

**COUNTY COUNCIL
OF
HOWARD COUNTY, MARYLAND**

2019 Legislative Session

Legislative Day No. 4

March 4, 2019

HOWARD COUNTY TO WIT:

The Administrator called the legislative session to order at **7:01** p.m.

Chairperson Christiana Mercer Rigby, Vice Chairperson Opel Jones, Council Member Deb Jung, Council Member Liz Walsh, and Council Member David Yungmann were present.

Theo Wimberly, Acting Administrator to the County Council; Craig Glendenning, County Auditor; Jeff Meyers, Legislative Analyst; Gary Kuc, County Solicitor; John Gwynn, Assistant County Solicitor; Jennifer Sager, Legislative Coordinator; and Rozonna Hightower, Administrative Support were also present.

APPROVE JOURNALS

The Chairperson moved to approve the Journal for February 4, 2019. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve the journal passed.

The Chairperson moved to approve the minutes of the Public Hearing - February 19, 2019 and the Monthly Meeting- February 25, 2019. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve the minutes of the Public Hearing - February 19, 2019 and the Monthly Meeting- February 25, 2019 passed.

INTRODUCTION OF LEGISLATION

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

General

Council Resolution 20-2019 - A RESOLUTION confirming the appointment of Fayth Bowie to the Howard County Local Children's Board. *(No expiration date)*

Council Resolution 21-2019 - A RESOLUTION confirming the reappointment of Harry Evans, III to the Alcoholic Beverage Hearing Board. *(No expiration date)*

Council Resolution 22-2019 - A RESOLUTION confirming the appointment of Farida Guzdar to the Commission for Women. *(No expiration date)*

Council Resolution 23-2019 - A RESOLUTION confirming the appointment of Maxine F. Kellman-Allen, DVM, PhD, PMP, to the Commission for Women. *(No expiration date)*

Council Resolution 24-2019 - A RESOLUTION confirming the appointment of Faith Ngundi to the Human Rights Commission. *(No expiration date)*

Council Resolution 25-2019 - A RESOLUTION confirming the appointment of Nicolas Orechwa to the Howard County Animal Matters Hearing Board. *(No expiration date)*

Council Resolution 26-2019 - A RESOLUTION confirming the appointment of Phyllis S. Zolotorow to the Commission for Women. *(No expiration date)*

Council Resolution 27-2019 - A RESOLUTION confirming the appointment of Suzanne R. Geckle to the Citizens' Election Fund Commission. *(No expiration date)*

Council Resolution 28-2019 – Introduced by: David Yungmann - A RESOLUTION appointing David P. Loeffler to the Citizens' Election Fund Commission. *(No expiration date)*

Council Resolution 29-2019 - A RESOLUTION confirming the appointment of Dr. Lillian Norris-Holmes to the Citizens' Election Fund Commission. *(No expiration date)*

Council Resolution 30-2019 – Introduced by Christiana Mercer Rigby - A RESOLUTION confirming the appointment of Mary Marker to the Citizens' Election Fund Commission. *(No expiration date)*

Council Resolution 31-2019 – Introduced by Opel Jones - A RESOLUTION appointing Douglas R. Miller to the Citizens’ Election Fund Commission. *(No expiration date)*

Council Resolution 32-2019 – Introduced by Liz Walsh - A RESOLUTION appointing Ginna Rodriguez-Panqueva to the Citizens’ Election Fund Commission. *(No expiration date)*

Council Resolution 33-2019 – Introduction by Deb Jung - A RESOLUTION appointing Wendy Slaughter to the Citizens’ Election Fund Commission. *(No expiration date)*

Financial

Council Bill 8-2019 - Introduced by the Chairperson at the request of the County Executive and Christiana Mercer Rigby, Opel Jones, Deb Jung and Liz Walsh - AN ACT repealing the mobile home site rental tax; and generally relating to mobile home developments. *(Expires 5/13/19; 6/17/19 if extended; or 7/22/19 if extended twice.)*

