

**COUNTY COUNCIL  
OF  
HOWARD COUNTY, MARYLAND**

**2010 Legislative Session**

**Legislative Day No. 10  
September 7, 2010**

**HOWARD COUNTY TO WIT:**

The Chairman called the legislative session to order at 7:30 p.m.

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

Stephen LeGendre, Administrator to the County Council; Margaret Ann Nolan, County Solicitor; James Vannoy, Assistant County Solicitor; and Jennifer Sager, Legislative Coordinator, were also present.

**APPROVE JOURNALS**

The Chairperson moved to approve the journals for Legislative Day No. 8, July 6, 2010 and Legislative Day No. 9, July 29, 2010. The motion was seconded by Ms. Sigaty.

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

The motion to approve the journals 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 No. 104-2010 - Confirming the appointment of Phyllis Madachy to the Housing and Community Development Board

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A RESOLUTION confirming the appointment of Phyllis Madachy to the Housing and Community Development Board.

Council Resolution No. 105-2010 - Confirming the appointment of Elizabeth Menachery, M.D. to the Adult Public Guardianship Review Board

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A RESOLUTION confirming the appointment of Elizabeth Menachery, M.D. to the Adult Public Guardianship Review Board.

Council Resolution No. 106-2010 - Confirming the appointment of Ike Okoye to the Housing and Community Development Board

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A RESOLUTION confirming the appointment of Ike Okoye to the Housing and Community Development Board.

Council Resolution No. 107-2010 - Confirming the appointment of Sharon Sapp to the Adult Public Guardianship Review Board

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A RESOLUTION confirming the appointment of Sharon Sapp to the Adult Public Guardianship Review Board.

Council Resolution No. 108-2010 - Confirming the appointment of Elizabeth Totaro to the Adult Public Guardianship Review Board

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A RESOLUTION confirming the appointment of Elizabeth Totaro to the Adult Public Guardianship Review Board.

Council Resolution No. 109-2010 - Confirming the reappointment of Ulysses M. Currie to the Board of Social Services

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A RESOLUTION confirming the reappointment of Ulysses M. Currie to the Board of Social Services.

Council Resolution No. 110-2010 - Confirming the reappointment of Shaun M. Eddy to the Housing and Community Development Board

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A RESOLUTION confirming the reappointment of Shaun M. Eddy to the Housing and Community Development Board.

Council Resolution No. 111-2010 - Confirming the reappointment of Joseph R. Hauser to the Historic District Commission

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A RESOLUTION confirming the reappointment of Joseph R. Hauser to the Historic District Commission.

Council Resolution No. 112-2010 - Confirming the reappointment of Katrina D. Mitchell-Cooper to the Board of Social Services

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A RESOLUTION confirming the reappointment of Katrina D. Mitchell-Cooper to the Board of Social Services.

Council Resolution No. 113-2010 - Confirming the reappointment of Michael J. Sikorski to the Recreation & Parks Board

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A RESOLUTION confirming the reappointment of Michael J. Sikorski to the Recreation & Parks Board.

Council Resolution No. 114-2010 - Confirming the reappointment of Nikki Young to the Adult Public Guardianship Review Board

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A RESOLUTION confirming the reappointment of Nikki Young to the Adult Public Guardianship Review Board.

**Financial**

Council Bill No. 48-2010 - Authorizing the issuance, sale and delivery of up to \$130,000,000 consolidated public improvement bonds and up to \$75,000,000 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

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AN ACT authorizing the issuance, sale and delivery of up to \$130,000,000 consolidated public improvement bonds and up to \$75,000,000 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

Supplemental Budget & Appropriation Ordinance No. 2-Fiscal Year 2011 - Transferring \$7,220 from the Grants Fund, Contingency Reserve to the Department of Recreation and Parks for the Summer Recreation Day Program grant from the State's Department of Health and Mental Hygiene

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AN ACT transferring \$7,220 from the Grants Fund, Contingency Reserve to the Department of Recreation and Parks for the Summer Recreation Day Program grant from the State's Department of Health and Mental Hygiene.

