

**COUNTY COUNCIL OF  
HOWARD COUNTY, MARYLAND**

**2014 Legislative Session**

**Legislative Day No. 3  
03/05/2014**

**HOWARD COUNTY TO WIT:**

The Chairperson called the legislative session to order at **5:39** p.m.

Calvin Ball, Chairperson; Courtney Watson, Vice Chairperson; Greg Fox, Council Member; Mary Kay Sigaty, Council Member; and Jennifer Terrasa, Council Member were present.

Sheila Tolliver, Administrator to the County Council; Jennifer Sager, Legislative Coordinator; Jim Vannoy, Office of Law; Meredith Beach, Legislative Analyst; and Craig Glendenning, County Auditor were also present.

**APPROVE JOURNAL AND MINUTES**

The Chairperson moved to approve the Journal for Legislative Day No. 2, February 3, 2014. The motion was seconded by Ms. Watson.

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

The motion to approve the journal passed.

The Chairperson moved to approve the minutes of the minutes for the special meeting held on February 3, 2014, the legislative public hearing held on February 18, 2014 and the Legislative Work Session held on February 24, 2014. The motion was seconded by Ms. Watson.

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

The motion to approve the minutes passed.

The Chairperson moved to approve the minutes of the minutes for the Monthly Meeting on February 10, 2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion was: Yea: Council Members Ball, Fox, Sigaty, and Terrasa. Abstain: Ms. Watson.

The motion to approve the minutes passed.

The Chairperson moved to approve the allowance of the reading of short titles for bills on final consideration. The motion was seconded by Ms. Sigaty.

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

The motion to allow the reading of short titles for bills on final consideration passed

---

## **INTRODUCTION OF LEGISLATION**

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

### **Appointments**

**Council Resolution 24-2014** - Confirming the appointment of Dr. Anand Mattai to the Board of Directors of the Howard County Mental Health Authority.

**Council Resolution 25-2014** - Confirming the appointment of Anthony E. Molinaro, Jr., P.E., to the Board of Electrical Examiners.

**Council Resolution 26-2014** - Confirming the reappointment of Denny Patrick to the Howard County Agricultural Land Preservation Board.

---

### **General**

**Council Bill 8-2014** - Introduced by: The Chairperson - AN ACT to amend the compensation of the members of the Howard County Board of Appeals; and generally relating to the Howard County Board of Appeals.

**Council Bill 9-2014** - AN ACT establishing a tax credit against the County tax imposed on real property located adjacent to Route 1 that is renovated, upgraded, or rehabilitated, under certain conditions; establishing the amount, terms, conditions, and duration of the credit; providing for an application procedure and administration of the credit; and generally relating to property tax credits.

**Council Bill 10-2014** - AN ACT allowing certain fees-in-lieu to be used to create urban tree canopy; defining certain terms; allowing certain fees-in-lieu to be used for the maintenance of existing forests in accordance with State law; and generally relating to forest conservation in Howard County.

**Council Bill 11-2014** - AN ACT changing the name of the Historic District Commission to be the

Historic Preservation Commission; defining certain terms; allowing for certain single-site historic districts; clarifying certain membership of the Commission; extending certain voting deadlines; clarifying the advisory role of the Commission; clarifying certain powers of the Commission and staff; clarifying certain appeal provisions; and generally relating to the Historic District Commission.

**Council Resolution 27-2014** - A RESOLUTION adopting the Howard County Historic Preservation Plan.

**Council Resolution 28-2014** - A RESOLUTION recommending the denial of Elizabeth Mullinix's request to terminate a Maryland Agricultural Land Preservation Foundation easement on property located on the south side of Carrs Mill Road, containing approximately 142 acres, more commonly known as the "Clevenger Farm".

**Council Resolution 29-2014** - A RESOLUTION declaring that a total of approximately 22.58 acres of real property owned by Howard County and identified as the Mears Property and located along Lennox Road in Jessup is no longer needed for a public purpose; authorizing the County Executive to sell the property; waiving the bidding requirements of Section 4.201 of the Howard County Code; allowing the County to consider certain conditions when reviewing bids to purchase the property; and providing that the County Executive is not bound to convey the property if he finds that the land may have a further public use.

