

Introduced 2/1/16  
Public Hearing 2/16/16  
Council Action 3/7/16  
Executive Action \_\_\_\_\_  
Effective Date \_\_\_\_\_

## County Council Of Howard County, Maryland

2016 Legislative Session

Legislative Day No. 2

Bill No. 11 -2016

Introduced by: The Chairperson at the request of the County Executive

AN ACT reorganizing the Executive Branch of County Government pursuant to Section 403 of the Howard County Charter; removing the Office of Transportation within the Department of County Administration and transferring that function to the Department of Planning and Zoning; removing certain positions from the list of positions appointed by the Chief Administrative Officer, clarifying certain duties; making certain technical corrections; and generally relating to the Executive Branch of County Government.

Introduced and read first time February 1, 2016. Ordered posted and hearing scheduled.

By order Jessica Feldmark  
Jessica Feldmark, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on February 16, 2016.

By order Jessica Feldmark  
Jessica Feldmark, Administrator

This Bill was read the third time on March 7, 2016 and Passed       , Passed with amendments       , Failed        was withdrawn

By order Jessica Feldmark  
Jessica Feldmark, Administrator

Sealed with the County Seal and presented to the County Executive for approval this \_\_\_\_ day of \_\_\_\_\_, 2016 at \_\_\_\_ a.m./p.m.

By order \_\_\_\_\_  
Jessica Feldmark, Administrator

Approved/Vetoed by the County Executive \_\_\_\_\_, 2016

\_\_\_\_\_  
Allan H. Kittleman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; ~~Strike-out~~ indicates material deleted by amendment; Underlining indicates material added by amendment.

1 *Section 1. Be It Enacted by the County Council of Howard County, Maryland, that the*  
2 *Howard County Code is amended as follows:*

3 *By amending:*

4 *Title 1- Human Resources*

5 *Section 1.306 “Executive Exempt”*  
6 *paragraph (3) of subsection (b)*

7  
8 *By amending:*

9 *Title 6 – County Executive and the Executive Branch*

10 *Section 6.201 “Department of County Administration”*

11  
12 *By repealing:*

13 *Title 6 – County Executive and the Executive Branch*

14 *Section 6.408 “Office of Transportation”*

15  
16 *By renumbering:*

17 *Title 16 – Planning, Zoning and Subdivisions and Land Development Regulations*

18 *Section 16.801 “The Department of Planning and Zoning”*

19 *paragraph (13) of subsection (c) to be paragraph (14)*

20  
21 *By adding:*

22 *Title 16 – Planning, Zoning and Subdivisions and Land Development Regulations*

23 *Section 16.801 “The Department of Planning and Zoning”*

24 *Paragraph (13) to subsection (c)*

25  
26 *By amending:*

27 *Title 21 - Traffic Control and Transportation*

28 *Section 21.502 “Public Transportation Board”*

29 *Subsection (d)*

30  
31 *By amending Title 28 - Downtown Columbia*

1            *Section 28.107 “Duties”*

2

3

**Title 1. Human Resources**

4

**Subtitle 3. Pay Plan.**

5

6 **Section 1.306. Executive exempt.**

7 (b) *Appointing Authorities.* Appointing authorities for executive exempt employees are  
8 as provided in this subsection.

- 9            (3) *Chief Administrative Officer.* The Chief Administrative Officer, with the  
10 approval of the County Executive, is the appointing authority for the  
11 following positions:  
12            Administrative Assistant, serving as the Secretary to the Chief  
13            Administrative Officer;  
14            Administrator of the Office of Community Sustainability;  
15            [[Administrator of the Office of Transportation;]]  
16            Executive Assistant I, serving as the Assistant to the Chief Administrative  
17            Officer;  
18            Executive Assistant II, Assistant to the Chief Administrative Officer;  
19            Budget Administrator;  
20            Deputy Chief Administrative Officer;  
21            Human Services Manager I, serving as the Workforce Development  
22            Administrator;  
23            Human Resources Administrator;  
24            Human Services Manager II, serving as the Human Rights Administrator;  
25            Labor Relations Coordinator; and  
26            Public Information Administrator.

