

**THE COUNTY COMMISSIONERS
OF KENT COUNTY, MARYLAND
AGENDA**

April 4, 2023

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

Meeting Announcements - Time Is Allotted At The End Of Each Meeting For The Commissioners To Receive Comments From The Public

Public Notices

Alcoholic Beverage Hearing

Waterman's Hospitality, LLC trading as Waterman's Crab House

Notice of Joint Public Meeting with Chesapeake College

Consent Items

#1 - Regular Session Minutes, March 29, 2023

#2 - Liquor Minutes, March 29, 2023

#3 - Public Hearing Minutes, March 29, 2023

#4 - Olde Kent Quilters Guild, Raffle Only, November 14, 2023

#5 - Environmental Operations Division, Public Landings Board

Public Landings Board Appointment

#6 - Bill Mackey, Director, Planning, Housing and Zoning

Maryland Community Development Block Grant COVID Round 1 Quarterly Progress Report, Grant No. CV-1-7

Proclamation

Kent Family Center and Department of Social Services

Strengthening Families Month

Recognition

Jeanne Geibel, Director of Branch Services, Kent County Public Library

Certificate of Recognition

County Attorney

Thomas N. Yeager, County Attorney

Alcoholic Beverage Public Hearing Protocol

Thomas N. Yeager, County Attorney

Public Hearing Protocol

Public Hearing

Alcoholic Beverage License Hearing

Nevitte W. Ford, President

Sharon Bryden Ford, Vice President

Ford's Seafood, Inc.
Class B, Beer License
Jamie Williams, Director, Economic and Tourism Development
Worton/Betterton Kent County Enterprise Zone Application
Public Hearing
Resolution

Appointments

Bill Webb, Health Officer, Kent County Health Department
Water Usage Discussion
Thomas Hayman, President, Chestertown Tea Party Festival
Request for Funding

Departmental Appointments

Wayne Darrell, Director, Emergency Services
Consideration of County 911 fees.
Jamie Williams, Director, Economic and Tourism Development
Departmental Update
Jillyn Coleman, Director, Parks & Recreation
Departmental Update
Jillyn Coleman, Director, Parks & Recreation
Resolution 2023-04, A Resolution to authorize Sultana Education Foundation to use
Turner's Creek as an overnight camping site for Harford Day School.

County Attorney

Thomas N. Yeager, County Attorney
Opioid Litigation Update

Letters for Signature

Social Services Advisory Board
Thank You Letter
Sewer Allocation
Appeal Request Decision Letter

Public Comment/Media Review

Procedures For Public Comment

For Your Information

Donna Gunning, Executive Director, Maryland State Department of Education
Certification of Mutual Agreement
Letter from Planning Commission
Letter from the Planning Commission re Task Force Recommendations
Senator Guy Guzzone, House Bill 1196 Support Letter
House Bill 1196 Blueprint for Maryland's Future Implementation - Funding and

Independent Evaluation - Alterations

American Rescue Plan Act Funds

American Rescue Plan Act (ARPA) Funds Spend Plan

Contingency Fund

Contingency and Use of Fund Balance Report

Closed Session

Thomas N. Yeager, County Attorney

Legal Advice/Potential Litigation

The meeting was closed under the Annotated Code of Maryland, General Provisions Article § 3-305 (b) (7) To consult with counsel to obtain legal advice; and (8) to consult with staff, consultants, or other individuals about pending or potential litigation.

Jillyn Coleman, Director, Parks & Recreation; Jessica Plum, Program Coordinator; Parks & Recreation

Legal Advice/Potential Litigation

The meeting was closed under the Annotated Code of Maryland, General Provisions Article § 3-305 (b) (7) To consult with counsel to obtain legal advice; and (8) to consult with staff, consultants, or other individuals about pending or potential litigation.

(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.)



Alcoholic Beverage Hearing 4/4/2023 County Commissioners Meeting

Item Summary:

Waterman's Hospitality, LLC trading as Waterman's Crab House

ATTACHMENTS:

Description

04.25.23 Waterman's Hospitality, LLC trading as Waterman's Crab House Public Hearing Notice



Board of License Commissioners

Ronald H. Fithian, President | Albert H. Nickerson, Member | John F. Price, Member
Shelley L. Heller, County Administrator | Thomas N. Yeager, County Attorney

NOTICE

Application has been made by Members: Christopher J. Golder and William T. Irvin, representing Waterman's Hospitality, LLC for a Class B, Beer, Wine, and Liquor License with Extended Privilege (EXPR) on the premises known as:

Waterman's Crab House
21055 West Sharp Street
Rock Hall, MD 21661

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. A hearing on the application will be held in the County Commissioners' Hearing Room, R. Clayton Mitchell, Jr. Government Center, 400 High Street, Chestertown, MD on April 25, 2023, at 10:00 a.m. at which time any exceptions to the application will be heard.

By order of:

THE BOARD OF LICENSE COMMISSIONERS
FOR KENT COUNTY, MARYLAND

A handwritten signature in blue ink that reads "Sondra M. Blackiston".

Sondra M. Blackiston, Clerk

PUBLISH KCN 04/06/23, 04/13/23



**Notice of Joint Public Meeting with Chesapeake College
4/4/2023
County Commissioners Meeting**

ATTACHMENTS:

Description

04.19.23 Notice of Joint Public Meeting with Chesapeake College



The County Commissioners of Kent County
Ronald H. Fithian, President | Albert H. Nickerson, Member | John F. Price, Member
Shelley L. Heller, County Administrator | Thomas N. Yeager, County Attorney

PUBLIC NOTICE

The County Commissioners of Kent County, Maryland, do hereby provide public notice that on April 19, 2023, at 6:00 p.m., there will be a five-county joint meeting of the legislative bodies of Dorchester, Talbot, Queen Anne's, Kent, and Caroline Counties. The meeting is open to the public. No later than noon on Friday, April 14, 2023, citizens may call 410-778-4600 and press 4 or email kentcounty@kentgov.org to receive further instructions and methods to observe the public meeting. The purpose of the meeting will be primarily to discuss budgetary matters concerning Chesapeake College, and any other matters that each county chooses to discuss.

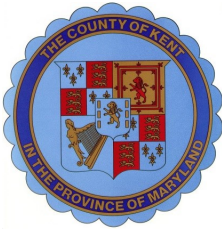
By order of:

THE COUNTY COMMISSIONERS
OF KENT COUNTY, MARYLAND

A handwritten signature in blue ink, reading "Sondra M. Blackiston".

Sondra M. Blackiston
Clerk

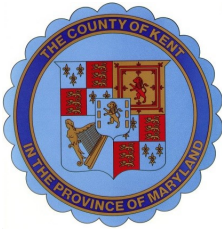
PUBLISH: KCN 04/13/23



**#1 - Regular Session Minutes, March 29, 2023
4/4/2023
County Commissioners Meeting**

ATTACHMENTS:

Description



**#2 - Liquor Minutes, March 29, 2023
4/4/2023
County Commissioners Meeting**

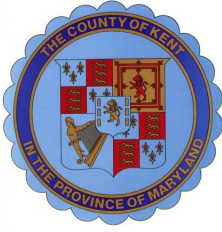
ATTACHMENTS:
Description



**#3 - Public Hearing Minutes, March 29, 2023
4/4/2023
County Commissioners Meeting**

ATTACHMENTS:

Description



**#4 - Olde Kent Quilters Guild, Raffle Only, November 14, 2023
4/4/2023
County Commissioners Meeting**

ATTACHMENTS:

Description

Olde Kent Quilters Guild, Raffle Only, November 14, 2023, Application

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: Olde Kent Quilters Guild

Address of Organization: c/o Lisa Fields 1201 Goldsboro Rd. Barclay, MD 21607

Telephone: (410) 708-1554

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: _____

Person responsible for complying with permit regulations and requirements:

Name: Lisa Fields

Address: 1201 Goldsboro Rd. Barclay, MD 21607

E-Mail: LMFIELDS61@GMAIL.COM

Telephone: (410) 708-1554

Type of permit sought: ☒ Raffle Only ☐ Combined gaming devices used in a single fund-raising event

Location address of fund-raising affair: Presbyterian Church - 905 Gateway Dr.
First Friday(s) - Rock Hall Fall Fest.
Farmer's Market (TBD), Other events in
Kent County.

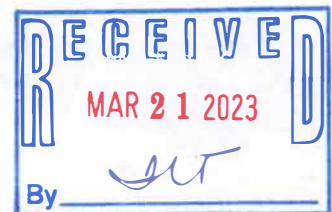
Are these premises owned, leased, or regularly occupied by the organization named above? Yes ☒ No ☐The Church for monthly meetings.Date(s) of fund-raising: May 1, 2023 - November 14, 2023Date and Time of Drawing: Tuesday, November 14th Begin at: 7:00 pm End at: _____

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: Lisa Marie Fields March 20, 2023

Please Select One:

☐ Pick Up☒ Mail Permit (will be mailed to person responsible)



#5 - Environmental Operations Division, Public Landings Board 4/4/2023 County Commissioners Meeting

Item Summary:

Per Chapter 68 (Boats and Boating) of the Public Laws of Kent County, the Public Landings and Facilities Board consists of five members appointed by the Kent County Commissioners for a term of five years or until their successors are appointed and have their position. A member of the Board of County Commissioners of Kent County shall be an ex officio member of the Board.

ATTACHMENTS:

Description



**#6 - Bill Mackey, Director, Planning, Housing and Zoning
4/4/2023
County Commissioners Meeting**

Item Summary:

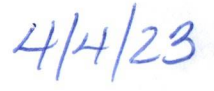
Maryland Community Development Block Grant COVID Round 1 Quarterly Progress Report, Grant No. CV-1-7

ATTACHMENTS:

Description

04.04.23 Maryland CDBG COVID Round 1, 3rd Quarter Progress Report FY23

MARYLAND CDBG COVID ROUND I QUARTERLY PROGRESS REPORT

Reporting Period			
1st Quarter July 1 – September 31, 2022 Due October 10th	2nd Quarter October 1 – December 31, 2022 Due January 10th	3rd Quarter January 1 – March 31, 2023 Due April 10th	4th Quarter April 1 – June 30, 2023 Due July 10th
Section I: Grant Information			
Grantee: Kent County		Grant Number: CV-1-7	
Section II: Grant Progress			
Upper Shore Aging portion of the CDBG Program grant has been completed. Mid Shore Pro Bono (MSPB) portion of the CDBG Program grant has been completed. Kent County, MRDC, and DHCD are in discussion regarding documentation for the CDBG Program requirements related to reimbursements for MRDC's staff time on ERAP. Kent County received reimbursement of funds expended on payments to Eleventh House Solutions for grant administration for October 2021 through February 2022.			
Grant Award Amount: \$134,246.39		Grant Funds Drawn to Date: \$59,000.00	
USA \$50,000.00	MSPB \$5,006.39	USA \$50,000.00 – reimbursed	MSPB \$5,000 - reimbursed
KeCo Admin \$4,000.00	MRDC ERAP Support \$75,240.00	KeCo Admin \$4,000.00 – reimbursed	MRDC ERAP Support \$0
Section III: Person Completing Report			
Name: William Mackey		Title: Director, Department of Planning, Housing, and Zoning	
Phone: 410-778-7423, ext. 9		Email: wmackey@kentgov.org	
Section IV: Certification by Chief Elected Official – I certify to the best of my knowledge that the information contained in this report is true and correct.			
Signature: 	Title: President of County Commissioners of Kent County, Maryland	Date: 	



Kent Family Center and Department of Social Services
4/4/2023
County Commissioners Meeting

Item Summary:

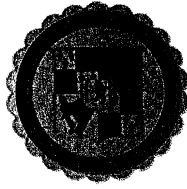
Strengthening Families Month

ATTACHMENTS:

Description

04.04.23 Proclamation, Strengthening Families Month

Kent County, Maryland



Proclamation

STRENGTHENING FAMILIES MONTH Doing Things Differently: Moving From the Challenge to the Change

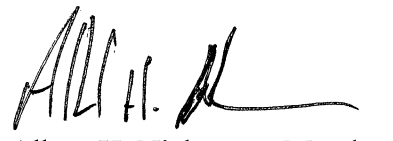
APRIL 2023

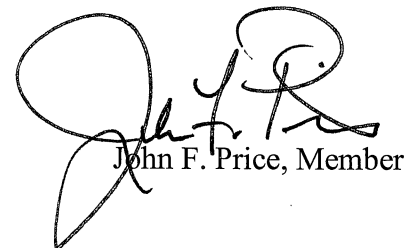
- WHEREAS,** Strengthening families help prevent child abuse and neglect and is a community responsibility that depends on the involvement of everyone throughout the community; and
- WHEREAS,** The majority of child abuse cases stem from situations and conditions that are preventable in an engaged and supportive community; and
- WHEREAS,** Child abuse and neglect not only directly harms children, but also increases the likelihood of criminal behavior, substance abuse, mental health, and well-being problems; and
- WHEREAS,** Effective programs that support families succeed because of partnerships created among social succeed agencies, and the business community; and urge these associations and organizations to increase their participation in the efforts to support families, thereby preventing child abuse and neglect by supporting families before they encounter crisis.

NOW, THEREFORE, WE, THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND, do hereby proclaim April 2023, as "Strengthening Families Month" in Kent County, and recognize and acknowledge the importance of bringing awareness to our community.

THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND


Ronald H. Fithian, President


Albert H. Nickerson, Member


John F. Price, Member

April 4, 2023



**Jeanne Geibel, Director of Branch Services, Kent County Public
Library
4/4/2023
County Commissioners Meeting**

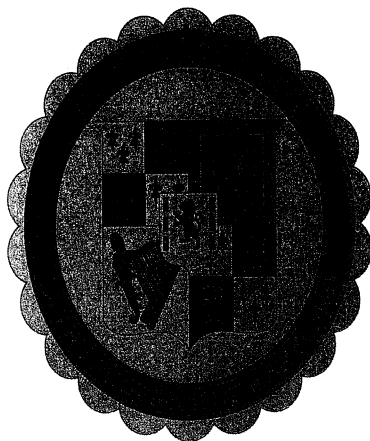
Item Summary:

Certificate of Recognition

ATTACHMENTS:

Description

04.04.23 Jeanne Geibel, Certificate of Appreciation



Certificate of Appreciation

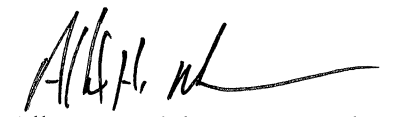
This is to certify that
Jeanne Geibel
is hereby recognized

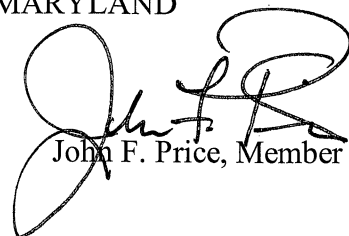
for forty-five (45) years of service as an employee at Kent County Public Library. Throughout the years, Mrs. Geibel has held a wide variety of titles while working for 7 different library directors and alongside dozens of coworkers. Her good humor, willingness to do what needs to be done, and kindness toward others will remain an enduring part of her KCPL legacy. In all her roles over the years, connecting with and providing strong service for library patrons have always been at the heart of her library work.

We, the County Commissioners of Kent County, Maryland, thank Mrs. Geibel for her devotion and dedication to library services for Kent County residents and wish her the very best in retirement.

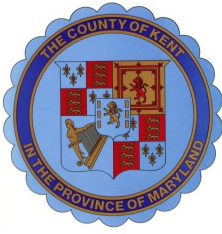
THE COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND


Ronald H. Fithian, President


Albert H. Nickerson, Member


John F. Price, Member

April 4, 2023



Thomas N. Yeager, County Attorney
4/4/2023
County Commissioners Meeting

Item Summary:

Alcoholic Beverage Public Hearing Protocol

ATTACHMENTS:

Description



Thomas N. Yeager, County Attorney
4/4/2023
County Commissioners Meeting

Item Summary:

Public Hearing Protocol

ATTACHMENTS:

Description

04.04.23 Procedures for Testifying During Public Hearing

BOARD OF COUNTY COMMISSIONERS OF KENT COUNTY PROCEDURES FOR TESTIFYING

It is our desire that everyone who wishes to contribute to this democratic process is given a fair and uninterrupted opportunity to be heard. To ensure equal opportunity for individual input for the topic under discussion, certain rules must be followed by all persons who are to testify.

The rules to govern our hearings are few but are intended to guide our proceedings. The hope is that each person testifying will be self-governed, thereby contributing to fairness for all.

The Chair will remind anyone who testifies when he/she has violated the rules of the proceeding.

- Rule 1.** Please sign the “testimony log” if you desire to speak during the hearing(s).
- Rule 2.** All speakers must identify themselves and use the area designated for purposes of testifying and will use the microphone.
- Rule 3.** Each person testifying will have three minutes for his/her remarks.
- Rule 4.** The Chair will maintain order via voice commands.
- Rule 5.** Stick to the issues at hand.



