

Sayers, Margery

From: Kirsten Coombs <Kirsten_Coombs@hcpss.org>
Sent: Thursday, September 28, 2017 2:59 PM
To: CouncilMail
Cc: Board & Student Member; Mark Blom; Danielle Lueking; Karalee Turner-Little
Subject: APFO Legislation

Council Members,

Thank you for your time & attention at Monday's work session. We are discussing updates to the proposal that we originally submitted. Is it possible to grant us a delay?

Thank you,
Kirsten

Regards,

Kirsten Coombs

Sayers, Margery

From: stukohn@verizon.net
Sent: Tuesday, September 26, 2017 3:08 PM
To: howard-citizen@yahoogroups.com; CouncilMail; Kittleman, Allan; Wilson, B Diane
Subject: Some Encouragement Regarding APFO

FYI

There maybe some hope based on the County Council's Work Session held yesterday regarding the Adequate Public Facilities Ordinance, APFO Bill - CB61-2017. Councilman Calvin Ball, much to his credit, invited Steven Snelgrove, President of Howard County General Hospital and his staff to discuss the concern that the Hospital should perhaps be a part of APFO as a measurement for future residential growth in the County. We were undoubtedly encouraged that the conversation was even introduced as it is an important piece of potentially ensuring we have thoroughly analyzed our infrastructure to determine future development.

As you know the Howard County Citizens Association, HCCA has for many years been advocating that quality of life issues regarding categories such as Hospital, Police, Fire, Emergency Medical Services, etc. to be a part of the APFO. These categories of concern would be used to analyze if a proposed development is warranted for a given area. We testified to this on 17 July which can be found on our website at <http://howardcountyhcca.org/wp-content/uploads/2017/07/HCCA-APFO-Testimony-to-Council-17Jul2017.pdf>. We also produced a report a few years ago which further provides recommendations titled, "Howard County APFO Needs Review and Action for our Future" which can be found at <http://howardcountyhcca.org/apfo/>.

Mr. Snelgrove did state that he has major concerns with the influx of our population growth, the increase of our aging population, not enough personnel, not enough inpatient beds, and the impact of the downsizing of Laurel Regional Hospital. These are concerns that must be taken into consideration when our decision makers assess approval of development. The question is what has precedence -- the economy or quality of life issues?

The Work Session is to be continued to discuss other areas where APFO should be considered as part of the package. The date for this meeting has not been established as of yet.

All one has to do is see

<http://planning.maryland.gov/PDF/YourPart/773/20130325/AdequatePublicFacilitiesDraftReport032513.pdf> and refer to page 9, "Counties with APFOs in Maryland." When reviewing this Table the question arises is why is Howard County not as inclusive in APFO categories as compared to other neighboring Counties?

Hopefully the APFO Work Session with the Council's discussions will indeed lead to not just rhetoric, but action we can really say Thank You for not only listening, but taking the necessary action for the betterment of our future.

Sincerely,

Stu Kohn
HCCA, President

Sayers, Margery

From: Kristie L <kristielockwood@gmail.com>
Sent: Monday, September 25, 2017 3:13 PM
To: CouncilMail; Kittleman, Allan
Subject: Re: APFO
Attachments: BOE Email 070517 REDACTED (1).pdf

Corrected link: <https://goo.gl/Ra7rqd>

I have also attached the document to this email.

On Mon, Sep 25, 2017 at 2:58 PM, Kristie L <kristielockwood@gmail.com> wrote:

From: Kristine Lockwood

Columbia, Maryland

To: Howard County Council

Dear Howard County Council Members:

Please consider my testimony as you work on APFO today.

APFO should be designed so that schools stay under 100% capacity. Even at the under-enrolled schools, hallway crowding is a frequent complaint, adding stress to students' school day.

To address some details and a larger issue:

I do not oppose portable classrooms, although I do object to portables used inappropriately. Parents and students have cited a lack of bathrooms in portable classrooms. Perhaps APFO could require bathrooms in all portables used as classrooms. Lack of safe passage to and from the main school building is another concern. Yet, construction of a hallway passage is a practical solution.

I would also be in favor of APFO requiring HCPSS to offer open enrollment options at any school with less than a given capacity, such as 97%, and priority could go to students assigned to overcrowded schools.

Our current school leaders have many options available to reduce some overcrowding. Instead, the current BOE and interim superintendent have used overcrowding as an excuse to force their ideas onto the community without truly working with community members. When the board initially requested applications for the public to join the AAC, the board advertised it as adjusting elementary school boundaries, and the BOE never once attempted to correct that notion even as they were completing the feasibility study and knew they were misleading the public by not correcting the misinformation. Perhaps some AAC members would still have wanted to apply, and perhaps others would have not applied if they had known the scope of the task. Similarly, the board's misinformation denied opportunities to residents who would have wanted to submit an AAC application if they had known the true scope. It saddens me to see how this lack of transparency has negatively impacted the community.

Furthermore, in hiring Dr. Martirano, the interim superintendent, the HCPSS illegally avoided compliance with equal opportunity employment laws. Regardless of their excuses and denial, each board member is fully aware of this. I hear them conveniently using the term "equity" a lot: that term seems to get them carte blanche support for their not-very-transparent redistricting plans. The reality is a very inequitable situation.

Dr. Martirano is most recently from West Virginia and then St. Mary's County before that.

West Virginia is 95% white.

St. Mary's County is more diverse, but not so much that he's had experiences that qualify him to mass redistrict Howard County.

Adequate leadership affects overcrowding just as much as adequate facilities.

Dr. Martirano's actions show the opposite of equitable and adequate leadership. His executive leadership team is 70% male. His planning data for county demographics was flawed, and he still plowed ahead. That's not the picture of equity. Yet, he seems to have voices around the country helping him spread rumors that residents who oppose the plans are racists, although that tactic has not worked as well as he probably would have like because it turned out the people who opposed his redistricting are minorities. So he and his helpers switched to referring to concerned residents as selfish "me" people. I quote from Dr. Martirano's Twitter post:

-- Begin quotation --

Petty, self-absorbed & "all about me" people don't impress me. Is this ME-centered behavior learned? They are draining. [#NotImpressed](#)

7:37 AM - 17 Sep 2017

-- End quotation --

After he tweeted that statement, I heard versions of it parroted to concerned residents as if residents are not allowed to have feelings about their deep roots in their established school communities.

