

July 11, 2019

The regular meeting of the County Commissioners of Allegany County was held in the Commissioners' Meeting Room, Allegany Room 100, 701 Kelly Road, Cumberland, at 5:00 p.m. on the above date. The following were present: Commissioner Jacob C. Shade; Commissioner Creade V. Brodie, Jr.; Commissioner David J. Caporale; County Administrator Brandon S. Butler; and County Attorney William M. Rudd. The following business was transacted:

The Pledge of Allegiance was led by Commissioner Creade V. Brodie, Jr.

MOTION

The Board of County Commissioners agreed to the addition of Item 3A – Union Contract Agreement with Transit to the Agenda for this evening's meeting.

There were no further additions or deletions to the Agenda.

MOTION

Upon Motion by Commissioner Caporale, seconded by Commissioner Brodie, and Motion carried, the Commissioners approved the Minutes of the June 20, 2019, public business meeting.

PRESENTATION

Item 1 – Regulatory Reform Commission Final Recommendations – Angela R. Patterson, PE, Director of Planning and Growth, and Matthew Brewer, Co-chairman. Angela Patterson, PE, Director of Planning and Growth for Allegany County, presented to the Commissioners the Final Report of the Regulatory Reform Commission. A copy of this Report is attached to and made a part of these Minutes. As part of her presentation, Mrs. Patterson read off the names of the members of the Regulatory Reform Commission, as set forth in the attached Report, and acknowledged the presence of Co-Chair Matthew Brewer and Members Larry Wolfe and Steve Jenkins at this meeting. She remarked that it has been a real pleasure working with the Co-Chairs and Members of the Commission.

Mrs. Patterson reviewed the Twelve (12) Recommendations of the Regulatory Reform Commission, as also set forth on the attached Report.

To conclude, Mrs. Patterson pointed out that the Commissioners received a copy of the Report, and that it would also be posted on the County's website the following morning. She added that anyone wanting a copy of the Report could also contact her. Mrs. Patterson also thanked the Commissioners for establishing the Regulatory Reform Commission, remarking that it has been extremely helpful to her to get their input, perspective, and ideas. She then invited Matt Brewer, Co-Chair of the Regulatory Reform Commission, to come up and say a few words.

Mr. Matt Brewer thanked Mrs. Patterson for her presentation of the report, commenting that it was an excellent summary of the Commission's work and that he found his participation on the Commission to be interesting and worthwhile. Mr. Brewer made brief comments about the issues discussed by the Commission, pointing out that the Commission found a common theme of uncertainty in the process and worked to set goals to make the environment more business-friendly in Allegany County. He also thanked the Commissioners for taking the initiative to proactively address the issues and engaging the community to help craft solutions, to hopefully result in better economic development in the County.

Commissioner Shade thanked everyone on the Regulatory Reform Commission for their service on the Commission and for their work. He commented that some of the changes are needed to bring Allegany County into the twenty-first century, such as moving to online instead of paper applications.

Commissioners Brodie and Caporale added their thanks to the Commission.

Item 2 – Fiscal Year 2018 Audit Update – Jason M. Bennett, CPA, Director of Finance, confirmed that the update is for the Fiscal Year 2018 Audit, and reminded the Commissioners that the County's Audit for the fiscal year ending June 30, 2018 was due to the State of Maryland on December 31, 2018. Mr. Bennett explained that the County's audit is still not done, for the reason that the County is still waiting on the Board of Education.

Mr. Bennett provided an update on the Audit, first explaining that four component units go into the County Audit, and that one of those component units is the Board of Education. He reported that the other three components are ready, but the Audit cannot be finished until the Board of Education has been received. Mr. Bennett told the Commissioners that four extensions of the December 31, 2018 deadline were granted by the State, but that those have now stopped,

meaning that the County is technically currently out of compliance with the State. He added that on the Federal level, the hard deadline was March 31, which has been missed. Mr. Bennett also explained that the bond disclosure has been extended twice at this point, and that it can continue to be extended; but at some point, the bond raters and also the purchasers of the bonds may wonder why the County has draft financial statements posted, so that needs to be resolved.

Mr. Bennett reported that the Finance Department just found out at the end of June 2019 that the GFOA Certificate of Achievement for Excellence in Financial Reporting, that the Department has won for 25 straight years, has now been lost because the deadline was missed. He told the Commissioners that although there is not a lot that can be done about the situation, he would like to recommend to the Commissioners that they at least consider reaching out to the Board of Education and potentially withholding an appropriation. Mr. Bennett commented that the County has to make it clear that this is important, as it involves taxpayers' funds. He pointed out that the County is already into the audit season for Fiscal Year 2019, which means the Fiscal Year 2018 Audit is significantly behind.

Commissioner Shade remarked that this is a very serious problem. He said that he hoped the Commissioners would not have to withhold funding, but the Commissioners would have to have a discussion about that. Commissioner Shade then pointed out that another audit is due from the Board of Education on September 30, 2019; Mr. Bennett corrected the actual due date to October 1, 2019. He asked Mr. Bennett if this has been the farthest behind the Board of Education audit has ever been, and he (Mr. Bennett) confirmed that in the sixteen years he has been at Allegany County, yes, it is the farthest, ten months behind.

Commissioner Brodie asked Mr. Bennett if he had any projections on when the Board of Education audit will be in. Mr. Bennett told him that they (the Board) have indicated that it will be coming soon, but that he has heard that a couple of times previously, and that he does not currently have a hard date on receipt of their audit.

Tammy Fraley, a Board of Education member present at this meeting, spoke from the audience, saying that the audit is on the agenda for next week's BOE meeting. The Commissioners and Mr. Bennett remarked on this as very welcome news. Commissioner Shade reminded Ms. Fraley that another audit will be due September 30.

PUBLIC HEARING

Item 3 – Code Home Rule Bill 1-19 – Public Hearing – “Allegany County Code Chapter 360, Part 4 Zoning Text Amendment Package, Items 1-11” – Angela R. Patterson, PE, Director of Planning and Growth, reviewed the background and details of Code Home Rule Bill 1-19, as set forth on the Bill, a copy of which is attached to and made a part of these Minutes. Mrs. Patterson pointed out that so far she has received no public comment on the Bill since it has been posted.

At the conclusion of her presentation of the eleven Items set forth in the Code Home Rule Bill, Mrs. Patterson reported that the Planning Commission made their recommendation for the full package on May 15, 2019, and she also confirmed that she has received no comments since then.

Commissioner Shade opened the public hearing on Code Home Rule Bill 1-19 by asking if there were any comments on the Zoning changes.

Mr. Kenneth Wilmont, speaking from the audience, asked about the change regarding the billboard setback. Mrs. Patterson addressed his concern by explaining that the 2017 Code introduced a thirty-foot setback, and that some recent applicants found that this setback was a burden on or barrier to their projects. For this reason, County staff reevaluated the setback, realized it really did not make sense, and decided to make it closer to the property line. Mr. Wilmont continued to speak, sharing his negative views of billboards.

Commissioner Shade remarked that all of the changes make sense to him and are in line with the Code. He added that the Commissioners have had discussions concerning property owners' rights to do what they want with their property, with as few limitations as possible, and remarked that Code Home Rule Bill 1-19 goes along that way. Commissioner Shade referred to the changes as a “cleanup”, and expressed his hope that because of the Regulatory Reform Commission, further changes will be coming in the near future. He stressed the importance of working with other municipalities to get some continuity.

Public hearing closed, and Commissioner Shade told the other Commissioners that action could be taken on the Bill at this meeting.

