



Howard County Council

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

COUNCILMEMBERS

Christiana Mercer Rigby, Chairperson
District 3
Opel Jones, Vice Chairperson
District 2
Deb Jung
District 4
Liz Walsh
District 1
David Yungmann
District 5

Minutes (Approved)
Legislative Public Hearing
Monday, May 20, 2019, 7:00 p.m.
Banneker Room

Members Present: Christiana Mercer Rigby, Council Chairperson; Opel Jones, Vice Chairperson; Deb Jung, Council Member; Liz Walsh, Council Member; and David Yungmann, Council Member.

Staff Present: Jessica Feldmark, Administrator; Jennifer Sager, Administration; Lynne Rosen, Senior Legislative Analyst; Craig Glendenning, County Auditor; John Gwynn, Assistant County Solicitor; and Kel Berg, Administrative Support.

- I. Call to Order at 7:02 p.m.
- II. Pledge of Allegiance led by Council Chair Mercer Rigby.
- III. Honorary Resolution for National Historic Preservation Month - Columbia Archives, EC250, Elkridge Heritage Society, Harriet Tubman Foundation, Historic Ellicott City, Inc., Howard County Historical Society, Patapsco Heritage Greenway and Preservation Howard County.
- IV. Allow the reading of bills by short title.

Christiana Mercer Rigby, Chairperson moved to approve to allow the reading of bills by short title, seconded by Opel Jones, Vice Chairperson.

The motion carried as follows

AYES: Christiana Mercer Rigby, Council Chairperson; Opel Jones, Council Vice Chairperson; Deb Jung, Council Member; Liz Walsh, Council Member; and David Yungmann, Council Member

- V. Legislation - Public Hearing

A. Appointments

1. Council Resolution 52-2019 - A RESOLUTION confirming the appointment of Christine “Tina” Horn to the Martin Luther King, Jr. Holiday Commission. (No expiration date)
 - a. Christine Horn - Columbia, MD

2. Council Resolution 53-2019 - A RESOLUTION confirming the appointment of Aisha Masood to the Board to Promote Self-Sufficiency. (No expiration date)
 - a. Aisha Masood - 6621 Towering Oak Path, Columbia, MD

3. Council Resolution 54-2019 - A RESOLUTION confirming the appointment of Audra Nixon to the Board of Health. (No expiration date)

4. Council Resolution 55-2019 - A RESOLUTION confirming the appointment of Michael McPherson to the Commission on Aging. (No expiration date)
 - a. Michael McPherson - 11090 Swansfield Road, Columbia, MD

5. Council Resolution 56-2019 - A RESOLUTION confirming the appointment of William Cyril Rovito to the Board of Directors of the Economic Development Authority. (No expiration date)
 - a. William Rovito - 6546 Prestwick Drive, Highland, MD

6. Council Resolution 57-2019 - A RESOLUTION confirming the appointment of Dr. Andre’a Watkins to the Local Behavioral Health Advisory Board. (No expiration date)
 - a. Andre’a Watkins - 11548 Iager Boulevard, Fulton, MD

7. Council Resolution 58-2019 - A RESOLUTION confirming the reappointment of Anna M. Boyd to the Recreation and Parks Board. (No expiration date)
8. Council Resolution 59-2019 - A RESOLUTION confirming the reappointment of Dr. Carlessia Hussein to the Board of Health. (No expiration date)
9. Council Resolution 60-2019 - A RESOLUTION confirming the reappointment of Michelle Melotti-Merdon to the Adult Public Guardianship Review Board. (No expiration date)
10. Council Resolution 61-2019 - A RESOLUTION confirming the reappointment of Denny Patrick to the Howard County Agricultural Preservation Board. (No expiration date)

B. General

1. Council Resolution 62-2019 - A RESOLUTION approving certain transfers between major categories of the Howard County Board of Education Operating Budget for Fiscal Year 2019; transferring \$2,000,000 to the Fixed Charges category, \$700,000 to the Special Education category, \$200,000 to the Student Transportation category, and \$230,000 to the Operation of Plant category; and generally relating to the Fiscal Year 2019 Operating Budget of the Board of Education. (No expiration date)
 - a. Rafiu Ighile, Chief Business and Technology Officer, Howard County Public School System
2. Council Bill 18-2019 - Introduced by the Chairperson at the request of the County Executive and Christiana Mercer Rigby; Co-Sponsored by Opel Jones, Deb Jung and Liz Walsh - AN ACT to authorize the use of school bus monitoring cameras on school buses in the County; to authorize certain enforcement and to provide that certain violations are a civil penalty; to provide for the use of fines; and generally relating to enforcement of traffic laws in Howard County. (Expires 8/15/19; 9/19/19 if extended; or 10/24/19 if extended twice.)
 - a. Captain Chris Neubauer, Commander, Special Operations Bureau, Police Department

