

**COUNTY COUNCIL  
OF  
HOWARD COUNTY, MARYLAND**

**2022 Legislative Session**

**Legislative Day No. 15**

October 31, 2022

**HOWARD COUNTY TO WIT:**

The Chairperson called the legislative session to order at **10:31 a.m.**

Chairperson Opel Jones, Vice Chairperson Christiana Rigby, Council Member Deb Jung, Council Member Liz Walsh and Council Member David Yungmann were present.

Michelle Harrod, Administrator to the County Council; Auditor; Gary Kuc, County Solicitor; Amanda Mihill, Assistant County Solicitor; Jennifer Sager, Legislative Coordinator; Maureen Arthurs, Director of Government Affairs; Theo Wimberly, Administrative Manager; Margery Sayers, Executive Assistant and Brenda Smith, Administrative Support were also present.

**APPROVE JOURNALS AND MINUTES**

The Chairperson moved to approve the Journal for Legislative Session – October 3, 2022. The motion was seconded by Ms. Rigby.

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 Joint Meeting with of Board of Education - September 19, 2022, the minutes from the MDot Tour Meeting - September 29, 2022, the Legislative Public Hearing October 17, 2022, and the Legislative Work Session – October 19, 2022. The motion was seconded by Ms. Rigby.

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

The motion to approve the minutes passed.

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## **FINAL CONSIDERATION**

After hearing no objections, the Administrator read Council Resolutions 132-, 133-, 134-, 135-, 136-, 137-, 138-, 139-, 140-, 141-, 142-, 143-, 144-, 145-, 147-, 148-, 149-, 150-, 151-, 152-, 153-, 154-, 155-, 156-, 157-, 159-, 160-, 161-, 162-, 163-, 164-, 165-, 166-, 167-, 168-, 169-, 171-, 172-, 173-, 174-, 175-, 176-, 177-, 178-, 179-, 180-, 181-, 182-, 183-, and 184-2022, together for a single combined roll call vote.

## **Appointments**

Council Resolution 132-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Brian Bailey to the LGBTQIA+ Commission.

Council Resolution 133-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Ash Baker to the LGBTQIA+ Commission.

Council Resolution 134-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Sue Bryant to the LGBTQIA+ Commission.

Council Resolution 135-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Robert Ford to the LGBTQIA+ Commission.

Council Resolution 136-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Kimberly Gillette to the LGBTQIA+ Commission.

Council Resolution 137-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Juls Gilliam to the LGBTQIA+ Commission.

Council Resolution 138-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Morgan Gingles to the LGBTQIA+ Commission.

Council Resolution 139-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Chris Hefty to the LGBTQIA+ Commission.

Council Resolution 140-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Anna Katz to the LGBTQIA+ Commission.

Council Resolution 141-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Beck Liberatore to the LGBTQIA+ Commission.

Council Resolution 142-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Faye Liberatore to the LGBTQIA+ Commission.

Council Resolution 143-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Schonda K. Morais to the LGBTQIA+ Commission.

Council Resolution 144-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Kristianna Sica to the LGBTQIA+ Commission.

Council Resolution 145-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Adrienne C. Thomas to the LGBTQIA+ Commission.

Council Resolution 146-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Saad Usmani to the LGBTQIA+ Commission.

Council Resolution 147-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Rebecca Vivrette to the LGBTQIA+ Commission.

Council Resolution 148-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Alicia Altamarano, Esq., to the La Alianza Latina Commission.

Council Resolution 149-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Danielle Baron to the La Alianza Latina Commission.

Council Resolution 150-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Katharine Canales to the La Alianza Latina Commission.

Council Resolution 151-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Santiago Carrera to the La Alianza Latina Commission.

Council Resolution 152-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Mariana Izraelson to the La Alianza Latina Commission.

Council Resolution 153-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Paloma León to the La Alianza Latina Commission.

Council Resolution 154-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Elvira Dominguez McCullough to the La Alianza Latina Commission.

