



# Howard County Council

George Howard Building  
3430 Court House Drive  
Ellicott City, Maryland 21043-4392

## COUNCILMEMBERS

Calvin Ball, Chairperson  
District 2  
Jon Weinstein, Vice Chairperson  
District 1  
Jennifer Terrasa  
District 3  
Mary Kay Sigaty  
District 4  
Greg Fox  
District 5

Agenda  
Legislative Session  
Wednesday, November 9, 2016  
Banneker Room  
George Howard Building, 3430 Court House Drive, Ellicott City, MD  
7:00 p.m

### Legislative Session

Day # 18

### Final Consideration

#### Consent Agenda

Council Resolution 116-2016 – A RESOLUTION confirming the appointment of Edward Coleman to the Planning Board.

Council Resolution 117-2016 – A RESOLUTION confirming the appointment of James Gregory Jolissaint to the Howard County Commission for Veterans and Military Families.

Council Resolution 118-2016 – A RESOLUTION confirming the appointment of Robert Lowell to the Howard County Commission for Veterans and Military Families.

Council Resolution 119-2016 – A RESOLUTION confirming the appointment of Robert Moore to the Howard County Commission for Veterans and Military Families.

Council Resolution 120-2016 – A RESOLUTION confirming the appointment of Craig Porterfield to the Howard County Commission for Veterans and Military Families

Council Resolution 121-2016 – A RESOLUTION confirming the appointment of Gene Ryan to the Alcoholic Beverage Hearing Board.

Council Resolution 122-2016 – A RESOLUTION confirming the appointment of Ronnie Sanderson to the Advisory Board on Consumer Protection.

Council Resolution 123-2016 – A RESOLUTION confirming the appointment of Christopher Williams to the Howard County Commission for Veterans and Military Families.

Council Resolution 124-2016 – A RESOLUTION confirming the appointment of Victoria Airapetian to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 125-2016 – A RESOLUTION confirming the appointment of Bessie Bordenave to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 126-2016 – A RESOLUTION confirming the appointment of Maryam Elhabashy to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 127-2016 – A RESOLUTION confirming the appointment of Sonja Hamada to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 130-2016 – A RESOLUTION confirming the appointment of Bert J. Hash, Jr. to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 131-2016 – A RESOLUTION confirming the appointment of Jonah Hornum to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 132-2016 – A RESOLUTION confirming the appointment of Helaine Jeffers to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 133-2016 – A RESOLUTION confirming the appointment of Roberta Kelly to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 135-2016 – A RESOLUTION confirming the appointment of Namrata Nagarajan to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 136-2016 – A RESOLUTION confirming the appointment of Patricia Thorne to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 137-2016 – A RESOLUTION confirming the appointment of Kurt Wall to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 138-2016 – A RESOLUTION confirming the appointment of Tracey L. Williams to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 139-2016 – A RESOLUTION confirming the appointment of William Alexion to the Commission for Transitioning Students with Disabilities.

Council Resolution 140-2016 – A RESOLUTION confirming the appointment of Robert Baynard to the Commission for Transitioning Students with Disabilities.

Council Resolution 141-2016 – A RESOLUTION confirming the appointment of Elizabeth Benevides to the Commission for Transitioning Students with Disabilities.

Council Resolution 142-2016 – A RESOLUTION confirming the appointment of Patrick Boxall to the Commission for Transitioning Students with Disabilities.

Council Resolution 143-2016 – A RESOLUTION confirming the appointment of Katie Collins-Ihrke to the Commission for Transitioning Students with Disabilities.

Council Resolution 144-2016 – A RESOLUTION confirming the appointment of Chris Glover to the Commission for Transitioning Students with Disabilities.

Council Resolution 145-2016 – A RESOLUTION confirming the appointment of Ananta Hejeebu to the Commission for Transitioning Students with Disabilities.

Council Resolution 146-2016 – A RESOLUTION confirming the appointment of Colette Jackson to the Commission for Transitioning Students with Disabilities.

Council Resolution 147-2016 – A RESOLUTION confirming the appointment of Kathy Land to the Commission for Transitioning Students with Disabilities.

Council Resolution 149-2016 – A RESOLUTION confirming the appointment of Cindy Parr to the Commission for Transitioning Students with Disabilities.

Council Resolution 150-2016 – A RESOLUTION confirming the appointment of Dana Shourbaji to the Commission for Transitioning Students with Disabilities.

Council Resolution 151-2016 – A RESOLUTION confirming the reappointment of J. Michael Bennett to the Cemetery Preservation Advisory Board.

Council Resolution 152-2016 – A RESOLUTION confirming the reappointment of Michael Couch to the Board to Promote Self-Sufficiency.

Council Resolution 153-2016 – A RESOLUTION confirming the reappointment of Ankur Dalal to the Board of Library Trustees.

Council Resolution 154-2016 – A RESOLUTION confirming the reappointment of Joan Driessen to the Board to Promote Self-Sufficiency.

Council Resolution 155-2016 – A RESOLUTION confirming the reappointment of Lisa L. Jablonover to the Board to Promote Self-Sufficiency.

