

**COUNTY COUNCIL
OF
HOWARD COUNTY, MARYLAND**

2014 Legislative Session

**Legislative Day No. 5
May 5, 2014**

HOWARD COUNTY TO WIT:

The Chairperson called the legislative session to order at **7:33** p.m.

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

Sheila Tolliver, Administrator to the County Council; Craig Glendenning, County Auditor; Jeff Meyers, Legislative Assistant; James Vannoy, Deputy County Solicitor; and Jennifer Sager, Legislative Coordinator were also present.

APPROVE JOURNAL

The Chairperson moved to approve the journal for Legislative Day No. 4, April 7, 2014. 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 Capital Budget Hearing – April 9, 2014, the minutes for the Capital Budget Work Session – April 16, 2014, the minutes for the Legislative Public Hearing – April 21 2014, the minutes for the Operating Budget and Capital Budget Public Hearing – April 28, 2014, and the minutes for the Operating Budget and Capital Budget Work Session – May 2, 2014. 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 Closed Meeting – Opened and Closed Minutes – April 22, 2014 [Mr. Fox was absent]. The motion was seconded by Ms. Watson.

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

The motion to approve the minutes passed.

The Chairperson moved to approve the minutes for and the Operating Budget and Capital Budget Work Session – April 30th, 2014 [Mr. Fox joined by phone]. 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 Chairperson moved to allow final reading of bills by shortened titles. 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 allow final reading of bills by shortened titles passed.

Appointments

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

Council Resolution No. 40-2014 - A RESOLUTION confirming the appointment of Bitia Dayhoff to the Howard County Local Children ' s Board.

Council Resolution No. 41-2014 - A RESOLUTION confirming the appointment of Erica C. Roberts to the Planning Board.

Council Resolution No. 42-2014 - A RESOLUTION confirming the appointment of Charley C. Sung to the Alcoholic Beverage Hearing Board.

Financial (Non-FY2015 Budget)

Council Resolution No. 43-2014 - A RESOLUTION approving certain transfers between major categories of the Howard County Board of Education Operating Budget for Fiscal Year 2014; transferring \$500,000 to the Administration category; transferring \$450,000 to the Textbooks and Instructional Supplies category; transferring \$250,000 to the Other Instructional Costs category; and transferring \$2,750,000 to the Fixed Charges category.

General

Council Bill No. 16-2014 - AN ACT authorizing the advance payment of real property tax in accordance with State law and generally relating to real property tax in Howard County.

Council Bill No. 18-2014 - Introduced by: Calvin Ball; Co-Sponsored by: Greg Fox, Mary Kay Sigaty, Jennifer Terrasa and Courtney Watson - AN ACT amending the Rehabilitation Loan Program to allow loans for renovations and expansions; amending the moderate income housing unit provisions to prohibit certain alternatives in certain areas; requiring the use of fee in lieu funds for homeownership opportunities in certain areas; prohibiting the Department of Housing and Community Development and the Housing Commission from participating in certain housing projects; and generally related to moderate income housing units and the Rehabilitation Loan Program in Howard County.

Council Bill No. 19-2014 (ZRA 150) - AN ACT amending the Howard County Zoning Regulations to change certain bonus density options and percentages of employment land use areas that apply when age-restricted adult housing is provided in MXD-6 developments, under certain conditions; amending the process for certain Preliminary Plan amendments under certain conditions; and generally relating to the Howard County Zoning Regulations.

Council Bill No. 20-2014 (ZRA 149) - Introduced by: Greg Fox; Co-Sponsored by: Mary Kay Sigaty and Courtney Watson - AN ACT amending the Howard County Zoning Regulations to alter and include new definitions related to composting and wood processing; removing all references to Mulch Manufacturing; adding Natural Wood Waste Recycling Facilities as a Conditional Use on County Preservation Easements under certain conditions; adding Natural Wood Waste Recycling Facilities as a Permitted Use in the M-1 (Manufacturing: Light) zoning district; adding Composting Facilities as a Permitted Use in the Solid Waste Overlay zoning district with a M-2 (Manufacturing: Heavy) underlying zone under certain conditions; removing Composting Facilities as a Conditional Use in the RC (Rural Conservation) zoning district; adding Natural Wood Waste Recycling Facilities as a Conditional Use in the RC (Rural Conservation) zoning district under certain conditions; and generally related to Composting and Wood Processing uses.

