

**COUNTY COUNCIL  
OF  
HOWARD COUNTY, MARYLAND**

**2012 Legislative Session**

**Legislative Day No. 9**

07/02/2012

**HOWARD COUNTY TO WIT:**

The Chairman called the legislative session to order at **7:37** p.m.

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

Stephen LeGendre, Administrator to the County Council; Margaret Ann Nolan, County Solicitor; Paul Johnson, Deputy County Solicitor; James Vannoy and Melissa Whipkey, Assistant County Attorneys; Theodore Wimberly, Senior Administrative Analyst to the Council; and Jennifer Sager, Legislative Coordinator were also present.

**APPROVE JOURNAL**

The Chairperson moved to approve the journal for Legislative Day No. 8, June 4, 2012. 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.

**APPROVE MINUTES**

The Chairperson moved to approve the minutes for the Legislative Public Hearing – June 18, 2012 and the Legislative Work Session – June 21, 2012. 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 for the Legislative Work Session – June 25, 2012. 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 Watson; Abstain: Council Member Terrasa.

The motion to approve the minutes passed.

## **INTRODUCTION OF LEGISLATION**

The Chairperson moved to amend the agenda to include CR 115-2012, CR 116-2012, and CR 117-2012 which were not prefiled. 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 amend the agenda was passed.

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

### **Appointments**

Council Resolution 108-2012 - A RESOLUTION confirming the appointment of Roger L. Barnes to the Equal Business Opportunity Commission.

### **General**

Council Bill 27-2012 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$5,216,000 on its full faith and credit, and issue and sell its bonds therefor, to be used to pay costs of Capital Project No. E1027 (Longfellow Elem Addition), more particularly described in the County's 2013 Capital Budget, and to pay costs of issuance of such bonds; 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.

Council Resolution 109-2012 – Introduced by Council Member Fox - A RESOLUTION proposing to amend Section 603 “Submission and contents of the County budget” of the Howard County Charter by limiting the amount of contingency funds held in reserve to 3% of each fund in the current expense budget; 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.

Council Resolution 110-2012 - A RESOLUTION amending the Food Service Facilities Regulations; adding and amending certain definitions related to farmer's markets and to temporary and special food service facilities; clarifying the training requirements for certified managers; clarifying certain licensure provisions; and generally related to food service facilities regulations in Howard County.

Council Resolution 111-2012 - A RESOLUTION adopting a revised Food Service Facility Fee Schedule that includes certain farmer's market fees.

Council Resolution 112-2012 - A RESOLUTION designating Ellicott City as a Sustainable Community for approval either directly by the Department of Housing and Community Development of the State of Maryland or through the Smart Growth Subcabinet of the State of Maryland.

Council Resolution 113-2012 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code, declaring that certain real property comprising approximately 13.5332 acres owned by Howard County, Maryland located at 6566 Belmont Woods Road, Elkridge, Maryland, known as the "Dobbin Property", is no longer needed by the County for public purposes; authorizing the County Executive to sell the property; 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 sell the property if he finds that it may have a further public use and submits his finding to the County Council for its consideration.

Council Resolution 114-2012 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive to grant a permanent water main connection easement and a permanent sewer house connection easement to adjacent property owners Charles V. Lewis, Jr. and Leslie M. Ryan on property owned by the County located along Burrows Lane 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 said easements if he finds that the land may have a further public use and submits his finding to the County Council for its consideration.

CR115-2012 - A RESOLUTION adopting the Open/Closed Chart, pursuant to the Adequate Public Facilities Act of Howard County, to designate the school regions and school districts that are open for residential development.

CR116-2012 - A RESOLUTION adopting the Housing Unit Allocation Chart for Fiscal Year 2013 pursuant to the Adequate Public Facilities Act of Howard County.

CR117-2012 - Introduced by Council Member Fox - A RESOLUTION proposing to amend Section 202 "County Council" of the Howard County Charter by adding conviction of or pleading nolo contendere to a felony as cause for forfeiture of office by a County Council member; to amend Section 302 "The County Executive" of the Howard County Charter by adding conviction of or pleading nolo contendere to a felony as cause for forfeiture of office by the County Executive; to

amend Section 405 “The Office of Law” of the Howard County Charter by adding conviction of or pleading nolo contendere to a felony as a cause for forfeiture of office by the County Solicitor; 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.

### **FINAL CONSIDERATION**

The Chairperson moved to remove Council Resolution 50-2012 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 passed.

### **Consent**

Council Resolution 50-2012 - A RESOLUTION confirming the appointment of Thomas K. Munns to the Board of Library Trustees.

Council Resolution 83-2012 - A RESOLUTION confirming the appointment of Nathaniel Alston, Jr. to the Equal Business Opportunity Commission.

Council Resolution 84-2012 - A RESOLUTION confirming the appointment of John T. Blake to the Commission on Disability Issues.

Council Resolution 85-2012 - A RESOLUTION confirming the appointment of Jae Chon to the Personnel Board.

Council Resolution 86-2012 - A RESOLUTION confirming the appointment of Karen Greenfield to the Board of Electrical Examiners.

Council Resolution 88-2012 - A RESOLUTION confirming the appointment of Ronald J. Hartman to the Public Transportation Board.

Council Resolution 89-2012 - A RESOLUTION confirming the appointment of Stacy L. Spann to the Housing Commission.

Council Resolution 90-2012 - A RESOLUTION confirming the appointment of Mitchell W. Stringer to the Pension Oversight Commission.

Council Resolution 91-2012 - A RESOLUTION confirming the appointment of Alex Walker to the Commission on Disability Issues.

Council Resolution 92-2012 - A RESOLUTION confirming the reappointment of B. Jerome Jackson to the Advisory Board on Consumer Affairs.

Council Resolution 93-2012 - A RESOLUTION confirming the reappointment of Ike Okoye to the Housing and Community Development Board.

Council Resolution 94-2012 - A RESOLUTION confirming the reappointment of Stephen Rivers to the Commission on Disability Issues.

