



Howard County Council

COUNCILMEMBERS

- Liz Walsh, Chairperson
District 1
- Opel Jones, Vice Chairperson
District 2
- Deb Jung
District 4
- Christiana Rigby
District 3
- David Yungmann
District 5

Legislative Public Hearing Minutes Monday, October 18, 2021 7:00 p.m.

Web-based Virtual Meeting
Video Streamed on

<https://cc.howardcountymd.gov/Online-Tools/Watch-Us>
Broadcast on channels 44(Verizon) and 99(Comcast)

Council Members Present: Chairperson Liz Walsh, Vice Chairperson Opel Jones, Council Member Deb Jung, Council Member Christiana Rigby, and Council Member David Yungmann were present

Staff Present: Michelle Harrod Administrator to the County Council, Margery Sayers, County Council; Jeff Meyers, Legislative Analyst, Jennifer Sager, Administration; Maureen Arthurs, Administration; Gary Kuc, County Solicitor; Amanda Mihill, Assistant County Attorney; and Brenda Smith, Administrative Support was also present

- I. Call to Order at 7:06 pm.
- II. Pledge of Allegiance
- III. Public Hearing

*(Council Resolution 154-2021 was read at the beginning of the Public Hearing as there were 2 students who testified.)

Council Resolution 154-2021 - A RESOLUTION pursuant to Title 5, Subtitle 3 of the Education Article of the Annotated Code of Maryland, approving the Howard County Board of Education's Capital Budget Request for Fiscal Year 2023 and Capital Improvement Program Request for Fiscal Years 2024-2028 for the purpose of submission to the Interagency Commission on School Construction. *(No expiration date)*

- a. Malia Edelson - called to speak.

b. Zhenzhu Nelson - called to speak

A. Appointments

1. Council Resolution 123-2021 - A RESOLUTION confirming the appointment of Adeniyi Michael Adekoya to the Commission on Disabilities. *(No expiration date)*
 - a. Adeniyi Michael Adekoya - called to speak.

2. Council Resolution 149-2021 - A RESOLUTION confirming the appointment of Elizabeth Benevides to the Commission on Disabilities. *(No expiration date)*
 - a. Elizabeth Benevides- called to speak.

3. Council Resolution 150-2021 - A RESOLUTION confirming the appointment of Cassandra Buffington-Bates to the Commission for Transitioning Students with Disabilities. *(No expiration date)*
 - a. Cassandra Buffington-Bates - called to speak.

4. Council Resolution 151-2021 - A RESOLUTION confirming the appointment of Ihuoma G. Emenuga, MD, MPH, MBA, to the Commission for Transitioning Students with Disabilities. *(No expiration date)*
 - a. Ihuoma G. Emenuga - called to speak.

5. Council Resolution 152-2021 - A RESOLUTION confirming the appointment of Sherine Hargrove to the Commission for Women. *(No expiration date)*
 - a. Sherine Hargrove - called to speak.

6. Council Resolution 153-2021 - A RESOLUTION confirming the reappointment of Jennifer Broderick to the Board to Promote Self-Sufficiency. *(No expiration date)*

B. Financial

1. Council Bill 68-2021 - AN ORDINANCE authorizing the issuance, sale and delivery of up to \$150,000,000 consolidated public improvement bonds and up to \$50,000,000 metropolitan district bonds, pursuant to various bond enabling laws; providing that such

bonds shall be general obligations of the County; authorizing the County Executive to specify, prescribe, determine, provide for or approve the final principal amounts, maturity schedules, interest rates and redemption provisions for such bonds, and other matters, details, forms, documents or procedures and to determine the method of sale of such bonds; providing for the disbursement of the proceeds of such bonds and for the levying of taxes to pay debt service on such bonds; and providing for and determining various matters in connection therewith. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)

a. Rafiu Ighile, Administration - called to speak.

