

**COUNTY COUNCIL
OF
HOWARD COUNTY, MARYLAND**

2020 Legislative Session

Legislative Day No. 10

July 6, 2020

HOWARD COUNTY TO WIT:

The Chairperson called the legislative session to order at **7:07**p.m. through Virtual *via Webex*.

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

Diane Schwartz Jones, Administrator to the County Council; Gary Kuc, County Solicitor; Jeff Meyers, Senior Legislative Analyst; and Rozonna Hightower, Administrative Support were also present.

JOURNALS AND MINUTES

The Chairperson move to approve the Journals of:

May 4, 2020
May 18, 2020
May 22, 2020
May 27, 2020
June 1, 2020

The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to approve the Journals of May 4th, 18th, 22nd, 27th and June 1st was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve the Journals of May 4th, 18th, 22nd, 27th and June 1st passed.

The Chairperson moved to approve the Minutes of:

Capital & Operating Budget Work Session – May 1, 2020
Operating Budget Work Session – May 4, 2020
Constant Tax Hearing – May 4, 2020
Operating Budget Public Hearing – all depts except education – May 6, 2020
Operating Budget Public Hearing – education – May 6, 2020
Operating Budget Work Session – May 9, 2020
Operating Budget Work Session – May 11, 2020
Operating Budget Work Session – May 14, 2020
Operating Budget Work Session – May 15, 2020
Budget and Legislative Work Session – May 18, 2020
Legislative Public Hearing – May 18, 2020
Budget Work Session – May 19, 2020
Budget Work Session – May 22, 2020
Legislative Public Hearing - June 1, 2020
Legislative Public Hearing - June 15, 2020
Legislative Work Session – June 22, 2020
Joint Meeting with the Board of Education – June 22, 2020
Monthly Meeting – June 22, 2020
Legislative Work Session – June 24, 2020

The motion was seconded by Ms. Walsh

The roll call vote called by the Administrator on the motion to approve the Minutes of:

Capital & Operating Budget Work Session – May 1, 2020
Operating Budget Work Session – May 4, 2020
Constant Tax Hearing – May 4, 2020
Operating Budget Public Hearing – all depts except education – May 6, 2020
Operating Budget Public Hearing – education – May 6, 2020
Operating Budget Work Session – May 9, 2020
Operating Budget Work Session – May 11, 2020
Operating Budget Work Session – May 14, 2020
Operating Budget Work Session – May 15, 2020
Budget and Legislative Work Session – May 18, 2020
Legislative Public Hearing – May 18, 2020
Budget Work Session – May 19, 2020
Budget Work Session – May 22, 2020
Legislative Public Hearing - June 1, 2020
Legislative Public Hearing - June 15, 2020
Legislative Work Session – June 22, 2020
Joint Meeting with the Board of Education – June 22, 2020
Monthly Meeting – June 22, 2020

Legislative Work Session – June 24, 2020
was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve the above minutes passed.

INTRODUCTION OF LEGISLATION

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

SAO1-FY2021 - AN ACT transferring \$3,660,000 from the General Fund, Contingency Reserve to the Department of Housing and Community Development to restore funding that was moved to the Contingency Fund so that programs and services to low- and moderate-income residents provided by the Department of Housing and Community Development may be continued in Fiscal Year 2021. *(Expires 9/14/20; 10/19/20 if extended; or 11/23/20 if extended twice.)*

Council Bill 38-2020 - AN ACT establishing a personal property tax exemption on the personal property of a Qualified Data Center; defining certain terms; providing for certain amounts of property tax exemptions under certain conditions; requiring a certain report; providing for an application procedure; and generally relating to personal property tax exemptions. *(Expires 9/14/20; 10/19/20 if extended; or 11/23/20 if extended twice.)*

Council Bill 39-2020 - AN ACT pursuant to Section 612 of the Howard County Charter, approving a Multi-Year Tax-Exempt Lease/Purchase Agreement for financing the acquisition and installation of 7,258 LED streetlight fixtures; 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. *(Expires 9/14/20; 10/19/20 if extended; or 11/23/20 if extended twice.)*

