

# ENROLLED

COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND

LEGISLATIVE SESSION, 2024

BILL No. 2024-06

Introduced: June 18, 2024

BY: The Council President

AN ACT TO AMEND CHAPTER 22 OF THE WICOMICO COUNTY CODE, TITLED "COUNTY PROPERTY", SECTION 22-1., TITLED, "COUNTY-OWNED PROPERTY." TO ADD A PROVISION ON THE USE OF COUNTY-OWNED PROPERTY.

WHEREAS, motor sports events can have significant impacts on public safety, environmental quality, and community well-being; and

WHEREAS, it is deemed necessary to ensure that any lease, license, permit, or contract for the use of county property for motor sports events undergoes thorough scrutiny and approval by the County Council.

SECTION 1: BE IT ENACTED AND ORDAINED BY THE COUNTY COUNCIL OF WICOMICO COUNTY, MARYLAND, IN LEGISLATIVE SESSION, that Chapter 22, titled "County Property," Section 22-1, titled, "County-Owned Property" be amended to add a provision on the use of county-owned property as follows:

## CHAPTER 22

Section 22-1. County-owned property.

\* \* \*

E. Lease, LICENSE, PERMIT OR CONTRACT FOR USE of real property.

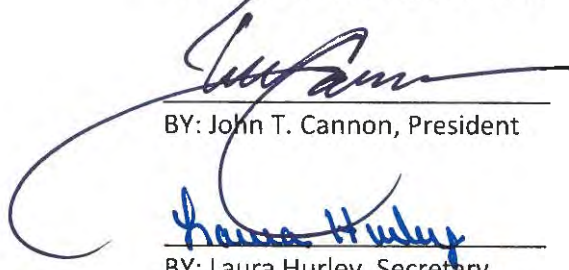
- (1) The County Executive is authorized and empowered to lease, LICENSE, PERMIT OR CONTRACT FOR THE USE OF county property in furtherance of public purposes. All leases of county property shall comply with Article 25A, § 5(B) THE LOCAL GOVERNMENT ARTICLE § 10-312(F), of the Annotated Code of Maryland.
- (2) County Council approval is required for any lease of county property for a lease term of more than one year.
- (3) COUNTY COUNCIL APPROVAL IS REQUIRED FOR ANY LEASE, LICENSE, PERMIT OR CONTRACT FOR THE USE OF ANY COUNTY PROPERTY FOR ANY MOTOR VEHICLE EVENT, ANY PART OF WHICH WILL BE HELD OUTDOORS, INCLUDING, BUT NOT LIMITED TO, EVENTS INVOLVING AUTOMOBILES, TRUCKS, MOTORCYCLES, FOUR WHEEL DRIVE OR OFF-ROAD VEHICLES, ALL-TERRAIN VEHICLES, TRACTORS, SIDE-BY-SIDES OR ANY EVENTS OR ACTIVITIES THAT INVOLVE THE USE OF VEHICLES POWERED BY COMBUSTION ENGINES.
- (4) THE COUNTY EXECUTIVE SHALL PROVIDE A LIST OF ALL PROPOSED MOTOR VEHICLE EVENTS, AS DESCRIBED HEREIN, FOR COUNTY COUNCIL APPROVAL ON OR BEFORE JANUARY 1 OF EACH YEAR. COUNTY COUNCIL APPROVED MOTOR VEHICLE EVENT CONTRACTS CAN BE EXCLUDED FROM THE LIST. AFTER THE LIST OF MOTOR VEHICLE EVENTS RECEIVES COUNTY

COUNCIL APPROVAL, ANY NEW OR ADDITIONAL MOTOR VEHICLE EVENTS SHALL BE PRESENTED FOR COUNTY COUNCIL APPROVAL DURING THE CALENDAR YEAR.

SECTION II: BE IT ENACTED that this Legislative Bill shall be known 2024-06 of Wicomico County, Maryland, and shall take effect sixty (60) days after its final passage, unless a proper Petition for Referendum thereof shall be filed prior to said date; in which event, the Bill shall not take effect until the expiration of thirty (30) days following the approval of this Bill by a majority of the qualified voters of Wicomico County voting in any such referendum.

Certified correct as passed and adopted by the County Council of Wicomico County, Maryland this 16<sup>th</sup> day of July, 2024.

WICOMICO COUNTY, MARYLAND



BY: John T. Cannon, President



BY: Laura Hurley, Secretary

I HEREBY CERTIFY that copies of the above Bill are available to the public, the press and other news media at the time of its introduction.



By: Laura Hurley, Secretary

COUNTY COUNCIL  
OF  
WICOMICO COUNTY, MARYLAND

2024 Legislative Session

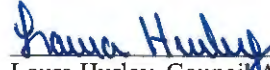
Legislative Day No. 13

**LEGISLATIVE BILL NO. 2024-06**

**INTRODUCED BY:** The Council President at the request of the County Executive.

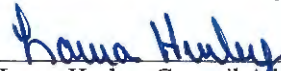
**Legislative Bill 2024-06:** An Act to Amend Chapter 22 of the Wicomico County Code, Titled "County Property", Section 22-1., Titled, "County-Owned Property." to add a Provision on the use of County-Owned Property.