Upon Motion made by Commissioner Brodie, seconded by Commissioner Caporale, and duly carried, the Board of County Commissioners approved and adopted Code Home Rule Bill 1-19 - “Allegany County Code Chapter 360, Part 4 Zoning Text Amendment Package, Items 1-11”.

ACTION AGENDA

Item 3A – Allegany County Transit Union Contract Agreement – William M. Rudd, County Attorney, told the County Commissioners that he was pleased to be able to present to them a completed, negotiated, and voted-upon Labor-Management Agreement between Local 1633 of AFSCME, Allegany County Transit, and the Board of County Commissioners for Allegany County. He pointed out that Union representatives were on hand to sign the Agreement, and if the Commissioners were prepared to vote to approve it, the Agreement could be signed this evening. Attorney Rudd confirmed for the record that the Agreement’s effective dates will be July 1, 2019 through June 30, 2021. He pointed out that a major component of the Agreement is the two percent (2%) raise for both this year and next year.

Commissioner Shade expressed thanks to all those involved on both the County’s side and the Union’s side for a quick negotiation and resolution of the terms of the Contract Agreement.

Commissioner Brodie moved that the Board of County Commissioners approve and sign the Allegany County Transit Union Contract Agreement. Commissioner Caporale seconded the Motion. Motion carried to approve and sign the Contract Agreement. The Union representatives present and the County Commissioners then proceeded to sign the Agreement.

As the Contract Agreement was being signed, Mr. Rudd commented that these were very congenial and pleasurable negotiations, and that it took only a couple of sessions to get them done. He thanked everyone involved on both sides.

Item 4 – VESTA Next-Gen 911 Call Routing Solution – Board of County Commissioners to authorize the purchase of the Next-Gen 911 Call Routing Solution from Motorola Solutions at a price of \$709,111.68 with approval of the Emergency Number Systems Board (ENSB) utilizing 9-1-1 Trust Fund money. The project is fully funded by the ENSB and does not require matching funds – James R. Pyles, Director of Emergency Services, presented background and information regarding the VESTA Next-Gen 911 Call Routing Solution. A copy of a Staff Report on the subject dated June 13, 2019, containing information as presented by Mr. Pyles, is attached to and made a part of these Minutes.

Mr. Pyles asked the County Commissioners for their approval and support of Item 4 - VESTA Next-Gen 911 Call Routing Solution.

Upon Motion made by Commissioner Brodie, and seconded by Commissioner Caporale, the Board of County Commissioners authorized the purchase of the Next-Gen 911 Call Routing Solution from Motorola Solutions at a price of \$709,111.68 with approval of the Emergency Number Systems Board (ENSB) utilizing 9-1-1 Trust Fund money, by a vote of two to one.

VOTE:

Commissioner Shade: “Present” (Not voting)
Commissioner Brodie: Yes
Commissioner Caporale: Yes

Item 5 – VESTA PSAP Call Handling Solution Upgrade/Refresh – Board of County Commissioners to authorize the purchase of an upgrade/refresh to the VESTA PSAP Call Handling Solution at a price of \$1,288,880.27 from Motorola Solutions with approval of the ENSB utilizing 9-1-1 Trust Fund money. The project is fully funded by the ENSB and does not require matching funds – James R. Pyles, Director of Emergency Services, presented background and information regarding the VESTA PSAP Call Handling Solution Upgrade/Refresh. A copy of a Staff Report on the subject dated June 13, 2019, containing information as presented by Mr. Pyles, is attached to and made a part of these Minutes.

Mr. Pyles asked the County Commissioners for their approval and support of Item 5 – VESTA PSAP Call Handling Solution Upgrade/Refresh.

Before action was taken on Items 4 and 5, Commissioner Shade asked Mr. Pyles if AT&T also put in a proposal for the services, or if only Motorola did. Mr. Pyles confirmed that it was just Motorola, as that provided the smoothest transition because the County is already heavily invested in Motorola. He also pointed out that Verizon is getting out of the business.

Commissioner Brodie remarked that it appeared Allegany County was getting almost \$1.4 million worth of equipment and upgrades at actually no cost to the County. Mr. Pyles confirmed that. Commissioner Shade then remarked that there would be about \$1.4 million additional taxpayer money going toward it. He explained that he was not going to stand in the way of approval of Items 4 and 5, but pointed out that the County just spent about \$7.8 million on radios with Motorola, and then the Commissioners were surprised in March with another \$450,000 to be paid

to connect those radios, which cost was not included in any contract. Commissioner Shade stated that he was not going to be involved in the vote on Items 4 and 5 this evening, explaining that he did not think that just because the Commissioners went down a path, they are now stuck on that path, with no changes that can be made to it. He said there were other options that should be looked at, and that the Commissioners need to look very closely at the quality and service moving forward.

Commissioner Brodie moved that the Board of County Commissioners authorize the purchase of an upgrade/refresh to the VESTA PSAP Call Handling Solution at a price of \$1,288,880.27 from Motorola Solutions with approval of the ENSB utilizing 9-1-1 Trust Fund money. Commissioner Caporale seconded the Motion. Motion carried to authorize the purchase by a vote of two to one.

VOTE:

Commissioner Shade: "Present" (Not voting)
Commissioner Brodie: Yes
Commissioner Caporale: Yes

Item 6 – Allegany County Community Enhancement Program – Board of County Commissioners to authorize giving the City of Cumberland \$145,850 from the Allegany County Community Enhancement Program for environmental abatement and demolition, but not acquisition, for seven properties in the 600 block of Maryland Avenue, within the district commonly known as Rolling Mill – David K. Nedved, Economic and Community Development Representative, presented background and details regarding this Item, as set forth on his Staff Report on the subject dated July 3, 2019, a copy of which is attached to and made a part of these Minutes.

Mr. Nedved asked the County Commissioners for their approval on the application from the City of Cumberland for \$145,850 in funding from the Community Enhancement Program for environmental abatement and demolition of seven properties.

Upon Motion made by Commissioner Caporale, and seconded by Commissioner Shade, the Board of County Commissioners authorized giving the City of Cumberland \$145,850 from the Allegany County Community Enhancement Program for environmental abatement and demolition, but not acquisition, for seven properties in the 600 block of Maryland Avenue, within the district commonly known as Rolling Mill.

The Commissioners all commented on the good use of the funds in the Community Enhancement Program.

Item 7 – George’s Creek Watershed Streambank Restoration/Stabilization at Brodie Road – Board of County Commissioners to approve the proposal for George’s Creek Watershed Streambank Restoration/Stabilization at Brodie Road for funding in the amount of \$500,000. This proposal will be funded through the Chesapeake & Atlantic Coastal Bays Trust Fund – Tanya L. Gomer, Grants Writer, and Daniel S. DeWitt, PE, County Engineer. Tanya L. Gomer, Grants Writer for Allegany County, told the County Commissioners that this is a streambank restoration and stabilization project, and reported that Dan DeWitt, PE, County Engineer, is the engineer on this project. Ms. Gomer asked the Commissioners for their permission to accept \$500,000 in funding from the Chesapeake Bay Coastal Watershed.

Dan DeWitt, PE, County Engineer, offered some additional information about streambank restoration/stabilization projects and credited Ms. Gomer for her great work in applying for the funding on short notice. He pointed out that this George’s Creek Watershed Streambank Restoration/Stabilization Project is in response to some of the flooding events that occurred last year, and has gotten special consideration from DNR because the condition is threatening a home, two sheds, County roads, and utility lines, as well as George’s Creek Elementary School.

