

**COUNTY COUNCIL
OF
HOWARD COUNTY, MARYLAND**

2021 Legislative Session

**Legislative Day No. 7
May 3, 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.

Michelle Harrod, Administrator to the County Council; Craig Glendenning, County Auditor; Gary Kuc, County Solicitor; Amanda Mihill, Assistant County Solicitor; Jennifer Sager, Legislative Coordinator; Maureen Arthurs, Director of Government Affairs; Lynne Rosen, Senior Legislative Analyst; Margery Sayers, Executive Assistant and Kel Berg, Administrative Support were also present.

APPROVE JOURNAL AND MINUTES

The Chairperson moved to approve the Journal for Legislative Day No. 6, April 5, 2021. The motion was seconded by Dr. Jones.

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

The motion to approve the journal passed.

The Chairperson moved to approve the minutes for the Monthly Meeting – April 7, 2021; the Legislative Public Hearing – April 19, 2021; the Capital Budget Public Hearing (all departments except education) – April 20, 2021; the Capital Budget Public Hearing (education) – April 20, 2021; the Capital Budget Work Session – April 21, 2021; the Capital Budget Work Session – April 23, 2021; the Operating Budget Public Hearing (education) – April 26, 2021 and the Capital Budget Work Session – April 28, 2021. The motion was seconded by Dr. Jones.

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

The motion to approve the minutes passed.

The Chairperson moved to amend the agenda to allow for introduction of Council Resolution 93-2021 that was not prefiled. The motion was seconded by Dr. Jones.

The roll call vote called by the Administrator on the motion to amend the agenda to allow for introduction of Council Resolution 93-2021 that was not prefiled was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to amend the agenda to allow for introduction of Council Resolution 93-2021 that was not prefiled passed.

INTRODUCTION OF LEGISLATION

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

Reappointments

Council Resolution 60-2021 - A RESOLUTION confirming the reappointment of Joan Hash to the Human Rights Commission. *(No expiration date)*

Council Resolution 61-2021 - A RESOLUTION confirming the reappointment of Dr. Kathleen Hetherington to the Board of Directors of the Economic Development Authority. *(No expiration date)*

Council Resolution 62-2021 - A RESOLUTION confirming the reappointment of Peter K. Hwang to the Human Rights Commission. *(No expiration date)*

Council Resolution 63-2021 - A RESOLUTION confirming the reappointment of Archana G. Leon-Guerrero to the Adult Public Guardianship Review Board. *(No expiration date)*

Council Resolution 64-2021 - A RESOLUTION confirming the reappointment of Nikki Young to the Adult Public Guardianship Review Board. *(No expiration date)*

Financial (Non-FY2022 budget)

Council Bill 28-2021 - 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 7/12/21; 8/16/21 if extended; or 9/20/21 if extended twice.*)

Council Resolution 93-2021 - A RESOLUTION approving certain transfers between major categories of the Howard County Board of Education Operating Budget for Fiscal Year 2021; transferring \$2,250,000 to the Maintenance of Plant Category and \$2,500,000 to the Fixed Charges category; and generally relating to the Fiscal Year 2021 Operating Budget of the Board of Education. (*Expires 7/12/21; 8/16/21 if extended; or 9/20/21 if extended twice.*)

General

Council Bill 29-2021 - 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 Howard County Police Officer's Association, Lodge 21 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 Howard County Police Officer's Association, Lodge 21 that will be effective through the end of Fiscal Year 2023 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 Howard County Police Officer's Association, Lodge 21. (*Expires 6/30/21*)

Council Bill 30-2021 - AN ACT approving an amendment to a multi-year collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3085 that will be effective through the end of Fiscal Year 2022 and that includes payment of certain compensation in future fiscal years; 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. (*Expires 7/12/21; 8/16/21 if extended; or 9/20/21 if extended twice.*)

Council Bill 42-2021 – Introduced by: Deb Jung - AN ACT requiring the Department of Planning and Zoning, in collaboration with specified County agencies, to establish a system of data collection; requiring the Department of Planning and Zoning, in collaboration with specified County agencies, to recommend actions to improve the retention of existing forest areas and effectiveness of mitigation measures; and generally relating to the Forest Conservation Act. (*Expires 7/12/21; 8/16/21 if extended; or 9/20/21 if extended twice.*)

