



# Howard County Council

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

## COUNCILMEMBERS

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

Minutes (Approved)  
Legislative Public Hearing  
Monday, May 21, 2018, 7:00 p.m.  
Banneker Room

**Members Present:** Calvin Ball, Vice Chairperson; Jennifer Terrasa, Council Member; and Jon Weinstein, Council Member. Not present: Mary Kay Sigaty, Chairperson and Greg Fox, Council Member.

**Staff Present:** Theo Wimberly, Acting Administrator; Jennifer Sager, Administration; Craig Glendenning, County Auditor; John Gwynn, Assistant County Solicitor; and Kel Habicht, Administrative Support.

- I. Call to Order at 6:59 p.m.
- II. Pledge of Allegiance led by Council Member Jon Weinstein.
- III. Allow the reading of bills by short title.

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

***The motion carried as follows***

***AYES: Calvin Ball, Council Vice Chairperson; Jennifer Terrasa, Council Member; and Jon Weinstein, Council Member***

## IV. Legislation - Public Hearing

### A. FY19 Budget Legislation

1. The Administrator read Council Bills 22-, 23- and 24-2018 together.

- Council Bill 22-2018 - AN ACT specifying the appointing authority for certain executive exempt positions within the executive branch; and generally relating to executive exempt provisions in the Howard County Code. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
  
- Council Bill 23-2018 - AN ACT amending the Classification Plan for Howard County; amending certain class descriptions; removing certain obsolete positions; adding a description for the position of Apprentice; providing for the application of this Act; and generally relating to amendments to the Howard County Classification Plan. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
  
- Council Bill 24-2018 - AN ACT amending the Pay Plan for Howard County; providing pay scales for employees; correction certain payscales; removing certain obsolete position titles; making certain technical corrections; adding the position of Apprentice and its related paygrade; providing a certain benefit to certain management employees that is provided to members of the collective bargaining unit; providing for the application of this Act; and generally relating to the Pay Plan for Howard County. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
  - a. Stacey Simmons, Chief of Classification and Pay, Office of Human Resources
  
- 2. The Administrator read the bond enabling legislation for Council Bills 26-, 27-, 28-, 29-, 30-, 31- and 32-2018 together.
  
- Council Bill 26-2018 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$143,665,441 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County capital projects (including bridge projects, general county projects, storm drainage projects, school system projects, fire and rescue projects, road construction projects, roadside and sidewalk projects, library projects, community college projects, parks and recreation projects, police projects and traffic improvements projects), which are specified and described in the County's 2019 Capital Budget (including, without limitation, borrowings for certain capital projects previously authorized in other calendar years, which such authorization has lapsed or will lapse), and to pay costs of issuance of such bonds or other obligations; 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. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)

- Council Bill 27-2018 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$64,500,946 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County water and sewer capital projects which are specified and described in the County's 2019 Capital Budget (including, without limitation, borrowings for certain water and sewer capital projects previously authorized in prior calendar years which such authorization has lapsed or will lapse), and to pay costs of issuance of such bonds or other obligations; 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 benefit assessments, ad valorem taxes levied upon the assessable property in the Metropolitan District and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
- Council Bill 28-2018 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in a principal amount of up to \$20,630,938 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County road construction projects which are specified and described in the County's 2019 Capital Budget (including, without limitation, borrowings for certain of such capital projects previously authorized), and to pay costs of issuance of such bonds or other obligations; authorizing and empowering 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 building excise taxes and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
- Council Bill 29-2018 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$6,240,000 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County environmental services fund projects as more particularly described in the County's 2019 Capital Budget, and to pay costs of issuance of such bonds or other obligations;

authorizing and empowering 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 amounts held in the Environmental Services Special Revenue Fund and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)

- Council Bill 30-2018 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$7,123,000 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County broadband projects as more particularly described in the County's 2019 Capital Budget, and to pay costs of issuance of such bonds or other obligations; authorizing and empowering 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 amounts held in the Non-County Government BBI Fund and the Private Sector BBI Fund and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
- Council Bill 31-2018 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$12,550,000 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County watershed protection and restoration projects as more particularly described in the County's 2019 Capital Budget, and to pay costs of issuance of such bonds or other obligations; authorizing and empowering 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 amounts held in the Watershed Protection and Restoration Fund and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
- Council Bill 32-2018 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$3,000,000 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain General County projects as more particularly described in the County's 2019 Capital Budget, and to pay costs of issuance of such bonds or other obligations; authorizing and empowering 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 amounts collected from the Howard County Economic Development Authority and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)