Alcoholic Beverage License Hearing 4/4/2023 County Commissioners Meeting

Item Summary:

Nevitte W. Ford, President
Sharon Bryden Ford, Vice President
Ford's Seafood, Inc.
Class B, Beer License

ATTACHMENTS:

Description

04.04.23 Public Hearing Testimony Log Ford's Seafood For a Class B, Beer License
04.04.23 Ford's Seafood, Inc. Public Hearing Notice

Testimony Log

PUBLIC HEARING

April 4, 2023

Ford's Seafood for a Class B, Beer License

PLEASE SIGN IF YOU WISH TO SPEAK:

NAME (Please Print)

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____
7. _____
8. _____
9. _____
10. _____
11. _____
12. _____
13. _____
14. _____
15. _____
16. _____
17. _____
18. _____



Board of License Commissioners

Ronald H. Fithian, President | Albert H. Nickerson, Member | John F. Price, Member
Shelley L. Heller, County Administrator | Thomas N. Yeager, County Attorney

NOTICE

Application has been made by: Nevitte W. Ford, President and Sharon Bryden Ford, Vice President; representing Ford's Seafood, Inc. for a Class B, Beer License on the premises known as:

Ford's Seafood
21459 Rock Hall Road
Rock Hall, MD 21661

which shall authorize the holder thereof to sell Beer at the place therein described, for on-premises consumption, or elsewhere. A hearing on the application will be held in the County Commissioners' Hearing Room, R. Clayton Mitchell, Jr. Government Center, 400 High Street, Chestertown, MD on April 4, 2023, at 10:00 a.m. at which time any exceptions to the application will be heard.

By order of:

THE BOARD OF LICENSE COMMISSIONERS
FOR KENT COUNTY, MARYLAND

A handwritten signature in blue ink that reads "Lacey T. Cox".

Lacey T. Cox, Deputy Clerk II

PUBLISH KCN 03/16/23, 3/23/23



Jamie Williams, Director, Economic and Tourism Development
4/4/2023
County Commissioners Meeting

Item Summary:

Worton/Betterton Kent County Enterprise Zone Application
Public Hearing
Resolution

ATTACHMENTS:

Description

04.04.23 Public Hearing Draft Worton Betterton Kent County Enterprise Zone Application Attendance Sheet
04.04.23 Resolution 2023-03 Support of an Application for a Worton_Betterton Kent County Enterprise Zone Designation
03.23.23 Notice of a Joint Public Hearing, County Commissioners and Town of Betterton

PUBLIC HEARING

April 4, 2023 | 10:00 am

DRAFT Worton/Betterton Kent County Enterprise Zone Application

Please Sign In:

Name (Please Print)

1. Jamie Williams
2. DICK STORY
3. Jill Coleman
4. Sharon B. Ford
5. Mike WALK
6. Craig W. Aust
7. J. Wolfe
8. Bryan Hault
9. James W. Miller
10. Bill Webb KCHD
11. Lisa Mazinge
12. Catherine Buchanan
13. Rose M. Osborn
14. Shalyn Boulden
15. Dawson Hunter
16. Bill Mackey
17. C. Scott Boone
18. Margaret Allen
19. Christina Russell
20. Erika Hercher



Attendance Sheet (Continued)

PUBLIC HEARING

April 4, 2023 | 10:00 am

DRAFT Worton/Betterton Kent County Enterprise Zone Application

Please Sign In:

Name (Please Print)

21. Ryan Worden

22. Owen Bailey

23. Arnessa Dowell

24. Bonnie Pearson

25. Wayne Darrell

26. James B. Russum

27. Monica Zella

28. Mike Waahl

29.

30.

31.

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33.

34.

35.

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37.

38.

39

40.

RESOLUTION 2023-03
SUPPORT OF AN APPLICATION FOR A
WORTON/BETTERTON KENT COUNTY ENTERPRISE ZONE DESIGNATION

WHEREAS, Maryland's Enterprise Zone Tax Credit Program is a joint effort between the State and local governments to provide tax incentives to businesses and property-owners located in economically distressed communities; and

WHEREAS, enterprise zones have provided other jurisdictions with important economic development tools; and

WHEREAS, the County Commissioners of Kent County and the Mayor and Council of the Town of Betterton seek this designation for the proposed area to support economic development; and

WHEREAS, the application will include County and Town properties in the Priority Funding Areas, which together total 1,971.401 acres; and

WHEREAS, the primary benefits to businesses located within an Enterprise Zone are local property tax credits and State income tax credits; and

WHEREAS, eligible businesses in an Enterprise Zone may claim a 10- year credit against local real property taxes on a portion of real property improvements, that credit being 80 percent of the assessment increase during the first five years, and then decreasing 10 percent annually to 30 percent in the tenth year; and

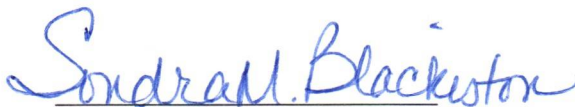
WHEREAS, eligible businesses in an Enterprise Zone may claim credits for wages paid to new employees in new positions. Those credits being a one-time \$1,000 credit per new employees in general but increasing the credit amount in the case of economically disadvantaged employees to \$6,000 per employee, distributed over a three-year period. Such credits are to be claimed on Form 500CR and submitted to the Comptroller as part of an individual or business income tax return; and

WHEREAS, the Enterprise Zone is an important incentive the Town and County can offer to attract new businesses and encourage local expansion of existing ones,

NOW, THEREFORE, BE IT RESOLVED, that the County Commissioners of Kent County, Maryland, with their signatures below, fully support this application to the Maryland Department of Commerce requesting designation of a Worton/Betterton Kent County Enterprise Zone.

ATTEST:

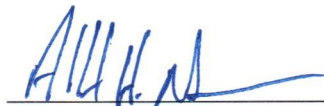
THE COUNTY COMMISSIONERS
OF KENT COUNTY, MARYLAND



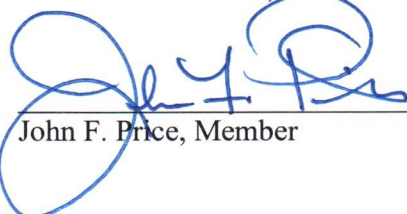
Sondra M. Blackiston, Clerk



Ronald H. Fithian, President



Albert H. Nickerson, Member



John F. Price, Member

ADOPTED: April 4, 2023



The County Commissioners of Kent County
Ronald H. Fithian, President | Albert H. Nickerson, Member | John F. Price, Member
Shelley L. Heller, County Administrator | Thomas N. Yeager, County Attorney

NOTICE OF A JOINT PUBLIC HEARING

Notice is hereby given that the County Commissioners of Kent County and the Town of Betterton will hold a public hearing on April 4, 2023, at 10:00 a.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 County Commissioners of Kent County and the Town of Betterton for an Enterprise Zone Designation.

The agenda will be published at kentcounty.com/commissioners/meeting-agenda 24 hours in advance of the hearing. Citizens are encouraged to participate in the Public Hearing process. 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 March 31, 2023.

The Worton/Betterton 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 jwilliams@kentgov.org for further information.

By order of:

THE COUNTY COMMISSIONERS OF KENT COUNTY,
MARYLAND

A handwritten signature in blue ink, reading "Sondra M. Blackiston".

Sondra M. Blackiston
Clerk

PUBLISH: KCN 03/23/23



Bill Webb, Health Officer, Kent County Health Department
4/4/2023
County Commissioners Meeting

Item Summary:
Water Usage Discussion



**Thomas Hayman, President, Chestertown Tea Party Festival
4/4/2023
County Commissioners Meeting**

Item Summary:

Request for Funding

ATTACHMENTS:

Description

County request for wifi

Chestertown Tea Party Festival

Request for funding for Wi-Fi





Why is the Chestertown Tea Party Festival important to economic, cultural, and social well-being?

- An average of 10,000 local and visiting families and friends visit Chestertown/Kent County
- Businesses see sales surge from increased foot traffic
- County businesses benefit from increased visibility through sponsorship
- Area nonprofits raise critically needed funds for themselves
- Hotels and rentals are booked solid
- Artisans showcase handmade wares for sale
- Local and regional musicians are employed
- Historical reenactors are employed
- Kent County's visibility is strengthened and broadened

Most notably, no person needs a ticket for the Tea Party Festival – it is free and intends to remain so!



- The Chestertown Tea Party Festival respectfully requests the Commissioners of Kent County consider supporting the 2023 festival with **\$10,000** that will be used to supplement needed event rental Wi-Fi assistance.
- The existence of the festival is 100% dependent upon generated revenue from the festival itself (i.e., the sale of booth spaces, percentage of food vendor and foot race profit, and Beerfest tickets), private philanthropy, and business sponsorship.
- Although deeply rooted in tradition, the festival is only as successful as its participating artisans and vendors who rely on strong and consistent Wi-Fi signal for their sales transactions via personal devices (i.e., point of sales applications on smartphones or other devices).
- The current Wi-Fi infrastructure in Chestertown is not capable of sustaining these transactions during the 3-day festival of nearly 10,000 visitors and over 200 vendors as demonstrated in the sample of testimonials.
- For the festival to be a success for Town and all parties involved, a rented event Wi-Fi system quoted at **\$15,000** is needed. This cost is likely not able to be covered by the \$100,000 average annual festival budget.
- Chestertown Town Council has pledged \$5,000 toward the wi-fi rental for 2023.
- *Last year, the Festival borrowed wi-fi hotspots from the County, but those hotspots were not sufficient for the heavy usage and ceased operating halfway through the Festival.*

Quote for temporary event Wi-fi system

Quote Date: Jan 30, 2023
Valid Until: May 12, 2023
Rental Period: Fri, May 26, 2023 to Sun, May 28, 2023

Service Description

Provide managed internet for POS - cashless payments

Delivery - May 24
Setup and testing - May 25
Live - May 26 - 28
Return to UPS store - May 29

Inclusions

	Quantity	Days	Item Price	Discount	Total
PopUp WiFi Units					
 PopUp WiFi Express - Bonded connections from AT&T, Verizon & T-Mobile for reliability and consistent connectivity. - AC-powered - The WiFi signal covers approximately 100ft in any direction from the unit. - The WiFi supports up to 100 simultaneously connected devices (per Express) - Features 2 x Ethernet ports for connecting a hardline device or including an onsite connection for instant seamless failover. - Shipped to you, pre-configured for your event. Simple to self install, just place on a table or similar, plug into AC power and allow 10 minutes to warm up. 20% volume discount (5 + units)					
	7	3	\$1,875.00	20%	\$10,500.00
Data					
 20GB Data Pack with our compliments With connections from AT&T, T Mobile and Verizon and packet-level bonding included	7	0	\$100.00	100%	\$0.00

3 additional spots needed since initially quoted (Adding an additional \$4,500)

Inclusions



Service Fee

- Delivery by UPS at least one business day before your event starts.
- To return equipment, drop it off at any UPS store the day after your event finishes (labels included).
- Custom Network Configuration with the network name(s) and password(s) of your choice.
- 24/7 UltiMate Active Intelligent Phone Support with Peplink Certified network engineers who can make changes in minutes.

Quantity	Days	Item Price	Discount	Total
7	0	\$149.00	0%	\$1,043.00
The 3 additional spots will add \$450 in shipping to this quote.				
Sub-total				\$11,543.00
Tax				\$0.00
Quote Total (USD)				\$11,543.00

Vendor Testimonials

Roy A Mears, Shippen Creek

We absolutely need to improve the Wi-Fi! We as well as several other vendors lost multiple sales due to not being able to connect to the internet. 95% of the time patrons use credit cards and actually walk away frustrated and irritated when they can't. I've had to take a chance and ask people to send me a check when they get home rather than lose the sale, so far I haven't been burned but totally unacceptable from a professional standpoint.

Thank you for your help.

Roy and Molly Mears

Shippen Creek Fine Wood Works

Holly Hagen, Creative Capes

Refunded Holly for her 2 booth spaces, \$300 to try to make things right:

"I wanted to follow up our conversation during the festival about your offer of the committee refunding my booth fee due to the problems with no WIFI or AT&T cell service which greatly affected my sales. Holly Hagen, Creative Capes"

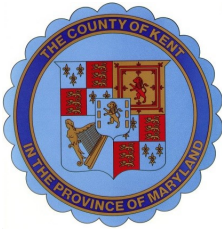
Kevin & Terry Finney, Eastern Shore Wood Designs

On that Saturday we had only 2 bars on the cell service. We got the WiFi in town and it seemed to be working. We had done 2 sales that took some time to go through and 2-3 attempts and it finally worked. On the third sale for a customer for a \$147 knife and a \$36 serving board. For a total of \$193.98. It took about 2 minutes for us to get on the WiFi, it shows Ed going through. The customer left with the product. About 1-2 minutes later it came back as Sale Cancelled due to no connection. The CC information was no longer available. I attempted to locate the customer in the crowd but to no avail. The sale was lost and the customer was never found.

We are hoping this year it will be better (WiFi). We have looked at the Verizon pack but it is to expensive and we would need to open an account and get a phone with them. We are with AT&T for over 20 years and really don't want to change.

Thank you for your consideration!





Wayne Darrell, Director, Emergency Services
4/4/2023
County Commissioners Meeting

ATTACHMENTS:

Description

Public Safety 1.311

911 Audit

Statewide county 911 fee

Proposed 911 Fees

(a) This section does not apply to prepaid wireless telecommunications service.

(b) In addition to the State 9–1–1 fee, the governing body of each county, by ordinance or resolution enacted or adopted after a public hearing, may impose a county 9–1–1 fee to be added to all current bills rendered for switched local exchange access service or CMRS or other 9–1–1-accessible service in the county.

(c) (1) Except as provided in paragraph (2) of this subsection and subject to paragraphs (3) through (6) of this subsection, the county 9–1–1 fee imposed by a county may not exceed 75 cents per month for each switched local exchange access service, CMRS, or other 9–1–1-accessible service provided.

(2) If revenues attributable to the county 9–1–1 fee for a fiscal year do not provide the revenues necessary to cover a county's operational costs for the 9–1–1 system for that fiscal year, the county may, for the following fiscal year, impose a county 9–1–1 fee sufficient to cover the county's projected operational costs for the 9–1–1 system for the fiscal year for each switched local exchange access service, CMRS, or other 9–1–1-accessible service provided.

(3) Except as provided in paragraphs (4) through (6) of this subsection, if a service provider provisions to the same individual or person the voice channel capacity to make more than one simultaneous outbound call from a 9–1–1-accessible service, each separate outbound call voice channel capacity, regardless of the technology, shall constitute a separate 9–1–1-accessible service for purposes of calculating the county 9–1–1 fees due under paragraphs (1) and (2) of this subsection.

(4) CMRS provided to multiple devices that share a mobile telephone number shall be treated as a single 9–1–1-accessible service for purposes of calculating the county 9–1–1 fees due under paragraphs (1) and (2) of this subsection.

(5) A broadband connection not used for telephone service may not constitute a separate voice channel capacity for purposes of calculating the county 9–1–1 fees due under paragraphs (1) and (2) of this subsection.

(6) (i) For a telephone service that provides, to multiple locations, shared simultaneous outbound voice channel capacity configured to provide local dial in different states or counties, the voice channel capacity to which the 9–1–1 fee due under paragraphs (1) and (2) of this subsection applies is only the portion of the shared voice channel capacity in the county identified by the service supplier's books and records.

(ii) In determining the portion of shared capacity in the county, a service supplier may rely on, among other factors, a customer's certification of the customer's allocation of capacity in the county, which may be based on:

1. each end user location;
2. the total number of end users; and
3. the number of end users at each end user location.

(7) The amount of the county 9–1–1 fees may not exceed a level necessary to cover the total eligible maintenance and operation costs of the county.

(d) The county 9–1–1 fee continues in effect until repealed or modified by a subsequent county ordinance or resolution.

(e) After imposing, repealing, or modifying a county 9–1–1 fee, the county shall certify the amount of the county 9–1–1 fee to:

- (1) the Public Service Commission;
- (2) the Board; and

(3) no later than 60 days before the implementation of the change, the Comptroller.

(f) The Public Service Commission shall direct each telephone company that provides service in a county that imposed a county 9–1–1 fee to add, within 60 days, the full amount of the county 9–1–1 fee to all current bills rendered for switched local exchange access service in the county.

(g) Within 60 days after a county enacts or adopts an ordinance or resolution that imposes, repeals, or modifies a county 9–1–1 fee, each 9–1–1 service carrier that provides service in the county shall add the full amount of the county 9–1–1 fee to all current bills rendered for CMRS or other 9–1–1-accessible service in the county.

(h) (1) Each telephone company and each 9–1–1 service carrier shall:

(i) act as a collection agent for the 9–1–1 Trust Fund with respect to the county 9–1–1 fee imposed by each county;

(ii) collect the money from the county 9–1–1 fee on a county basis; and

(iii) remit all money collected to the Comptroller on a monthly basis.