Council Resolution 95-2012 - A RESOLUTION confirming the reappointment of Jennifer R. Smith to the Commission for Women.

Council Resolution 96-2012 - A RESOLUTION confirming the reappointment of S. Allan Shad to the Historic District Commission.

Council Resolution 97-2012 - A RESOLUTION confirming the reappointment of Sue Song, Ph.D. to the Board of Health.

Council Resolution 107-2012 - A RESOLUTION calling the County Council of Howard County, Maryland into legislative session on July 26, 2012.

The Chairperson moved to approve Council Resolutions 50-2012, 83-2012, 84-2012, 85-2012, 86-2012, 88-2012, 89-2012, 90-2012, 91-2012, 92-2012, 93-2012, 94-2012, 95-2012, 96-2012, 97-2012, and 107-2012. 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 Resolutions 50-2012, 83-2012, 84-2012, 85-2012, 86-2012, 88-2012, 89-2012, 90-2012, 91-2012, 92-2012, 93-2012, 94-2012, 95-2012, 96-2012, 97-2012, and 107-2012 passed.

### **Appointment**

The Chairperson moved to table Council Resolution No. 87-2012. 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. Council Resolution No. 87-2012 was tabled.

## General

Council Bill 23-2012 - 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 American Federation of State, County and Municipal Employees, Howard County Local 1810, Council 67, AFL-CIO that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; and providing for the application of this Act.

The Chairperson moved to approve Council Bill 23-2012. 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. Council Bill 23-2012 passed.

The Chairperson moved to table Council Resolution Nos. 99-2012, 100-2012, 101-2012, 102-2012, 103-2012, 104-2012, 105-2012, and 106-2012. 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. Council Bill Nos. 99-2012, 100-2012, 101-2012, 102-2012, 103-2012, 104-2012, 105-2012, and 106-2012 were tabled.

Council Bill 24-2012 - AN ACT creating the Downtown Columbia Partnership; defining certain terms; establishing the Downtown Columbia Management District; setting forth the composition, qualifications and term of the Partnership’s Board of Directors; establishing the powers and duties of the Board; requiring that the Board adopt bylaws and that the bylaws contain certain provisions, including ethical standards and disclosure requirements; requiring the Partnership to perform certain duties; setting forth the powers and duties of the Partnership; providing for certain funding and certain payments required by the Downtown Columbia Plan; providing that the Partnership serves as the Downtown Columbia Housing Foundation and that certain funds shall be used to make affordable housing more available; requiring certain transportation initiatives; requiring that the Partnership prepare certain reports and keep certain records; allowing the Partnership to use certain methods of procurement; requiring Partnership compliance with the State Open Meetings Act and Public Information Act laws; setting forth the Partnership’s legal advisor; providing a method to terminate the existence of the Downtown Columbia Partnership; providing for staggered terms for the initial members of the Board; and generally relating to the Downtown Columbia Partnership.

The Chairperson moved to approve Council Bill 24-2012. The motion was seconded by Ms. Watson.

The Chairperson moved to approve Amendment 1 to Council Bill 24-2012 as follows:

*(This amendment mandates an Advisory Committee with a specified membership and allows for additional advisory committees.)*

On page 8, strike lines 4 through 19 in their entirety and substitute:

“(A) DOWNTOWN COLUMBIA PARTNERSHIP ADVISORY COMMITTEE.

(1) THERE IS A DOWNTOWN COLUMBIA PARTNERSHIP ADVISORY COMMITTEE.

(2) THE DOWNTOWN COLUMBIA PARTNERSHIP ADVISORY COMMITTEE SHALL HAVE 11 MEMBERS. SIX MEMBERS SHALL BE EX OFFICIO MEMBERS AND FIVE MEMBERS SHALL BE SELECTED BY THE COUNTY COUNCIL AS SET FORTH IN SUBSECTION (A) (2) (II) OF THIS SECTION.

(I) THE FOLLOWING PERSONS OR THEIR DESIGNEES ARE EX OFFICIO MEMBERS OF THE DOWNTOWN COLUMBIA PARTNERSHIP ADVISORY COMMITTEE:

A. THE PRESIDENT OF HOWARD COMMUNITY COLLEGE;

B. THE CHIEF EXECUTIVE OFFICER OF HOWARD COUNTY GENERAL HOSPITAL;

C. THE CHIEF EXECUTIVE OFFICER OF HOWARD COUNTY ECONOMIC DEVELOPMENT AUTHORITY;

D. THE CHAIRPERSON OF HOWARD COUNTY REVENUE AUTHORITY;

E. THE PRESIDENT OF THE HOWARD COUNTY CHAMBER OF COMMERCE; AND

F. THE CHAIR OF THE TOWN CENTER VILLAGE BOARD.

(II) TO SERVE AS MEMBERS OF THE DOWNTOWN COLUMBIA PARTNERSHIP ADVISORY COMMITTEE, THE COUNTY COUNCIL SHALL SELECT THE FOLLOWING ADDITIONAL MEMBERS:

A. TWO INDIVIDUALS FROM A LIST OF FOUR RESIDENTS LIVING IN OR IN CLOSE PROXIMITY TO THE DISTRICT SUBMITTED BY THE COUNTY EXECUTIVE;

B. ONE OWNER OR GENERAL MANAGER OF A BUSINESS LOCATED WITHIN THE DISTRICT HAVING FEWER THAN 25 EMPLOYEES; AND

C. ONE OWNER OF PROPERTY LOCATED IN THE DISTRICT WHO HAS OBTAINED A BUILDING PERMIT FOR DOWNTOWN REVITALIZATION PURSUANT TO SECTION 125 OF THE HOWARD COUNTY ZONING REGULATIONS; AND

D. ONE INDIVIDUAL REPRESENTING THE MEMBERSHIP REQUIRED BY



CEPPA 25 OF THE DOWNTOWN COLUMBIA PLAN.

