

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2011, LEGISLATIVE DAY NO. 19
November 21, 2011 6:00 P.M.

A. The meeting was called to order by Chairman Olszewski at 6:10 P.M. The Chairman asked the audience to rise for a moment of silent meditation and the Pledge of Allegiance to the Flag led by Cub Scout Troop 350 of Chase, Maryland. 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. APPROVAL OF JOURNAL

Upon motion by Councilman Huff, seconded by Councilman Oliver, the reading of the Journal Entries for the meeting of November 7, 2011 was waived and accepted unanimously.

C. ENROLLMENT OF BILLS

The Chairman stated that the following Bill was passed by the County Council and signed by the County Executive. He certified and delivered to the Secretary, Bill 69-11.

D. INTRODUCTION OF BILLS

BILL 75-11, entitled An Act for the purpose of providing that the conflict of interest and financial disclosure provisions of the Baltimore County Ethics law for the County Executive and the members of the County Council are equivalent to or exceed the Ethics law requirements for state officials in accordance with Chapter 277 of the Laws of Maryland of 2010; providing that the conflict of interest and financial disclosure provisions of the Baltimore County Ethics law for all other county employees are equivalent to or exceed the Ethics law requirements for state officials; altering the requirement to maintain certain records; requiring the Ethics Commission to make a certain annual certification; altering prohibitions on participating in certain matters and exceptions; altering prohibitions on certain employment and exceptions; altering certain prohibitions on certain representation and exceptions; altering certain prohibitions on the acceptance of certain gifts and exceptions; reenacting a certain prohibition on the use of prestige of office; providing a certain prohibition on the disclosure of certain information; providing a certain prohibition regarding bidding on certain contracts; providing for a certain employment prohibition specific to members of the County Council; altering provisions regarding the annual disclosure of certain interests; providing for the attribution of certain interests; requiring a certain employee to file a financial disclosure statement upon termination of employment; providing for a correction to the Code Revision project; authorizing the Ethics Commission to impose fees for late financial disclosure statements and late lobbying reports; providing for the retroactive effective date of one Section of this Act; amending certain definitions; clarifying a certain provision; defining certain terms; and generally relating to Ethics Law Amendment in the county.

BILL 76-11, entitled An Act for the purpose of amending the 2011-2012 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from state funds and made available to the County through the Maryland State Highway Administration.

BILL 77-11, entitled An Act for the purpose of amending the 2011-2012 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 Governor's Office of Crime Control and Prevention.

BILL 78-11, entitled An Act for the purpose of amending the 2011-2012 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 Department of Labor, Licensing and Regulation.

BILL 79-11, entitled An Act for the purpose of amending the 2011-2012 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from funding from the Baltimore County Department of Social Services to the Baltimore County Local Management Board.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 70-11, CEB - Economic Development Revolving Financing Fund, was called. Dan Gundersen appeared. Councilman Oliver moved to amend this Bill with the following amendment:

On page 2, in line 7, strike "1121" and substitute "1221".

Councilman Huff 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 Quirk seconded by Councilman Oliver, Bill 70-11, as amended, passed by the following roll call vote:

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

Bill 71-11, Zoning Regulations - Condominium Regimes, was called. 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 15, 2011. 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 through 4.

1. Contract - Branchwater Farms, Inc. - Conservation Easement - Imminently Threatened Farmland - Real Esate Compliance

A contract with Branchwater Farms, Inc., to acquire a conservation easement, located at 1800 Knox Avenue, Reisterstown, Maryland 21136, for the protection of a high quality, vital and economically important farm from imminent conversion to non-agricultural use.

2. Contract - Victoria Guarisco & Kenneth A. Lucas - Construction of Sanitary Sewer - Banbury Rd. - Real Estate Compliance

A contract with Victoria Guarisco and Kenneth A. Lucas, to acquire a portion of a parcel of land and necessary easements, located at 6313 Banbury Road, Baltimore, Maryland, 21239, to allow for the construction of a sanitary sewer to eliminate a sanitary sewer overflow as mandated by EPA Consent Decree.

3. Contracts - (2) - On-call Engineering Design Services - DEPS

Two contacts with HGS, LLC d/b/a Angler Environmental and EQR LLC, to provide on-call engineering design services.

4. Contract - KONE, Inc. - Repairs & Service of Elevators in Baltimore County Buildings - Public Works

A contract with KONE, Inc., to provide monthly maintenance, repair and installation services for elevators, wheelchair lifts and dumbwaiters, in Baltimore County buildings.

There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Huff, Fiscal Matters 1 through 4 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, 2011.

2. Res. 127-11 - Easement Purchases - (5) - MD Agricultural Land Preservation Foundation

At the direction of the Chairman, the Secretary read this Resolution to approve the County's contribution toward the purchase of certain development rights easements on property in accordance with Title 2, Subtitle 5, Agriculture Article, Annotated Code of Maryland, and Article 24 Land Preservation, Baltimore County Code. Wally Lippincott appeared. There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Almond, this Resolution was unanimously approved.

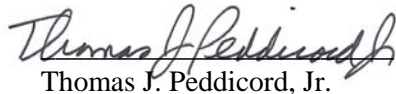
3. Res. 128-11 - Amendment to Rural Legacy Easement - North Charleston Lands Corp.

At the direction of the Chairman, the Secretary read this Resolution to approve a request by the original Grantor for certain modifications of and existing County Rural Legacy easement in consideration for accepting increased environmental protections and clarification of certain wording of the easement. Wally Lippincott remained. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Huff, this Resolution was unanimously approved.

4. Res. 129-11 - Public Disclosure - Daniel Jarkiewicz

At the direction of the Chairman, the Secretary read this Resolution concerning the public disclosure of Daniel Jarkiewicz, an employee of the Baltimore County Fire Department. Daniel Jarkiewicz, has applied for a variance to install a fence on his residence at 5220 Scenic Drive Road, Perry Hall, Maryland 21128. There being no discussion, upon motion by Councilman Marks, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

There being no further business to come before the Council at this time, upon motion by Councilman Huff, seconded by Councilwoman Bevins, the meeting adjourned at 6:16 P.M.


Thomas J. Peddicord, Jr.