(2) The Comptroller shall deposit the money remitted in the 9–1–1 Trust Fund account maintained for the county that imposed the county 9–1–1 fee.

ACTUAL RECEIPTS & EXPENDITURES REPORT**FISCAL YEAR 2021****JULY 1, 2021 TO JUNE 30, 2022****A. REVENUE (County Fee)**

1 911 county Fee revenue remitted to the County	\$ 140,554
2 911 Pre-Paid revenue remitted to the County	4,707
3 Revenue (Funds) carried over from previous year if any	48,201
4 Interest	340
TOTAL REVENUE	\$ 193,802

B. OPERATING EXPENSES (County Fee)

1 Salary, Wages & Fringe Benefits	\$ 1,000,570
2 Contractual or Part-time Staff	-
3 Overtime	100,678
4 Training	60
5 Supplies & Materials	2,971
6 Travel	325
7 Telephone (leased lines,equipment-leased or purchased)	7,514
8 Equipment - Replacement	14,450
9 Repairs & Maintenance	113,891
10 Fuel & Utilities	-
11 Miscellaneous (repairs-other)	1,778
11 Miscellaneous (uniforms)	2,499
11 Miscellaneous (dues/fees/lisc)	476
11 Miscellaneous (professional services)	2,531
TOTAL OPERATING EXPENSES	\$ 1,247,743

C. COUNTY FEE ANALYTICAL SUPPORT

1 Total authorized salary expenditures of PSAP 911 Call Taker staff	997,620
2 Total authorized salary expenditures of PSAP support staff (Support staff may include supervisory, administrative, GIS, CAD, timekeeping, and other personnel - with expenditures calculated on percentage of time allotted to 911 operations)	103,628
3 Amount County Fee contributed to PSAP Operation	193,801
4 Amount of County's General Fund Contribution to PSAP Operations	1,053,942

COUNTY: KENT COUNTY, MARYLAND**PREPARED BY:**Patricia Merritt
PATRICIA MERRITT**TITLE:**CFO**DATE:**

March 8, 2023

Maryland 9-1-1 Fees

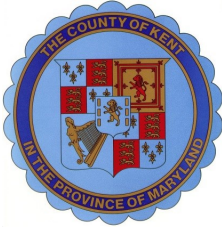
County	State 9-1-1 Fee	County 9-1-1 Additional Fee	Total Fee To Be Remitted
Allegany County	\$0.50	\$0.75	\$1.25
Anne Arundel County	\$0.50	\$0.75	\$1.25
Baltimore City	\$0.50	\$1.00	\$1.50
Baltimore County	\$0.50	\$0.75	\$1.25
Calvert County	\$0.50	\$0.75	\$1.25
Caroline County	\$0.50	\$1.50	\$2.00
Carroll County	\$0.50	\$1.50	\$2.00
Cecil County	\$0.50	\$0.75	\$1.25
Charles County	\$0.50	\$0.75	\$1.25
Dorchester County	\$0.50	\$1.00	\$1.50
Frederick County	\$0.50	\$0.75	\$1.25
Garrett County	\$0.50	\$1.50	\$2.00
Harford County	\$0.50	\$0.75	\$1.25
Howard County	\$0.50	\$0.75	\$1.25
Kent County	\$0.50	\$0.75	\$1.25
Montgomery County	\$0.50	\$0.75	\$1.25
Prince George's County	\$0.50	\$0.75	\$1.25
Queen Anne's County	\$0.50	\$0.75	\$1.25
Saint Mary's County	\$0.50	\$0.75	\$1.25
Somerset County	\$0.50	\$0.75	\$1.25
Talbot County	\$0.50	\$0.75	\$1.25
Washington County	\$0.50	\$0.75	\$1.25
Wicomico County	\$0.50	\$1.00	\$1.50
Worcester County	\$0.50	\$1.50	\$2.00

Fees Effective July 1, 2022

Proposed Increase in 911 Fees

FY22 Rate	FY22 Revenue
\$0.75	\$193,802

Increase in Rate	Additional Revenue
\$0.25	\$64,601
\$0.50	\$129,201
\$0.75	\$193,802



Jamie Williams, Director, Economic and Tourism Development
4/4/2023
County Commissioners Meeting

Item Summary:

Departmental Update

ATTACHMENTS:

Description

2022 ETDC Strategic Plan

An aerial photograph of Kent County, Maryland, taken during the autumn season. The foreground shows a large marina filled with numerous sailboats and motorboats docked at wooden piers. The water is a deep blue. In the middle ground, there's a large, modern building with a blue roof, possibly a community center or a restaurant, surrounded by parking lots. The background is a dense residential area with houses and trees displaying vibrant autumn colors in shades of yellow, orange, and red. The sky is a clear, pale blue.

2022 STRATEGIC PLAN

KENT COUNTY ECONOMIC AND TOURISM DEVELOPMENT
FEBRUARY 8, 2022

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INTRODUCTION

The Economic and Tourism Development Strategic Plan for Kent County, Maryland is a guideline for the goals, strategies, and objectives, based on research, data, and public input. Economic growth will be enhanced when the goals, strategies, and objectives are met.

OVERVIEW

Kent County is a predominantly rural county on the Eastern Shore in the State of Maryland. It is the smallest county by population and has some of the best agricultural lands on the Atlantic seaboard, is surrounded on three sides by water, and has an appealing rural character. Kent County evolved from an agrarian economy, through the industrial revolution, to the current information age. The county benefits from modern digital infrastructure and public and private educational institutions, including one of the oldest private colleges in the United States. It has an industrial base that includes leading-edge global manufacturing companies. Despite these advantages, Kent County faces challenges in expanding its population, attracting new businesses, providing a workforce trained for the 21st century, and upgrading its infrastructure.

VISION

Kent County will be known as a preferred destination, business-friendly, technology and entrepreneurial hub within the State of Maryland where personal and professional life is in perfect balance.

MISSION STATEMENT

Kent County Economic and Tourism Development promotes activities that generate growth and prosperity and seek to enhance the business community, the services and income opportunities available to residents, as well as the social well-being and quality of life for all.

GOALS

- **CULTIVATE BUSINESS RETENTION, EXPANSION, AND ATTRACTION**
- **ADVOCATE FOR WORKFORCE DEVELOPMENT AND EDUCATION**
- **PROMOTE KENT COUNTY AS A DESIRABLE PLACE TO LIVE, WORK, AND VISIT**
- **SUPPORT THE ENHANCEMENT OF CURRENT AND FUTURE INFRASTRUCTURE**
- **ESTABLISH AND STRENGTHEN PARTNERSHIPS**

ECONOMIC SUMMARY

Kent County's population is 19,192, Kent County jobs available are 8,923, and a median household income of \$58,600.

Kent County has an economy of \$864.2 million in Gross Regional Product (GRP) and a workforce of 9,239.

As of 2020, the County's population **declined by 2.8%** since 2015, falling by 553. The population is expected to **increase by 0.3%** between 2020 and 2025, adding 55.

From 2015 to 2020, jobs **declined by 11.3%** in Kent County, MD from 10,061 to **8,923**. This change **fell short of the national growth rate of 0.0% by 11.3%**. As the number of jobs declined, the **labor force participation rate decreased from 60.4% to 56.8% between 2015 and 2020**.

Top five industry sectors based on the number of jobs:

• Health Care and Social Assistance	1,132
• Government	1,073
• Educational Services	1,062
• Retail Trade	974
• Manufacturing	880

Top five industry sectors based on GRP:

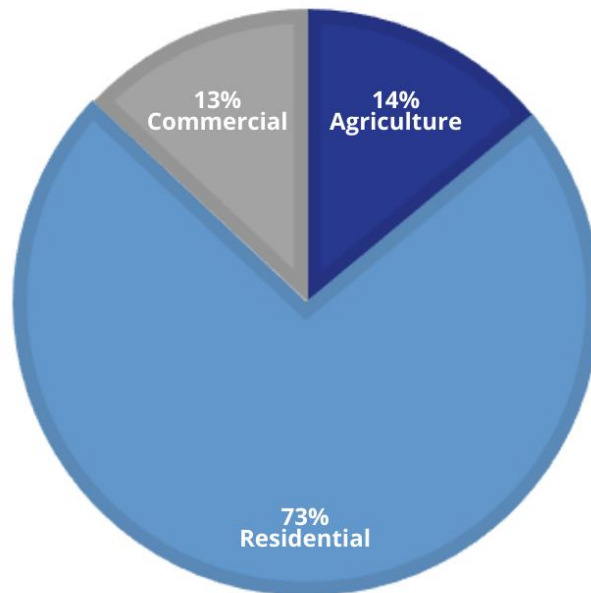
• Manufacturing	\$141,580,000.00
• Government	\$81,570,000.00
• Retail Trade	\$71,180,000.00
• Health Care and Social Assistance	\$63,840,000.00
• Construction	\$52,700,000.00

Top five industry sectors based on wages:

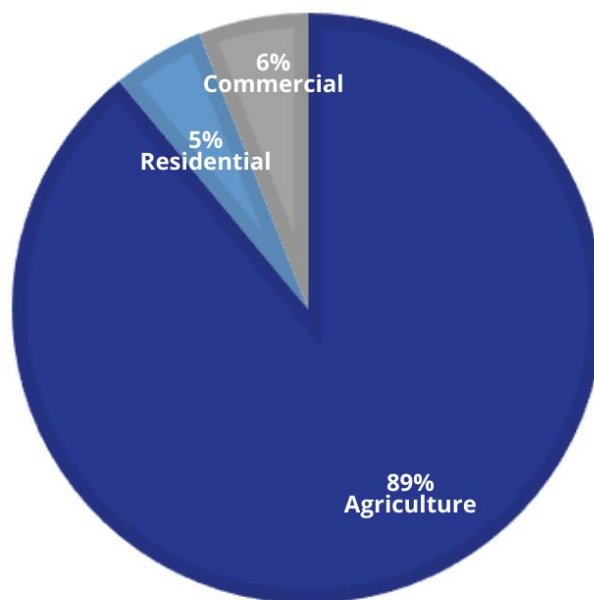
• Management of Companies and Enterprise	\$152,756.00
• Utilities	\$123,067.00
• Finance and Insurance	\$84,780.00
• Professional, Scientific, and Technical Services	\$77,702.00
• Information (telecommunications, radio, theatre, publishers)	\$72,659.00

Source: Emsi Q4 2021 www.economicmodeling.com

Kent County Real Property Assessment (July 2021)



Kent County Zoning



GOAL: CULTIVATE BUSINESS RETENTION, EXPANSION, AND ATTRACTION

STRATEGY: Create a welcoming entrepreneurial environment.

STRATEGIC ACTIONS:

- Encourage the development of remote workers and home-based businesses reliant on a high-speed internet connection.
- Develop, identify, and promote programs to support and encourage business ownership.

OBJECTIVES:

- Double the number of entrepreneurs utilizing the Chestertown hotDesks location by December 31, 2022.
- Visit each new business in Kent County to introduce County services and assistance available through the Department of Economic and Tourism Development.

STRATEGY: Promote business retention and expansion.

STRATEGIC ACTIONS:

- Maintain ongoing communication with businesses.
- Assist businesses to navigate government regulations and requirements.
- Assist businesses ready to transition from home-based businesses into the larger business community.
- Conduct an annual Business Appreciation Week during Maryland's Economic Development Week.

OBJECTIVES:

- Develop a "Buy Local" Program for Kent County or in partnership with the USRC by December 31, 2023.
- Target 25 employers to touch during our Business Appreciation Week, invite Commissioners and Senior Staff to participate.
- Distribute Monthly Newsletters and increase circulation by 30% from January through December of 2022.

STRATEGY: Attract businesses in targeted industries.

STRATEGIC ACTIONS:

- Seek out targeted businesses.
- Emphasize the low cost of leasing and purchasing commercial property.
- Promote the attractiveness of living and working in Kent County, through all available media.
- Promote the availability of the high-speed fiber-optic network.
- Advertise incentives, i.e., tax credits, loan programs.
- Capitalize on the availability of a large regional labor pool.

- Work with and market commercial properties for business attraction, expansion, and job growth, including business parks and shopping centers.
- Attract agricultural-related industries that provide job opportunities for County residents and support the diversification of the agricultural industry that uses raw materials from area farms.
- Attract supply chain businesses within industry clusters that already have a strong presence in Kent County, including agriculture, education, healthcare, manufacturing, and tourism.
- Encourage the development of new health-related businesses.

OBJECTIVES:

- Maintain Kent County presence with 6 ads annually in site selection publications identified by the International Economic Development Council (IEDC) and take advantage of editorial content when applicable.
- Attract 2 major businesses with a minimum of 5 employees, i.e., American Rock Hall Service Center each calendar year.
- Attract 5 small businesses with a maximum of 5 employees, i.e., Hooked on The River each calendar year.

GOAL: ADVOCATE FOR WORKFORCE DEVELOPMENT AND EDUCATION

STRATEGY: Develop an educated workforce with the skills and training required to meet the needs of current and future employers.

STRATEGIC ACTIONS:

- Amplify the marketing efforts by the Kent County Public Schools, Public Relations/Communications Specialist, focusing on the experiences of high school graduates that are academically skilled and successful in being accepted at colleges and universities and/or who work in local businesses.
- Retain young people by making private and public-school students aware of the careers with local employers by partnering and collaborating with the Next Generation Scholars Senior Coordinator, Maryland Business Roundtable for Education, and the Career Technology Liaison for Queen Anne's and Kent County.
- Foster a cooperative relationship among the Board of Education, private employers, higher education institutions, and training facilities to nurture vocational training programs.
- Support the growth of the marine trade program at Chesapeake College.
- Collaborate with regional workforce partners.
- Assist businesses in recruiting talent.
- Support the continuing efforts to maintain, train, and attract a diverse workforce.

OBJECTIVES:

- Staff to attend quarterly American Job Center partner meetings.

- Increase internships by 5 employers annually.
- Add 1 new business to the apprenticeship program annually.
- Identify workforce development opportunities for employers and assist in recruitment through job fairs and job postings.
- Develop a survey of the businesses' needs and share the results with those people/partners who train/educate by June 30, 2024.
- Maintain someone from the Education sector as a Commission Member.

STRATEGY: Support Kent Forward, Kent County Public Schools (KCPS), and Private Education Organizations in providing quality primary and secondary education to all.

STRATEGIC ACTIONS:

- Support KCPS and Kent Forward for the success of the public school system.
- Support Washington College and Chesapeake College to strengthen career opportunities.

OBJECTIVES:

- Schedule an annual KCPS update with Administration.

GOAL: PROMOTE KENT COUNTY AS A DESIRABLE PLACE TO LIVE, WORK AND VISIT

STRATEGY: Develop a marketing and communication plan.

STRATEGIC ACTIONS:

- Engage current residents and businesses in conversations about their challenges and successes. Residents are our best ambassadors.
- Familiarize residents on the need to support intelligent, planned economic development in the County.
- Target potential residents and businesses to locate in the County and market to those sectors through multiple media channels and marketing activities.
- Establish communication channels with the towns, business associations, non-profits, and other community organizations.
- Improve communication in the community about the ongoing efforts of economic and tourism development.
- Understand the community's needs by conducting periodic surveys and community meetings to bring different constituencies together to identify common goals and approaches and communicate the results of the efforts.
- Target underrepresented populations to encourage and build collaborative relationships to promote and develop tourism programs and initiatives.

OBJECTIVES:

- Formalize communication processes, annual marketing plan, and consider the placement of articles in local media outlets.

- Continue to utilize in-house resources where applicable for marketing efforts; develop an identifiable brand across Economic and Tourism Development.
- Develop a 'Contact Us' webpage with staff contact information and photos by June 30, 2022.
- Develop a Children's Activities page for the County website by June 30, 2023.

STRATEGY: Continue to promote Kent County as a desirable place to visit.

STRATEGIC ACTIONS:

- Promote Kent County as a boating center, relating to marinas, sailmakers, yacht design, yacht building, boat repair, boat sales, and boat charters.
- Promote the county as a destination for arts and entertainment.
- Promote the development of a program focused on the agricultural and maritime heritage with displays, activities, and tours on a year-round basis.
- Promote tourism and outdoor activities such as hunting and fishing as economic development assets, by leveraging the quality of the County's natural resources.

OBJECTIVES:

- Increase annual visitor spending by 2%.
- Encourage organizations to list their events on the County website.
- Increase county event awareness across a larger geographic area by listing annual events on regional sites.
- Promote events on social media and in editorial content.
- Distribute Monthly Tourism Newsletter and increase circulation by 30% from January through December of 2022.
- Facilitate delivery of visitor guides and partner guides/maps to tourism partners across the county and state.