Council Resolution 105-2020 - A RESOLUTION amending the minimum square footage for Conservation Landscaping Reimbursement; and generally relating to schedules of rates adopted as part of the Watershed Protection and Restoration Fee. *(No expiration date)*

Council Resolution 106-2020 - A RESOLUTION amending the Howard County Board of Education Operating Budget for Fiscal Year 2021, as adopted by Council Resolution No. 63-2020, in order to: (1) increase the general fund budget of the BOE by \$7,751,999, based on a net increase of \$7,502,000 in other funding sources primarily through the use of unbudgeted \$8,000,000 in school fund balance and other revenue changes, an estimated additional \$250,000 in federal funding, and a decrease of \$1 in anticipated state funding; (2) make categorical transfers to align with anticipated funding and expenses; and (3) to adjust

restricted funds based on final Board of Education decisions; and generally relating to the Board of Education Operating Budget for Fiscal Year 2021. *(No expiration date)*

General

Council Bill 40-2020 - AN ACT amending the Pay Plan for Howard County in accordance with a certain recently negotiated collective bargaining agreement; providing for certain specialty pays; providing for the application of certain pay schedules; and generally relating to the Pay Plan for Howard County. *(Expires 9/14/20; 10/19/20 if extended; or 11/23/20 if extended twice.)*

Council Bill 41-2020 - 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 2022 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 9/14/20; 10/19/20 if extended; or 11/23/20 if extended twice.)*

Council Resolution 107-2020 - A RESOLUTION authorizing the execution of a First Amendment to a Development Rights and Responsibilities Agreement by and between Camilla Carroll and Philip D. Carroll and Howard County, Maryland in accordance Title 16, Subtitle 17 of the Howard County Code. *(No expiration date)*

Council Resolution 108-2020 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that portions of a Water, Sewer and Utility Easement, containing 20,918 square feet, and of a Right of Way Easement, containing 7,502 square feet, conveyed to Howard County, Maryland are no longer needed by the County for public purposes; authorizing the County Executive to terminate the easement interests in the property of the fee simple owner, The Normandy Venture Limited Partnership; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the easement interests to The Normandy Venture Limited Partnership; and providing that the County Executive is not bound to terminate the easement interests if he finds that the easements may have a public use. *(No expiration date)*

Council Resolution 109-2020 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that property containing 2.447 acres, owned by Howard County, Maryland is no longer needed by the County for public purposes; authorizing the County Executive to convey, at no cost, fee simple title to the property to the State of 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 convey the property if he finds that the County may have a public use for it. *(No expiration date)*

FINAL CONSIDERATION

Council Resolution 87-2020 - A RESOLUTION confirming the appointment of Jonathan Di Pietro to the Human Rights Commission.

The Chairperson moved to approve Council Resolution 87-2020. The motion was seconded by Ms. Walsh.

The Chairperson moved to approve Amendment 1 to CR87-2020. The motion was seconded by Ms. Walsh

Amendment No. 1
(This amendment corrects the appointee's name.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to CR87-2020 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Amendment 1 to CR87-2020 passed

The roll call vote called by the Administrator on the motion to approve Council Resolution 87-2020 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 87-2020 as amended as passed.

Council Resolution 88-2020 - A RESOLUTION confirming the appointment of Gabriel Terrasa to the Human Rights Commission.

The Chairperson moved to approve Council Resolution 88-2020. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to approve Council Resolution 88-2020 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 88-2020 passed.

Council Bill 35-2020 - AN ACT pursuant to Section 612 of the Howard County Charter, approving a multi-year Agreement between Howard County, Maryland and Pictometry International Corp. for certain pictometry services used by the County, 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.

The Chairperson moved to approve Council Bill 35-2020. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to approve Council Bill 35-2020 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 35-2020 passed.

Council Bill 36-2020 - 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 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; and providing for the application of this Act.

The Chairperson moved to approve Council Bill 36-2020. The motion was seconded by Ms. Walsh.

The Chairperson moved to approve Amendment 1 to Council Bill 36-2020. The motion was seconded by Ms. Walsh.

