



Howard County Council

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

COUNCILMEMBERS

Mary Kay Sigaty, Chairperson
District 4
Jon Weinstein, Vice Chairperson
District 1
Calvin Ball
District 2
Jennifer Terrasa
District 3
Greg Fox
District 5

Minutes (Approved)
Legislative Public Hearing
July 20, 2015

George Howard Building
3430 Court House Drive
Ellicott City, MD 21043

Members Present: Mary Kay Sigaty, Council Chairperson; Jon Weinstein, Council Vice Chairperson; Calvin Ball, Council Member; Greg Fox, Council Member; and Jennifer Terrasa, Council Member.

Staff Present: Jessica Feldmark, Administrator; Jennifer Sager, Administration; Craig Glendenning, County Auditor; Ed Shulder, Deputy County Auditor; Jeff Meyers, Legislative Assistant; and Kel Habicht, Administrative Support.

I. Called to order at 8:01 p.m.

II. Pledge of Allegiance lead by Council Member Ball.

III. Introduction of Honorary Resolution.

A. Volunteer Me App Development Team to students and their advisor from Lime Kiln Middle School - presented by Council Member Fox.

IV. Allow the reading of bills by short title.

Mary Kay Sigaty, Chairperson moved to approve to allow the reading of bills by short title, seconded by Jon Weinstein, Vice Chairperson.

The motion carried as follows

AYES: Mary Kay Sigaty, Council Chairperson, Jon Weinstein, Council Vice Chairperson; Greg Fox, Council Member; Calvin Ball, Council Member; and Jennifer Terrasa, Council Member

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

A. Appointments

1. Council Resolution 92-2015 - A RESOLUTION confirming the appointment of James Filipczak, Ph. D., to the Board of Directors of the Howard County Mental Health Authority. (tabled 7-6-2015)

- a. James Filipczak - 10338 Tailcoat Way, Columbia, MD

2. Council Resolution 108-2015 - A RESOLUTION confirming the appointment of John Dove to the Environmental Sustainability Board.

- a. John Dove - 14949 Old Frederick Road, Woodbine, MD

3. Council Resolution 109-2015 - A RESOLUTION confirming the appointment of Bradley Myers to the Housing Commission.

Mr. Myers was unable to attend. The Council will hear CR109-2015 in September.

4. Council Resolution 110-2015 - A RESOLUTION confirming the appointment of Christopher Oxenham to the Housing Commission.

- a. Christopher Oxenham - 15261 Bucks Run Drive, Woodbine, MD
 - b. Carol Loveless - 8519 Timberland Circle, Ellicott City, MD

5. Council Resolution 111-2015 - A RESOLUTION confirming the appointment of Catherine Strawley to the Environmental Sustainability Board.

- a. Catherine Strawley - 7749 Sandstone Court, Ellicott City, MD

6. Council Resolution 112-2015 - A RESOLUTION confirming the appointment of Alan Whitworth to the Public Works Board.

Mr. Whitworth was unable to attend. The Council will hear CR112-2015 in September.

7. Council Resolution 113-2015 - A RESOLUTION confirming the reappointment of Angela M. Boyter to the Commission on Aging.
8. Council Resolution 114-2015 - A RESOLUTION confirming the reappointment of Alison Buckley to the Howard County Commission for Veterans and Military Families.
9. Council Resolution 115-2015 - A RESOLUTION confirming the reappointment of Richard A. Kohr, Jr. to the Board of Directors of the Economic Development Authority.

B. Financial

1. Council Bill 29-2015 - AN ACT amending the Annual Budget and Appropriation Ordinance for Fiscal Year 2016 in order to correct certain negative amounts in certain grant appropriations; to add the Grant Fund, Contingency Reserve; to add a grant that was inadvertently omitted; to correct certain account numbers; and generally relating to the Annual Budget and Appropriation Ordinance for Fiscal Year 2016.
 - a. Holly Sun - Budget Director, Budget Office

C. General

1. Council Bill 30-2015 - AN ACT approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 52.95 acres of agricultural land located on Manor Lane, Ellicott City, Howard County, Maryland, from Genevieve Carroll or any other owner thereof for a maximum purchase price of \$1,639,700 or, if less, not more than \$30,966.00 per acre or portion thereof, rounded to the next highest \$100, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such purchase price and interest on the deferred portion of such purchase price shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith.
 - a. Beth Burgess - Resource Conservation Division Chief, DPZ