It's not okay that the board of education excluded all women and minorities and other protected classes from the application opportunity for the interim superintendent position and instead searched exclusively within their own network, which is a majority white network (<https://goo.gl/J9y5yb>) and then as a result brought in a white man from a 95% white district to dictate to our minority communities, our immigrant communities, our FARM communities, and also redraw 50-year Columbia neighborhoods as if he is unaware of Columbia's value as a planned community with distinct neighborhoods carefully designed for multiple types of integration. Those of us who recognize this for what it is and expressed concerns have been treated with hostility.

It's a situation set up for inherent racism and gender bias, and the setup is unnecessary because HCPSS has more than enough highly skilled, thoughtful administrators who understand and appreciate the community and its neighborhoods. Any one of them could have filled in during a long-term search for a permanent superintendent.

Adequate leadership matters just as much as adequate facilities. Please adjust APFO, and then address the leadership problem. Right now, I feel as if so many in our community rightfully address racism and misogyny and racial and gender bias when it happens somewhere else, and that's great, but I really need leaders to address it when it happens here too instead of allowing the hostility to fall on the backs of the few of us willing to voice our concerns. Perhaps it looks normal,

perhaps the situation is so close to us that many residents and leaders did not think to question it; it seemed okay. We can't fix systemic injustice this way. I very much appreciate your consideration on this matter.

Sincerely,
Kristine Lockwood
Columbia, Maryland

Subject: FW: [BoE Email] - PIA request
Date: Wednesday, July 5, 2017 at 12:27:24 PM Eastern Daylight Time
From: Cynthia Vaillancourt
To: Michael Martirano, Karalee Turner-Little
CC: akittleman@howardcountymd.gov

From: Cynthia Vaillancourt
Sent: Wednesday, July 05, 2017 10:15 AM
To: [REDACTED]
Cc: Kathleen V. Hanks; Mark Blom; Joan R. Fox; Bess Altwerger; Christina Delmont-Small; Christine O'Connor; Cynthia Vaillancourt; Kirsten Coombs; Mavis Ellis; Sandra French
Subject: FW: [BoE Email] - PIA request

From: [REDACTED]]
Sent: Thursday, June 29, 2017 1:12 AM
To: BoE Email; Howard Public Education List; Superintendent; akittleman@howardcountymd.gov; Kathleen V. Hanks; Student Board Member; Linda T. Wise; HCPSS MPIA Requests; [REDACTED]; Joan R. Fox; Cynthia Vaillancourt; office@ptachc.org; Kirsten Coombs
Subject: [BoE Email] - PIA request

Good Afternoon [REDACTED]

I have been following your correspondence with the new MPIA officer. It appears to me she has been trying to provide you with the documents that you have requested, at least to the extent that they actually exist.

The MPIA generally involves documents. Your correspondence, however contains questions that do not necessarily have corresponding documents. I hope it is OK with you if I try to provide answers to the questions that appear to remain. I know there are folks in the community who do not follow every move of the Board of Education or the HCPSS who are also interested in the answers to these questions. We have tried to put this information out, but perhaps this will help fill the holes you have identified.

Specifically, you have questions about the Separation Agreement with the former Superintendent. This document has been shared with a number of people, yourself included. It includes the specifics of the payments, how they were determined and the schedule under which they will be receive. You also have questions about how these payments will be funded.

The separation agreement with the former superintendent includes payments that will be made over the next three years. The initial sums that were paid came from the budget and additional funding provided by the County Executive. As you no doubt recall, there were sums slated to be transferred to the fixed charges category to pay down the deficit in that category. Those amounts were reduced in order to keep sufficient funds in the salaries category to fund the initial payout. All fy 2017 expenses were paid out of the fy 2017 budget. All future costs involved are included, or will be included, in the approved budget for the appropriate year.

You have also asked about how the interim Superintendent was identified, and the timeline of the Board of Education's activities around searching for an interim replacement for the now former superintendent. You suggest that there was a secret process over a period of time. That is not the case.

I believe most of the Board Members had been on the lookout for a suitable replacement for the superintendent in the event there would be a parting of the ways. I know I was. There was no search. When the now former superintendent's departure was imminent, one of the considerations of the board was whether we would be able to find a suitable replacement for the interim period while we conduct a complete search. We considered internal candidates, and others with experience within HCPSS who would be able to step in, get up to speed quickly, and were fully qualified with superintendent experience.

Dr. Martirano's departure from West Virginia was well known to folks in HoCo and education in Maryland. Many of the Board Members had either met or heard of Dr. Martirano in the past. His qualifications are extensive, his HCPSS and HoCo roots and experience, and his references all fit our immediate needs. As far as I know, he is not related to anyone within HCPSS or the Board.

I can tell you that I attended a seminar at Marriotts Ridge High School several weeks before the departure of the now former superintendent where Dr. Martirano was coincidentally the keynote speaker. I was very impressed. I shared that experience with my colleagues. Others were also contacted and considered. If they choose to come forward to identify themselves, that is their prerogative. Others also contacted various Board Members offering their services. The Board did not conduct a search or make any offers prior to concluding the negotiations with the former superintendent.

When the separation agreement was finalized and we were free to speak to potential candidates, on behalf of the Board I called the candidates we had discussed. On the morning of May 2, I called Dr. Martirano and asked if he would be available to come to Ellicott City to discuss the possibility of becoming the interim Superintendent. He agreed and met with the Board that afternoon.

In a closed meeting May 2, the Board voted to offer Dr. Martirano the position of "acting" superintendent while it evaluated the options and process available to choose an "Interim Superintendent" within the timeline required by the Statute. The Board signed a contract with Dr. Martirano for the immediate position of "Acting" Superintendent at the next Board Meeting, which I believe was May 4.