(3) COMMITTEE MEMBERS SELECTED PURSUANT TO PARAGRAPH (2)(II) OF THIS SUBSECTION SHALL SERVE FOR A PERIOD OF TWO YEARS. THE COUNTY COUNCIL MAY REAPPOINT COMMITTEE MEMBERS.

(4) THE DOWNTOWN COLUMBIA PARTNERSHIP ADVISORY COMMITTEE SHALL ADVISE THE BOARD OF DIRECTORS OF THE DOWNTOWN COLUMBIA PARTNERSHIP ON ALL MATTERS CONCERNING THE MANAGEMENT AND OPERATION OF THE DOWNTOWN COLUMBIA PARTNERSHIP. BY APRIL 1ST OF EACH YEAR, THE COMMITTEE SHALL ADVISE THE COUNTY COUNCIL ON THE PARTNERSHIP'S PREVIOUS CALENDAR YEAR'S ACTIVITIES.

(5) MEMBERS OF THE DOWNTOWN COLUMBIA PARTNERSHIP ADVISORY COMMITTEE SHALL SERVE WITHOUT COMPENSATION.

(6) (I) ADVISORY COMMITTEE MEMBERS SHALL BE GIVEN THE SAME NOTICE OF THE PLACE, DAY, AND TIME OF BOARD MEETINGS PROVIDED TO MEMBERS OF THE BOARD OF DIRECTORS PURSUANT TO THE PARTNERSHIP'S BYLAWS.

(II) DURING EVERY MEETING OF THE BOARD OF DIRECTORS, A REPRESENTATIVE OF THE DOWNTOWN COLUMBIA PARTNERSHIP ADVISORY COMMITTEE SHALL BE PROVIDED WITH AN OPPORTUNITY TO COMMENT ON ALL MATTERS PENDING BEFORE THE BOARD.

(7) THE BOOKS AND RECORDS OF THE DOWNTOWN COLUMBIA PARTNERSHIP ARE SUBJECT TO EXAMINATION AND INSPECTION AT ANY REASONABLE TIME BY THE DOWNTOWN COLUMBIA PARTNERSHIP ADVISORY COMMITTEE.

(B) ADDITIONAL ADVISORY COMMITTEES.

(1) THE BOARD OF DIRECTORS MAY CREATE ADDITIONAL ADVISORY COMMITTEES.

(2) THE BOARD OF DIRECTORS SHALL DETERMINE THE NUMBER OF MEMBERS OF EACH ADDITIONAL ADVISORY COMMITTEE.

(3) (I) THE BOARD OF DIRECTORS SHALL APPOINT MEMBERS TO ADDITIONAL ADVISORY COMMITTEES.

(II) A MEMBER OF THE BOARD OF DIRECTORS MAY BE APPOINTED TO AN ADDITIONAL ADVISORY COMMITTEE.

(III) THE BOARD OF DIRECTORS SHALL DESIGNATE THE CHAIRPERSON OF AN ADDITIONAL ADVISORY COMMITTEE.

(4) THE BOARD OF DIRECTORS SHALL SET THE TERM OF EACH MEMBER OF AN ADDITIONAL ADVISORY COMMITTEE.

(5) THE MEMBERS OF AN ADDITIONAL ADVISORY COMMITTEE SHALL SERVE WITHOUT COMPENSATION.

(6) AN ADDITIONAL ADVISORY COMMITTEE SHALL ADVISE THE BOARD OF DIRECTORS ON THE MATTERS SPECIFIED BY THE BOARD OF DIRECTORS.”

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 1 to Council Bill 24-2012 passed.

The Chairperson moved to approve Amendment 2 to Council Bill 24-2012 as follows:

*(This amendment requires that a minimum six members of the Board of Directors is a quorum.)*

On page 5, in line 24, strike “FOUR” and substitute “SIX”.

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 2 to Council Bill 24-2012 passed.

The Chairperson moved to approve Amendment 3 to Council Bill 24-2012 as follows:

*(This amendment requires the annual report to include the results of an independent audit conducted by a certified public accountant and removes the requirement for an audit by the County Auditor.)*

On page 17, strike lines 3 and 4 in their entirety and substitute:

“(2) THE RESULTS OF AN ANNUAL INDEPENDENT AUDIT CONDUCTED BY A CERTIFIED PUBLIC ACCOUNTANT, INCLUDING A COPY OF ANY ACCOMPANYING MANAGEMENT LETTER;”

Also on page 17, in line 10, strike “; AUDIT”; in line 11, strike “(1)”; and strike lines 14 and 15 in their entirety.

The motion was seconded by Ms. Watson.

The Chairperson moved to approve Amendment 1 to Amendment 3 to Council Bill 24-2012 as follows:

*(This amendment makes a technical correction.)*

After line 4, insert:

“In line 6, after the semicolon, insert “AND”.

In line 8, strike “; AND” and substitute a period.

Strike line 9 in its entirety.”

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 1 to Amendment 3 to Council Bill 24-2012 passed.

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

The motion to approve Amendment 3 to Council Bill 24-2012, as amended, passed.

The Chairperson moved to approve Amendment 4 to Council Bill 24-2012 as follows:

*(This amendment clarifies an abbreviation.)*

On page 1, in line 6, strike “CEPPA” and substitute “Community Enhancements, Programs, and Public Amenities (CEPPA)”

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 4 to Council Bill 24-2012 passed.

The Chairperson moved to approve Amendment 5 to Council Bill 24-2012 as follows:

*(This amendment exempts the development of certain properties from CEPPA payment obligations.)*

On page 11, in line 21, insert the following at the end of the paragraph:

“IN NO CASE SHALL THE OBLIGATION TO MAKE SUCH PAYMENT BE TRIGGERED:

(1) BY THE DEVELOPMENT OR CONSTRUCTION OF DOWNTOWN ARTS, CULTURAL AND COMMUNITY USES, DOWNTOWN COMMUNITY COMMONS, OR DOWNTOWN PARKLAND; OR

(2) WHEN THE DEVELOPMENT OF AN INDIVIDUAL PARCEL OF LAND SHOWN ON A PLAT OR DEED RECORDED AMONG THE COUNTY LAND RECORDS AS OF APRIL 6, 2010 CONSISTS ONLY OF UP TO A TOTAL OF 10,000 SQUARE FEET OF COMMERCIAL FLOOR AREA AND NO OTHER DEVELOPMENT.”