---

## **FINAL CONSIDERATION**

The Chairperson moved to remove Council Resolutions 1-2014 from the table. The motion was seconded by Ms. Watson.

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

The motion to remove Council Resolutions 1-2014 from the table passed.

---

*The Administrator read the bills for final consideration, beginning with the items on the consent agenda:*

### **Consent Agenda**

**Council Resolution 1-2014** - Confirming the appointment of Michele Brown to the Board of Directors of the Howard County Mental Health Authority. (tabled 2-3-14)

**Council Resolution 10-2014** - Confirming the appointment of Tajuddin I. Sabree to the Equal Business Opportunity Commission.

**Council Resolution 12-2014** – Confirming the reappointment of Mary Jo Neil to the Commission for

Women.

**Council Resolution 13-2014** – Confirming the reappointment of Chelsea Stanton to the Commission on Disability Issues.

**Council Resolution 14-2014** – Confirming the reappointment of Rev. Robert Turner to the Human Rights Commission.

**Council Resolution 15-2014** – Confirming the reappointment of Alex Walker to the Commission on Disability Issues.

**Council Resolution 16-2014** – Confirming the reappointment of Joan Webb Scornaienchi to the Commission for Women.

The Chairperson moved to approve the resolutions on the consent agenda: Council Resolutions 1, 10, 12, 13, 14, 15, and 16-2014. The motion was seconded by Ms. Watson

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

The motion to approve the resolutions on the consent agenda passed

---

### **Other Appointments**

**Council Resolution 11-2014** – Confirming the reappointment of Victoria L. F. Gaunt to the Howard County Animal Matters Hearing Board.

The Chairperson moved to approve Council Resolution 11-2014. The motion was seconded by Ms. Watson.

**Amendment 1 to CR 11-2014** - [Amendment 1 corrects a date]

The Chairperson moved to approve Amendment 1 to CR11-2104. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson to approve Amendment 1 to CR11-2104 on the motion was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The roll call vote called by the Chairperson on the motion to approve Amendment 1 to CR11-2104 was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The roll call vote called by the Chairperson on the motion to approve CR11-2014 as amended was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The motion to approve CR11-2014 as amended passed.

---

### **Financial**

**SAO2-FY2014** - AN ACT transferring \$16,559 from the Grants Fund, Contingency Reserve to the Circuit Court for a grant for courthouse security.

The Chairperson moved to approve SAO02-FY2014. The motion was seconded by Ms. Watson.

**Amendment 1 to SAO2-FY2014** - [Amendment 1 corrects an account number]

The Chairperson moved to approve Amendment 1 to SAO02-FY2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Amendment 1 to SAO02-FY2014 was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The roll call vote called by the Chairperson on the motion to approve SAO02-FY2014 as amended was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The motion to approve SAO02-FY2014 as amended passed.

**Council Bill 3-2014** - AN ORDINANCE providing for the issuance at any one time and from time to time of general obligation bond anticipation notes in anticipation of the issuance of the County's general obligation bonds in an aggregate principal amount outstanding at any one time not to exceed the aggregate principal amount of general obligation bonds authorized to be issued by Howard County, Maryland at the time such notes are issued; providing that such bond anticipation notes shall be sold at private (negotiated) or at public sale for a price at, above or below, the par value thereof, as may be determined by the County Executive; providing that such bond anticipation notes may be issued as variable rate demand obligations, notes in the nature of commercial paper or other similar obligations and authorizing the County Executive to determine various matters and to take various other actions in connection therewith; providing that such bond anticipation notes not paid with bond proceeds may be paid with proceeds of bond anticipation notes authorized by this Ordinance; covenanting to pay the principal of and interest on any such bond anticipation notes with the proceeds of the bonds in anticipation of the sale of which such notes are issued; covenanting to issue the bonds in anticipation of which any such bond anticipation notes are issued as soon as the reason for deferring the issuance thereof no longer exists; providing for the levy and collection of all taxes, charges and assessments necessary for the payment when due of the principal of and interest on all notes issued pursuant to this Ordinance not paid with proceeds of bonds or notes issued under this Ordinance; providing for disbursement of the proceeds of the Notes; delegating authority to the County Executive the power to enter into all agreements which may be necessary or desirable to secure and market the notes authorized pursuant to this Ordinance; generally providing for the issuance, sale and delivery of bond anticipation notes and determining various matters in connection therewith.