The Board then considered the options for conducting a search for an "Interim Superintendent" with a term that would be required to run from July 1, 2017 through June 30, 2018. After considering all the factors involved, we determined that the most reasonable course of action was to offer Dr. Martirano the one year Interim position, and direct our resources and attention to the process that will begin in the Fall to search for a "permanent" Superintendent whom we will be required to give a four year contract.

The Board and Dr. Martirano concluded negotiations and signed a one year contract at the June 22, 2017 Board meeting. The contract that was signed has been made available to the public, and to you, I believe. All the details of the compensation and terms of his employment are included.

You have also suggested that there were public funds used to pay the personal expenses of Board Members relative to the lawsuit filed against us in our individual capacities by the now former superintendent. This is an interesting take on the situation, but inaccurate.

Individual Board Members have immunity from these kinds of lawsuits, and never should have been included in their individual capacities. The Board Members in their individual capacities had already been dropped from the lawsuit prior to the separation agreement. That is a matter of public record. Sadly public money was used to defend the Board and the Board Members in the lawsuit that was brought against us. It was a terrible waste of resources. There are no "receipts". The costs incurred by the Board of Education for the totality of the litigation and other actions taken by the now former superintendent are public record. I don't know if there is a separate accounting for the expenses that can be attributed solely to resolving the matter of individual board members being immune from this kind of litigation.

Finally, this board and this Board Member (me) have tried to be responsive to your emails and MPIA requests, and provide answers to your questions. The HCPSS MPIA Office is absolutely going to be responding to MPIA requests in the spirit, and not just the letter, of the law. However, you frequently combine general information requests with requests for documents. Where there are no documents responsive to your information requests, that means the MPIA Office can't send you any documents. Where you have general information questions, I am happy, as the Board Chair or as an individual Board Member, to try to provide the information you seek.... even where it doesn't fall strictly under the MPIA.

It is clear you are frustrated with how this all unfolded. I dare say the rest of the Board and I might actually have found this whole process somewhat more frustrating over the past several months. I will continue to do my best to respond to your requests for information. I am also confident that the new administration will also do its' best to be responsive to your requests. Please feel free to continue to copy me on anything you send to the MPIA office. If I can figure out what you are looking for, I will be happy to try to help.

Sincerely,

Cindy Vaillancourt

Sayers, Margery

From: Rajneesh Kathuria <rajkathuria@gmail.com>
Sent: Monday, September 25, 2017 12:58 PM
To: CouncilMail
Subject: Testimony for CB61-2017 & CB 62-2017
Attachments: Testimony for recomendations cb61-cb62.pdf

Please see the attached testimony!

Regards,

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Raj Kathuria

The information contained in or attached to this e-mail is from RajKathuria@gmail.com and may contain personal information. This information is CONFIDENTIAL and intended only for the use of the individual or entity to whom or which it is addressed. Any unauthorized dissemination, distribution or copying of the information in this e-mail or attached thereto is strictly prohibited. If you have received this e-mail in error, please notify the sender immediately and delete the original message from your system. *Please note that if you are receiving this email at a work email address, the privileged nature of this communication may be jeopardized.*

Raj Kathuria
8398 Governor Run
Ellicott City, MD. 21043

Testimony for CB61-2017 & CB62-2017

For past few months I have been meeting resident of our County, attending all the County Council's Public hearings on APFO, attended AAC meetings and much more!
It has become apparent to me that all the major issues in the county like overcrowded schools, inadequate public facilities - massive traffic on 29/40/70/100, flooding / storm water issues, they all point directly to 5 people that are known as our County Council!

It is County Council's authority & responsibility to approve any rezoning / new development within the County. Our Council have failed in their tasks by approving multiple projects with as high as 2400 residential units without any consideration of the impact on our existing facilities.

Here's what I believe is needed for the County to move forward:

1. Immediately build 2 High Schools in the County HS #13 already initiated, but we should also talk about HS #14.

2. Accept the School Board recommendation and make APFO stronger by:

(a) Adding High School to Capacity Testing

(b) Reducing open / close capacity to the number recommended by BOE.

Please see Page 45 & 46 of [09 07 2017 APFO Legislation BR.pdf](#) for the latest proposed amendments.

3. Should bring impact fees in-line with the neighboring Counties.

4. Should add Police, Fire & rescue, Hospital, Roads & Bridges and other essential services to the APFO.

5. Find out how many schools have been using "Temporary Classrooms" for over 5 Years.

This would mean that we need a permanent solution for those classrooms.

- Consider adding permanent classes to these schools if there is room to build an addition to those Buildings.

- Quickly add new MES & ES that are on the books to be added.

6. Get better, correct, and current data. It is widely known that the Data used at present is flawed or old data.

7. Council need to stop approving all haphazard development & demand smart and thoughtful development projects from the developers.

8. Redistricting is inevitable!

We need to have a thoughtful & smart way of redistricting with minimal impact on our Students, Parents & the Community.

Sayers, Margery

From: Vlad Patrangenaru <vpatrang@gmail.com>
Sent: Monday, September 25, 2017 12:44 PM
To: Weinstein, Jon; Ball, Calvin B; Terrasa, Jen; Sigaty, Mary Kay; Fox, Greg; CouncilMail
Cc: Kittleman, Allan
Subject: Written Testimony for Council Bill 61

Dear Council Members,

My name is Vlad Patrangenaru of 4053 Pebble Branch Rd., Ellicott City, MD 21042. I have been following the debate about Council Bill 61 closely over the few months, and wanted to add my voice on record in regards to the contents of this bill:

My wife and I are recent first-time home buyers with two small children. Like many others have mentioned in their testimonies, we made a decision to plant roots in Howard County largely because of the quality of the schools. We consciously paid a large premium for our home so that our children can live in a diverse community and have access to a world-class education.