Mr. DeWitt added that this does not involve any cash outlay by the County, but just involves some staff time.

Commissioner Brodie pointed out that, just for transparency, he does not live on Brodie Road, where the Project is located.

Commissioner Caporale moved that the Board of County Commissioners approve the proposal for George’s Creek Watershed Streambank Restoration/Stabilization at Brodie Road for funding in the amount of \$500,000, with this proposal to be funded through the Chesapeake & Atlantic Coastal Bays Trust Fund. Commissioner Shade seconded the Motion. Motion carried to approve.

Item 8 – Architectural and Engineering Services for the new Western Correctional Institution/North Branch Correctional Institution Training Building at Allegany College of Maryland – Board of County Commissioners to authorize the Department of Public Works to begin work on a new WCI/NBCI Training Building at Allegany College of Maryland including award of not to exceed contracts for design and construction assistance to Chaney Architects, Cumberland, Maryland for \$40,340, East Hills Engineering, Windber, Pennsylvania for \$33,650, and Matonak Snyder and Associates, Hagerstown, Maryland for \$9,860 – Daniel S. DeWitt, PE, County Engineer, discussed the background for this Project and offered additional details, as set forth on the Staff Report on the subject dated July 2, 2019, a copy of which is attached to and made a part of these Minutes. Mr. DeWitt told the Commissioners that this Item is on the Agenda for their approval so the Project can move forward.

Upon Motion made by Commissioner Brodie, seconded by Commissioner Caporale, and duly carried, the Board of County Commissioners authorized the Department of Public Works to begin work on a new WCI/NBCI Training Building at Allegany College of Maryland including award of not to exceed contracts for design and construction assistance to Chaney Architects, Cumberland, Maryland for \$40,340, East Hills Engineering, Windber, Pennsylvania for \$33,650, and Matonak Snyder and Associates, Hagerstown, Maryland for \$9,860.

Item 9 – Electric Service Upgrade to 37 Lane Avenue – Board of County Commissioners to authorize a Potomac Edison Right of Way and Electric Service Agreement for the installation of the new service line and transformer to the building at 37 Lane Avenue, LaVale, and authorize the President to sign the Agreement – Brandon S. Butler, County Administrator, asked to present both Items 9 and 10 together (both concern 37 Lane Avenue).

Mr. Butler explained that Item 9 concerned asking the County Commissioners to authorize a right of way and electrical service agreement with Potomac Edison for the installation of a new service line and a transformer for the building at 37 Lane Avenue, also known as “Western Maryland Works”, which is the Makerspace Project with Allegany College of Maryland.

Upon Motion made by Commissioner Caporale and seconded by Commissioner Brodie, the Board of County Commissioners authorized a Potomac Edison Right of Way and Electric Service Agreement for the installation of the new service line and transformer to the building at 37 Lane Avenue, LaVale, and authorized the President to sign the Agreement.

Item 10 – Building Renovations for the Allegany County LaVale Building 37 Lane Avenue Project Bid Award – Board of County Commissioners to award the building renovations for the Allegany County LaVale Building at 37 Lane Avenue, LaVale, Maryland to the apparent low bidder, and authorize the President to sign all necessary documents – Brandon S. Butler, County Administrator.

Mr. Butler told the County Commissioners that Item 10 concerned the building renovations for the 37 Lane Avenue Building; and he pointed out that the County is taking a warehouse and turning it into a workforce development asset, the County’s largest workforce development asset. He asked the Commissioners for their consideration regarding awarding the contract for the renovation work to Belt Construction, the only bidder for this Project.

Upon Motion made by Commissioner Caporale and seconded by Commissioner Brodie, the Board of County Commissioners awarded the building renovations for the Allegany County LaVale Building at 37 Lane Avenue, LaVale, Maryland to the apparent low bidder, and authorized the President to sign all necessary documents.

CONSENT AGENDA

As recommended by the County Administrator

Upon Motion by Commissioner Shade, seconded by Commissioner Brodie, and Motion carried, the Board of County Commissioners adopted the Consent Agenda as recommended by the County Administrator.

Item 11 – Western Maryland Health System Service Agreements – Board of County Commissioners approved the Service Agreements with the Western Maryland Health System for county owned property on Willowbrook Road occupied by the Allegany Health Department, and for areas owned by the Willowbrook Health Center Condominium Association.

Item 12 – The Cumberland Housing Group Payment In Lieu of Taxes (PILOT) Agreements – Board of County Commissioners approved the standardized Cooperation Agreements for the following public housing developments in Allegany County: Jane Frazier Village, Fort Cumberland Homes, John F. Kennedy Homes, Queen City Towers, Banneker Gardens, Willow Valley Apartments, Grande View Apartments, and Scattered Site Housing and to authorize the President

to sign the Agreements.

Item 13 – Request for Tax Abatement – Board of County Commissioners approved the abatement of taxes in the total amount of \$470.35 for two properties located at 119 Pennsylvania Avenue and 101 S. Cedar Street, in Cumberland, Maryland. These properties have been acquired by the city and will be demolished for future development.

Item 14 – River & Rails Festival at Canal Place – Board of County Commissioners agreed to remit \$500 budgeted from the Community Promotions Account for the 2019 River & Rails Festival to be held on Friday, August 23-24, 2019 at the Canal Place Festival Grounds.

Item 15 – 2019 Polish Mountain Hill Climb – Sports Car Event – Board of County Commissioners agreed to provide a letter of authorization for the Polish Mountain Hill Climb planned for August 3 and 4, 2019. The Western Maryland Chapter Washington, DC Region of the Sports Car Club of America (WDCR-SCCA) has presented a plan to partner with the Flintstone Volunteer Fire Company to support this unique motorsport activity.

Item 16 – Travel Request Approval – Board of County Commissioners approved the travel request for the County Administrator to attend the 2019 Automated Vehicles Symposium from July 15 to July 17, 2019 in Orlando, Florida at a cost not to exceed \$2,000.

Item 17 – September 11 National Memorial Trail Memorandum of Understanding – Board of County Commissioners authorized the County Administrator to sign an MOU with the September 11 National Memorial Trail Alliance.

Item 18– Declaration of Surplus Vehicle – Board of County Commissioners authorized Public Works to declare a 2001 Jeep Cherokee surplus and authorize its disposal in accordance with county policy.

Item 19 – Hartford Workers’ Compensation Insurance Fiscal Year 2020 Contract Renewal – Board of County Commissioners adopted the Harford Workers’ Compensation Insurance Contract Renewal for Fiscal Year 2020 and authorized the President to sign.

Item 20 – Property and Liability Insurance Renewal – Board of County Commissioners approved and authorized the President to sign an agreement with Travelers Insurance to renew Allegany County’s Property and Liability coverage for Fiscal Year 2020.

Item 21 – Allegany County Community Enhancement Program – Board of County Commissioners authorized giving the Town of Luke \$20,000 from the Allegany County Community Enhancement Program for needed emergency upgrades.

County Administrator Brandon S. Butler read into the record a prepared statement concerning economic development in the County, a copy of which is attached to and made a part of these Minutes.

The Commissioners all remarked briefly on Mr. Butler’s statement.

Commissioners’ statements, comments, recognition –

Commissioner Jacob C. Shade acknowledged Cumberland Mayor Ray Morriss and thanked him for attending the meeting this evening. Commissioner Shade pointed out that the County’s relationship with the City of Cumberland has never been stronger, and that the County is working more closely together with the City’s Economic Development entity than ever before, at least during Commissioner Shade’s time as County Commissioner. He added that the County and City will continue to find ways to work together and cut costs for everyone involved.