Council Resolution 155-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Gabriel Moreno to the La Alianza Latina Commission.

Council Resolution 156-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Dr. Yvette Oquendo to the La Alianza Latina Commission.

Council Resolution 157-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Cris Oviedo to the La Alianza Latina Commission.

Council Resolution 159-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Luzmila Robinson to the La Alianza Latina Commission.

Council Resolution 160-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Felicita Sola-Carter to the La Alianza Latina Commission.

Council Resolution 161-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Gabriel Terrasa to the La Alianza Latina Commission.

Council Resolution 162-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Maria Angelica Vargas to the La Alianza Latina Commission.

Council Resolution 163-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Yolanda Vazquez to the La Alianza Latina Commission.

Council Resolution 164-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Seema Agarwal-Harding to the Commission on Aging.

Council Resolution 165-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Tracy Broccolino to the Board to Promote Self-Sufficiency.

Council Resolution 166-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Tracy Broccolino to the Howard County Local Children's Board.

Council Resolution 167-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Holly Farnella to the Howard County Animal Matters Hearing Board.

Council Resolution 168-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Sharay Jackson-Dixon to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 169-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Mathew A. Limsy, Esq., to the Commission on Aging.

Council Resolution 171-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Marina Nellius, LCSW-C, to the Commission on Aging.

Council Resolution 172-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Kelly Palich, M.A. CIG, to the Cemetery Preservation Advisory Board.

Council Resolution 173-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Kelli Shimabukuro to the Cemetery Preservation Advisory Board.

Council Resolution 174-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Ashley Watson to the Equal Business Opportunity Commission.

Council Resolution 175-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Dr. Daria Willis to the Howard County Local Children's Board.

### **Reappointments**

Council Resolution 176-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the reappointment of Jacqueline Alexander to the Housing Commission.

Council Resolution 177-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the reappointment of Alicia Altamirano, Esquire, to the Human Trafficking Prevention Coordination Council.

Council Resolution 178-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the reappointment of Daniel Lovette to the Howard County Design Advisory Panel.

Council Resolution 179-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the reappointment of Kashonna Marrow to the Board to Promote Self Sufficiency.

Council Resolution 180-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the reappointment of Susan Mascaro to the Personnel Board.

Council Resolution 181-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the reappointment of Dr. Anuja Sonalker to the Board of Directors of the Economic Development Authority.

Council Resolution 182-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the reappointment of Michael Willis to the Commission on Aging.

Council Resolution 183-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION amending a Resolution previously adopted by the County Council to correct a reappointment to the State Agricultural Preservation Advisory Board and providing for the application of this correction.

Council Resolution 184-2022 - Introduced by Deb Jung - A RESOLUTION appointing Lynn Foehrkolb to the Board of Appeals of Howard County, Maryland, to fill a term ending on December 31, 2022.

The Chairperson moved to approve Council Resolutions 132-, 133-, 134-, 135-, 136-, 137-, 138-, 139-, 140-, 141-, 142-, 143-, 144-, 145-, 147-, 148-, 149-, 150-, 151-, 152-, 153-, 154-, 155-, 156-, 157-, 159-, 160-, 161-, 162-, 163-, 164-, 165-, 166-, 167-, 168-, 169-, 171-, 172-, 173-, 174-, 175-, 176-, 177-, 178-, 179-, 180-, 181-, 182-, 183-, and 184-2022. The motion was seconded by Ms. Rigby

The roll call vote called by the Administrator on the motion to approve Council Resolutions 132-, 133-, 134-, 135-, 136-, 137-, 138-, 139-, 140-, 141-, 142-, 143-, 144-, 145-, 147-, 148-, 149-, 150-, 151-, 152-, 153-, 154-, 155-, 156-, 157-, 159-, 160-, 161-, 162-, 163-, 164-, 165-, 166-, 167-, 168-, 169-, 171-, 172-, 173-, 174-, 175-, 176-, 177-, 178-, 179-, 180-, 181-, 182-, 183-, and 184-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolutions 132-, 133-, 134-, 135-, 136-, 137-, 138-, 139-, 140-, 141-, 142-, 143-, 144-, 145-, 147-, 148-, 149-, 150-, 151-, 152-, 153-, 154-, 155-, 156-, 157-, 159-, 160-, 161-, 162-, 163-, 164-, 165-, 166-, 167-, 168-, 169-, 171-, 172-, 173-, 174-, 175-, 176-, 177-, 178-, 179-, 180-, 181-, 182-, 183-, and 184-2022 passed.