2. Council Bill 69-2021 - AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 23.974 acres of agricultural land located on west side of Jennings Chapel Road, Brookeville, Howard County, Maryland, from C. Alan Sharp or any other owner thereof for a maximum purchase price of \$842,000 or, if less, not more than \$35,120 per acre or portion thereof, rounded to the next highest \$100, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such purchase price and interest on the deferred portion of such purchase price shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)

a. Joy Levy, Administration - called to speak.

b. Beth Burgess, Administration - (Available for questions).

c. Mary Kendall, Administration - (Available for questions).

d. Paul Verchinski, Howard County Citizens Association - called to speak.

3. Council Bill 70-2021 - AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 127.71 acres of agricultural land located on west side of Jennings Chapel Road, Brookeville, Howard County, Maryland, currently owned by the Jean R. Dickey Inter Vivos Trust, under contract to be owned by AFS Farm LLC and Sharp's Wild Horse Meadow LLC, or any other owner thereof for a maximum purchase price of \$4,827,500 or, if less, not more than \$37,800 per acre or portion thereof, rounded to the next highest \$100, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such purchase price and interest on the deferred portion of such purchase price shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)

a. Joy Levy, Administration - called to speak.

b. Beth Burgess, Administration - (Available for questions).

- c. Mary Kendall, Administration - (Available for questions).
- d. Paul Verchinski, Howard County Citizens Association, called to speak.

* Council Resolution 154-2021 was not read a second time as it was read at the beginning of the meeting.

- 4. Council Resolution 154-2021 - A RESOLUTION pursuant to Title 5, Subtitle 3 of the Education Article of the Annotated Code of Maryland, approving the Howard County Board of Education's Capital Budget Request for Fiscal Year 2023 and Capital Improvement Program Request for Fiscal Years 2024-2028 for the purpose of submission to the Interagency Commission on School Construction. *(No expiration date)*
 - a. Dan Lubeley - HCPSS, called to speak.
 - b. Johathan Edelson, Oakland Mills Community Association - called to speak.
 - c. Virginia Thomas - called to speak.
 - d. Regan Mercer - called to speak.
 - e. Brent Loveless, PTACHC - called to speak.

C. General

- 1.. Council Bill 71-2021 - AN ACT adopting the International Building Code, 2021, the International Residential Code, 2021, the International Mechanical Code, 2021, and the International Energy Conservation Code, 2021; providing that such codes collectively comprise the Howard County Building Code; regulating the design, construction, alteration, improvement, or modification of a building, structure, or other related equipment; adopting certain local amendments to the Building Code; adopting penalties for the violation of the Building Code; making certain technical corrections; and generally relating to the regulation of building and construction in Howard County. *(Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.)*
 - a. Bob Frances, Administration - called to speak.
 - b. Don Mock, Administration - (Available for questions).
 - c. Ruth White - HoCo Climate Action, called to speak.
 - d. Liz Feighner - called to speak.
 - e. Carl Latkin - called to speak.

*Council Bill 72-2021 & Council Bill 73-2021 were read into the record a second time prior to reading Council Bill 76-2021 due to audio technical difficulties.

2. Council Bill 72-2021 - AN ACT adopting the 2021 International Plumbing Code and the National Fuel Gas Code (NFPA 54-2021), as the Plumbing and Gasfitting Code for Howard County in order to protect the public health and safety by setting forth criteria for the design and installation of plumbing and gasfitting systems; adopting local amendments to the Plumbing and Gasfitting code; making certain technical corrections; and generally relating to the Plumbing and Gasfitting Code for Howard County. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)
 - a. Tom Coale, Petitioner, called to speak.
 - a. Bob Francis, Administration - called to speak.
 - b. Don Mock - Administration, (Available for questions).
3. Council Bill 73-2021 - AN ACT adopting certain national codes as the Howard County Property Maintenance Code for Rental Housing; adopting local amendments; making certain technical corrections; and generally relating to the Howard County Property Maintenance Code for Rental Housing. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)
 - a. Bob Frances, Administration - called to speak.
 - b. Don Mock, Administration - (Available for questions).
4. Council Bill 74-2021 - AN ACT changing references to electrical licenses to be registrations in accordance with State Law; correcting certain cross references; making certain technical corrections; providing for the application of this Act; and generally relating to licensing provisions for electricians in Howard County. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)
 - a. Bob Frances, Administration - called to speak.
 - b. Don Mock, Administration - (Available for questions).
5. Council Bill 75-2021 - AN ACT adopting the National Fire Protection Association 1, Fire Code, 2021 Edition as the Howard County Fire Prevention Code, which sets certain fire safety requirements for structures in order to protect life and property; making certain local amendments to the Fire Code which shall include, among other things, the incorporation of certain duties and responsibilities in plan review and inspection; revising and reorganizing certain provisions governing open fires; addressing unit number assignments in certain multi-