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 5 to Council Bill 24-2012 passed.

The Chairperson moved to approve Amendment 6 to Council Bill 24-2012 as follows:

*(This amendment clarifies the duties of the Partnership, places a floor on the Community Developer’s financial contribution to the Partnership’s annual budget, and specifies that the contribution does not supplant the Community Developer’s other obligations under the Downtown Columbia Plans.)*

On page 7, strike in their entirety lines 5 and 6, inclusive, and substitute:

“(1) FULFILL THE RESPONSIBILITIES ASSIGNED TO IT BY THE DOWNTOWN COLUMBIA PLAN, INCLUDING THE RESPONSIBILITIES ASSIGNED TO IT BY THE CEPPAs;”.

On page 11, strike beginning with “THE” in line 1 down through “REVENUE” in line 3, inclusive, and substitute: “IN EACH YEAR THE COMMUNITY DEVELOPER IS REQUIRED TO MAKE QUARTERLY PAYMENTS, THE TOTAL OF THE PAYMENTS SHALL BE THE HIGHER OF \$125,000 OR THE DIFFERENCE BETWEEN THE TOTAL APPROVED OPERATING BUDGET AND OTHER OPERATING REVENUE. THE QUARTERLY PAYMENTS ARE IN ADDITION TO THE CEPPAs AND OTHER OBLIGATIONS IMPOSED ON THE COMMUNITY DEVELOPER BY THE DOWNTOWN COLUMBIA PLAN, AND DO NOT CONSTITUTE COMPLIANCE BY THE COMMUNITY DEVELOPER WITH THE CEPPAs AND OTHER OBLIGATIONS, EXCEPT FOR THE OBLIGATION TO FUND THE INITIAL OPERATING EXPENSES OF THE DOWNTOWN COLUMBIA PARTNERSHIP. THE COMMUNITY DEVELOPER IS STILL REQUIRED TO FULLY COMPLY WITH THE REQUIREMENTS OF THE DOWNTOWN COLUMBIA PLAN”.

The motion was seconded by Ms. Watson.

The Chairperson moved to approve Amendment 1 to Amendment 6 to Council Bill 24-2012 as follows:

*(This amendment clarifies the required total of payments.)*

In line 7, after “QUARTERLY PAYMENTS” insert “OF \$125,000 EACH”.

Also in line 7, before “TOTAL” insert “ANNUAL”.

In line 8, strike “\$125,000” and substitute “\$500,000”.

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 1 to Amendment 6 to Council Bill 24-2012 passed.

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

The motion to approve Amendment 6 to Council Bill 24-2012, as amended, passed.

The Chairperson moved to approve Amendment 7 to Council Bill 24-2012 as follows:

*(This amendment requires confirmation of County Executive appointments.)*

On page 4, in line 27, after “EXECUTIVE” insert “, CONFIRMED BY THE COUNTY COUNCIL,”.

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 7 to Council Bill 24-2012 passed.

The Chairperson moved to approve Amendment 8 to Council Bill 24-2012 as follows:

*(This amendment clarifies which conflicting Charter provisions are inapplicable.)*

On page 3, strike lines 21 and 22 and substitute:

“IN ACCORDANCE WITH THE AUTHORITY GRANTED TO THE COUNTY BY ARTICLE 25A, §

5(F) OF THE ANNOTATED CODE OF MARYLAND, PROVISIONS OF THE HOWARD COUNTY CHARTER THAT ARE INCONSISTENT WITH THIS ~~TITLE~~ ARE INAPPLICABLE TO THE DOWNTOWN COLUMBIA PARTNERSHIP.”.

The motion was seconded by Ms. Watson.

The Chairperson moved to approve Amendment 1 to Amendment 8 to Council Bill 24-2012 as follows:

*(This amendment makes a technical correction.)*

On line 4, strike “TITLE” and substitute “SUBTITLE”.

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 1 to Amendment 8 to Council Bill 24-2012 passed.

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

The motion to approve Amendment 8 to Council Bill 24-2012, as amended, passed.

The Chairperson moved to approve Amendment 9 to Council Bill 24-2012 as follows:

*(This amendment provides for a Downtown Columbia Housing Foundation.)*

On the title page, beginning in the seventh line of the purpose paragraph, strike “that the Partnership serves as the Downtown Columbia Housing Foundation and”.

On the title page, in the last line of the purpose paragraph, after the semicolon, insert:  
“providing for the recognition of a nonprofit entity as the Downtown Columbia Housing Foundation, setting standards and procedures for recognition and withdrawal of recognition; specifying the duties of the Foundation;”

Also on the title page, in the last line, after “Partnership” insert “and the Downtown Columbia Housing Foundation”.

On page 1, in line 24, strike “Partnership”; after line 24, insert “**Subtitle 1. Downtown Columbia Partnership.**”.

Also on page 1, in line 27, strike “TITLE” and substitute “SUBTITLE”.

On page 2, beginning in line 22, strike “THE HOWARD COUNTY HOUSING COMMISSION FOR THE PURPOSE OF PROVIDING” and substitute “PROVIDE”.

On page 7, in line 11, strike “SERVE AS” and substitute “CONTRACT WITH” and in line 12, strike “AND” and substitute “TO”.

On page 13, in line 15, after “UNITS” insert “IN THE DISTRICT”.

On page 15, strike lines 11 and 12 in their entirety and substitute “(B) FOUNDATION. THE DOWNTOWN COLUMBIA HOUSING FOUNDATION IS THE ENTITY SELECTED AS THE FOUNDATION UNDER SUBTITLE 2 OF THIS TITLE.”.

