

**COUNTY COUNCIL
OF
HOWARD COUNTY, MARYLAND**

2017 Legislative Session

Legislative Day No. 9

June 5, 2017

HOWARD COUNTY TO WIT:

The Chairperson called the legislative session to order at **7:03** p.m.

Chairperson Jon Weinstein, Vice Chairperson Calvin Ball, Council Member Greg Fox, Council Member Mary Kay Sigaty, and Council Member Jennifer Terrasa were present.

Jessica Feldmark, Administrator to the County Council; Craig Glendenning, County Auditor; Theo Wimberly, Legislative Analyst; Gary Kuc, County Solicitor; John Gwynn, Attorney; Jennifer Sager, Legislative Coordinator; and Jennifer Egan Administrative Support were also present.

APPROVE JOURNALS AND MINUTES

The Chairperson moved to approve the Journals for Legislative Day No. 8, May 1, 2017 and Special Legislative Session to Adopt the Budget - May 24, 2017. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve the journals passed.

The Chairperson moved to approve the minutes for the Constant Yield Hearing – May 1, 2017, Budget Work Session – May 4, 2017, Budget Work Session – May 9, 2017, Budget Work Session – May 12, 2017, Budget Public Hearing – May 12, 2017, Special Meeting – May 16, 2017, Closed Meeting – May 16, 2017, Budget Work Session – May 16, 2017, Budget Work Session – May 19, 2017 and Legislative Work Session – May 23, 2017. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve the minutes passed.

The Chairperson moved to approve the minutes for the Budget Public Hearing – May 2, 2017. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Ball, Sigaty, Terrasa and Weinstein. Abstain: Council Member Fox.

The motion to approve the minutes passed.

The Chairperson moved to approve the minutes for the Legislative Public Hearing – May 15, 2017. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Ball, Fox, Sigaty and Weinstein. Abstain: Council Member Terrasa.

The motion to approve the minutes passed.

INTRODUCTION OF LEGISLATION

Council Resolution 100-2017 - A RESOLUTION confirming the appointment of Kathleen Hetherington to the Board of Directors of the Economic Development Authority.

Council Resolution 101-2017 - A RESOLUTION confirming the appointment of Kashonna Holland to the Board to Promote Self-Sufficiency.

Council Resolution 102-2017 - A RESOLUTION confirming the appointment of Tyrone P. Jones, IV to the Board of Social Services.

Council Resolution 103-2017 - A RESOLUTION confirming the appointment of Richard Lombardo to the Board of Directors of the Economic Development Authority.

Council Resolution 104-2017 - A RESOLUTION confirming the appointment of Kevin McAliley to the Planning Board.

Council Resolution 105-2017 - A RESOLUTION confirming the appointment of Grace Morris to the Housing and Community Development Board.

Council Resolution 106-2017 - A RESOLUTION confirming the appointment of Clara Scholz to the Commission for Transitioning Students with Disabilities.

Council Resolution 107-2017 - A RESOLUTION confirming the appointment of Michael Sloan to the Housing and Community Development Board.

Council Resolution 108-2017 - A RESOLUTION confirming the reappointment of Dana Shourbaji to the Commission for Transitioning Students with Disabilities.

Council Resolution 109-2017 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code, declaring that the County's interest for a use-in-common gravel driveway located across property adjacent to the County's Cooksville Highway shop is no longer needed by Howard County, Maryland for public purposes; authorizing the County Executive to terminate

and convey its interest to the owner of the property; 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 terminate the interest if he finds that the property may have a further public use.

Council Resolution 110-2017 - A RESOLUTION establishing a Surplus School Use Committee to study the disposition of the former Harriet Tubman High School site; providing for a certain public meeting; providing for the Committee's membership, duties, and lifespan; setting certain deadlines; and generally relating to a Surplus School Use Committee.