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Council Resolution 146-2022 - Introduced by The Chairperson at the request of the County Executive - A RESOLUTION confirming the appointment of Saad Usmani to the LGBTQIA+ Commission.

The Chairperson moved to approve Council Resolution 146- 2022. The motion was seconded by Ms. Walsh.

The roll call vote called by the Administrator on the motion to approve Council Resolution 146-2022 was: Yea: Council Members Jones, Jung, Walsh and Yungmann. Abstain: Council Member Rigby.

The motion to approve Council Resolution 146-2022 passed.

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CR158-2022 - Introduced by The Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of Emily Paz to the La Alianza Latina Commission.

CR158-2022 remained on the table as the appointee did not appear before the Council at a Public Hearing.

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CR170-2022 - Introduced by The Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of Sharon Stanley Merriweather to the Board of Health.

CR170-2022 remained on the table as the appointee did not appear before the Council at a Public Hearing.

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### **Financial**

Council Bill 65-2022 - Introduced by The Chairperson at the request of the County Executive - AN ORDINANCE authorizing the issuance, sale and delivery of up to \$150,000,000 consolidated public improvement bonds and up to \$50,000,000 metropolitan district bonds, pursuant to various bond enabling laws; providing that such bonds shall be general obligations of the County; authorizing the County Executive to specify, prescribe, determine, provide for or approve the final principal amounts, maturity schedules, interest rates and redemption provisions for such bonds, and other matters, details, forms, documents or procedures and to determine the method of sale of such bonds; providing for the disbursement of the proceeds of such bonds and for the levying of taxes to pay debt service on such bonds; and providing for and determining various matters in connection therewith.

The Chairperson moved to approve Council Bill 65-2022. The motion was seconded by Ms. Rigby.

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

### **Amendment No. 1**

*(This amendment corrects the spelling of a project name.)*

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 65-2022 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.



The motion to approve Council Bill 65-2022 as amended passed.

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Council Bill 66-2022 - Introduced by The Chairperson at the request of the County Executive - AN ORDINANCE authorizing and providing for the issuance of Howard County, Maryland Consolidated Public Improvement Refunding Bonds and Howard County, Maryland Metropolitan District Refunding Bonds; providing that such bonds shall be general obligations of the County; providing for the disbursement of the proceeds of such bonds and the levying of taxes to pay debt service on such bonds; providing for the private (negotiated) sale of such bonds; providing for an escrow deposit agreement and a continuing disclosure agreement; authorizing the County Executive to specify, prescribe, determine, provide for or approve the final principal amounts, maturity schedules, interest rates and redemption provisions for such bonds, the final list of refunded bonds, and certain other matters, details, forms, documents or procedures; and providing for and determining various matters in connection therewith.

The Chairperson moved to approve Council Bill 66-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Bill 66-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 66-2022 passed.

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Council Bill 67-2022 - Introduced by The Chairperson at the request of the County Executive - 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 3085, 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; approving a multi-year collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3085, Council 67, AFL-CIO that will be effective through the end of Fiscal Year 2022 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 American Federation of State, County and Municipal Employees, Howard County Local 3085, Council 67, AFL-CIO.

The Chairperson moved to approve Council Bill 67-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Bill 67-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 67-2022 passed.

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Council Bill 68-2022 - Introduced by The Chairperson at the request of the County Executive - 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 3888, 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; approving a multi-year collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3888, Council 67, AFL-CIO that will be effective through the end of Fiscal Year 2024 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 American Federation of State, County and Municipal Employees, Howard County Local 3888, Council 67, AFL-CIO.