Introduced and read first time on June 18, 2024. Ordered posted and public hearing scheduled for July 16, 2024 at 10:00 a.m.



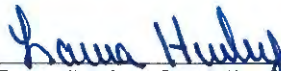
Laura Hurley, Council Administrator

**PUBLIC HEARING:** Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, the Bill was read for a second time at a public hearing held on July 16, 2024.



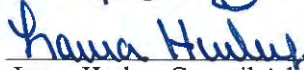
Laura Hurley, Council Administrator

**CERTIFICATION:** The undersigned hereby certifies that this Bill was Approved and Adopted by the County Council of Wicomico County, Maryland, on the 16<sup>th</sup> day of July, 2024.



Laura Hurley, Council Administrator

Presented to the County Executive for approval this 16<sup>th</sup> day of July at 4:45 a.m./p.m. (5 days §411)



Laura Hurley, Council Administrator

**BY THE COUNTY EXECUTIVE:**

  
County Executive

APPROVED

Date: \_\_\_\_\_  
(21 days §411)

VETOED

Date: 8/6/24

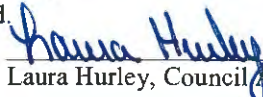
**BY THE COUNCIL:**

Option One: This Bill, having been approved by the County Executive and returned to the Council, becomes law on \_\_\_\_\_ and effective on: \_\_\_\_\_  
(60 days §311)

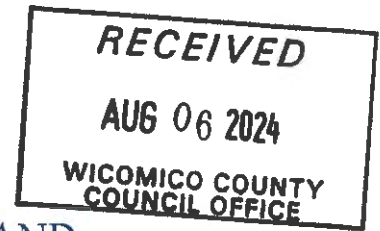
Option Two: This Bill, having received neither the approval nor the disapproval of the County Executive with 21 days of its presentation, stands enacted on \_\_\_\_\_ and becomes effective on \_\_\_\_\_  
(60 days §311)

Option Three: This Bill, being exempt from the Executive Veto stands enacted on \_\_\_\_\_ and becomes effective on \_\_\_\_\_. (Charter Section 305)

**ENROLLMENT:** Legislative Bill No. 2024-06 is herewith submitted to the County Council of Wicomico County for enrollment as being the text as finally passed.

  
Laura Hurley, Council Administrator

Veto Override - August 6, 2024



## WICOMICO COUNTY, MARYLAND

OFFICE OF THE COUNTY EXECUTIVE

P.O. BOX 870

SALISBURY, MARYLAND 21803-0870

410-548-4801

FAX: 410-548-4803

Bunky Luffman  
Director of Administration

Matt Leitzel  
Assistant Director of Administration

Julie M. Giordano  
County Executive

### Executive Veto Explanation

Date: August 6, 2024

To: Wicomico County Council

From: Julie Giordano

Subject: Veto of Legislative Bill 2024-06

---

### Introduction:

In accordance with Section 411 of the Wicomico County Charter, I am hereby vetoing Legislative Bill 2024-06. My decision is based on several critical concerns which I believe undermine the interests and governance of our county.

### Reasoning:

- Overreaching, Targeted, and Reactive Legislation:** Legislative Bill 2024-06 represents an overreaching, targeted, and reactive approach to an event that, in reality, caused no issues for the county or the adjacent neighborhood. Throughout the term of the Memorandum of Understanding (MOU), my administration and I addressed every concern, from environmental impacts to noise, numerous times. This level of diligence ensured that no negative repercussions were experienced, making this legislation unnecessary and unjustified.
- Interference with Executive Authority:** The County Executive inherently holds the power to create and execute one-year contracts and agreements. This authority is clearly granted by the Charter of Wicomico County. Legislative Bill 2024-06 potentially interferes with this executive power, undermining the executive branch's ability to function effectively and efficiently. It is imperative to maintain the balance of power as intended by the Charter.
- Impact on Business-Friendly Initiatives:** One of my primary missions has been to make Wicomico County more business-friendly. This heavy-handed legislation works counter to that goal. It sends a negative message to current and potential businesses, indicating an unstable and over-regulated environment. Such a perception can deter business investment and growth in our county.

4. **Disruption of Balance of Power:** Legislative Bill 2024-06 is yet another attempt by the county council to disrupt the balance of power between the executive and legislative branches. Since the beginning of my term, there has been a consistent theme of power grabs by the council. This bill continues that trend, further straining the cooperative and balanced relationship necessary for effective governance.

**Conclusion:**

For these reasons, I am vetoing Legislative Bill 2024-06. I strongly urge the Council to reconsider their roles and responsibilities as legislators and to respect the separation of powers as outlined in the Charter. Let us work together towards the betterment of Wicomico County, ensuring that our governance is both balanced and effective.