager stated a legal review of the application has been completed and everything was in order. Ms. Hall stated the new ownership intends to operate the establishment in the same manners as the existing business. Inspector McFayden indicated the bulk transfer permit has been received and the alcohol inventory at the premises is consistent with the bulk transfer.

No comments were received during the comment period and no citizens testified in person or on the phone for or against the application. There being no objections, on motion by

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Commissioner Fithian and seconded by Commissioner Jacob, the Commissioners unanimously approved the application.

There being no further business to claim their attention, the Board adjourned and agreed to meet again on Tuesday, October 5, 2021, at 6:00 p.m.

THE BOARD OF LICENSE COMMISSIONERS
OF KENT COUNTY, MARYLAND

Sondra M. Blackiston
Clerk/KATE Manager

Approved:

P. Thomas Mason, President
The County Commissioners
of Kent County, Maryland