Council Bill 54-2017 - AN ACT pursuant to Section 612 of the Howard County Charter, approving a multi-year Wholesale Water Agreement between Howard County, Maryland and the Mayor and City Council of Baltimore, a municipal corporation, for the purchase of potable water; authorizing the County Executive to enter into the Agreement and to make changes to the Agreement before executing it, under certain conditions; and generally relating to a multi-year agreement for the purchase of potable water.

Council Bill 55-2017 - AN ACT pursuant to Section 612 of the Howard County Charter, approving a Lease Agreement between Howard County, Maryland and LSOP 3 MD 3, LLC, a Delaware limited liability company, for 8.84 acres of real property improved with two one-story office buildings known as 9820 and 9830 Patuxent Woods Drive, Columbia, to be used by several County agencies, quasi-governmental agencies, and non-profit agencies from time to time; authorizing the County Executive to enter into the Agreement and to make changes to the Agreement before executing it, under certain conditions; and generally relating to a multi-year lease of certain premises by Howard County.

Council Bill 56-2017 - AN ACT amending the Howard County Police and Fire Employees' Retirement Plan, to provide that line-of-duty death benefits to a surviving spouse do not terminate on the remarriage of the surviving spouse; and generally relating to the Howard County Police and Fire Employees' Retirement Plan.

Council Bill 57-2017 - AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 50.09 acres of agricultural land located on the east side of Manor Lane, Ellicott City, Howard County, Maryland, from the Ziegler Family Irrevocable Trust FBO Alexandra Nina Zirschky and John Christian Zirschky, the Jessica Ziegler Trust- 2000, the Simon Ray Ziegler Schwartz Trust- 2008, and the Reed E. Ziegler Schwartz Trust- 2008 or any other owner thereof for a maximum purchase price of \$1,303,400.00 or, if less, not more than \$26,020.00 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 Bill 58-2017 - AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 61.52 acres of agricultural land located on Manor Lane, Ellicott City, Howard County, Maryland, from The Trust FBO Thomas Lee Carroll, et al, or any other owner thereof for a maximum purchase price of \$1,955,200.00 or, if less, not more than \$31,780.80 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 Bill 59-2017 (ZRA 181) – Introduced by: Jon Weinstein; AN ACT amending the Howard County Zoning Regulations Conditional Use section to allow Country Inns in the Residential Village Housing (R-VH) Zoning District, under certain conditions; and generally relating to Country Inns.

Council Resolution 111-2017 - A RESOLUTION adopted pursuant to Sections 21-501 et seq. of the Local Government Article of the Annotated Code of Maryland (the “Special Taxing District Act”) providing for the designation of certain property in Howard County, Maryland located adjacent to U.S. Route 1 and immediately north of the City of Laurel, Maryland as a special taxing district for the purposes of the Special Taxing District Act; creating a special fund pursuant to the Special Taxing District Act; providing for the levy, imposition and collection of special taxes to be deposited to such special fund in the circumstances described herein; providing for the deposit and use of moneys in such special fund; and providing for, finding, and determining matters in connection therewith.

Council Bill 60-2017 (ZRA 180) – Introduced by: The Chairperson at the request of the County Executive and cosponsored by Greg Fox and Mary Kay Sigaty; AN ACT allowing certain composting facilities and emergency natural wood waste recycling facilities as accessory uses under certain conditions in certain Zoning Districts; allowing certain natural wood waste recycling facilities and composting facilities as a use permitted as a matter of right under certain conditions in certain Zoning Districts; providing supplementary regulations for composting facilities and emergency natural wood waste recycling facilities; providing conditional use standards for composting facilities and natural wood waste recycling facilities; defining certain terms; making certain technical corrections; and generally relating to the Howard County Zoning Regulations.

Council Resolution 112-2017 - A RESOLUTION amending the green neighborhood standards that are used to qualify for Green Neighborhood Allocations and amending a total number of possible points on the Green Neighborhood Site portion of the Green Neighborhood Checklist.

