

**BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2011, LEGISLATIVE DAY NO. 01
January 3, 2011 7:00 P.M.**

A. The meeting was called to order by Chairman Olszewski at 7:00 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 20 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

B. ELECTION OF CHAIRMAN

At this time the Secretary conducted the annual election of the Council Chairman. Councilman Oliver moved to nominate Councilman Olszewski. Councilwoman Bevins seconded the motion. There were no further nominations. Councilman Olszewski was then elected Chairman by the following roll call vote:

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

C. APPROVAL OF JOURNAL

Upon motion by Councilman Oliver, seconded by Councilwoman Bevins, the reading of the Journal Entries for the meeting of December 20, 2010 was waived and accepted unanimously.

D. 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 114-10, 115-10, 116-10, 117-10 and 118-10.

E. INTRODUCTION OF BILLS

BILL 1-11, entitled An Act for the purpose of eliminating the restriction on the number of school zones in which the Police Department may develop a program for the use of speed monitoring systems; requiring the Department to give a certain notice; and generally relating to speed monitoring systems in school zones.

BILL 2-11, entitled An Act for the purpose of establishing the Baltimore County Pedestrian and Bicycle Advisory Committee; specifying its composition and the appointment of its members; providing for officers, meetings, and rules of the Committee; setting forth the Committee's duties and responsibilities; providing for reports of the Committee; and generally relating to the Baltimore County Pedestrian and Bicycle Advisory Committee.

F. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 119-10, CEB - Secure Our Schools Grant, was called. Chief Johnson 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 120-10, CEB - Chronic Disease Self-Management Program (CDSMP), Infants and Children (WIC), was called. Joanne Williams 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 121-10, CEB - Youth Program, was called. David Berney 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 122-10, Government Reorganization, was called. Fred Homan appeared. Councilman Oliver moved to amend this Bill with the following amendments:

1. On page 1, in the eighth line of the purpose paragraph, strike Inspections, and Approvals and substitute Approvals and Inspections ; and in the twelfth line of the purpose paragraph, strike providing for a contingent effective date of this Act; and substitute providing instructions to the publishers of the Baltimore County Code and Baltimore County Zoning Regulations; .

2. On page 6, in the first function paragraph, strike ~~Inspections, and Approvals~~ and substitute ~~Approvals and Inspections~~ .
3. On page 127, in line 5, strike ~~LICENSES~~, .
4. On page 150, in line 10, strike ~~[~~ ; in the same line, before ~~Permits~~ , insert ~~[~~ ; in line 11, strike ~~DIVISION OF~~ ; and in the same line, strike ~~LICENSES~~, .
5. On page 179, in line 15, strike ~~Inspections, and Approvals~~ and substitute ~~Approvals and Inspections~~ .
6. On page 180, in lines 6 and 7, strike ~~Inspections, and Approvals~~ and substitute ~~Approvals and Inspections~~ .
7. On page 181, after line 14, insert:

SECTION 30. AND BE IT FURTHER ENACTED, that notwithstanding Sections 2 through 20 of this Act, the name of the Department that will replace the Department of Permits and Development Management shall be the Department of Permits, Approvals and Inspections and the publishers of the Baltimore County Code, 2003 and the Baltimore County Zoning Regulations shall publish every new reference to the Department or Director of Permits, Inspections, and Approvals contained herein as the Department or Director of Permits, Approvals and Inspections.

8. In line 16, strike ~~30.~~ and substitute ~~31.~~ ; and in line 17, after ~~members~~ , insert ~~of the County Council~~ .

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

Councilman Marks then moved to amend this Bill with the following amendment:

On page 58, in line 15, strike the brackets.

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 Councilwoman Almond, Bill 122-10, as amended, passed by the following roll call vote:

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

Bill 123-10, Office of Administrative Hearings, was called. Fred Homan remained. There being no discussion, this Bill was passed by the following roll call vote:

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

G. APPROVAL OF FISCAL MATTERS

1. Amendment Contract - East Coast Specialized Hauling, LLC - Agricultural Center and other County owned facilities

At the direction of the Chairman, the Secretary read the cover letter pertaining to an amendment to the contract with East Coast Specialized Hauling, LLC, to add the Agricultural Center and any other county owned facilities as needed. Barry Williams appeared. There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Almond, this matter was unanimously approved.

2. Contract - Damon s Lawn Service, LLC - Snow Removal and Deicing Services as needed

At the direction of the Chairman, the Secretary read the cover letter pertaining to a contract with Damon s Lawn Service, LLC, to provide snow removal and deicing services as needed. Bill Korpman appeared. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Marks, this matter was unanimously approved.

3. Addendum #2 to Contract - Rummel, Klepper & Kahl, LLP - Increase in total upset limit of contract

At the direction of the Chairman, the Secretary read the cover letter pertaining to the second addendum to the contract with Rummel, Klepper & Kahl, LLP, to increase the total upset limit of the contract. Bill Korpman remained. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Quirk, this matter was unanimously approved.