Commissioner David J. Caporale thanked County Administrator Butler for his comments.

Commissioner Creade V. Brodie, Jr. thanked both Mayor Morriss and Board of Education member Tammy Fraley for their attendance at this meeting. He then reminded everyone present that the Allegany County Fair would start the next day and, on behalf of all of the County Commissioners, encouraged everyone to attend with their families.

Commissioner Shade announced that he and Mayor Morriss would be in a dunking booth the following evening at the 1812 Brewery to benefit childhood cancer. He also reported that Lt. Governor Boyd Rutherford was in Cumberland today. Commissioner Shade added that Secretary Schultz and Secretary Haddaway were also in town, and he remarked on the attention that

Allegany County gets from the Hogan administration as a nice change of pace from the previous Governor's administration.

Commissioner Shade then thanked County staff for all of their work behind the scenes.

Constituents – In order of sign-up sheet (No one signed up to speak at this meeting.)

Reminders/Upcoming Meetings –

Next Public Business Meeting – Thursday, July 25, 2019, 5:00 p.m.

ADJOURNMENT:

There being no further business to come to the attention of the Board, the meeting was adjourned at 6:00 p.m.

Jacob C. Shade, President

True Copy
Attest:

Cynthia A. Young
Recording Secretary

Economic development. A lot has been said in the media and on social media. Tonight, gentlemen, you and all of Allegany County Government took important steps to make marked change in this community.

The hardest job in a rural county government is in economic development. Allegany is not special or unique in that regard. Here's why:

1. Businesses don't beat down the doors to get here. We have to find them. That requires some creativity and guts, and we are doing that. As a matter of fact, recently, we got on a conference call with decision makers from a multi-national corporation based on a article I had sent to me. I, in turn, sent it to the guys at CEDC and two days later, we were pitching that company on locating in Allegany County. That company, who I cannot and will not disclose, is currently evaluating a property we proposed and is looking at this community.
2. It takes time and multiple efforts to even come close to landing someone. Jeff Barclay and his team... and by team I am including Matt Miller, Paul Kelly from CEDC as well as Andrew Sargent from Md Commerce have been doing just that. I've always played a role in those discussions and take part in many pitch meetings. The void that has been left by Mr. Barclay's absence and by the way ...even sick he still checks in on his own accord and gets ideas bounced off of him and remains an active part of this team not because he needs to but because he does so out of love for this community... but in his absence, partnerships with our cities have gotten even stronger. A year and a half ago, the narrative was how the city and county didn't get along. Yet, without much fanfare, these groups are working together as one cohesive unit.
3. Everyone thinks they are an economic development expert. They think they can do better and they have a Facebook account to prove it. They tell all of their followers all about how they could better. Well... just call up Amazon... well the commissioners just need to demand that businesses come here. Social media is great to get a message out, but it is also a breeding ground of negativity, and boy there's some negative folks out there.
4. Successes are never celebrated because everyone else pushes you out of the way for the ribbon cutting or bit players line up to be the first to take credit.
5. Conversely, failures that occur often by no fault of anyone but circumstance or someone's lack of funding splash across the pages of media. Fingers are pointed. Blame is placed. Again, by the armchair economic development experts...

We have a number of opportunities that are being worked by our team. Some of them will pan out. Some of them will not. Some of them, we are required to sign nondisclosure agreements that LEGALLY prohibit people from disclosing. There are international and national firms that are looking at this community as we speak. There

are finance, technology based and bio-science groups that are looking here now and have been working on financing their projects. There are operations that will likely employ 100 workers that are awaiting their fate with state regulators to obtain precious licenses that are few with many takers. There are site selectors now that are comparing us to different communities. Why can't we share? Because if things don't pan out, it plays into the narrative that "we can't get anything here."

Speaking of narrative...What are these companies seeing on the pages of our media? What are they hearing on our radio stations? Are they hearing people celebrate the good of what makes Cumberland, Frostburg, Allegany County great? Sometimes.

Unfortunately, what they see and hear is - my kid has to leave to get a good paying job. I can't wait to get out of here. There's nothing here. There's nothing to do.

All of those statements are false, but we bought into the false narrative hook line and sinker. Gentlemen, you just approved tonight an award of a contract for renovations to a building for a makerspace so the citizens of the county can be trained in the latest tech by working with companies here in the community. That will also be a solution to a robotics team that has been shuttled to one building to the next. In that space, people looking to start their own business, looking to be trained in a new skill, or the county's youth looking to dream and innovate can come to one place to do all of those things. Speaking of youth, commissioners you approved a youth apprenticeship initiative for Allegany county government so they high school students can start a career here. That is beginning right now.

You approved travel to be a part of a conference to drum up more support for an autonomous vehicle test track in Frostburg which, if we get more companies interested this project goes to the Governor for funding for the design and construction. That project could not have happened without our relationship with this administration, and specifically Bill Atkinson of the Md Dept of Planning.

You approved a MOU tonight for the county's portion of the Great Allegheny Passage to become a part of the 9-11 memorial trail so that even more people will come through Allegany. Stay at our hotels. Walk our streets. Eat in our restaurants. Fall in love with our community.... and come back... maybe even permanently.

Yet, those armchair quarterbacks... they can't look outside of the screens of their devices or their narrow focus on themselves to see the good that is here. So, for all of those who think they can do economic development. Great! Welcome to the team. Here's your first task: Start with sharing positive things in this community and about this community. Because whether you know it or not, people and companies are listening and with every negative comment, you lessen our chances to land the job creators.



ALLEGANY COUNTY'S *Regulatory Reform Commission*

FINAL REPORT – June 12, 2019

Allegany County's Regulatory Reform Commission was established by Resolution 18-20 on June 21, 2018 by the Board of County Commissioners with a purpose to examine policies and practices relating to permits, planning and land development. Commission members were appointed by the Board of County Commissioners on July 12, 2018.

Commission Members

Matt Brewer (Co-Chair) – serving as professional designer with project experience

Jeremy Irons (Co-Chair) – serving as business representative

Donny Carter – serving as commercial realtor

Larry Wolfe – serving as representative of union or trade organization

Steve Langan – serving as representative of the Home Builders Association of Western Maryland

Steve Jenkins – serving as member of the public at large

Danny Malamis – serving as member of the public at large

Commission's Charge

1. Undertake a comprehensive review of the policies and procedures within Allegany County Government concerning land development, permitting and planning;
2. Identify areas that pose the greatest barriers and burdens to business growth, attraction and retention in the County relating to land development, planning and permitting; and
3. Formulate substantive solutions to identified problems that will remove barriers or alleviate burdens to businesses in Allegany County.

Meeting #1 – August 13, 2018

The main theme of the open discussion was a need for updated processes and improved communication rather than any specific regulatory recommendations. The discussion continually emphasized that process and communication are the barriers to an efficient permitting process. The following specific barriers and burdens and potential solutions were discussed:

Permitting Process Barriers and Burdens	Permitting Process Potential Solutions
Permit applicants are confused and overwhelmed with the number of different requirements and unsure how to efficiently navigate the process	<ul style="list-style-type: none"> - Improve web presence to more clearly and concisely communicate the process and requirements and to provide easy access to relevant guidance resources such as submittal checklists, public input processes and legal agreement templates - Establish a business liaison to assist applicants through the inter-agency permitting process
In-person paper application process was described as cumbersome in today's digital age	<ul style="list-style-type: none"> - Implement a web portal for permitting that would allow online applications and digital plan submittals
Permit applicants are dissatisfied with the unknown of review status and how long the permitting process will take	<ul style="list-style-type: none"> - Implement a web portal for permitting that would provide transparency as to the status and timeline of the review process
Inconsistencies in process and requirements between the County and the municipalities within the County are not desirable	<ul style="list-style-type: none"> - Engage municipalities in resource sharing, where appropriate, to promote consistency

Meeting #2 – September 24, 2018

The discussion centered on the barriers and potential solutions that had been identified in the first meeting and some follow-up research that had been done.

