

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2011, LEGISLATIVE DAY NO. 04
February 22, 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 30 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 Oliver, seconded by Councilman Huff, the reading of the Journal Entries for the meeting of February 7, 2011 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 1-11 and 2-11.

D. INTRODUCTION OF BILLS

BILL 8-11, entitled An Act for the purpose of amending the 2010 - 2011 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 Baltimore County Local Management Board.

BILL 9-11, entitled An Act for 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 Governor's Office of Crime Control and Prevention.

BILL 10-11, entitled An Act for the purpose of extending the time frame for the submission of a concept plan for certain Planned Unit Developments; and generally relating to the submission of a concept plan for a Planned Unit Development.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 3-11, Development Regulations - Community Input Meeting, was called. Councilman Oliver moved to amend this Bill with the following amendment:

On page 2, in line 4, and on page 3, in line 4, strike in each instance “and Development Management” and substitute “, APPROVALS, AND INSPECTIONS”

Councilwoman Bevins 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 Marks, seconded by Councilman Oliver, Bill 3-11, as amended, passed by the following roll call vote:

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

F. APPROVAL OF FISCAL MATTERS

1. Contract - Arden Trucking, Inc. - Snow Removal and Deicing Services

A contract with Arden Trucking, Inc., to provide snow removal and deicing services for Baltimore County.

2. BAT #11-01 - Dept. of Economic Development - Office of Workforce Development

A budget appropriation transfer for the Department of Economic Development - Workforce Development for the county’s Workforce Investment Act (WIA) and American Recovery and Reinvestment Act (ARRA) grant programs. The transfer will allow for a greater administrative cost reimbursement for two functional WIA-ARRA programs.

3. Contract - Maryland Choices, LLC - Wraparound Support Services - Local Management Board

A contract with Maryland Choices, LLC, to provide wraparound support services for families with a child who has intensive needs related to mental health issues or developmental

disabilities.

4. Contract - Thomas and Karen Albright - Agricultural Easement

A contract with Thomas and Karen Albright, to acquire an agricultural easement, located 15630 Old York Road, Monkton, Maryland 21111, for the protection of farmland through the County Agricultural Land Preservation Program.

5. Contract - C.N. Robinson Lighting - Fluorescent Bulb Recycling

A contract with C.N. Robinson Lighting, to provide fluorescent bulb recycling.

There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Bevins, Fiscal Matters 1 through 5 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 January, 2011.

2. Res. 13-11 - Adoption of Perry Hall Community Plan as part of Master Plan 2020

At the direction of the Chairman, the Secretary read this Resolution of the Baltimore County Council to adopt the Perry Hall Community Plan as part of the Baltimore County Master Plan 2020. Councilman Marks moved to amend this Resolution with the following amendments:

1. On page , in the first line of the first paragraph under “Purpose of the Plan”, strike “1st” and substitute “1”; in the first line of the second paragraph, after “passed” insert a comma.
2. On page 1, strike the paragraph under “Background Information” and substitute the following:
“The boundaries of the Perry Hall Community Plan are Simms and Magledt Avenues on the west; the Greater Gunpowder Falls on the north; Pulaski Highway on the east, excluding the Honeygo Plan District; and White Marsh Run on the south. Honeygo is considered part of Perry Hall, but has its own Community Plan.”
3. On page 5, strike “CCBC” and substitute “Community College of Baltimore County; and delete, in its entirety, Recommendation #3.

4. On page 8, strike the first sentence under “Gunpowder View Trail” and substitute the following:
“This Community Plan endorses converting the former right-of-way for the Gunview Road extension into a trail. With the acquisition of additional land, this trail would allow hikers and bicyclists to more readily access Gunpowder Falls State Park and the Seven Courts Drive area.”
5. On page 10, strike “ADA” and substitute “Americans With Disabilities Act”; and under Recommendation #9, underline “Targeted Date for Completion”
6. On page 12, delete, in its entirety, Recommendation #11.
7. On page 17, in the first sentence of the third paragraph under Recommendation #2, after “Gough Park site”, insert “or a similar location”
8. Insert the following after line 28:
“KEY PARTICIPANTS IN THE DEVELOPMENT OF
THE PERRY HALL COMMUNITY PLAN