Council Bill No. 21-2014 (ZRA 148) – Introduced by the Chair at the request of The Dayton Rural Preservation Society, LLC - AN ACT amending the Howard County Zoning Regulations to alter and include new definitions related to composting and wood processing; removing Composting

Facility as a Conditional Use on County Preservation Easements; adding Natural Wood Waste Recycling Facilities as a Permitted Use in the M-1 (Manufacturing: Light) zoning district; adding Composting Facilities as a Permitted Use in the Solid Waste Overlay zoning district with a M-2 (Manufacturing: Heavy) underlying zone under certain conditions; removing Composting Facilities as a Conditional Use in the RC (Rural Conservation) zoning district; and generally related to Composting and Wood Processing uses.

Budget

Council Bill 22-2014 - AN ACT amending the Pay Plan for Howard County; providing pay scales for employees; lengthening certain longevity pays for certain Correctional managers; amending certain specialty pays; amending certain overtime and compensatory time provisions; adding, removing and amending certain position classifications; reflecting pay grades that apply to certain bargaining units; amending certain pay grades; making certain technical corrections; providing for the application of this Act; and generally relating to the Pay Plan for Howard County.

Council Bill 23-2014 – AN ACT amending the Classification Plan for Howard County; amending and adding certain class descriptions; clarifying certain eligibility to participate in a union; providing for the application of this Act; and generally relating to amendments to the Howard County Classification Plan.

Council Bill 24-2014 – AN ACT adopting the current expense budget and the capital budget for the fiscal year beginning July 1, 2014 and ending June 30, 2015, to be known as the Annual Budget and Appropriation Ordinance of Howard County, Fiscal Year 2015.

Council Bill 25-2014 – AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$156,123,336 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County capital projects (including bridge projects, general county projects, storm drainage projects, school system projects, fire and rescue projects, road resurfacing projects, road construction projects, roadside and sidewalk projects, library projects, community college projects, parks and recreation projects, police projects, sewer projects and traffic improvements projects), which are specified and described in the County's 2015 Capital Budget (including, without limitation, borrowings for certain capital projects previously authorized in other calendar years, which such authorization has lapsed or will lapse), and to pay costs of issuance of such bonds or other obligations; 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 Bill 26-2014 – AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$55,526,614 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County water and sewer capital projects which are specified and described in the County's 2015 Capital Budget (including, without limitation, borrowings for certain water and sewer capital projects previously authorized in prior calendar years which such authorization has lapsed or will lapse), and to pay costs of issuance of such bonds or other obligations; 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 benefit assessments, ad valorem taxes levied upon the assessable property in the Metropolitan District and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 27-2014 – AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in a principal amount of up to \$27,561,012 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County road construction projects which are specified and described in the County's 2015 Capital Budget (including, without limitation, borrowings for certain of such capital projects previously authorized), and to pay costs of issuance of such bonds or other obligations; authorizing and empowering 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 building excise taxes and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 28-2014 – AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$4,000,000, on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County education capital projects as more particularly described in the County's 2015 Capital Budget, and to pay costs of issuance of such bonds or other obligations; authorizing and empowering 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 school facility surcharges and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 29-2014 – AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$4,406,000 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County environmental services projects as more particularly described in the County's 2015 Capital Budget, and to pay costs of issuance of such bonds or other obligations; authorizing and empowering 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 amounts held in the Environmental Services Special

Revenue Fund and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 30-2014 – AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$20,000,000 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County broadband projects as more particularly described in the County's 2015 Capital Budget, and to pay costs of issuance of such bonds or other obligations; authorizing and empowering 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 amounts held in the Non-County Government BBI Fund and the Private Sector BBI Fund and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 31-2014 – AN ACT to authorize and empower Howard County, Maryland, to enter into installment purchase agreements to acquire development rights in agricultural lands located within the County (Project No. G-0163), for an aggregate purchase price of not more than \$5,406,832, plus interest thereon; providing that the County's obligation to pay the purchase price under and interest on such agreements shall be a general obligation of the County made upon its full faith and credit; and to levy taxes upon the assessable property within the County sufficient, together with the portion of the transfer tax imposed on transfers of real property in Howard County which is dedicated to agricultural land preservation and other available funds, to provide for the payment of the purchase price under and interest on any agreements so entered into; and providing for and determining various matters in connection therewith.

Council Resolution 44-2014 - A RESOLUTION approving the Capital Program for Howard County for Fiscal Years 2016 through 2020 and the Extended Capital Program for Fiscal Years 2021 through 2024.

Council Resolution 45-2014 - A RESOLUTION approving the Fiscal Year 2015 operating budget for the Howard Community College and indicating appropriations for major functional categories.

