

**COUNTY COUNCIL
OF
HOWARD COUNTY, MARYLAND**

2012 Legislative Session

Legislative Day No. 1

01/03/2012

HOWARD COUNTY TO WIT:

The Chairman called the legislative session to order at **7:34** 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; James Vannoy, Assistant County Attorney; Meredith Beach, Legislative Analyst, and David Nitkin, Legislative Coordinator were also present.

APPROVE JOURNAL

The Chairperson moved to approve the journal for Legislative Day No. 13, December 5, 2011. 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 – December 21, 2011. 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.

INTRODUCTION OF LEGISLATION

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

Appointments

Council Resolution No. 1-2012 - A RESOLUTION confirming the appointment of Brian Daugherty to the Howard County Local Children's Board.

Council Resolution No. 2-2012 - A RESOLUTION confirming the appointment of Scott E. Hale to the Adult Public Guardianship Review Board.

Council Resolution No. 3-2012 - A RESOLUTION confirming the appointment of Stephen Harrison to the Howard County Local Children's Board.

Council Resolution No. 4-2012 - A RESOLUTION confirming the appointment of William Wurzell to the Housing and Community Development Board.

Council Resolution No. 5-2012 - A RESOLUTION confirming the reappointment of Lynn Albizo to the Commission on Disability Issues.

Council Resolution No. 6-2012 - A RESOLUTION confirming the reappointment of Arthur C. Gold to the Commission on Disability Issues.

Council Resolution No. 7-2012 - A RESOLUTION confirming the reappointment of Margaret Kim to the Equal Business Opportunity Commission.

Council Resolution No. 8-2012 - A RESOLUTION confirming the reappointment of Diane Richardson to the Commission on Disability Issues.

Financial

Council Bill No. 1-2012 - AN ACT amending Council Bill No. 48-2011 that authorizes and provides for the issuance, sale and delivery of general obligation bonds of the County for the purposes of financing certain capital projects of the County.

SAO3-FY2012 - AN ACT transferring \$264,723 from the Grants Fund, Contingency Reserve to the Department of Technology and Communication Services for a grant to provide overtime funding for the Energy Efficiency and Conservation Block Grants Program.

SAO4-FY2012 - AN ACT transferring \$40,000 from the Grants Fund, Contingency Reserve to the Department of Housing and Community Development for a grant to provide rental assistance to eligible low-income residents with critical and emergency housing needs.

General

Council Resolution No. 9-2012 – Introduced by the Chairperson- A RESOLUTION calling the County Council of Howard County, Maryland into legislative session on March 29, 2012, in lieu of the legislative session that would normally be held on April 2, 2012.

Council Bill No. 2-2012 (ZRA 137) – Introduced by Courtney Watson, Councilperson- AN ACT amending the Howard County Zoning Regulations to permit Community Swimming Pools to send density under the Neighborhood Preservation Program in the R-ED, R-20, and R-12 zoning districts, under certain conditions; establish a reduced rear setback of 15 feet on R-ED zoned lots that adjoin an open space lot; and generally related to Community Swimming Pools and rear setbacks.

Council Bill No. 3-2012 (ZRA 135)- Introduced by the Chairperson at the request of Viram Patel - AN ACT amending the Howard County Zoning Regulations to amend the Riding Academies and Stables Conditional Use category to change required setback provisions; and generally relating to Riding Academies and Stables.

Council Bill No. 4-2012 - AN ACT pursuant to Section 612 of the Howard County Charter, approving a multi-year Amended and Restated Developer Agreement and Right of Entry for a Major Public Sewer System between Howard County, Maryland and Ellicott Meadows, LLC for the acquisition of the Orchard Meadows Water Main; and authorizing the County Executive to take certain actions in connection with the Agreement.

Council Bill No. 5-2012 (ZRA 138) – Introduced by the Chairperson at the request of Marsha S. McLaughlin, Director, Department of Planning and Zoning- AN ACT removing a requirement that pick-your-own-enterprises located in the RC (Rural Conservation) Zoning District have frontage on and direct access to certain types of roads, requiring that all necessary permits and licenses to be obtained from the Health Department prior to use as a pick-your-own enterprise, and generally relating to the Howard County Zoning Regulations.

Council Resolution No. 10-2012 - A RESOLUTION authorizing Ken Ulman, Howard County Executive, to file an application with the Maryland Transit Administration of the Maryland Department of Transportation for a Sections 5303, 5304, 5307, 5309, 5310, 5311, 5316 and/or 5317 grants under the Federal Transit Act.

Council Bill No. 6-2012 - AN ACT pursuant to Section 612 of the Howard County Charter, approving a multi-year Agreement between Howard County, Maryland and Recall Total Information Management Inc., and Recall Secure Destruction Services, Inc., both subsidiaries of Recall Corp.; and authorizing the County Executive to take certain actions in connection with the Agreement.

FINAL CONSIDERATION

Consent

Council Resolution 177-2011 - A RESOLUTION confirming the appointment of Shirley Barber to the Howard County Local Children's Board.

Council Resolution 178-2011 - A RESOLUTION confirming the appointment of Julianne Meagher to the Howard County Local Children's Board.

Council Resolution 179-2011 - A RESOLUTION confirming the appointment of Regina S. Mitchell to the Housing Commission.

Council Resolution 181-2011 - A RESOLUTION confirming the appointment of John J. Sedlevicius to the Adult Public Guardianship Review Board.

Council Resolution 182-2011 - A RESOLUTION confirming the reappointment of Phillips S. Engelke to the Howard County Design Advisory Panel.

Council Resolution 183-2011 - A RESOLUTION confirming the reappointment of Mohammad Saleem to the Howard County Design Advisory Panel.

The Chairperson moved to approve Council Resolutions 177-2011, 178-2011, 179-2011, 181-2011, 182-2011 and 183-2011. 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 Resolutions 177-2011, 178-2011, 179-2011, 181-2011, 182-2011 and 183-2011 passed.

Appointments

The Chairperson moved to remove Council Resolution 168-2011 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.

Council Resolution No. 168-2011 - A RESOLUTION confirming the appointment of Felicia Banks West to the Advisory Board on Consumer Affairs.

The Chairperson moved to approve Council Resolution 168-2011. 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 168-2011 passed.

Council Resolution 180-2011 - A RESOLUTION confirming the appointment of Deborah St. Lawrence Thompson to the Howard County Local Children's Board.

The Chairperson moved to table Council Resolution 180-2011. 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 180-2011 was tabled

General

Council Bill 57-2011- Introduced by the Chairperson based on the recommendations 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 Redistricting.

The Chairperson moved to table Council Bill 57-2011. 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 57-2011 was tabled

The Chairperson moved to reconsider the approval of Council Resolution 174-2011. 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.

Council Resolution No. 174-2011 - A RESOLUTION adopting the Housing Unit Allocation Chart for Fiscal Year 2012 pursuant to the Adequate Public Facilities Act of Howard County.

The Chairperson moved to table Council Resolution 174-2011. 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 174-2011 was tabled.

ADJOURNMENT

The Chairperson adjourned the legislative session at 7:58 p.m.