Perry Hall Community Plan Steering Committee

David Marks, Chair
Debra Beaty
Diane Brazil
Christopher A. Defeo
John Dingedahl
Nate Evans
Dee Hodges
William Libercci, Sr.
Charles L. Marks
Rani Merryman
Bill Paulshock
Pat Pudelkewicz
Dennis Robinson
Jeffrey W. Smith

Green Infrastructure Subcommittee

Diane Brazil, Chair
Delegate Joseph Boteler
Delegate Eric Bromwell
Frances Craig
Christopher A. Defeo
Glenn Ferenschak
Paul Pudelkewicz
Steve Verch

Neighborhoods and Commerce Subcommittee

Debra Beaty, Chair
Steve Amenta
Frances Craig
Suki Deaver
Jenny King
Senator Kathy Klausmeier
William Libercci
Mark Mohr
Bill Paulshock
Pat Pudelkewicz
Alfred W. Redmer, Jr.

Public and Cultural Resources Subcommittee

Rani Merryman, Chair
Ed Cindric
Frances Craig
Rosemarie Durkin
Glenn Ferenschak
Charles L. Marks
Norma Secoura
Jeffrey W. Smith
Howard Wille

Transportation and Infrastructure Subcommittee

Nate Evans, Chair
Roger Dunn
Jim Durkin
Dennis Eckard
Dee Hodges
Victoria Jenkins”

Councilwoman Bevins seconded the motion and these amendments passed by the following roll call vote:

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

Thereafter, upon motion by Councilman Marks, seconded by Councilman Oliver,

Resolution 13-11, as amended, passed by the following roll call vote:

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

Nay - None

3. Complaint for Condemnation - Pleasant Hills Homeowner's, Inc. - Widening of Dolfield Boulevard

At the direction of the Chairman, the Secretary read this complaint for condemnation with Pleasant Hills Homeowner's Inc., to acquire a parcel of land, located on Dolfield Boulevard, Owings Mills, Maryland 21117, for the widening of Dolfield Boulevard, together with easements. Shirley Murphy appeared. There being no discussion, upon motion by Councilman Oliver seconded by Councilwoman Bevins, this complaint for condemnation was unanimously approved.

4. Complaint for Condemnation -Manuel Noya - Widening of Dolfield Boulevard

At the direction of the Chairman, the Secretary read this complaint for condemnation with Manuel Noya, to acquire a parcel of land, located at 76 Featherbed Lane, Owings Mills, Maryland 21117, for the widening of Dolfield Boulevard, together with easements. Shirley Murphy remained. There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Bevins, this complaint for condemnation was unanimously approved.

5. Res. 15-11- Property Tax Exemption - DAV - Richard H. Plante, Jr.

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Richard H. Plante, Jr. 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 Councilman Marks, this Resolution was unanimously approved.

6. Res. 16-11- Property Tax Exemption - DAV - Nathan Moody

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Nathan D. Moody 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 Councilwoman Bevins, seconded by Councilman Oliver, this Resolution was unanimously approved.

7. Res. 17-11- Redesignating the Perry Hall Boulevard Trail as the Northeast Trail

Community Plan as part of Master Plan 2020

At the direction of the Chairman, the Secretary read this Resolution of the Baltimore County Council redesignating the Perry hall Boulevard Trail as the Northeast Trail. There being no discussion, upon motion by Councilman Marks, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

8. Res. 18-11- Designating the Gunpowder View Trail

At the direction of the Chairman, the Secretary read this Resolution of the Baltimore County Council designating the Gunpowder View Trail as the Northeast Trail. There being no discussion, upon motion by Councilman Marks, seconded by Councilman Quirk, this Resolution was unanimously approved.

9. Res. 19-11 - Adoption of Ruxton - Riderwood-Lake Roland Area Plan as part of Master Plan 2020

At the direction of the Chairman, the Secretary read this resolution of the Baltimore County Council to adopt the Ruxton-Riderwood-Lake Roland Area Plan as part of the Baltimore County Master Plan 2020. Councilwoman Almond moved to amend this Resolution with the following amendments:

1. On page 6, in the first sentence under “Recommendations”, after “Prepare” insert “, in collaboration with property owners and community stakeholders,”
2. On page 9, strike 4 a.i. in its entirety and substitute the following:

“4.