GOAL: SUPPORT THE ENHANCEMENT OF CURRENT AND FUTURE INFRASTRUCTURE

STRATEGY: Support the Housing and Transportation Coordinator in efforts to enhance housing options i.e., workforce, senior, market-rate; and encourage homeownership.

STRATEGIC ACTIONS:

- Work with the County and towns on the extension of public water and sewer systems, where service is planned, to developments such as Chesapeake Landing and Still Pond.
- Identify developers who specialize in 55+ projects.
- Support a Smart Growth strategy for affordable and workforce housing that cluster multi-family developments where the necessary infrastructure already exists or is planned.
- Support public policies that provide financial incentives for affordable and workforce housing, i.e., Public-Private Partnerships and Tax Increment Financing (TIF) for

Moderately Priced Dwelling Units (MPDU).

OBJECTIVES:

- As projects are identified, monitor needs, engage in conversations with partners, and bring issues forward to the Economic and Tourism Development Commission for evaluation.
- Schedule annual Kent County Real Estate presentation.

STRATEGY: Promote utilization of existing infrastructure and identify infrastructure improvements needed for businesses to locate in Kent County.

STRATEGIC ACTIONS:

- Identify and promote the availability of commercial property or buildings where businesses can locate.
- Identify potential new commercial zones along new and improved highways.
- Identify and promote the availability of sites for the development of co-packing centers to leverage the availability of products from Eastern Shore Entrepreneurship Center's F3, Farm-Fish-Food, program.

OBJECTIVES:

- As projects are identified, monitor needs, engage in conversations with partners, and bring issues forward to the Economic and Tourism Development Commission for evaluation.

STRATEGY: Evaluate proposed development projects i.e., the Chester River Bridge Crossing (aka Chester River Boulevard) development on Maryland Route 291, development of US Route 301 Corridor, and development of the Worton Industrial Area.

STRATEGIC ACTIONS:

- Advocate for the Chester River Bridge Crossing to be listed in the annual Maryland Department of Transportation priority project letter from the Commissioners for Kent County.
- Be involved in the dialogue and identify the economic impact of the proposed development.
- Identify potential developers and end-users for the proposed development.
- Engage stakeholders in conversations regarding the proposed development.

OBJECTIVES:

- As projects are identified, monitor needs, engage in conversations with partners, and bring issues forward to the Economic and Tourism Development Commission for evaluation.

GOAL: ESTABLISH AND STRENGTHEN PARTNERSHIPS

STRATEGY: Develop a marketing and communication plan.

STRATEGIC ACTIONS:

- Work with Local Partners:
 - Kent County Chamber of Commerce
 - County and Town Elected Officials and Departments
 - Kent Cultural Alliance (KCA)
 - Business Associations
 - Downtown Chestertown Association (DCA)
 - Greater Rock Hall Business Association (GRHBA)
 - Main Street Chestertown
 - Main Street Rock Hall
- Work with Regional Partners:
 - Upper Shore Regional Council (USRC)
 - Eastern Shore Entrepreneurship Center (ESEC)
 - Eastern Shore Heritage, Inc. (ESHI) Stories of the Chesapeake Heritage Area
 - Chesapeake Country, All American Road Byway Alliance
- Work with State Partners:
 - Maryland Department of Commerce and its Office of Tourism Development (OTD)
 - Department of Housing and Community Development (DHCD)
- Work with Federal Partners:
 - US Commerce, Economic Development Administration (EDA)
 - United States Department of Agriculture (USDA)
 - National Park Service

OBJECTIVES:

- Director to meet annually with each Town's Mayor and Council, give an overview of Economic and Tourism Development's work and share how the partnership can be enhanced.
- Staff to attend business association meetings and report back to the entire team.
- Continue communication and partnerships with regional, state, and federal partners by attending meetings and workshops, keeping abreast of programs and legislation that directly affect the business community.
- The Director or the Economic Development Manager will attend all Maryland Economic Development Association meetings.
- The Director or the Tourism Manager will attend all Maryland Office of Tourism and Maryland Destination Marketing Organization meetings

RESOLUTION 2022-03
COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND
A RESOLUTION ADOPTING THE
2022 ECONOMIC AND TOURISM DEVELOPMENT STRATEGIC PLAN

WHEREAS, The Economic and Tourism Development Strategic Plan for Kent County, Maryland is a guideline for the goals, strategies, and objectives, based on research, data, and public input. Economic growth will be enhanced when the goals, strategies, and objectives are met. Kent County's economy is diverse, and we recognize the strength of that diversity; and

WHEREAS, The plan was developed with public input during, many hours of discussion with the Economic and Tourism Development Commission members and staff and conversations with our Towns and other community organizations. The process began in March of 2020 and was completed in March of 2022, although slowed by the pandemic, the process continued and additional insight was revealed as a result of the pandemic; and

NOW, THEREFORE, BE IT RESOLVED, That this plan will serve as a working document in the work of Economic and Tourism Development for Kent County. The objectives will be measured, and deadlines met to achieve the goals.

- Cultivate Business Retention, Expansion, and Attraction
- Advocate for Workforce Development and Education
- Promote Kent County as a Desirable Place to Live, Work, and Visit
- Support the Enhancement of Current and Future Infrastructure
- Establish and Strengthen Partnerships

BE IT FURTHER RESOLVED, We, The County Commissioners of Kent County, hereby adopt the 2022 Economic and Tourism Development Strategic Plan, as amended, and ask all to join staff and Commission members in their work to achieve the vision of making Kent County a preferred destination, business-friendly, technology and entrepreneurial hub within the State of Maryland.

ATTEST:

THE COUNTY COMMISSIONERS
OF KENT COUNTY, MARYLAND

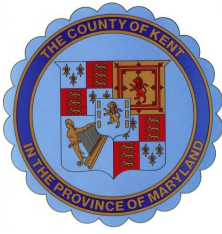

Sallie Watson, Deputy Clerk II


P. Thomas Mason, President


Ronald H. Fithian, Member


Robert N. Jacob, Jr., Member

ADOPTED: February 8, 2022



Jillyn Coleman, Director, Parks & Recreation
4/4/2023
County Commissioners Meeting

Item Summary:
Departmental Update



Jillyn Coleman, Director, Parks & Recreation
4/4/2023
County Commissioners Meeting

Item Summary:

Resolution 2023-04, A Resolution to authorize Sultana Education Foundation to use Turner's Creek as an overnight camping site for Harford Day School.

ATTACHMENTS:

Description

04.04.23 Resolution 2023-04 County Commissioners of Kent County, Maryland Sultana Education Foundation Turners Creek Overnight Camping Harford Day School

RESOLUTION 2023-04

COUNTY COMMISSIONERS OF KENT COUNTY, MARYLAND

**A RESOLUTION TO AUTHORIZE SULTANA EDUCATION FOUNDATION TO USE
TURNER'S CREEK AS AN OVERNIGHT CAMPING SITE FOR HARFORD DAY SCHOOL**

WHEREAS, the County's park regulations contain a prohibition to camp on, tent on, sleep on or inhabit any roadside of any county road along any county roadside, within the right-of-way of the road or in any county recreational park or in, on or adjacent to any county landing or any other county-owned property unless specifically authorized by law or resolution of the County Commissioners, and

WHEREAS, Kent County Parks and Recreation operates county parks for the enjoyment and use of its residents and visitors, and

WHEREAS, The Harford Day School's curriculum studies marine ecosystems in brackish water (specifically in rivers/tributaries that flow into the Chesapeake Bay). The school plans to study the water, sample the wildlife in the area, and learn about the Chester River in conjunction with the Sultana Education Foundation, and

WHEREAS, land owned by the County in the area of the Turner's Creek Landing, specifically, the meadow area that is west of the parking lot at the top of the hill, is the ideal camping location, and

WHEREAS, the Sultana Education Foundation understands that it would be responsible for providing a copy of its certificate of insurance and a signed hold harmless agreement executed by the Sultana Education Foundation.

NOW, THEREFORE, BE IT RESOLVED, We, The County Commissioners of Kent County, hereby authorize and support the use of County land on or about the Turner's Creek Landing (meadow area) for overnight camping on September 18, 2023, by the Sultana Education Foundation.

ATTEST:

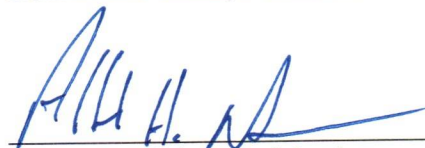
THE COUNTY COMMISSIONERS
OF KENT COUNTY, MARYLAND



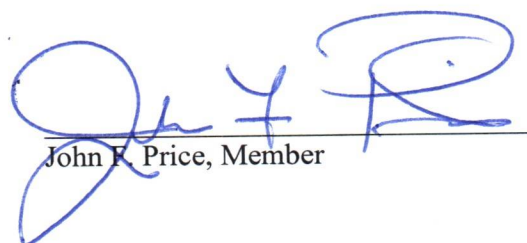
Sondra Blackiston, Clerk



Ronald H. Fithian, President



Albert H. Nickerson, Member



John F. Price, Member

ADOPTED: April 4, 2023



Thomas N. Yeager, County Attorney
4/4/2023
County Commissioners Meeting

Item Summary:

Opioid Litigation Update

ATTACHMENTS:

Description

04.04.23 State Subdivision Agreement Between The State of Maryland_State of MD and Participating Local Governments on Proceeds Allergan and Teva Settlement
04.04.23 State Subdivision Agreement Between The State of Maryland_State of MD and Participating Local Governments on Proceeds Teva Settlement
04.04.23 State Subdivision Agreement Between The State of Maryland_State of MD and Participating Local Governments on Proceeds Walgreens Settlement
04.04.23 State Subdivision Agreement Between The State of Maryland_State of MD and Participating Local Governments on Proceeds Walmart Settlement

**STATE-SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND
AND PARTICIPATING LOCAL GOVERNMENTS ON PROCEEDS FROM
SETTLEMENT OF OPIOIDS LITIGATION AGAINST TEVA, ALLERGAN,
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INTRODUCTION

WHEREAS, the State of Maryland ("State") and its participating subdivisions previously reached a STATE- SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND AND LOCAL GOVERNMENTS ON PROCEEDS RELATING TO THE SETTLEMENT OF OPIOIDS LITIGATION, effective January 21, 2022 (the "2022 State-Subdivision Agreement") (Exhibit A), that applied by its terms to the Janssen and Distributors National Settlement Agreements;

WHEREAS, the General Assembly implemented the terms of the 2022 State-Subdivision Agreement by enacting legislation codified at Md. Code Ann., State Finance & Procurement, Section 7-311(g) (2022);

WHEREAS, the State and its participating subdivisions wish at this time to participate in the Teva Global Opioids Settlement Agreement (December 20, 2022) ("Teva Agreement"), the Allergan Public Global Opioid Settlement (December 20, 2022) ("Allergan Agreement"), the Walmart Settlement Agreement (November 14, 2022), and the Walgreens Settlement Agreement (December 9, 2022), subject to the terms of these agreements (referred to collectively, hereinafter, as the "2022 Agreements"); and

WHEREAS, the State and its participating subdivisions wish to incorporate the terms of the 2022 State- Subdivision Agreement as closely as possible in this STATE-SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND AND PARTICIPATING LOCAL GOVERNMENTS ON PROCEEDS FROM SETTLEMENT OF OPIOIDS LITIGATION AGAINST TEVA, ALLERGAN, WALMART, AND WALGREENS ("2023 State-Subdivision Agreement");

The State and its participating subdivisions agree as follows:

SECTION I (INCORPORATION)

- a. Except as otherwise specified in Section II below, the terms of the 2022 State-Subdivision Agreement are incorporated into this 2023 State-Subdivision Agreement as if fully set forth herein and shall apply to the State's and its participating subdivisions' receipt and holding of funds from the 2022 Agreements and their expenditure of funds received.

SECTION II (SPECIFIC CHANGES)

- a. The definition of "Executive Director," section I (g) of the 2022 State-Subdivision Agreement, is not incorporated in this 2023 State-Subdivision Agreement. Instead, "Executive Director" for purposes of this 2023 State-Subdivision Agreement, shall refer to the Special Secretary for Opioids Response or her designee or such other person designated by the Governor or by law to direct the Opioid Operational Command Center or any successor agency having substantially similar responsibilities and duties.
- b. The definition of "National Settlement Agreements," section I (n) of the 2022

State-Subdivision Agreement, is not incorporated in this 2023 State-Subdivision Agreement. Instead, "National Settlement Agreements" for purposes of this 2023 State-Subdivision Agreement, shall mean the Teva Global Opioids Settlement Agreement (December 20, 2022) ("Teva Agreement"), the Allergan Public Global Opioid Settlement (December 20, 2022) ("Allergan Agreement"), the Walmart Settlement Agreement (November 14, 2022), and the Walgreens Settlement Agreement (December 9, 2022), and shall include any and all amendments or corrections to those agreements issued on or before February 15, 2022.

- c. Section II(a) of the 2022 State-Subdivision Agreement is incorporated in this 2023 State-Subdivision Agreement, except that this agreement shall be dated April 15, 2023 and shall be effective on that date for all purposes under the National Settlement Agreement. Subdivisions that return Subdivision Settlement Participation Forms under the National Settlement Agreement shall be deemed to consent to this Agreement.
- d. Section III(b) of the 2022 State-Subdivision Agreement is not incorporated in this 2023 State-Subdivision Agreement. Instead, the following is substituted in its place: Any Subdivision receiving settlement proceeds pursuant to Section IV(a)(3) of this Agreement may use up to 15 percent received from the Walmart Agreement, the Teva Agreement, and/or the Allergan Agreement to pay for past Opioid Remediation consistent with Permitted Uses, subject to the accounting requirements of the National Settlement Agreement and the provisions of Section VI(a) of the State-Subdivision Agreement, as incorporated herein. Any Subdivision receiving settlement proceeds pursuant to Section IV(a)(3) of this Agreement may use up to 5 percent received from the Walgreens Agreement to pay for past Opioid Remediation consistent with Permitted Uses, subject to the accounting requirements of the National Settlement Agreement and the provisions of Section VI(a) of the State-Subdivision Agreement, as incorporated herein.
- e. In the event of any other potential conflict between the terms of the National Settlement Agreements and the provisions of the 2022 State-Subdivision Agreement incorporated by Sections I and II of this 2023 State-Subdivisions Agreement, this 2023 State-Subdivision shall be construed to reflect, as nearly as permissible, the terms of the 2022 State-Subdivision Agreement.

SECTION III (ADDITIONAL PROVISIONS)

- a. The subsections of this Section III shall govern the 2023 State-Subdivision Agreement in addition to and notwithstanding any inconsistent provisions of the 2022 State-Subdivision Agreement.
- b. Subdivisions shall cooperate reasonably with the Attorney General, the Secretary, and the Executive Director regarding the statewide coordination of planning, activities, expenditures, and reporting under the 2022 State-Subdivision Agreement, this 2023 State-Subdivision Agreement, and the National Settlement Agreements, including by providing contact information for persons responsible for the management and expenditure of funds received under opioids settlements.

Signature: Bonnie Fithian

Name: Ronald Fithian

Title: President
County Commissioners of Kent County

Date: 4/4/23

EXHIBIT K
Subdivision and Special District Settlement Participation Form

Will your subdivision or special district be signing the settlement participation forms for the Allergan and Teva Settlements at this time?

☒ Yes ☐ No

Governmental Entity: Kent County	State: MD
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Agreement dated November 22, 2022 ("*Allergan Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the Allergan Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Allergan Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Allergan Settlement as provided therein.
2. Following the execution of this Settlement Participation Form, the Governmental Entity shall comply with Section III.B of the Allergan Settlement regarding Cessation of Litigation Activities.
3. The Governmental Entity shall, within fourteen (14) days of the Reference Date and prior to the filing of the Consent Judgment, file a request to dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the MDL Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal With Prejudice substantially in the form found at <https://nationalopiodsettlement.com>.
4. The Governmental Entity agrees to the terms of the Allergan Settlement pertaining to Subdivisions and Special Districts as defined therein.
5. By agreeing to the terms of the Allergan Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
6. The Governmental Entity agrees to use any monies it receives through the Allergan Settlement solely for the purposes provided therein.



7. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Allergan Settlement.
8. The Governmental Entity has the right to enforce the Allergan Settlement as provided therein.
9. The Governmental Entity, as a Participating Subdivision or Participating Special District, hereby becomes a Releasor for all purposes in the Allergan Settlement, including, but not limited to, all provisions of **Section V (Release)**, and along with all departments, agencies, divisions, boards, commissions, Subdivisions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity whether elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist in bringing, or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Allergan Settlement are intended to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Allergan Settlement shall be a complete bar to any Released Claim.
10. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision or Participating Special District as set forth in the Allergan Settlement.
11. In connection with the releases provided for in the Allergan Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Allergan Settlement.

12. Nothing herein is intended to modify in any way the terms of the Allergan Settlement, to which the Governmental Entity hereby agrees. To the extent this Settlement Participation Form is interpreted differently from the Allergan Settlement in any respect, the Allergan Settlement controls.



