

**COUNTY COUNCIL
OF
HOWARD COUNTY, MARYLAND**

2023 Legislative Session

**Legislative Day No. 8
July 05, 2023**

HOWARD COUNTY TO WIT:

The Chairperson called the legislative session to order at **7:03** p.m.

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

Michelle Harrod, Administrator to the County Council; Gary Kuc, County Solicitor; Amanda Mihill, Assistant County Solicitor; Jennifer Sager, Legislative Coordinator; Owen Kahn, Legislative Analyst; Isaiah Anderson, Executive Assistant and Trish Hammond, Administrative Support were also present.

APPROVE JOURNAL AND MINUTES

The Chairperson moved to approve the Journal - Legislative Session – June 5, 2023. The motion was seconded by Ms. Jung.

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

The motion to approve the Journal passed.

The Chairperson moved to approve the Minutes of:

General Plan Work Session #3 – June 7, 2023
Monthly Meeting – June 12, 2023
Council Conversation with ACS – June 14, 2023
General Plan Public Hearing #1 – June 14, 2023
Legislative Public Hearing – June 20, 2023
General Plan Work Session #4 – June 21, 2023
Legislative Work Session – June 26, 2023

The motion was seconded by Ms. Jung.

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

INTRODUCTION OF LEGISLATION

Appointments

- CR105-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Damilola Aimola to the Howard County Local Children's Board.
- CR106-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Melanie Brown to the Board of Health.
- CR107-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Ebonee Fitzgerald to the Housing Commission.
- CR108-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Lorinzo Foxworth to the Howard County Commission for Veterans and Military Families.
- CR109-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of H. Russell Frisby, Jr. to the Equal Business Opportunity Commission.
- CR110-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Gift Gunaraj Jayakar to the Commission on Disabilities.
- CR111-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Nicholas Jenkins to the Commission on Disabilities.
- CR112-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Sean P. Keller to the Howard County Commission for Veterans and Military Families.
- CR113-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Regina V. Lee to the Commission on Disabilities.
- CR114-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Isaac Ramsey to the Howard County Local Children's Board.
- CR115-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Jai Salters to the Howard County Commission for Veterans and Military Families.
- CR116-2023** - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Robert E. Suggs to the Commission on

Disabilities.

CR117-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Bryan Weinstein to the Commission on Disabilities.

Reappointments

CR118-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Victoria I. Benitez to the La Alianza Latina Commission.

CR119-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Michele Brown to the Local Behavioral Health Advisory Board.

CR120-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Elise Choe to the Howard County Local Children's Board.

CR121-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Gabrielle Demuren to the Recreation and Parks Board.

CR122-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Tabitha Dixon to the Martin Luther King, Jr. Holiday Commission.

CR123-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Mark Donovan to the Local Behavioral Health Advisory Board.

CR124-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Janet Edelman to the Local Behavioral Health Advisory Board.

CR125-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Robert A. Mentz to the Board of Library Trustees.

CR126-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Lily Peng to the Asian American and Pacific Islander Commission.

CR127-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Joan Webb Scornaienchi to the Local Behavioral Health Advisory Board.

Financial

CB33-2023 - Introduced by The Chairperson at the request of the County Executive
AN ACT for purposes of the property tax credit for real property owned by certain disabled law enforcement officers or rescue workers, amending the definition of disabled

law enforcement officer or rescue worker; and generally relating to the property tax credit for real property owned by certain law enforcement officers or rescue workers.

General

CR128-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION adopting the School Capacity Chart, pursuant to the Adequate Public Facilities Act of Howard County, to designate the elementary school regions, and the elementary schools, middle schools, and high schools constrained for new residential development during each of the following ten years as based on the definition of program capacity as defined by Howard County Public School System policy and requiring a certain joint special work meeting in accordance with Section 16.1103(d) of the Howard County Code.

CR129-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION adopting the Housing Unit Allocation Chart pursuant to the Adequate Public Facilities Act of Howard County.

CR130-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION approving a Financial Assurance Plan for Howard County's National Pollutant Discharge Elimination System, Municipal Separate Storm Sewer System permit programs, in accordance with Section 4-202.1 of the Environment Article of the Annotated Code of Maryland; and requiring certain copies be sent to the Maryland Department of the Environment.

CB34-2023 - Introduced by Deb Jung
AN ACT altering a certain provision of law when the County Purchasing Agent may award a contract for supplies and services without competition; requiring the County Purchasing Agent to forward a proposed contract to the County Council for review and comment; requiring the County Purchasing Agent to review certain comments by the County Council under certain circumstances; and generally relating to purchasing.