Neighboring Counties Permitting Processes

The results of some online research of neighboring counties (Garrett, Washington, Frederick, Bedford, Somerset, Mineral, Hampshire, Morgan) were shared, including:

- None have online permitting except Washington County to the east, which utilizes Accela.
- None indicate permitting timeframes on their websites

Good Example: City of Tacoma, Washington

The results of some additional online research were shared, including the appealing web presence and permitting portal for the City of Tacoma, Washington:

- Average timeframes for reviews are generated by the web portal and displayed on website.
- Website interface is organized by permit “step” to simplify and compartmentalize communication of the complex process.
- Utilizes Accela for online permitting portal

Strategies for Increasing Efficiency in the Land Development Approval Process

An example list of strategies to “cut red tape” was taken from a report of the National Association of Home Builders, which reinforced the initial broad solutions identified by the Commission, including:

- Overhaul permitting approval process
- One-stop permit system
- Increase inter-agency coordination
- Standardize interpretation of codes across geographical areas
- Online submission of building plans and real-time inspection progress updates
- Report average approval times
- Online permit progress tracking
- Customer satisfaction surveys
- Limits on review times
- Comprehensive checklists of requirements
- Create development assistance liaison

Business Liaison

Allegany County is already in the implementation stage of this solution, having gradually engaged the Director of Economic & Community Development in the permitting process over the last few years. With repetition, this resource will become more and more valuable to developers, as it provides the developer with someone “on the inside” who will facilitate the resolution of any inter-agency permitting obstacles and delays.

Meeting #3 – March 18, 2019

Preliminary Report

The Draft Preliminary Report summarizing Meetings #1 and #2 was reviewed, discussed and accepted, followed by a discussion of various ideas that are being evaluated for improved communication and process.

Communication of Process/Web Presence

A commercial development review process flow chart was developed that demonstrates the complexity of the process and the difficulty in presenting the information in a simple format. Discussion concluded that the complex process needs to be broken down into categories (i.e. subdivision, floodplain, building codes, etc.) rather than by type of project which could include any combination of categories. The County has consulted with McClarran & Williams Advertising Agency for assistance in developing a website presentation of categorized processes and modernization of guidance documents.

Web Portal for Permitting

County staff have initiated research of web portals for permitting and a comparison table of six (6) permitting software companies was presented to the Commission, including Accela, Citizenseve, iWorQ, New World, Projnet and Central Square. Comparison criteria included public access ability, online application ability, integrated GIS/mapping, use by neighboring jurisdictions, other available modules, and web-based/cloud-based. Packages identified for further evaluation are Accela (currently utilized by Washington County) and Citizenseve (chosen by the City of Cumberland but not yet implemented). The Commission recommended soliciting feedback from the jurisdictions utilizing these software packages, as well as the end-users, as part of our evaluation process.

Review of Land Use Codes

The Commission was given the opportunity to identify and discuss any issues by ordinance, as follows:

Subdivision Ordinance

Barriers and Burdens	Potential Solutions
Process for lot line adjustments (“lot splits”) is not well defined and lacks follow-through to ensure property gets merged, versus creating a new parcel.	Evaluate current process with Maryland Department of Assessments & Taxation and identify potential solutions to ensure a seamless and complete process without unnecessary delays or red tape.
Development rights are currently on a first come first serve basis, which creates opportunity for great conflict between property owners whose properties have been subdivided from the same Lot of Record.	Research how other jurisdictions address development rights and develop potential solutions to distribute development rights fairly.

Sediment and Erosion Control Ordinance

Barriers and Burdens	Potential Solutions
Projects can get caught in unnecessary delays with State review processes requiring local SEC and SWM approval.	Continue to strengthen relationships with State reviewers and communicate effectively to meet common sense objectives without unnecessary delays.

Stormwater Management Ordinance

Barriers and Burdens	Potential Solutions
Bonding is financially burdensome and causes delays in permitting. Accepting a contractor's bond rather than requiring a separate stormwater bond was discussed; however, it was also acknowledged that this may not provide the protection the County needs.	Improve bonding forms and processes to address unnecessary delays.

Zoning Ordinance

Barriers and Burdens	Potential Solutions
No specific issues were identified by the Commission. A text amendment package is currently being evaluated by the Planning Commission. The amendments will address errors and omissions from the merging of County and LaVale ordinances in 2017 and further improve user-friendliness of the code.	Adopt text amendment package.

Floodplain Ordinance

Barriers and Burdens	Potential Solutions
MDE's requirements for "substantial improvement" can be contradictory to building code exemptions; e.g. commercial renovations are exempt from building permit, yet substantial improvement requirements are to be applied if in the floodplain.	Evaluate substantial improvement requirements as part of the 2019 Floodplain Ordinance revision process. Develop potential solutions to address contradictions.
Upcoming 2019 Floodplain Ordinance revision will provide the opportunity to require or incentivize a 2 ft.+/- freeboard above the base flood elevation (current freeboard requirement is 1 ft.), which would create a more resilient community by reducing flood risk and reduce flood insurance premiums across the County.	Evaluate the impact of increasing the freeboard requirement with respect to both residential and commercial projects. Develop a strategy that will increase resiliency and reduce insurance premiums without unfair burden on owners of property in the floodplain.

Building Construction Ordinance

Barriers and Burdens	Potential Solutions
The only topic of discussion was current exemptions in our building code, which were implemented in the past to remove “red tape”, but may or may not provide for a resilient community.	Further discussion may be warranted.

Recommendations of the Regulatory Reform Commission

1. Capitalize on the Role of Business Liaison

Continue to foster an inter-agency culture of friendly and helpful customer service that meets common sense objectives through the leadership of Allegany County's business liaison.

Target Effective Date: Immediately

Key Performance Indicators: Survey feedback, inter-agency permitting issues addressed

2. Engage Key Partner Agencies in Development of Improved Processes

Reach out to primary partner review agencies, namely Allegany Soil Conservation District, State Highway Administration District 6 and Allegany County Health Department and invite them to participate in the development of improved inter-agency coordination and a more efficient process.

Target Effective Date: July 2019

Key Performance Indicators: Meeting agendas and notes, policy change correspondences

3. Customer Service Survey

Develop and launch a customer service survey to gain information about the experience of permit applicants. Distribute the survey to permit applicants from the past 5 years, as well as the Chamber of Commerce and other appropriate outlets. Advertise the survey on social media and at Commissioners public business meetings.

Target Effective Date: July 2019

Key Performance Indicators: Survey launched, feedback received

4. Improve Communication of Permitting Process and Requirements

Improve web presence to more clearly and concisely communicate permitting process and requirements by category and provide direct access to relevant guidance resources such as submittal checklists, public input processes and legal agreement templates. Update and/or develop new guidance resources to support each category, including bond and maintenance agreements, submittal checklists, FAQ's, etc.