27

28            **Title 6. County Executive and the Executive Branch.**

29            **Subtitle 2. Administrative Departments and Offices.**

30

31 **Section 6.201. Department of County Administration.**

- 1 (a) *Department of County Administration*: There is a Department of County  
2 Administration. The qualifications of its director and the nature of its duties and  
3 responsibilities are set forth in subtitle 4, "Department of County Administration," of title  
4 6, "County Executive and the Executive Branch," of the Howard County Code.
- 5 (b) *Office of Budget*: There is an Office of Budget. The qualifications of its administrator  
6 and the nature of its duties and responsibilities are set forth in section 22.400A, "Office of  
7 Budget," of subtitle 4, "Budget Procedures," of title 22, "General Provisions, Penalties,  
8 etc.," of the Howard County Code.
- 9 (c) *Office of Human Rights*: There is an Office of Human Rights. The qualifications of  
10 its administrator and the nature of its duties and responsibilities are set forth in Subtitle 2,  
11 "Human Rights," of Title 12, "Health and Human Services," of the Howard County Code.
- 12 (d) *Office of Central Services*: There is an Office of Central Services. The qualifications  
13 of its administrator and the nature of its duties and responsibilities are set forth in Subtitle  
14 4, "Department of County Administration" of Title 6, "County Executive and the  
15 Executive Branch" of the Howard County Code.
- 16 (e) *Office of Human Resources*: There is an Office of Human Resources. The  
17 qualifications of its administrator and the nature of its duties and responsibilities are set  
18 forth in Subtitle 1, "Human Resources Administration" of Title 1 "Human Resources," of  
19 the Howard County Code.
- 20 (f) *Office of Public Information*: There is an Office of Public Information. The  
21 qualifications of its administrator and the nature of its duties and responsibilities are set  
22 forth in Subtitle 4, "Department of County Administration," of [this] Title-6, "County  
23 Executive and the Executive Branch," of the Howard County Code.
- 24 (g) *Office of Purchasing*: There is an Office of Purchasing. The qualifications of its  
25 administrator and the nature of its duties and responsibilities are set forth in Subtitle 4,  
26 "Department of County Administration," of [this] Title 6, "County Executive and the  
27 Executive Branch," of the Howard County Code.
- 28 (h) *Office of Community Sustainability*. There is an Office of Community  
29 Sustainability. The qualifications of its Administrator and the nature of its duties and  
30 responsibilities are set forth in Subtitle 4, "Department of County Administration" of this  
31 Title of the Howard County Code.

1 ~~[[i) *Office of Transportation.* There is an Office of Transportation. The qualifications of~~  
2 ~~its Administrator and the nature of its duties and responsibilities are set forth in Subtitle~~  
3 ~~4, “Department of County Administration” of this Title of the Howard County Code.]]~~

4 ~~(((j))i) *Office of Workforce Development.* There is an Office of Workforce Development.~~  
5 ~~The qualifications of its Administrator and the nature of its duties and responsibilities are~~  
6 ~~set forth in Subtitle 4, “Department of County Administration” of this Title of the~~  
7 ~~Howard County Code.~~

8

9 **Title 16. Planning, zoning and subdivisions and land development regulations.**

10 **Subtitle 8. Department of Planning and Zoning.**

11

12 **Section 16.801. The Department of Planning and Zoning.**

13 (c) *Duties and Responsibilities.* The Department of Planning and Zoning shall  
14 comprehensively plan for the growth and development of the County, including but not  
15 limited to the functions set forth in this subsection.

