



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

Agenda

Legislative Session
Monday, December 6, 2021
In-Person Meeting

Video Streamed on <https://cc.howardcountymd.gov/Online-Tools/Watch-Us>
Broadcast on channels 44(Verizon) and 99(Comcast)
7:00 p.m.

Legislative Session

Day # 19

Election of Officers

Council Chairperson/Vice Chairperson
Zoning Board Chairperson/Vice Chairperson
Board of License Commissioners Chairperson/Vice Chairperson
Appointments:
Maryland Association of Counties Legislative Committee
National Association of Counties

Approve Journal

Legislative Session -November 1, 2021
Special Legislative Session – November 17, 2021

Approve Minutes

Monthly Meeting – November 3, 2021
Legislative Public Hearing – November 15, 2021
Legislative Public Hearing – November 17, 2021
Legislative Work Session – November 17, 2021

Introduction (pending introduction)

Council Bill 91-2021 – Introduced by David Yungmann based on the recommendation of the Redistricting Commission - AN ACT repealing and reenacting Subtitle 3 “Councilmanic Districts” of Title 5 “County Council” of the Howard County Code to adopt redistricting maps and council district descriptions which will establish new council districts for Howard County in accordance with Howard County Charter Section 202(f) “Redistricting”; and generally relating to Councilmanic Redistricting.

Final Consideration

Appointments

Council Resolution 157-2021 - A RESOLUTION confirming the appointment of Bert J. Hash, Jr. to the Housing Commission. (*No expiration date*)

Council Resolution 158-2021 - A RESOLUTION confirming the appointment of Gregory Schuckman to the Commission on Disabilities. (*No expiration date*)

Council Resolution 159-2021 - A RESOLUTION confirming the appointment of Steven L. Towne to the Commission on Disabilities. (*No expiration date*)

Council Resolution 160-2021 - A RESOLUTION amending a Resolution previously adopted by the County Council to correct the term of an appointment to the Howard County Housing Commission. (*No expiration date*)

Council Resolution 161-2021 - A RESOLUTION approving a list of Howard County residents to be sent to the Governor, in accordance with State law, so that the Governor may choose one of the residents from the list to fill a vacancy on the Property Tax Assessment Appeal Board and amending the term of a previously adopted Resolution confirming appointments to the Property Tax Assessment Appeal Board. (*No expiration date*)

Re-Appointments

Council Resolution 162-2021 - A RESOLUTION confirming the reappointment of Elizabeth Oyebode to the Commission for Women. (*No expiration date*)

Financial

Council Resolution 163-2021 - A RESOLUTION approving supplemental appropriation of unassigned fund balance to the Howard County Board of Education's Operating Budget for Fiscal Year 2023, per request of the Board of Education; to increase the Board of Education's General Fund appropriation by \$15 million through adding \$15 million in use of the School System's Fund Balance; and generally relating to the Fiscal Year 2022 Operating Budget of the Board of Education. *(No expiration date)*

General

Council Bill 83-2021 - AN ACT to establish a Police Accountability Board; setting forth the qualifications for members and method of appointment; setting forth the process for selection of the board chairperson; providing for a process to receive certain complaints alleging police misconduct; setting forth the duties of the Board; defining certain terms; providing for the requirement to submit financial disclosure statements; providing for the staggering of initial appointments to the Board; providing for the application of this Act; and generally relating to police accountability in Howard County. *(Expires 1/10/22; 02/14/22 if extended; or 03/21/22 if extended twice.)*

Council Bill 84-2021 - AN ACT amending provisions of the Police and Fire Employees' Retirement Plan in order to remove certain distinctions between management firefighters and firefighters with regard to unused sick leave; and generally relating to the Howard County Pension for Police and Fire Employees. *(Expires 1/10/22; 02/14/22 if extended; or 03/21/22 if extended twice.)*

Council Bill 85-2021 - AN ACT to update County housing discrimination law to comply with Subtitle 7 of Title 20 of the State Government Article of the Annotated Code of Maryland by amending the definition of source of income, amending provisions related to unlawful discrimination in the sale and rental of housing, amending provisions related to unlawful discrimination based on source of income, amending certain exemptions related to age-restricted housing, owner-occupied dwellings and source of income, all to align with State Law; prohibiting discrimination in commercial leases; amending provisions related to nonexclusive remedies; and generally related to Human Rights provisions of the County Code. *(Expires 1/10/22; 02/14/22 if extended; or 03/21/22 if extended twice.)*

Council Bill 86-2021 - AN ACT providing that the Fee-in-Lieu for Moderate Income Housing Units and the Building Excise Tax shall be paid at the time of building permit issuance in order to align with the timing of payment of the School Facilities Surcharge; and generally related to fees collected by the Department of Inspections, Licenses and Permits. *(Expires 1/10/22; 02/14/22 if extended; or 03/21/22 if extended twice.)*