Amendment No. 1

(This amendment clarifies that the Agreement is also being approved.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Council Bill 36-2020 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Amendment 1 to Council Bill 36-2020 passed.

The roll call vote called by the Administrator on the motion to approve Council Bill 36-2020 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 36-2020 as amended passed.

Council Resolution 89-2020 - A RESOLUTION adopting HoCo By Design General Plan Guidelines: A Strategic Framework, promulgated by the Planning Board, to be used by the Department of Planning and Zoning in the preparation and revision of the General Plan.

The Chairperson moved to Council Resolution 89-2020. The motion was seconded by Ms. Walsh.

Ms. Walsh moved to approve Amendment 1 to Council Resolution 89-2020. The motion was seconded by Ms. Jung.

Amendment No. 1

(Requires that Planning Advisory Committee members be appointed by the County Council.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Council Resolution 89-2020 was: Yea: Council Members Jung, and Walsh. Nay: Council Members Jones, Rigby and Yungmann.

The motion to approve Amendment 1 to Council Resolution 89-2020 failed.

Ms. Walsh moved to approve Amendment 2 to Council Resolution 89-2020. The motion was seconded by Ms. Jung.

Amendment No. 2

(Requires that Planning Advisory Committee members be approved by the County Council.)

The roll call vote called by the Administrator on the motion to approve Amendment 2 to Council Resolution 89-2020 was: Yea: Council Members Jung, Walsh, and Yungmann. Nay: Council Members Jones, and Rigby.

The motion to approve Amendment 2 to Council Resolution 89-2020 passed.

Ms. Jung moved to approve Amendment 3 to Council Resolution 89-2020. The motion was seconded by Ms. Walsh.

Amendment No. 3

(Requires that public engagement process of the General Plan not begin before 2021.)

The roll call vote called by the Administrator on the motion to approve Amendment 3 to Council Resolution 89-2020 was: Yea: Council Members Jung, and Walsh. Nay: Council Members Jones, Rigby and Yungmann.

The roll call vote called by the Administrator on the motion to approve Amendment 3 to Council Resolution 89-2020 was: Yea: Council Members Jung, and Walsh. Nay: Council Members Jones, Rigby and Yungmann.

The motion to approve Amendment 3 to Council Resolution 89-2020 failed.

The roll call vote called by the Administrator on the motion to approve Council Resolution 89-2020 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 89-2020 as amended passed.

Council Resolution 92-2020 - 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 goals for economic development.

The Chairperson moved to approve Council Resolution 92-2020. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to approve Council Resolution 92-2020 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 92-2020 passed.

Council Bill 37-2020 – Introduced by Deb Jung - AN ACT specifying the status of the public right of way in relation to a Publicly Accessible Electric Scooter Sharing System; providing for denial, suspension, or revocation of a Publicly Accessible Electric Scooter Sharing System Permit under specified circumstances; providing for a hearing before final action; and generally relating to electric scooters on public rights-of-way in Howard County.

The Chairperson moved to approve Council Bill 37-2020. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to approve Council Bill 37-2020 was: Yea: Council Members Jung, Walsh and Yungmann. Nay: Council Members Jones and Rigby

The motion to approve Council Bill 37-2020 passed.

Council Resolution 93-2020 – Introduced by Deb Jung - A RESOLUTION proposing to amend the Howard County Charter by amending Section 202 “The County Council” by altering certain dates for the Council to appoint a Councilmanic Redistricting Commission and for the Commission to prepare a plan of Councilmanic Districts and present the plan to the Council; altering a date, if by which, no ordinance re-establishing the boundaries of the Councilmanic Districts has been enacted, the plan submitted by the Commission becomes law; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Mr. Jones moved to table Council Resolution 93-2020. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to table Council Resolution 93-2020 was: Yea: Council Members Jones, Rigby and Yungmann. Nay: Council Members Jung and Walsh.

The motion to table Council Resolution 93-2020 passed.

Council Resolution 94-2020 – Introduced by David Yungmann - A RESOLUTION proposing to amend County Charter Section 202 to alter the method for appointing members of a Councilmanic Redistricting Commission; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Mr. Yungmann moved to approve Council Resolution 94-2020. The motion was seconded by Ms. Yung.