We made an investment in Howard County and the community it represents that transcends a financial transaction - purchasing a home and settling down here it is an investment into our kids future and their well-being, and there is no investment more important for us!

With that said, the council does not appear to recognize how critical the outstanding reputation of the HCPSS is to the overall appeal of the county, or at least is not willing to prioritize investing in maintaining this reputation. As a county, we are very fortunate to have strong tax base that comes in part from property taxes of sought-after homes, and from being a community with a large portion of prosperous residents. As we continue defer making the necessary investments to ensure schools are not overcrowded, and delay adding new schools and expanding existing ones for as long as possible, our education quality suffers. This will show up more and more in our test scores and overall student performance, at which point home valuations will begin to drop, tax valuations will soon follow, and we will find ourselves in a full-fledged downward spiral. This pessimistic scenario is, I'm afraid all too plausible to ignore. Even developers stand to suffer in the long run if we allow this scenario to unfold.

I have heard multiple council members mention our real problem is an imbalance in our utilization, and that we have schools in the west that are being under-utilized. To this I say the following: If we were to perfectly balance all of our High Schools county wide they would all be at 111% utilization in 2022 with current projections, and this is the earliest we could possibly have another HS come online. **This is why we need an APFO HS test.** In reality, there will be multiple schools that will exceed 120% at that time, regardless of any redistricting scheme, as busing children around can only get you so far ... This goes beyond quality of education and starts to encroach on questioning safety standards are adequate at these grossly overburdened schools.

Wouldn't it be wiser to make the sure proper incentives are in place such that development happens primarily in areas that have the existing infrastructure in place to support it? A strong APFO (**fees substantially increase at 95% to account for the marginal cost of each additional student, and construction delayed while a tested school is above 105% for up to 7 years from the initial application**) would concentrate development to those areas, all while providing incentives for the politicians and developers alike to find the funds necessary to build and expand schools so that school overcrowding will stop being a chronic stain on what otherwise appears to be a well-managed Howard County.

Thank you for your consideration,

-Vlad Patrangenaru

Sayers, Margery

From: Sarika Hirose <sarika.hirose@gmx.com>
Sent: Monday, September 25, 2017 12:21 PM
To: CouncilMail
Subject: CB61-2017 is for the public. Please fix the APFO

CB61-2017

I am Sarika Hirose in Ellicott City. I request the County Council fix the Adequate Public Facilities Act to align with the public's needs. The current version is aligned with developers needs due to too many contributions to the county executive and some council members. This was given to me. It is public information and the cause of my concern. Mr. Kittleman had donations over the limit from a developer who has felony criminal charges for financial crimes. His last name is Jaffe and his first name is sometimes S and sometimes Bruce. Donations to Committee to Elect Allan Kittleman for filing years 2016 and 2017 amount to at least \$35,500 from developer S. Bruce Jaffe and his companies even though the legal donation limit to a political campaign in Maryland is \$6000 per entity per 4-year election cycle. The current cycle is January 1, 2015 to December 31, 2018. Donations from companies located at Mr. Jaffe's headquarters at 8600 Snowden River Parkway, Suite 207, Columbia, MD 21045:

2017 filing year

\$1,000 from Stein Properties, Inc. on 4/21/2016
\$2,500 from Oak Run I Limited Partnership on 12/14/2016
\$4000 from Chapeldale Properties, LLC on 10/26/2016
\$3000 from USF Facilities Services, LLC on 10/26/2016
\$3000 from TSC/Marriottsville LLC on 10/26/2016

2016 filing year

\$5000 from The Sanford Companies, Inc., 1/4/2016
\$5000 from Red Branch Warehouse Assoc, Lp. 1/4/2016
\$6000 from Sanford B. Jaffe on 7/24/2015
\$6000 from F & S Associates LP on 4/1/2015

All donations from Mr. Jaffe himself and all donations from companies of 80% ownership of his are one entity under Maryland's election law and must not be more than \$6000 in a four year cycle. TSC/Marriottsville LLC is 100% owned by The Jaffe Family Trust. How much is Mr. Jaffe's percent?

Two donor companies at 8600 Snowden River Parkway, Suite 207, had forfeited the right to conduct business in Maryland PRIOR to writing checks to Allan Kittleman's election campaign.

<https://egov.maryland.gov/BusinessExpress/EntitySearch>

These two companies are:

Stein Properties, Inc.,

--- forfeited in 2015 for "failure to file a property return"

--- In 2016 donated \$1000 to The campaign to Elect Allan Kittleman.

USF Facilities Services

--- forfeited in 2014 for "failure to file a property return"

---In 2016 donated \$3000 to The campaign to Elect Allan Kittleman.

This is too much money from the same person. He is buying away our rights! And this is allowed!!!!??? Council members, please request the county council fix the Adequate Public Facilities Act to align with the public's needs. The current version is aligned with developers needs due to too many contributions to the county executive. I request a fix to this.

Sarika

Sayers, Margery

From: Cindy Zhao <4chsinfo@gmail.com>
Sent: Monday, September 25, 2017 9:48 AM
To: CouncilMail
Cc: Kittleman, Allan
Subject: WRITTEN TESTIMONY FOR COUNCIL BILL 61

I am a resident of Howard County for 18 years.

In Spring 1999, I moved to Howard County. The beginning of 10 years, my commuter was to Silver Spring, the congested road spot on 29 was right around route 650 - outside Howard County.

Today, the congestion of route 29 in Howard County is close to Beltway. And NOT just road, all other facilities as well. i.e. for my family, we have found that it's difficulty to find public tennis courts available often. So many times, we have to spend an hour to check out each nearby tennis court, and then ended up outside Howard County.

I am concerned that the direction we have been, the diminish of our quality of life.

I am requesting that Council Bill 61 is amended with the following provisions to more fairly and equitably balance well-planned growth and effective mitigation for our public infrastructure.

