

**BALTIMORE COUNTY COUNCIL MINUTES**  
**LEGISLATIVE SESSION 2010, LEGISLATIVE DAY NO. 20**  
**December 6, 2010                      2:00 P.M.**

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**A.**     The meeting was called to order by Chairman Olszewski at 2:00 P.M. The Chairman asked the audience to rise for a moment of silent meditation and the Pledge of Allegiance to the Flag. There were approximately 70 persons in attendance and the following Councilmembers were present:

TOM QUIRK	FIRST DISTRICT
VICKI ALMOND	SECOND DISTRICT
TODD HUFF	THIRD DISTRICT
KENNETH N. OLIVER	FOURTH DISTRICT
DAVID MARKS	FIFTH DISTRICT
CATHY BEVINS	SIXTH DISTRICT
JOHN OLSZEWSKI, SR.	SEVENTH DISTRICT

**APPROVAL OF JOURNAL**

Upon motion by Councilman Oliver, seconded by Councilman Quirk, the reading of the Journal Entries for the meeting of November 30, 2010 was waived and accepted unanimously.

**C.     ENROLLMENT OF BILLS**

The Chairman stated that the following Bills were passed by the County Council and signed by the County Executive. He certified and delivered to the Secretary, Bills 90-10, 91-10, 92-10, 93-10, 94-10, 95-10, 96-10, 97-10, 98-10, 99-10, 100-10, 101-10, 102-10, 103-10, 104-10, 106-10, 107-10 and 108-10.

**D.     INTRODUCTION OF BILLS**

**BILL 119-10**, entitled An Act the purpose of amending the 2010-2011 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from federal funds and made available to the County through the U.S. Department of Justice/Office of Community Oriented Policing Services (COPS).

**BILL 120-10**, entitled An Act the purpose of amending the 2010-2011 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from federal funds and made available to the County through the National Council on Aging.

**BILL 121-10**, entitled An Act the purpose of amending the 2010-2011 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from federal funds and made available to the County through the Maryland State Department of Education/Division of Rehabilitative Services.

**BILL 122-10**, entitled An Act the purpose of reorganizing county government by abolishing the Department of Workforce Development and moving its functions to the Department of Economic Development; abolishing the Office of Community Conservation and moving its functions to the Office of Planning; renaming the Office of Planning and Community Conservation to be the Office of Planning; renaming the Department of Environmental Protection and Resource Management to be the Department of Environmental Protection and Sustainability; renaming the Department of Permits and Development Management to be the Department of Permits, Inspections, and Approvals; making certain corrections for style and certain technical corrections; correcting certain cross-references; providing for the construction and application of this Act; providing for the continuity of terms of certain officials, the status of certain transactions and employees, rights, titles, and interests, licenses, registrations, certifications, and permits; providing for a contingent effective date of this Act; and generally relating to the reorganization of county government.

**BILL 123-10**, entitled An Act the purpose of establishing the Office of Administrative Hearings (“the Office”); providing that the Office consists of two or more Administrative Law Judges; providing for the jurisdiction of the Office to include certain zoning matters, development matters, code enforcement matters, and employee grievances; abolishing the office of Labor Commissioner and transferring certain duties of the Labor Commissioner to the Office and to the Director of Human Resources; abolishing the code enforcement hearing officer and transferring certain duties to the Office; authorizing the county to appeal a certain decision; providing for the rules of practice and procedures of the Office; defining certain terms; providing for the application of this Act; and generally relating the creation of an Office of Administrative Hearings.

**E. CALL OF BILLS FOR FINAL READING AND VOTE**

**Bill 110-10**, CEB - NIJ - Coverdell Forensic Sciences Improvement Grant, was called. Irv Litofsky appeared. There being no discussion, this Bill was passed by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins, Olszewski  
Nay - None

**Bill 111-10**, CEB - FFY 08 HSGB UASI, was called. Major Jeff Caslin appeared. There being no discussion, this Bill was passed by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins, Olszewski  
Nay - None

**Bill 112-10**, CEB - FFY 09 HSGB UASI, was called. Lt. Mark Demski appeared. Councilman Oliver moved to amend this Bill with the following amendment:

On page 1, in the third line of the title, strike “HSGB” and substitute “HSGP”.

