

**COUNTY COUNCIL
OF
HOWARD COUNTY, MARYLAND**

2021 Legislative Session

Legislative Day No. 1

January 4, 2021

HOWARD COUNTY TO WIT:

The Chairperson called the legislative session to order at **7:03** p.m. through Virtual *via Webex*.

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

Theo Wimberly, Acting Administrator to the County Council; Craig Glendenning, Senior Legislative Analyst; Lynne Rosen, Senior Legislative Analyst; Kristen Perry, Principal Attorney Office of Law; Gary Kuc, County Solicitor; Amanda Mihill, Assistant County Solicitor; Jennifer Sager, Legislative Coordinator; Maureen Arthurs, Director of Government Affairs; Carl DiLorenzo, Administration; Margery Sayers, Executive Assistant and Brenda Smith, Administrative Support were also present.

APPROVE JOURNALS AND MINUTES

The Chairperson moved to approve the Journal for December 7, 2020. The motion was seconded by Council Member Jones.

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

The motion to approve the Journal of December 7, 2020 passed.

The Chairperson moved to approve the minutes of: Special Public Hearing of November 16, 2020 and the Monthly Meeting - December 14, 2020, the motion was seconded by Council Member Jones.

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

The motion to approve the minutes for the Special Public Hearing of November 16, 2020 and the Monthly Meeting of December 14, 2020 passed.

The Chairperson moved to approve the late Introduction of Council Resolution 16-2021 calling the Council into Special Legislative Session on January 19, 2021 to consider Emergency Legislation. (requires 4 votes). The motion was seconded by Council Member Jones.

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

The motion to approve the to approve the late Introduction of Council Resolution 16-2021 calling the Council into Special Legislative Session on January 19, 2021 to consider Emergency Legislation passed.

INTRODUCTION

Appointments

Council Resolution 1-2021 - A RESOLUTION confirming the appointment of Nailah Brock, Ph.D. to the Board of Social Services. *(No expiration date)*

Council Resolution 2-2021 - A RESOLUTION confirming the appointment of Maurice C. Frazier to the Martin Luther King, Jr. Holiday Commission. *(No expiration date)*

Council Resolution 3-2021 - A RESOLUTION confirming the appointment of Ralph C. Glover, Jr. to the Board of Social Services. *(No expiration date)*

Council Resolution 4-2021 - A RESOLUTION confirming the appointment of Ayesha Holmes to the Local Behavioral Health Advisory Board. *(No expiration date)*

Council Resolution 5-2021 - A RESOLUTION confirming the appointment of Shoshanah Hornum to the Martin Luther King, Jr. Holiday Commission. *(No expiration date)*

Council Resolution 6-2021 - A RESOLUTION confirming the appointment of Elizabeth Kromm to the Commission on Aging. *(No expiration date)*

Council Resolution 7-2021 - A RESOLUTION confirming the appointment of Chalise Cassandra Latimer to the Martin Luther King, Jr. Holiday Commission. *(No expiration date)*

Council Resolution 8-2021 - A RESOLUTION confirming the appointment of Ivette Lopez to the Board of Social Services. *(No expiration date)*

Council Resolution 9-2021 - A RESOLUTION confirming the appointment of Rev. Dr. Elizabeth R. Sapp Jones to the Board of Social Services. *(No expiration date)*

Council Resolution 14-2021 – Introduced by Chairperson - A RESOLUTION appointing Amy Renee Brooks to the Board of Appeals of Howard County, Maryland, to fill a term ending on December 31, 2025. *(No expiration date)*

Council Resolution 15-2021 – Introduced by the Chairperson - A RESOLUTION appointing David Marker, Everlene Cunningham, McNeal Brown, Mahesh S. Kukata, Chris Oxenham, Ray Serrano, and Donna Hill Staton to the Councilmanic Redistricting Commission and naming Donna Hill Staton as the Chairperson of the Commission; and generally relating to Councilmanic Redistricting. *(No expiration date)*

Council Resolution 165-2020 - A RESOLUTION confirming the appointment of Jerome Rollerson to the Advisory Board on Consumer Protection. *(No expiration date)*

Financial

Council Bill 2-2021 – AN ORDINANCE approving the execution and delivery by Howard County, Maryland (the “County”) of a conditional purchase agreement or funding agreement (the “Conditional Purchase Agreement”) in an amount not to exceed \$25,000,000 in order to refinance one or more lease agreements of the County and to pay the costs of such refinancing; providing that the County’s obligation to make purchase installment payments under the Conditional Purchase Agreement shall be subject to annual appropriation by the County Council of Howard County, Maryland and shall not constitute indebtedness of the County; providing that the refinancing hereby approved is being undertaken for the purposes of realizing lease payment savings for the County; and generally providing for other matters related to the execution and delivery of the Conditional Purchase Agreement by the County. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

Council Bill 3-2021 - AN ACT making emergency appropriations pursuant to Section 610(b) of the Howard County Charter and amending the Annual Budget and Appropriation for Fiscal Year 2021 in order to fund unanticipated expenses related to COVID-19 response efforts in Howard County in 2021; and declaring that this Act is an Emergency Bill necessary to meet a public emergency affecting life, health or property. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

Council Bill 10-2021 - AN ACT making emergency appropriations pursuant to Section 610(b) of the Howard County Charter and amending the Annual Budget and Appropriation for Fiscal Year 2021 in order to receive additional grant funding from the State; and declaring that this Act is an Emergency Bill necessary to meet a public emergency affecting life, health or property. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