Target Effective Date: December 2019

Key Performance Indicators: Web presence changed, guidance documents posted, survey feedback, staff feedback

5. Recommend a Web Portal Option for Permitting

Gather more information about software options with pricing that would allow online permit applications, digital plan submittals, tracking and transparency. Interview jurisdictions and end-users of software options as part of the evaluation process. Develop a recommendation to be included in FY21 budget request.

Target Effective Date: December 2019

Key Performance Indicators: Software package proposals, notes from jurisdiction and end-user interviews, software package comparison chart, Staff Report to RRC

6. Track Progress

Report back to Regulatory Reform Commission with survey results, web portal recommendation, and other key performance indicators for each recommendation.

Target Effective Date: January 2020

Key Performance Indicators: Staff Report to RRC, meeting agenda and notes

7. Engage Municipalities

Meet with each municipality within Allegany County to discuss opportunities for resource sharing. Update resolutions, as appropriate, to address County technical support for land use ordinance reviews.

Target Effective Date: March 2020

Key Performance Indicators: Meeting agendas and notes, updated resolutions

8. Evaluate Inconsistencies between Building Code Exemptions and Floodplain Requirements

Evaluate “substantial improvement” requirements as part of the 2019 Floodplain Ordinance revision process. Develop potential solutions to address inconsistencies between building code review exemptions and substantial improvement requirements.

Target Effective Date: March 2020

Key Performance Indicators: Floodplain Ordinance Review Committee meeting agendas, notes and recommendations

9. Consider Increasing Floodplain Freeboard Requirement to Improve Community Resiliency

Identify pros and cons of increasing floodplain freeboard requirement as part of the 2019 Floodplain Ordinance revision process. Develop a strategy that will increase resiliency and reduce insurance premiums without unfair burden on owners of property in the floodplain. Evaluate residential and commercial separately. Have the Floodplain Ordinance Revision Committee make a recommendation to the County Commissioners.

Target Effective Date: March 2020

Key Performance Indicators: Floodplain Ordinance Review Committee meeting agendas, notes and recommendations, 2019 Floodplain Ordinance

10. Address Lot Line Adjustment Process Deficiencies

Identify deficiencies in the existing process that results in newly created parcels rather than merged parcels. Meet with Maryland Department of Assessments and Taxation to discuss process and develop any needed solutions. Implement policy and/or regulatory solutions, as needed.

Target Effective Date: June 2020

Key Performance Indicators: Meeting agenda, notes and recommendations; policy and/or regulatory updates as recommended

11. Evaluate and Address Development Rights Inequalities

Research how other jurisdictions address development rights and develop potential solutions to distribute development rights equitably. Implement policy and/or regulatory solutions, as needed.

Target Effective Date: June 2020

Key Performance Indicators: Notes of interviews with other jurisdictions and Maryland Department of Planning; policy and/or regulatory updates as needed

12. Implement Web Portal for Permitting

Implement the recommended web portal for permitting.

Target Effective Date: December 2020

Key Performance Indicators: Use of web portal

CODE HOME RULE

BILL NO. 1-19

A Bill Entitled:

“AN ACT TO AMEND THE ZONING TEXT FOUND IN CHAPTER 360 OF THE CODE OF PUBLIC LOCAL LAWS OF ALLEGANY COUNTY, MARYLAND TO ADDRESS A VARIETY OF ERRORS AND OMISSIONS FROM THE 2017 COMPREHENSIVE REVISION AND FURTHER IMPROVE USER-FRIENDLINESS OF THE CODE (2011 EDITION AS AMENDED)”

SECTION I.

WHEREAS, Chapter 360 of the Code of Public Local Laws of Allegany County, Maryland, establishes zoning requirements for Allegany County; and

WHEREAS, the Planning Commission of Allegany County reviewed and made recommendations regarding revisions to address a variety of errors and omissions and improve user-friendliness within Allegany County’s Zoning text.

WHEREAS, the Board of County Commissioners of Allegany County, Maryland find that the amendment to the current code is necessary to correct errors and omissions and improve user-friendliness within Chapter 360 of the Code of Public Local Laws of Allegany County, Maryland.

NOW, THEREFORE, in accordance with the authority granted by the State of Maryland, it is hereby proposed that the following amendments be approved and enacted to Chapter 360 of the Code of Public Local Laws of Allegany County, Maryland (2011 Edition):

§360-59 Definitions and word usage

B(1) COMMERCIAL (b) NEIGHBORHOOD COMMERCIAL - Neighborhood commercial uses provide products or services for the nearby residential areas and are small-scale and have lesser impacts than major commercial uses. May include grocery stores, retail stores, service stations, specialty shops, barbershops, hairdressers, professional offices, restaurants, printing shops, indoor theaters, ~~government service offices~~, banks, car washes, shops for sale or repair of appliances, auto parts or repair shops, commercial ~~self~~-storage facilities and uses similar to those listed above.

Bold material is revised language added to the existing law. ~~Stricken through~~ material is language deleted from the existing law.

§360-90 Neighborhood commercial uses

~~Neighborhood commercial uses shall be permitted in the B-1, B-2 and GU Districts and may be permitted as a special exception in the R-2 District for those uses with total building area less than 2,000 square feet.~~

Neighborhood commercial uses shall be permitted in the B-1, B-2 and GU Districts. Certain small-scale neighborhood commercial uses may be permitted as a special exception in the R-2 District where the total square footage of all buildings utilized for the use is less than 2,000 square feet, limited to: grocery stores; retail stores; specialty shops such as bakeries, barbershops and hairdressers; professional offices; restaurants; printing shops; banks; and shops for sale or repair of appliances.

§360 Attachment 1, Table 1, Table of Permissible Uses

	R-1	R-2	B-1	B-2	I	GU	A	C*
Motor Vehicle Related Sales and Service								
Automobile parts and repair shops (See §360-100)	x	SC <u>x</u>	P	P	PC	P	x	x

§360-100 Automobile parts and repair shops

~~Automobile parts and repair shops shall be permitted in the B-1, B-2 and GU Districts and shall be permitted in the I District where the location is contiguous to an arterial highway. and may be permitted as a special exception in the R-2 District for those uses with total building area less than 2,000 square feet.~~

§360 Attachment 1, Table 1, Table of Permissible Uses

	R-1	R-2	B-1	B-2	I	GU	A	C*
Energy								
Solar energy systems as primary use on "brownfield" land, reclaimed, or abandoned surface mining land (See §360-109)	x	x	x	x	<u>SC</u>	x	PC	PC
Solar energy systems as primary use (See §360-109)	x	x	x	x	SC	X	SC	SC

§360-109 Solar energy systems (SES) as primary use

Solar energy systems (SES) as a primary use shall be permitted in A and C Districts **and may permitted as a special exception by the Board of Appeals in the I district** if located on EPA-certified brownfield land or Maryland Bureau of Mines documented reclaimed or abandoned surface-mined land and may be permitted as a special exception by the Board of Appeals in all other areas of the A and C Districts and in the I District, subject to the following conditions:

Bold material is revised language added to the existing law. ~~Stricken through~~ material is language deleted from the existing law.

§360 Attachment 1, Table 1, Table of Permissible Uses

	R-1	R-2	B-1	B-2	I	GU	A	C*
Essential Services/Transportation/Communication								
Cellular, relay, repeating and transmitting towers ² (See §360-117)	x	x	x	SC	PC	SC	PC	PC

² Permitted in the LaVale Overlay District as per Article XVI, Supplementary Use Regulations.