Council Resolution 46-2014 - A RESOLUTION approving the Fiscal Year 2015 budget for the Howard County Library System and indicating appropriations for object classes.

Council Resolution 47-2014 - A RESOLUTION setting forth the Fiscal Year 2015 Operating Budget for the Howard County Board of Education.

Council Resolution 48-2014 - A RESOLUTION approving the Fiscal Year 2015 budget for the Howard County Health Department and indicating appropriations for object classes.

Council Resolution 49-2014 - A RESOLUTION approving schedules for charges pertaining to the Metropolitan District, to water and sewer service, and to shared sewage disposal facilities.

Council Resolution 50-2014 - A RESOLUTION approving schedules of fees for the functions regulated by the Department of Public Works.

Council Resolution 51-2014 - A RESOLUTION approving schedules of fees, fines and charges for functions regulated by the Howard County Department of Inspections, Licenses and Permits.

Council Resolution 52-2014 - A RESOLUTION approving schedules of fees and charges for functions regulated or administered by the Department of Planning and Zoning.

Council Resolution 53-2014 - A RESOLUTION approving schedules of fees and rates for functions regulated and administered by the Department of Police.

Council Resolution 54-2014 - A RESOLUTION approving fee and rate schedules for:

- (1) Applying for approval of an industrial development revenue bond or MIDFA bond or loan;
- (2) Solicitor and Peddler Identification Card;
- (3) Weekend Prisoners - Room and board;
- (4) Prisoner - Health care provider fee;
- (5) Participation in work release program;
- (6) Participation in home detention program;
- (7) Marriage license fee charge for funding of domestic violence programs;
- (8) Annual registration of trespass towing companies and maximum rates to be charged by trespass towing services;
- (9) Fee and specifications for transcripts of administrative proceedings; and
- (10) Reproduction of public records.

Council Resolution 55-2014 - A RESOLUTION levying a tax on certain admissions and amusements, establishing classes of admissions and amusements, setting tax rates on different classes, and providing for certain exemptions from the tax.

Council Resolution 56-2014 - A RESOLUTION establishing a recordation tax rate on instruments of writing that are recorded with the Clerk of the Circuit Court.

Council Resolution 57-2014 - A RESOLUTION adopting the schedule of rates for the Building Excise Tax.

Council Resolution 58-2014 - A RESOLUTION levying Fire and Rescue tax rates beginning July 1, 2014.

Council Resolution 59-2014 - A RESOLUTION levying a property tax for the fiscal year beginning July 1, 2014 and ending June 30, 2015; setting the tax rates for property; and providing for the collection of the property tax.

Council Resolution 60-2014 - A RESOLUTION setting the fee-in-lieu rate for moderate income housing.

FINAL CONSIDERATION

Consent

Council Resolution 30-2014 - A RESOLUTION confirming the appointment of Susan M. Hailman to the Commission on Aging.

Council Resolution 31-2014 - A RESOLUTION confirming the appointment of Opel T. Jones, I to the Human Rights Commission.

Council Resolution 32-2014 - A RESOLUTION confirming the reappointment of Katherine Elicker to the Environmental Sustainability Board.

Council Resolution 33-2014 - A RESOLUTION confirming the reappointment of Richard J. Green to the Advisory Board on Consumer Affairs.

Council Resolution 34-2014 - A RESOLUTION confirming the reappointment of Andrew A. Monjan, Ph. D., M.P.H. to the Commission on Aging.

The Chairperson moved to approve Council Resolutions 30-2014, 31-2014, 32-2014, 33-2014 and 34-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Council Resolutions 30-2014, 31-2014, 32-2014, 33-2014 and 34-2014 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Council Resolutions 30-2014, 31-2014, 32-2014, 33-2014 and 34-2014 passed.

Financial

SAO3-FY2014 - AN ACT transferring \$2,000,000 from the General Reserve, Contingency Fund to the Department of Public Works and increasing the General Fund budget of the Department of Public Works and the County by an additional \$1,300,000 for unanticipated expenses for snow removal; and declaring, under section 610(b) of the Howard County Charter, that this transfer is necessary to meet a public emergency affecting life, health or property.

The Chairperson moved to approve SAO3-FY2014. The motion was seconded by Ms. Watson.

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

Amendment No. 1

(This amendment adds \$434,915 received from the State to repair roads and corrects a mathematical error.)

In the title, strike “\$1,300,000” and substitute “\$1,734,915”.

On page 2, in line 4, insert:

“WHEREAS, additionally, the County has received \$434,915 from the State to assist with repairing roadway damage from the impact of this winter’s extreme weather conditions; and”.