2. Council Bill 31-2015 - AN ACT approving an amendment to a multi-year collective bargaining agreement between Howard County and the Howard County Police Officers' Association, Lodge 21 that will be effective through the end of Fiscal Year 2017 and that includes payment of certain compensation in future fiscal years; ratifying certain previously approved provisions in a collective bargaining agreement between Howard County and the Howard County Police Officers' Association, Lodge 21, that are in conflict with the provisions of Title 1 "Human Resources" of the Howard County Code or the Employee Manual; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the Howard County Police Officers' Association, Lodge 21.
 - a. Lonnie Robbins - Chief Administrative Officer, Department of County Administration
3. Council Bill 32-2015 - AN ACT approving an amendment to a multi-year collective bargaining agreement between Howard County and the FOP Lodge 143, Howard County Police Supervisors' Alliance that will be effective through the end of Fiscal Year 2017 and that includes payment of certain compensation in future fiscal years; ratifying certain previously approved provisions in a collective bargaining agreement between Howard County and the FOP Lodge 143, Howard County Police Supervisors' Alliance, that are in conflict with the provisions of Title 1 "Human Resources" of the Howard County Code or the Employee Manual; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the FOP Lodge 143, Howard County Police Supervisors' Alliance.
 - a. Lonnie Robbins - Chief Administrative Officer, Department of County Administration
4. Council Bill 33-2015 - AN ACT approving an amendment to a multi-year collective bargaining agreement between Howard County and the International Association of Firefighters, Howard County Local 2000 that will be effective through the end of Fiscal Year 2017 and that includes payment of certain compensation in future fiscal years; ratifying certain previously approved provisions in a collective bargaining agreement between Howard County and the International Association of Firefighters, Howard County Local 2000, that are in conflict with the provisions of Title 1 "Human Resources" of the Howard County Code or the Employee Manual; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the International Association of Firefighters, Howard County Local 2000.

- a. Lonnie Robbins - Chief Administrative Officer, Department of County Administration
5. Council Bill 34-2015 - AN ACT amending the Pay Plan for Howard County; correcting the pay scales for certain Sheriff employees; adding certain pay scales for members of certain collective bargaining units that will be effective June 12, 2016; providing police and fire management employees with the same cost-of-living adjustment provided to certain collective bargaining units by this Act; providing for the application of this Act; and generally relating to the Pay Plan for Howard County.
- a. Lonnie Robbins - Chief Administrative Officer, Department of County Administration
6. Council Bill 35-2015 (ZRA 151) - Introduced by: The Chairperson at the request of C. Godfrey Garvey - AN ACT amending the Howard County Zoning Regulations' B-1 (Business: Local) District to add Commercial Schools as a permitted use; and generally relating to the B-1 (Business: Local) District.
- a. Karen Furbee - 6 Drawde Court, Catonsville, MD
7. Council Bill 36-2015 (ZRA 153) - Introduce by: The Chairperson at the request of Michael L. Buch. - AN ACT amending the Howard County Zoning Regulations' R-APT (Residential: Apartments) District to repeal the maximum building length limitation; and generally relating to the R-APT (Residential: Apartments) District.
- a. Sang Oh - 5100 Dorsey Hall Drive, Ellicott City, MD
 - b. Stu Kohn, President, Howard County Citizen's Association - 8709 Yellow Bird Court, Laurel, MD
 - c. Susan Garber - 9100 Gorman Road, Laurel, MD
 - d. Lisa Markovitz, President, The People's Voice, LLC - 2948 Normandy Drive, Ellicott City, MD
 - e. Alan Schneider - 12598 Clarksville Pike, Clarksville, MD

8. Council Bill 37-2015 (ZRA 155) - Introduced by: The Chairperson at the request of Jonathan L. Miller and Sonya A. Miller - AN ACT amending the Howard County Zoning Regulations' Home-Based Contractors conditional use to permit the Home-Based Contractors conditional use in the R-20 zoning district under certain conditions; and generally relating to Home-Based Contractors.
 - a. William Erskine - 8171 Maple Lawn Boulevard, Fulton, MD
 - b. Jonathan Miller - 10430 Shady Acres Lane, Laurel, MD
 - c. David Novak - 10462 Rosemont Drive, Laurel, MD
 - d. Bernard Noppinger - 8638 North Bali Court, Ellicott City, MD
 - e. James Hunt - 7380 Guilford Road, Clarksville, MD
 - f. Ellen Katzoff - 10433 Shady Acres Lane, Laurel, MD
 - g. Tim Martins - 10688 Harding Road, Laurel, MD
 - h. Myron Katzoff - 10433 Shady Acres Lane, Laurel, MD
 - i. Jacob Miller - 10430 Shady Acres Lane, Laurel, MD
9. Council Bill 38-2015 (ZRA 157) - Introduced by: The Chairperson at the request of Demirel Plaza, LLC - AN ACT amending the Howard County Zoning Regulations' OT (Office Transition) District to add Personal Service Establishments as a permitted use; and generally relating to the OT (Office Transition) District.
 - a. Sang Oh - 5100 Dorsey Hall Drive, Ellicott City, MD
10. Council Resolution 118-2015 - A RESOLUTION authorizing the disposal of certain Dodge Charger vehicles owned by Howard County to the Maryland Police Training Commission.
 - a. Luther Johnson - Police Major, Howard County Police Department
11. Council Resolution 119-2015 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code, declaring that a certain property interest in a portion of a County right-of-way named Hale Haven Drive located in Ellicott City, Howard County, Maryland containing approximately 0.0538 acres is no longer needed by Howard County, Maryland for public purposes; authorizing the County Executive to grant a permanent access and utility easement to Verizon Wireless; 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 easement if he finds that the land may have a further public use.