Council Bill 9-2019 - AN ACT authorizing the County to establish charges to recover costs generated by providing emergency medical services; defining certain terms; requiring a certain reimbursement; providing for certain waivers; providing that out-of-pocket payments for emergency medical services shall not be required from certain individuals; requiring the County Council to adopt by Resolution a Rate schedule; authorizing the County Executive to adopt certain regulations; and generally relating to the Emergency Medical Services Insurance Reimbursement Program. *(Expires 5/13/19; 6/17/19 if extended; or 7/22/19 if extended twice.)*

General

Council Bill 10-2019 - AN ACT expanding and clarifying upon the purpose of Storm Drainage provisions in the Howard County Code; defining certain terms; allowing the authority to enter into certain buildings, structures or premises in order to take certain actions when there exists a possible impediment to the passage of water during rain events; clarifying that the failure of a property owner to complete certain corrective action is a violation of the Howard County Code; and generally relating to Storm Drainage. *(Expires 5/13/19; 6/17/19 if extended; or 7/22/19 if extended twice.)*

Council Resolution 34-2019 - A RESOLUTION supplementing the Historic Sites Inventory for Howard County. *(No expiration date)*

Council Resolution 35-2019 - A RESOLUTION adding certain sites to the Cemeteries and Grave Sites Inventory. *(No expiration date)*

Council Resolution 36-2019 - Introduced by Deb Jung and Christiana Mercer Rigby and Co-sponsored by Liz Walsh - A Resolution expressing the County Council's continuing support for CB8-2017, which authorized the Howard County Office of Law to institute any civil action or other proceedings related to the implementation of the Next Generation Air Transportation System at Baltimore Washington International Thurgood Marshall Airport; and the Council's support for the related efforts of the DC Metroplex BWI Community Roundtable. *(No expiration date)*

Council Bill 11-2019 - Introduced by Christiana Mercer Rigby and Liz Walsh and Co-sponsored by Deb Jung - AN ACT amending the Howard County Code by altering the minimum buffer of existing forest or wooded area between a road and a new development that is required for any new developments located along scenic roads; requiring a certain buffer to be wide enough to maintain a road's visual character with a certain minimum width from the road right-of-way; altering the requirements for new developments on Scenic Roads; and generally relating to Scenic Roads.
(Expires 5/13/19; 6/17/19 if extended; or 7/22/19 if extended twice.)

The Chairperson moved to approve the reading of the bills by short title. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion to approve the reading of the bills by short title was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve the reading of the bills by short title passed.

FINAL CONSIDERATION

General

Council Resolution 10-2019 - A RESOLUTION confirming the appointment of Amber Dawn Butler to the Environmental Sustainability Board. *(No expiration date)*

Council Resolution 11-2019 - A RESOLUTION confirming the appointment of Randy G. Murbach to the Commission on Disabilities. *(No expiration date)*

Council Resolution 13-2019 - A RESOLUTION confirming the appointment of Vivian Chi Stone, AIA, LEED AP, to the Howard County Design Advisory Panel. *(No expiration date)*

Council Resolution 14-2019 - A RESOLUTION confirming the appointment of Melissa Hennessy Teitelbaum to the Board of Social Services. *(No expiration date)*

The Chairperson moved to approve Council Resolutions 10, 11, 13 and 14-2019. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolutions 10, 11, 13 and 14-2019 was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve Council Resolutions 10, 11, 13 and 14-2019 passed.

Council Resolution 9-2019 - A RESOLUTION confirming the appointment of Gary W. Kuc as County Solicitor. *(No expiration date)*

The Chairperson moved to approve Council Resolution 9-2019. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolution 9-2019 was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 9-2019 passed.

Council Resolution 12-2019 - A RESOLUTION confirming the appointment of Leslie P. Salgado-Tamayo to the Human Rights Commission. *(No expiration date)*

The Chairperson moved to table Council Resolution 12-2019. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion to table Council Resolution 12-2019 was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to table Council Resolution 12-2019 passed

Financial

Council Resolution 16-2019 - A RESOLUTION amending the Howard County Health Department Operating Budget, as reflected in Council Resolution No. 54-2018, to account for additional funding received from the State of Maryland; and generally relating to the Health Department Operating Budget for Fiscal Year 2019. *(No expiration date)*

The Chairperson moved to approve Council Resolution 16-2019. The motion was seconded by Mr. Jones.

The Chairperson moved to approve Amendment 1 to Council Resolution 16-2019. The motion was seconded by Mr. Jones.