On page 2, in line 10, strike “\$1,300,000” and substitute “\$1,734,915” and, in the same line, strike “\$973,139,210” and substitute “\$971,574,134”.

On page 3, in line 5, strike “\$1,300,000” and substitute “\$1,734,915”.

On page 3, in line 6, strike “\$19,338,970” and substitute “\$19,773,885”.

The roll call vote called by the Chairperson on the motion to approve Amendment 1 was:
Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Amendment 1 passed.

The roll call vote called by the Chairperson on the motion to approve SAO3-FY2014 as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve SAO3-FY2014 as amended passed.

TAO3-FY2014 - AN ACT transferring \$100,000 in grant funding from Capital Project C0214, Category Contingency Fund, to Capital Project C0337, Ellicott City Improvements and Enhancements, for the Ellicott City Streetscape Program grant.

The Chairperson moved to approve TAO3-FY2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve TAO3-FY2014 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve TAO3-FY2014 passed.

General

Council Bill 12-2014 – Introduced By, Jen Terrasa - AN ACT amending the Howard County Code to require developers conducting presubmission community meetings in accordance with Section 16.128 and 16.205 of the County Code to send notification to any school within a three-mile radius of the subject property; and generally relating to presubmission community meetings.

The Chairperson moved to table Council Bill 12-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to table Council Bill 12-2014 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to table Council Bill 12-2014 passed.

Council Bill 13-2014 – Introduced By, Courtney Watson; Co-Sponsored By, Calvin Ball and Jen Terrasa - AN ACT requiring County Boards and Commissions and the Howard County Housing Commission to publicly post minutes and agendas of all open meetings; and generally relating to Boards and Commissions.

The Chairperson moved to approve Council Bill 13-2014. The motion was seconded by Ms. Watson.

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

Amendment No. 1

(This amendment clarifies the number of days the Housing Commission has to post the agenda.)

On page 2, in line 21, strike “THREE” and substitute “FIVE BUSINESS”.

The roll call vote called by the Chairperson on the motion to approve Amendment 1 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Amendment 1 passed.

The roll call vote called by the Chairperson on the motion to approve Council Bill 13-2014 as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Council Bill 13-2014 as amended passed.
Council Bill 14-2014 – Introduced By, Jen Terrasa; Co-Sponsored By, Calvin Ball and Courtney Watson - AN ACT amending the building code to conform terms relating to persons with disabilities; amending the Equal Business Opportunity Commission to conform terms relating to persons with disabilities; amending the human rights provisions to conform terms relating to persons with disabilities; amending housing and community development programs to conform terms relating to persons with disabilities; amending the Howard County Cable Television Systems Franchise Act to conform terms relating to persons with disabilities; amending towing provisions to conform terms relating to persons with disabilities; amending recreations and parks provisions to conform terms relating to persons with disabilities; and generally relating to people with disabilities.

The Chairperson moved to approve Council Bill 14-2014. The motion was seconded by Ms. Watson.

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

Amendment No. 1

(This amendment corrects a reference.)

On page 1, in line 8, strike “*Tenant Retrofit Loan Grant Program*” and substitute “*Equal Business Opportunity Commission*”.

Also on page 1, in line 16, strike “*Equal Business Opportunity Commission*” and substitute “*Tenant Retrofit Loan Grant Program*”.

On page 18, in line 3 insert:

Sec. 13.500. Definitions.

(h) Qualified tenant means an Applicant who:

(1) Is or resides with a [[handicapped]] person WITH A DISABILITY as defined by the Fair Housing Amendments Act of 1988 (42. U.S.C. 361);

(2) Has a lease to rent and occupy a residence in Howard County for at least one year following approval of the loan or grant; and

(3) Meets the eligibility requirements of this subtitle.

(i) Retrofit improvements means reasonable modifications of existing premises occupied or to be occupied by a [[handicapped]] person WITH A DISABILITY that are necessary to afford the [[handicapped]] person WITH A DISABILITY full enjoyment of the premises. Retrofit improvements may include, but are not limited to:

(1) The installation of grabbars, ramps, and electrical aids for hearing and visually impaired tenants; and

(2) The relocation or modification of doorways, fixtures, and appliances for accessibility.

Subtitle 6. Housing Initiatives Loan Program.”

The roll call vote called by the Chairperson on the motion to approve Amendment 1 was:
Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Amendment 1 passed.

The roll call vote called by the Chairperson on the motion to approve Council Bill 14-2014 as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Council Bill 14-2014 as amended passed.