Council Resolution 92-2021 – Introduced by: The Chairperson - A RESOLUTION calling the County Council of Howard County, Maryland into legislative session on a specified date. (*No expiration date*)

Budget (FY2022)

Council Bill 31-2021 - 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. *(goes into effect 7/1/2021 if not passed)*

Council Bill 32-2021 - AN ACT adding certain executive exempt employees who are appointed by the County Executive; amending certain titles of employees in the Department of Corrections as reflected in a list of classifications eligible under certain retirement plans; and generally relating to the listing of position classifications in the Howard County Code. *(goes into effect 7/1/2021 if not passed)*

Council Bill 33-2021 - AN ACT amending the Classification Plan for Howard County to remove certain classifications and to add certain classifications; and generally relating to amendments to the Howard County Classification Plan. *(goes into effect 7/1/2021 if not passed)*

Council Bill 34-2021 - AN ACT adopting the current expense budget and the capital budget for the fiscal year beginning July 1, 2021 and ending June 30, 2022, to be known as the Annual Budget and Appropriation Ordinance of Howard County, Fiscal Year 2022. *(goes into effect 7/1/2021 if not passed)*

Council Bill 35-2021 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$100,337,165 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 construction projects, roadside and sidewalk projects, library projects, community college projects, parks and recreation projects, police projects and traffic improvements projects), which are specified and described in the County's 2022 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. *(goes into effect 7/1/2021 if not passed)*

Council Bill 36-2021 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$64,311,822 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 2022 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. *(goes into effect 7/1/2021 if not passed)*

Council Bill 37-2021 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$3,484,000 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 2022 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. *(goes into effect 7/1/2021 if not passed)*

Council Bill 38-2021 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in a principal amount of up to \$12,264,209 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 2022 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. *(goes into effect 7/1/2021 if not passed)*

Council Bill 39-2021 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$12,755,634 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 2022 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. *(goes into effect 7/1/2021 if not passed)*

Council Bill 40-2021 - AN ACT to authorize and empower Howard County, Maryland, to enter into installment purchase agreements to acquire development rights in agricultural lands located within the County (Project No. G-0163), for an aggregate purchase price of not more than \$22,590,000, plus interest thereon; providing that the County's obligation to pay the purchase price under and interest on such agreements shall be a general obligation of the County made upon its full faith and credit; and to levy taxes upon the assessable property within the County sufficient, together with the portion of the transfer tax imposed on transfers of real property in Howard County which is dedicated to agricultural land preservation and other available funds, to provide for the payment of the purchase price under and interest on any agreements so entered into; and providing for and determining various matters in connection therewith. *(goes into effect 7/1/2021 if not passed)*