Also on page 15, beginning in line 23, strike “, IN ITS CAPACITY AS THE DOWNTOWN COLUMBIA HOUSING FOUNDATION,” and, beginning in line 24, strike “HOWARD COUNTY HOUSING COMMISSION” and substitute “DOWNTOWN COLUMBIA HOUSING FOUNDATION”.

Also on page 15, in line 29, strike “HOWARD COUNTY HOUSING COMMISSION” and substitute “DOWNTOWN COLUMBIA HOUSING FOUNDATION” and, in line 30, strike “AT NO COST” and substitute “FOR A REASONABLE FEE, WHICH SHALL NOT EXCEED 5% OF THE FUND OR \$100,000, WHICHEVER IS LESS.”.

On page 16, in line 1, strike “HOWARD COUNTY HOUSING COMMISSION” and substitute “DOWNTOWN COLUMBIA HOUSING FOUNDATION”.

On page 16, after line 15, insert:

“(E) WITHDRAWAL OF RECOGNITION OF FOUNDATION.

THE CONTRACT UNDER SUBSECTION (C)(4) OF THIS SECTION SHALL PROVIDE THAT IF THE DOWNTOWN COLUMBIA HOUSING FOUNDATION’S RECOGNITION UNDER SUBTITLE 2 OF THIS TITLE IS TERMINATED FOR ANY REASON:

(1) THE FOUNDATION SHALL PRESERVE ALL MONEY IN THE FUND AND IMMEDIATELY TRANSFER IT TO THE DOWNTOWN COLUMBIA PARTNERSHIP;

(2) THE FOUNDATION SHALL PROVIDE A FULL ACCOUNTING OF THE FUND TO THE DOWNTOWN COLUMBIA PARTNERSHIP; AND

(3) THE DOWNTOWN COLUMBIA PARTNERSHIP SHALL HAVE IMMEDIATE ACCESS TO ALL BOOKS AND RECORDS OF THE FOUNDATION.”

On page 19, after 20, insert:

**“SUBTITLE 2. DOWNTOWN COLUMBIA HOUSING FOUNDATION.**  
**SEC. 28.200. - PURPOSES.**

THE COUNTY COUNCIL OF HOWARD COUNTY, MARYLAND, DECLARES THAT:

(1) A DOWNTOWN COLUMBIA HOUSING FOUNDATION IS NEEDED TO FULFILL THE VISION OF THE DOWNTOWN COLUMBIA PLAN, A GENERAL PLAN AMENDMENT, FOR A FULL-SPECTRUM AND DIVERSE MIX OF HOUSING, ENSURING THAT LOW-, MODERATE- AND MIDDLE-INCOME FAMILIES HAVE AN OPPORTUNITY TO LIVE IN DOWNTOWN COLUMBIA;

(2) IT IS NECESSARY AND APPROPRIATE FOR THE COUNTY GOVERNMENT TO COMPLEMENT, ASSIST, ENCOURAGE AND PROMOTE THE ESTABLISHMENT AND RECOGNITION OF AN ENTITY TO SERVE AS THE DOWNTOWN COLUMBIA HOUSING FOUNDATION DESCRIBED IN THE DOWNTOWN COLUMBIA PLAN; AND

(3) DEVELOPMENT OF ADDITIONAL HOUSING UNITS IN DOWNTOWN COLUMBIA MUST PROVIDE INCREASED HOUSING OPPORTUNITIES FOR RESIDENTS AT DIFFERENT INCOME LEVELS AND SHOULD PROVIDE A RANGE OF HOUSING CHOICES.



**SEC. 28.201. – “FOUNDATION” DEFINED.**

IN THIS SUBTITLE, “FOUNDATION” MEANS THE DOWNTOWN COLUMBIA HOUSING FOUNDATION RECOGNIZED BY THE COUNTY COUNCIL UNDER THIS SUBTITLE.

**SEC. 28.202. – FOUNDATION - ASSISTANCE.**

THE COUNTY GOVERNMENT MAY AND SHOULD PROVIDE ASSISTANCE TO A FOUNDATION AS A NOT-FOR-PROFIT ENTITY ORGANIZED FOR THE PURPOSE OF PROVIDING AFFORDABLE HOUSING UNDER § 28.116 OF THIS TITLE.

**SEC. 28.203. - MEMBERSHIP AND ORGANIZATION.**

*(A) IN GENERAL.*

THE FOUNDATION:

(1) SHALL BE A NOT-FOR-PROFIT; AND

(2) SHOULD INCLUDE REPRESENTATION FROM PRIVATE ENTITIES, COUNTY AND OTHER PUBLIC AGENCIES, THE COMMUNITY DEVELOPER, ORGANIZATIONS, AND INDIVIDUALS WHO ARE GENERALLY ABLE TO PROMOTE THE PURPOSES SPECIFIED IN THIS SUBTITLE.

*(B) CONFLICT OF INTEREST.*

TO AVOID CONFLICTS OF INTEREST, OR THE APPEARANCE THEREOF, THE BYLAWS OF THE FOUNDATION SHALL PROVIDE THAT ANY OF ITS MEMBERS WHO ARE CONNECTED WITH, OR ARE OFFICERS OF, AN ENTITY REQUESTING FUNDING FROM THE FOUNDATION SHALL ABSTAIN FROM VOTING ON FUNDING FOR SUCH ORGANIZATIONS.