Council Bill 61-2017 - AN ACT amending the Adequate Public Facilities Act requiring certain periodic review; specifying completion timelines for certain types of road remediation projects; requiring that certain agreements contain certain provisions with regard to the timing of road mitigation projects; amend the title of certain charts and other terminology; requiring certain waiting periods; clarifying certain exemptions; defining certain terms; amending certain

definitions; making certain technical corrections; and generally relating to the Adequate Public Facilities Act of Howard County.

Council Bill 62-2017 - AN ACT amending PlanHoward 2030, the general plan for Howard County, to reduce the number of allocations in the Growth and Revitalization category and to increase the number of allocations in the Established Communities category, beginning in 2020; and generally relating to planning, zoning and land use in Howard County.

FINAL CONSIDERATION

The Chairperson moved to allow the reading of short titles for bills and resolutions for final approval. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to allow the reading of short titles for bills and resolutions for final approval passed.

Council Resolution 53-2017 – A RESOLUTION confirming the reappointment of William A. Moss to the Adult Public Guardianship Review Board.

The Chairperson moved to approve Council Resolution 53-2017. The motion was seconded by Dr. Ball.

The roll call vote was called by the Administrator on the motion to approve Council Resolution 53-2017 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Council Resolution 53-2017 passed.

SAO4-2017 - A ACT transferring \$571,494 from the General Fund, Contingency Reserve to the Department of Public Works for unanticipated expenses related to snow removal.

The Chairperson moved to approve SAO4-2017. The motion was seconded by Dr. Ball.

The Chairperson moved to approve Amendment 1. The motion was seconded by Dr. Ball.

Amendment No. 1

(This amendment corrects the amount reflected as prior appropriation in the General Fund, Contingency Reserve. SAO No. 2 Fiscal Year 2017 already transferred funding in the amount of \$125,000 from the General Fund Contingency Reserve.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 1 passed.

The roll call vote called by the Administrator on the motion to approve SAO4-2017 as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve SAO4-2017 as amended passed.

Council Bill 33-2017 – AN ACT amending an uncodified section in Council Bill No. 9-2014 in order to extend the Renovated, Upgraded, or Rehabilitated Property Adjacent to Route 1 tax credit; providing that applications for the credit received by a certain date will be eligible to receive the credit the full four years of the credit; and declaring this Act and emergency measure.

The Chairperson moved to Council Bill 33-2017. The motion was seconded by Dr. Ball.

The Chairperson moved to approve Amendment 1. The motion was seconded by Dr. Ball.

Amendment No. 1

(This amendment corrects terminology in order to correctly refer to divisions within the Department of Police.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 1 passed.

The roll call vote called by the Administrator on the motion to approve Council 33-2017 as amended was: Yea: Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Council Bill 33-2017 as amended passed.

Council Bill 34-2017 – AN ACT extending the life of the tax credit for certain high performance buildings until June 30, 2023; amending certain definitions; requiring certain reviews prior to the expiration of the credit; and declaring this Act to be an emergency measure.

The Chairperson moved to approve Council Bill 34-2017. The motion was seconded by Dr. Ball.

The roll call vote was called by the Administrator on the motion to approve Council Bill 34-2017 was: Yea: Ball, Sigaty, Terrasa and Weinstein. Abstain: Council Member Fox.

Council Resolution 54-2017 – Introduced by: The Chairperson at the request of the Board of Education – A RESOLUTION approving certain transfers between major categories of the Howard County Board of Education Operating Budget for Fiscal Year 2017; transferring a total \$14,060,000 to the Fixed Charges category.

The Chairperson moved to approve Council Resolution 54-2017. The motion was seconded by Dr. Ball.

The Chairperson moved to approve Amendment 1. The motion was seconded by Dr. Ball.

Amendment No. 1

(This amendment makes changes in the Board of Education's Fiscal Year 2017 Operating Transfer in order to meet expenditures in the Administration category.)

The roll call vote was called by the Administrator on the motion to approve Amendment 1 was: Yea: Council Members Ball, Fox, Terrasa and Weinstein. Nay: Council Member Sigaty.