Council Resolution 156-2016 – A RESOLUTION confirming the reappointment of Elizabeth Anne Larney to the Cemetery Preservation Advisory Board.

Council Resolution 157-2016 – A RESOLUTION confirming the reappointment of Sujit Mishra to the Howard County Design Advisory Panel.

Council Resolution 158-2016 – A RESOLUTION confirming the reappointment of Louise B. Riemer to the Board of Library Trustees.

Council Resolution 159-2016 – A RESOLUTION approving a list of Howard County residents to be sent to the Governor, in accordance with State law, so that the Governor may choose one of the residents from the list to fill a vacancy on the Property Tax Assessment Appeal Board.

Council Resolution 162-2016 – A RESOLUTION confirming the appointment of Andra Cain to the Board to Promote Self-Sufficiency.

### Appointments

Council Resolution 129-2016 – A RESOLUTION confirming the appointment of Yetta Harper to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 128-2016 – A RESOLUTION confirming the appointment of Caroline Harper to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 134-2016 – A RESOLUTION confirming the appointment of Rev. Rodney T. Morton to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 148-2016 – A RESOLUTION confirming the appointment of Mary Manzoni to the Commission for Transitioning Students with Disabilities.

### General

Council Resolution 160-2016 – A RESOLUTION pursuant to Section 5-301 of the Education Article of the Annotated Code of Maryland, approving the Howard County Board of Education's Capital Budget Request for Fiscal Year 2018 and Capital Improvement Program Request for Fiscal Years 2019-2023 for the purpose of submission to the Interagency Committee on School Construction.

Council Bill 66-2016 – Introduced by: Calvin Ball and Co-sponsored by Jon Weinstein; AN ACT establishing a tax credit against the County property tax imposed on residential real property that has suffered flood damage or sewage damage caused by flood conditions under certain circumstances; establishing the amount, terms, conditions, and duration of the credit; providing for an application procedure and administration of the credit; and generally relating to property tax credits.

Council Bill 67-2016 – AN ACT providing that certain minor alterations are exempt from the Historic Preservation Commission certificate of approval requirement; defining certain terms; clarifying that there shall be an Executive Secretary of the Historic Preservation Commission; adding that certain landscape features are eligible property for reasons of qualifying for certain tax credits; making certain technical corrections; generally related to Historic Preservation in Howard County; and making this Act an Emergency Bill.

Council Bill 68-2016 – AN ACT amending the duties and responsibilities of the Agricultural Land Preservation Board; and generally relating to the Agricultural Land Preservation Board.

Council Bill 69-2016 – AN ACT providing that the ad valorem charge may be a source of funds for water and sewer capital projects; making certain technical corrections, and generally relating to the ad valorem charge.

Council Resolution 161-2016 – A RESOLUTION amending the Food Service Facilities Regulations; defining certain terms; amending certain definitions; amending certain temperature requirements; amending certain provisions that relate to shellfish and crab meat, eggs and egg products, food protection, food preparation, food storage, and lighting; adding requirements for food preparation-cooking; requiring certain consumer advisories; requiring a Hazard Analysis Critical Control Point Plan; amending provisions related to facilities on certain types of water systems; making certain technical corrections; and generally related to food service facilities regulations in Howard County.

## Tabled

Council Bill 65-2016 – Introduced by: Jon Weinstein; AN ACT temporarily prohibiting issuance of certain permits for certain development within a specified area of Howard County; finding that development in the Tiber-Hudson Watershed may be a contributing factor to flooding in Historic Ellicott City and thus may be a threat to the public health, safety and welfare; requesting the Department of Planning Zoning and other County agencies to study and report certain matters and make recommendations regarding such matters; providing that the purposes of this Act are to provide the Department of Planning and Zoning and other County agencies with time to study whether development in the specified area needs to be further restricted or modified and to make recommendations for improvement, and to give the County Council time to act on the recommendations; defining certain terms; providing certain exemptions from the Act; establishing certain processes on the development review and permitting processes; providing that this Act shall be abrogated and of no further force and effect after a certain period; and generally relating to land use, permitting activities, storm water management, drainage and flood mitigation. (tabled 10/05/16)

Council Bill 43-2016 – Introduced by Jennifer Terrasa; AN ACT amending the Downtown Columbia Plan to establish an Affordable Housing Inclusionary Zoning provision for Downtown Columbia, under certain conditions; amending certain Community Enhancements, Programs, and Public Amenities (CEPPAs) requirements regarding affordable housing; and generally relating to planning, zoning and land use in Howard County. (tabled 7/29/16)

Council Bill 44-2016 (ZRA 162) – Introduced by Jennifer Terrasa; AN ACT amending the Howard County Zoning Regulations' New Town (NT) District Downtown Revitalization regulations to include a 15 percent Affordable Housing Inclusionary Zoning provision for Downtown Columbia, under certain conditions; and generally relating to the NT District. (tabled 7/29/16)

Council Bill 45-2016 – Introduced by Jennifer Terrasa; AN ACT amending the Howard County Code's Downtown Columbia provisions regarding affordable housing payments required by Community Enhancements, Programs, and Public Amenities (CEPPAs) to reflect an inclusionary zoning provision for Downtown Columbia; and generally relating to affordable housing in Downtown Columbia. (tabled 7/29/16)