The Chairperson moved to approve Council Bill 68-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Bill 68-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 68-2022 passed.

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CR185-2022 - Introduced by The Chairperson at the request of the County Executive A RESOLUTION approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between the Howard County, Maryland and Ranleagh Court, LLC for property located at 6001 Turnabout Lane, Columbia, which will comprise a mixed-income, rental housing development to be known as Ranleagh Court Apartments.

The Chairperson moved to approve Council Resolution 185-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Resolution 185-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 185-2022 passed.

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Council Bill 69-2022 - Introduced by The Chairperson at the request of the County Executive AN ACT amending the Pay Plan for Howard County; providing pay scales for certain employees subject to certain Memorandums of Agreement; adding new classifications to a list of classifications covered by a Memorandum of Agreement; providing for the application of this Act; and generally relating to the Pay Plan for Howard County.

The Chairperson moved to approve Council Bill 69-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Bill 69-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 69-2022 passed.

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Council Bill 70-2022 - Introduced by The Chairperson at the request of the County Executive AN ACT amending the Classification Plan for Howard County to add the position of Journey-Skilled Trades; and generally relating to amendments to the Howard County Classification Plan.

The Chairperson moved to approve Council Bill 70-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Bill 70-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 70-2022 passed.

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Council Bill 71-2022 - Introduced by The Chairperson at the request of the County Executive AN ACT pursuant to Section 612 of the Howard County Charter, approving a Lease Agreement between Howard County, Maryland and P Portfolio Owner, LLC, for the lease of approximately 2,836 square feet of space located at 9790 Patuxent Woods Drive, Suite B, Columbia, Maryland; authorizing the County Executive to make changes to the Agreement, under certain conditions; authorizing the County Executive to execute the Agreement; and generally relating to the Agreement.

The Chairperson moved to approve Council Bill 71-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Bill 71-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 71-2022 passed.

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Council Bill 72-2022 - Introduced by The Chairperson at the request of the County Executive AN ACT to establish an Asian American and Pacific Islander Commission; providing for the membership of the Commission; providing for the purpose and duties of the Commission; providing for the method of appointment and staff; requiring certain meetings and certain reports; providing the expiration dates of the terms of the initial members of the Commission; and generally relating to an Asian American and Pacific Islander Commission.

The Chairperson moved to approve Council Bill 72-2022. The motion was seconded by Ms. Rigby.

The Chairperson moved to approve Amendment 1. The motion was seconded by Ms. Rigby.

**Amendment No. 1**

*(This amendment adds safety as an area that the Commission will provide advice.)*

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 72-2022 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 72-2022 as amended passed.

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Council Resolution 186-2022 - Introduced by The Chairperson at the request of the County Executive A RESOLUTION approving an application by The Kennard Warfield, Jr., Family LLLP to sell to the Maryland Agricultural Land Preservation Foundation an agricultural land preservation easement on property located at 1611 Saint Michaels Road in Woodbine, Howard County, Maryland, consisting of approximately 58 acres.

The Chairperson moved to approve Council Resolution 186-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Resolution 186-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 186-2022 passed.

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Council Resolution 187-2022 - Introduced by The Chairperson at the request of the County Executive A RESOLUTION supplementing the Historic Sites Inventory for Howard County by adding the Linden Lawn-Maplehurst-Blarney Farm, 15475 Old Frederick Road, Woodbine, Howard County to the Inventory.

The Chairperson moved to approve Council Resolution 187-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Resolution 187-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 187-2022 passed.

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Council Resolution 188-2022 - Introduced by The Chairperson at the request of the County Executive A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that a portion of land containing a total of 0.042 acres of US Route 1 (Washington Boulevard) at Pine Avenue is no longer needed by the County for public purposes; authorizing the County Executive to convey, upon certain consideration, fee simple title to the State of Maryland; 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 convey the Property if he finds that the County may have a use for the property.

