



# Howard County Council

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

## COUNCILMEMBERS

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

## Minutes (Approved)

### Legislative Public Hearing

Monday, September 20, 2021, 7:00 p.m.

Hybrid

Video Streamed at <https://cc.howardcountymd.gov/Online-Tools/Watch-Us>  
Broadcast Channels 44 (Verizon) and 99 (Comcast)

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

**Staff Present:** Michelle Harrod, Administrator to the County Council; Craig Glendening, County Auditor; Owen Clark, Fiscal Manager II; Michael Martin, Fiscal Manager I; 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 Rozonna Hightower, Administrative Support were also present.

- I. Call to Order at 7:01pm
- II. Pledge of Allegiance
- III. Public Hearing
  - A. Appointments
    1. **Council Resolution 123-2021** - A RESOLUTION confirming the appointment of Adeniyi Michael Adekoya to the Commission on Disabilities. (No expiration date)
    2. **Council Resolution 124-2021** - A RESOLUTION confirming the appointment of James Cecil to the Planning Board. (No expiration date)
      - a. James Cecil called to speak

3. **Council Resolution 125-2021** - A RESOLUTION confirming the appointment of Julianne Danna to the Historic Preservation Commission. (No expiration date)
  - a. Julianne Danna called to speak
4. **Council Resolution 126-2021** - A RESOLUTION confirming the appointment of Theresa Forgét, SPHR, SHRM-SCP, to the Board to Promote Self-Sufficiency. (No expiration date)
  - a. Theresa Forget called to speak
5. **Council Resolution 127-2021** - A RESOLUTION confirming the appointment of Ellen Flynn Giles to the Historic Preservation Commission. (No expiration date)
  - a. Ellen Flynn Giles called to speak
6. **Council Resolution 128-2021** - A RESOLUTION confirming the appointment of Brandon Kostinsky to the Historic Preservation Commission. (No expiration date)
  - a. Brandon Kostinsky called to speak
7. **Council Resolution 129-2021** - A RESOLUTION confirming the appointment of Aida M. Lebbos, J.D., CCEP, to the Commission for Transitioning Students with Disabilities. (No expiration date)
  - a. Aida Lebbos, called to speak
8. **Council Resolution 130-2021** - A RESOLUTION confirming the appointment of Sekou “Koe” Murphy to the Housing and Community Development Board. (No expiration date)
  - a. Sekou Murphy called to speak
9. **Council Resolution 131-2021** - A RESOLUTION confirming the appointment of Alesia Richter to the Commission for Transitioning Students with Disabilities. (No expiration date)
  - a. Alesia Richter, called to speak
10. **Council Resolution 132-2021** - A RESOLUTION confirming the appointment of Dustin Thacker to the Historic Preservation Commission. (No expiration date)
  - a. Dustin Thacker called to speak

11. **Council Resolution 136-2021** - A RESOLUTION confirming the appointment of Kellie Rowden-Racette, to the Commission for Transitioning Students with Disabilities. (No expiration date)
  - a. Kelli Rowden-Racette, called to speak was called to speak
12. **Council Resolution 137-2021** - A RESOLUTION confirming the appointment of Sierra Sewchand to the Martin Luther King, Jr. Holiday Commission. (No expiration date)
  - a. Sierra Sewchand called to speak

B. Reappointments

**Reappointments are not required to appear before the Council**

1. Council Resolution 133-2021 - A RESOLUTION confirming the reappointment of Edward Coleman to the Planning Board. (No expiration date)
2. Council Resolution 134-2021 - A RESOLUTION confirming the reappointment of Elizabeth Homan to the Housing Commission. (No expiration date)
3. Council Resolution 135-2021 - A RESOLUTION confirming the reappointment of Erica Roberts to the Planning Board. (No expiration date)
6. Council Resolution 138-2021 - A RESOLUTION confirming the reappointment of Mary Weeks as a member of the Cable Advisory Committee. (No expiration date)
7. Council Resolution 139-2021 - A RESOLUTION confirming the reappointment of Erica Zoren to the Historic Preservation Commission. (No expiration date)
  - a. Grace Kubofcik called to speak
  - b. Fred Dorsey called to speak