The Chairperson moved to approve Council Bill No. 3-2014. The motion was seconded by Ms. Watson.

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

The motion to approve Council Bill No. 3-2014 passed

---

### **General**

**Council Bill 4-2014** - Introduced by: The Chairperson - A CORRECTIVE ACT amending Council Bill 32-2013 in order to correct an enrollment error in the bill that incorrectly reflected the County Council's action regarding a certain property.

The Chairperson moved to approve Council Bill 4-2014. The motion was seconded by Ms. Watson.

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

The motion to approve Council Bill 4-2014 passed

**Council Bill 5-2014** - Introduced by: The Chairperson at the request of the Compensation Review Commission - AN ACT to repeal and enact a new Section 5.200 "Annual Salary" of Subtitle 2 "Compensation" of Title 5 "County Council" of the Howard County Code to set the annual salary of the members of the Howard County Council for the term beginning in December 2014.

The Chairperson moved to approve Council Bill 5-2014. The motion was seconded by Ms. Watson.

**Amendment 1 to Council Bill 5-2014** – Amendment 1 eliminates an allocation for technology or electronic devices.

The Chairperson moved to approve Amendment 1 to Council Bill 5-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Amendment 1 to Council

Bill 5-2014 was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The roll call vote called by the Chairperson on the motion to approve Council Bill 5-2014 as amended was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The motion to approve Council Bill 5-2014 as amended passed.

**Council Bill 6-2014** - Introduced by: The Chairperson at the request of the Compensation Review Commission - AN ACT to repeal and enact a new Section 6.100 “Annual Salary” of Subtitle 1 “Compensation of the County Executive” of Title 6 “County Executive and the Executive Branch” of the Howard County Code to set the annual salary of the members of the Howard County Executive for the term beginning in December 2014.

The Chairperson moved to approve Council Bill 6-2014. The motion was seconded by Ms. Watson.

**Amendment 1 to Council Bill 6-2014** – Amendment 1 corrects a title

The Chairperson moved to approve Amendment 1 to Council Bill 6-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Amendment 1 to Council Bill 6-2014 was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The roll call vote called by the Chairperson on the motion to approve Council Bill 6-2014 as amended was: Yea: Council Members, Ball, Fox, Sigaty, and Terrasa. Abstain: Ms. Watson.

The motion to approve Council Bill 6-2014 as amended passed.

**Council Bill 7-2014** - Introduced by: Mary Kay Sigaty - AN ACT to clarify when an animal is “at-large” in Howard County; and generally relating to animal control in Howard County

The Chairperson moved to approve Council Bill 7-2014. The motion was seconded by Ms. Watson.

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

The motion to approve Council Bill 7-2014 passed

*The Administrator read the next two resolutions together:*

**Council Resolution 17-2014** – A RESOLUTION authorizing the County Purchasing Agent to waive the formal competitive bidding requirements of Title 4, Subtitle 1 of the Howard County Code in order to enter into an agreement with the Columbia Association, Inc., a Maryland corporation, to make certain improvements to the storm drainage channel under the Cradlerock Way Bridge.

**Council Resolution 18-2014** – A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive to grant an easement to the Columbia Association, Inc., a Maryland Corporation, on certain real property owned by the County that goes under Cradlerock Way located in Columbia; 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 grant the easement if he finds that the land may have a further public use.

The Chairperson moved to approve Council Resolution 17-2014 and Council Resolution 18-2014. The motion was seconded by Ms. Watson.

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

The motion to approve Council Resolution 17-2014 and Council Resolution 18-2014 passed

**Council Resolution 19-2014** – A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive to grant an easement to Baltimore Gas and Electric Company on certain real property owned by the County known as Open Space Lot 11 located in Ellicott City; 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 grant the easement if he finds that the land may have a further public use.

