



Howard County Council

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

COUNCILMEMBERS

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

Minutes (approved)
Legislative Public Hearing
January 19, 2016

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; Jeffrey Meyers, Legislative Assistant; and Patricia Hammond, Support Tech III.

- I. Call to Order at 7:05 p.m.
- II. Pledge of Allegiance led by Council Member Fox
- III. The following legislation is introduced by the Chairperson at the request of the County Executive unless otherwise noted:
 - A. Appointments
 1. Council Resolution 4-2016 – A RESOLUTION confirming the appointment Kelly Hensing of to the Environmental Sustainability Board.
 - a. Kelly Hensing - 14204 Tridelphia Mill Road, Dayton - called to speak
 2. Council Resolution 5-2016 – A RESOLUTION confirming the appointment of Martin A. H. Jones, P.H.D. to the Commission on Disability Issues.

- a. Martin A.H. Jones, P.H.D - 9878Lyon Avenue, Laurel - called to speak
3. Council Resolution 6-2016 – A RESOLUTION confirming the appointment of Steven A. Joss to the Equal Business Opportunity Commission.
 - a. Steven A. Joss - 5476 Wingbome Court, Columbia - called to speak
4. Council Resolution 7-2016 – A RESOLUTION confirming the appointment of Robin Steele to the Board of Social Services.
 - a. Robin Steele - 9500 Star Moon Drive, Laurel - called to speak
5. Council Resolution 8-2016 – A RESOLUTION confirming the reappointment of Barry Curtis to the Equal Business Opportunity Commission.
6. Council Resolution 9-2016 – A RESOLUTION confirming the reappointment of Jennifer Facticeau to the Alcohol & Drug Abuse Advisory Board.
7. Council Resolution 10-2016 – A RESOLUTION confirming the reappointment Olivia Farrow of to the Environmental Sustainability Board.
8. Council Resolution 11-2016 – A RESOLUTION confirming the reappointment of Stephen Rivers to the Commission on Disability Issues.

B. General

1. Council Bill 1-2016 – Introduced by: Calvin Ball; AN ACT amending the Solicitors and Peddlers provisions for Howard County; amending certain limitations on the time of day solicitors and peddlers may operate; and generally relating to solicitors and peddlers.

- a. Susan Garber - 9100 Gorman Road, Laurel - called to speak
2. Council Bill 2-2016 (ZRA 156) – Introduced by the Chairperson at the request of ATAPCO Howard Square I Business Trust; AN ACT amending the Howard County Zoning Regulations’ CAC (Corridor Activity Center) Zoning District to allow for the reduction of the commercial space requirement in residential developments, if determined appropriate by the Department of Planning and Zoning; and generally relating to CAC developments.
 - a. Stu Kohn - representing HCCA - called to speak
 - b. Sang Oh - representing ATAPCO - called to speak
 - c. Susan Garber - 9100 Gorman Road, Laurel - called to speak
 - d. John Garber - 9100 Gorman Road, Laurel - called to speak
 - e. Ellen Long - 8800 Baltimore Street, Savage - called to speak
 - f. Robert Roth - representing GECA - called to speak
 - g. Lisa Markovitz - representing The People’s Voice - called to speak
 - h. Cathy Hudson - 6818 Old Lawyers Hill, ElkrIDGE called to speak
 - i. Brent Loveless - 9570 Whiskey Bottom Road, Laurel - called to speak
 - j. Ronald Coleman - 8800 Baltimore Street, Savage - called to speak
 - k. Judy Fisher George - 916 Highland Road, Laurel - called to speak
3. Council Bill 3-2016 - Introduced by: Jon Weinstein; AN ACT to prohibit certain vehicles and devices from sidewalks and pathways in a portion of historic Ellicott City; and generally related to bicycles, play vehicles, and similar devices in Howard County.

4. Council Resolution 2-2016 and Council Resolution 3-2016 were read together.

Council Resolution 2-2016 – Introduced by: The Chairperson at the request of several Emerson Development LLCs; A RESOLUTION to close a portion of Whiskey Bottom Road, as shown in Exhibits A and B, in accordance with Section 18.204 of the Howard County Code.

Council Resolution 3-2016 – A RESOLUTION declaring that a total of approximately 0.010 acres of real property owned by Howard County and identified as a portion of Whiskey Bottom Road is no longer needed for a public purpose and 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 the owner of the adjacent property; 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.