Council Bill 52-2016 – AN ACT amending the *Downtown Columbia Plan*, a General Plan Amendment, to revise the Downtown Columbia affordable housing program; setting forth methods for the development of affordable housing; revising the Downtown Revitalization Phasing Progression to reflect the timing of affordable housing development; amending certain Community Enhancements, Programs and Public Amenities to reflect the methods for the development of affordable housing; and generally relating to planning, zoning and land use in Howard County. (tabled 7/29/16)

Council Bill 53-2016 – AN ACT amending *PlanHoward 2030*, the general plan for Howard County, in order to amend the number of housing unit allocations available to developers of new residential units in Downtown Columbia for the period 2015 - 2030; and generally relating to planning, zoning and land use in Howard County. (tabled 7/29/16)

Council Bill 54-2016 (ZRA 170) – AN ACT requiring a new configuration of affordable housing in Downtown Columbia under certain conditions with certain alternatives; amending and providing for certain parking requirements related to residential units in Downtown Columbia; providing certain requirements for certain plans; requiring that certain types of construction provide for art in the community; and generally relating to the Howard County Zoning Regulations. (tabled 7/29/16)

Council Bill 55-2016 – AN ACT amending the County Code by clarifying that certain moderate income housing units are provided in certain Zoning Districts as required by the Howard County Zoning Regulations or when required by certain plans; exempting Downtown Columbia from a certain provision of the Adequate Public Facilities Ordinance; amending certain payments for affordable housing required by each developer of residential property within Downtown Columbia under certain conditions; and generally relating to development in Downtown Columbia. (tabled 7/29/16)

Council Resolution 103-2016 – A RESOLUTION approving and authorizing the execution of a Development Rights and Responsibilities Agreement by Howard Research And Development Corporation and Howard County in accordance with Title 16, Subtitle 17 of the Howard County Code; authorizing the Executive to make changes to the Agreement, under certain conditions; authorizing the County Executive to execute the Agreement; providing for the effective date of this Resolution, and generally relating to the Agreement. (tabled 7/29/16)

Council Resolution 104-2016 – A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive’s sale of certain real property known as the “Flier Building” owned by Howard County, Maryland, containing approximately 2.159 acres, and located at 10750 Little Patuxent Parkway, Maryland; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code; and providing that the County Executive is not bound to sell the property if he finds that it may have a further public use. (tabled 7/29/16)

Council Resolution 105-2016 – A RESOLUTION adopted pursuant to Sections 12-201 et seq. of the Economic Development Article of the Annotated Code of Maryland (the “Tax Increment Financing Act”) and Sections 21-501 et seq. of the Local Government Article of the Annotated Code of Maryland (the “Special Taxing District Act”, and collectively with the Tax Increment Financing Act, the “Acts”) providing for the designation of contiguous property in the downtown Columbia area of Howard County as a development district for purposes of the Tax Increment Financing Act (the “Development District”) and for the designation of a separate area within the development district as a special taxing district for the purposes of the Special Taxing District Act (the “Special Taxing District”, and collectively with the Development District, the “Districts”); creating certain special funds pursuant to the Acts; providing for the deposit and use of moneys in such special funds; pledging that the County will allocate and divide property taxes on real property within the Development District so that the portion of the real property taxes levied on the amount by which the assessable base of the real property in the Development District exceeds the original taxable value (the “Tax Increment”) will be allocated and paid into one of the special funds, and providing for the levy and collection of special taxes or ad valorem taxes to be deposited to the other special fund in the event the real property taxes levied on the Tax Increment are or will be insufficient to pay debt service on certain bonds issued under the Acts; and providing for, finding, and determining matters in connection therewith. (tabled 7/29/16)

Council Bill 56-2016 – AN ORDINANCE levying and providing for the collection of a special tax on property within the special taxing district in the downtown Columbia area of Howard County, Maryland known as the “Crescent Special Taxing District” (the “Special Taxing District”) pursuant to the Rate and Method identified herein and for various matters relating thereto; authorizing and empowering the County to issue up to \$90,000,000 of its special obligation bonds at a maximum interest rate not to exceed 12% per annum in order to finance or reimburse the cost of certain public improvements relating to the Special Taxing District and the Development District (as defined herein) and other costs permitted under the Acts (as identified herein); providing that such bonds and the interest thereon shall never constitute a general obligation of the County or a pledge of its full faith and credit; providing for the further specification, prescription, determination, provision

for or approval of various other matters, details, documents and procedures in connection with the authorization, issuance, security, sale and payment for any such bonds; making certain legislative findings; and generally providing for the levy, imposition, collection and application of such special tax and the issuance of an initial series of bonds in accordance with the Acts identified herein.  
(tabled 7/29/16)

Visit the Council's website (<http://cc.howardcountymd.gov>) to view legislation, send written testimony, and sign-up electronically to testify at public hearings.

Persons needing accommodations to fully participate in the meeting, please contact the Council Office, 410-313-2001.