The motion to approve Amendment 1 passed.

The roll call vote was called by the Administrator on the motion to approve Council Resolution 54-2017 as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Council Resolution 54-2017 as amended passed.

Council Bill 35-2017 – AN ACT pursuant to Section 612 of the Howard County Charter, approving a multi-year Amendment to Full Service Office Building Lease Agreements between Howard County, Maryland and PR FPR North Ridge, LLC, a Delaware limited liability company, for the lease of Suite 204 and Suite 209, both in the building located at 2850 North Ridge Road, Ellicott City; authorizing the County Executive to execute the Amendment; and generally relating to the Amendment.

The Chairperson moved to approve Council Bill 35-2017. The motion was seconded by Dr. Ball.

The Chairperson moved to approve Amendment 1. The motion was seconded by Dr. Ball.

Amendment No. 1

(This amendment corrects terminology in order to correctly refer to divisions within the Department of Police.)

The roll call vote was called by the Administrator on the motion to approve Amendment 1 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 1 passed.

The roll call vote was called by the Administrator to approve Council Bill 35-2017 as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Council Bill 35-2017 as amended passed.

Council Bill 36-2017 – AN ACT pursuant to Section 612 of the Howard County Charter, approving a Fourth Renewal and Amendment of Lease between Howard County, Maryland and the Anne Arundle County Tipton Airport Authority for the lease of certain space used by the County to store the County’s helicopter located at 7515 General Aviation Drive, Fort Meade; authorizing the County Executive to make changes to the Amendment, under certain conditions; authorizing the County Executive to execute the Amendment; and generally relating to the Amendment.

The Chairperson moved to approve Council Bill 36-2017. The motion was seconded by Dr. Ball.

The roll call vote was called by the Administrator on the motion to approve Council Bill 36-2017 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Council Bill 36-2017 passed.

Council Bill 30-2017 – Introduced by Jennifer Terrasa and Jon Weinstein – AN ACT establishing a voluntary Citizens’ Election Fund system for candidates for County Executive or County Council; regulating specified campaign finance activities of a candidate who accepts public funding; providing for the administration and enforcement of specified aspects of the Citizens’ Election Fund system; providing certain penalties for violations of the Citizens’ Election Fund system; creating a Citizens’ Election Fund Commission and specifying its composition and duties; requiring the Director of Finance to take specified actions; and generally related to elections for County offices. (Tabled 5/1/17).

The Chairperson moved to remove Council Bill 30-2017 from the table. The motion was seconded by Ms. Terrasa.

The roll call vote called by the Administrator on the motion to remove Council Bill 30-2017 from the table was: Yea: Council Members Ball, Sigaty, Terrasa and Weinstein. Nay: Council Member Fox.

The motion to remove Council Bill 30-2017 from the table passed.

The Chairperson moved to approve Council Bill 30-2017. The motion was seconded by Ms. Terrasa.

Council Member Fox moved to approve Amendment 1. The motion was seconded by Mr. Weinstein.

Amendment No. 1

(This amendment clarifies what is voluntary and describes the funding sources for the System.)

The roll call vote was called by the Administrator on the motion to approve Amendment 1 was: Yea: Council Member Fox. Nays: Council Members: Ball, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 1 failed.

Council Member Fox moved to approve Amendment 2. The motion was seconded by Mr. Weinstein.

Amendment No. 2

(This amendment makes technical corrections.)

The Chairperson moved to approve Amendment 1 to Amendment 2. The motion was seconded by Mr. Fox

Amendment No. 1 to Amendment No. 2

(This technical amendment removes a redundancy).

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Amendment 2 was: Yea: Council Members: Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 1 to Amendment 2 passed.

The roll call vote called by the Administrator on the motion to approve Amendment 2 as amended was: Yea: Council Members: Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 2 as amended passed.

Council Member Fox moved to approve Amendment 3. The motion was seconded by Mr. Weinstein.

Amendment No. 3

(This amendment removes governmental appropriations as a component of the Fund and removes the requirement that the County Executive include a certain amount in the Budget).