- School capacity limits -- INCLUDING high schools -- to be set at 100%. Schools are closed to new development at that level.
- Mitigation (funding, additional time, or both) begins when a school reaches 95% capacity.
- NO reductions to the current wait time for housing allocations or school tests.
- APFO needs to be reviewed every 4 years.
- Increase real estate transfer tax by 1.0%.
- APFO needs to include measures for public safety, emergency services, recreation, and other community facilities.

Cindy Zhao

9010 Labrador Lane

Ellicott City, MD 21042

Sayers, Margery

From: Jennifer Wilson <info@actionnetwork.org>
Sent: Friday, September 22, 2017 11:52 AM
To: CouncilMail
Subject: Adopt HCPSS BOE APFO Amendments

Council Members ,

Please adopt the HCPSS Board of Education suggested amendments to the county's APFO regulations. These amendments will ensure that our students receive the individualized instruction and classroom space they deserve.

Jennifer Wilson
Jenanwil@gmail.com
10813 Henley Ct
Columbia, Maryland 21044

Sayers, Margery

From: Patricia Lins <patricia.lins@yahoo.com>
Sent: Saturday, September 23, 2017 7:20 PM
To: Weinstein, Jon
Cc: AKittleman@howardcountymd.g; CouncilMail
Subject: Written Testemony for Council Bill 61

Ellicott City, September, 23 rd, 2017

To Whom it may concern,

I am a U.S. citizen and a resident of Howard County. Recently, the ongoing school redistricting process brought chaos in mine community. I'm worried that if the county doesn't do a better job controlling and planning for development the schools will be forced to redistrict again in 2-3 years.

Therefore, I am requesting that Council Bill 61 is amended with the following provisions to more fairly and equitably balance well-planned growth and effective mitigation for our public infrastructure.

- School capacity limits - INCLUDING high schools - to be set at 100%. Schools are closed to new development at that level.
- Mitigation (funding, additional time, or both) begins when a school reaches 95% capacity.
- NO reductions to the current wait time for housing allocations or school tests.
- APFO needs to be reviewed every 4 years.
- Increase real estate transfer tax by 1.0%.
- APFO needs to include measures for public safety, emergency services, recreation, and other community facilities.

Sincerely,

Patricia Silva
8603 Manahan Drive
Ellicott City, MD, 21043

Sayers, Margery

From: Marc Friedlander <marc.friedlander@calatl.com>
Sent: Saturday, September 23, 2017 1:04 PM
To: CouncilMail
Subject: I support Council Bill 61 as Drafted

Dear Howard County Council,

Dear Chairman Weinstein and Members of the Howard Council,

I am one of the over 100,000 employee members of the Maryland Building Industry Association (MBIA) representing over 1,000 business members. I write in support of Council Bill 61 as drafted and without ANY substantive amendments related to the County's Adequate Public Facilities Ordinance. This bill represents hundreds of hours of work over the course of an entire year by the APF Task Force including 23 county residents from a broad cross section of stakeholders. The bill as presented is a reasonable and responsible compromise that effectively protects the County's valuable public resources while respecting the rights of private property owners and implementing the County's growth goals in PlanHoward 2030.

Specifically, I am opposed to any potential amendment to lower the school capacity test, add a high school capacity test or increase school impact fees. Howard County's total development fees are already among the highest in the State when taken together with the MIHU fee and the building excise tax which are generally not present in other counties. Any of these potential amendments which have been introduced during recent testimony will drastically limit the County's ability to meet its Plan Howard 2030 residential and commercial development goals as well as its goals related to job growth and economic development. Failing to meet these goals may have devastating impacts on the County's budget through loss of permit fees, impact fees, MIHU fees, property tax revenue and income tax revenue causing significant budget shortfalls, decreases in vital public safety and health services and layoffs to Howard County staff, teachers, and first responders. They would also undermine the substantial efforts of the APFO Task Force and all of the County's resources that were devoted to establishing a fair and reasonable compromise between the goals and interests of all stakeholder groups. If any of these amendments are introduced, they must not be acted upon until a full fiscal analysis of the negative impacts to the County budget and economy is completed.

Please do not move forward with any policy that results in job loss, cuts to vital County services or limited growth in the County. Please vote for Council Bill 61 as drafted.

Thank you for consideration of this important bill and for your service to the County.

Sincerely,

Marc Friedlander
9710 Patuxent Woods Dr
Columbia, MD 21046
marc.friedlander@calatl.com

Sayers, Margery

From: Randall MacCuaig <rdm@prestonsp.com>
Sent: Friday, September 22, 2017 2:19 PM
To: CouncilMail
Subject: I support Council Bill 61 as Drafted

Dear Howard County Council,

Dear Chairman Weinstein and Members of the Howard Council,

I am one of the over 100,000 employee members of the Maryland Building Industry Association (MBIA) representing over 1,000 business members. I write in support of Council Bill 61 as drafted and without ANY substantive amendments related to the County's Adequate Public Facilities Ordinance. This bill represents hundreds of hours of work over the course of an entire year by the APF Task Force including 23 county residents from a broad cross section of stakeholders. The bill as presented is a reasonable and responsible compromise that effectively protects the County's valuable public resources while respecting the rights of private property owners and implementing the County's growth goals in PlanHoward 2030.

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Please do not move forward with any policy that results in job loss, cuts to vital County services or limited growth in the County. Please vote for Council Bill 61 as drafted.

Thank you for consideration of this important bill and for your service to the County.

Sincerely,

Randall MacCuaig
7014 Charles Ridge Rd
Towson, MD 21204
rdm@prestonsp.com

Sayers, Margery

From: lisaloveless@aol.com
Sent: Friday, September 22, 2017 2:18 PM
To: CouncilMail
Subject: Written Testimony for Council Bill 61

Dear Council Members:

I am writing to you to make much needed changes to CB61 and not to approve the bill from the way it is written. APFO in its current form is weak and the changes brought forth from the executive are not making it stronger. I am a concerned citizen who has lived here for 20 years. I have seen the quality of life go downhill for many. I am also a mom of two school aged daughters and I want them to get an excellent education in a building, not a trailer. I am also a PTA member/volunteer and have spent countless hours giving up my time to help in the schools and I have seen firsthand how inadequate facilities affect everyone during the school day. I also drive down the roads and am dismayed that it takes me 60 minutes to go 5 miles some days, or to wonder how on earth a firetruck will get down a residential road that is narrow and has barely the room for two cars passing each other. I am also a taxpaying citizen of this county and I demand better from a county that touts how great it is, let's start putting our money where our mouth is.