a. Jim Irvin - Director, Public Works

12. Council Resolution 120-2015 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that a certain property interest in a portion of County Open Space known as Parcel 82 on Tax Map 35 located on Guilford Road containing approximately 4195 square feet is no longer needed by Howard County, Maryland for public purposes; authorizing the County Executive to convey a driveway easement interest to the adjacent property owners; 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 easement if he finds that the property may have a further public use.

a. Jim Irvin - Director, Public Works

b. Sean Grantham - 6727 Green Mill Way, Columbia, MD

13. Council Resolution 121-2015 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code, declaring that a certain interest in a portion of real property owned by the County located at the Timbers of Troy Golf Course containing approximately 5,811 square feet is no longer needed by Howard County, Maryland for public purposes; authorizing the County Executive to grant an easement for the installation of fiber optic cable to PEG Bandwidth MD, LLC; 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 easement if he finds that the land may have a further public use.

a. Jim Irvin - Director, Public Works

14. Council Resolution 122-2015 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code declaring that a portion of County Open Space known as part of Parcel 130, Lot 1 on Tax Map 17 located on N. Pine Orchard Lane containing approximately 0.1098 acres is no longer needed by Howard County, Maryland for public purposes; authorizing the County Executive to convey a fee simple interest to the adjacent property owners; 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 it may have a further public use.

a. Jim Irvin - Director, Public Works

15. Council Resolution 123-2015 - Introduced by: Greg Fox - A RESOLUTION ratifying the conveyance of 0.157 of an acre of real property in Clarksville by the County to the State Highway Administration.

VI. Tabled

- A. Council Resolution 29-2015 - A RESOLUTION confirming the appointment of Kimberly A. Hartman to the Howard County Local Children's Board. (tabled 5-4-2015)
- B. Council Resolution 49-2015 - A RESOLUTION confirming the appointment of Susan Garber to the Planning Board. (tabled 7-6-2015)
- C. Council Resolution 68-2015 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code, declaring that certain real property known as the "Flier Building" owned by Howard County, Maryland, containing approximately 2.159 acres, and located at 10750 Little Patuxent Parkway, Maryland is no longer needed by the County for public purposes; authorizing the County Executive to sell the property; 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 sell the property if he finds that it may have a further public use. (tabled 7-6-2015)
- B. Council Resolution 69-2015 - A RESOLUTION pursuant to Section 4.201 of the Howard County Code, declaring that certain real property known as the "Hurst Building" owned by Howard County, containing approximately 1.92 acres, and located at 9770 Washington Boulevard and 9790 Washington Boulevard, Laurel, Maryland, is no longer needed by the County for public purposes; authorizing the County Executive to sell the property; 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 sell the property if he finds that it may have a further public use. (tabled 7-6-2015)
- C. Council Resolution 89-2015 - A RESOLUTION confirming the appointment of Ivan R. Betancourt to the Human Rights Commission. (tabled 7-6-2015)
- D. Council Resolution 92-2015 - A RESOLUTION confirming the appointment of James Filipczak, Ph. D., to the Board of Directors of the Howard County Mental Health Authority. (tabled 7-6-2015)
- E. Council Bill 28-2015 - Introduced by: Jon Weinstein; Co-Sponsored by: Calvin Ball and Jen Terrasa - AN ACT prohibiting the use of Electronic Smoking Devices in certain public places and in certain places of employment; defining certain terms; and generally relating to smoking in Howard County. (tabled 7-6-2015)

VII. Adjourned at 10:45 p.m.