**SEC. 28.204. - RECOGNITION; EFFECT OF RECOGNITION; WITHDRAWAL OF RECOGNITION.**

*(A) APPLICATION FOR RECOGNITION.*

AN ORGANIZATION SEEKING RECOGNITION AS THE FOUNDATION UNDER THIS SUBTITLE SHALL SUBMIT TO THE COUNTY COUNCIL AN APPLICATION THAT INCLUDES:

(1) A COPY OF ITS ARTICLES OF INCORPORATION AND BYLAWS;

(2) A LISTING OF ITS OFFICERS AND DIRECTORS;

(3) A SUMMARY OF THE RELEVANT BACKGROUND AND EXPERIENCE OF THE BOARD OF DIRECTORS OF THE ORGANIZATION THAT DEMONSTRATES SUCCESS IN FINANCING AFFORDABLE HOUSING AND MANAGING HOUSING ASSISTANCE PROGRAMS;

(4) A STATEMENT OF THE GENERAL NATURE OF, AND THE MANNER IN WHICH THE FOUNDATION PROPOSES TO PROVIDE AFFORDABLE HOUSING IN DOWNTOWN COLUMBIA;

(5) A DESCRIPTION OF THE METHODS TO BE FOLLOWED TO CARRY OUT THE PROGRAM DESCRIBED IN § 28.205 OF THIS SUBTITLE, INCLUDING PROCEDURES FOR ADVISORY COMMITTEES AND PUBLIC PARTICIPATION.

(B) RECOGNITION.

BY RESOLUTION, THE COUNTY COUNCIL MAY RECOGNIZE, WITH OR WITHOUT CONDITIONS, THE APPLICANT AS THE DOWNTOWN COLUMBIA HOUSING FOUNDATION:

(1) BASED ON THE SUBMISSIONS MADE UNDER THIS SECTION;

(2) AFTER RECEIVING THE RECOMMENDATIONS OF THE COUNTY EXECUTIVE; AND

(3) AFTER A PUBLIC HEARING.

(C) ANNUAL PROGRESS.

(1) AS A CONDITION OF CONTINUED RECOGNITION UNDER THIS SUBTITLE, THE FOUNDATION SHALL:

(I) ESTABLISH AN ADEQUATE SYSTEM FOR MAINTAINING AND UPDATING ITS PROGRAM IN ACCORDANCE WITH THIS TITLE AND THE DOWNTOWN COLUMBIA PLAN, WITH REASONABLE ANNUAL GOALS AND PRIORITIES;

(II) SUBMIT AN ANNUAL WRITTEN REPORT TO THE COUNTY COUNCIL, THE COUNTY EXECUTIVE, AND THE DOWNTOWN COLUMBIA PARTNERSHIP THAT DESCRIBES PROGRESS AND PROBLEMS IN CARRYING OUT THE PROGRAM REQUIRED BY THIS SUBTITLE; AND

(III) INCLUDE IN THE REPORT THE FINANCIAL STANDING OF THE FUND, THE WAYS THE FUND HAS BEEN USED IN THE PAST YEAR, AND THE PROJECTED USES OF

THE FUND.

(2) THE REPORT REQUIRED BY THIS SUBSECTION SHALL BE AVAILABLE TO THE PUBLIC.

(D) EFFECT OF RECOGNITION.

(1) WHILE IT IS ENVISIONED THAT THE DOWNTOWN COLUMBIA PARTNERSHIP SHALL CONTRACT WITH THE FOUNDATION TO PROVIDE AFFORDABLE HOUSING UNDER THE DOWNTOWN COLUMBIA PLAN, NEITHER THE CONTRACTUAL ARRANGEMENT NOR RECOGNITION OF THE FOUNDATION RELIEVES THE PARTNERSHIP OF ANY RESPONSIBILITY UNDER THE DOWNTOWN COLUMBIA PLAN.

(2) RECOGNITION OF THE FOUNDATION AS PROVIDED IN THIS SUBTITLE DOES NOT MAKE THE FOUNDATION A PUBLIC INSTRUMENTALITY OF THE COUNTY.

(E) WITHDRAWAL OF RECOGNITION.

BY RESOLUTION AND AFTER A PUBLIC HEARING, THE COUNTY COUNCIL MAY WITHDRAW ITS RECOGNITION OF THE FOUNDATION IF THE COUNTY COUNCIL DETERMINES THAT THE FOUNDATION HAS CEASED TO MEET THE REQUIREMENTS OF THIS SUBTITLE OR CONDITIONS IMPOSED BY THE COUNCIL IN THE RESOLUTION RECOGNIZING THE APPLICANT AS THE FOUNDATION.

**SEC. 28.205. PROGRAM.**

THE FOUNDATION SHALL DEVELOP AND CARRY OUT A PROGRAM OF SERVICES AND FINANCIAL ASSISTANCE THAT MAY INCLUDE BUT IS NOT LIMITED TO:

(1) CREATING A FLEXIBLE MODEL THAT ASPIRES TO MAKE NEW HOUSING IN THE DISTRICT AFFORDABLE TO INDIVIDUALS EARNING ACROSS ALL INCOME LEVELS;

(2) CREATING AN EFFECTIVE, FLEXIBLE MEANS OF PROVIDING A FULL SPECTRUM OF HOUSING FOR DOWNTOWN COLUMBIA;

(3) CONDUCTING MEANINGFUL DISCUSSIONS WITH LAND PURCHASERS IN DOWNTOWN COLUMBIA TO ENCOURAGE FULL SPECTRUM HOUSING IN EACH AND EVERY NEIGHBORHOOD;

(4) FUNDING NEW CONSTRUCTION;

(5) ACQUIRING HOUSING UNITS;

(6) PRESERVING EXISTING HOMES;

(7) FINANCING REHABILITATION OF RENTAL HOUSING;

(8) DEVELOPING SENIOR, FAMILY OR SPECIAL NEEDS HOUSING;

(9) PROVIDING PREDEVELOPMENT, BRIDGE, ACQUISITION AND PERMANENT  
FINANCING; AND

(10) OFFERING EVICTION PREVENTION AND FORECLOSURE ASSISTANCE.

**SEC. 28.206. AUDIT.**

THE FUND IS SUBJECT TO AUDIT AND THE BOOKS AND RECORDS OF THE  
FOUNDATION ARE SUBJECT TO INSPECTION AND EXAMINATION AT ANY REASONABLE TIME  
BY THE COUNTY AUDITOR.