I have all necessary power and authorization to execute this Settlement Participation Form on behalf of the Governmental Entity.

Signature:

Bonnie Fithian

Name:

Ronald Fithian

Title:

President
County Commissioners of Kent County

Date:

4/4/23



**STATE-SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND
AND PARTICIPATING LOCAL GOVERNMENTS ON PROCEEDS FROM
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WHEREAS, the General Assembly implemented the terms of the 2022 State-Subdivision Agreement by enacting legislation codified at Md. Code Ann., State Finance & Procurement, Section 7-311(g) (2022);

WHEREAS, the State and its participating subdivisions wish at this time to participate in the Teva Global Opioids Settlement Agreement (December 20, 2022) ("Teva Agreement"), the Allergan Public Global Opioid Settlement (December 20, 2022) ("Allergan Agreement"), the Walmart Settlement Agreement (November 14, 2022), and the Walgreens Settlement Agreement (December 9, 2022), subject to the terms of these agreements (referred to collectively, hereinafter, as the "2022 Agreements"); and

WHEREAS, the State and its participating subdivisions wish to incorporate the terms of the 2022 State- Subdivision Agreement as closely as possible in this STATE-SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND AND PARTICIPATING LOCAL GOVERNMENTS ON PROCEEDS FROM SETTLEMENT OF OPIOIDS LITIGATION AGAINST TEVA, ALLERGAN, WALMART, AND WALGREENS ("2023 State-Subdivision Agreement");

The State and its participating subdivisions agree as follows:

SECTION I (INCORPORATION)

- a. Except as otherwise specified in Section II below, the terms of the 2022 State-Subdivision Agreement are incorporated into this 2023 State-Subdivision Agreement as if fully set forth herein and shall apply to the State's and its participating subdivisions' receipt and holding of funds from the 2022 Agreements and their expenditure of funds received.

SECTION II (SPECIFIC CHANGES)

- a. The definition of "Executive Director," section I (g) of the 2022 State-Subdivision Agreement, is not incorporated in this 2023 State-Subdivision Agreement. Instead, "Executive Director" for purposes of this 2023 State-Subdivision Agreement, shall refer to the Special Secretary for Opioids Response or her designee or such other person designated by the Governor or by law to direct the Opioid Operational Command Center or any successor agency having substantially similar responsibilities and duties.
- b. The definition of "National Settlement Agreements," section I (n) of the 2022

State-Subdivision Agreement, is not incorporated in this 2023 State-Subdivision Agreement. Instead, "National Settlement Agreements" for purposes of this 2023 State-Subdivision Agreement, shall mean the Teva Global Opioids Settlement Agreement (December 20, 2022) ("Teva Agreement"), the Allergan Public Global Opioid Settlement (December 20, 2022) ("Allergan Agreement"), the Walmart Settlement Agreement (November 14, 2022), and the Walgreens Settlement Agreement (December 9, 2022), and shall include any and all amendments or corrections to those agreements issued on or before February 15, 2022.

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SECTION III (ADDITIONAL PROVISIONS)

- a. The subsections of this Section III shall govern the 2023 State-Subdivision Agreement in addition to and notwithstanding any inconsistent provisions of the 2022 State-Subdivision Agreement.
- b. Subdivisions shall cooperate reasonably with the Attorney General, the Secretary, and the Executive Director regarding the statewide coordination of planning, activities, expenditures, and reporting under the 2022 State-Subdivision Agreement, this 2023 State-Subdivision Agreement, and the National Settlement Agreements, including by providing contact information for persons responsible for the management and expenditure of funds received under opioids settlements.

Signature: Bonnie Fithian

Name: Ronald Fithian

Title: President
County Commissioners of Kent County

Date: 4/4/23

Exhibit K
Subdivision and Special District Settlement Participation Form

Governmental Entity: Kent County	State: MD
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Agreement dated November 22, 2022 ("*Teva Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the Teva Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Teva Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Teva Settlement as provided therein.
2. Following the execution of this Settlement Participation Form, the Governmental Entity shall comply with Section III.B of the Teva Settlement regarding Cessation of Litigation Activities.
3. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, file a request to dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in In re National Prescription Opiate Litigation, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal With Prejudice substantially in the form found at <https://nationalopiodsettlement.com>.
4. The Governmental Entity agrees to the terms of the Teva Settlement pertaining to Subdivisions as defined therein.
5. By agreeing to the terms of the Teva Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
6. The Governmental Entity agrees to use any monies it receives through the Teva Settlement solely for the purposes provided therein.
7. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Teva Settlement.



8. The Governmental Entity has the right to enforce the Teva Settlement as provided therein.
9. The Governmental Entity, as a Participating Subdivision or Participating Special District, hereby becomes a Releasor for all purposes in the Teva Settlement, including but not limited to all provisions of Section V (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Teva Settlement are intended by Released Entities and the Governmental Entity to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Teva Settlement shall be a complete bar to any Released Claim.
10. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision or Participating Special District as set forth in the Teva Settlement.
11. In connection with the releases provided for in the Teva Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Teva Settlement.

12. Nothing herein is intended to modify in any way the terms of the Teva Settlement, to which Governmental Entity hereby agrees. To the extent this Election and Release is interpreted differently from the Teva Settlement in any respect, the Teva Settlement controls.



I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity.

Signature:

Ronnie Fithian

Name:

Ronald Fithian

Title:

President.
County Commissioners of
Kent County

Date:

4/4/23



**STATE-SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND
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WHEREAS, the General Assembly implemented the terms of the 2022 State-Subdivision Agreement by enacting legislation codified at Md. Code Ann., State Finance & Procurement, Section 7-311(g) (2022);

WHEREAS, the State and its participating subdivisions wish at this time to participate in the Teva Global Opioids Settlement Agreement (December 20, 2022) ("Teva Agreement"), the Allergan Public Global Opioid Settlement (December 20, 2022) ("Allergan Agreement"), the Walmart Settlement Agreement (November 14, 2022), and the Walgreens Settlement Agreement (December 9, 2022), subject to the terms of these agreements (referred to collectively, hereinafter, as the "2022 Agreements"); and

WHEREAS, the State and its participating subdivisions wish to incorporate the terms of the 2022 State- Subdivision Agreement as closely as possible in this STATE-SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND AND PARTICIPATING LOCAL GOVERNMENTS ON PROCEEDS FROM SETTLEMENT OF OPIOIDS LITIGATION AGAINST TEVA, ALLERGAN, WALMART, AND WALGREENS ("2023 State-Subdivision Agreement");

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- a. The definition of "Executive Director," section I (g) of the 2022 State-Subdivision Agreement, is not incorporated in this 2023 State-Subdivision Agreement. Instead, "Executive Director" for purposes of this 2023 State-Subdivision Agreement, shall refer to the Special Secretary for Opioids Response or her designee or such other person designated by the Governor or by law to direct the Opioid Operational Command Center or any successor agency having substantially similar responsibilities and duties.
- b. The definition of "National Settlement Agreements," section I (n) of the 2022

State-Subdivision Agreement, is not incorporated in this 2023 State-Subdivision Agreement. Instead, "National Settlement Agreements" for purposes of this 2023 State-Subdivision Agreement, shall mean the Teva Global Opioids Settlement Agreement (December 20, 2022) ("Teva Agreement"), the Allergan Public Global Opioid Settlement (December 20, 2022) ("Allergan Agreement"), the Walmart Settlement Agreement (November 14, 2022), and the Walgreens Settlement Agreement (December 9, 2022), and shall include any and all amendments or corrections to those agreements issued on or before February 15, 2022.

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- e. In the event of any other potential conflict between the terms of the National Settlement Agreements and the provisions of the 2022 State-Subdivision Agreement incorporated by Sections I and II of this 2023 State-Subdivisions Agreement, this 2023 State-Subdivision shall be construed to reflect, as nearly as permissible, the terms of the 2022 State-Subdivision Agreement.

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- a. The subsections of this Section III shall govern the 2023 State-Subdivision Agreement in addition to and notwithstanding any inconsistent provisions of the 2022 State-Subdivision Agreement.
- b. Subdivisions shall cooperate reasonably with the Attorney General, the Secretary, and the Executive Director regarding the statewide coordination of planning, activities, expenditures, and reporting under the 2022 State-Subdivision Agreement, this 2023 State-Subdivision Agreement, and the National Settlement Agreements, including by providing contact information for persons responsible for the management and expenditure of funds received under opioids settlements.

Signature: Bonnie Fithian

Name: Ronald Fithian

Title: President
County Commissioners of Kent County

Date: 4/4/23

EXHIBIT K**Subdivision Participation and Release Form**

Will your subdivision or special district be signing the settlement participation form for the Walgreens Settlement at this time?

☐ Yes ☐ No

Governmental Entity: Kent County	State: MD
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated December 9, 2022 ("*Walgreens Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the Walgreens Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Walgreens Settlement, understands that all terms in this Participation and Release Form have the meanings defined therein, and agrees that by executing this Participation and Release Form, the Governmental Entity elects to participate in the Walgreens Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event no later than 14 days after the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal with Prejudice substantially in the form found at <https://nationalopioidsettlement.com>.
3. The Governmental Entity agrees to the terms of the Walgreens Settlement pertaining to Participating Subdivisions as defined therein.
4. By agreeing to the terms of the Walgreens Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Walgreens Settlement solely for the purposes provided therein.



6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Walgreens Settlement. The Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the Walgreens Settlement.
7. The Governmental Entity has the right to enforce the Walgreens Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Walgreens Settlement, including without limitation all provisions of Section XI (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Walgreens Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Walgreens Settlement shall be a complete bar to any Released Claim.
9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the Walgreens Settlement.
10. In connection with the releases provided for in the Walgreens Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Walgreens Settlement.



11. Nothing herein is intended to modify in any way the terms of the Walgreens Settlement, to which Governmental Entity hereby agrees. To the extent this Participation and Release Form is interpreted differently from the Walgreens Settlement in any respect, the Walgreens Settlement controls.

I have all necessary power and authorization to execute this Participation and Release Form on behalf of the Governmental Entity.

Signature:

Ronald Fithian

Name:

Ronald Fithian

Title:

President
County Commissioners of Kent County

Date:

4/4/23



**STATE-SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND
AND PARTICIPATING LOCAL GOVERNMENTS ON PROCEEDS FROM
SETTLEMENT OF OPIOIDS LITIGATION AGAINST TEVA, ALLERGAN,
WALMART, AND WALGREENS**

INTRODUCTION

WHEREAS, the State of Maryland ("State") and its participating subdivisions previously reached a STATE- SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND AND LOCAL GOVERNMENTS ON PROCEEDS RELATING TO THE SETTLEMENT OF OPIOIDS LITIGATION, effective January 21, 2022 (the "2022 State-Subdivision Agreement") (Exhibit A), that applied by its terms to the Janssen and Distributors National Settlement Agreements;

WHEREAS, the General Assembly implemented the terms of the 2022 State-Subdivision Agreement by enacting legislation codified at Md. Code Ann., State Finance & Procurement, Section 7-311(g) (2022);

WHEREAS, the State and its participating subdivisions wish at this time to participate in the Teva Global Opioids Settlement Agreement (December 20, 2022) ("Teva Agreement"), the Allergan Public Global Opioid Settlement (December 20, 2022) ("Allergan Agreement"), the Walmart Settlement Agreement (November 14, 2022), and the Walgreens Settlement Agreement (December 9, 2022), subject to the terms of these agreements (referred to collectively, hereinafter, as the "2022 Agreements"); and

WHEREAS, the State and its participating subdivisions wish to incorporate the terms of the 2022 State- Subdivision Agreement as closely as possible in this STATE-SUBDIVISION AGREEMENT BETWEEN THE STATE OF MARYLAND AND PARTICIPATING LOCAL GOVERNMENTS ON PROCEEDS FROM SETTLEMENT OF OPIOIDS LITIGATION AGAINST TEVA, ALLERGAN, WALMART, AND WALGREENS ("2023 State-Subdivision Agreement");

The State and its participating subdivisions agree as follows:

SECTION I (INCORPORATION)

- a. Except as otherwise specified in Section II below, the terms of the 2022 State-Subdivision Agreement are incorporated into this 2023 State-Subdivision Agreement as if fully set forth herein and shall apply to the State's and its participating subdivisions' receipt and holding of funds from the 2022 Agreements and their expenditure of funds received.

SECTION II (SPECIFIC CHANGES)

- a. The definition of "Executive Director," section I (g) of the 2022 State-Subdivision Agreement, is not incorporated in this 2023 State-Subdivision Agreement. Instead, "Executive Director" for purposes of this 2023 State-Subdivision Agreement, shall refer to the Special Secretary for Opioids Response or her designee or such other person designated by the Governor or by law to direct the Opioid Operational Command Center or any successor agency having substantially similar responsibilities and duties.
- b. The definition of "National Settlement Agreements," section I (n) of the 2022

State-Subdivision Agreement, is not incorporated in this 2023 State-Subdivision Agreement. Instead, "National Settlement Agreements" for purposes of this 2023 State-Subdivision Agreement, shall mean the Teva Global Opioids Settlement Agreement (December 20, 2022) ("Teva Agreement"), the Allergan Public Global Opioid Settlement (December 20, 2022) ("Allergan Agreement"), the Walmart Settlement Agreement (November 14, 2022), and the Walgreens Settlement Agreement (December 9, 2022), and shall include any and all amendments or corrections to those agreements issued on or before February 15, 2022.

- c. Section II(a) of the 2022 State-Subdivision Agreement is incorporated in this 2023 State-Subdivision Agreement, except that this agreement shall be dated April 15, 2023 and shall be effective on that date for all purposes under the National Settlement Agreement. Subdivisions that return Subdivision Settlement Participation Forms under the National Settlement Agreement shall be deemed to consent to this Agreement.
- d. Section III(b) of the 2022 State-Subdivision Agreement is not incorporated in this 2023 State-Subdivision Agreement. Instead, the following is substituted in its place: Any Subdivision receiving settlement proceeds pursuant to Section IV(a)(3) of this Agreement may use up to 15 percent received from the Walmart Agreement, the Teva Agreement, and/or the Allergan Agreement to pay for past Opioid Remediation consistent with Permitted Uses, subject to the accounting requirements of the National Settlement Agreement and the provisions of Section VI(a) of the State-Subdivision Agreement, as incorporated herein. Any Subdivision receiving settlement proceeds pursuant to Section IV(a)(3) of this Agreement may use up to 5 percent received from the Walgreens Agreement to pay for past Opioid Remediation consistent with Permitted Uses, subject to the accounting requirements of the National Settlement Agreement and the provisions of Section VI(a) of the State-Subdivision Agreement, as incorporated herein.
- e. In the event of any other potential conflict between the terms of the National Settlement Agreements and the provisions of the 2022 State-Subdivision Agreement incorporated by Sections I and II of this 2023 State-Subdivisions Agreement, this 2023 State-Subdivision shall be construed to reflect, as nearly as permissible, the terms of the 2022 State-Subdivision Agreement.

SECTION III (ADDITIONAL PROVISIONS)

- a. The subsections of this Section III shall govern the 2023 State-Subdivision Agreement in addition to and notwithstanding any inconsistent provisions of the 2022 State-Subdivision Agreement.
- b. Subdivisions shall cooperate reasonably with the Attorney General, the Secretary, and the Executive Director regarding the statewide coordination of planning, activities, expenditures, and reporting under the 2022 State-Subdivision Agreement, this 2023 State-Subdivision Agreement, and the National Settlement Agreements, including by providing contact information for persons responsible for the management and expenditure of funds received under opioids settlements.

Signature: Bonnie Fithian

Name: Ronald Fithian

Title: President
County Commissioners of Kent County

Date: 4/4/23

EXHIBIT K**Subdivision Participation Form**

Will your subdivision or special district be signing the settlement participation form for the Walmart Settlement at this time?

☐ Yes ☐ No

Governmental Entity: Kent County	State: MD
Authorized Official:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("Governmental Entity"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated November 14, 2022 ("Walmart Settlement"), and acting through the undersigned authorized official, hereby elects to participate in the Walmart Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Walmart Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Walmart Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event within 14 days of the Effective Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in In re National Prescription Opiate Litigation, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal With Prejudice substantially in the form found at <https://nationalopiodsettlement.com/>.
3. The Governmental Entity agrees to the terms of the Walmart Settlement pertaining to Subdivisions as defined therein.
4. By agreeing to the terms of the Walmart Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Walmart Settlement solely for the purposes provided therein.



6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Walmart Settlement.
7. The Governmental Entity has the right to enforce the Walmart Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Walmart Settlement, including but not limited to all provisions of Section X (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Walmart Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Walmart Settlement shall be a complete bar to any Released Claim.
9. In connection with the releases provided for in the Walmart Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Walmart Settlement.