3. The Administrator read the legislation approving collective bargaining agreements for Council Bills 33-, 34-, 35-, 36- and 37-2018 together.
  - Council Bill 33-2018 - AN ACT pursuant to Section 1.111(e) of the Howard County Code, approving provisions in a collective bargaining agreement between Howard County and the Howard County Public Safety Dispatchers Association that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; approving a multi-year collective bargaining agreement between Howard County and the Howard County Public Safety Dispatchers Association that will be effective through the end of Fiscal Year 2020 and that includes payment of certain compensation in future fiscal years; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the Howard County Public Safety Dispatchers Association. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
  - Council Bill 34-2018 - AN ACT pursuant to Section 1.111(e) of the Howard County Code, approving provisions in a collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 1810, Council 67, AFL-CIO that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; approving a multi-year collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 1810, Council 67, AFL-CIO that will be effective through the end of Fiscal Year 2020 and that includes payment of certain compensation in future fiscal years; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 1810, Council 67, AFL-CIO. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
  - Council Bill 35-2018 - AN ACT pursuant to Section 1.111(e) of the Howard County Code, approving provisions in a collective bargaining agreement between

Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3080, Council 67, AFL-CIO that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; approving a multi-year collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3080, Council 67, AFL-CIO that will be effective through the end of Fiscal Year 2020 and that includes payment of certain compensation in future fiscal years; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3080, Council 67, AFL-CIO. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)

- Council Bill 36-2018 - AN ACT pursuant to Section 1.111(e) of the Howard County Code, approving provisions in a collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3085, Council 67, AFL-CIO that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; approving a multi-year collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3085, Council 67, AFL-CIO that will be effective through the end of Fiscal Year 2020 and that includes payment of certain compensation in future fiscal years; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3085, Council 67, AFL-CIO. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
- Council Bill 37-2018 - AN ACT pursuant to Section 1.111(e) of the Howard County Code, approving provisions in a collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3888, Council 67, AFL-CIO that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; approving a multi-year collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3888, Council 67, AFL-CIO that will be effective through the end of Fiscal Year 2020 and that includes payment of certain compensation in future fiscal years; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3888, Council 67, AFL-CIO. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)

- a. John Peterson, Deputy Human Resources Administrator, Office of Human Resources
4. The Administrator read the remainder of the legislation related to the FY2019 budget for Council Bill 25-2018, Council Resolutions 50-, 51-, 52-, 53-, 54-, 55-, 56-, 57-, 58-, 59-, 60-, 61-, 62-, 63-, 64-, 65-, 66- and 67-2018 together.
    - Council Bill 25-2018 - AN ACT adopting the current expense budget and the capital budget for the fiscal year beginning July 1, 2018 and ending June 30, 2019, to be known as the Annual Budget and Appropriation Ordinance of Howard County, Fiscal Year 2019. (Enacted as filed if not approved by the Council on or before 6/1/18.)
    - Council Resolution 50-2018 - A RESOLUTION approving the Capital Program for Howard County for Fiscal Years 2020 through 2024 and the Extended Capital Program for Fiscal Years 2025 through 2028. (No expiration date.)
    - Council Resolution 51-2018 - A RESOLUTION approving the Fiscal Year 2019 operating budget for the Howard Community College and indicating appropriations for major functional categories. (No expiration date.)
    - Council Resolution 52-2018 - A RESOLUTION approving the Fiscal Year 2019 budget for the Howard County Library System and indicating appropriations for object classes. (No expiration date.)
    - Council Resolution 53-2018 - A RESOLUTION setting forth the Fiscal Year 2019 Operating Budget for the Howard County Board of Education. (No expiration date.)
    - Council Resolution 54-2018 - A RESOLUTION approving the Fiscal Year 2019 budget for the Howard County Health Department and indicating appropriations for object classes. (No expiration date.)
    - Council Resolution 55-2018 - A RESOLUTION approving schedules for charges pertaining to the Metropolitan District, to water and sewer service, and to shared sewage disposal facilities. (No expiration date.)

- Council Resolution 56-2018 - A RESOLUTION approving schedules of fees for the functions regulated by the Department of Public Works. (No expiration date.)
  
- Council Resolution 57-2018 - A RESOLUTION approving schedules of fees, fines and charges for functions regulated by the Howard County Department of Inspections, Licenses and Permits. (No expiration date.)
  
- Council Resolution 58-2018 - A RESOLUTION approving schedules of fees and charges for functions regulated or administered by the Department of Planning and Zoning. (No expiration date.)
  
- Council Resolution 59-2018 - A RESOLUTION approving a schedule of fees for Special Event and Concert Permits. (No expiration date.)
  
- Council Resolution 60-2018 - A RESOLUTION approving schedules of fees and rates for functions regulated and administered by the Department of Police. (No expiration date.)
  