**SEC. 28.207. SUPPORT FROM COUNTY GOVERNMENT.**

WITHIN THE LIMITS OF AVAILABLE FUNDS, THE COUNTY GOVERNMENT MAY  
PROVIDE ADMINISTRATIVE AND FINANCIAL SUPPORT TO THE FOUNDATION.”

The motion was seconded by Ms. Watson.

The Chairperson moved to approve Amendment 1 to Amendment 9 to Council Bill 24-2012 as follows:

*(This amendment makes technical corrections.)*

On page 2, after line 2, insert:

“On page 9, in line 29, strike “TITLE” and substitute “SUBTITLE”.

“On page 10, in line 18, strike “TITLE” and substitute “SUBTITLE”.

“On page 11, in line 20, strike “TITLE” and substitute “SUBTITLE”.”

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 1 to Amendment 9 to Council Bill 24-2012 passed.

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

The motion to approve Amendment 9 to Council Bill 24-2012, as amended, passed.

The Chairperson moved to approve Amendment 10 to Council Bill 24-2012 as follows:

*(This amendment alters the provision providing for the Partnership’s legal advisor.)*

On page 18, in line 15, strike the first “THE” and substitute, “ONCE 500,001 SQUARE FEET OF GROSS LEASABLE AREA OF NEW COMMERCIAL USES IN THE DISTRICT HAS BEEN DEVELOPED, THE”; in line 16, strike “AND” and substitute “. (B) NOTIFICATION. THE COUNTY SOLICITOR”; also in line 16, strike “IT” and substitute “THE DOWNTOWN COLUMBIA PARTNERSHIP”; and, in line 17, strike “(B)” and substitute “(C)”.

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 10 to Council Bill 24-2012 passed.

The Chairperson moved to approve Amendment 11 to Council Bill 24-2012 as follows:

*(This amendment requires the annual report to include information about any determinations of income level under the affordable housing provisions.)*

On page 17:

in line 8, strike “~~and~~” “AND”;

strike the period at the end of line 9 and substitute “;AND”; and

after line 9, insert “(6) INFORMATION ABOUT ANY DETERMINATION OF INCOME LEVELS UNDER § 28.116(A)(2) OF THIS TITLE.”.

Adjust the item numbering in Section 28.118(a) as required by any other amendments to Council Bill 24-2012.

The motion was seconded by Ms. Watson.

The Chairperson moved to approve Amendment 1 to Amendment 11 to Council Bill 24-2012 as follows:

*(This amendment provides for technical corrections.)*

In line 2, strike “and” and substitute “AND”.

After line 5, insert:

“Adjust the item numbering in Section 28.118(a) as required by any other amendments to Council Bill 24-2012.”

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 1 to Amendment 11 to Council Bill 24-2012 passed.

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

The motion to approve Amendment 11 to Council Bill 24-2012, as amended, passed.

The Chairperson moved to approve Amendment 12 to Council Bill 24-2012 as follows:

*(This amendment clarifies certain payment requirements.)*

On page 11, line 12, insert:

“(D) THE COMMUNITY DEVELOPER’S OBLIGATION TO FUND THE INITIAL OPERATING EXPENSES OF THE DOWNTOWN COLUMBIA PARTNERSHIP UNDER CEPPA 6 AND PARAGRAPH (3)(I) SHALL NOT BE REQUIRED OF ANY OTHER OWNER OF PROPERTY IN THE

DISTRICT WHO DOES NOT DEVELOP COMMERCIAL USES PURSUANT TO SECTION 125A.9 OF THE HOWARD COUNTY ZONING REGULATIONS.”

On page 14, after line 24, insert:

“(J) AS PROVIDED IN THE DOWNTOWN COLUMBIA PLAN, THE OWNER OF COMMERCIAL PROPERTY LOCATED IN THE DISTRICT IS NOT REQUIRED TO MAKE THE PAYMENTS IMPLEMENTED BY SUBSECTIONS (E) AND (G) OF THIS SECTION UNLESS THE OWNER DEVELOPS OR REDEVELOPS THE PROPERTY IN ACCORDANCE WITH THE DOWNTOWN REVITALIZATION PROVISIONS OF SECTION 125 OF THE ZONING REGULATIONS.”

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 12 to Council Bill 24-2012 passed.

The Chairperson moved to approve Amendment 13 to Council Bill 24-2012 as follows:

*(This amendment requires the Downtown Columbia Partnership to contract with the County’s Office of Transportation.)*

On page 7, in line 26, after “AND” insert “CONTRACT WITH THE COUNTY OFFICE OF TRANSPORTATION TO”

On page 16, in line 22, strike “MAY” and substitute “SHALL”.

Also in line 22, after “COUNTY” insert “OFFICE OF TRANSPORTATION”.

Also in line 22, strike “OR OTHER TRANSIT PROVIDER”.

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 13 to Council Bill 24-2012 passed.

The roll call vote called by the Chairperson on the motion was: Yea: Council Members

Ball, Fox, Sigaty, and Watson Nay: Terrasa. Council Bill 24-2012 passed, as amended.

Council Bill 25-2012 - AN ACT amending the process for comprehensive zoning; defining certain terms; clarifying the County Council authority related to comprehensive zoning, clarifying the purpose of zoning districts and zoning regulations; requiring certain notice of a comprehensive zoning plan; requiring certain procedures before the Planning Board and the County Council; allowing for the consideration of certain requests; making certain technical corrections; and generally related to comprehensive zoning in Howard County.

The Chairperson moved to approve Council Bill 25-2012. The motion was seconded by Ms. Watson.