Mr. Jones moved to table Council Resolution 94-2020. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion table Council Resolution 94-2020 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to table Council Resolution 94-2020 passed.

Council Resolution 95-2020 – Introduced by Opel Jones and cosponsored by Christiana Rigby - A RESOLUTION proposing to amend Howard County Charter Section 202 “The County Council”, Section 208 “Sessions of the County Council; quorum; rules of procedure”, Section 1201 “Nature of the Article”, and Section 1202 “Establishment of District boundaries for Councilmanic Districts” by changing the term “Councilmanic” to “Council”; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Mr. Jones moved to approve Council Resolution 95-2020. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Resolution 95-2020: Yea: Council Members Jones, Rigby, and Walsh. Nay: Council Members Jung and Yungmann.

The motion approve Council Resolution 95-2020 failed.

Council Resolution 96-2020 – Introduced David Yungmann - A RESOLUTION proposing to amend County Charter Section 209 to alter the minimum time between introduction of a bill and the public hearing on the bill; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Council Member Yungmann moved to withdraw Council Resolution 96-2020. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to withdraw Council Resolution 96-2020 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to withdraw Council Resolution 96-2020 passed.

Council Resolution 97-2020 – Introduced by Deb Jung - A RESOLUTION proposing to amend County Charter Section 212 “County Auditor” by requiring the County Auditor to accompany the County Executive and the Council Chair on all discussions with officials of credit rating agencies;

and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

The Chairperson moved to approve Council Resolution 97-2020 Council. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to approve Council Resolution 97-2020 was: Yea: Council Members Jung, and Yungmann. Nay: Council Members Jones, Rigby and Walsh.

The motion to approve Council Resolution 97-2020 failed.

Council Resolution 98-2020 – Introduced by David Yungmann - A RESOLUTION proposing to amend County Charter Section 302 “The County Executive” to provide that certain appointments are subject to confirmation by the County Council; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Council Member Yungmann moved to approve Council Resolution 98-2020. The motion was seconded by Ms. Walsh.

Mr. Yungmann moved to approve Amendment 1 to Council Resolution 98-2020. The motion was seconded by Ms. Jung.

Amendment No. 1

Oral Amendment – (this amendment is confirmation to non-binding recommendation)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Council Resolution 98-2020: Yea: Council Members Jung, Rigby, Walsh and Yungmann. Nay: Council Member Jones.

The motion to approve Amendment 1 to Council Resolution 98-2020 passed.

The roll call vote called by the Administrator on the motion to approve Council Resolution 98-2020 as amended was: Yea: Council Members Jung, Walsh and Yungmann. Nay: Jones and Rigby.

The motion to approve Council Resolution 98-2020 as amended failed.

Council Resolution 99-2020 – Introduced by Christiana Rigby and Opel Jones - A RESOLUTION proposing to amend County Charter Section 404 “Citizen Boards” by reducing from five years to three years the number of overlapping terms a Howard County resident may serve on a citizen board, or until a successor is confirmed; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Council Member Rigby moved to approve Council Resolution 99-2020 Council. The motion was seconded by Ms. Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolution 99-2020 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 99-2020 passed.

Council Resolution 100-2020 – Introduced by David Yungmann - A RESOLUTION proposing to amend the Howard County Charter by amending Section 603 “Submission and contents of the County budget” by altering certain dates for the County Executive to submit to the Council the proposed current expense budget, the operating expense program for certain fiscal years, parts of the budget message, the proposed capital budget, and the capital program for certain fiscal years; altering the contents of the current expense budget and the capital budget and capital program; requiring the Executive to submit certain revenue information to the Council on or before a certain date; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Council Member Yungmann moved to approve Council Resolution 100-2020. The motion was seconded by Ms. Jung.

Mr. Yungmann moved to approve Amendment 1 to Council Resolution 100-2020. The motion was seconded by Ms. Jung.