The Chairperson moved to approve Council Resolution 188-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve Council Resolution 188-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Resolution 188-2022 passed.

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Council Resolution 189-2022 - Introduced by The Chairperson at the request of the County Executive A RESOLUTION pursuant to Title 5, Subtitle 3 of the Education Article of the Annotated Code of Maryland, approving the Howard County Board of Education's Capital Budget Request for Fiscal Year 2024 and Capital Improvement Program Request for Fiscal Years 2025-2029 for the purpose of submission to the Interagency Commission on School Construction.

The Chairperson moved to approve Council Resolution 189 -2022. The motion was seconded by Ms. Rigby.

The Chairperson moved to approve Amendment 1. The motion was seconded by Ms. Rigby.

***Amendment No. 1***

*(This amendment substitutes revised FY24 Capital Budget Requests and Capital Improvement Program Requests for FY25-29. After prefile, the Board of Education amended the Superintendent's proposed request to adjust the Board's project priority order by modifying the timing of projects and funding amounts in certain fiscal years. The Oakland Mills HS Renovation/Addition and Centennial High School Renovation/Addition are moved up in order and*

*new projects, Thomas Viaduct MS Addition and New HS #14, were added to the list. This amendment updates both the FY24 Capital Budget Request and the FY2025-2029 Capital Improvement Program and the Long-Range Master Plan accordingly.)*

The roll call vote called by the Administrator on the motion to approve Amendment 1 was: Yea: Council Members Jones, Jung and Rigby. Nay: Council Members 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 189-2022 as amended was: Yea: Council Members Jones, Jung and Rigby. Nay: Council Members Walsh and Yungmann.

The motion to approve Council Resolution 189-2022 as amended passed.

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Council Resolution 190-2022 - Introduced by Liz Walsh A RESOLUTION approving schedules of fees and rates for certain functions regulated and administered by the Department of Police.

Ms. Walsh moved to approve Council Resolution 190-2022. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve Council Resolution 190-2022 was: Yea: Council Members Jung and Walsh. Nay: Council Members Jones, Rigby and Yungmann.

The motion to approve Council Resolution 190-2022 failed.

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Council Bill 54-2022 - Introduced by Liz Walsh AN ACT amending the Howard County Code to prohibit the issuance of certain waivers or variances to Forest Conservation regulations for properties located in the Tiber Branch Watershed; requiring certain site design requirements in the Tiber Branch Watershed; altering the existing floodplain, wetland, stream, and steep slope waiver provisions for the Tiber Branch Watershed; requiring development in the Tiber Branch Watershed to meet its forest conservation obligations on-site; and generally relating to waivers or variances.

Ms. Walsh moved to remove from the table Council Bill 54-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to remove Council Bill 54-2022 from the table was: Yea: Council Members Jones, Jung, Walsh and Yungmann. Nay: Council Member Rigby.

The motion to remove Council Bill 54-2022 from the table passed.

Ms. Walsh moved to approve Council Bill 54-2022. The motion was seconded by Ms. Rigby.

Ms. Walsh moved to approve Amendment 1. The motion was seconded by Ms. Jung.

**Amendment No. 1**

*(This amendment adds the calculation of net tract area for public infrastructure projects to the list of acceptable waivers that can be granted by DPZ.)*

Ms. Walsh moved to approve Amendment 1 to Amendment 1. The motion was seconded by Ms. Jung.

**Amendment No. 1 to Amendment No. 1**

*(This Amendment substitutes nomenclature for consistency.)*

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

The motion to approve Amendment 1 to Amendment 1 passed.

The Chairperson moved to extend the life of Council Bill 54-2022. The motion failed for lack of a second.

Ms. Rigby moved to approve Amendment 2 to Amendment 1. The motion was seconded by the chairperson

**Amendment No. 2 to Amendment No. 1**

*(This Amendment strikes the reference to a public infrastructure project.)*

Ms. Rigby moved to withdraw Amendment 2 to Amendment 1. The Motion was seconded by the chairperson. Amendment 2 to Amendment 1 was withdrawn.