The Chairperson moved to approve Amendment 1 to Council Bill 25-2012 as follows:

*(This amendment would do the following:*

- 1. Reinstate the County Council's ability to prepare a Comprehensive Zoning petition;*
- 2. Clarifies that the Comprehensive Zoning petition may include map amendments from individual property owners;*
- 3. Specify that the DPZ is to submit the rezoning petition to the Planning Board within 45 days of the closing period for petition submittals;*
- 4. Specify that the Planning Board is to submit the rezoning petition to the County Council within 60 days of the Planning Board's first hearing date;*
- 5. Remove the provision that would only allow the Council to consider requests that have been reviewed by the Planning Board and allow consideration of late proposals that have an affirmative vote of two-thirds of the members of the Council; and*
  - 6. Change the notification periods from 15 days to 30 days.)*

On page 5, in line 12, strike both sets of brackets.

On page 5, in lines 14 and 15, following the period in line 14, strike both sets of brackets.

On page 6, in line 1, strike "The" and substitute, "WITHIN 45 DAYS OF THE COMPREHENSIVE ZONING PETITION SUBMITTAL, THE".

On page 6, in line 12, strike "15" and substitute "30". On the same page, in line 28, strike the second set of brackets and "15".

On page 8, in line 16, strike "Submit" and substitute, "WITHIN 60 DAYS OF THE PLANNING"



BOARD'S FIRST PUBLIC HEARING ON THE COMPREHENSIVE ZONING PETITION, SUBMIT".

On page 9, in line 4, strike "15" and substitute "30". On the same page, in line 17, strike the second set of brackets and "15".

On page 10, strike lines 6 through 10, in their entirety. On the same page, in line 15, strike "SUBJECT TO PARAGRAPH (6) OF THIS SUBSECTION THE [[The]]" and substitute "THE"

On page 10, immediately following line 17, insert the following:

(9) ANY PROPOSED AMENDMENT TO THE PROPOSED ZONING MAP AS PART OF THE ADOPTION OF A COMPREHENSIVE ZONING ORDINANCE WHICH WAS NOT PREVIOUSLY PROPOSED, CONSIDERED OR RECOMMENDED BY THE DEPARTMENT OF PLANNING AND ZONING OR THE PLANNING BOARD SHALL ONLY BE CONSIDERED BY THE COUNTY COUNCIL UPON AN AFFIRMATIVE VOTE OF TWO-THIRDS OF THE MEMBERS OF THE COUNCIL.". Renumber the entire subsection accordingly.

On page 11, in line 8, strike the set of brackets and "15".

The motion was seconded by Ms. Watson.

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

The motion to approve Amendment 1 to Council Bill 25-2012 passed.

The roll call vote called by the Chairperson on the motion to approve Council Bill 25-2012, as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson. Council Bill 25-2012, as amended passed.

The Chairperson moved to table Council Bill No. 26-2012. 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. Council Bill No. 26-2012 was tabled.

**Adjourned:** 8:52pm

## Tabled

Council Resolution 87-2012 - A RESOLUTION confirming the appointment of Caroline Harper to the Housing and Community Development Board.

Council Resolution 99-2012 - A RESOLUTION proposing to amend Section 202 “County Council” of the Howard County Charter by changing from three to four the maximum number of terms the Council Members can serve; 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.

Council Resolution 100-2012 - A RESOLUTION proposing to amend the Howard County Charter to make various technical changes; to amend Section 202 “The County Council” by removing an obsolete factor to be considered in redistricting; to amend Section 501 “The County Board of Appeals” by correcting a citation to the Annotated Code of Maryland; to amend Section 601 “Fiscal year and tax year definitions”, Section 615A “Budget Stabilization”, and Section 615B “Restrictions on Use of Surplus Revenues” in order to consolidate certain duplicate definitions; to amend Section 709 “Prohibitions” by correcting a typographical error; 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.

Council Resolution 101-2012 - A RESOLUTION proposing to amend Section 208 “Sessions of the County Council; quorum; rules of procedure”, Section 209 “Legislative Procedure”, Section 210 “Recording, printing and compilation of laws”, and Section 604 “Filing of proposed budget; copies” of the Howard County Charter by changing various publication and advertising requirements to provide that certain information also be made available in at least one electronic medium; proposing to amend Section 209 “Legislative procedure” of the Howard County Charter by permitting the County Council to extend the amount of time to post emergency legislation; 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.

Council Resolution 102-2012 - A RESOLUTION proposing to amend Section 209 “Legislative procedure” of the Howard County Charter by permitting the County Council to extend the amount of time to consider legislation before the Council; 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.

Council Resolution 103-2012 - A RESOLUTION proposing to amend Section 211 “The referendum” of the Howard County Charter by providing that the number of required signatures for a referendum be 5% of the qualified voters of the County calculated upon the whole number of votes cast in the County for Governor at the last preceding gubernatorial election; 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.

Council Resolution 104-2012 - A RESOLUTION proposing to amend Section 611 “Lapsed appropriations” of the Howard County Charter to permit the County to carry over grant funds from one fiscal year to the next; 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.

Council Resolution 105-2012 - A RESOLUTION proposing to amend Section 613 “Restrictions of capital projects; amendment to capital budget after adoption of budget”, of the Howard County Charter to clarify the application of the section to new capital projects; requiring the County Council to establish by law procedures for amending the budget when changes to existing capital projects are approved; 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.

Council Resolution 106-2012 - A RESOLUTION proposing to repeal Section 906 “Copies of books and papers on demand” and Section 907 “Inspection of books, accounts, and papers” of the Howard County Charter and replace them with new Section 906 “Right to Inspect and Copy Public Records”; making the public access provisions of the County Charter consistent with the Maryland Public Information Act; expanding the public right to inspect records to include all persons; permitting persons to obtain copies of public records upon payment of a reasonable fee prescribed by the County Council; 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.

Council Bill No. 26-2012 - AN ACT adopting PlanHoward 2030 as the general plan for Howard County, Maryland, for the purpose of planning for land use and land conservation and multiyear development planning for transportation, public facilities, water, sewerage, parkland, housing, human services, and environmental protection; and generally relating to planning, zoning, and land use in Howard County, Maryland.