Amendment No. 1

(This amendment requires that the operating budget be submitted to the Council within a specified timeframe, requires that the operation and capital budgets contain specified information, and requires that additional information related to the capital expenditures and encumbrances be submitted to the Council.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Council Resolution 100-2020: Yea: Council Members Jung, and Yungmann. Nay: Council Members Jones, Rigby and Walsh.

The motion to approve Amendment 1 to Council Resolution 100-2020 failed.

The roll call vote called by the Administrator on the motion to approve Council Resolution 100-2020 as amended was: Nay: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 100-2020 as amended failed.

Council Resolution 101-2020 – Introduced by Deb Jung - A RESOLUTION proposing to amend the Howard County Charter by amending Section 606 “Action on the annual budget and appropriation ordinance by the County Council” to allow the County Council to appropriate funds to capital projects or departments; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

The Chairperson moved to approve Council Resolution 101-2020 Council. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to approve Council Resolution 101-2020 was: Yea: Council Members Jung, Walsh and Yungmann. Nay: Council Members Jones and Rigby

The motion to approve Council Resolution 101-2020 failed.

Council Resolution 102-2020 – Introduced by David Yungmann - A RESOLUTION proposing to add County Charter Section 619 to require fiscal analyses for specified ordinances and resolutions; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Council Member Yungmann moved to approve Council Resolution 102-2020. The motion was seconded by Ms. Jung.

Mr. Yungmann moved to approve Amendment 1 to Council Resolution 102-2020. The motion was seconded by Ms. Jung.

Amendment No. 1

(This Amendment specifies when a fiscal analysis must be received.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Council Resolution 102-2020: Yea: Council Members Jung, Walsh and Yungmann. Nay: Council Members Jones, and Rigby.

The motion to approve Amendment 1 to Council Resolution 102-2020 passed.

The roll call vote called by the Administrator on the motion to approve Council Resolution 102-2020 as amended was: Yea: Council Members Jung, Walsh and Youngmann. Nay: Council Members Jones and Rigby.

The motion to approve Council Resolution 102-2020 as amended failed.

Council Resolution 103-2020 – Introduced by David Yungmann - A RESOLUTION proposing to add County Charter Section 619 to provide that certain property tax rate increases may only be made with the approval of the voters; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Council Member Yungmann moved to withdraw Council Resolution 103-2020. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to withdraw Council Resolution 103-2020 was: Yea: Council Members Jung, Jones, Rigby, Walsh and Youngmann.

The motion to withdraw Council Resolution 103-2020 passed.

Council Resolution 104-2020 – Introduced by Christiana Rigby and Opel Jones - A RESOLUTION proposing to amend Section 709 of the Howard County Charter to prohibit specified kinds of discrimination with respect to certain personnel actions in the County Merit System; and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XI-A of the Maryland Constitution.

Council Member Rigby moved to approve Council Resolution 104-2020. The motion was seconded by Mr. Jones.

Ms. Rigby moved to approve Amendment 1 to Council Resolution 104-2020. The motion was seconded by Mr. Jones.

Amendment No. 1

(This Amendment makes ensures that no persons are excluded.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Council Resolution 104-2020: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Amendment 1 to Council Resolution 104-2020 passed.

Amendment No. 2

(This Amendment adds immigration status as a protected status.)

The roll call vote called by the Administrator on the motion to approve Amendment 2 to Council Resolution 104-2020: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Amendment 2 to Council Resolution 104-2020 passed.

The roll call vote called by the Administrator on the motion to approve Council Resolution 104-2020 as amended was: Yea: Council Members Jung, Jones, Rigby, Walsh and Youngmann.

The motion to approve Council Resolution 104-2020 as amended passed.

Council Bill 11-2020 - Introduced by: Deb Jung; Cosponsored by: Christiana Rigby and Liz Walsh - AN ACT to require certain projects to document that the project meets specified bird-friendly design standards; providing for a delay in enforcement of this Act; and generally relating to environmental design. (*Expires 5/11/20; 6/15/20 if extended; or 7/20/20 if extended twice.*)

The Chairperson moved remove Council Bill 11-2020 from the table. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to remove Council Bill 11-2020 from the table was: Yea: Council Members Jung, Jones, Rigby, Walsh and Youngmann.