Ms. Rigby moved to approve Amendment 3 to Amendment 1. The motion was seconded by The Chairperson.

**Amendment No. 3 to Amendment No. 1**

*(This Amendment strikes the reference to a capital project.)*

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

The motion to approve Amendment 3 to Amendment 1 passed.

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

The motion to approve Amendment 1 as amended passed.

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

**Amendment No. 2**

*(This amendment adds the removal of dead or certifiably diseased trees to the list of acceptable waivers that can be granted by DPZ.)*

Ms. Walsh moved to approve Amendment 1 to Amendment 2. The motion was seconded by Ms. Jung.

**Amendment No. 1 to Amendment No. 2**

*(This Amendment clarifies the process by which certain trees can be removed.)*

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.

Ms. Rigby moved to approve Amendment 2 to Amendment 2. The motion was seconded by The Chairperson.

**Amendment No. 2 to Amendment No. 2**

*(This Amendment allows a certain determination to be made by a licensed forester or licensed landscape architect.)*

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

The motion to approve Amendment 2 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.

Ms. Walsh moved to approve Amendment 3. The motion was seconded by Ms. Jung.

**Amendment No. \_\_3\_\_**

*(This amendment removes any consideration of fee-in-lieu requests in the Tiber Branch Watershed.)*

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

The motion to approve Amendment 3 passed.

Ms. Walsh moved to approve Amendment 4. The motion was seconded by Ms. Jung.

**Amendment No. \_\_4\_\_**

*(This Amendment clarifies that this bill does not apply to capital projects.)*

Ms. Rigby moved to approve Amendment 1 to Amendment 4. The motion was seconded by the chairman.

**Amendment No. \_\_1\_\_ to Amendment No. \_\_4\_\_**

*(This Amendment alters the kinds of projects covered.)*

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Amendment 4 was: Yea: Council Members Jones, Rigby and Yungmann. Nay: Council Members Jung and Walsh.

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Amendment 4 was: Yea: Council Members Jones, Rigby, and Yungmann; Nay: Jung and Walsh.

The motion to approve Amendment 1 to Amendment 4 passed.

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

The motion to approve Amendment 4 as amended passed.

Mr. Yungmann moved to approve Amendment 6. The motion was seconded by the Chairperson.

**Amendment No. \_\_6\_\_**

*(This Amendment clarifies the kinds of development subject to the on-site requirement.)*

Mr. Yungmann moved to withdraw Amendment 6. The Motion was seconded by the chairperson. Amendment 6 was withdrawn.

Ms. Rigby moved to approve Amendment 5. The motion was seconded by The Chairperson.

**Amendment No. \_\_5\_\_**

*(This Amendment clarifies what kind of development is covered.)*

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

The motion to approve Amendment 5 passed.

The roll call vote called by the Administrator on the motion to approve Council Bill 54-2022 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 54-2022 as amended passed.

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CB56-2022 - Introduced by Liz Walsh AN ACT amending the zoning regulation text amendment process by requiring a certain applicant for a zoning regulation text amendment to file a certain affidavit and disclosure; requiring certain applicants to file a certain affidavit or disclosure; requiring a technical staff report to include a list of certain impacted parcels of land under certain circumstances; requiring the Council Administrator to notify certain title owners of certain information and an obligation to file a certain affidavit and disclosure under certain circumstances; requiring the receipt of certain affidavits and disclosures before a bill may be added to the Council's legislative agenda under certain circumstances; and generally relating to zoning regulation text amendments

Ms. Walsh moved to remove from the table Council Bill 56-2022. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to remove from the table Council Bill 56-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann

The Chairperson moved to approve Council Bill 56-2022. The motion was seconded by Ms. Rigby.

Ms. Walsh moved to approve Amendment 1. The motion was seconded by Ms. Jung.

**Amendment No.   1**

*(This amendment alters the number of parcels of land from 12 parcels of land or less to 8 parcels of land or less that a zoning regulation would impact to determine when the requirements of the bill apply.)*

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.