- b. Brian Nevin, Transportation Manager, Howard County Public School System
 - c. Tonya Tiffany, PTA Council of Howard County
 - d. Ralph Poling
 - e. Shirley Riggleman
 - f. Jack Wallace - 14750 Triadelphia Mill Road, Dayton, MD
3. Council Bill 19-2019 - 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 8/15/19; 9/19/19 if extended; or 10/24/19 if extended twice.)
- a. Wanda Hutchinson, Human Resources Administrator, Howard County Government
4. Council Resolution 89-2019 - Introduced by: The Chairperson at the request of the County Executive at the request of Dorsey Overlook, LLLP. - AN ACT declaring that a portion of Old Maryland Route 108, containing approximately 1.087 acres, is no longer needed for a public purpose and authorizing the County Executive to waive the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the County's property interest to the developer of the adjacent property, Dorsey Overlook, LLLP. (No expiration date)
- a. Jim Irvin, Director, Department of Public Works
5. Council Resolution 64-2019 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that a water and utility easement conveyed to Howard County, Maryland is no longer needed by the County for public purposes; authorizing the County Executive to terminate the County's easement interest, provided the fee simple owner, Kellogg-CCP, LLC relocates the currently-existing water main and grants the County a new easement for the relocated water main, and providing that the County Executive is not bound to terminate the easement interest if he finds that the easement may have a further public use. (No expiration date)
- a. Jim Irvin, Director, Department of Public Works
6. Council Bill 20-2019 - Introduced by: Liz Walsh; Co-sponsored by: Chairperson at the request of the County Executive, Christiana Mercer Rigby, Opel Jones, and Deb Jung - AN ACT extending the Effective Period of the temporary prohibition on the issuance of certain permits and certain approvals of development plans and zoning

changes for property that drains wholly or partly to the Tiber Branch Watershed or the Plumtree Branch Watershed in Howard County that was imposed by Council Bill 56-2018; and declaring this to be an emergency bill. (Expires 8/15/19; 9/19/19 if extended; or 10/24/19 if extended twice.)

- a. Bert Wilson - 3997 Old Columbia Pike, Ellicott City, MD
- b. Dayna Pachman - 3721 Valley Road, Ellicott City, MD
- c. Paul Arnold
- d. Mark Boboteck - Ellicott City, MD
- e. Lisa Markovitz, President, The People's Voice, LLC - 3205 Corporate Court, Ellicott City, MD
- f. Carolyn Weibel - 9802 Longview Drive, Ellicott City, MD
- g. Sherry Fackler-Berkowitz
- h. Len Berkowitz
- i. Lisa Soto

C. Budget (The Administrator read all of the budget-related legislation together)

1. Council Bill 21-2019 - AN ACT approving provisions in an Amendment to a multi-year Collective Bargaining Agreement between Howard County and the International Association of Firefighters, Howard County Local 2000 that will be effective through the first day of Fiscal Year 2021; approving certain previously approved provisions in a collective bargaining agreement between Howard County and the International Association of Firefighters, Howard County Local 2000, that are in conflict with the provisions of Title 1 "Human Resources" of the Howard County Code or the Employee Manual; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the International Association of Firefighters, Howard County Local 2000.
2. Council Bill 22-2019 - AN ACT amending licensing provisions in the Howard County Code that require applicants for certain licenses to obtain fingerprints from the Howard County Department of Police; and generally relating to Howard County licenses.
3. Council Bill 23-2019 - AN ACT amending the Pay Plan for Howard County; providing pay scales for employees; providing for the application of this Act; and generally relating to the Pay Plan for Howard County.

4. Council Bill 24-2019 - AN ACT adopting the current expense budget and the capital budget for the fiscal year beginning July 1, 2019 and ending June 30, 2020, to be known as the Annual Budget and Appropriation Ordinance of Howard County, Fiscal Year 2020.

5. Council Bill 25-2019 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$122,028,804 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 resurfacing projects, road construction projects, roadside and sidewalk projects, community college projects, parks and recreation projects, traffic improvements projects and sewer projects), which are specified and described in the County's 2020 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.

6. Council Bill 26-2019 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$79,875,771 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 2020 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.

7. Council Bill 27-2019 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in a principal amount of up to \$11,009,666 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 2020 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.

