



Howard County Council

George Howard Building
3430 Courthouse Drive
Ellicott City, Maryland 21043-4392

COUNCILMEMBERS

Calvin Ball, Chairperson
District 2

Jennifer Terrasa, Vice Chairperson
District 3

Greg Fox
District 5

Mary Kay Sigaty
District 4

Courtney Watson
District 1

Minutes (approved)
Legislative Public Hearing
Monday, September 19, 2011

Members Present: Calvin Ball, Council Chairperson; Jen Terrasa, Council Vice Chair; Greg Fox, Council Member; Mary Kay Sigaty, Council Member; and Courtney Watson, Council Member.

Staff Present: Stephen LeGendre, Administrator; Jeff Meyers, Legislative Assistant; LaShaun Belton, Administrative Support; and Charity Respass, Administrative Support; Jennifer Sager, County Administration.

I. Call to Order at 7:34 p.m.

- A. Pledge of Allegiance lead by Troop # 737.
- B. Honorary Resolution for Howard County General Hospital ranked High Performing by U.S. News & World Report. Resolution read by Mary Kay Sigaty.
- C. Approve Minutes -

Monthly Meeting - September 12, 2011

Calvin Ball, Council Chair Person moved to approve, seconded by Jen Terrasa, Council Vice Chair.

The motion unanimously carried by the following roll call vote:

AYES: Calvin Ball, Greg Fox, Mary Kay Sigaty, Jen Terrasa, Courtney Watson.

NAYS: None.

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

- A. Appointments
 - 1. Council Resolution No. 130-2011 - Confirming the appointment of Richard A. Kohr, Jr. to the Board of Directors of the Economic Development Authority.

Richard Kohr, 13175 Folly Quarter Road, Ellicott City, MD 21042

2. Council Resolution No. 135-2011 - Confirming the appointment of Sang W. Oh to the Board of Directors of the Economic Development Authority.

Sang Oh, 10315 Owen Brown Road, Columbia, MD 21044

3. Council Resolution No. 126-2011 - Confirming the appointment of Victor C. Crentsil to the Human Rights Commission.

Victor Crentsil, 6130 Valley Road, Ellicott City, MD 21042
4. Council Resolution No. 127-2011 - Confirming the appointment of Donzella Curtis to the Housing Commission.

Donzella Curtis, 3574 Mount Ida Drive, Apt. C, Ellicott City, MD 21042
5. Council Resolution No. 128-2011 - Confirming the appointment of Danielle Ellis to the Recreation & Parks Board.

Danielle Ellis, 5608 Roundtree Lane, Columbia, MD 21045
6. Council Resolution No. 129-2011 - Confirming the appointment of Athena Kan to the Commission for Women.

Athena Kan, 12823 MacBeth Farm Lane, Clarksville, MD 21029
7. Council Resolution No. 132-2011 - Confirming the appointment of Jose Maldonado to the Equal Business Opportunity Commission.

Jose Maldonado, 9409 White Spring Way, Columbia, MD 21046
8. Council Resolution No. 133-2011 - Confirming the appointment of Stephen Martin to the Board to Promote Self-Sufficiency.

Stephen Martin, 7230 B Eden Brook Drive, Columbia, MD 21046
9. Council Resolution No. 134-2011 - Confirming the appointment of Robert D. McMenamin to the Fire and Rescue Services Board.

Robert McMenamin, 5721 Rowanberry Drive, Elkridge, MD 21075
10. Council Resolution No. 136-2011 - Confirming the appointment of Robin Toler, M.D. to the Adult Public Guardianship Review Board.

Robin Toler, 10391 Owen Brown Street, Columbia, MD 21044
11. Council Resolution No. 137-2011 - Confirming the appointment of David Wasser to the Board of Directors of the Howard County Mental Health Authority.

David Wasser, 5063 Jericho Road, Columbia, MD 21044

12. Council Resolution No. 138-2011 - Confirming the appointment of Peggy M. White to the Howard County Design Advisory Panel.

Peggy M. White, 7120 Greystone Court, Columbia, MD 21046
13. Council Resolution No. 131-2011 - Confirming the appointment of Andrea Kolp to the Commission on Disability Issues.

