



Howard County Council

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

COUNCILMEMBERS

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

Agenda

Legislative Session
Monday, March 6, 2017
Banneker Room
George Howard Building, 3430 Court House Drive, Ellicott City, MD
7:00 p.m

Legislative Session

Day # 5

Approve Journal -

February 6, 2017
February 15, 2017 – Emergency Session
February 21, 2017 – Emergency Session

Approve Minutes –

February 13, 2017 – Monthly Meeting
February 21, 2017 – Special Public Hearing
February 21, 2017 – Legislative Public Hearing
February 27, 2017 – Legislative Work Session

Introduction of Legislation

The following legislation is introduced by the Chairperson at the request of the County Executive unless otherwise noted:

Appointments

Council Resolution 29-2017 - A RESOLUTION confirming the appointment of Erica B. Byrne to the Howard County Local Children's Board.

Council Resolution 30-2017 – A RESOLUTION confirming the appointment of Brian M. Dillard to the Public Transportation Board.

Council Resolution 31-2017 – A RESOLUTION confirming the appointment of Ayesha Bajwa Holmes to the Board to Promote Self-Sufficiency.

Council Resolution 32-2017 – A RESOLUTION confirming the reappointment of Caroline Harper to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 33-2017 - A RESOLUTION confirming the reappointment of Jonah Hornum to the Martin Luther King, Jr. Holiday Commission.

General

SAO3-FY2017 – AN ACT transferring \$600,000 from the Grants Fund, Contingency Reserve to the Department of Public Works for a grant to assist in improving enhanced nutrient removal performance levels.

TAO3-FY2017 – AN ACT transferring a total of \$3,445,000 to Capital Project C0309, Land Acquisition Contingency Reserve, from various capital projects in the Fiscal Year 2017 Capital Budget including C0351, Harriet Tubman Remediation, C0352, Site Acquisition for School Sites, and F5973, Logistics Facility.

Council Bill 18-2017 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money an additional aggregate principal amount of up to \$945,000 on its full faith and credit, and issue and sell its bonds therefor, to be used to pay costs of various capital projects, more particularly described in the County's 2017 Capital Budget, and to pay costs of issuance of such bonds; authorizing the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 19-2017 – AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 20.56 acres of agricultural land located at 1401 Woodbine Road, Woodbine, Howard County, Maryland, from Sharon Sachs or any other owner thereof for a maximum purchase price of \$536,500.00 or, if less, not more than \$26,093.60 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.

Council Resolution 34-2017 – A RESOLUTION endorsing the provision of financing by the State Department of Commerce for two economic development projects in Howard County and certifying that the projects are consistent with the County's plan for economic development.

Council Bill 20-2017 - AN ACT amending the qualifications of the Administrator of the Office of Transportation; amending the duties of the Office of Transportation; amending the general powers and duties of members of the Public Transportation Board; adding the Office of Transportation to agencies serving on the Subdivision Review Committee; and generally relating to the Office of Transportation.

Council Bill 21-2017 – Introduced by: Chairperson at the request of the County executive and Cosponsored by Jon Weinstein; AN ACT repealing certain County licenses and inspections related

to massage; defining certain terms; allowing certain entry into massage establishments; authorizing the right to request certain authorization; providing for certain penalties; and generally relating to massage establishments in Howard County.

Council Bill 22-2017 (ZRA-175) – AN ACT exempting farms in the Rural Conservation Zoning District and farms 20 acres or larger in the Rural Residential Zoning District from Animal Shelter and Riding Academy and Stable setback requirements from dwellings on future new residential lots; and generally relating to the Howard County Zoning Regulations

Final Consideration

Consent Agenda

Council Resolution 22-2017 – A RESOLUTION confirming the reappointment of Mickey Day to the Agricultural Land Preservation Board.

Council Resolution 23-2017 – A RESOLUTION confirming the reappointment of Elaine R. Ritchey to the Animal Matters Hearing Board.

Council Resolution 24-2017 – A RESOLUTION confirming the reappointment of Paula M. Schultz to the Animal Matters Hearing Board.

Appointments

Council Resolution 18-2017 – A RESOLUTION confirming the appointment of Jessica Obiageli Epps to the Commission for Women.

Council Resolution 19-2017 – 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 20-2017 – A RESOLUTION confirming the appointment of Kimberly Salazar to the Board to Promote Self-Sufficiency.

Council Resolution 21-2017 – A RESOLUTION confirming the appointment of Jean Xu to the Public Ethics Commission.

General

SAO2-FY2017 - AN ACT transferring \$600,000 from the Grants Fund, Contingency Reserve to the Department of Planning and Zoning for the Strategic Demolition Fund Grant and the Façade Improvement Program Grant, both to be awarded from the Maryland Department of Housing and Community Development; and amending the General Fund total for the Department of Planning

and Zoning in order to have sufficient spending authority to fund a General Fund match requirement for the Strategic Demolition Fund Grant.

Council Bill 10-2017 – AN ACT amending the Annual Budget and Appropriation Ordinance for Fiscal Year 2017 in order to correct certain Department of Housing and Community Development funds that were mistakenly appropriated to the Grants Fund instead of the Program Revenue Fund; to correct certain Department of Planning and Zoning debt service appropriation in the Agricultural Land Preservation Fund mistakenly reduced by certain revenue sources; to increase the Water and Sewer Grants Fund appropriation in the Department of Public Works in order to have sufficient spending authority for an unanticipated grant received by the County; to reduce the Grants Fund for the Department of Housing and Community Development by \$550,000 and amend the total Grants Fund accordingly; to add a total of \$550,000 to the Program Revenue Fund of the Department of Housing and Community Development and amend the total Program Revenue Fund accordingly; to add a total of \$6,608,200 to the Agricultural Land Preservation Fund for the Department of Planning and Zoning and amend the total Agricultural Land Preservation Fund accordingly; and generally relating to the Annual Budget and Appropriation Ordinance for Fiscal Year 2017.

