



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

Minutes (Approved)
Legislative Public Hearing
February 21, 2016, 7:00 p.m.
Banneker Room

Members Present: Jon Weinstein, Council Chairperson; Calvin Ball, Vice Chairperson; Greg Fox, Council Member (by phone); Mary Kay Sigaty, Council Member; and Jennifer Terrasa, Council Member.

Staff Present: Jessica Feldmark, Administrator; Jennifer Sager, Administration; Jeff Meyers, Legislative Analyst; Gary Kuc, County Solicitor; and Rebecca Gold, Administrative Support.

- I. Call to Order at 7:50 p.m.
- II. Pledge of Allegiance led by Calvin Ball, Vice Chairperson
- III. Allow the reading of bills by short title.

Jon Weinstein, Chairperson moved to approve to allow the reading of bills by short title, seconded by Calvin Ball, Vice Chairperson.

The motion carried as follows

AYES: Jon Weinstein, Chairperson; Calvin Ball, Vice Chairperson; Greg Fox, Council Member; Mary Kay Sigaty, Council Member; and Jennifer Terrasa, Council Member

IV. Legislative Public Hearing

A. Appointments

1. Council Resolution 18-2017– A RESOLUTION confirming the appointment of Jessica Obiageli Epps to the Commission for Women.
 - a. Jessica Obiageli Epps- 7138 Water Oak Road, Elkridge MD 21075

2. 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.
 - a. Richard Meyer- 9216 Dunloggin Road, Ellicott City, MD 21042

3. Council Resolution 20-2017– A RESOLUTION confirming the appointment of Kimberly Salazar to the Board to Promote Self-Sufficiency.
 - a. Kimberly A. Salazar- 5355 Kerger Road, Ellicott City, MD 21043

4. Council Resolution 21-2017– A RESOLUTION confirming the appointment of Jean Xu to the Public Ethics Commission.
 - a. Jean Xu- 5319 Ambrosia Drive, Ellicott City, MD 21043

5. Council Resolution 2-2017- A RESOLUTION confirming the appointment of Kenneth M. Barnes to the Pension Oversight Commission. (tabled 2/6/17)
 - a. Kenneth M. Barnes- 924 High Stepper Trail, Sykesville, MD 21784

6. 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)
 - a. Leslie Salgado Tamayo- 6336 Sandchain Road, Columbia, MD 21045

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

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

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

B. General

1. 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.
 - a. Amy Gowan- Department of Planning and Zoning
2. 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.
 - a. Holly Sun- Budget Director
 - b. Matthew McNey- 9252 Stream View Lane, Laurel, MD 20723
3. 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.

- a. Kathleen Donodeo- Planning Manager with Office of Transportation
- b. Hector Garcia- Public Transportation Board

4. 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.

5. 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.

- a. Jim Irvin- Director of Department of Public Works

6. 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.

- a. Jim Irvin- Director of Department of Public Works

7. 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.

- a. John Byrd- Director of Recreation and Parks
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8. 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.
 - a. Jim Irvin- Director of Department of Public Works
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9. 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.
 - a. Jim Irvin- Director of Department of Public Works
 - b. Honorable Lenore Gelfman- Circuit Court of Howard County
 - c. Honorable William Tucker- Circuit Court of Howard County
 - d. Byron MacFarlane- Register of Wills for Howard County
 - e. Wayne Robey- Clerk of the Circuit Court of Howard County
 - f. Bill McMahan- Sheriff
 - g. Gary Gardner- Chief of Police
 - h. John Butler- Fire and Rescue
 - i. Karen Butler- Howard County Department of Social Services
 - j. Larry Twele- CEO of Howard County Economic Development Authority
 - k. Kim Oldham- Howard County State’s Attorney’s Office
 - l. Holly Sun- Budget Director
 - m. Andrea LeWinter- Howard County Women’s Bar Association
 - n. Jennifer Pollitt Hill- Executive Director of HopeWorks Howard County
 - o. Paul Skalny- 4312 Buckskin Wood Drive, Ellicott City, MD 21042
 - p. Kelcie Longaker- President of Howard County Bar Association, Inc.
 - q. Carol Ann Smith- President of The Waring-Mitchell Law Society
 - r. Carol Hanson- Public Defender for Howard County
 - s. Alan Fishbein- 10765 McGregor Drive, Columbia, MD 21044
 - t. Kevin Kelehan- 6237 Hidden Clearing, Columbia, MD 21045