§360-117 Cellular, relay, repeating and transmitting towers

Cellular, relay, repeating and transmitting towers shall be permitted in the I, A, and C Districts; ~~shall be permitted within the LaVale Overlay District in the R-2 District;~~ and may be permitted as a special exception by the Board of Appeals in the B-2 and GU Districts. All uses are subject to § 360-128, Special setback and height requirements and to the following condition:

§360-127 Setback Requirements for Structures

D. ~~Signs and~~ Billboards are to be set back at least 50% of the distance noted for other structures.

§360-139 Off-Street Parking Standards

A. General requirements.

- (1) Each parking space shall be no smaller than nine feet by 18 feet and be accessible to an aisleway, alley or street.
- (2) Aisleways between parking spaces are to be at least 20 feet in width.
- (3) All parking spaces are to be separated ~~maintain a 5-foot-wide setback~~ from streets, alleys or other rights-of-way ~~by a five-foot-wide vegetative buffer area.~~
- (4) Handicapped accessible parking shall be in conformance with the Maryland Accessibility Code and the Americans with Disabilities Act.**

~~B. Residential parking. All new dwelling units shall have a minimum of two parking spaces, except for multifamily units, which shall have a minimum of one parking space per unit and 1/2 space for each bedroom.~~

~~C. Nonresidential parking.~~

- ~~(1) All single lot developed commercial buildings shall have a minimum of one parking space (no smaller than nine feet by 18 feet) for each 200 square feet of usable floor space (excluding storage and equipment areas) and one loading space for every 10,000 square feet of gross floor space. Restaurants, food shops, bars and nightclubs and other~~

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service enterprises shall have one space for every 50 square feet of customer floor space. Motels and hotels shall have one space per room plus one for every employee.

(2) ~~Industrial, professional and institutional office buildings shall have parking spaces equal to 50% of the number of employees at the peak shift, plus one space for each vehicle used in the business and adequate visitor parking.~~

(3) ~~Theaters, auditoriums, arenas, outdoor festivals, clubs, churches and other recreation or institutional buildings, except schools, shall have one space per three persons' total capacity.~~

B. Minimum spaces required. Parking for employees, customers and/or visitors shall be provided in accordance with Table 5, Parking Requirements. All fractions of spaces shall be rounded up to the next whole integer. If a specific use is not listed, the Zoning Administrator shall have the right to determine the required off-street parking requirements, based on the most similar use(s) listed.

Land Use	Parking Required
Residential	
Single-family dwelling unit	2 spaces per unit
Duplex	2 spaces per unit
Townhouse	2 spaces per unit
Multi-family (includes condominiums, apartments, dormitories)	1 space per unit; additional ½ space per bedroom
Non-Residential Loading/Unloading	
All Non-Residential Occupancies	1 loading/unloading space per every 10,000 square feet of GFA; minimum 1 space
Commercial	
Auto Sales	1 space per 500 square feet of GFA, plus 1 space per each employee at peak shift
Auto Service	2 spaces per service bay, plus 1 space per employee at peak shift
Banks/Financial Institutions	1 space per 400 square feet of GFA, plus 1 space per each employee at peak shift
Bed & Breakfasts	2 spaces per the primary dwelling, plus 1 space for each guestroom

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Hotels/Motels	1 space per guest room or suite, plus 1 space per each employee at peak shift
Kennels, Commercial (including grooming services)	Minimum 5 spaces up to 50 kennel units; plus 1 space per 10 additional kennel units
Medical and Dental Centers/Offices/Clinics/Pharmacy (including out-patient facilities but excluding hospitals)	1 space per 200 square feet of GFA
Professional and Office Buildings (excluding medical and dental)	1 space per 300 square feet of GFA
Retail Sales	1 space per 200 square feet of customer floor space (excluding preparation/storage area)
Restaurants and Bars	1 space per 100 square feet of GFA
Veterinary Clinics/Hospitals	1 space per 300 square feet of GFA
Industrial/Manufacturing	
Manufacturing/Industrial Plants	½ space per each employee at peak shift, plus 1 space per each vehicle used in the business
Warehouses or Wholesale Establishments	½ space per each employee at peak shift, plus 1 space per each vehicle used in the business
Institutional	
Ambulance/Rescue Companies and Fire Stations	2 spaces per each piece of vehicular equipment; 10 spaces minimum
Assisted Living Facilities, Nursing Homes	1 space per 3 patient beds, plus 1 space per employee at peak shift
Churches/Places of Worship	1 space per 5 seats provided in the main religious assembly auditorium
Community Centers	1 space per 400 square feet of GFA
Comprehensive Care Facilities	1 space per active adult dwelling unit, plus spaces for Assisted Living Facilities as shown in this Table
Day Care Centers/Nursery Schools	1 space per each employee, plus 1 space per 5 students at capacity
Funeral Homes	1 space per 25 square feet of funeral service room(s) floor area; 20 spaces minimum
Hospitals	1/2 space per bed, plus 1 space per employee on peak shift
Recreation/Amusement/Entertainment	

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Banquet Halls/Exhibition Halls/Assembly Halls	1 space per 50 square feet of GFA
Bowling Alleys	3 spaces per lane
Campgrounds	1 space per campsite/cottage, plus one space per 500 square feet of office space
Golf courses	4 spaces per hole
Theaters/Auditoriums/Arenas/Stadiums	1 space per 3 persons at capacity

GFA = Gross Floor Area

§360-142 Table 6: Index of Arterial Highways

MINOR ARTERIAL	
MD 144	Old US 220 to I-68 and I-68 at Naves Cross Road to I-68 at Fifteen Mile Creek Road
Old US 220/MD 807/Bedford Road	Route 220 North at Smouses Mill Road to Route 144 at Naves Cross Road

§360-126 Lot size, setback and height requirements, Table 2, Note d

d. Or fire separation distance as defined by the Building Code of Allegany County, ~~whichever is greater.~~

§360-137 Lighting, signs and billboards

H. Billboard signs shall meet ~~setback and~~ height requirements for major commercial use according to §360-126 ~~and shall meet side and rear setback requirements according to §360-128.~~ **Billboard signs** shall meet State Highway Administration standards and be subject to a certified plan of survey.

§360-128, Attachment 3, Table 4 Special Setback and Height Requirements

Use	Requirement
Billboards	15-foot setback from side and rear lot lines

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§360-128, Attachment 3, Table 4, Special Setback and Height Requirements

Use	Requirement
Neighborhood commercial structure	25' setback from property line with screening buffer when adjacent to residential unit or R-1 or R-2 District .
Major commercial structure	50' setback from property line with screening buffer when adjacent to residential unit or R-1 or R-2 District .
Industrial structure	50' setback from property line with screening buffer when adjacent to residential unit or R-1 or R-2 District , also a distance equal to the height of the structure when adjacent to residential unit or R-1 or R-2 District .
Special Exceptions, non-residential	50' setback from property line with screening buffer when adjacent to residential unit or R-1 or R-2 District .
Special Exceptions, large scale uses ¹	500' setback from property line with screening buffer when adjacent to residential unit or R-1 or R-2 District .

SECTION II.

Sections comprising Article XVII through Article XXII of Chapter 360 of the Code of Public Local Laws of Allegany County, Maryland shall be renumbered to reflect the addition of the provisions of this Code Home Rule Bill.

SECTION III.

All other provisions of the *Code of Public Local Laws of Allegany County, Maryland (2011 Edition, as amended)*, ordinances, regulations, and orders, or parts thereof, inconsistent with the terms and provisions of this Bill are hereby repealed.

SECTION IV.

AND BE IT FURTHER ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF ALLEGANY COUNTY, MARYLAND, that this Act shall be effective forty-five (45) days after its passage.