- a. Jim Irvin, Director of DPW - called to speak for the Administration

5. Council Bill 55-2015 - Introduced by: Greg Fox and Mary Kay Sigaty, Councilmembers; AN ACT establishing the temporary BRX/BR Interim Development Act; temporarily prohibiting applications for proposed rezonings to the BRX and BR zoning districts; finding that such applications, if approved under the current Zoning Regulations, could lead to development incompatible with surrounding residential uses; finding that the potential incompatibility represents a current threat to the public health, safety and welfare; providing that the purposes of this Act are to provide the Department of Planning and Zoning with time to study the deficiencies in the BRX and BR districts, investigate alternatives and make recommendations for improvement and give the County Council time to act on the recommendations; providing that this Act shall be abrogated and of no further force and effect after a certain period; and generally relating to zoning and land use.

- a. Stu Kohn - representing HCCA - called to speak
- b. Susan Scheidt - representing Greater Highland Crossroads Association - called to speak
- c. John Taylor - 6528 Prestwick Drive, Highland - called to speak
- d. Lisa Markovitz - representing The People's Voice - called to speak

- e. Paul Collision - 13211 Clarksville Pike, Highland - called to speak

C. Financial

1. Council Bill 52-2015, Council Resolution 181-2015, and Council Resolution 182-2015 were read together.

Council Bill 52-2015 - Introduced by: The Chairperson at the request of the County Executive and Cosponsored by Greg Fox; AN ACT amending the existing Watershed Protection and Restoration Fee to include the rates in the Howard County Code; reducing the rates of the fee beginning on July 1, 2016; providing for the application of this Act; providing for the abrogation of certain provisions of the Howard County Code related to the fee, as of July 1, 2017; and generally relating to the Watershed Protection and Restoration Fee.

Council Resolution 181-2015 - Introduced by: The Chairperson at the request of the County Executive and Cosponsored by Greg Fox; A RESOLUTION amending schedules for various charges related to the Watershed Protection and Restoration Fee; removing certain fees because they are being transferred to the County Code; providing for an effective date of certain changes; providing for certain changes to be effective in Fiscal Year 2018.

Council Resolution 182-2015 - Introduced by: The Chairperson at the request of the County Executive and cosponsored by Greg Fox; A RESOLUTION approving a financial assurance plan for funding Howard County's stormwater management program for a two-year period, in accordance with Section 4-202.1 of the Environment Article of the Annotated Code of Maryland.

- a. Diane Wilson, Chief of Staff - called to speak for the Administration
- b. Paige Getty – representing PATH – People Acting Together in Howard – called to speak
- c. Marshall Davidson – 11729 Morningmist Lane, Columbia - called to speak
- d. Lori Lilly – 10520 Old Frederick Road, Woodstock - called to speak
- e. Alan Pflugrad – 7454 First League, Columbia – called to speak
- f. Mike Leszcz – Laurel, Maryland – representing Patuxent River Commission – called to speak
- g. Elaine Lutz – 6 Herdon Avenue - representing Chesapeake Bay Foundation called to speak

- h. Bonnie Sorak – 10226 Shirley Meadow Court, Ellicott City - called to speak
- i. Benjamin Alexandro – representing Maryland League of Conservation Voters – called to speak
- j. Anna Mudd – representing Clean Water Action – called to speak
- k. Jesse Iliff – representing South River Federation, Inc. – called to speak
- l. Angie Boyter – 3914 MacAlpine Road, Ellicott City – called to speak
- m. Bruce Gilmore – representing Maryland Stormwater Consortium – called to speak
- n. Dede Newport - 4767 Leyden Way, Ellicott City – called to speak
- o. Salvator Cosentino – representing Benchmarc – called to speak
- p. James Kouroupis – 3780 Dorsey Search Circle, Ellicott City – called to speak
- q. Betsy McMillion – 6759 Athol Avenue, Elkridge – called to speak
- r. Ned Tillman – representing Howard County Sustainability Board – called to speak
- s. Liam O’Meara – 60 Cornhill Street, Annapolis – called to speak
- t. Mark Charles – 6262 Branch Beech, Columbia – called to speak
- u. Nancy Fayer – 10276 Breconshire Road, Ellicott City – called to speak
- v. Stu Kohn – representing Howard County Citizen Association - called to speak
- w. Grace Kubofcik – 4801 Carman Drive, Ellicott City – called to speak
- x. Thomas Kasuba – 2917 Rosemar Drive, Ellicott City – called to speak
- y. John McCoy – 11965 Simpson Road, Clarksville – called speak
- z. Cole Schnorf – 4912 Valley View Overlook, Ellicott City – called to

