

**AN ORDINANCE AMENDING PROVISIONS RELATED TO THE APPOINTMENT,
FUNCTION, REMOVAL AND TERM LIMITS OF CERTAIN
BOARDS, COMMITTEES, COUNCILS, AND COMMISSIONS**

WHEREAS, the Board of County Commissioners of Calvert County, Maryland (hereinafter, the "Board of County Commissioners") is authorized and empowered to and has established or makes appointments to several boards, committees, councils, and commissions;

WHEREAS, the Board of County Commissioners adopted Chapter 11 of the Calvert County Code of Ordinances by Ordinance No. 40-16 on November 29, 2016 to address certain term limits and administrative and policy matters pertaining to volunteer boards and committees appointed by the Board of County Commissioners;

WHEREAS, it has been recommended to the Board of County Commissioners that Chapter 11 the Calvert County Code of Ordinances be amended to address matters of: the balanced representation of appointees; action and inaction contrary to public interest; and the criminal history of applicants;

WHEREAS, notice of a public hearing regarding the amendment of Chapter 11 of the Code was duly advertised for two consecutive weeks before the public hearing held on September 15, 2020 at which time the Board of County Commissioners received public comment; and

WHEREAS, upon due consideration of the comments of the public and staff, the Board of County Commissioners finds it is in the best interest of the public health, safety and welfare of the citizens of Calvert County, Maryland to adopt the proposed amendments to Chapter 11 of the Calvert County Code.

NOW, THEREFORE, BE IT ORDAINED that the Board of County Commissioners of Calvert County, Maryland hereby approves and enacts the following amendments of Chapter 11 of the Calvert County Code:

1. Repeal and readopt with amendment §11-2(d) to read as follows:
 - (d) The appointment of members shall take into consideration a balanced representation of all segments of the Calvert County community, including, without limitation, gender, national origin, and race.
2. Repeal and readopt with amendment §11-3(f) to read as follows:
 - (f) Any applicant shall be rejected and any appointee may be removed by the Board of County Commissioners as provided for in State general or public local law, or, when no applicable provisions are found at State general or public local law, for any of the following when the Board of County Commissioners finds it would be in the best interest of the board, committee, council or commission because of:
 - i. Missing three (3) consecutive meetings;
 - ii. Failure to support the purposes and activities of the board, committee, council, or commission;
 - iii. Failure to complete duties, assignments, or requirements in a timely manner;or

BK 0061 PGO 342

Re: Adopting Amendments to the Appointment, Function, Removal and Term Limits of certain Boards, Committees, Councils, and Commissions

- iv. Acts unprofessional, unethical, or displays disruptive behavior or communication that does not positively reflect upon, and support the purposes and goals of, the board, committee, council, or commission. This may include, but is not limited to, actions or inaction taken or not taken outside a meeting of the board, committee, council, or commission, or a conviction, Alford plea, including a plea of *nolo contendere* or plea of no contest, of any crime. Commission or conviction, Alford plea, including a plea of *nolo contendere* or plea of no contest, of any felony shall disqualify an applicant from consideration and shall result in the removal of any such appointee.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Ordinance is found to be unconstitutional, illegal, null or void, by a court of competent jurisdiction, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Ordinance shall be enforceable and valid, unless deletion of the invalid portion would defeat the clear purpose of the Ordinance, or unless deletion of the valid portion would produce a result inconsistent with the purpose and intent of the Board of County Commissioners in enacting this Ordinance.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are hereby incorporated and adopted as if fully set forth herein.

BE IT FURTHER ORDAINED by the Board of County Commissioners of Calvert County, Maryland that this Ordinance shall be effective upon recordation and publication of a fair summary.


DONE, this 15th day of September, 2020, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

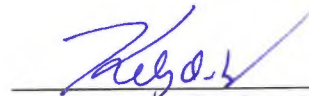
Aye: _____ 5
 Nay: _____ 0
 Absent/Abstain: _____ 0

[Signatures on Following Page]

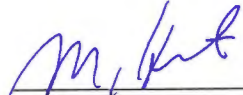
ATTEST:

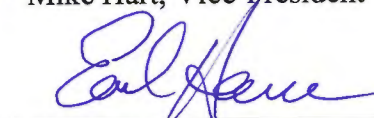
BOARD OF COUNTY COMMISSIONERS OF CALVERT COUNTY, MARYLAND

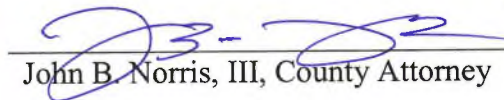

Rachel M. Distel, Clerk


Kelly D. McConkey, President


Approved for form and legal sufficiency by:


Mike Hart, Vice-President


Earl F. Hance


John B. Norris, III, County Attorney


Thomas E. Hutchins


Steven R. Weems

Received for Record..... 9/15 , 2020
at 3:10 o'clock..... P..... M. Same day
recorded in Liber KPS No. 601
Folio 341 COUNTY COMMISSIONERS
ORDINANCES AND RESOLUTION.