Supplemental Budget & Appropriation Ordinance No. 3-Fiscal Year 2011 - Transferring \$198,060 from the Grants Fund, Contingency Reserve to the Office of Workforce Development for a Community Based Job Training grant from the United States Department of Labor through the Anne Arundel Workforce Development Corporation

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AN ACT transferring \$198,060 from the Grants Fund, Contingency Reserve to the Office of Workforce Development for a Community Based Job Training grant from the United States Department of Labor through the Anne Arundel Workforce Development Corporation.

Supplemental Budget & Appropriation Ordinance No. 4-Fiscal Year 2011 - Transferring \$1,140,723 from the Grants Fund, Contingency Reserve to the Department of Housing and Community Development for grant funding received pursuant to the American Recovery and Reinvestment Act for Weatherization Assistance Program grants

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AN ACT transferring \$1,140,723 from the Grants Fund, Contingency Reserve to the Department of Housing and Community Development for grant funding received pursuant to the American Recovery and Reinvestment Act for Weatherization Assistance Program grants.

Supplemental Budget & Appropriation Ordinance No. 5-Fiscal Year 2011 - Transferring \$258,819 from the Grants Fund, Contingency Reserve to the Department of Housing and Community Development for grant funding received by the State of Maryland, Department of Housing and Community Development, for Weatherization Assistance Program grants

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AN ACT transferring \$258,819 from the Grants Fund, Contingency Reserve to the Department of Housing and Community Development for grant funding received by the State of Maryland, Department of Housing and Community Development, for Weatherization Assistance Program grants.

### **General**

Council Bill No. 49-2010 – Introduced by Greg Fox - To establish a Veterans’ Commission; specifying its composition and duties; requiring County agencies to cooperate with the Commission; and generally relating to veterans in Howard County

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AN ACT to establish a Veterans’ Commission; specifying its composition and duties; requiring County agencies to cooperate with the Commission; and generally relating to veterans in Howard County.

Council Bill No. 50-2010 - Introduced by Greg Fox/Co-sponsored by Courtney Watson - Amending the Howard County Code to require developers conducting pre-submission community meetings in accordance with Section 16.128 of the County Code to send a copy of the meeting’s minutes and responses to major comments to the meeting attendees within in a certain timeframe of the meeting; and generally relating to pre-submission community meetings

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AN ACT amending the Howard County Code to require developers conducting pre-submission community meetings in accordance with Section 16.128 of the County Code to send a copy of the meeting’s minutes and responses to major comments to the meeting attendees within in a certain timeframe of the meeting; and generally relating to pre-submission community meetings.

Council Bill No. 51-2010 - Pursuant to Section 612 of the Howard County Charter, approving a multi-year Lease Agreement and Lease Agreement Addendum between Howard County, Maryland and Advance Business Systems & Supply Company, Inc., for the lease of multi-function copiers

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AN ACT pursuant to Section 612 of the Howard County Charter, approving a multi-year Lease Agreement and Lease Agreement Addendum between Howard County, Maryland and Advance Business Systems & Supply Company, Inc., for the lease of multi-function copiers.

Council Resolution No. 115-2010 - Making certain findings and expanding the Recovery Zone to include all property extending westward from Interstate 95 for 2 miles as part of the Howard County Recovery Zone for the issuance of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds

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A RESOLUTION making certain findings and expanding the Recovery Zone to include all property extending westward from Interstate 95 for 2 miles as part of the Howard County Recovery Zone for the issuance of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds.

Council Resolution No. 116-2010 - Authorizing the County Purchasing Agent to waive the formal competitive bidding requirements of Title 4, Subtitle 1 of the Howard County Code in order to enter into a contract with Montevideo Rock, LLC, a Maryland limited liability company, for the design and construction of road improvements to Relocated Montevideo Road, Phase 1, Segment A

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A RESOLUTION authorizing the County Purchasing Agent to waive the formal competitive bidding requirements of Title 4, Subtitle 1 of the Howard County Code in order to enter into a contract with Montevideo Rock, LLC, a Maryland limited liability company, for the design and construction of road improvements to Relocated Montevideo Road, Phase 1, Segment A.

Council Resolution No. 117-2010 - Approving an amendment to the Solid Waste Management Plan, 2003-2013, in accordance with the procedure required by State Law

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A RESOLUTION approving an amendment to the Solid Waste Management Plan, 2003-2013, in accordance with the procedure required by State Law.