- Council Resolution 61-2018 - A RESOLUTION approving fee and rate schedules for: (1) Applying for approval of an industrial development revenue bond or MIDFA bond or loan; (2) Solicitor and Peddler Identification Card; (3) Weekend Prisoners - Room and board;(4) Prisoner - Health care provider fee;(5) Participation in work release program; (6) Participation in home detention program; (7) Marriage license fee charge for funding of domestic violence programs;(8) Annual registration of trespass towing companies and maximum rates to be charged by trespass towing services; (9) Fee and specifications for transcripts of administrative proceedings; and (10) Reproduction of public records. (No expiration date.)
  
- Council Resolution 62-2018 - A RESOLUTION levying a tax on certain admissions and amusements, establishing classes of admissions and amusements, setting tax rates on different classes, and providing for certain exemptions from the tax. (No expiration date.)



- Council Resolution 63-2018 - A RESOLUTION establishing a recordation tax rate on instruments of writing that are recorded with the Clerk of the Circuit Court. (No expiration date.)
- Council Resolution 64-2018 - A RESOLUTION adopting the schedule of rates for the Building Excise Tax. (No expiration date.)
- Council Resolution 65-2018 - A RESOLUTION levying Fire and Rescue tax rates beginning July 1, 2018. (No expiration date.)
- Council Resolution 66-2018 - A RESOLUTION levying a property tax for the fiscal year beginning July 1, 2018 and ending June 30, 2019; setting the tax rates for property; and providing for the collection of the property tax. (No expiration date.)
- Council Resolution 67-2018 - A RESOLUTION setting the fee-in-lieu rate for moderate income housing. (No expiration date.)
  - a. Brent Loveless - 9570 Whiskey Bottom Road, Laurel, MD

## B. General

1. SAO2-FY2018 - AN ACT transferring \$934,400 from the General Fund, Contingency Reserve to the Department of Public Works for unanticipated expenses related to snow removal. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
  - a. Tom Meunier, Bureau Chief, Bureau of Highways
2. Council Resolution 68-2018 - 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 2018; transferring \$1,989,750 to the Fixed Charges category, \$700,000 to the Administration category, and \$400,000 to the Student Transportation category. (No expiration date.)

- a. Rafiu Ighile, Chief Business and Technology Officer, Howard County Public School System
  - b. Jorge Tirigall - 5351 Harpers Farm Road, Columbia, MD
  - c. Brent Loveless - 9570 Whiskey Bottom Road, Laurel, MD
3. Council Bill 38-2018 (ZRA 182) – Introduced by: The Chairperson at the request of David Moxley - AN ACT amending the Howard County Zoning Regulations to permit nursing homes and residential care facilities as a matter of right in the Planned Service Area for Water and Sewage area of the B-2 zoning district; and generally relating to nursing homes and residential care facilities. (Expires 7/11/18; 8/10/18 if extended; or 9/09/18 if extended twice.)
- a. William Erskine, speaking on behalf of Petitioner - 8171 Maple Lawn Boulevard, Fulton, MD
  - b. David Moxley - 3820 Championship Drive, Glenwood, MD
  - c. Brent Loveless - 9570 Whiskey Bottom Road, Laurel, MD

V. Tabled

- A. Council Resolution 43-2018 - A RESOLUTION confirming the reappointment of Phillips S. Engelke to the Planning Board. (tabled 5/7/18) (No expiration date.)
- B. Council Bill 20-2018 - Introduced by: Mary Kay Sigaty - AN ACT to regulate specified matters between certain landlords and tenants; specifying certain powers and duties of the Office of Consumer Protection and other units of County government; specifying the contents of certain lease applications and leases; requiring certain disclosures and notices; regulating the use of Ratio Utility Billing; prohibiting certain retaliatory practices; specifying certain rights of tenants and tenant organizations; specifying certain responsibilities of landlords and tenants; providing for certain penalties and other relief; providing for the application of this Act to certain existing leases; and generally relating to landlord-tenant relations. (tabled 5/7/18) (Expires 6/6/18; 7/6/18 if extended; or 8/5/18 if extended twice.)
- C. Council Bill 21-2018 (ZRA183) - Introduced by: Greg Fox and Mary Kay Sigaty - AN ACT allowing certain composting facilities and natural wood waste recycling 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; 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. (tabled 5/7/18) (Expires 6/6/18; 7/6/18 if extended; or 8/5/18 if extended twice.)

- D. Council Bill 14-2018 - AN ACT allowing for the dismissal of classified employees in certain instances; and generally relating to Human Resources provisions in the County Code. (tabled 4/02/18; Extended 5/7/18) (Expires 5/9/18; 6/8/18 if extended; or 7/8/18 if extended twice.)
  
- E. 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. (tabled 7/26/17) (No expiration date.)
  
- F. 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) (No expiration date.)
  
- G. 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) (No expiration date.)
  
- H. 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) (No expiration date.)

VI. Adjourned: 7:35 p.m.