10. Nothing herein is intended to modify in any way the terms of the Walmart Settlement, to which Governmental Entity hereby agrees. To the extent this Election and Release is interpreted differently from the Walmart Settlement in any respect, the Walmart Settlement controls.



I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity.

Signature:

Ronnie Fithian

Name:

Ronald Fithian

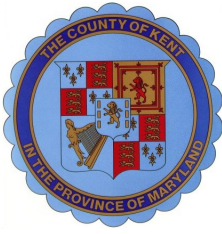
Title:

President
County Commissioners of Kent County

Date:

4/4/23





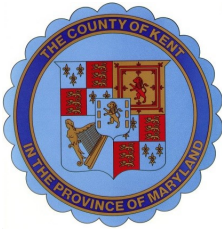
**Social Services Advisory Board
4/4/2023
County Commissioners Meeting**

Item Summary:

Thank You Letter

ATTACHMENTS:

Description



**Sewer Allocation
4/4/2023
County Commissioners Meeting**

Item Summary:

Appeal Request Decision Letter

ATTACHMENTS:

Description



Procedures For Public Comment 4/4/2023 County Commissioners Meeting

ATTACHMENTS:

Description

04.04.23 Public Comments Sign In Sheet

**PUBLIC COMMENTS
SIGN IN SHEET
April 4, 2023**

NAME (please print)	ADDRESS	TOPIC
Janet Lewis-Christiansen		Thank you to Commissioners for attending Kent County's Stories Landscape
Rob Fogwell		Termination Ltr of Joal Park property farming lease



**Donna Gunning, Executive Director, Maryland State Department of
Education
4/4/2023
County Commissioners Meeting**

Item Summary:

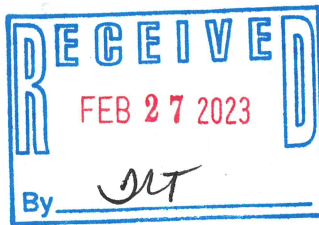
Certification of Mutual Agreement

ATTACHMENTS:

Description

04.04.23 Justin Dayhoff, Assistant Superintendent of Financial Planning, Operations, and Strategy, Maryland State Department of Education, Requests for Nonrecurring Cost Exclusions, Certificate of Mutual Agreement

02.21.23 County Commissioners of Kent County and KCPS Certification of Mutual Agreement for FY2024 Nonrecurring Cost Requests



Mohammed Choudhury
State Superintendent of Schools

To: Local Superintendents of Schools
County Administrators
School Finance Officials

From: Justin Dayhoff
Assistant Superintendent of Financial Planning, Operations, and Strategy

Date: February 17, 2023

Subject: Requests for Nonrecurring Cost Exclusions

Local governments are required to provide funding to local education agencies that meets or exceeds the prior year's highest local appropriation, on a current year per-pupil basis. In some cases, local governments may want to make additional, one-time investments in the local education agency. Sections 5-235(e) and 5-235(f) of the Blueprint for Maryland's Future provide for the exclusion of qualifying non-recurring costs from the highest local appropriation to the school operating budget.

Local governments identify non-recurring cost items, confer with local education agencies, and submit the signed non-recurring cost exclusion request to MSDE. The fiscal Year 2024 requests are due to MSDE on or before March 31, 2023. MSDE will review requests based on the requirements of COMAR 13A.02.05.03 and provide decisions to local governments and local education agencies by May 1, 2023.

For Fiscal Year 2024, the form (in excel) is attached and provides drop-down menus to select the allowable categories and associated object/type of non-recurring cost exclusion. A description is required for each cost item and should clearly indicate why the cost qualifies as non-recurring. Lack of detail can impact the final decision as well as the timing of the response. The county government and the school board should confer about each item.

The local government completes and signs the form, and provides it to the local education agency, which completes and signs the form, and returns it to the local government. The local government submits the completed, signed request to MSDE. Each entity should retain a copy of the signed form.

An electronic version of the form will be provided via e-mail. Please contact Donna Gunning at donna.gunning@maryland.gov or 410-767-0757, or Joanne Killian at joanne.killian@maryland.gov or 410-767-4044 with any questions or concerns.

***Please refer to the Financial Reporting Manual for Maryland Public Schools for this information.**

The undersigned representative(s) from the local board of education and county/city government have mutually agreed that the items identified as Other One Time Costs and items checked as "agree" represent one-time expenditures and are therefore, jointly requesting that these costs be approved as nonrecurring costs to be excluded from the local appropriation for the maintenance of effort calculation for Fiscal Year 2024.

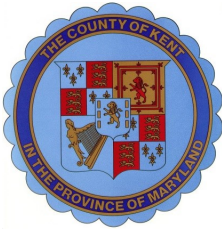
or Fiscal Year 2024.

Ronnie Zeltman 03/21/2023

President or Chairperson of the County/City
Council or County Commissioners

MAR 21 2023

LAB Revised 1-24-23



Letter from Planning Commission 4/4/2023 County Commissioners Meeting

Item Summary:

Letter from the Planning Commission re Task Force Recommendations

ATTACHMENTS:

Description

Letter from the Planning Commission



Planning Commission
Department of Planning, Housing, and Zoning

March 2, 2023

The Honorable Ronald H. Fithian, President
County Commissioners of Kent County
400 High Street
Chestertown, MD 21620

Re: Comprehensive Rezoning and Update (CRU) Task Force Recommendations – Requested Review

Dear Mr. Fithian:

At its regular meetings on February 2, and March 2, 2023, the Kent County Planning Commission reviewed the proposed Task Force Recommendations as requested by the Board of County Commissioners at its workshop on January 10, 2023. The recommendations document dated October 17, 2022, which was to be reviewed is posted online [here](#). That document was edited and is attached hereto.

After thorough review and discussion, the Planning Commission recommended the following (attached) to the County Commissioners. There was also correspondence submitted by the public to the Planning Commission. The letters and emails from the public are posted online [here](#) and [here](#). The Task Force process was documented, and all packets and minutes from the Task Force are posted online [here](#).

Sincerely,
Kent County Planning Commission

F. Joseph Hickman
Chair

attachment

- c: Shelley L. Heller, County Administrator
Thomas N. Yeager, Esq., County Attorney
Sondra Blackiston, County Clerk
Bill Mackey, Director, DPHZ

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

OVERVIEW

In the review below by the Kent County Planning Commission, the original summary request for each specific text change is provided along with the Task Force's Recommendation in **bolded text**. The Planning Commission's recommendation follows in **bolded blue text**, and resources for the County Commissioners are provided below that. Each item contains a link to the original staff report, the Task Force minutes with primary discussions, and public correspondence received. Verbal public comments are summarized within Task Force minutes. In some cases, correspondence is sorted into support and oppose categories, when there are many pieces of correspondence. The goal in providing links is to recreate the input received in a manner that is easy to navigate with quick access, where all materials are publicly posted online. Finally, a suggested outcome is provided in **bolded gold text**, noting what would happen, if the Board of County Commissioners concurs with the Planning Commission's recommendation. There are two possibilities. Either there would be no changes made to the code, or staff would be directed to prepare draft legislation.

SPECIAL NOTE

As part of the process, three items of correspondence stand out, in that, they provide a general review of the process and address a wide array of issues and recommendations. These include the correspondence received from nationally renowned planner and author, Ms. A. Elizabeth Watson, FAICP (see letter [here](#)); the Secretary of the Kent Conservation & Preservation Alliance, Mr. John Lysinger (see letter [here](#)); and the Director of the Department of Kent County Economic & Tourism Development, Ms. Jamie L. Williams (see letter [here](#)), working with the Kent County Economic & Tourism Development Commission (ETDC).

TASK FORCE RECOMMENDATIONS

Over the course of 18 months, the Task Force reviewed its recommendations on an iterative basis.

First Review:	Sept 8, 2021 Packet , p. 16-20 Sept 8, 2021 Minutes , p. 8-10	Fourth Review:	Oct 27, 2021 Packet , p. 4-11 (Public Forum) Oct 27, 2021 Minutes
Second Review:	Sept 22, 2021 Packet , p. 15-20 Sept 22, 2021 Minutes , p. 6-7	Fifth Review (2022):	July 27, 2022 Packet , p. 4-11 Sept 28, 2022 Minutes , p. 2, IV., A; also p. 4-5 re general
Third Review:	Oct 13, 2021 Packet , p. 9-16 Oct 13, 2021 Minutes , p. 4	Sixth Review (Public Forum)	Posted online 10-27-2022 Dec 14, 2022 Minutes , p. 3-4

PLANNING COMMISSION RECOMMENDATIONS

As requested by the Board of County Commissioners, the Planning Commission reviewed and adopted its own recommendations related to the Task Force Recommendations in the document posted online [here](#).

Please refer to the Minutes TAB for minutes and correspondence for the Planning Commission found [here](#).

First Meeting:	Feb 2, 2023 Minutes Feb 2, 2023 Correspondence
Second Meeting:	March 2, 2023 Minutes March 2, 2023 Correspondence

PLANNING COMMISSION RECOMMENDATIONS

ECONOMY

- P4. Request to create two, new floating zones to allow for (a) planned mixed-use development and (b) planned neighborhoods, including specific criteria for such designations, as well as (c) to combine the Commercial and Employment Center districts and (d) to allow residential uses in the newly combined district

Recommendation: The Task Force expressed that it was uncomfortable expressing support for the proposed change, since the Town of Millington had expressed that it was not supportive. Of the two members who spoke, both expressed concern with the use of floating zones and how the zoning could affect other properties Countywide. The discussion is considered moot, since the Town expressed that it was not supportive, and the Task Force withdrew its support.

The Planning Commission recommended negatively on item P4 at this time, thereby preserving the Task Force’s recommendation above “as is,” while stating a desire to honor the Task Force process.

Staff Report: [June 9 Packet](#), pp. 1-69, includes applicants’ requested text amendment language
TF Minutes: [June 9 Minutes](#), p. 2; [June 23 Minutes](#), p. 1-2; [October 13 Minutes](#), p. 4 (re Town);
[Jan 14 Minutes](#), p. 2, #4 and p. 3, Public Comments; [May 12 Minutes](#), p. 9 Public
Comments (In-Person, #3, “Zoning”); *Note:* item postponed at May 26 Meeting;
[Sept 28, 2022 Minutes](#), p. 5
Public Input: **Public Comments** are included at the end of the minutes, prior to July 14, 2021
Public Forum: [April 28 Minutes](#), p. 2-4 (Phone Call, #1, #2; Teams, #5, #6; In-person, #7)
[Oct 27 Minutes](#), p. 2, A., ¶4; p. 3 ¶1, 2; p.4, ¶2; [Dec 14, 2022 Minutes](#), p. 3, ¶3, 7
Letters, Oppose: [Correspondence](#) - Letter from Town of Millington’s Planning Commission
Letters, Support: [Correspondence](#) - Letters 1-6, 26-27, and 36-37 submitted by applicants

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- P5. Request to allow truck stops, truck parking lots, gas sales, convenience stores and restaurants with or without drive-through in the Industrial district

Recommendation: The Task Force expressed that it was uncomfortable expressing support for the proposed change, since the Town of Millington had expressed that it was not supportive. There were two meetings with discussions, of the seven members who spoke at the first meeting, four were in support with concern that development be local in flavor; three members expressed concern that other areas of the County be included in discussions. At the second meeting, the discussion involved the pros and cons of including drive-through restaurants. The original support of the staff's recommendation by those who spoke in favor is considered moot, since the Town expressed that it was not supportive, and the Task Force withdrew its support.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [May 26 Packet](#) pp. 70-75, includes the applicant's requested text amendment
TF Minutes: [May 26 Minutes](#), p. 2-3; [June 9 Minutes](#), p. 2-3; [June 23 Minutes](#), p. 1-2
[Jan 14 Minutes](#), p. 2, #5
Public Input: **Public Comments** are included at the end of the minutes, prior to July 14, 2021
Public Forum: [Oct 27 Minutes](#), p. 2, A., ¶4; p. 3, ¶11; p.4, ¶12; [Dec 14, 2022 Minutes](#), p. 3, ¶13
Letters, Oppose: Objection by the Town of Millington was conveyed to staff after the TF meeting
Letters, Support: Applicant's letter requesting the text change is included in the staff report above

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

- TF13. Review streamlining the Cottage Industry process.

Recommendation: The Task Force directed staff to incorporate changes into the LUO that would allow for an administrative hearing for cottage industries. Of the two members that spoke, both were in favor, one with a concern that neighbors be notified and one with a concern that the Planning Director be able to waive certain bonding requirements to ease business starts.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [May 26 Packet](#) pp. 76-79
TF Minutes: [May 26 Minutes](#), p. 3-4
Public Input: **Public Comments** are included at the end of the minutes, prior to July 14, 2021
Public Forum: [April 28 Summary](#), p. 6, #13

 **Suggested Outcome: Legislation would be drafted by staff for County Commissioners to introduce.**

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- TF18. Review timelines. Currently, projects scheduled before Planning Commission and Board of Appeals must be submitted 20 days before meetings. For projects that require concept, preliminary and final review, this allows only a week for applicants to address comments and resubmit for the following meeting. // S4. Consider standardizing 10-day, 15-day, and 20-day notices to one standard

Recommendation: The Task Force directed staff to work with a local designer and incorporate revised timelines into the LUO. Of the three members who spoke, two suggested that a flow chart as a handout could be helpful tool for applicants.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [May 26 Packet](#) pp. 80-84, includes staff-prepared matrix and code excerpts
TF Minutes: [May 26 Minutes](#), p. 4; [May 12 Minutes](#), p. 2, #18; p. 4-5, #4
Public Input: **Public Comments** are included at the end of the minutes, prior to July 14, 2021

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TOWNS & VILLAGE

- TF3. Review landscaping to reduce the requirements for trees (for example, one business site was required to have 185 trees and bushes on a 1.3-acre site).

Recommendation: The Task Force directed staff to consider using buffer yards (Queen Anne’s County was cited as the model) and standardizing the landscaping with consistency in mind. Of the four members who spoke, three were in support of standardizing landscaping as noted.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [June 9 Packet](#), p. 76-78
TF Minutes: [June 9 Minutes](#), p. 4; p 5-6 Public Comments; [June 23 Minutes](#), p. 2-3; p. 6 Public Comments; [April 14 Minutes](#), p. 4, #3
Public Input: **Public Comments** are included at the end of the minutes, prior to July 14, 2021

 **Suggested Outcome:** Legislation focusing on Queen Anne’s County buffer yards would be drafted.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- TF7. Review setbacks and required rights-of-way for roads, so the County, State or utilities do not have to maintain vegetation planted along rights-of-way.

Recommendation: The Task Force did not come to an agreement. Of the four members who spoke, two expressed concerns on encroachment, and two expressed concerns on enforcement.

The Planning Commission recommended elimination of this item from any further discussion.

Staff Report: [June 9 Packet](#), p. 79-80

TF Minutes: [June 9 Minutes](#), p. 5; [June 23 Minutes](#), p. 2-3; [April 14 Minutes](#), p. 5-6, #7

Public Input: **Public Comments** are included at the end of the minutes, prior to July 14, 2021

 **Suggested Outcome:** No action would be taken. No change would be made to current code.

- S2. Consider re-evaluating 25-foot setbacks for recreational uses such as pools in Village

Recommendation: During discussion, one member spoke, and the Task Force did not object to staff including these changes in the LUO. Per the Questionnaire, more tallies were for yes (6) than no (2). In this case, the item already appeared on an agenda prior to the Questionnaire.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [June 23 Staff Reports](#), p. 1

TF Minutes: [June 23 Minutes](#), p. 5; [May 12 Minutes](#), p. 4, #2

Public Input: **Public Comments** are included at the end of the minutes, prior to July 14, 2021

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- S3. Consider clarifying how accessory structures can be located in front yards

Recommendation: During the discussion, the Task Force did not direct staff to incorporate changes into the LUO. Accessory structures would therefore continue to be allowed in the area between the required front yard and the main building on lots that are not waterfront. Of the two members who spoke, one expressed a desire to leave the LUO as it stands, and the other expressed concern about the overall permitted size of accessory structures in the current LUO.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [June 23 Staff Reports](#), p. 2-3

TF Minutes: [June 23 Minutes](#), p. 5-6; [May 12 Minutes](#), p. 4, #3; ; p. 8 Public Comments;

Public Input: **Public Comments** are included at the end of the minutes, prior to July 14, 2021

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

HOUSING, TRANSPORTATION, AND HISTORIC & CULTURAL RESOURCES

- P9. Request to review standards related to subdivisions accessing private roads

Per the Questionnaire, it was not necessary to discuss this item further, as there were only four tallies to *discuss*. The narrow agreement would appear to be that no action to change the LUO is required. Per the Questionnaire, more tallies were for *no* (5) than for *yes* (4).

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: A staff report was not prepared; the questionnaire pre-empted formal staff report.