Council Bill 41-2021 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$75,000,000 on its full faith and credit, and issue debt obligations therefor, to be used to pay costs of certain General County projects as more particularly described in the County's Fiscal Year 2022 Capital Budget, and to pay costs of issuance of such debt obligations; and to levy taxes upon the assessable property within the County sufficient, together with and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 65-2021 - A RESOLUTION approving the Capital Program for Howard County for Fiscal Years 2023 through 2027 and the Extended Capital Program for Fiscal Years 2028 through 2031. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 66-2021 - A RESOLUTION approving the Fiscal Year 2022 operating budget for the Howard Community College and indicating appropriations for major functional categories. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 67-2021 - A RESOLUTION approving the Fiscal Year 2022 budget for the Howard County Library System and indicating appropriations for object classes. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 68-2021 - A RESOLUTION setting forth the Fiscal Year 2022 Operating Budget for the Howard County Board of Education. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 69-2021 - A RESOLUTION approving the Fiscal Year 2022 budget for the Howard County Health Department and indicating appropriations for object classes. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 70-2021 - A RESOLUTION approving schedules for charges pertaining to the Metropolitan District, to water and sewer service, and to shared sewage disposal facilities. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 71-2021 - A RESOLUTION approving schedules of fees for the functions regulated by the Department of Public Works. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 72-2021 - A RESOLUTION approving schedules of fees, fines and charges for functions regulated by the Howard County Department of Inspections, Licenses and Permits. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 73-2021 - A RESOLUTION approving schedules of fees and charges for functions regulated or administered by the Department of Planning and Zoning. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 74-2021 – Introduced by: Liz Walsh and Cosponsored by Deb Jung and Christiana Rigby - A RESOLUTION increasing the fees charged by the Department of Planning and Zoning for Zoning Regulation Amendment petitions; and generally relating to fees. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 75-2021 - A RESOLUTION approving schedules of fees and rates for functions regulated and administered by the Department of Police. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 76-2021 - 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. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 77-2021 - 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. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 78-2021 - A RESOLUTION adopting schedules for various charges related to the Watershed Protection and Restoration Fee. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 79-2021 - A RESOLUTION adopting fee schedules for functions of the Health Department. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 80-2021 - A RESOLUTION adopting a Schedule of Fees for inspections conducted by the Department of Fire and Rescue Services. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 81-2021 - A RESOLUTION adopting a schedule of fees for functions regulated by the Department of Finance. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 82-2021 - A RESOLUTION approving a Reimbursement Schedule for the Emergency Medical Services Reimbursement Program. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 83-2021 - A RESOLUTION amending the fee process for requests to establish Tax Increment Financing Districts and establishing a fee for certain Special Taxing Districts. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 84-2021 - A RESOLUTION adopting a permit fee for the Publicly Accessible Electric Scooter Sharing System. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 85-2021 - 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. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 86-2021 - A RESOLUTION adopting the schedule of rates for the Building Excise Tax. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 87-2021 - A RESOLUTION levying Fire and Rescue tax rates beginning July 1, 2021. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 88-2021 - A RESOLUTION levying a property tax for the fiscal year beginning July 1, 2021 and ending June 30, 2022; setting the tax rates for property; and providing for the collection of the property tax. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 89-2021 - A RESOLUTION setting the fee-in-lieu rate for moderate income housing. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 90-2021 - A RESOLUTION adopting the Transfer Tax, the tax on every instrument of writing conveying title to real or leasehold property offered for a record and recorded in Howard County with the Clerk of the Circuit Court, and providing for certain exemptions from the tax. *(goes into effect 7/1/2021 if not passed)*

Council Resolution 91-2021 - A RESOLUTION establishing a recordation tax rate on instruments of writing that are recorded with the Clerk of the Circuit Court. *(goes into effect 7/1/2021 if not passed)*

FINAL CONSIDERATION

Appointments and Reappointments

The Chair asked if there were objections to reading appointments and reappointments together. After hearing no objections, the Administrator read Council Resolutions 44-, 45-, 46-, 47-, 48-, 49-, 50-, 51-, 52-, 53-, 54- and 55-2021 together for a single combined roll call vote.

Council Resolution 44-2021 - A RESOLUTION confirming the appointment of Herman L. Charity to the Recreation and Parks Board. *(No expiration date)*

Council Resolution 45-2021 - A RESOLUTION confirming the appointment of Phillip Dodge to the Multimodal Transportation Board. *(No expiration date)*

Council Resolution 46-2021 - A RESOLUTION confirming the appointment of Frances F. LoPresti to the Howard County Animal Matters Hearing Board. *(No expiration date)*

Council Resolution 47-2021 - A RESOLUTION confirming the reappointment of Reginald T. Avery to the Commission on Aging. *(No expiration date)*

Council Resolution 48-2021 - A RESOLUTION confirming the reappointment of Patricia Branch to the Advisory Board on Consumer Protection. *(No expiration date)*

Council Resolution 49-2021 - A RESOLUTION confirming the reappointment of David Drasin to the Multimodal Transportation Board. *(No expiration date)*

Council Resolution 50-2021 - A RESOLUTION confirming the reappointment of Eric Shatzer to the Board of Electrical Examiners. *(No expiration date)*

Council Resolution 51-2021 - A RESOLUTION confirming the reappointment of Young Ran Smith to the Advisory Board on Consumer Protection. *(No expiration date)*

Council Resolution 52-2021 - A RESOLUTION confirming the reappointment of Sue Song to the Commission on Aging. *(No expiration date)*

Council Resolution 53-2021 - A RESOLUTION confirming the reappointment of William Stone to the Board of Directors of the Economic Development Authority. *(No expiration date)*

Council Resolution 54-2021 - A RESOLUTION confirming the reappointment of Alan Whitworth to the Public Works Board. *(No expiration date)*

Council Resolution 55-2021 - A RESOLUTION confirming the reappointment of David Zinner to the Multimodal Transportation Board. *(No expiration date)*

The Chairperson moved to approve Council Resolutions 44-, 45-, 46-, 47-, 48-, 49-, 50-, 51-, 52-, 53-, 54- and 55-2021. The motion was seconded by Dr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolutions 44-, 45-, 46-, 47-, 48-, 49-, 50-, 51-, 52-, 53-, 54- and 55-2021 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolutions 44-, 45-, 46-, 47-, 48-, 49-, 50-, 51-, 52-, 53-, 54- and 55-2021 passed.