Infrastructure is the foundation of the quality of life for those living here. If the foundation isn't solid, as with buildings, they will crumble and fall. Our "building" is ready to crumble and no matter how many coats of paint you put on it, it will still fall. It's time the truth matches the PR. What drives many people to live in Howard County are the schools. If they are not adequate, it doesn't matter how great the teachers are, volunteers, or how hard the BOE/Superintendent work to make the learning great, crowded schools are not ideal and many parents will either move out of the county or never come in. Then what will be left, a lot of empty houses that won't help the economy. Let me be clear. We are not advocating to stop development permanently. We need to be smarter. There are plenty of projects already in the works, but we can't keep doing business as usual. It's going to take everyone working hard together to figure this out (and I mean every department working together, not separate entities) and there are many parents in Howard County that have degrees and have shown dedication to help this along.

Here are my suggestions for improvements:

1. Include high schools in the school's test. I don't know where everyone thought the kids would go once they finish middle, they are still relevant and they must be included. We have seen in Howard High especially what happens when they aren't. Getting a 13th high school is nice and we are happy for it, but it doesn't solve the problem. We need to stop seeing these as the solutions, they are the Band-Aids.
2. Start mitigation of school funding when a school reaches 95% capacity with a projected outlook of reaching 115% in the next 5 years. We need to be more proactive than reactive. It seems that now nothing is done until the capacity is too high. Developers need to start paying as they do in other jurisdictions.
3. Reduce the capacity threshold to ALL (Elementary, Middle & High) to 100%. Other jurisdictions do. I believe it is what we have to do NOW in order to give us time to come up with solutions and get ourselves back on track. Yes, it will reduce development from what they are used to, but as I said before there are plenty of projects in the works, and it won't devastate them. Plus, the

continued argument that has been made is it's not development its resale's, means we need to have this threshold even more!! Resale's are more gradual, it's easier to find room for one or two kids than 300 at a time. AND if we build new homes, guess what, we now have more homes that can be resold!! We can't control resale's, APFO can control the development of new homes/buildings. If everyone starts paying their fair share then I think we can make it work. Developers don't even blink when paying in lieu of fees for MIHUs, so they don't have to build affordable housing that is required, they also don't blink when funding campaigns. Think of what we can do with that money when used properly.

4. APFO needs to be looked at every 4 years if not more in the beginning. Significant changes are needed and in that we need to keep an eye on things to make sure things are running smoothly. For some changes, the effects won't be seen until a few years down the road. A regular review needs to happen. Also, the process needs to be transparent. Not done from just the developers or anyone that has a financial gain to twist the numbers, but an independent open look at it. The public has lost faith in those who produce the numbers, this to needs to change.
5. Need to include fire, police, sewer, etc. into the APFO. Many times, I hear that for instance the fire department is getting help from neighboring counties. We drain the resources from our neighbors, what would happen if there was a major disaster. We need to have better resources that can handle more than one simultaneous fire or rescue.
6. A school test needs to be passed each and every time. Right now, after 3 years, the 4th year developers can do what they want regardless. How is that right? Especially when there is no financial anything coming in those 3 years to help things out. This is why mitigation needs to start earlier rather than later. This is why the thresholds need to be lowered. Everyone needs to help pay for the county needs.
7. Roads test needs to have a higher grade than F. If people have to sit through 5 lights before they go through, that is not good enough. It shouldn't take 60 minutes to go 5 miles. I don't think anyone would want that.

Howard county for too long has not done the right thing. It's very nice for the developers to simply suggest, redistricting will cure all, but as we have seen that is not a good solution for our county, unless you want neighborhoods and the citizens to be driven apart every couple of years, we can do better and is not the Civility way, it's the easy, way for the developers not for us. It's another Band-Aid. The current APFO regulations and the current state of our infrastructure proves it is not working. The development community has taken advantage of Howard county and its high time something changes. When a huge chunk of the community bans together and agree it's time to listen. 3 nights of testimony is almost unheard of for one bill, its time to listen. I heard testimony from the BOE, Teacher's Union, PTA Council of Howard County, Muslim Association, Hispanic Association, HCCA, Savage Association, just to name a few and they are all in agreement. It's time to change. The only ones not favorable to it are ones that have financial interests, not that of the people who vote for you. We are a great county, it says so in all the polls and lists out there, now let's get everyone in the county to feel it. Let your legacy be one where you actually made a difference. We are all here to help.

Thank you.

Sincerely,

Sayers, Margery

From: Todd Garner <info@actionnetwork.org>
Sent: Wednesday, September 20, 2017 8:08 PM
To: CouncilMail
Subject: Adopt HCPSS BOE APFO Amendments

Council Members ,

Please adopt the HCPSS Board of Education suggested amendments to the county's APFO regulations. These amendments will ensure that our students receive the individualized instruction and classroom space they deserve.

Todd Garner
todd_garner@yahoo.com
7116 Millbury Ct
Elkridge, Maryland 21075

Sayers, Margery

From: Michael Young <michaelyoung16@hotmail.com>
Sent: Thursday, September 21, 2017 7:48 PM
To: CouncilMail; Kittleman, Allan
Cc: Christine Lemyze
Subject: Re: CB61

Dear Council Members and County Executive,

I support my wife's position in amending CB 61, as she so clearly outlined in her email below.

We moved to Howard County 30 years ago for the reputation of the school system, which delivered for our two children. I believe the school system is still the biggest advantage Howard County has over surrounding counties, hands down, therefore I support amending CB 61.