8. Council Bill 28-2019 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$1,757,000 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 2020 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.

9. Council Bill 29-2019 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$10,700,000 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 2020 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.

10. Council Resolution 65-2019 - A RESOLUTION approving the Capital Program for Howard County for Fiscal Years 2021 through 2025 and the Extended Capital Program for Fiscal Years 2026 through 2029.

11. Council Resolution 66-2019 - A RESOLUTION approving the Fiscal Year 2020 operating budget for the Howard Community College and indicating appropriations for major functional categories.
12. Council Resolution 67-2019 - A RESOLUTION approving the Fiscal Year 2020 budget for the Howard County Library System and indicating appropriations for object classes.
13. Council Resolution 68-2019 - A RESOLUTION setting forth the Fiscal Year 2020 Operating Budget for the Howard County Board of Education.
14. Council Resolution 69-2019 - A RESOLUTION approving the Fiscal Year 2020 budget for the Howard County Health Department and indicating appropriations for object classes.
15. Council Resolution 70-2019 - A RESOLUTION approving schedules for charges pertaining to the Metropolitan District, to water and sewer service, and to shared sewage disposal facilities.
16. Council Resolution 71-2019 - A RESOLUTION approving schedules of fees for the functions regulated by the Department of Public Works.
17. Council Resolution 72-2019 - A RESOLUTION approving schedules of fees, fines and charges for functions regulated by the Howard County Department of Inspections, Licenses and Permits.
18. Council Resolution 73-2019 - A RESOLUTION approving schedules of fees and charges for functions regulated or administered by the Department of Planning and Zoning.
19. Council Resolution 74-2019 - A RESOLUTION approving schedules of fees and rates for functions regulated and administered by the Department of Police.

20. Council Resolution 75-2019 - A RESOLUTION approving schedules of fines and penalties for violations of and administrative costs related to enforcement of Howard County's parking laws, including administrative handling fees for parking citations and citations under the automated red light enforcement program.

21. Council Resolution 76-2019 - 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.

22. Council Resolution 77-2019 - A RESOLUTION approving the Emergency Medical Services Reimbursement Program Fee Schedule.

23. Council Resolution 78-2019 - A RESOLUTION adopting schedules for various charges related to the Watershed Protection and Restoration Fee.

24. Council Resolution 79-2019 - A RESOLUTION adopting fee schedules for functions of the Health Department.

25. Council Resolution 80-2019 - A RESOLUTION adopting a Schedule of Fees for inspections conducted by the Department of Fire and Rescue Services.

26. Council Resolution 81-2019 - A RESOLUTION adopting a schedule of fees for functions regulated by the Department of Finance.

27. Council Resolution 82-2019 - A RESOLUTION amending the fee process for requests to establish Tax Increment Financing Districts and establishing a fee for certain Special Taxing Districts.

28. Council Resolution 83-2019 - 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.
29. Council Resolution 84-2019 - A RESOLUTION establishing a recordation tax rate on instruments of writing that are recorded with the Clerk of the Circuit Court.
30. Council Resolution 85-2019 - A RESOLUTION adopting the schedule of rates for the Building Excise Tax.
31. Council Resolution 86-2019 - A RESOLUTION levying Fire and Rescue tax rates beginning July 1, 2019.
32. Council Resolution 87-2019 - A RESOLUTION levying a property tax for the fiscal year beginning July 1, 2019 and ending June 30, 2020; setting the tax rates for property; and providing for the collection of the property tax.
33. Council Resolution 88-2019 - A RESOLUTION setting the fee-in-lieu rate for moderate income housing.
 - a. Mark Peterson - 6420 Sedgewick Street, Elkridge, MD
 - b. Lisa Markovitz, President, The People's Voice, LLC - 3205 Corporate Court, Ellicott City, MD
 - c. Hiruy Hadgu, Howard County Citizens Association - Savage, MD
 - d. Brent Loveless, PTA Council of Howard County
 - e. Joel Hurewitz - Columbia, MD

VI. Tabled

- A. Council Bill 17-2019 – Introduced by: Liz Walsh - AN ACT altering the number of consecutive years a project or phase of a project must be retested each time the County Council adopts new annual housing unit allocations and school capacity charts under the school capacity test of the Adequate Public Facilities Act of Howard County; and generally relating to the testing of residential subdivisions and site development plans for adequate public school facilities. (Expires 6/10/19; 7/15/19 if extended; or 8/19/19 if extended twice.)

VII. Adjourned: 9:09 p.m.