Mr. Yungmann moved to approve Amendment 2. The motion was seconded by the Chairperson.

**Amendment No.   2**

*(This amendment: 1) deletes language that would have deemed specified parcels of land impacted by the zoning regulation amendment to be the subject of the zoning regulation amendment; 2) requires the ZRA technical staff report to include additional ownership information regarding the impacted parcels of land; 3) deletes language that would have required the Council Administrator to notify any title owners of land who are not petitioners of the petition and all applicants' obligation to file specified affidavits and disclosures; and 4) deletes language that would have prohibited the addition of a bill proposing the ZRA to the Council's agenda until the receipt of the specified affidavits and disclosures, if the intent of the ZRA is an increase in the density of the land.)*

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

The motion to approve Amendment 2 passed.

The roll call vote called by the Administrator on the motion to approve Council Bill 56-2022 as amended was: Yea: Council Members Jung, Rigby, and Yungmann; Nay: Jones and Walsh.

The motion to approve Council Bill 56-2022 as amended passed.

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Council Bill 58-2022 - Introduced by Liz Walsh - AN ACT to set the rate of the Public School Facilities Surcharge for certain addition construction; and generally relating to the public school facilities surcharge.

Ms. Walsh moved to remove from the table Council Bill 58-2022. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to remove from the table Council Bill 58-2022 was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The Council picked up Council Bill 58-2022 with the active motion to approve Amendment No. 2, which was moved by the Chairperson and seconded by Ms. Rigby. Amendment 1 to Amendment 2 previously passed.

**Amendment No.   2**

*(This amendment adds a square footage cap to the definition of addition construction.)*

Ms. Jung moved to approve Amendment 2 to Amendment 2. The motion was seconded by Mr. Yungmann.

**Amendment No.   2   to Amendment No.   2**

*(This amendment provides that an addition that is more than 1,000 square feet shall be assessed a rate of \$1.32 for the first 1,000 square feet and a rate of \$7.50 for the square feet of the addition that is more than 1,000 square feet.)*

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

The motion to approve Amendment 2 to Amendment 2 failed.

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

The motion to approve Amendment 2 as amended passed.

Ms. Walsh moved to rescind Amendment 1. The motion was seconded by Ms. Rigby.

**Amendment No. 1**

*(This amendment clarifies that accessory apartments and two-family dwellings are excluded from the list of construction that is assessed a Public School Facilities Surcharge rate of \$1.32 per square foot of occupiable area.)*

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

The motion to rescind Amendment 1 passed.

The Chairperson moved to approve Amendment 3. The motion was seconded by Ms. Rigby.

**Amendment No. 3**

*(This amendment strikes the retroactive application of this Act.)*

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

The motion to approve Amendment 3 passed.

The Chairperson moved to reconsider Amendment 3. The motion was seconded by Ms. Rigby.

**Amendment No. 3**

*(This amendment strikes the retroactive application of this Act.)*

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

The motion to reconsider Amendment 3 passed.

The Council moves forward with reconsideration of Amendment 3.

**Amendment No. 3**

*(This amendment strikes the retroactive application of this Act.)*

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

The motion to approve Amendment 3 failed.

The Chairperson moved to approve Amendment 4. The motion was seconded by Ms. Rigby.

**Amendment No. \_\_4\_\_**

*(This amendment clarifies language related to the reimbursement of fees already paid.)*

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

The motion to approve Amendment 4 failed.

The Chairperson moved to approve Amendment 5. The motion was seconded by Ms. Rigby.

**Amendment No. \_\_5\_\_**

*(This amendment strikes the retroactive application of this Act.)*

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

The motion to approve Amendment 5 passed.

The roll call vote called by the Administrator on the motion to approve Council Bill 58-2022 as amended was: Yea: Council Members Jones, Jung, Rigby, Walsh and Yungmann.

The motion to approve Council Bill 58-2022 as amended passed.

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Adjourned: 2:28 p.m.