Thank you for your consideration,

Michael Young
3861 Woodville Lane
Ellicott City, MD 21042

From: Christine Lemyze <clemlyze@hotmail.com>
Sent: Tuesday, September 19, 2017 8:43 AM
To: councilmail@howardcountymd.gov
Cc: AKittleman@howardcountymd.gov
Subject: CB61

Dear Council Members,

My name is Christine Lemyze; I live at 3861 Woodville Lane in Ellicott City, 21042.

I have been a resident of Howard County for over 30 years; my husband and I picked this county primarily for the reputation of its schools. While Howard County schools are a source of pride, we have to acknowledge the persistent overcrowding issues and painful redistricting exercises which have existed for years and, as responsible government officials and citizens, strive to address them.

To that end, I am requesting that CB 61 be amended as follows (consistent with recommendations from the Board of Education, presented last week):

- School capacity limits—including high schools—to be set at 100%.
- Mitigation (funding and/or additional time) to begin when a school reaches 95% capacity
- No reductions to the current wait time for housing allocations or school tests

- APFO to be reviewed every 4 years
- APFO to include measures for *all* public facilities, including public safety, emergency services, recreation and other community facilities

Thank you.

Christine Lemyze

Sayers, Margery

From: Elizabeth Garstecki <edgarstecki@gmail.com>
Sent: Thursday, September 21, 2017 7:16 PM
To: CouncilMail
Cc: Kittleman, Allan
Subject: Council Bill 61 -- NO DELAY -- ACTION REQUIRED NOW !

Council Bill 61 -- NO DELAY -- ACTION REQUIRED NOW !

Good evening and thank you for taking time to address my concern. I have lived in Howard County for fifteen years and currently have two children in Manor Woods Elementary School (and first and third graders). Obviously I have a great concern regarding school redistricting but I realize that it is inevitable and is for the greater good of the community. What has me more concerned is the constant "big" housing developments, overcrowded roads and overburdened police, fire and hospital services. I have had to use the services of Howard County General Hospital's emergency room four times over the last year (thankfully a unrelated doctor finally found the problem). Most recently I waited for 8 hours to be seen by anyone! Can you imagine being in pain and having to wait in the emergency room (waiting room) before you can be seen? it is simply unacceptable.

I urge County Council to vote this month on CB61. Updates to the County's APFO are well overdue as evidenced by the County Executive's action to form a committee to review and submit recommendations to APFO and his subsequent drafting of CB61 and CB62. We need immediate action on APFO.

Our award-winning county schools are facing a dire overcrowding situation due to lack of political leadership and planning. County Council members need to show the community that their first priorities are the schools by not delaying the vote on APFO. Do not allow public trust in the process to erode further by deferring or tabling this bill.

Now is the time to add the following parent-endorsed amendments to APFO to ensure that Howard County continues to attract businesses and residents to our strong schools and communities:

- i. Set school capacity limits -- INCLUDING high schools -- at 100%. Schools are closed to new development at that level.
- ii. Begin mitigation (funding, additional time, or both) when a school reaches 95% capacity.
- iii. NO reductions to the current wait time for housing allocations or school tests.
- iv. Increase transfer tax percentage on resales to help off-set the costs of new seats being added from resales.
- v. Add measures for public safety, roads, emergency services, recreation, and other community facilities.
- vi. Review and update APFO every 4 years

Do not delay this critical vote. Parents and taxpayers deserve to see where you stand on this important issue.

I realize that many council members have reached their three-term limit and hope they do not bow out by tabling this important issue. For those who are up for reelection (and need my vote), I can guarantee that I will be watching the outcome of this important APFO legislation and my vote WILL reflect this outcome. For your files, my name is Elizabeth Garstecki and I live at 3024 Carlee Run Court, Ellicott City, MD 21042.

Thank You,
Elizabeth Garstecki

Sayers, Margery

From: Courtney Skinner <courtneyskinner35@gmail.com>
Sent: Thursday, September 21, 2017 5:54 PM
To: CouncilMail; Kittleman, Allan
Subject: Council Bill 61 -- NO DELAY -- ACTION REQUIRED NOW !!

My name is Courtney Skinner and I have been a Howard County resident for 8 years. My children attend Howard County Public Schools. I am also a teacher in the Howard County Public School System. I am reaching out to you today because I am unhappy with Howard County's weak APFO. Our schools are already over capacity. My children sit in classrooms where they lack the space and materials to learn. My son's middle school level, GT Science class only has 17 laptop computers for 32 students. They are told that there aren't enough to go around. Howard County has received accolades for years for student achievement. People uproot their families to move to our county just for our schools. However, how is this expected to continue when we allow our schools to become over-populated? How are HCPSS students supposed to receive top-notch instruction in over-crowded classes with insufficient supplies and instructional materials? We need a stronger APFO, so that Howard County can continue to excel in education.

I urge County Council to vote this month on CB61. Updates to the County's APFO are well overdue as evidenced by the County Executive's action to form a committee to review and submit recommendations to APFO and his subsequent drafting of CB61 and CB62. We need immediate action on APFO.

Our award-winning county schools are facing a dire overcrowding situation due to lack of political leadership and planning. County Council members need to show the community that their first priorities are the schools by not delaying the vote on APFO. Do not allow public trust in the process to erode further by deferring or tabling this bill.

Now is the time to add the following parent-endorsed amendments to APFO to ensure that Howard County continues to attract businesses and residents to our strong schools and communities:

- 1) **Set school capacity limits** -- INCLUDING high schools -- at 100%. Schools are closed to new development at that level.
- 2) Begin mitigation (funding, additional time, or both) when a school reaches 95% capacity.
- 3) NO reductions to the current wait time for housing allocations or school tests.
- 4) Increase transfer tax percentage on resales to help off-set the costs of new seats being added from resales.
- 5) Add measures for public safety, roads, emergency services, recreation, and other community facilities.
- 6) Review and update APFO every 4 years

Do not delay this critical vote. Parents and taxpayers deserve to see where you stand on this important issue.