Council Resolution 164-2021 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that 10.18 acres of land owned by Howard County, Maryland located

on Resort Road, Ellicott City, is no longer needed by the County for public purposes; authorizing the County Executive to convey the property to the Board of Education of Howard County; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the property; and providing that the County Executive is not bound to convey the property if he finds that it may have a further public use. *(No expiration date)*

Council Resolution 165-2021 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that portions of a Sewer and Utility Easement, containing approximately 1,189 square feet is no longer needed by the County for public purposes; authorizing the County Executive to convey the easement interest in the property to the fee simple owner, PS Atlantic Coast 2021 B LLC; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the easement interests to PS Atlantic Coast 2021 B LLC; and providing that the County Executive is not bound to terminate the easement interests if he finds that the easements may have a public use. *(No expiration date)*

Council Resolution 166-2021 - A RESOLUTION finding that the Greenfields development located at 8120 Hicks Road, which will create three new, single-family, detached rental housing units to serve nine disabled adults, meets the requirements of certain Special Affordable Housing Opportunities pursuant to the Adequate Public Facilities Act and that the Director of the Department of Planning and Zoning shall authorize the Development to 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)*

Council Bill 82-2021 – Introduced by Opel Jones and Christiana Rigby - AN ACT establishing a local minimum wage for employees working in Howard County; and generally relating to Howard County minimum wage requirements. *(Expires 1/10/22; 02/14/22 if extended; or 03/21/22 if extended twice.)*

Council 87-2021 ZRA198 – Introduced by the Chair at the request of Dunteachin Estates Homeowners Association, Inc. - An Act amending the Howard County Zoning Regulations pertaining to Age-Restricted Adult Housing conditional uses by reducing the maximum number of dwelling units allowed per net acre in Residential: Environmental Development (R-ED) and Residential: Single (R-20) zoning districts; limiting the square-footage of a certain number of Age-Restricted units; increasing the square-footage of required community buildings in certain circumstances; and generally relating to Age-Restricted Adult Housings. *(Expires 1/10/22; 02/14/22 if extended; or 03/21/22 if extended twice.)*

Council Bill 88-2021 – Introduced by Liz Walsh - AN ACT to prohibit the willful failure to do specified maintenance and repair of certain historic structures thus prohibiting certain demolition by neglect of those structures; allowing the Historic District Commission to waive compliance in certain cases of financial hardship; providing for a hearing and an opportunity to cure specified violations; and generally relating to historic structures, historic sites, and

historic districts in the County. *(Expires 1/10/22; 02/14/22 if extended; or 03/21/22 if extended twice.)*

Council Bill 89-2021 – Introduced by David Yungmann - AN ACT establishing a “lookback” provision for the disturbance of certain trees; providing for enhanced enforcement measures and penalties for violations of the Forest Conservation Act of Howard County; and generally relating to forest conservation in the County. *(Expires 1/10/22; 02/14/22 if extended; or 03/21/22 if extended twice.)*

Tabled

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) TABLED 10/4/21

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) TABLED 10/4/21

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) TABLED 10/4/21

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) TABLED 10/4/21

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.) TABLED 10/4/21, Extended and Tabled 11/1/21

Council Bill 77-2021 Introduced by Deb Jung and Christiana Rigby - AN ACT to provide for a hearing examiner to hear certain matters in the jurisdiction of the Zoning Board; specifying the powers and duties of, and the procedures to be used by, the hearing examiner, including the requirement to issue a certain report; specifying the contents of the report; specifying the duties of the Zoning Board with respect to the actions of the hearing examiner; clarifying when certain mediation occurs; providing for the rights of the parties, including the right to file exceptions, in matters heard by the hearing examiner; and generally relating to Piecemeal map amendments and development plan approvals. *(Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.)* TABLED 11/1/21

Council Bill 78-2021 – Introduced by Liz Walsh - AN ACT adding new definitions to the Forest Conservation ordinance; establishing a “look-back” provision for the disturbance of certain trees; reducing the diameter threshold to 24 inches for forest retention; and generally relating to forest conservation in the County. *(Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.)* TABLED 11/1/21

Council Bill 79-2021 – Introduced by Liz Walsh - AN ACT providing for enhanced enforcement measures and penalties for violations of the Forest Conservation Act of Howard County; and generally relating to forest conservation in the County. *(Expires 12/13/21; 01/17/22 if extended; or 02/21/22 if extended twice.)* TABLED 11/1/21

Visit the Council’s website (<http://cc.howardcountymd.gov>) to view legislation, send written testimony, and sign-up electronically to testify at public hearings.

Persons needing accommodations to fully participate in the meeting, please contact the Council Office, 410-313-2001.