Councilman Quirk seconded the motion and this amendment passed by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins, Olszewski  
Nay - None

Thereafter, upon motion by Councilman Oliver, seconded by Councilman Huff, Bill 112-10, as amended, passed by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins, Olszewski  
Nay - None

**Bill 113-10**, CEB - Maryland Energy Assistance Program (MEAP), was called. Timothy Griffith appeared. There being no discussion, this Bill was passed by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins, Olszewski  
Nay - None

## **F. APPROVAL OF FISCAL MATTERS**

The Chairman stated that the Council would now consider Fiscal Matters. Extensive testimony on each item was taken at the Council’s work session on November 30, 2010. The witnesses who testified at the work session were available to restate their testimony if needed. If a Councilmember had any questions regarding a particular Fiscal Matter, that item would be discussed as a separate matter. Chairman Olszewski then called upon the Secretary to read the cover letters for Fiscal Matters 1 and 2.

### **1. Contract - G4S Justice Services LLC - Electronic Monitoring Devices for Inmates**

\_\_\_\_\_A contract with G4S Justice Services LLC, to provide electronic monitoring devices for inmates on the home detention program.

**2. Contractual Agreements - Marwan A. Hajj, M.D., P.A., American Radiology Associates, & Rosalinda Sison, M.D. - Cancer Screening, Diagnosis & Treatment Services**

Contractual agreements with Marwan A. Hajj, M.D., P.A., American Radiology associates and Rosalinda Sison, M.D., for services involving cancer screening, diagnosis and treatment.

There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Huff, Fiscal Matters 1 and 2 were unanimously approved.

**G. MISCELLANEOUS BUSINESS**

**1. Correspondence - Non-Competitive Awards**

At the direction of the Chairman, the Secretary read the correspondence from the Office of Budget and Finance listing the non-competitive awards made during October, 2010.

**2. Res. 100-10 - Revenue Bonds - NCIA Adult Vocational Training Facility - Woodlawn**

At the direction of the Chairman, the Secretary read this Resolution authorizing and providing for the issuance and sale by Baltimore County, Maryland, pursuant to the Maryland Economic Development Revenue Bond Act, as its limited obligations and not upon its faith and credit or pledge of its taxing power, of one or more series of its bonds (as defined in such Act) in an amount not to exceed \$2,700,000, and lending the proceeds to The National Center on Institutions and Alternatives, Inc., a Delaware non-profit corporation (the "Facility Applicant"), for the purpose of financing all or a portion of the costs of the (1) acquisition and improvement, of a certain facility (as defined in such Act) to be owned by the Facility Applicant or by NCIA/SAQ, LLC, a Maryland limited liability company (the "Facility User") and leased to the Facility Applicant, such facility and the acquisition and improvement thereof to consist of and include: (a) the construction on a 1.3142 acre (approximate) parcel of land located at 2621 Lord Baltimore Drive in Woodlawn, Baltimore County of an approximately 19,000 square feet building; (b) the acquisition and installation of certain necessary or useful furnishings, fixtures, equipment and machinery; and (c) the acquisition of such interests in land as may be necessary or suitable for the foregoing, including rights of access, utilities and other site preparation facilities; and (2) paying the costs of issuance and other costs related to the transaction described herein; such facility to be used by the Facility Applicant in connection with the operation of a training center in furtherance of its charitable purposes; reserving in Baltimore County, Maryland certain rights concerning the issuance of such bonds; generally describing the public purposes to be served and the financing transaction to be accomplished; specifying the maximum aggregate principal amount of such bonds that may be issued; authorizing the County Executive to specify, prescribe, determine, provide for or approve certain matters, details, forms, documents or procedures appropriate to the authorization, sale, security, issuance, delivery, or payment of or for such bonds; and specifying and describing various matters in connection therewith, as

required or permitted by such Act. Stan Jacobs appeared. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Huff, this Resolution was unanimously approved.