The roll call vote called by the Administrator on the motion to approve Amendment 3 was: Yes: Council Member Fox. Nays: Council Members: Ball, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 3 failed.

Council Member Fox moved to approve Amendment 4. The motion was seconded by Mr. Weinstein.

Amendment No. 4

(This amendment removes governmental appropriations as a component of the Fund and removes the requirement that the County Executive include a certain amount in the Budget).

The roll call vote called by the Administrator on the motion to approve Amendment 4 was: Yea: Council Member Fox. Nay: Council Members: Ball, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 4 failed.

Council Member Fox moved to approve Amendment 5. The motion was seconded by Mr. Weinstein.

Amendment No. 5

(This amendment prohibits coordination with organizations).

The roll call vote called by the Administrator on the motion to approve Amendment 5 was: Yea: Council Member Fox. Nay: Council Members: Ball, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 5 failed.

Council Member Fox moved to approve Amendment 6. The motion was seconded by Mr. Weinstein.

Amendment No. 6

(This amendment alters when the System takes effect).

The roll call vote called by the Administrator on the motion to approve Amendment 6 was: Yea: Council Member Fox. Nay: Council Members: Ball, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 6 failed.

The Chairperson moved to approve Amendment 7. The motion was seconded by Ms. Terrasa.

Amendment No. 7

(This amendment provides for a voluntary donation to the Fund, clarifies that a County resident must be a human being and not a corporation or other kind of entity, provides for staggered terms, clarifies when the determination of a contested election is made, requires the Department of Finance to administer the system and provide information, clarifies when disbursements may not be made because an election is not contested, provides that members of the Commission must be registered voters, clarifies the information that must be included in campaign finance reports, sets a minimum meeting schedule for the Commission, and adds a candidate's adult children to those whose contributions or loans are subject to a separate cap).

Council Member Fox moved to approve Amendment 1 to Amendment 7. The motion failed due to lack of second.

Council Member Fox moved to approve Amendment 2 to Amendment 7. The motion failed due to lack of second.

Council Member Fox moved to approve Amendment 3 to Amendment 7. The motion was seconded by Mr. Weinstein.

Amendment No. 3 to Amendment No. 7

(Specifies requirements regarding party affiliation.)

Council Member Fox withdrew his motion.

Council Member Fox moved to approve Amendment 4 to Amendment 7. The motion was seconded by Mr. Weinstein.

Amendment No. 4 to Amendment No. 7

On page 2, before the first period in line 19, insert:

“AND MUST HAVE MAINTAINED THE SAME PARTY AFFILIATION THROUGH THE PREVIOUS GUBERNATORIAL ELECTION.

(6) NO MORE THAN THREE COMMISSION MEMBERS MAY BE REGISTERED MEMBERS OF THE SAME POLITICAL PARTY, AND THERE SHALL BE AT LEAST TWO MEMBERS REPRESENTING EACH OF THE TWO POLITICAL PARTIES HAVING THE HIGHEST REGISTRATIONS”

The roll call vote was called by the Administrator on the motion to approve Amendment 4 to Amendment 7 was: Yea: Council Members Fox and Weinstein. Nay: Council Members Ball, Sigaty and Terrasa.

The motion to approve Amendment 4 to Amendment 7 failed.

The roll call vote was called by the Administrator on the motion to approve Amendment 7 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 7 passed.

The Chairperson moved to approve Amendment 8. The motion was seconded by Dr. Ball.

Amendment No. 8

(This amendment alters the public contribution cap).

Council Member Fox moved to approve Amendment 1 to Amendment 8. The motion failed due to lack of second.

The roll call vote by the Administrator on the motion to approve Amendment 8 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 8 passed.

The Chairperson moved to approve Amendment 9. The motion was seconded by Ms. Terrasa.

Amendment No. 9

(This amendment deals with expenditures prior to participation in the system.)

Council Member Fox moved to approve Amendment 1 to Amendment 9. The motion was seconded by Mr. Weinstein.