- a. Bare Hills

Support a mix of uses throughout the Bare Hills Village area by facilitating redevelopment through the use of the PUD, Transect and Renaissance redevelopment processes, the possible establishment of a commercial revitalization district and, where appropriate, rezoning parcels which would provide the impetus for revitalizing and upgrading the uses for the Bare Hills area to become a more community-oriented retail, office and residential “village.”

3. On page 12, under paragraph 6., strike a. through d., inclusive, in their entirety and substitute the following:

“a. Evaluate how the County’s Planned Unit Development, Renaissance and Transect Zoning processes can be used to implement the objectives of a Bare Hills Master Plan.

- i. Additionally, interested parties should evaluate the utility and effectiveness of the Transect Map adopted in the County’s 2020 Master Plan as it applies to the Bare Hills

Village area. If the transect zoning designations in the Master Plan 2020 do not adequately facilitate the goals of the future Bare Hills Village Master Plan, consider establishing a new Transect Map as part of the new Bare Hills Village Master Plan, similar to localized Transect Maps for Owings Mills, Middle River and other similarly designated areas within Master Plan 2020.

ii. Work with the Office of Planning to ensure that the entire Bare Hills Village Area is designated as a Community Enhancement Area or other appropriate mechanism in the County Master Plan for higher density commercial and residential development opportunities.

b. Recommend that the County Council add the Bare Hills Village commercial properties to the list of areas that are reviewed by the Design Review Panel. The review criteria should include review of designs that seek to complement the historic characteristics of Bare Hills.

c. Work with stakeholders and the Office of Planning to create design guidelines to retain the historic low scale retail streetscape along the Falls Road corridor with new buildings two to three stories in height with higher density buildings toward the Jones Falls Expressway,

d. Work with stakeholders and the Office of Planning to create signage guidelines that will help facilitate a consistent and attractive look to the area and retain the Falls Road corridor's historic feel. In adopting these guidelines, incorporate measures to discourage incompatible electronic and internally illuminated signs along the Falls Road corridor”.

Councilman Marks seconded the motion and these amendments passed by the following roll call vote:

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

Thereafter, upon motion by Councilwoman Almond, seconded by Councilman Marks, Resolution 19-11, as amended, passed by the following roll call vote:

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

10. Res. 20-11 - Adoption of Greenspring-East Pikesville Community Action Plan
as part of Master Plan 2020

At the direction of the Chairman, the Secretary read this resolution of the Baltimore County Council to adopt the Greenspring-East Pikesville Community Action Plan as part of the Baltimore County Master Plan 2020. Councilwoman Almond moved to amend this Resolution with the following amendments:

On page 6, strike Action 2f and substitute the following:

“Action 2f: As will be discussed further in the section dealing with zoning, it is recommended that large parcels of still undeveloped or institutional land be rezoned to a more appropriate zone in accordance with Section II, B. Actions 2a and 2b.”

Councilman Quirk seconded the motion and these amendments passed by the following roll call vote:

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

Thereafter, upon motion by Councilwoman Almond, seconded by Councilman Quirk, Resolution 20-11, as amended, passed by the following roll call vote:

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

11. Appointment - Board of Appeals - Ms. Wendy Anne Zerwitz

At the direction of the Chairman, the Secretary read this correspondence requesting the appointment of Ms. Wendy Anne Zerwitz to the Baltimore County Board of Appeals for the balance of a three-year term that expires on April 30, 2013. There being no discussion, upon motion by Councilwoman Almond, seconded by Councilman Quirk, this appointment was unanimously approved.

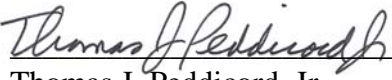
12. Res. 21-11 - Public Disclosure - Darlene C. Ford

At the direction of the Chairman, the Secretary read this resolution concerning the public disclosure of Darlene C. Ford, an employee of the Baltimore County Board of Education. Darlene C. Ford, has applied for a zoning variance to construct an addition on her residence at 4557 Bennerton Drive, Nottingham, Maryland 21236. There being no discussion, upon motion by Councilwoman Bevins, seconded by Councilwoman Almond, this public disclosure was unanimously approved.

13. Res. 22-11 - Review of PUD - Greens at Logan Field - 7th 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 Bevins, the meeting adjourned at 7:15 P.M.


Thomas J. Peddicord, Jr.