4. Contract - RJN Group, Inc. - On-call Engineering Services

At the direction of the Chairman, the Secretary read the cover letter pertaining to a contract with RJN Group, Inc., to provide on-call engineering services for the inspection of force mains, gravity sewer and appurtenances. There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Almond, this matter was unanimously approved.

5. Contract - University of MD, College Park - Training in Manufacturing Green Processes

At the direction of the Chairman, the Secretary read the cover letter pertaining to a contract with University of Maryland, College Park, to provide training to new incumbent workers in manufacturing green processes, so they can help manufacturing companies practice environmentally-friendly processes, saving money and reducing their carbon footprint. David Berney appeared. There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Almond, this matter was unanimously approved.

6. Contract - Quest Diagnostics Inc. - Cancer Screening, Diagnosis and Treatment Services

At the direction of the Chairman, the Secretary read the cover letter pertaining to a contract with Quest Diagnostics Incorporated, to provide cancer screening, diagnosis and treatment services. Stephanie House appeared. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Almond, this matter was unanimously approved.

7. Contracts - (7) - Economic Impact, Financial Feasibility and Market Analysis Consulting Services

At the direction of the Chairman, the Secretary read the cover letter pertaining to seven contracts, to provide economic impact, financial feasibility and market analysis consulting services. The contracts are with Jones Lang Lasalle Americas, Inc., BBP & Associates, LLC, Delta Development Group, Inc., Robert Charles Lesser & Co., LLC, BAE Urban Economics, Inc., Lipman Frizzell and Mitchell LLC, and Widener Burrows & Associates, Inc. Sharon Klots appeared. There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Bevins, this matter was unanimously approved.

8. Contract of Sale - Richard W. Small - Acquisition of easement rights - Manor Rural Legacy Plan

At the direction of the Chairman, the Secretary read the cover letter pertaining to a contract of sale with Richard W. Small, for the acquisition of easement rights to preserve and protect natural resources in the Manor area and its environs. Shirley Murphy appeared. There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Bevins, this matter was unanimously approved.

9. This matter was withdrawn prior to the meeting.

H. 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 November, 2010.

2. This Resolution was withdrawn prior to the meeting.

3. Res. 2-11 - Property Tax Exemption - DAV - Rosevelt Swain

At the direction of the Chairman, the Secretary read this resolution to approve the refund of certain real property taxes collected from Rosevelt Swain who is entitled to an exemption from State and County real property taxes by reason of the exemption afforded to disabled veterans under State law. There being no discussion, upon motion by Councilman Oliver seconded by Councilwoman Almond, this Resolution was unanimously approved.

4. Appointment - Director, Department of Permits, Approvals, and Inspections - Arnold Jablon

At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting the appointment of Arnold Jablon as Director of the Department of Permits, Approvals and Inspections. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Quirk, this Appointment was unanimously approved.

5. Appointment - Director, Dept. of Environmental Protection & Sustainability - Vincent J. Gardina

At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting the appointment of Vincent J. Gardina as Director of the Department of Environmental Protection & Sustainability. There being no discussion, upon motion by Councilman Olszewski, seconded by Councilman Quirk, this Appointment was unanimously approved.

6. Appointment - Zoning Commissioner/Administrative Law Judge - Lawrence M. Stahl

At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting the appointment of Lawrence M. Stahl as Zoning Commissioner/Administrative Law Judge. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Quirk, this Appointment was unanimously approved.

7. Appointment - Deputy Zoning Commissioner/Administrative Law Judge - John E. Beverungen

At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting the appointment of John E. Beverungen as Deputy Zoning Commissioner/Administrative Law Judge. There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Almond, this Appointment was unanimously approved.

8. Appointment - Deputy Zoning Commissioner/Administrative Law Judge - Timothy M. Kotroco

At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting the appointment of Timothy M. Kotroco as Deputy Zoning Commissioner/Administrative Law Judge. There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Bevins, this Appointment was unanimously approved.


9. Res. 3-11 - Mrs. Bevins - Property Tax Exemption - DAV - Earl W. Nesbitt

At the direction of the Chairman, the Secretary read this resolution to approve the refund of certain real property taxes collected from Michael R. Nelson who is entitled to an exemption from State and County real property taxes by reason of the exemption afforded to disabled veterans under State law. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Almond, this Resolution was unanimously approved.

10. Res. 4-11 - Review of PUD - J. Kirby Development, LLC - Pot Spring Road - 3rd Councilmanic District

This Resolution was for introduction only.

There being no further business to come before the Council at this time, upon motion by Councilman Huff, seconded by Councilwoman Almond, the meeting adjourned at 7:25 P.M.


Thomas J. Peddicord, Jr.