

**COUNTY COUNCIL  
OF  
HOWARD COUNTY, MARYLAND**

**2016 Legislative Session**

**Legislative Day No. 7**

June 6, 2016

**HOWARD COUNTY TO WIT:**

The Chairperson called the legislative session to order at **7:10** p.m.

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

Jessica Feldmark, Administrator to the County Council; Craig Glendenning, County Auditor; Edward Shulder, Deputy County Auditor; Theo Wimberly, Legislative Analyst; James Vannoy, Senior Assistant County Solicitor; Gary Kuc, County Solicitor; Jennifer Sager, Legislative Coordinator; and Kel Habicht, Administrative Support were also present.

**APPROVE JOURNALS AND MINUTES**

The Chairperson moved to approve the Journals for Legislative Day No. 5, May 2, 2016 and Legislative Day No. 6, May 26, 2016. The motion was seconded by Mr. Weinstein.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve the journals passed.

The Chairperson moved to approve the minutes for the Capital and Operating Budget Work Session – April 29, 2016, the Constant Yield Hearing – May 2, 2016, the Operating Budget Public Hearing – May 4, 2016, the Operating Budget Work Session – May 6, 2016, the Operating Budget Work Session – May 9, 2016, the Operating Budget Work Session – May 13, 2016, the Capital and Operating Budget Public Hearing – May 13, 2016, the Legislative Public Hearing – May 16, 2016, the Budget Work Session – May 18, 2016 and the Budget Amendment Work Session – May 23, 2016. The motion was seconded by Mr. Weinstein.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve the minutes passed.

The Chairperson moved to approve the minutes for the Transportation Briefing – May 17, 2016. The motion was seconded by Ms. Terrasa.

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

The motion to approve the minutes passed.

## **INTRODUCTION OF LEGISLATION**

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

### **Appointments**

Council Resolution 76-2016 – A RESOLUTION confirming the appointment of Tsega Amhatsion to the Alcohol and Drug Abuse Advisory Board.

Council Resolution 77-2016 – A RESOLUTION confirming the appointment of Cynthia Coburn to the Commission on Disability Issues.

Council Resolution 78-2016 – A RESOLUTION confirming the appointment of Flavia Delmastro to the Animal Matters Hearing Board.

Council Resolution 79-2016 – A RESOLUTION confirming the appointment of Kimberly McKay to the Adult Public Guardianship Review Board.

Council Resolution 80-2016 – A RESOLUTION confirming the appointment of Marshall McLeod to the Advisory Board on Consumer Protection.

Council Resolution 81-2016 – A RESOLUTION confirming the appointment of Pedro Ramirez to the Public Works Board.

Council Resolution 82-2016 – A RESOLUTION confirming the appointment of Christopher Rand to the Adult Public Guardianship Review Board.

Council Resolution 83-2016 – A RESOLUTION confirming the reappointment of Robert Gillette to the Commission for Veterans and Military Families.

Council Resolution 84-2016 – A RESOLUTION confirming the reappointment of M. Eletta Morse to the Adult Public Guardianship Review Board.

Council Resolution 85-2016 – A RESOLUTION confirming the reappointment of Joseph W. Rutter, Jr. to the Soil Conservation District.

Council Resolution 86-2016 – A RESOLUTION confirming the reappointment of Eileen Tennor to the Historic Preservation Commission.

Council Resolution 87-2016 – A RESOLUTION confirming the reappointment of Erica Zoren to the Historic Preservation Commission.

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### **General**

Council Resolution 88-2016 – Introduced by: Calvin Ball; A RESOLUTION creating the School System Budget Review Committee and directing the County Auditor to conduct a financial audit of the Howard County Public School System.

Council Resolution 89-2016 – A RESOLUTION adopting the Housing Unit Allocation Chart for Fiscal Year 2017 pursuant to the Adequate Public Facilities Act of Howard County.

Council Resolution 90-2016 – A RESOLUTION adopting the Open/Closed Chart, pursuant to the Adequate Public Facilities Act of Howard County, to designate the school regions and school districts that are open for residential development.

Council Bill 34-2016 (ZRA 163/166) – Introduced by: Jon Weinstein and The Chairperson at the request of Binder Rock, LLC; AN ACT amending the Howard County Zoning Regulations' Transit Oriented Development (TOD) District to remove certain residential area restrictions on single-family attached dwellings and amenity areas, under certain conditions; and generally relating to the TOD District.

Council Resolution 91-2016 – Introduced by: The Chairperson at the request of the County Executive and Co-sponsored by Jon Weinstein; A RESOLUTION supporting the provision of financing by the Maryland Department of Housing and Community Development, Neighborhood BusinessWorks Program to Hi Pro Production and Media, LLC; indicating certain endorsement by the County Executive; and requiring certain copies be sent to the Department of Housing and Community Development.