Financial

Council Bill 25-2021 - AN ACT transferring \$500,000 from the General Fund, Contingency Reserve and \$1,175,000 from the Department of Police to the Department of Public Works for unanticipated expenses related to snow removal. *(Expires 6/14/21; 7/19/21 if extended; or 8/23/21 if extended twice.)*

The Chairperson moved to approve Council Bill 25-2021. The motion was seconded by Dr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Bill 25-2021 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 25-2021 passed.

Council Resolution 56-2021 - A RESOLUTION amending the Howard County Board of Education Operating Budget for Fiscal Year 2021, as adopted by Council Resolution No. 63-2020 and amended by Council Resolution No. 106-2020, in order to increase the Grants fund appropriation by \$22,273,259 so the Board of Education may receive additional federal, state and private grants; and generally relating to the Board of Education Operating Budget for Fiscal Year 2021. *(No expiration date)*

The Chairperson moved to approve Council Resolution 56-2021. The motion was seconded by Dr. Jones.

The Chairperson moved to approve Amendment 1. The motion was seconded by Dr. Jones.

Amendment No. 1

(This amendment removes the GREER-II grant which was not received by the school system.)

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

The motion to approve Amendment 1 passed.

The roll call vote called by the Administrator on the motion to approve Council Resolution 56-2021 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 56-2021 as amended passed.

Council Bill 26-2021 - AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 30 acres of agricultural land located on the west side of Driver Road in Marriottsville, Howard County, Maryland, from Larry and Peggy Jo Sowell or any other owner thereof for a maximum purchase price of \$786,000 or, if less, not more than \$26,200 per acre or portion thereof, rounded to the next highest \$100, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such purchase price and interest on the deferred portion of such purchase price shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith. *(Expires 6/14/21; 7/19/21 if extended; or 8/23/21 if extended twice.)*

The Chairperson moved to approve Council Bill 26-2021. The motion was seconded by Dr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Bill 26-2021 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 26-2021 passed.

Council Resolution 57-2021 - A RESOLUTION adopting Howard County's Annual Action Plan for housing and community services to qualify for the receipt of federal Community Development Block Grant and Home Investment Partnership Program funds. *(No expiration date)*

The Chairperson moved to approve Council Resolution 57-2021. The motion was seconded by Dr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolution 57-2021 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 57-2021 passed.

Council Resolution 58-2021 - 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 grants under the Federal Transit Act and certain State transportation grants; indicating certain endorsement by the County Executive; and requiring certain copies be sent to the Maryland Department of Transportation. *(No expiration date)*

The Chairperson moved to approve Council Resolution 58-2021. The motion was seconded by Dr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolution 58-2021 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 58-2021 passed.

General

Council Bill 27-2021 - AN ACT amending the Howard County Retirement Plan in order to create an enhanced normal retirement benefit for Deputy Sheriffs hired on or after July 1, 2021, adding and amending certain definitions; increasing the amount of employee pick up contributions to be made by participating Deputy Sheriffs, changing the normal retirement age for participating Deputy Sheriffs and generally relating to the Howard County Retirement Plan. *(Expires 6/14/21; 7/19/21 if extended; or 8/23/21 if extended twice.)*

The Chairperson moved to approve Council Bill 27-2021. The motion was seconded by Dr. Jones.

The Chairperson moved to approve Amendment 1. The motion was seconded by Dr. Jones.

Amendment No. 1

(This amendment corrects provisions to comply with Federal Tax Law related to the reemployment of sheriffs so that they may not change contributions upon rehire.)

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

The motion to approve Amendment 1 passed.

The roll call vote called by the Administrator on the motion to approve Council Bill 27-2021 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 27-2021 as amended passed.

Council Resolution 59-2021 - A RESOLUTION amending the rules that implement the Settlement Downpayment Loan Program established under Title 13, Subtitle 9 of the Howard County Code; to update and add certain definitions; to remove language related to lending pools and participating lenders; to add a method of calculation to determine self-employment; to update minimum down payment requirements and qualification for certain loan types; to update loan subordination requirements; and generally relating to the Settlement Downpayment Loan Program. *(No expiration date)*

The Chairperson moved to approve Council Resolution 59-2021. The motion was seconded by Dr. Jones.