Bold material is revised language added to the existing law. ~~Stricken through~~ material is language deleted from the existing law.

PASSED this _____ day of June, 2019.

**BOARD OF COUNTY COMMISSIONERS
OF ALLEGANY COUNTY, MARYLAND**

Jacob C. Shade, President

Creade V. Brodie, Jr. Commissioner

David J. Caporale, Commissioner

ATTEST:

Brandon S. Butler, County Administrator

Bold material is revised language added to the existing law. ~~Stricken through~~ material is language deleted from the existing law.

Item 4



Allegany County, Maryland

Department of Emergency Services

11400 PPG Road, SE
Cumberland, MD 21502
301-876-9155 (Tel) 301-876-9160 (Fax)
www.gov.alleganygov.org

Brandon S. Butler, County Administrator
James Pyles, Director
Roger Bennett, Deputy Director, Operations
Steven Shipley, Chief, Emergency Management
Bryan Miller, Chief, Joint 911 Communications

BOARD OF COMMISSIONERS

Jacob C. Shade, President
Creade V. Brodie, Jr., Commissioner
David J. Caporale, Commissioner

STAFF REPORT

To: Brandon S. Butler, County Administrator

From: Steven Shipley, Emergency Management Chief, DES

Copy: James Pyles, Director DES and Roger Bennett, Deputy Director DES

Date: June 13, 2019

Subj: VESTA Next-Gen 911 Call Routing Solution

Re: Consent Agenda for July 11, 2019

Background:

The Emergency Number Systems Board (ENSB) provides 9-1-1 Trust Fund money for the installation and enhancement of county 9-1-1 emergency telephone number services systems and equipment. The Allegany County Department of Emergency Services submitted a funding request for a standards-aligned geospatial Next-Gen 911 routing solution to replace the legacy tabular call routing system utilized today within Allegany County for the (18) PSAP positions; primary site at Hudson Avenue (10 positions) and backup site at PPG Road (8 positions); and a 19th position at the New Maryland State Police Barracks on National Highway. This site will be used for processing 911 call transfers.

Issues:

The ENSB funding provides the purchase of Emergency Services IP Network (ESInet), and Next Generation 9-1-1 Core Services (NGCS) to include geospatial routing, Location Database (LDB), and Text-to-9-1-1 services.

Financial Impact:

The project is fully funded by the ENSB and does not require matching funds.

Other Considerations:

This proposal for NG911 Core Services is considered an extension of the VESTA Call Handling Solution that justifies sole source procurement and does not require a request for proposal.

Recommendations:

Recommend that the Board of Commissioners authorize the purchase of the VESTA Next-Gen 911 Call Routing Solution from Motorola Solutions at a price of \$92,506.53 with approval of the ENSB utilizing 9-1-1 Trust Fund money.



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Bryan Miller, Chief, Joint 911 Communications

STAFF REPORT

To: Brandon S. Butler, County Administrator

From: Steven Shipley, Emergency Management Chief, DES

Copy: James Pyles, Director DES and Roger Bennett, Deputy Director DES

Date: June 13, 2019

Subj: VESTA PSAP Call Handling Solution Upgrade/Refresh

Re: Consent Agenda for July 11, 2019

Background:

The Emergency Number Systems Board (ENSB) provides 9-1-1 Trust Fund money for the installation and enhancement of county 9-1-1 emergency telephone number services systems and equipment. The Allegany County Department of Emergency Services submitted a funding request for a complete system refresh of their PSAP Call Handling Solution that includes (18) positions between their primary site at Hudson Avenue (10 positions) and backup site at PPG Road (8 positions). This request also includes a 19th position as a remote to their system, and will be located at the new Maryland State Police Barracks on National Highway. This site will be used for processing 911 call transfers. Allegany County currently operates VESTA version 6.0; this version can no longer be updated with the current hardware in place. It was implemented in 2018 and in order to advance to a Next Generation 911 Core Services system, Allegany County must have the ability to refresh to 7.02 or above. The project is estimated to take 6-8 months from start to finish.

Issues:

The ENSB funding provides the purchase of a complete upgrade/refresh of Allegany County 911's Vesta System.

Financial Impact:

The project is fully funded by the ENSB and does not require matching funds.

Other Considerations:

The refresh of Allegany County's VESTA 6.0 Call Handling System to VESTA 7.02 or above is considered an upgrade of a current operating system and justifies sole source procurement and does not require a request for proposal.

Recommendations:

Recommend that the Board of Commissioners authorize the purchase of an upgrade/refresh to the VESTA PSAP Call Handling Solution at a price of \$1,288,880.27 from Motorola Solutions with approval of the ENSB utilizing 9-1-1 Trust Fund money.



ALLEGANY COUNTY
DEPARTMENT OF ECONOMIC
& COMMUNITY DEVELOPMENT

Stem

701 Kelly Road, Suite 400 • Cumberland, Maryland 21502

STAFF REPORT

TO: Brandon S. Butler, County Administrator
FROM: David Nedved, Economic and Community Development Representative
DATE: July 3, 2019
RE: Authorizing Community Enhancement Program Grant to City of Cumberland for 600 Block Maryland Avenue Redevelopment Project

For the Agenda of: July 11, 2019

Background: The Allegany County Community Enhancement Program is designed to assist municipalities in addressing community development needs unique to their community. The program uses the Revolving Building Fund as its funding source. As such, economic development is a key element of this initiative. The purpose of the program is to provide grant funds to municipalities within Allegany County for the purposes of purchasing and demolishing blighted residential buildings and financing business building improvements, thus assisting in the elimination of blight.

The Cumberland Mayor and City Council respectfully requested consideration of funding from the Allegany County Community Enhancement Program to be used for the environmental abatement and demolition of seven properties, three of which are duplexes, in the 600 block of Maryland Avenue. The project site is within the district commonly known as Rolling Mill. Once the demolition work is completed, the City of Cumberland has been working with the Cumberland Housing Alliance to plan for the residential redevelopment of the site.

Issues: As per the guidelines for the program adopted by the Board of County Commissioners, the Board of County Commissioners will formally approve any applications at a public meeting.

Financial Impact: The City of Cumberland is requesting \$145,850 for the environmental abatement and demolition of the seven properties. This will be matched with \$145,967.49 in a cash match for acquisition of these properties. As per the approved guidelines for the Allegany County Community Enhancement Program, for any approved assistance, Allegany County will only reimburse funds spent and will not advance funds. The program uses The Revolving Building Fund as the source of funds.

Alternatives: N/A

Other Considerations: The applicant understands that funding is contingent on the Mayor and City Council acquiring full ownership prior to the commencement of demolition.

Conformity to Applicant's Policy: Under Section VII Housing of the City-Wide Element of the 2013 Comprehensive Plan, among the three goals for housing are to "work to eliminate blighted properties and encourage housing revitalization, rehabilitation, and redevelopment options" and "encourage infill housing development." (page 105) Additionally, the plan recommends "In areas that are broadly compromised by unsafe dilapidated homes and blight, assemble contiguous lots into tracts that are more easily developable under current zoning standards and pursue infill redevelopment and revitalization." (page 109).

Recommendation: The recommendation is that the Board approve giving the City of Cumberland \$145,850 from the Allegany County Community Enhancement Program for environmental abatement and demolition but not acquisition, for seven properties in the 600 block of Maryland Avenue, within the district commonly known as Rolling Mill.

DKN:kam

cc: Jeffrey S. Barclay
Jason M. Bennett