The motion to remove Council Bill 11-2020 from the table passed.

The Chairperson moved approve Council Bill 11-2020. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to approve Council Bill 11-2020 was: Yea: Council Members Jung, Jones, Rigby, and Walsh. Nay: Council Member Youngmann.

The motion to approve Council Bill 11-2020 passed.

Council Bill 13-2020 - Introduced by: Christiana Rigby; Co-sponsored by: Opel Jones and Liz Walsh - AN ACT amending the Howard County Code to establish a Notice and a Requirement to provide an offer to the County and Housing Commission to Purchase Rental Housing offered for sale in the County; and generally relating to the sale of Rental Housing. (*Expires 5/11/20; 6/15/20 if extended; or 7/20/20 if extended twice.*)

Council Member Rigby moved remove Council Bill 13-2020 from the table. The motion was seconded by Mr. Jones.

The roll call vote called by the Administrator on the motion to remove Council Bill 13-2020 from the table was: Yea: Council Members Jung, Jones, Rigby, Walsh and Youngmann.

The motion to remove Council Bill 13-2020 from the table passed.

Council Member Rigby moved to approve Council Bill 13-2020. The motion was seconded by Mr. Jones.

Ms. Rigby moved to approve Amendment 1 to Council Bill 13-2020. The motion was seconded by Mr. Jones.

Amendment No. 1

(Clarifies that any entity that constitutes a majority ownership holding title to rental housing is subject to the Notice requirement.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Council Bill 13-2020: Yea: Council Members Jones, Rigby, and Walsh. Nay: Council Members Jung and Yungmann.

The motion to approve Amendment 1 to Council Bill 13-2020 passed.

Ms. Rigby moved to approve Amendment 2 to Council Bill 13-2020. The motion was seconded by Mr. Jones.

Amendment No. 2

(Makes technical corrections)

The roll call vote called by the Administrator on the motion to approve Amendment 2 to Council Bill 13-2020: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Amendment 2 to Council Bill 13-2020 passed.

Ms. Rigby moved to approve Amendment 3 to Council Bill 13-2020. The motion was seconded by Mr. Jones.

Amendment No. 3

(Changes the 90-day open period to 70 days.)

Ms. Jung moved to approve Amendment 1 to Amendment 3 to Council Bill 13-2020. The motion was seconded by Ms. Walsh.

Amendment No. 1 to Amendment No. 3

(This Amendment changes proposed open period from 70 days to 45.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Amendment 3 to Council Bill 13-2020 was: Yea: Council Members Jung, Walsh and Yungmann. Nay: Council Members Jones and Rigby.

The motion to approve Amendment 1 to Amendment 3 to Council Bill 13-2020 passed.

The roll call vote called by the Administrator on the motion to approve Amendment 3 as amended to Council Bill 13-2020 was: Yea: Council Members Jung, Jones, Walsh and Yungmann. Nay: Council Members Rigby.

Ms. Rigby moved to approve Amendment 4 to Council Bill 13-2020. The motion was seconded by Mr. Jones.

Amendment No. 4

(Clarifies that Indemnity Deeds of Trust are not excluded from this ordinance.)

The roll call vote called by the Administrator on the motion to approve Amendment 4 to Council Bill 13-2020: Yea: Council Members Jung, Jones, Rigby, and Walsh. Nay: Council Member Yungmann.

The motion to approve Amendment 4 to Council Bill 13-2020 passed.

Ms. Rigby moved to approve Amendment 5 to Council Bill 13-2020. The motion was seconded by Mr. Jones.

Amendment No. 5

(Removes senior units as an option for forgoing the Right to Purchase provision.)

The roll call vote called by the Administrator on the motion to approve Amendment 5 to Council Bill 13-2020: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Amendment 5 to Council Bill 13-2020 passed.

Ms. Rigby moved to approve Amendment 6 to Council Bill 13-2020. The motion was seconded by Mr. Jones.

Amendment No. 6

(Add a "fast no" provision to the Right to Purchase process.)