Amendment No. 1 to Council Resolution 16-2019

(This amendment adds State funding to the Operating Budget for the Health Department in the amount of 1. \$1,094,655 for an Opioid Response Grant; and 2. \$42,700 to reflect revenues generated. from the Adult Evaluation Review Services Program.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Council Resolution 16-2019 was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve Amendment 1 to Council Resolution 16-2019 passed

The roll call vote called by the Administrator on the motion to approve Council Resolution 16-2019 as amended was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 16-2019 as amended passed

General

Council Bill 5-2019 - AN ACT amending the purpose of the Local Children's Board; amending the membership of the Board; amending certain provisions related to the Officers of the Board; amending the number of meetings required to be held by the Board; amending the responsibilities of the Board; removing certain review requirements; making certain technical corrections and generally relating to the Local Children's Board.

(Expires 4/15/19; 5/20/19 if extended; or 6/24/19 if extended twice.)

The Chairperson moved to approve Council Bill 5-2019. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Bill 5-2019 was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve Council Bill 5-2019 passed

Council Bill 6-2019 - 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 4/15/19; 5/20/19 if extended; or 6/24/19 if extended twice.)*

The Chairperson moved to approve Council Bill 6-2019. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Bill 6-2019 was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve Council Bill 6-2019 passed

Council Bill 7-2019 - AN ACT allowing an Ex-Officio member to appoint a designee to serve on the Local Behavioral Health Advisory Board; clarifying what constitutes a quorum; providing for staggered terms of Board members; and generally relating to the Local Behavioral Health Advisory Board. *(Expires 4/15/19; 5/20/19 if extended; or 6/24/19 if extended twice.)*

The Chairperson moved to approve Council Bill 7-2019. The motion was seconded by Mr. Jones.

The Chairperson moved to approve amendment 1 to Council Bill 7-2019. The motion was seconded by Mr. Jones.

Amendment No. 1 to Council Bill 7-2019

(This amendment corrects Board membership and corrects staggering to ensure that a year is not skipped for members to be appointed to the Board.)

The roll call vote called by the Administrator on the motion approve amendment 1 to Council Bill 7-2019 was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve amendment 1 to Council Bill 7-2019 passed

The roll call vote called by the Administrator on the motion to approve Council Bill 7-2019 as amended was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve Council Bill 7-2019 as amended passed

Council Resolution 17-2019 - A RESOLUTION endorsing the provision of financing by the State Department of Commerce for an economic development project in Howard County and certifying that the project is consistent with the County's plan for economic development. *(No expiration date)*

The Chairperson moved to approve Council Resolution 17-2019. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolution 17-2019 was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 17-2019 passed

Council Resolution 18-2019 – Introduced by: The Chairperson - A RESOLUTION establishing a Charter Review Commission to review and make recommendations concerning the Howard County Charter; appointing certain persons to serve on the Commission; appointing a Chairperson; providing for the duties of the Commission including the duty to submit a final report on or before a certain date; and generally relating to the Charter Review Commission. *(No expiration date)*

The Chairperson moved to approve Council Resolution 18 -2019. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolution 18-2019 was: Yea: Council Members Jones, Jung, Mercer Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 18-2019 passed

Council Bill 3-2019 - Introduced by: Liz Walsh - AN ACT amending the Howard County Code by removing certain exceptions for a certificate of approval for new development in a historic district; and generally relating to historic district certificate of approvals. *(Expires 3/18/19; 4/22/19 if extended; or 5/27/19 if extended twice.)*

Council Member Ms. Walsh moved to remove Council Bill 3-2019 from the table. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to remove Council Bill 3-2019 from the table was: Nay: Council Members Jones, Mercer Rigby, and Yungmann. Yea: Council Members, Jung and Walsh

The motion to remove Council Bill 3-2019 from the table failed

Adjourned at 7:20pm

Tabled

Council Bill 3-2019 - Introduced by: Liz Walsh - AN ACT amending the Howard County Code by removing certain exceptions for a certificate of approval for new development in a historic district; and generally relating to historic district certificate of approvals.
(Expires 3/18/19; 4/22/19 if extended; or 5/27/19 if extended twice.)