The Chairperson moved to approve Amendment 1. The motion was seconded by Dr. Jones.

Amendment No. 1

(This amendment makes certain age requirements consistent)

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

The motion to approve Amendment 1 passed.

The roll call vote called by the Administrator on the motion to approve Council Resolution 59-2021 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 59-2021 as amended passed.

Council Resolution 92-2021 – 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 92-2021. The motion was seconded by Dr. Jones.

The roll call vote called by the Administrator on the motion to approve Council Resolution 92-2021 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 92-2021 passed.

Council Member Yungmann moved to remove Council Bill 17-2021 from the table. The motion was seconded by Dr. Jones.

The roll call vote called by the Administrator on the motion to remove Council Bill 17-2021 from the table was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to remove Council Bill 17-2021 from the table passed.

Council Bill 17-2021 (ZRA197) - AN ACT to update and add definitions related to solar collector equipment; to eliminate the requirement for a glare study; to add certain reviews by the Agricultural Preservation Board; to allow rooftop commercial and accessory ground mount solar collectors in all zoning districts; to allow commercial ground-mount solar collector facilities in certain zoning districts ; to limit the size of commercial ground-mount solar collector facilities on certain parcels that are in the Agricultural Land Preservation Program; and generally relating to the Howard County Zoning Regulations. (tabled 4/5/2021) (*Expires 5/10/21; 6/14/21 if extended; or 7/19/21 if extended twice.*)

Council Member Yungmann moved to approve Council Bill 17-2021. The motion was seconded by Dr. Jones.

Council Member Yungmann moved to approve Amendment 1. The motion was seconded by Ms. Jung.

Amendment No. 1

(This Amendment specifies minimum setbacks for ground-mount solar collector installations in the RR and RC districts and on Preservation Parcels.)

Council Member Yungmann moved to approve Amendment 1 to Amendment 1. The motion was seconded by Ms. Jung.

Amendment No. 1 to Amendment 1

(This Amendment limits the changes in setbacks to Conditional Uses.)

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

The motion to approve Amendment 1 to Amendment 1 passed.

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

The motion to approve Amendment 1 as amended failed.

The Chairperson moved to approve Amendment 2. The motion was seconded by Dr. Jones.

Amendment No. 2

(This Amendment ensures that ground-mount solar collectors are installed in a way that is harmonious with the purposes of the Agricultural Land Preservation Program.)

Council Member Rigby moved to approve Amendment 1 to Amendment 2. The motion was seconded by Ms. Walsh.

Amendment No. 1 to Amendment 2

(This Amendment provides that certain solar facilities are conditional uses subject to the specified criteria; and provides that the hearing authority makes the related finding.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Amendment 2 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Amendment 1 to Amendment 2 passed.

The roll call vote called by the Administrator on the motion to approve Amendment 2 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Amendment 2 as amended passed.

Council Member Yungmann moved to approve Amendment 3. The motion was seconded by Ms. Rigby.

Amendment No. 3

(This Amendment ensures that ground-mount solar collectors are installed in a way that is harmonious with the purposes of the Agricultural Land Preservation Program.)

Council Member Yungmann moved to approve Amendment 1 to Amendment 3. The motion was seconded by Ms. Walsh.

Amendment No. 1 to Amendment 3

(This Amendment limits the specified requirements to Conditional Uses.)

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

The motion to approve Amendment 1 to Amendment 3 passed.

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

The motion to approve Amendment 3 as amended failed.

Council Member Yungmann moved to approve Amendment 4. The motion was seconded by Ms. Walsh.

Amendment No. 4

(This Amendment provides that ground-mount solar collector installations in specified business districts are allowed as a matter of right.)

The roll call vote called by the Administrator on the motion to approve Amendment 4 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Amendment 4 passed.

Council Member Yungmann moved to approve Amendment 5. The motion was seconded by Ms. Walsh.

Amendment No. 5

(This Amendment pertains to the requirement to have a glare study or certification.)

Council Member Yungmann moved to approve Amendment 1 to Amendment 5. The motion was seconded by Ms. Walsh.