speak

- aa. Richard Ohnmacht – 2941 Excelsior Springs Court – Ellicott City - called to speak
 - ab. Pete Mangione – representing Turf Valley Spa and Resort – called speak
 - ac. David Dittman – 5112 Hurst Road, Ellicott City – called speak
 - ad. Jeff Agnor – representing Howard Chamber of Commerce – called speak
 - ae. Ken Clark – representing Sierra Club Howard County – called speak
 - af. Corey Andrews – 6166 Hooks Lane, Elkridge – called speak
 - ag. Elisabeth Hoffman – 5917 Gentle Call, Clarksville – called speak
 - ah. Cheryl Arney – 4361 Wild Filly Court, Ellicott City – called speak
 - ai. Sarah Blaik – 3704 Park Overlook Court – called speak
 - aj. Mary Cochran – representing Patapsco Heritage Greenway, Inc – called speak
 - ak. Lauren Marcus – 12113 Flowing Water Trail, Clarksville – called speak
 - al. Bill Withers – 3615 Fels Lane, Ellicott City – called speak
 - am. Bruce Eberle – 6586 Guilford Road, Clarksville – called speak
 - an. Alan Schneider – 12598 Clarksville Pike, Clarksville – called speak
2. Council Bill 4-2016 - AN ACT for the purpose of defining certain terms; establishing a Clean Energy Loan Program for commercial property owners; establishing the scope of and eligibility for the Clean Energy Loan Program; providing for qualifying criteria; establishing a calculation of the clean energy loan surcharge; providing for a recorded agreement and certain notices; providing for the collection of loan payments; establishing default procedures; providing for financing of a loan under the Program; providing for the application of this Ordinance; and generally related to the Clean Energy Loan Program and real property taxes.
- a. Jennifer Sager, Legislative Coordinator - called to speak for the Administration

- b. Larry Twele - CEO, Howard County Economic Development Authority - called to speak
 - c. Casey Bell - representing MD PACE Program - called to speak
 - d. Andrew Zech - representing Greenworks Lending, LLC - called to speak
 - e. Aaron Kraus, Deputy Director of Policy Markets - representing Solar City - called to speak
 - f. Jason Jannati -5640 Thelo Garth, Columbia - called to speak
3. Council Bill 5-2016 - AN ACT extending the life of the tax credit for high performance buildings until June 30, 2018; providing that applications for the credit received by a certain date will be eligible to receive the credit the full four years of the credit; allowing for credits to be issued until a certain date; and generally related to tax credits for high performance buildings.
- a. Linda Watts, Department of Finance - called to speak for the Administration
 - b. Katie Hester - 3701 Red Oak Lane, Ellicott City - called to speak
 - c. Salvator Consentino - 10860 Beech Creek, Columbia - called to speak

IV. Adjourned at 12:57 a.m.

V. Tabled

- A. 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 Bill 51-2015 - AN ACT providing that the Design Advisory Panel will provide advice on projects in certain Zoning Districts consistent with the Zoning Regulations; adding that the Panel will review and provide advice for projects that are subject to the Clarksville Pike Streetscape Plan and Design Guidelines; reorganizing the Panel's purpose and applicability sections; removing redundant language; clarifying certain principles of review; making certain technical corrections; and generally related to the Design Advisory Panel in Howard County. (tabled 12-7-2015)

- C. Council Resolution 169-2015 - A RESOLUTION adopting the Clarksville Pike Streetscape Plan and Design Guidelines which will apply to new development or redevelopment in the Clarksville Pike/Route108 corridor. (tabled 12-7-2015)

Visit the Council's website (cc.howardcountymd.gov) to view legislation, send written testimony, and sign-up electronically to testify at public hearings.

Persons needing accommodations to fully participate in the meeting, please contact the Council Office, 410-313-2001, at least eight working days in advance.