TF Minutes: [January 14 Minutes](#), p. 3, item 9; [Sept 8 Minutes](#), p. 9, paragraph 4

Public Input: **Public Comments** are included at the end of the minutes, prior to July 14, 2021

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- S1. Consider adding accessory dwelling units to the Village zoning district

Recommendation: The Task Force expressed its concurrence that accessory dwelling units be allowed in the Village zoning district with conditions similar to those in other residentially oriented zoning districts. Of the six members who spoke, each had questions about the process.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [July 14 Packet](#), p. 18-19

TF Minutes: [July 14 Minutes](#), p. 3-4; [July 28 Minutes](#), p. 2 (Old Business); [May 12 Minutes](#), p. 3-4, #1; p. 8-9 Public Comments (Phone and In-Person);

Public Input: **Public Comments** are included with each item in the minutes as well as at the end.

 **Suggested Outcome: Legislation would be drafted by staff for County Commissioners to introduce.**

- S9. Consider reviewing demolition process as it relates to age of structure

Recommendation: The Task Force expressed that the current 75-year threshold is appropriate. Of the five members who spoke, each asked clarifying questions.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [July 14 Packet](#), p. 20-22

TF Minutes: [July 14 Minutes](#), p. 4-5; [May 12 Minutes](#), p. 5, #9; p. 8 Public Comments

Public Input: **Public Comments** are included with each item in the minutes as well as at the end.

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- S13. Consider discussing an overall approach to short-term vacation rentals (STVR)

Recommendation: The Task Force expressed agreement that short-term vacation rentals be added to the Land Use Ordinance as permitted uses with the condition that the County taxes be paid. Of the eight members who spoke, two supported changes in the regulations, and six expressed concerns about regulating it in the LUO; however, after additional information was brought forward regarding best practices from a MACo seminar, agreement was then formed.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [July 14 Packet](#), p. 23-43

TF Minutes: [July 14 Packet](#), p. 5-7; [May 12 Minutes](#), p. 7, #13; p. 8-9 Public Comments

Public Input: **Public Comments** are included with each item in the minutes as well as at the end.

 **Suggested Outcome: Legislation would be drafted by staff for County Commissioners to introduce.**

ENVIRONMENT

- P7. Request to review lot coverage standards and other Critical Area provisions, lot line adjustments on parcels under 5 acres, and wastewater treatment

Recommendation: No action was needed, and no action was requested by the Task Force. Two members asked clarifying questions about the process and the State’s requirements in this area.

The Planning Commission passed over this Task Force Recommendation, as no action was needed.

Staff Report: [July 28 Packet](#), p. 5-6

TF Minutes: [July 28 Minutes](#), p. 2-3

Public Input: **Public Comments** are included with each item in the minutes as well as at the end.

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

P10. Request for modified buffer in RCD for campgrounds, as defined in § 2.2 (18)

Recommendation: The Task Force supported the staff recommendation to formulate changes per State standards and to include graphics in the LUO. Of the seven members who spoke, five requested that staff look into whether illustrative graphics could be included to help the public.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [July 28 Packet](#), p. 7-9

TF Minutes: [July 28 Minutes](#), p. 3-5

Public Input: **Public Comments** are included with each item in the minutes as well as at the end.

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TF9. Review elimination of the County’s maximum pier length of 150 feet.

Recommendation: The Task Force did not come to an agreement on this matter. Of those who spoke, there were three members who spoke in support of flexibility to the regulations, and two members who spoke in support of keeping the 150-foot maximum in place, as is.

The Planning Commission recommended leaving the existing text “as is” in the code.

Staff Report: [July 28 Packet](#), p. 11-12

TF Minutes: [July 28 Minutes](#), p. 6-7; [Aug 11 Minutes](#), p. 2

Public Input: **Public Comments** are included with each item in the minutes as well as at the end.

Public Forum: [April 28 Minutes](#), p. 4-5, #9

 **Suggested Outcome:** No action would be taken. No change would be made to current code.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

S10. Consider reviewing the definition of waterway width versus State approach

Recommendation: Per the Questionnaire, more tallies were for *yes* (6) than *no* (3).

The Planning Commission recommended using the State’s definition of waterway width in the code.

Staff Report: A staff report was not prepared; the questionnaire pre-empted formal staff report.

TF Minutes: [May 12 Minutes](#), p. 6, #10; p. 8 Public Comments;

Public Input: **Public Comments** are included with each item in the minutes as well as at the end.

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

S14. Consider discussing climate change, resilience, and the floodplain regulations by potentially requiring Base Flood Elevation plus three feet for new projects

Recommendation: The Task Force expressed agreement to require three feet of freeboard. Of the five members who spoke, each expressed different questions regarding the process; one member concluded with direct support, and there was no objection following this statement.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [July 28 Packet](#), p.13-15

TF Minutes: [July 28 Minutes](#), p. 7-9; [May 12 Minutes](#), p. 7, #14

Public Input: **Public Comments** are included with each item in the minutes as well as at the end.

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

COUNTRYSIDE

- P1. Request to change farm definition so a shed could be built without a dwelling

Recommendation: The Task Force expressed agreement that the definition of a farm should not be reduced to five acres. Of the four members who spoke, all spoke in favor of not reducing a farm to five acres; four spoke in favor of a special exception to allow non-farms under 20 acres in AZD to apply for accessory sheds; one member clarified providing this could be by the shorter path towards a special exception review, which does not include Planning Commission review; one member expressed support via an email for farms to be allowed at ten to 20 acres in size.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Aug 11 Packet](#), p. 5-6

TF Minutes: [April 14 Minutes](#), p. 5, #6; ; [Aug 11 Minutes](#), p. 2

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

- P2. Request to allow utility-scale energy systems in the Agricultural Zoning District

Recommendation: The Task Force did not support utility-scale solar arrays in AZD beyond the currently permitted five acres. Of the two members who spoke, both opposed allowing an expansion of utility-scale solar within AZD; one member expressed that referring to this number of solar arrays (five acres) as utility-scale is a misnomer, and that the term should not be utilized.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Aug 11 Packet](#), p. 7-8

TF Minutes: [Jan 14 Minutes](#), p. 2, #2; ; [Aug 11 Minutes](#), p. 4-5

Public Forum: [Oct 27 Minutes](#), p. 3, ¶5

Letters, Oppose: [Correspondence](#) - Letters 10, 14-24, 29, 32

Letters, Support: [Correspondence](#) - Letters 12/13

 **Suggested Outcome:** No action would be taken. No change would be made to current code.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

P3/TF8 Request to continue to exclude data centers from Agricultural Zoning District // TF8. Review allowing data centers on land in AZD at 0.5% of total land (about 630 acres) in order to let the landowners decide if they want to look at this option.

Recommendation: Per the Questionnaire, more tallies were against allowing data centers in AZD (8 in both cases) than for adding them to AZD (3 and 2, respectively).

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

TF Minutes: [Jan 14 Minutes](#), p. 2, #3 and p. 3 Public Comments;
[April 14 Minutes](#), p. 6, #8 and p. 6-7 Public Comments;
Public Forum: [April 28 Minutes](#), p. 3-4 (Teams #3, In-Person #7)
Letters, Oppose: [Correspondence](#) - Letters 7, 15-24, 29, 32
Letter, Support: [Correspondence](#) – Letter 44

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

TF1/TF17. Review the concept of reducing setbacks for agricultural structures to 200 feet except near current housing developments, incorporated towns, and villages. // TF17. Review setbacks for buildings containing animals. Currently, this is 600 feet. Review for more flexibility. Maybe 600 feet from residential zoning districts or provide for an administrative variance process to reduce the required setback.

Recommendation: The Task Force did not come to an agreement. An approach to regulating the setbacks was brought forth. For the most intense uses (poultry houses, AFO, CAFO, and dairies) the current 600 feet was seen as appropriate; opinions varied on waste management structures. Of the seven members who spoke, two supported the 600-foot setback for waste management structures, and two were opposed to the 600-foot setback.

The Planning Commission recommended that animal-related setbacks remain unchanged in the LUO.

Staff Report: [Aug 11 Packet](#), p. 9-12
TF Minutes: [Aug 11 Minutes](#), p. 5-9; [April 14 Minutes](#), p. 2, #1 and p. 6-7 Public Comments;
[May 12 Minutes](#), p. 2, #17; ;
Public Forums: [April 28 Minutes](#), p. 3-4 (Teams #4; In-Person #7);
[Oct 27 Minutes](#), p. 2, A., ¶2; p. 3, ¶15

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

TF2. Review elimination of the 10% rule (related to new agricultural subdivisions).

Recommendation: The Task Force did not come to an agreement on this matter. Of the six members who spoke, three supported retaining the 10% rule with the purpose of preserving agriculture in its current context, and three members supported elimination of the rule with the purpose of allowing more diverse farming outcomes. Two members supported the staff recommendation to create an exception process.

The Planning Commission did not come to an agreement. Three motions were made. All three failed.

Staff Report: [Aug 25 Packet](#), p. 1-3; [Nov 10 Packet](#), p. 5-10 waiver process
TF Minutes: [Aug 25 Minutes](#), p. 2-4; [April 14 Minutes](#), p. 2-4, #2 and p. 6-7 Public Comments;
[Nov 10 Minutes](#), p. 2, IV. B.; p. 3-7 waiver process; [Dec 8 Minutes](#), p. 6-7
Public Forums: [April 28 Minutes](#), p. 4 (In-Person, #7); [Dec 14, 2022 Minutes](#), p. 3, ¶19
[Oct 27 Minutes](#), p. 2, A., ¶3, 4; p. 3, ¶12, 3, 4, 5; p.4, ¶1, 2, 3, 4, 5; p.5, B. ¶1; p. 5-6
Letters, Oppose: [Correspondence](#) - Letters 11, 15-24, 29-30, 32
Letters, Support: [Correspondence](#) - Letters 8, 25, 31, 47

Suggested Outcome: ...

TF5. Review concept of a reset to allow building sites up to 1 unit per 30 acres as of the approval of new zoning regardless of what has been subdivided previously.

Recommendation: The Task Force expressed support for the retention of the current date for density with the purpose of supporting the agricultural context and preventing widespread subdivision. Of the four members who spoke, all were opposed to resetting the density clock.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Aug 25 Packet](#), p. 4-5
TF Minutes: [Aug 25 Minutes](#), p. 4-5; [April 14 Minutes](#), p. 5, #5
Public Forum: [April 28 Minutes](#), p. 3 (Teams #4)

 **Suggested Outcome:** No action would be taken. No change would be made to current code.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- TF6. Review allowing sustainable agricultural operations for production for farmers markets, personal use, or commercial sale on homesites in ag zoning districts where such homesites do not meet the current requirements for 20 acres.

Recommendation: Per the Questionnaire, more tallies were in support of allowing sales from small-scale, sustainable agricultural operations and ag production (7) than opposed (1).

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

 **Suggested Outcome:** No action would be taken. No change would be made to current code.

- P17. A. Request to add Agritourism, as defined by the State of Maryland, as a permitted use in AZD

Recommendation: The Task Force did not express opposition to the proposed definition in the staff report for agritourism. One member spoke to ask a clarifying question on traffic concerns.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Aug 25 Packet](#), p. 6-9, 11

TF Minutes: [Aug 25 Minutes](#), p. 5-7; [Sept 8 Minutes](#), p. 2-3

Letters: [Correspondence](#) – Letters 28, 38

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

- P17. B. Inclusion of Weddings as Special Exceptions within the Agricultural Zoning District

Recommendation: The Task Force expressed itself in favor of weddings as special exceptions in AZD and also expressed that a broader topic such as social engagements for compensation could be considered. Of the four members who spoke, two supported including maximum numbers of participants and events; one supported an approach to regulate noise related to such events; and one supported open-ended standards to allow for the free market and for public choice. One member who was unable to attend the meeting spoke in support at a subsequent meeting.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Aug 25 Packet](#), p. 10

TF Minutes: [Sept 8 Minutes](#), p. 2-4; [Sep 22 Minutes](#), p. 2 (Old Business)

Letters: [Correspondence](#) – Letters 28, 38

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

ADMINISTRATIVE MATTERS

- S6. Consider removing the renewal requirements for sand and gravel pits

Recommendation: The Task Force raised no objection to removal of provisions that conflicted with State law. Of the two members who spoke, both asked clarifying questions on the process.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Sept 8 Packet](#), p. 6-8

TF Minutes: [May 12 Minutes](#), p. 5, #6; p. 8 Public Comments; [Sept 8 Minutes](#), p. 5-6

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

- S7. Consider reviewing the definition of structures, especially considering fences

Recommendation: The Task Force did not object to the changes proposed by staff. One member stated they were straightforward. One member spoke in support of staff’s recommendation.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Sept 8 Packet](#), p. 9-10

TF Minutes: [May 12 Minutes](#), p. 5, #7/8; [Sept 8 Minutes](#), p. 6

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- S8. Consider reviewing the definition of accessory structure and accessory use

Recommendation: The Task Force expressed a preference for removing provisions that limit the size of accessory structures and uses to be smaller than principal structures and uses. Of the three members who spoke, two expressed concerns about application of the standards in some of the zoning districts, requesting that there be language to address this in individual districts.

The Planning Commission recommended flexibility to allow staff to make process and definitions clear.

Staff Report: [Sept 8 Packet](#), p. 11-13

TF Minutes: [May 12 Minutes](#), p. 5, #7/8; [Sept 8 Minutes](#), p. 7

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

- S11. Consider reviewing the conditions related to hunting trailers on farms

Recommendation: Per the Questionnaire, there were more tallies in support of staff reviewing conditions related to hunting trailers (8) than not (0). Based on the prior discussion of hunting trailers, this would include protecting hunting and extending the season for trailers in the LUO.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

TF Minutes: [May 12 Minutes](#), p. 6, #11; p. 9 Public Comments; [Dec 8 Minutes](#), p. 4, B., ¶4, 6

Public Forum: [Oct 27 Minutes](#), p. 2 (A., ¶13)

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

- S12. Consider reviewing the side setbacks and rear setbacks of three feet and five feet, respectively, for accessory structures in rear yards, which occur throughout the LUO.

Recommendation: The Task Force expressed agreement to support 10-foot side and 10-foot rear setbacks. Of the four members who spoke, three supported the increased setbacks; one member objected to increased setbacks; and one member questioned their effectiveness in preventing the storage of materials between accessory structures and adjacent property lines.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Sept 8 Packet](#), p. 14-15

TF Minutes: [May 12 Minutes](#), p. 5, #12; [Sept 8 Minutes](#), p. 7-8

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- P6. Request to consider adjacent lots under same ownership in order to meet the minimum requirements related to rules for the keeping of backyard chickens

Recommendation: The Task Force expressed agreement in support of the staff recommendation not to take any action on this specific request. Eight Task Force members spoke in support.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Sept 22 Packet](#), p. 5-6

TF Minutes: [Sept 22 Minutes](#), p. 3 ; [Jan 14 Minutes](#), p. 2, #6;

 **Suggested Outcome:** No action would be taken. No change would be made to current code.

- P18. Request to consider allowing backyard goats with provisions similar to backyard chickens

Recommendation: The Task Force expressed support of the staff recommendation to allow for small ruminants with conditions as listed. Three members spoke in support. Three members spoke in support and raised issues regarding enforcement concerns. One member discussed including a definition of grazable land. One member asked about including other animals such as llamas and alpacas, and one member asked about different standards for different zoning districts with the idea that more could be permitted in AZD while less might be permitted in Village districts.

The Planning Commission recommended forwarding with a favorable recommendation on this matter.

Staff Report: [Sept 22 Packet](#), p. 7-9

TF Minutes: [Sept 22 Minutes](#), p. 3-5

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- TF4. Review allowing nonconforming structures that were conforming when built (to be granted a fully legal status as conforming vs. as legal, nonconforming).

Recommendation: The Task Force did not express agreement on this item. One member raised concerns over too much being opened up by such a process. One member expressed concern over the precedents that would be created. One member was in support, and one member mentioned that this would be a complement to the many nonconforming accessory structures that would be created, if the setbacks for accessory structures were to change to ten feet (S12).

The Planning Commission did not support this item, recommending that this remain “as is” in the LUO.

Staff Report: [Sept 22 Packet](#), p. 10-11

TF Minutes: [Sept 22 Minutes](#), p. 5-6; [April 14 Minutes](#), p. 4-5, #4

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

- TF14. Review waterfront regulations. Waterfront is now considered the Front Yard. This causes issues such as pools are not allowed in the front yard and since the road is now considered the rear yard, accessory sheds can be 5' from the road.

Recommendation: Per the Questionnaire, more tallies were in support of the former review without further discussion (6) than opposed (2). It was noted in the prior discussion on April 28, that in order to keep the waterfront as the front yard, an exception should stipulate pools are allowed in the front yard and sheds must be more than five feet from the road in the other yard.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Public Forum: [April 28 Minutes](#), p. 6, #14;

 **Suggested Outcome: Legislation would be drafted by staff for County Commissioners to introduce.**

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- TF15. Review size limitations on accessory structures currently limited to 1,200 ft² in most properties under five acres. This could be enlarged to at least 2,000 ft² as long as stormwater management and screening regulations are met.