Andrea Kolp, 9559 Westwood Drive, Ellicott City, MD 21042
14. Council Resolution No. 139-2011 - Confirming the appointment of Arthur John Whittle to the Commission on Disability Issues.
15. Council Resolution No. 140-2011 - Confirming the reappointment of Carol A. Beatty to the Commission on Disability Issues.
16. Council Resolution No. 141-2011 - Confirming the reappointment of Jean L. Daniello to the Commission on Disability Issues.
17. Council Resolution No. 142-2011 - Confirming the reappointment of John F. Meitl to the Fire and Rescue Services Board.
18. Council Resolution No. 143-2011 - Confirming the reappointment of David W. Moynihan to the Fire and Rescue Services Board.

David W. Moynihan, 12201 Tridelphia Road, Ellicott City, MD 21042
19. Council Resolution No. 125-2011 - Confirming the appointment of J. Allen Cornell to the Howard County Board of Directors of the Revenue Authority.

Allen Cornell, 15257 Bucks Run Drive, Woodbine, MD 21797
20. Council Resolution No. 144-2011 - Confirming the reappointment of Edward L. Waddell to the Howard County Revenue Authority.

B. Financial

1. Supplemental Budget & Appropriation Ordinance No. 2 - Fiscal Year 2012 - Transferring \$10,006 from the Grants Fund, Contingency Reserve to the Sheriff's Office for a grant to provide overtime funding for deputies assigned to the Domestic Violence Unit.
 - a) Jennifer Sager, County Administration

2. Council Bill No. 48-2011 - Authorizing the issuance, sale and delivery of up to \$100,000,000 consolidated public improvement bonds and up to \$10,000,000 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.

- a) Jennifer Sager, County Administration

3. Council Resolution No. 145-2011 - Adopted pursuant to the Maryland Economic Development Revenue Bond Act providing for the consent by Howard County, Maryland to (1) the transfer of the 634-unit residential rental housing facility located in Elkridge, Maryland known as the "Sherwood Crossing Apartments," by WLA Sherwood Investors VI, L.L.C. to KMF Sherwood Crossing, LLC (the "Purchaser"), the costs of which facility were refinanced with the proceeds of the County's Variable Rate Demand Multifamily Housing Revenue Refunding Bonds (Sherwood Crossing Apartments) Series 2003, and (2) the assumption by the Purchaser of the borrower's surviving obligations under Amended and Restated Regulatory Agreement relating to such bonds; authorizing the County to enter into an amendment to such Regulatory Agreement; making certain findings; and authorizing the County Executive and other County officials to do all acts and execute all documents necessary in connection therewith.

- a) Tom Carbo, Deputy Director of Housing & Community Development

- b) Thomas Lewis, Attorney for WLA Sherwood Investors, LLC

C. General

1. Council Resolution No. 147-2011 - Introduced by, The Chairperson at the request of the County Executive and Cosponsored by Calvin Ball - Amending the rules that implement the Settlement Downpayment Loan Program established under Title 13, Subtitle 9 of the Howard County Code; requiring a certain minimum debt ratio; requiring that a home be used as a primary residence; limiting the use of loan payments to finance certain discount fees; prohibiting the use of a loan in conjunction with certain primary loans; and generally relating to the Settlement Downpayment Loan Program.