**3. Res. 101-10 - Recovery Zone Facility Bond - Country Ridge Shopping Center**

\_\_\_\_\_At the direction of the Chairman, the Secretary read this Resolution authorizing and providing for the issuance and sale by Baltimore County, Maryland, pursuant to the Maryland Economic Development Revenue Bond Act (the “Act”), as its limited obligations and not upon its faith and credit or pledge of its taxing power, of one or more series of its bonds (as defined in the Act) in an amount not to exceed \$4,500,000 for the purpose of financing, refinancing and reimbursing Hyattstown Properties LLC, a Maryland limited liability company, acting on behalf of itself or one or more related or affiliated entities (together, the “Facility Applicant”) for all or a portion of the costs of a certain facility (as defined in the Act), such facility to consist of and include: (A) renovations to and improvements, including tenant fit-out, of the Country Ridge Shopping Center owned by the Facility Applicant and located at 1500-1552 Country Ridge Lane, Essex, Baltimore County, Maryland, for use as a retail shopping center; (B) certain working capital expenditures; (C) capitalized interest; (D) any required deposit to a debt service reserve fund or other reserve fund; (E) all or a portion of the issuance costs of the bonds; and (F) the costs of any bond insurance, credit enhancement or costs of interest rate protection, if necessary and as permitted by the Act; such facility to be used by the Facility Applicant in its business of owning and managing commercial and retail facilities; reserving in Baltimore County, Maryland certain rights concerning the issuance of such bonds; generally describing the public purposes to be served and the financing transaction to be accomplished; specifying the maximum aggregate principal amount of such bonds that may be issued; authorizing the County Executive to specify, prescribe, determine, provide for or approve certain matters, details, forms, documents or procedures appropriate to the authorization, sale, security, issuance, delivery, or payment of or for such bonds; and specifying and describing various matters in connection therewith, as required or permitted by the Act. Stan Jacobs remained. Councilman Olszewski questioned Mr. Jacobs. There being no further discussion, upon motion by Councilman Oliver, seconded by Councilman Huff, this Resolution was approved by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins

Nay - None

Abstain - Olszewski

**4. Res. 102-10 - Recovery Zone Facility Bond - 15-27 Eastern Boulevard, Essex**

\_\_\_\_\_ At the direction of the Chairman, the Secretary read this Resolution authorizing and providing for the issuance and sale by Baltimore County, Maryland, pursuant to the Maryland Economic Development Revenue Bond Act (the "Act"), as its limited obligations and not upon its faith and credit or pledge of its taxing power, of one or more series of its bonds (as defined in the Act) in an amount not to exceed \$1,600,000 for the purpose of financing, refinancing and reimbursing Riverview Square, LLC, a Maryland limited liability company, and Epimetheon Investments LLC, a Maryland limited liability company, or one or more related or affiliated entities (individually and together, the "Facility Applicant") for all or a portion of the costs of a certain facility (as defined in the Act), such facility to consist of and include: (A) the renovation of an existing building and construction of a new building and improvements to parcels of land comprising 1.98 acres (approximately) owned by the Facility Applicant and located at 15-27 Eastern Boulevard, Essex, Maryland, for use as a retail shopping center, which may include a restaurant and other commercial facilities; (B) certain working capital expenditures; (C) capitalized interest; (D) any required deposit to a debt service reserve fund or other reserve fund; (E) all or a portion of the issuance costs of the bonds; and (F) the costs of any bond insurance, credit enhancement or costs of interest rate protection, if necessary and as permitted by the Act; such facility to be used by the Facility Applicant in its business of owning and managing commercial and retail shopping facilities; reserving in Baltimore County, Maryland certain rights concerning the issuance of such bonds; generally describing the public purposes to be served and the financing transaction to be accomplished; specifying the maximum aggregate principal amount of such bonds that may be issued; authorizing the County Executive to specify, prescribe, determine, provide for or approve certain matters, details, forms, documents or procedures appropriate to the authorization, sale, security, issuance, delivery, or payment of or for such bonds; and specifying and describing various matters in connection therewith, as required or permitted by the Act. Stan Jacobs remained. There being no discussion, upon motion by Councilman Quirk, seconded by Councilman Marks, this Resolution was approved by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins  
Nay - None  
Abstain - Olszewski

There being no further business to come before the Council at this time, upon motion by Councilman Oliver, seconded by Councilman Huff, the meeting adjourned at 2:15 P.M.

  
Thomas J. Peddicord, Jr.