16 (13) *TRANSPORTATION.* THE DEPARTMENT OF PLANNING AND ZONING SHALL  
17 PROMOTE AND ENHANCE THE COUNTY’S TRANSPORTATION AND TRANSIT  
18 OPERATIONS BY PERFORMING THE FOLLOWING FUNCTIONS:

19 (I) COORDINATING THE ACQUISITION, MANAGEMENT, FUNDING, AND  
20 OPERATION OF TRANSIT SERVICES OF A MULTIJURISDICTIONAL  
21 TRANSPORTATION ENTITY;

22 (II) DEVELOPING AND MANAGING TRANSPORTATION ALTERNATIVES TO  
23 SINGLE OCCUPANCY VEHICLES;

24 (III) DEVELOPING AND INSTITUTING POLICIES AND PROCEDURES FOR  
25 TRANSPORTATION IN THE COUNTY AND REGION;

26 (IV) OVERSEEING AND PROVIDING SUPPORT FOR THE PUBLIC  
27 TRANSPORTATION BOARD;

28 (V) ESTABLISHING AND MAINTAINING OFFICIAL AND INFORMAL  
29 ASSOCIATIONS WITH VARIOUS FEDERAL, STATE, AND LOCAL  
30 OFFICIALS AND PROFESSIONALS TO FACILITATE AND PROMOTE THE  
31 COUNTY’S TRANSPORTATION GOALS AND OBJECTIVES; AND

1 (VI) REPRESENTING AND PROVIDING ADVICE TO THE COUNTY  
2 EXECUTIVE ON TRANSIT AND TRANSPORTATION ISSUES.

3 (14[[13]]) *Other duties and responsibilities.* The Director of Planning and Zoning  
4 may assign any administrative and/or supervisory duties and  
5 responsibilities to the Deputy Director of Planning and Zoning. The  
6 Department of Planning and Zoning is responsible for other functions  
7 prescribed by directive of the County Executive or by law.  
8

9 **Title 21. Traffic Control and Transportation.**

10 **Subtitle 5. Public Transportation.**

11  
12 **Section 21.502. Public Transportation Board.**

13 (d) *Executive Secretary.* The [[Transportation Coordinator or the Coordinator's]]  
14 DIRECTOR OF THE DEPARTMENT OF PLANNING AND ZONING OR THE DIRECTOR'S  
15 designee shall serve as Executive Secretary to the Board and shall attend all meetings.  
16

17 **Title 28. Downtown Columbia.**

18 **Subtitle 1. Downtown Columbia Partnership.**

19  
20 **Section 28.107. Duties.**

21 The Downtown Columbia Partnership shall:

- 22 (1) Fulfill the responsibilities assigned to it by the Downtown Columbia Plan,  
23 including the responsibilities assigned to it by the CEPPAS;
- 24 (2) Market the District as a vibrant, economically robust, and desirable place to live,  
25 work, and play;
- 26 (3) Beautify the District and maintain open spaces and amenity areas including the  
27 pathways required by CEPPA 12 and CEPPA 18;
- 28 (4) Contract with the Downtown Columbia Housing Foundation as described in this  
29 title to provide affordable housing assistance as an amenity within the District in  
30 accordance with the Downtown Columbia Plan, the Downtown CEPPA  
31 Implementation Chart and section 28.116 of this title;

- 1 (5) Utilize at least 50 percent of the revenue collected pursuant to CEPPA 25 for the  
2 implementation of transportation initiatives in the shuttle feasibility study or other  
3 direct transit services within the district;
- 4 (6) Facilitate the implementation of the community framework for environmental  
5 sustainability in accordance with the environmental sustainability program as  
6 described in the Downtown Columbia Plan;
- 7 (7) Coordinate with the Columbia Association, the County, property owners, and  
8 others for programming spaces that are intended for public use in the District;
- 9 (8) Promote and contract with the County [[Office of Transportation]] DEPARTMENT  
10 OF PLANNING AND ZONING to implement the Transportation Demand Management  
11 Plan in accordance with the Downtown Columbia Plan; and
- 12 (9) Promote public safety and provide security patrols.

13

14 ***Section 2. And Be It Further Enacted*** by the County Council of Howard County,  
15 *Maryland, that this Act shall become effective 61 days after its enactment.*

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on \_\_\_\_\_, 2016.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on \_\_\_\_\_, 2016.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on \_\_\_\_\_, 2016.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on \_\_\_\_\_, 2016.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on \_\_\_\_\_, 2016.

\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on March 7, 2016.

  
\_\_\_\_\_  
Jessica Feldmark, Administrator to the County Council