Council Resolution 35-2014 - A RESOLUTION declaring that a portion of certain real property consisting of 0.6113 acres located on Guilford Road and owned by Howard County, Maryland is no longer needed by the County for a public purpose; authorizing the County Executive to convey the property to The Salvation Army in exchange for the acquisition of 0.6113 acres of adjacent property owned by The Salvation Army; waiving the advertising and bidding requirements of Section 4.201 of the County Code in connection with the property's conveyance; and providing that the County Executive is not bound to terminate the County's interest in the property if he finds that the property may have a further public use.

The Chairperson moved to approve Council Resolution 35-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Council Resolution 35-2014 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Council Resolution 35-2014 passed.

Council Resolution 36-2014 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive to convey certain real property owned by the County shown as Parcel A, containing approximately 1.7386 acres to the Howard County Housing Commission; 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 land if he finds that the land may have a further public use.

The Chairperson moved to approve Council Resolution 36-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Council Resolution 36-2014 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Council Resolution 36-2014 passed.

Council Resolution 37-2014 - A RESOLUTION adopting Howard County's Annual Action Plan for housing and community services to qualify for the receipt of federal Community Development Block Grant and Home Investment Partnership Program funds.

The Chairperson moved to approve Council Resolution 37-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Council Resolution 37-2014 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Council Resolution 37-2014 passed.

Council Resolution 38-2014 - Introduced By, Courtney Watson - A RESOLUTION requesting the Howard County Environmental Sustainability Board to review the potential environmental impacts of locating Composting Facility & Mulch Manufacturing uses on agricultural land in Howard County and make a recommendation to the County Council by a certain date and requesting the County Executive to provide appropriate county resources to support this effort.

The Chairperson moved to approve Council Resolution 38-2014. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to approve Council Resolution 38-2014 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Council Resolution 38-2014 passed.

Council Resolution 39-2014 - Introduced By, Calvin Ball - A RESOLUTION, creating a task force to study standards and related parking issues for locating fueling stations and to recommend standards for locating facilities.

The Chairperson moved to approve Council Bill 39-2014. The motion was seconded by Ms. Watson.

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

Amendment No. 1

(This amendment would make several changes to the fueling station resolution).

On page 1, make the following changes:

Immediately before line 1, insert the following:

“WHEREAS, Plan Howard 2030, the County’s General Plan, recommended the updated of regulations relating to gasoline stations; and”.

In line 5, after “Plan”, insert “and General Plan”.

In line 9, after “popular”, through line 10, strike the remainder of the sentence, and substitute the following:

“the demand for conventional gasoline will decrease, while the demand for alternative fueling stations and associated parking will increase; and”.

In line 19, after “safety”, insert “and environmental”. In line 20, after “stations”, insert “, including those published by the United States Environmental Protection Agency and other Maryland State Agencies”.

In line 21, immediately following “stations”, insert a semi-colon. Strike lines 22 and 23, in their entirety, and substitute the following:

“3. review the standard adopted by Montgomery County, Charles County, and the United States Environmental Protection Agency related to the siting of fueling stations; and

Renumber the remainder of the section accordingly.

The roll call vote called by the Chairperson on the motion to approve Amendment 1 was:
Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Amendment 1 passed.

The roll call vote called by the Chairperson on the motion to approve Council Bill 39-2014 as amended was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to approve Council Bill 39-2014 as amended passed.

Council Resolution No. 117-2013 - Declaring that a total of approximately 0.841 acres of real property owned by Howard County and identified as a portion of the right-of-way of Dorsey Run Road is no longer needed for a public purpose; authorizing the County Executive to waive the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the property to Coastal Sunbelt Produce; and providing that the County Executive is not bound to convey the property if he finds that the land may have a further public use and submits his finding to the County Council for its consideration. (tabled 10-7-13)

The Chairperson moved to remove Council Resolution 117-2013 from the table. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to remove Council Resolution 117-2013 from the table was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to remove Council Resolution 117-2014 from the table passed.

The Chairperson moved to withdraw Council Resolution 117-2013 at the request of the administration. The motion was seconded by Ms. Watson.

The roll call vote called by the Chairperson on the motion to withdraw Council Resolution 117-2013 at the request of the administration was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Watson.

The motion to withdraw Council Resolution 117-2014 at the request of the administration passed.

Adjourned **8:00** p.m.

Tabled

Council Resolution 150-2011 - A RESOLUTION proposing to add a section to Article VIII. "Centralized Purchasing" of the Howard County Charter to limit the exercise of the power of eminent domain so that the power is used only for public purposes and not for private economic development, 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. (Tabled October 3, 2011)