General

Council Bill 4-2021 - AN ACT amending the timing for Fiscal Analysis provided by the County Auditor; providing that certain exceptions apply to Fiscal Analysis provided by the County Executive; and generally relating to the enactment of legislation. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

Council Bill 5-2021 - AN ACT amending the Howard County Retirement Plan in order to create a Deferred Retirement Option Program for Participating Corrections Employees (Corrections DROP); defining certain terms; establishing certain deadlines; setting forth the eligibility for Corrections DROP to include certain employees of the Department of Corrections; providing for the term of Corrections DROP participation; providing for the termination of participation in Corrections DROP; requiring that certain accounts be established and maintained; setting forth provisions related to the disability, death, or retirement of Corrections DROP participants; and generally relating to the Howard County Retirement Plan. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

Council Bill 1-2021 - AN ACT requiring a license for private animal shelters; defining certain terms; authorizing the adoption of certain regulations; providing for certain exemptions; requiring that a license application contain certain information; requiring an application fee; requiring that certain fees be adopted by Resolution of the County Council; providing for inspections; providing that a denied application can be resubmitted under certain conditions; providing for a license term; providing the conditions under which the license can be suspended or revoked; providing for appeals and license renewals; requiring certain records; providing standards of care for private animal shelters; providing for certain penalties; adding to the duties of the Animal Matters Hearing Board; and generally relating to private animal shelters in Howard County. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

Council Resolution 11-2021 - A RESOLUTION approving a nonrefundable application fee and a license fee for an annual Private Animal Shelter License. *(No expiration date)*

Council Bill 6-2021 - AN ACT requiring certain recycling services for office buildings over a certain size; requiring compliance with the County's Solid Waste Management Plan; authorizing certain inspections; providing for certain penalties; and generally related to recycling in office buildings in Howard County. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

Council Resolution 10-2021 - A RESOLUTION adopting the Office Building Recycling Plan as an amendment to the Solid Waste Management Plan, 2014-2024, in accordance with the procedure required by State Law. *(No expiration date)*

Council Resolution 12-2021 - A RESOLUTION pursuant to Section 16.1203 of the Howard County Code, adopting a new Forest Conservation Manual; and generally relating to Howard County Forest Conservation. *(No expiration date)*

Council Resolution 13-2021 - A RESOLUTION approving an amendment to the Howard County Master Plan for Water and Sewerage to add Cattail Creek Country Club to the list of existing wastewater treatment plants and to the list of existing and planned permit discharges. *(No expiration date)*

Council Bill 7-2021 (ZRA192) - Introduced by the Chair at the request of Annapolis Junction Town Center, LLC - AN ACT amending the Howard County Zoning Regulations to allow structures within 750 feet of a MARC station platform to exceed 100 feet in height up to a maximum of 180 feet in height under certain circumstances; and generally relating to the Transit Oriented Development (TOD) Zoning District. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

Council Bill 8-2021 (ZRA193) - Introduced by: The Chair at the request of Blue Stream, LLC - AN ACT amending the Howard County Zoning Regulations to allow all CAC (Corridor Activity Center) zoned properties to reduce the required commercial square footage below 20 square feet per dwelling unit if the Department of Planning and Zoning finds based on a market study submitted by the developer that the reduction is necessary for the financial viability of the project; and generally relating to the CAC zoning district. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

Council Bill 9-2021 – Introduced by: David Yungmann - AN ACT to repeal a prohibition against the installation of certain multiuse sewerage systems; and generally relating to private sewer systems. *(Expires 3/15/21; 4/19/21 if extended; or 5/24/21 if extended twice.)*

Council Resolution 16-2021 – Introduced by: The Chairperson - A RESOLUTION calling the County Council of Howard County, Maryland into legislative session on a specified date. *(No expiration date)*

Final Consideration

Council Resolution 16-2021 – Introduced by: The Chairperson - A RESOLUTION calling the County Council of Howard County, Maryland into legislative session on a specified date. *(No expiration date)*

The Chairperson moved to approve Council Resolution 16-2021. The motion was seconded by Council Member Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolution 16-2021 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 16-2021 passed.

*TAO1-2020 was extended at the December legislative session and will expire on January 18, 2021 and needs to be extended to be taken up at the February Legislative Session.
It takes three votes to take from the table.*

TAO1-FY2021 - AN ACT transferring a total of \$54,652,000 from C0214, Category Contingency Fund, to capital project C0364, New Cultural Center, for Fiscal Year 2021. (*Expires 12/14/20; 1/18/21 if extended; or 2/22/21 if extended twice.*)

Council Member Jones moved to remove TAO1-FY2021 from the table. The motion was seconded by Council Member Yungmann.

The roll call vote called by the Administrator on the motion to remove TAO1-FY2021 from the table was: Yea: Council Member Jones, Council Member Rigby and Council Member Yungmann; Nay: Council Member Walsh; Council Member Jung.

The motion to remove TAO1-FY2021 from the table passed.

TAO1-FY2021 - AN ACT transferring a total of \$54,652,000 from C0214, Category Contingency Fund, to capital project C0364, New Cultural Center, for Fiscal Year 2021. (*Expires 12/14/20; 1/18/21 if extended; or 2/22/21 if extended twice.*)

Council Member Yungmann moved to approve TAO1-FY2021. The motion was seconded by Council Member Jones.

The roll call vote called by the Administrator on the motion to approve TAO1-FY2021 was: Yea: Council Member Jones, Council Member Rigby and Council Member Yungmann; Nay: Council Member Walsh; Abstain: Council Member Jung.

The motion to approve TAO1-FY2021 from the table passed.

Adjourned: **7:45** p.m.