Amendment No. 1 to Amendment No. 9

In line 6, following “MADE” insert “WITH CONTRIBUTIONS RECEIVED PRIOR TO THE END OF THE PREVIOUS ELECTION CYCLE”.

The roll call vote called by the Administrator to approve Amendment 1 to Amendment 9 was: Yea: Council Members Fox, Sigaty and Weinstein. Nay: Council Members Ball and Terrasa.

The motion to approve Amendment 1 to Amendment 9 passed.

The roll call vote by the Administrator on the motion to approve Amendment 9 as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 9 as amended passed.

The Chairperson moved to approve Amendment 10. The motion was seconded by Ms. Terrasa.

Amendment No. 10

(This amendment changes the interest rate for public contributions that must be repaid to the Fund.)

The roll call vote by the Administrator on the motion to approve Amendment 10 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 10 passed.

The roll call vote by the Administrator on the motion to approve Council Bill 30-2017 as amended was: Yea: Council Members Ball, Sigaty, Terrasa and Weinstein. Nay: Council Member Fox.

The motion to approve Council Bill 30-2017 as amended passed.

Council Bill 31-2017 (ZRA 171) – Introduced by the Chairperson at the request of Olenka Stasyshyn – AN ACT amending the Howard County Zoning Regulations Conditional Use section to add a new Instructional School use to the R-20 Zoning District; and generally relating to Instructional Schools (Tabled 5/1/17).

The Chairperson moved to remove Council 31-2017 from the table. The motion was seconded by Dr. Ball.

The roll call vote called by the Administration on the motion to remove Council Bill 31-2017 from the table was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to remove Council Bill 31-2017 from the table passed.

The Chairperson moved to approve Council Bill 31-2017. The motion was seconded by Dr. Ball.

The Chairperson moved to approve Amendment 1. The motion was seconded by Dr. Ball.

Amendment No. 1

(This amendment would add criteria for approval of an Instructional School conditional use, including limitations on the size of the structure, hours of operation, and locations for which the conditional use may be approved. It also requires that someone involved in the operation of the Instructional School live at the proposed site.)

The roll call vote was called by the Administrator on the motion to approve Amendment 1 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Amendment 1 passed.

The roll call vote was called by the Administrator on the motion to approve Council Bill 31-2017 as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Council Bill 31-2017 as amended passed.

Council Bill 20-2017 – AN ACT amending 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 generically relating to the Office of Transportation (Tabled 4/3/2017).

The Chairperson moved to remove Council Bill 20-2017 from the table. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion to remove Council Bill 20-2017 from the table was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to remove Council Bill 20-2017 from the table passed.

The Chairperson moved to extend the life of Council Bill 20-2017. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion to extend the life of Council Bill 20-2017 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to extend the life of Council Bill 20-2017 passed.

The Chairperson moved to table Council Bill 20-2017. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion to table Council Bill 20-2017 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to table Council Bill 20-2017 passed.

Council Resolution 39-2017 – A RESOLUTION confirming the appointment of Tina Kwon Melton to the Planning Board (Tabled 5/1/2017).

The Chairperson moved to remove Council Resolution 39-2017 from the table. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion to remove Council Resolution 39-2017 from the table was: Yea: Council Members Ball, Fox, Sigaty, Terrasa, and Weinstein.

The motion to remove Council Resolution 39-2017 from the table passed.

Ms. Sigaty moved to withdraw Council Resolution 39-2017. The motion was seconded by Mr. Weinstein.

Ms. Sigaty withdrew her motion.

The Chairperson moved to approve Council Resolution 39-2017. The motion was seconded by Dr. Ball.

The roll call vote called by the Administrator on the motion to approve Council Resolution 39-2017 was: Yea: Council Member Fox. Nay: Council Members Ball, Sigaty, Terrasa and Weinstein.

The motion to approve Council Resolution 39-2017 failed.

Adjourned **9:12** p.m.