Amendment No. 1 to Amendment 5

(This Amendment would require a glare study only for Commercial Solar Facilities that are Conditional Uses.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Amendment 5 was: Yea: Council Members Jones, Jung, Rigby and Yungmann. Nay: Council Member Walsh.

The motion to approve Amendment 1 to Amendment 5 passed.

The roll call vote called by the Administrator on the motion to approve Amendment 5 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Amendment 5 as amended passed.

The Chairperson moved to approve Amendment 6. The motion was seconded by Ms. Jung.

Amendment No. 6

(This amendment allows for a conditional use for solar collector facilities on Agricultural Preservation Parcels that are less than 20% of the property and provides a process for the Hearing Examiner to review an increase in solar collector facilities on Agricultural Preservation Parcels up to 34% of the parcel, under certain conditions.)

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

The motion to approve Amendment 6 passed.

Council Member Yungmann moved to approve Amendment 8. The motion was seconded by Ms. Walsh.

Amendment No. 8

(This Amendment requires solar collectors to be removed when no longer in service.)

The roll call vote called by the Administrator on the motion to approve Amendment 8 was:
Yea: Council Members Jung, Walsh and Yungmann. Nay: Council Members Jones and Rigby.

The motion to approve Amendment 8 passed.

Council Member Jung moved to approve Amendment 9. The motion was seconded by Mr. Yungmann.

Amendment No. 9

(This Amendment changes the percentage of a lot that ground mounted accessory solar collectors may cover before the collectors count toward the lot coverage requirement.)

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

The motion to approve Amendment 9 passed.

The Chairperson moved to approve Amendment 10. The motion was seconded by Mr. Yungmann.

Amendment No. 10

(This is an amendment to provide for the application of this Act.)

The Chairperson moved to approve Amendment 1 to Amendment 10. The motion was seconded by Mr. Yungmann.

Amendment No. 1 to Amendment 10

(This amendment alters the application of this Act from the effective date of the Act to the enactment date of the Act.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Amendment 10 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Amendment 1 to Amendment 10 passed.

The roll call vote called by the Administrator on the motion to approve Amendment 10 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Amendment 10 as amended passed.

The roll call vote called by the Administrator on the motion to approve Council Bill 17-2021 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 17-2021 as amended passed.

Council Member Jones moved to remove Council Bill 23-2021 from the table. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to remove Council Bill 23-2021 from the table was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to remove Council Bill 23-2021 from the table passed.

Council Bill 23-2021 - Introduced by: Opel Jones and Deb Jung; Co-sponsored by: Christiana Rigby, Liz Walsh, and David Yungmann - AN ACT amending the eligibility requirements for a property tax credit for seniors and retired military personnel in accordance with Chapter 332, Acts of the General Assembly of 2019; and generally relating to property tax credits. (*Expires 5/10/21; 6/14/21 if extended; or 7/19/21 if extended twice.*)

Council Member Jones moved to approve Amendment 2. The motion was seconded by Ms. Rigby.

Amendment No. 2

(This amendment provides that the credit shall be granted in consecutive years.)

Council Member Jones moved to withdraw Amendment 2.

Council Member Jones moved to withdraw his withdraw of Amendment 2.

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

The motion to approve Amendment 2 passed.

Council Member Jung moved to approve Amendment 3. The motion was seconded by Dr. Jones.

Amendment No. 3

(This Amendment eliminates re-applications for 4 years after an initial application is accepted.)

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

The motion to approve Amendment 3 passed.

Council Member Jones renewed the motion to move and motion to approve Amendment 1. The motion was seconded by Ms. Rigby.

Amendment No. 1

(This amendment spreads the longevity requirement over 5 years instead of 3.)

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

The motion to approve Amendment 1 failed.

The roll call vote called by the Administrator on the motion to approve Council Bill 23-2021 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 23-2021 as amended passed.

Adjourned: **9:36** p.m.

Tabled

Council Resolution 35-2021 – Introduced by: The Chairperson - A RESOLUTION setting a date by which the Councilmanic Redistricting Commission is required to prepare a plan of Councilmanic Districts and present the plan to the Howard County Council; setting a date following presentation of the plan of Councilmanic Districts to the County Council by which, if no ordinance re-establishing the boundaries of the Councilmanic Districts has been enacted, the plan submitted by the Councilmanic Redistricting Commission becomes law; and generally relating to Councilmanic Redistricting. (tabled 3/1/2021) (*no expiration date*)