Recommendation: Per the Questionnaire, more tallies were in support of the former review without further discussion (7) than opposed (1). In the prior discussion on April 28, one member stated stormwater management regulations may have to be met for structures over 1,200 feet, as the sitework is usually more than the building area. There was no opposition expressed to allow at least 2,000 ft² as long as stormwater management and screening regulations were met.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Public Forum: [April 28 Minutes](#), p. 7, #15; Public Comments

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

- TF16. Review Front Yard definition on corner lots; currently, it’s the side with the smallest dimension. Review of the side where the driveway entrance is located is a better option. If there are two driveways, one could then be removed.

Recommendation: Per the Questionnaire, more tallies were in support of the former review without further discussion (8) to (0). In the prior discussion on May 12, one member expressed that there is a need for better definitions related to what constitutes the front of a property, as there are cases with corner lots and three-sided lots, and these lots can have varying frontages.

The Planning Commission recommended that the current text in the code stay the same.

TF Minutes: [May 12 Minutes](#), p. 2, #16

 **Suggested Outcome:** No action would be taken. No change would be made to current code.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

- S5. Consider removing renewal language for telecommunications

Recommendation: The Task Force expressed agreement with the staff recommendation. Five members spoke in support with one requesting added language when a tower is no longer used.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Sept 22 Packet](#), p. 12-14

TF Minutes: [Sept 22 Minutes](#), p. 6; [May 12 Minutes](#), p. 5, #5

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

ENVIRONMENT CONTINUED

- TF10. Review how to better define establishing a Modified Buffer, keeping in mind that not all waterfront properties are in a straight line.

Recommendation: The Task Force did not object to establishing clear standards and a set measuring point for determining the average setbacks, subject to the approval of the Critical Area Commission.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [Oct 13 Packet](#), p. 5-8

TF Minutes: [Oct 13 Minutes](#), p. 2-4 (A.), 4-5 (C.)

Public Forum: [April 28 Minutes](#), p. 5, #10;

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

TF11/12. Review how to better define an Expanded Buffer. // TF12. Review how to better define the term Structure (in the definitions section), as it applies to the establishment of the aforementioned Buffers.

Recommendation: The Task Force did not object to using Critical Area Commission approved graphics and whole numbers for percentage calculations, when addressing slopes in the buffer. Top of slope needs to be more clearly defined, and a 20-foot setback provided as a minimum.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report:

TF Minutes: [Oct 13 Minutes](#), p. 2-4 (A.), 4-5 (C.)

Public Forum: [April 28 Minutes](#), p. 5, #11, #12

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

NEW REQUESTS 2022

Request to amend the Forest Conservation provisions of the Land Use Ordinance (Article VI. Special Provisions, Section 8. Forest Conservation, beginning on page 373 of the current Land Use Ordinance under Part 8 [here](#))

Recommendation: The Task Force supported an increase in the requirements for bonding and other surety requirements as well as an increase in the fee-in-lieu.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [May 25 Packet](#), p. 28-33 including applicant’s proposed text amendment

TF Minutes: [May 25 Packet](#), p. 2; [July 27 Minutes](#), p. 3, V., A.

Public Forum: [April 28 Minutes](#), p. 4 (In-Person #7); [June 9 Minutes](#), p. 5 Public Comments;
[Dec 14, 2022 Minutes](#), p. 3, ¶12, 3, 4

Letters, Support: [Correspondence](#) - Letters 39-43, 45-46

 **Suggested Outcome:** Legislation would be drafted by staff for County Commissioners to introduce.

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

Request to revise Marine zoning district provisions (Article V. District Regulations, Section 13. Marine District, beginning on page 219 under Part 4 and Article VII. Special Exceptions, beginning on page 413 under Part 9 [here](#))

Recommendation: The Task Force supported maintaining the current requirements for special exceptions related to the multi-level storage of boats.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [May 25 Packet](#), p. 34-38 including applicant’s proposed text amendment

TF Minutes: [May 25 Packet](#), p. 3

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

Request to the parking regulations for parking maximums instead of parking minimums (Article VI. Special Provisions, Section 1. Parking and Loading Requirements, beginning on page 309 under Part 6 [here](#))

Recommendation: The Task Force did not support changes for maximum parking standards.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [May 25 Packet](#), p. 39-47

TF Minutes: [May 25 Packet](#), p. 3

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

Request to amend setbacks in the Village District for agricultural uses on Village zoned land (Article V. District Regulations, Section 7. Village District, beginning on page 109 under Part 3 [here](#))

Recommendation: The Task Force did not support changes to allow roadside stands or roosters.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [May 25 Packet](#), p. 48-49

TF Minutes: [May 25 Packet](#), p. 3

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

Request to amend setbacks in the Village District for accessory structures in the front yard to be closer to the street than the house and to allow for small farms within Village District (Article V. District Regulations, Section 7. Village District, beginning on page 109 under Part 3 [here](#))

Recommendation: The Task Force did not support changes to allow structures to be closer than 20 feet from the street. Regarding the term *farm*, it was suggested that instead of regulating what is allowed by using the term *farm*, another term could be used to reduce confusion.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [May 25 Packet](#), p. 50-51

TF Minutes: [May 25 Packet](#), p. 4

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

TASK FORCE RECOMMENDATIONS – PLANNING COMMISSION REVIEW

Review the concept and permitted use of an enclave in AZD as it relates to the 10% rule (Article V. District Regulations, Section 1. Agriculture Zoning District, beginning on page 18 under Part 1 [here](#))

Recommendation: Some Task Force members requested elimination of the enclave standards.

The Planning Commission recommended elimination of the enclave provisions in the AZD.

Staff Report: [May 25 Packet](#), p. 52

TF Minutes: [July 27 Minutes](#), p. 4

 **Suggested Outcome: Legislation would be drafted by staff for County Commissioners to introduce.**

Request to consider a general noise ordinance in the zoning code

Recommendation: The Task Force did not support changes to add additional noise provisions.

The Planning Commission recommended accepting this Task Force Recommendation “as is.”

Staff Report: [May 25 Packet](#), p. 53-59 including applicant’s proposed text amendment

TF Minutes: [July 27 Minutes](#), p. 4

 **Suggested Outcome: No action would be taken. No change would be made to current code.**

INITIAL REQUESTS RECOMMENDED FOR ELIMINATION BY STAFF

From the Task Force agenda of January 14, 2021:

List of Proposed Text Changes where discussion may not be required

1. Request to make no changes to the current zoning code as response on form
2. Request for increased property maintenance standards (Chestertown zoning)
3. Request to allow small businesses in accessory structure (Chestertown zoning)
4. *Principal residence as residence status* in the Rural Residential zoning district (This is Tax Office related. The property isn’t considered a principal residence.)
5. Request to recognize certain uses on land over an acre without a residence (State determines what is assessed agricultural and taxed at the value rate.)
6. Request for water and sewer service areas for lots in Village zoning district (This request is related to mapping and the Water and Sewer Master Plan.)

LISTED REQUESTS RECOMMENDED FOR ELIMINATION BY STAFF

- P8. Request to allow Class 8 Farm Breweries in the Agricultural Zoning District (CHR 7-2021 adopted)
- P11. Request to review lot sizes and required setbacks in property owner’s district (related to map)
- P12. Request to review subdivision density standards related to zoning map request (rezoning to a different district is preferred option)



**Senator Guy Guzzone, House Bill 1196 Support Letter
4/4/2023
County Commissioners Meeting**

Item Summary:

House Bill 1196 Blueprint for Maryland's Future Implementation - Funding and Independent Evaluation - Alterations

ATTACHMENTS:

Description

03.27.23 Support HB1196- Blueprint for Maryland's Future Implementation - Funding and Independent Evaluation - Alterations



The County Commissioners of Kent County
Ronald H. Fithian, President | Albert H. Nickerson, Member | John F. Price, Member
Shelley L. Heller, County Administrator | Thomas N. Yeager, County Attorney

March 27, 2023

The Honorable Guy Guzzone
3 West
Miller Senate Office Building
Annapolis, MD 21401

RE: SUPPORT House Bill 1196 - Blueprint for Maryland's Future Implementation – Funding and Independent Evaluation - Alterations

Dear Chair Guzzone and Members of the Budget and Taxation Committee:

On behalf of the Commissioners of Kent County, Maryland this letter conveys support for House Bill 1196 – Blueprint for Maryland's Future Implementation – Funding and Independent Evaluation – Alterations. Kent County is supportive of the programmatic improvements to the public education system outlined in the Blueprint for Maryland's Future. The Blueprint's fiscal mandates disproportionately affect Kent County due to the low student count being such a small school system. Kent County has been identified as one of the local jurisdictions most impacted by the Blueprint for Maryland's Future in terms of increases in per-pupil appropriations relative to local wealth. The fiscal stress to Kent County is repeatedly noted in the *Local Fiscal Impact of Implementing the Blueprint for Maryland's Future*. Department of Legislative Services, Office of Policy Analysis, January 2022.

Kent County fully supports House Bill 1196 and seeks a favorable review by the Budget and Taxation Committee.

Very truly yours,

A blue ink signature of Shelley L. Heller, written in a cursive style.

Shelley L. Heller
County Administrator

cc: The County Commissioners of Kent County
The Honorable Stephen S. Hershey, Jr.
The Honorable Jay A. Jacobs
The Honorable Steven J. Arentz
The Honorable Jefferson L. Ghrist
Dr. Karen M. Couch, Superintendent, Kent County Public Schools



American Rescue Plan Act (ARPA) Funds Spend Plan 4/4/2023 County Commissioners Meeting

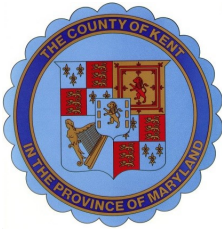
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3-29-2023 ARPA Fund Commissioner Report

AMERICAN RESCUE PLAN ACT FUND
AS OF COMMISSIONER MEETING MINUTES DATED
3/29/2023

Project	Department	Project Estimate	Date Approved	Amount Approved	Date Completed
Feed the Elderly Year 1	Local Management Board	112,800	08/31/21	112,800	
Feed the Elderly Year 2 and 3	Local Management Board	204,115	03/08/22	204,115	
Clariflocculator Replacement Project	Water & Wastewater Fund	275,000	08/31/21	275,000	6/28/2022
Clariflocculator Replacement Project Change Order #1		2,817	01/11/22	2,817	6/28/2022
Clariflocculator Replacement Project Change Order #2		90,642	01/11/22	90,642	11/23/2022
AV System	Information Technology	67,429	10/26/21	67,429	
IT Software	Information Technology	27,095	10/26/21	27,095	
Neighborhood & Infrastructure Grants	Information Technology	262,227	12/14/21	262,227	
A/V Equipment in EOC	Emergency Operation Center	14,087	02/01/22	14,087	
SCADA Pump Station Monitoring	Water & Wastewater Fund	110,065	02/08/22	110,065	
Millington/RT301 Wastewater Treatment Feasibility Study	Water & Wastewater Fund	57,500	02/08/22	57,500	
Millington/RT301 Wastewater Conveyance System Capacity Study		9,500	09/27/22	9,500	
Tolchester Wastewater-Design Services Influent Screen	Water & Wastewater Fund	52,910	02/08/22	52,910	
Tolchester Wastewater - Bid Services and Const. Management		35,735	09/27/22	35,735	
Tolchester Wastewater Influent Screen Construction		652,897			
Worton WWTP Influent Lagoon Engineer Design & Bid Services	Water & Wastewater Fund	32,981	03/22/22	32,981	
Worton WWTP Influent Lagoon Engineer Const. Management		43,736	03/08/23	43,736	
Worton WWTP Lagoon Sludge Removal Contract		1,400,500	12/13/22	1,400,500	
Kennedyville Pump Station #2 Relocation Design	Water & Wastewater Fund	52,338	09/27/22	52,338	
Kennedyville Pump Station #2 Relocation Const. Management		Deferred			
Kennedyville Pump Station #2 Construction		Deferred			
Worton/Kennedyville GIS Water and Sewer Facilities Mapping	Water & Wastewater Fund	75,770	09/27/22	75,770	
Worton Vehicle Storage Building & site prep/lighting/heat	Water & Wastewater Fund	40,000	10/25/22	40,000	
Worton WWTP Solids Press Replacement Design	Water & Wastewater Fund	40,000.00			
Worton WWTP Solids Press Replacement Construction Management		20,000.00			
Worton WWTP Solids Press Replacement		250,000.00			
Total Amount of Funds Committed		<u>\$ 3,930,144</u>		<u>\$ 2,967,247</u>	
Amount of ARPA Funds		3,766,777		3,766,777	
Balance of ARPA Funds Remaining		<u>\$ (163,367)</u>		<u>\$ 799,530</u>	



Contingency and Use of Fund Balance Report 4/4/2023 County Commissioners Meeting

ATTACHMENTS:

Description

3-29-2023 Commissioner Report Contingency

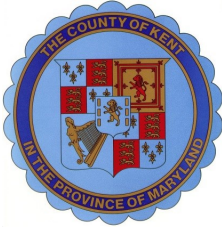
**FY23 CONTINGENCY & USE OF FUND BALANCE
AS OF COMMISSIONERS MEETING MINUTES DATED
March 29, 2023**

CONTINGENCY					
DATE APPROVED	DEPARTMENT		AMOUNT APPROVED	DESCRIPTION	
6/14/22	Upper Shore Aging	\$	15,000	To secure a grant funded prgram	-
6/14/22	Circuit Court/Building and Grounds		25,000	Arch Design-lobby expansion design phase	-
8/9/22	Circuit Court/Building and Grounds		11,291	Asbestors Abatement - Court House - asbestors insulation around exposed heat pipes	-
9/6/22	Kent Ag Center, Inc.		7,385	Kent Ag Center-Pavilion Roof	-
9/6/22	Kent Ag Center, Inc.		9,600	Kent Ag Center-pavilion electrical work	-
9/6/22	LPPI Parks		20,000	Worton Park multipurpose field lighting project	-
9/6/22	Kent Ag Center, Inc.		1,000	Kent Ag Center-asbestos assessment report of two buildings at Kent Aq Center	-
9/27/22	Kent Ag Center, Inc.		1,625	Kent Aq Center-asbestos assessment report of two buildings at Kent Aq Center	-
12/13/22	Office of Finance		28,275	Central Square Payments-Web Enablement, Click2Gov Tax & CIS, Accounts Receivable	-
2/7/23	Water & Wastewater Fund		18,650	Edesville sewer service district-Parcel 46 Lover's Lane contruction of sewer service line to the manhole	-
2/28/23	Commissioners Office		14,000	Greenwill Consulting Group, Inc. Contract costs \$33,000, remainder of contract in FY24	-
2/28/23	Office of Finance		3,465	Central Square Payments-3rd module \$2340 Paymentus-5 devices @ \$1125 ea	-
3/8/23	Water & Wastewater Fund		6,850	Fairlee Water Plant-replacement of water treatment filter media	-
3/14/23	Parks and Recreation		23,640	Millington pool replaster	-
3/14/23	Parks		4,500	Fencing around Granary Building	-
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TOTAL		\$	190,281		
BEGINNING CONTINGENCY BUDGET		\$	400,000		
ENDING CONTINGENCY BALANCE		\$	209,719		

USE OF FUND BALANCE					
DATE APPROVED	DEPARTMENT		AMOUNT APPROVED	DESCRIPTION	
07/01/2022	State Attorney's Office		8,000	Increase in State Attorney's Salary	
07/01/2022	Sheriff's Office		6,400	Increase in Sheriff's Salary	
09/20/2022	Detention Center		16,794	Opioid Use Disorder (OUD) Treatment Initiative. additional costs of employee benefits.	
11/15/2022	Water & Wastewater Fund		71,672	Utility Tech position-salary and benefits	
12/13/2022	Emergency Medical Service		152,794	EMT (2) positions-salary and benefits	
12/13/2022	Office of Finance		19,172	Central Square Payments, Web Enablement Fusion, Click2Gov Tax & CIS, Accounts Receivable	
02/14/2023	Human Resources		96,883	New HR Coordinator position	
TOTAL		\$	371,715		

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.



Thomas N. Yeager, County Attorney
4/4/2023
County Commissioners Meeting

Item Summary:

Legal Advice/Potential Litigation

The meeting was closed under the Annotated Code of Maryland, General Provisions Article § 3-305 (b) (7) To consult with counsel to obtain legal advice; and (8) to consult with staff, consultants, or other individuals about pending or potential litigation.

ATTACHMENTS:

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**Jillyn Coleman, Director, Parks & Recreation; Jessica Plum, Program
Coordinator; Parks & Recreation
4/4/2023
County Commissioners Meeting**

Item Summary:

Legal Advice/Potential Litigation

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