The roll call vote called by the Administrator on the motion to approve Amendment 6 to Council Bill 13-2020: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Amendment 6 to Council Bill 13-2020 passed.

Ms. Rigby moved to approve Amendment 7 to Council Bill 13-2020. The motion was seconded by Mr. Jones.

Amendment No. 7

(Changes the requirement that units remain affordable into perpetuity to a period no less than 40 years.)

The roll call vote called by the Administrator on the motion to approve Amendment 7 to Council Bill 13-2020: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Amendment 7 to Council Bill 13-2020 passed.

Ms. Rigby moved to approve Amendment 8 to Council Bill 13-2020. The motion was seconded by Mr. Jones.

Amendment No. 8

(This amendment corrects the entity taking action to be the County, not the Department of Housing and Community Development and corrects enforcement provisions.

This Amendment also:

- 1. Provides that at least 20 percent of the units of any rental housing purchased by the County or the Commission shall be maintained as affordable for 40 years, instead of in perpetuity;*
- 2. Adds provisions related to the Department of Finance; and*
- 3. Removes a reporting requirement that the Department does not typically maintain.)*

Ms. Rigby moved to approve Amendment 1 to Amendment 8 to Council Bill 13-2020. The motion was seconded by Ms. Walsh.

Amendment No. 1 to Amendment No. 8

(This Amendment removes the 40-year language from the amendment. The issue is addressed in Amendment 7.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Amendment 8 to Council Bill 13-2020: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Amendment 1 to Amendment 8 to Council Bill 13-2020 passed.

Ms. Walsh moved to approve Amendment 2 to Amendment 8 to Council Bill 13-2020. The motion was seconded by Ms. Jung.

Amendment No. 2 to Amendment No. 8

(This Amendment would keep the required affordable housing map requirement.)

The roll call vote called by the Administrator on the motion to approve Amendment 2 to Amendment 8 to Council Bill 13-2020: Yea: Council Members Jung, Rigby, Walsh and Yungmann. Nay: Council Member Jones

The motion to approve Amendment 2 to Amendment 8 to Council Bill 13-2020 passed.

The roll call vote called by the Administrator on the motion to approve Amendment 8 as amended to Council Bill 13-2020: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Amendment 8 as amended to Council Bill 13-2020 passed.

The roll call vote called by the Administrator on the motion to approve Council Bill 13-2020 as amended: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

Council Resolution 36-2020 - Introduced by: Chairperson at the request of the County Executive and cosponsored by David Yungmann - A RESOLUTION amending the purchase price formula used to determine the price that Howard County pays when purchasing development rights under the Agricultural Land Preservation Program; and specifying that the purchase price formula shall be effective upon passage of the Resolution and shall remain in effect until changed or repealed by Resolution of the County Council. (*No expiration date*)

The Chairperson moved to remove Council Resolution 36-2020 from the table.

The roll call vote called by the Administrator on the motion to remove Council Resolution 36-2020 from the table: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to remove Council Resolution 36-2020 from the table passed.

Council Member Yungmann moved to approve Council Resolution 36-2020. The motion was seconded by Ms. Walsh

Council Member Yungmann moved to approve Amendment 1 to Council Resolution 36-2020. The motion was seconded by Ms. Walsh.

Amendment No. 1

(This amendment corrects numbering and corrects points that apply for new Soil Conservation and Water Quality Plans.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Council Resolution 36-2020: Yea: Council Members Jung, Jones, Rigby, Walsh and Yungmann.

The motion to approve Amendment 1 to Council Resolution 36-2020 passed.

The roll call vote called by the Administrator on the motion to approve Council Resolution 36-2020 as amended: Yea: Council Members Jung, Jones, Rigby and Yungmann. Nay: Council Member Walsh.

The motion to approve Council Resolution 36-2020 as amended passed.

Adjourned at 10:55pm

Tabled

Council Resolution 98-2019 – A RESOLUTION adopting the Housing Unit Allocation Chart for Fiscal Year 2020 pursuant to the Adequate Public Facilities Act of Howard County. (tabled 7/1/19) *(No expiration date)*

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. (tabled 6/3/19) *(No expiration date)*