- a) Tom Carbo, Deputy Director of Housing & Community Development

2. Council Resolution No. 148-2011 - Introduced by, Courtney Watson at the request of Linwood Center, Inc. - Endorsing an application by Linwood Center, Inc. to the Maryland Department of Housing and Community Development's Community Investment Tax Credit program providing tax credits for individuals who donate to certain 501(c)(3) organizations.
3. Council Resolution No. 149-2011 - Introduced by, The Chairperson at the request of The Red Devils - Endorsing an application by The Red Devils to the Maryland Department of Housing and Community Development's Community Investment Tax Credit program providing tax credits for individuals who donate to certain 501(c)(3) organizations.
 - a) Jan Wilson, 5820 York Road, Baltimore, MD 21212
4. Council Bill No. 49-2011 - Pursuant to Section 612 of the Howard County Charter, approving a multi-year Amended and Restated Developer Agreement and Right of Entry for a Major Public Sewer System between Howard County, Maryland, Autumn Development Corporation, and Autumn River Corporation for the acquisition of the Autumn River Wastewater Pumping Station; and authorizing the County Executive to take certain actions in connection with the Agreement.
 - a) Jim Irvin, Director of Public Works
5. Council Resolution No. 146-2011 - Pursuant to Section 4.201 of the Howard County Code declaring that a portion of Preservation Parcel U in the Riverwood subdivision subject to a Forest Conservation Easement comprising approximately 0.11 acres is no longer needed by Howard County, Maryland for public purposes provided that, in exchange for the conveyance of such .11 acres, .30 acres is conveyed to the County and encumbered with a Forest Conservation Easement; authorizing the County Executive to terminate the property interest, vesting title to the adjacent property owner, Winchester Homes, Inc.; 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 property may have a further public use and submits his finding to the County Council for its consideration.
 - a) Jim Irvin, Director of Public Works
 - b) Steve Spicer, 1150 Hunters View Road, Ellicott City, MD 21042
 - c) John Taylor, 6528 Prestwood Drive, Highland, MD 20777
6. Council Bill No. 50-2011 - Introduced by, The Chairperson at the request of the County Executive and Cosponsored by Calvin Ball, Mary Kay Sigaty, Jennifer Terrasa and Courtney Watson - Pursuant to State law requirements, repealing and reenacting the Howard County Public Ethics Law; defining certain terms; restating the role of the Howard County Ethics Commission and the role of the County Solicitor; authorizing certain late fees for failure to file certain forms; clarifying certain prohibited conduct and interests; clarifying provisions related to gifts and authorizing the acceptance of certain limited types of gifts; maintaining certain exceptions currently allowed under the Howard County Charter; clarifying the disclosure of certain information by elected officials,

candidates for elected offices, county employees and board and commission members; clarifying and expanding certain lobbyist provisions including reporting requirements; providing for certain enforcement; and generally relating to the Howard County Public Ethics Law.

- a) Margaret Ann Nolan, Office of Law
- b) John Taylor, 6528 Prestwood Drive, Highland, MD 20777

7. Transfer of Appropriation Ordinance No. 1- Fiscal Year 2012 - Transferring \$600,000 in excise tax funding to capital project T7101, State/County Shared Intersections, from capital project J4148, Dorsey Run Road Extension; making certain text changes to the detail pages for Capital Project T7101 in order to authorize certain studies to be funded by the transfer.

- a) Jim Irvin, Director of Public Works

8. Council Resolution No. 150-2011 - Introduced by, Greg Fox - 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.

- a) Delegate Warren Miller, Woodbine, MD
- b) Brian Meshkin, 7706 Water Street, Fulton, MD 20759
- c) James Mayer, 2400 Longstone Lane, Marriottsville, MD 21104
- d) Glen Hopkins, 13235 Highland Road, Highland, MD 20777
- e) George DeGinero, 12801 Hall Shop Road, Highland, MD 20777
- f) Don Seicira, General Manager of Kendall Hardware, 5425 Trotter Road, Clarksville, MD 21029
- g) Charles McGehee, 4140 Sharp Road, Glenelg, MD 21737
- h) Mary Lou Kaudilka Boris, 6713 Whitegate, Clarksville, MD 21029
- i) J'Neanne Theus, 11361 Old Hopkins Road, Clarksville, MD 21029
- j) Luke Tan, 6467 Gulway Drive, Clarksville, MD 21029
- k) Anne Pierce, 9489 African Hill, Columbia, MD 21045
- l) John Taylor, 6528 Prestwood Drive, Highland, MD
- m) Robert Chalmers, 6730 Surrey Lane, Clarksville, MD 21029
- n) George L. Boarman, 12126 Route 216, Fulton, MD 20759
- o) Emily Kendall, 12201 Tridelphia Road, Ellicott City, MD 21042
- p) Senator Allan Kittleman, 3030 Kittle Lane, West Friendship, MD 21074
- q) Robert Schulze, 7070 Oakland Mills Road, Columbia, MD 21045
- r) David Moynihan, 12201 Tridelphia Road, Ellicott City, MD 21042

III. Adjourned at 9:53 p.m.