The Chairperson moved to approve Council Resolution 19-2014. The motion was seconded by Ms. Watson.

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

The motion to approve Council Resolution 19-2014 passed

**Council Resolution 20-2014** – A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive to grant an easement to Baltimore Gas and Electric Company on property owned by the County located along Court House Drive in Ellicott City; 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 grant the easement if he finds that the land may have a further public use.

The Chairperson moved to approve Council Resolution 20-2014. The motion was seconded by Ms. Watson.

**Amendment 1 to Council Resolution 20-2014** – Amendment 1 corrects the reason for the easement.

The Chairperson moved to approve Amendment 1 to Council Resolution 20-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Amendment 1 to Council Resolution 20-2014 was: Yea: Council Members, Ball, Sigaty, Terrasa, and Watson. Abstain: Fox

The roll call vote called by the Chairperson on the motion to approve Council Resolution 20-2014 as amended was: Yea: Council Members, Ball, Sigaty, Terrasa, and Watson. Abstain: Fox

The motion to approve Council Resolution 20-2014 as amended passed.

**Council Resolution 21-2014** – A RESOLUTION endorsing and authorizing the Howard County Executive to file an application with the Maryland Transit Administration of the Maryland Department of Transportation for certain grants under the Federal Transit Act.

The Chairperson moved to approve Council Resolution 21-2014. The motion was seconded by Ms. Watson.

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

The motion to approve Council Resolution 21-2014 passed

**Council Resolution 22-2014** – A RESOLUTION in accordance with Howard County's Urban Renewal Law, finding that certain properties of the Long Reach Village Center in Columbia constitute a blighted area; finding that the rehabilitation or redevelopment of these properties by means of an Urban Renewal Project is necessary in the interest of the public health, safety and welfare of the residents of the County; establishing the area in which the Project will take place; authorizing the acquisition of certain properties in the Long Reach Village Center as part of the Project; authorizing preparation of the plans necessary for the Project; and generally relating to urban renewal in Howard County.

The Chairperson moved to approve Council Resolution 22-2014. The motion was seconded by Ms. Watson.

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

The motion to approve Council Resolution 22-2014 passed

**Council Resolution 23-2014** – Introduced by: Council Members Calvin Ball, Mary Kay Sigaty, Jennifer Terrasa and Courtney Watson - A RESOLUTION requesting that the Howard County Public Transportation Board provide a report to the County Council and County Executive on the performance of the Howard County public transportation system and on specific improvements required of the system to meet the increasing demand for public transportation options in and around Howard County.

The Chairperson moved to approve Council Resolution 23-2014. The motion was seconded by Ms. Watson.

**Amendment 1 to Council Resolution 23-2014** – Amendment 1 adds factors to be evaluated, changes the reporting deadline, and expands entities invited to provide input, and makes technical corrections.

The Chairperson moved to approve Amendment 1 to Council Resolution 23-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Amendment 1 to Council Resolution 23-2014 was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The roll call vote called by the Chairperson on the motion to approve Council Resolution 23-2014 as amended was: Yea: Council Members, Ball, Fox, Sigaty, Terrasa, and Watson.

The motion to approve Council Resolution 23-2014 as amended passed.

---

### **Tabled**

Council Resolution No. 150-2011 - Introduced by Greg Fox - Proposing to add a section to Article VIII. "Centralized Purchasing" of the Howard County Charter to limit the exercise of the power of eminent domain so that the power is used only for public purposes and not for private economic development, 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 XIA of the Maryland Constitution. (tabled 10-4-11)

Council Resolution No. 117-2013 - Declaring that a total of approximately 0.841 acres of real property owned by Howard County and identified as a portion of the right-of-way of Dorsey Run Road is no longer needed for a public purpose; 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 property to Coastal Sunbelt Produce; and providing that the County Executive is not bound to convey the property if he finds that the land may have a further public use and submits his finding to the County Council for its consideration. (tabled 10-7-13)

The legislative session adjourned at 6:20p.m.