FINAL CONSIDERATION

Appointments and Reappointments

CR90-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Laura Elizabeth Bacon to the Board of Directors of the Economic Development Authority.

The Chairperson moved to approve CR90-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR90-2023 was
Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR90-2023 passed.

CR91-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Ishaan Busireddy to the Martin Luther King, Jr.
Holiday Commission.

The Chairperson moved to approve CR91-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR91-2023 was
Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR91-2023 passed.

CR93-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Phillip Patrick Larson to the Board of Directors
of the Economic Development Authority.

The Chairperson moved to approve CR93-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR93-2023 was
Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR93-2023 passed.

CR94-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Dr. Sean Kendric Stewart to the Board of
Directors of the Economic Development Authority.

The Chairperson moved to approve CR94-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR94-2023 was
Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR94-2023 passed.

CR95-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Ted Cochran to the Multimodal Transportation
Board.

The Chairperson moved to approve CR95-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR95-2023 was
Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR95-2023 passed.

CR96-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Ralph O. Frith to the Citizens' Election Fund
Commission.

The Chairperson moved to approve CR96-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR96-2023 was
Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR96-2023 passed.

CR97-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Marcellous P. Frye Jr. to the Board of
Directors of the Economic Development Authority.

The Chairperson moved to approve CR97-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR97-2023 was
Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR97-2023 passed.

CR98-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Suzanne R. Geckle to the Citizens' Election
Fund Commission.

The Chairperson moved to approve CR98-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR98-2023 was
Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR98-2023 passed.

CR99-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the reappointment of Monica Simon to the Multimodal
Transportation Board.

Council Member Walsh moved to approve CR99-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR99-2023 was Yea: Council Members, Jung, Walsh and Yungmann. Nay: Council Members Jones and Rigby.

The motion to approve CR99-2023 passed.

CR92-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION confirming the appointment of Mason Godsey to the Planning Board.

Council Member Walsh moved to table CR92-2023. The motion was seconded by Mr. Yungmann.

The roll call vote called by the Administrator on the motion to table CR92-2023 was Yea: Council Members, Jung, Walsh and Yungmann. Nay: Council Members Jones and Rigby.

The motion to table CR92-2023 passed.

Financial

CB27-2023 - Introduced by The Chairperson at the request of the County Executive
AN ACT for purposes of the property tax credit for real property owned by certain Public Safety Officers, amending the definition of Public Safety Officer in response to a State Law change; and generally relating to the property tax credit for real property owned by certain Public Safety Officers.

The Chairperson moved to approve CB27-2023. The motion was seconded by Mr. Yungmann.

The roll call vote called by the Administrator on the motion to approve CB27-2023 was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CB27-2023 passed.

General

CB28-2023 - Introduced by The Chairperson at the request of the County Executive
AN ACT adopting HoCo By Design as the general plan for Howard County, Maryland which

includes a Plan for the Route 1 Corridor, 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.

The Chairperson moved to extend the life of CB28-2023 twice through October 23, 2023. The motion was seconded by Mr. Yungmann.

The roll call vote called by the Administrator on the motion to extend the life of CB28-2023 twice through October 23, 2023 was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to extend the life of CB28-2023 twice through October 23, 2023 passed.

The Chairperson moved to table CB28-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to table CB28-2023 was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to table CB28-2023 twice through passed.

CB29-2023 - Introduced by The Chairperson at the request of the County Executive
AN ACT pursuant to Section 612 of the Howard County Charter, approving a multi-year Second Amendment of Lease Agreement (the “Second Amendment”) between Howard County, Maryland and The Howard County Arts Council, Inc., a Maryland non-profit corporation, for approximately 12.652 acres of land at 8510 High Ridge Road, Ellicott City, Maryland, under the terms of which the County agrees to pay certain costs associated with the premises; authorizing the County Executive to enter into the Second Amendment and to make changes to the Second Amendment before executing it, under certain conditions; and generally relating to a multi-year lease of certain premises owned by Howard County, Maryland to The Howard County Arts Council, Inc.

The Chairperson moved to approve CB29-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CB29-2023 was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CB29-2023 passed.

CR101-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive to grant easements to Baltimore Gas and Electric Company so that it may

replace and relocate poles and other equipment maintained by Baltimore Gas and Electric Company on property owned by Howard County, Maryland 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 the easements if he finds that the property may have a further public use.

Council Member Walsh moved to table CR101-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to table CR101-2023 was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to table CR101-2023 passed.

CR102-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION authorizing the County Executive to grant a deed of easement to Baltimore Gas and Electric Company so that Baltimore Gas and Electric Company may install communication facilities on property owned by Howard County, 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 CR102-2023. The motion was seconded by Ms. Jung.

The roll call vote called by the Administrator on the motion to approve CR102-2023 was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR102-2023 passed.