Council Bill 11-2017 – AN ACT pursuant to Section 612 of the Howard County Charter, approving a Multi-Year Tax-Exempt Lease/Purchase Agreement between Howard County and SunTrust Equipment Finance & Leasing Corp. for financing the acquisition of seven new buses to be used as part of the Regional Transit Agency's fixed-route fleet; authorizing the Executive to make changes to the Agreement, under certain conditions; authorizing the County Executive to execute the Agreement; and generally relating to the Agreement.

Council Bill 12-2017 – AN ACT pursuant to Section 612 of the Howard County Charter, approving a Multi-Year Lease Agreement between the County and KSM Timbers, LLC, for the operation and maintenance of the Timbers at Troy Golf Course; authorizing the Executive to make changes to the Agreement, under certain conditions; authorizing the County Executive to execute the Agreement; and generally relating to the Agreement.

Council Bill 13-2017 – AN ACT pursuant to Section 612 of the Howard County Charter, approving a Seventh Amendment and Renewal of Lease between Howard County, Maryland and Symphony Woods, LLC, for the lease of approximately 1,653 square feet of space located at 5950 Symphony Woods Drive, Columbia, Maryland during a multi-year renewal term; authorizing the Executive to make changes to the Amendment, under certain conditions; authorizing the County Executive to execute the Amendment; and generally relating to the Amendment.

Council Bill 14-2017 – AN ACT pursuant to Section 612 of the Howard County Charter, approving a Planned and Scheduled Maintenance Agreement between Nixon Power Services, LLC d/b/a Nixon Energy Solutions and Howard County, Maryland that requires certain indemnification in future fiscal years.

Council Resolution 25-2017 – A RESOLUTION declaring that a total of approximately 7,930 square feet of real property owned by Howard County, Maryland known as a portion of Governors Run Open Space Lot 130 is no longer needed for a public purpose in exchange for the conveyance to the County of 13,000 square feet of land to be designated as Open Space; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the property to the owner of the adjacent property; and providing that the County Executive is not bound to convey the property if he finds that the land may have a further public use.

Council Resolution 26-2017 – A RESOLUTION pursuant to Section 4.201(a) of the Howard County Code, declaring that a portion of a 20-foot Water Easement and a 20-foot Sewer Easement,

comprising a total of approximately 0.2773 acres, is no longer needed by Howard County, Maryland for public purposes; authorizing the County Executive to terminate the property interest, vesting title to the underlying property owner, the Howard County Housing Commission; 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 abandon such portion of the easement if he finds that such portion of the easement may have a further public use.

Council Resolution 27-2017 – A RESOLUTION indicating support by both the County Council and County Executive for a project to finance and construct a new courthouse.

Council Bill 15-2017 – Introduced by the Chairperson at the request of the County Executive and cosponsored by Greg Fox; AN ACT further stating the purpose of the Howard County Right-To-Farm Act; recommending certain legal fees under certain conditions; and generally related to the Howard county Right-To-Farm Act.

Council Bill 16-2017 – Introduced by the Chairperson at the request of the County Executive and cosponsored by Greg Fox; AN ACT amending PlanHoward 2030, the general plan for Howard County, in order to amend Growth Tiers, as required by the Maryland Sustainable Growth and Agricultural Preservation Act of 2012; revising certain maps to reflect changes in Growth Tiers; amending text to describe Growth Tiers; and generally relating to planning, zoning and land use in Howard County.

Vetoed

Council Bill 9-2017 – Introduced by Calvin Ball and Jennifer Terrasa; AN ACT providing that certain individuals shall take, or refrain from taking, specified actions with respect to the immigration status of specified individuals; prohibiting certain discrimination based on citizenship status; requiring that certain information related to citizenship status be kept confidential; providing a procedure whenever specified provisions may be preempted by other law; requiring specified officials to take actions under certain circumstances; and generally relating to human rights in Howard County.

Tabled

Council Resolution 2-2017 - A RESOLUTION confirming the appointment of Kenneth M. Barnes to the Pension Oversight Commission. (tabled 2/6/17)

Council Resolution 7-2017 – A RESOLUTION confirming the appointment of Leslie P. Salgado-Tamayo to the Martin Luther King, Jr. Holiday Commission. (tabled 2/6/17)

Council Resolution 1-2017 – Introduced by the Chairperson at the request of Windsor Forest Fox Chasing HOA, Inc. and Gaither Hunt Homeowners Association, Inc.; A RESOLUTION to close all of Winter Thicket Road, as shown in Exhibits A and B, in accordance with Section 18.204 of the Howard County Code. (tabled 2/6/17)

Council Resolution 171-2016 – A RESOLUTION confirming the appointment of John F. Tenerowicz to the Board to Promote Self-Sufficiency. (tabled 12/05/16)

Council Resolution 179-2016 – Introduced by Calvin Ball and Jennifer Terrasa; A RESOLUTION calling on the Maryland State Department of Education to contract for a performance audit of the Howard County Public School System and specifying the issues requested to be studied. (tabled 12/05/16)

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)

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.