Council Bill 35-2016 – AN ACT to establish a Martin Luther King, Jr. Holiday Commission; providing for the membership and staffing of the Commission; setting forth the requirements for meetings; providing for the purpose and responsibilities of the Commission; providing the expiration dates of the terms of the initial members of the Commission; and generally relating to the Martin Luther King, Jr. Holiday Commission.

Council Bill 36-2016 – AN ACT to establish a Commission for Transitioning Students with Disabilities; providing for the membership, officers, and staffing of the Commission; setting forth the requirement to meet; providing for the purpose and responsibilities of the Commission; providing the expiration dates of the terms of the initial members of the Commission; and generally relating to the Commission for Transitioning Students with Disabilities.

Council Bill 37-2016 – AN ACT pursuant to Section 1.111(e) of the Howard County Code, approving provisions in a collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3080, Council 67, AFL-CIO that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; approving a multi-year collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3080, Council 67, AFL-CIO that will be effective through the end of Fiscal Year 2018 and that includes payment of certain compensation in future fiscal years; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3080, Council 67, AFL-CIO.

Council Bill 38-2016 – AN ACT pursuant to Section 1.111(e) of the Howard County Code, approving provisions in a collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3888, Council 67, AFL-CIO that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; approving a multi-year collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3888, Council 67, AFL-CIO that will be effective through the end of Fiscal Year 2018 and that includes payment of certain compensation in future fiscal years; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the American Federation of State, County and Municipal Employees, Howard County Local 3888, Council 67, AFL-CIO.

Council Bill 39-2016 – AN ACT pursuant to Section 1.111(e) of the Howard County Code, approving provisions in a collective bargaining agreement between Howard County and the Howard County Public Safety Dispatchers Association that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; approving a multi-year collective bargaining agreement between Howard County and the Howard County Public Safety Dispatchers Association that will be effective through the end of Fiscal Year 2018 and that includes payment of certain compensation in future fiscal years; providing for the application of this Act; and generally relating to the collective bargaining agreement between Howard County and the Howard County Public Safety Dispatchers Association.

Council Bill 40-2016 – AN ACT amending certain pay scales included Pay Plan for Howard County in accordance with certain recently negotiated collective bargaining agreements; removing certain grades from the General Salary Schedule; creating a Recreational Licensed Childcare pay scale; providing for the application of this Act; and generally relating to the Pay Plan for Howard County.

Council Bill 41-2016 – AN ACT amending the Classification Plan for Howard County; amending the classification description for the position of Dispatcher First Class; adding a classification description for the position of Correctional Sergeant- Dietary; providing for the application of this Act; and generally relating to amendments to the Howard County Classification Plan.

Council Bill 42-2016 – AN ACT amending the Howard County Retirement Plan to add the position of Correctional Sergeant- Dietary as a covered employee; and generally relating to the Howard County Retirement Plan.

Council Resolution 92-2016 – 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; indicating certain endorsement by the County Executive; and requiring certain copies be sent to the Maryland Department of the Environment.

Council Resolution 93-2016 – A RESOLUTION endorsing the designation of Long Reach as a Sustainable Community, for approval either directly by the Department of Housing and Community Development of the State of Maryland or through the Smart Growth Subcabinet of the State of Maryland; adopting the Sustainable Community Plan described in the County's Sustainable Community Application, indicating certain endorsement by the County Executive; and requiring certain copies be sent to the Department of Housing and Community Development.

### **FINAL CONSIDERATION**

The Chairperson moved to allow the reading of short titles for bills and resolutions for final approval. The motion was seconded by Mr. Weinstein.

The roll call vote called by the Administrator on the motion was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to allow the reading of short titles for bills and resolutions for final approval passed.

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Council Resolution 54-2016 – A RESOLUTION approving procedures for the appointment, compensation, and separation of employees of the Howard County Housing Commission.

The Chairperson moved to approve Council Resolution 54-2016. The motion was seconded by Mr. Weinstein.

The roll call vote called by the Administrator on the motion to approve Council Resolution 54-2016 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Council Resolution 54-2016 passed.

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Council Resolution 55-2016 – A RESOLUTION approving, in accordance with Section 4.203 of the Howard County Code, the transfer of approximately 0.737 acres of land owned by the Board of Education and located along Banbury Drive to Kellogg-CCP, LLC in exchange for the acquisition of 0.737 acres of land owned by Kellogg-CCP, LLC.

The Chairperson moved to approve Council Resolution 55-2016. The motion was seconded by Mr. Weinstein.

The roll call vote called by the Administrator on the motion to approve Council Resolution 55-2016 was: Yea: Council Members Ball, Fox, Sigaty, Terrasa and Weinstein.

The motion to approve Council Resolution 55-2016 passed.

Adjourned **7:25** p.m.

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**Tabled**

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)