CR103-2023 - Introduced by The Chairperson at the request of the County Executive
A RESOLUTION amending previously adopted Resolutions to correct the term of appointments to the Board of Directors of the Economic Development Authority.

The Chairperson moved to approve CR103-2023. The motion was seconded by Ms. Jung.

The Chairperson moved to approve Amendment 1 to CR103-2023. The motion was seconded by Ms. Jung.

AMENDMENT 1

(This amendment corrects a cross reference.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to CR103-2023 was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The roll call vote called by the Administrator on the motion to approve CR103-2023 as amended was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR103-2023 as amended passed.

CB30-2023 - Introduced by Liz Walsh

AN ACT amending the purpose of the Forest Conservation Act of Howard County; altering the definition of a forest; increasing certain reforestation calculations; amending qualification for the use of certain forest mitigation banks; and generally related to the Forest Conservation Act of Howard County.

Council Member Walsh moved to approve CB30-2023. The motion was seconded by Ms. Jung.

Council Member Walsh moved to approve Amendment 1 to CB30-2023. The motion was seconded by Ms. Jung.

AMENDMENT 1

(This Amendment amends reforestation calculations.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to CB30-2023 was Yea: Council Members, Jung, Walsh and Yungmann. Nay: Jones, and Rigby.

The motion to approve Amendment 1 to CB30-2023 passed.

Council Member Walsh moved to approve Amendment 2 to CB30-2023. The motion was seconded by Ms. Jung.

AMENDMENT 2

(This Amendment removes changes to the definition of a forest.)

Council Member Walsh moved to approve Amendment 1 to Amendment 2 to CB30-2023. The motion was seconded by Ms. Jung.

AMENDMENT 1 to AMENDMENT 2

(This Amendment corrects a drafting error.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to Amendment 2 to CB30-2023 was Yea: Council Members, Jones, Jung, Rigby, Walsh and Yungmann.

The roll call vote called by the Administrator on the motion to approve Amendment 2 to CB30-2023 as amended was Yea: Council Members, Jones, Jung, Rigby, Walsh and Yungmann.

The roll call vote called by the Administrator on the motion to approve CB30-2023 as amended was Yea: Council Members, Jung and Walsh. Nay: Council Members Jones, Rigby, Walsh and Yungmann.

The motion to approve CB30-2023 as amended failed.

CB31-2023 - Introduced by David Yungmann

AN ACT designating September 19 as Howard County Flag Day; and generally relating to the Howard County Flag.

Council Member Yungmann moved to approve CB31-2023. The motion was seconded by Ms. Rigby.

Suspended the vote based on the will of the body to reopen the debate.

Council Member Yungmann moved to approve Amendment 1 to CB31-2023. The motion lacked a second.

AMENDMENT 1

(This Amendment encourages the Howard County Public School System to celebrate Howard County Flag Day.)

The roll call vote called by the Administrator on the motion to approve CB31-2023 was Yea: Council Member Yungmann. Nay: Rigby, Jones, Jung, and Walsh.

The motion to approve CB31-2023 failed.

CB32-2023 - Introduced by Opel Jones

AN ACT creating an Adult-Use Cannabis Advisory Panel; specificizing the duties and responsibilities of the Advisory Panel; providing for the membership and staffing of the Advisory Panel; establishing requirements for meetings and reports; and generally related to the Adult-Use Cannabis Advisory Panel.

Council Member Jones moved to approve CB32-2023. The motion was seconded by Ms. Rigby.

The roll call vote called by the Administrator on the motion to approve CB32-2023 was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CB32-2023 passed.

CR104-2023 - Introduced by Opel Jones

A RESOLUTION creating a Cannabis Workgroup to study the effects of adult-use cannabis legalization in Howard County and recommend legislative actions to promote health, public safety, and equity in the local adult-use cannabis market; and generally relating to adult-use cannabis.

Council Member Jones moved to approve CR104-2023. The motion was seconded by Ms. Rigby.

Council Member Jones moved to approve Amendment 1 to CR104-2023. The motion was seconded by Ms. Rigby.

AMENDMENT 1

(This amendment clarifies that one member of the Cannabis Workgroup that resides in each of the County's five Councilmanic districts shall be appointed by the Council Member who represents that district.)

The roll call vote called by the Administrator on the motion to approve Amendment 1 to CR104-2023 was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve Amendment 1 to CR104-2023 passed.

The roll call vote called by the Administrator on the motion to approve CR104-2023 as amended was Yea: Council Members, Rigby, Jones, Jung, Walsh and Yungmann.

The motion to approve CR104-2023 as amended passed.

Adjourned at 8:17 PM