- u. Karen Amos- HCBA Family Law Committee
 - v. E. Josephine Nippard- Attorney at 3701 Court House Drive
 - w. Joel Hurewitz
 - x. Matthew McNey- 9252 Stream View Lane, Laurel, MD 20723
 - y. Bernard Noppinger- 8638 North Bali Court, Ellicott City, MD 21043
10. 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.
- a. James Zoller- Agriculture Coordinator at the Office of Community Sustainability
 - b. Theodore Mariani- 16449 Ed Warfield Road, Woodbine, MD 21797
 - c. Howie Feaga- President of Howard County Farm Bureau at 3807 Walt Ann Drive, Ellicott City, MD 21042
 - d. Mark Mullinix- 13900 Howard Road, Dayton, MD 21036
 - e. Keith Ohlinger- 2790 Florence Road, Woodbine, MD 21797
 - f. Ricky Bauer- 13817 Howard Road, Dayton, MD 21036
 - g. David Yungmann- 14750 Addison Way, Woodbine, MD 21797
 - h. Barbara Spence- 2825 Florence Road, Woodbine, MD 21797
 - i. Brenda Stewart
 - j. Wade Gallagher- 3366 Jennings Chapel Road, Woodbine, MD 21797
 - k. Alan Schneider- 12598 Clarksville Pike, Clarksville, MD 21029
11. 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.
- a. Amy Gowan- Department of Planning and Zoning
 - b. Kurt Schwarz- MD Ornithological Society at 9045 Dunloggin Court, Ellicott City, 21042
 - c. Benjamin Alexandro- Maryland League of Conservation Voters at 30 West Street, Annapolis, MD 21401
 - d. Theodore Mariani- 16449 Ed Warfield Road, Woodbine, MD 21797
 - e. John Zirschky- 4888 Castlebridge Road, Ellicott City, MD 21042
 - f. Natalie Ziegler- 4288 Manor Lane, Ellicott City, MD 21042

- g. Erik Fisher- Certified Planner at Chesapeake Bay Foundation
- h. Howie Feaga- 3807 Walt Ann Drive, Ellicott City, MD 21042
- i. Jamie Brown- Howard County Farm Bureau at 15155 Triadelphia Mill Road, Glenelg, MD 21737
- j. Mark Mullinix- 13900 Howard Road, Dayton, MD 21036
- k. Keith Ohlinger- 2790 Florence Road, Woodbine, MD 21797
- l. Ann Jones- 2921 Greenway Drive, Ellicott City, MD 21042
- m. Blair Hill- 15700 Frederick Road, Woodbine, MD 21797
- n. Ricky Bauer- 13817 Howard Road, Dayton, MD 21036
- o. Kimberly Brandt- 1,000 Friends of Maryland in Baltimore, MD
- p. Emily Ranson- 9614 Sparrow Court, Ellicott City, MD 21042
- q. David Yungmann- 14750 Addison Way, Woodbine, MD 21797
- r. Barbara Spence- 2825 Florence Road, Woodbine, MD 21797
- s. Tiege Carroll- 222 East 71st Street, New York City, NY 10021
- t. Alan Schneider- Sierra Club at 12598 Clarksville Pike, Clarksville, MD 21029
- u. Bernard Noppinger- 8638 North Bali Court, Ellicott City, MD 21043
- v. Jamie Brown- 15155 Triadelphia Mill Road, Glenelg, MD 21737
- w. Jeremy Rutter- 1720 Saint Michaels Road, Woodbine, MD 21797

C. Tabled

1. Council Resolution 2-2017 - A RESOLUTION confirming the appointment of Kenneth M. Barnes to the Pension Oversight Commission. (tabled 2/6/17)
2. 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)
3. 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)
4. Council Resolution 171-2016 – A RESOLUTION confirming the appointment of John F. Tenerowicz to the Board to Promote Self-Sufficiency. (tabled 12/05/16)

5. 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)

6. 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)

IX. Adjourned at 12:05 a.m. on Wednesday, February 22, 2017