family residential buildings; requiring certain notice of special events that do not require police permits; amending certain provisions related to the contractor portal; clarifying road widths for fire access roads that access solar facilities; and generally relating to fire safety requirements and fire prevention in Howard County. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)

a. Chief Concha, Administration - called to speak.

b. Jeremy Clancy, Administration - (Available for questions).

6. Council Resolution 155-2021 - A RESOLUTION supplementing and amending the Historic Sites Inventory for Howard County by adding the Treakle Farm and the Duvall Family Farm to the Inventory and by amending address information related to properties already on the Inventory.

a. Beth Burgess, Administration - called to speak.

7. Council Bill 76-2021 – Introduced by Deb Jung - AN ACT deleting a certain exception for a contract for supplies and services awarded without competition from a requirement that a County contract for procurement of contractual services require a contractor or any subcontractor to comply with certain wage requirements; and generally relating to the compliance of a contractor or subcontractor with wage requirements. (*No expiration date*)

a. Bob Frances, Administration - called to speak.

b. Don Mock, Administration - (Available for questions).

8. Council Bill 77-2021 Introduced by Deb Jung and Christiana Rigby - AN ACT to provide for a hearing examiner to hear certain matters in the jurisdiction of the Zoning Board; specifying the powers and duties of, and the procedures to be used by, the hearing examiner, including the requirement to issue a certain report; specifying the contents of the report; specifying the duties of the Zoning Board with respect to the actions of the hearing examiner; clarifying when certain mediation occurs; providing for the rights of the parties, including the right to file exceptions, in matters heard by the hearing examiner; and generally relating to Piecemeal map amendments and development plan approvals. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)

a. Stu Kohn, HCCA - called to speak.

b. Christopher Alleva - called to speak.

c. Joel Hurewitz - called to speak

9. Council Bill 78-2021 – Introduced by Liz Walsh - AN ACT adding new definitions to the Forest Conservation ordinance; establishing a “look-back” provision for the disturbance of

certain trees; reducing the diameter threshold to 24 inches for forest retention; and generally relating to forest conservation in the County. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)

- a. Susan Garber, HCCA - called to speak.
- b. Isaac Ambruso - called to speak.

10. Council Bill 79-2021 – Introduced by Liz Walsh - AN ACT providing for enhanced enforcement measures and penalties for violations of the Forest Conservation Act of Howard County; and generally relating to forest conservation in the County. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)

- a. Susan Garber, HCCA - called to speak.
- b. Isaac Ambruso - called to speak.

11. Council Bill 80-2021 – Introduced by Liz Walsh - AN ACT prohibiting the physical harassment of Department of Public Works employees; prohibiting a person from addressing certain words or statements to certain employees or persons; authorizing a certain temporary ban of an individual from certain property under certain circumstances; and generally relating to the regulation of conduct on County property managed by the Department of Public Works and on park property managed by the Department of Recreation and Parks. (*Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.*)

- a. Stu Kohn, HCCA - called to speak.
- b. Christopher Alleva - called to speak.
- c. Dale Chase ASFCME Local 3085 - called to speak.
- d. Teresa Stonesifer - called to speak.
- e. Al Stewart - called to speak.
- f. Joel Hurewitz- called to speak.

Adjourned at 10:10 pm