C. Financial

1. SAO1-FY2022 - AN ACT transferring \$476,969 from the General Fund, Contingency Reserve to the Department of Police, Office of the State's Attorney and Sherriff's Office for the Body Worn Camera Program. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)
  - a. Captain Lampe on behalf of Chief Myers called to speak

2. SAO2-FY2022 - AN ACT transferring \$273,540 from the Grant Fund, Contingency Reserve to the Department of Finance to reflect increased grant funding received from the State Department of Commerce for a grant that aids businesses who set up online sales and telework opportunities. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)
  - a. Larry Twele EDA, called to speak
3. Council Bill 59-2021 - AN ACT pursuant to Section 612 of the Howard County Charter, approving a multi-year Agreement between Howard County, Maryland and Hurricane Electric, LLC for certain internet 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. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)
  - a. Brandee Ganz, DTCS Director, called to speak

*Council Resolutions 140-2021, 141-2021, 142-2021 and 143-2021 were read together*

4. **Council Resolution 140-2021** - A RESOLUTION approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between the Howard County, Maryland and SunEast Friendship Solar LLC and MHGH&S, LLC for the generation of electricity on property located at 13300 Frederick Road, West Friendship. (No expiration date)
5. **Council Resolution 141-2021** - A RESOLUTION approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between the Howard County, Maryland and SunEast Friendship ANEM Solar LLC and MHGH&S, LLC for the generation of electricity on property located at 13300 Frederick Road in West Friendship, Maryland. (No expiration date)
  - a. John Miller Director of Development, Chaberton Energy called to speak
6. **Council Resolution 142-2021** - A RESOLUTION approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between the Howard County, Maryland and Terrapin Branch Solar, LLC, and 2800 Nixon's Farm Lane, LLC, for the generation of electricity on property owned by 2800 Nixon's Farm Lane, LLC located at 2800 Nixon's Farm Lane, West Friendship, Maryland. (No expiration date)
7. **Council Resolution 143-2021** - A RESOLUTION approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between the Howard County, Maryland and

Community Power Group, LLC and Jack Coogan Fyock Jr. for the generation of electricity on property located on Ten Oaks Road, Glenelg, Maryland. (No expiration date)

- a. Josh Feldmark, Director of Sustainability, called to speak
- b. Stu Khon HCCA called to speak
- c. Mike Borkowski, Community Power Group, called to speak was called to speak

***Council Resolutions 144-2021 and 145-2021 were read together***

**8. Council Resolution 144-2021** - A RESOLUTION approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between the Howard County, Maryland and Roslyn Rise Four, LLC for property located at 10351 Twin Rivers Road, which will comprise a mixed-income, rental housing development to be known as one-half of Roslyn Rise Apartments, and finding that the Development meets the requirements of certain Special Affordable Housing Opportunities pursuant to the Adequate Public Facilities Act and may proceed subject to all other provisions of the Act despite being located in an area that is closed for development due to the projected enrollment in the school capacity chart. (No expiration date)

**9. Council Resolution 145-2021** - A RESOLUTION approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between the Howard County, Maryland and Roslyn Rise Nine, LLC for property located at 10401 Twin Rivers Road, which will comprise a mixed-income, rental housing development to be known as one-half of Roslyn Rise Apartments, and finding that the Development meets the requirements of certain Special Affordable Housing Opportunities pursuant to the Adequate Public Facilities Act and may proceed subject to all other provisions of the Act despite being located in an area that is closed for development due to the projected enrollment in the school capacity chart. (No expiration date)

- a. Kelly Cimino, Director of Housing called to speak
- b. Jacqueline Eng, Housing Affordability Coalition, called to speak
- c. Tracey Williams called to speak
- d. Brian McLaughlin, Enterprise Community Development, called to speak
- e. Paul Revelle called to speak
- f. Dan Kelliher, Community Homes Housing Inc. called to speak
- g. Grace Kubofcik called to speak
- h. Tom Coale, Enterprise called to speak
- i. Brent Loveless, former PTAHCA called to speak
- j. Claudia Questess (Hortencia Alvarado) called to speak
- k. Theresa Ballinger, HC Autism Society, called to speak