Council Resolution No. 118-2010 - Approving the application and receipt of financing for a Community Legacy Project in Howard County, further described in the Community Legacy Application, to be financed either directly by the Maryland Department of Housing and Community Development or through other departments or agencies of the State of Maryland

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A RESOLUTION approving the application and receipt of financing for a Community Legacy Project in Howard County, further described in the Community Legacy Application, to be financed either directly by the Maryland Department of Housing and Community Development or through other departments or agencies of the State of Maryland.

Council Resolution No. 119-2010 - Approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between Harper House Limited Partnership, a Maryland limited partnership, and Howard County, Maryland for a multi-family rental housing development known as Harper House Apartments

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A RESOLUTION approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between Harper House Limited Partnership, a Maryland limited partnership, and Howard County, Maryland for a multi-family rental housing development known as Harper House Apartments.

Council Resolution No. 120-2010 - Approving the redevelopment and operation of an affordable housing development to be known as Harper House Apartments in Columbia, Maryland to be financed either directly by the Department of Housing and Community Development of the State of Maryland or through the Department's Community Development Administration

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A RESOLUTION approving the redevelopment and operation of an affordable housing development to be known as Harper House Apartments in Columbia, Maryland to be financed either directly by the Department of Housing and Community Development of the State of Maryland or through the Department's Community Development Administration.

Council Resolution No. 121-2010 - Introduced by The Chairperson - Calling the County Council of Howard County, Maryland into legislative session on October 28, 2010

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A RESOLUTION calling the County Council of Howard County, Maryland into legislative session on October 28, 2010.

## **FINAL CONSIDERATION**

### **Appointments**

Council Resolution No. 93-2010 - Confirming the appointment of Deborah Chapman to the Board of Directors of the Howard County Mental Health Authority  
*(Tabled July 29, 2010)*

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Council Resolution No. 94-2010 - Confirming the appointment of Naureen Elahi to the Environmental Sustainability Board *(Tabled July 29, 2010)*

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Council Resolution No. 96-2010 - Confirming the appointment of Bruce Rothschild to the Board of Library Trustees *(Tabled July 29, 2010)*

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The Chairperson moved to remove Council Resolution No. 93-2010, Council Resolution No. 94-2010 and Council Resolution No. 96-2010 from the table. The motion was seconded by Ms. Sigaty.

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

The motion to remove the resolutions from the table passed.

The Chairperson moved to adopt Council Resolution No. 93-2010, Council Resolution No. 94-2010 and Council Resolution No. 96-2010. The motion was seconded by Ms. Sigaty.

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

Council Resolution No. 93-2010, Council Resolution No. 94-2010 and Council Resolution No. 96-2010 passed.

### **General**

Council Bill No. 46-2010 (ZRA-130) – Introduced by Chairperson at the request of Marsha S. McLaughlin, Director of Planning and Zoning - Allowing Farm Wineries – Class 1 as a permitted accessory use in the RC (Rural Conservation) and the RR (Rural Residential) Zoning Districts under certain conditions; allowing Farm Wineries – Class 1 and Class 2 as a conditional use on Preservation Parcels or as permitted conditional use categories in the RC (Rural Conservation) Zoning District under certain conditions; allowing Farm Wineries – Class 2 as a conditional use on Preservation Parcels or as permitted conditional use categories in the RR (Rural Residential) Zoning District under certain conditions; defining certain terms; establishing certain criteria related to Farm Wineries Class 1 and Class 2; and generally relating to the Howard County Zoning Regulations (*Tabled July 29, 2010*)

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The Chairperson moved to remove Council Bill No. 46-2010 (ZRA-130) from the table. The motion was seconded by Ms. Sigaty.

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

The motion to remove Council Bill No. 46-2010 (ZRA-130) from the table passed.

The Chairperson moved to withdraw Council Bill No. 46-2010 (ZRA-130). The motion was seconded by Ms. Sigaty.

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

The motion to withdraw Council Bill No. 46-2010 (ZRA-130) passed.

### **ADJOURNMENT**

The Chairperson adjourned the legislative session at 7:50 p.m.

### **TABLED LEGISLATION**

Council Resolution No. 95-2010 - Confirming the appointment of Joanne Kiebler to the Recreation & Parks Board. (*Tabled July 29, 2010*)

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