Thank you for standing up for our county.

Sincerely,

Courtney Skinner

3020 Grotto Walk

Ellicott City, MD 21042

410-465-2112

Sayers, Margery

From: Deborah D. Holihan <Deborah_Holihan@hcpss.org>
Sent: Thursday, September 21, 2017 4:24 PM
To: CouncilMail
Cc: Kittleman, Allan
Subject: Council Bill 61 -- NO DELAY -- ACTION REQUIRED NOW !

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I have lived in Howard County for 26 years. I have a daughter who recently graduated from Mt. Hebron and another daughter in the third grade at Waverly Elementary. My husband and I have both worked for the Howard County School System for 25 years each. Mr. Kittleman visited my classroom in Clarksville Middle a couple of days ago. My biggest concern with APFO is that the developers are getting a free pass on the back of the taxpayers.

I urge County Council to vote this month on CB61. Updates to the County's APFO are well overdue as evidenced by the County Executive's action to form a committee to review and submit recommendations to APFO and his subsequent drafting of CB61 and CB62. We need immediate action on APFO.

Our award-winning county schools are facing a dire overcrowding situation due to lack of political leadership and planning. County Council members need to show the community that their first priorities are the schools by not delaying the vote on APFO. Do not allow public trust in the process to erode further by deferring or tabling this bill.

Now is the time to add the following parent-endorsed amendments to APFO to ensure that Howard County continues to attract businesses and residents to our strong schools and communities:

- 1) Set school capacity limits -- INCLUDING high schools -- at 100%. Schools are closed to new development at that level.
- 2) Begin mitigation (funding, additional time, or both) when a school reaches 95% capacity.
- 3) NO reductions to the current wait time for housing allocations or school tests.

- 4) Increase transfer tax percentage on resales to help off-set the costs of new seats being added from resales.
- 5) Add measures for public safety, roads, emergency services, recreation, and other community facilities.
- 6) Review and update APFO every 4 years

Do not delay this critical vote. Parents and taxpayers deserve to see where you stand on this important issue.

Thanks so much,
Debbi Holihan
3090 Greenhaven Court
Ellicott City MD 21042

410-440-3395

"When you love what you do, you convey that feeling, that attitude, that resolve, that love to all around you." ~ Ayrton Senna.

*Ask me about my strengths *Positivity *Activator *WOO *Harmony *Consistency*

Sayers, Margery

From: Colleen Morris <info@actionnetwork.org>
Sent: Wednesday, September 20, 2017 12:10 PM
To: CouncilMail
Subject: Adopt HCPSS BOE APFO Amendments

Council Members ,

Please adopt the HCPSS Board of Education suggested amendments to the county's APFO regulations. These amendments will ensure that our students receive the individualized instruction and classroom space they deserve.

Colleen Morris
cmorris@mseanea.org
5082 Dorsey Hall Dr
Ellicott City, Maryland 21042

Sayers, Margery

From: Lisa Link <LLink78@hotmail.com>
Sent: Wednesday, September 20, 2017 3:08 PM
To: CouncilMail
Cc: AKittleman@howardcounty.md.gov
Subject: Written Testimony For Council Bill 61

To Members of the Howard County Council:

My name is Lisa Link. I reside in the Dorsey Hall neighborhood of Ellicott City, MD. My husband also owns his own small business, with an office located in Columbia, MD. My oldest son currently attends Northfield Elementary and my youngest is in the MINC-RECC program at Waverly Elementary School.

I am writing out of concern for the current development in our county. It seems to be way exceeding that which can be accommodated with the present infrastructure. Many people, like my family and I, moved to Howard County (HoCo) to have access to great schools, communities and easy access to the major highways of the Baltimore/Washington Metropolitan area. In the twelve years we have lived in in HoCo we have seen tons of development, both residential and commercial. I recognize how growth, such as updates to the Columbia Mall and Columbia Lakefront areas benefit the community both culturally and monetarily. However, continuing to build public housing in areas already beyond capacity actually makes the county less appealing to those living here, or looking to move to the area.

Schools are of the utmost concern to my family. Redistricting has caused schools to be changed already once in the past ten years with talk of another change currently in the works. The disruption to students is not conducive to learning, nor is being forced into trailers to accommodate overcrowding. Bussing is also becoming a scheduling nightmare, as drivers fight the increased traffic resulting from the over-development. Drop off times can differ by up to a half hour, making it difficult to know when students will actually arrive home.

I am pleading with the council to amend Council Bill 61 with the following provisions to more fairly and equitably balance well-planned growth and effective mitigation for our public infrastructure.

- School capacity limits – INCLUDING high schools – to be set at 100%. Schools are closed to new development at that level.
- Mitigation (funding, additional time, or both) begins when a school reaches 95% capacity.
- NO reductions to the current wait time for housing allocations or school tests.
- AFPO needs to be reviewed every 4 years.
- Increase real estate transfer tax by 1.0%
- AFPO needs to include measures for public safety, emergency services, recreation, and other community facilities.

I voted for Allan Kittleman last election, believing he would do what is best for the citizens of HoCo. Action on this AFPO legislation will heavily influence my voting in 2018.

Thank you for your time and consideration regarding this matter.

Sincerely,

Lisa Link

Sayers, Margery

From: Jon Lemich <jonlemich@gmail.com>
Sent: Wednesday, September 20, 2017 3:03 PM
To: CouncilMail
Subject: APFO

I'm writing to express my support for the Board of Education amendments to the APFO regulations.

I know it won't stop redistricting. Even if we had more money tomorrow, the schools need to be redistricted to relieve overcrowding in the eastern half of the county. I don't have any problem with redistricting. I am concerned with development that costs taxpayers too much money - development that doesn't contribute enough for adequate public facilities.

I like development. Once we get APFO fixed, we can open the gates to development again. But then, we'll have better funds to pay for roads, stormwater management, and schools.

Sincerely,

Jon Lemich
9568 Patchin Ct., Columbia MD 21045
Oakland Mills resident since 2009