D. General

1. **Council Bill 60-2021** - AN ACT amending the authority to impose civil citations for violations of animal control provisions; amending certain appeal procedures; providing that Title 24, Civil Penalty, provisions apply to violations of animal control provisions; and declaring that this Act is an Emergency Bill necessary to meet a public emergency affecting life, health or property. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)

- a. David Francis HCPD Executive Director, on behalf of Chief Myers, called to speak

*Council Bills 61-2021 and 62-2021 were read together*

2. **Council Bill 61-2021** - AN ACT amending the Pay Plan for Howard County to amend the classification and paygrade for the position of Workforce Development Administrator; and generally relating to the Pay Plan for Howard County. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)

3. **Council Bill 62-2021** - AN ACT amending a certain position that is appointed by the Chief Administrative Officer; and generally relating to the listing of position classifications in the Howard County Code. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)

- a. Stacy Simmons, Office of Human Services called to speak

4. **Council Bill 63-2021** - AN ACT confirming and ratifying the authority of boards and commissions to hold their meetings in person, by telephone, video conferencing, or other electronic means, or any combination thereof; and generally relating to board and commission meetings. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)

- a. John Peterson, Assistant CAO/Administration was called to speak

5. **Council Bill 64-2021** - AN ACT prohibiting the cutting or clearing of certain specimen trees; providing that a property owner may proceed under certain conditions and upon the submission and approval of certain applications; providing for the contents of certain applications; providing for the criteria to use in the review of certain applications; providing for certain exemptions; requiring certain compliance; providing certain penalties for noncompliance; requiring surety for forest retention; defining certain terms; and generally related to forest conservation and the preservation of natural cover in Howard County. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)

- a. Joshua Feldmark, Office of Community Sustainability called to speak

- b. Alan Schneider, HCCA called to speak
  - c. Lisa Markovitz, the People's Voice called to speak
  - d. Patrick Marlock called to speak
6. **Council Resolution 146-2021** - A RESOLUTION endorsing the Howard County Executive's intent to apply for membership with the Government Alliance on Race and Equity (GARE). (No expiration date)
- a. Dr. Denise Boston, Office of Human Rights and Equity called to speak
  - b. Daniel Newberger, Howard Progressive Project called to speak
7. **Council Resolution 147-2021** - A RESOLUTION declaring that a total of approximately 0.1431 acres of real property owned by Howard County and identified as a portion of Roxbury Road 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 property to the owner of the adjacent property upon the payment of certain consideration; 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. (No expiration date)
- a. Emily Iaccheri, Chief of Real Estate Division, DPW called to speak
  - b. Dean Dubbe called to speak
  - c. Patty Brehm was called to speak
  - d. Daniel Baumwald was called to speak
  - e. Charles Sharp was called to speak
8. **Council Resolution 148-2021** - A RESOLUTION declaring that it is in the interest of public health, safety, and welfare of the citizens of Howard County to accept the dedication of a Right of Way for Rose Lane as shown on the plat titled "Nordau Subdivision" and recorded among the Land Records of Howard County at Plat Book 3, Page 51. (No expiration date)
- a. Emily Iaccheri was called to speak
9. **Council Bill 65-2021** – Introduced by: Deb Jung - AN ACT requiring the posting of an information sign on certain parcels of land that are affected by a petition for a Zoning Regulation Amendment; specifying the content of the sign; prohibiting the Department of Planning and Zoning from submitting its Technical Staff Report under certain circumstances; adding a penalty for a violation of a certain provision of law; and generally relating to Zoning Regulation Text Amendment petitions. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)

- a. Stu Kohn, HCCA called to speak
  - b. Lisa Markovitz, the People's Voice called to speak
10. **Council Bill 66** – Introduced by Liz Walsh - AN ACT removing exemptions from the Forest Conservation Plan requirements for certain Planned Unit Developments and Planned Business Parks; and generally relating to forest conservation in the County. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)
- a. Lisa Markovitz, the People's Voice called to speak
  - b. Gayle Killen was called to speak
11. **Council Bill 67** – Introduced by Christiana Rigby and Opel Jones - AN ACT altering the date by which a store must remit the fees collected for disposable bags to the Director of Finance; and generally relating to disposable bag fees in the County. (Expires 11/17/21; 12/22/21 if extended; or 1/26/22 if extended twice.)

**Adjourned at 10:26pm**

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