

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2011, LEGISLATIVE DAY NO. 03
February 7, 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 led by McKinley Broome with students from Woodholme Elementary. Councilwoman Almond then presented McKinley Broome with a resolution congratulating him on winning the Milken Education Award. There were approximately 50 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 January 18, 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 124-10 and 125-10.

D. INTRODUCTION OF BILLS

BILL 4-11, entitled An Act for the purpose of increasing the monetary fine for violation of the statute prohibiting the possession of a pressurized spray paint can with intent to deface certain property; and generally relating to the penalties for the possession or sale of spray paint cans under certain circumstances.

BILL 5-11, entitled An Act for the purpose of authorizing the establishment of an agricultural resource center in the R.C. 2 zone under certain circumstances; defining a certain term; and generally relating to the establishment of an agricultural resource center.

BILL 6-11, entitled An Act for the purpose of amending certain definitions in order to clarify the applicability of the law to all County and State roadways; adding a definition; and generally relating to the requirements for a permit to solicit donations on lane dividers or roadways or shoulders.

BILL 7-11, entitled An Act for the purpose of establishing a Supplemental Death in Volunteer Service Benefit; providing for the circumstances under which the benefit may be granted; providing that the benefit shall be granted to the surviving spouse or children under certain circumstances; providing for the calculation of the benefit; authorizing the Board of Trustees to make a certain determination; defining a certain term; and generally relating to the establishment of a Supplemental Death in Volunteer Service Benefit.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 1-11, Speed Monitoring System, was called. Councilwoman Almond commented. Councilman Olszewski then moved to amend this Bill with the following amendment:

On page 2, in line 5, after the period insert “THE DEPARTMENT SHALL USE PORTABLE SPEED MONITORING SYSTEMS WHERE FEASIBLE.”

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

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

Councilman Quirk then moved to amend this Bill with the following amendments:

1. On page 1, in the title, strike “requiring the Department to give a certain notice;”
2. On page 2, in line 2, strike “(A)” and strike lines 6 through 12 in their entirety.

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

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

Thereafter, upon motion by Councilman Oliver, seconded by Councilman Quirk, Bill 1-11, as amended, passed by the following roll call vote:

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

Bill 2-11, Baltimore County Pedestrian and Bicycle Advisory Committee, was called. Councilmembers Marks and Olszewski commented. Councilman Marks then moved to amend this Bill with the following amendments:

1. On page 3, in lines 4 and 5, strike "10" and substitute "11"; in line 8, strike "THREE" and substitute "FOUR"
2. On page 3, after line 18, insert the following:

“(C) SUBCOMMITTEES.

THE COMMITTEE, IN CONSULTATION WITH THE COUNTY COUNCIL, MAY APPOINT SUBCOMMITTEES TO ADDRESS AND ADVISE UPON PEDESTRIAN AND BICYCLE ISSUES IN INDIVIDUAL COUNCIL DISTRICTS.”

3. On page 5, strike line 11 and substitute “INCORPORATE LOW-COST IMPROVEMENTS INTO CIP PROJECTS WHERE FEASIBLE AND AFFORDABLE.”
4. On page 5, after line 23, insert the following:

“(8) INVESTIGATE THE AVAILABILITY OF FEDERAL GRANT FUNDS TO FINANCE THE COMMITTEE’S ADMINISTRATIVE COSTS AND TO FINANCE LOW-COST IMPROVEMENTS FOR STREET WIDENING AND RESURFACING PROJECTS THAT BENEFIT PEDESTRIANS AND BICYCLISTS.”

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

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

On page 4, in line 17, after the second comma, insert “WITH PRIMARY EMPHASIS ON AREAS INSIDE THE URBAN RURAL DEMARCATION LINE,”

Councilman Olszewski 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 Marks, Bill 1-11, 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. Addendum #1 to Contract - Rummel, Klepper & Kahl, LLP - On call engineering services for Pumping Stations

An addendum to the contract with Rummel, Klepper & Kahl, LLP to provide additional on-call pumping station engineering services due to the volume of work required to ensure the county's compliance with the consent decree.

2. Contract - Patton Harris Rust/Jason Consultants, Joint Venture - On-call engineering services for force mains, etc.

A contract with Patton Harris Rust/Jason Consultants, Joint Venture, to provide on-call engineering services for the inspection of force mains, gravity sewers and related appurtenances throughout the County.

There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Quirk, 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 January, 2011.

2. Res. 10-11 - Update Baltimore County Substance Abuse Policy (FTA)

At the direction of the Chairman, the Secretary read this resolution to adopt a new substance abuse policy to provide safe, dependable and economical transportation service to County Ride passengers. George Gay appeared. There being no discussion, upon motion by Councilman Oliver seconded by Councilwoman Bevins, this Resolution was unanimously approved.

3. Res. 11-11 - Purchase of easement under the Imminently Threatened Farm Preservation Program

At the direction of the Chairman, the Secretary read this resolution to purchase an easement under the Imminently Threatened Farm Preservation Program. Wally Lippincott appeared. There being no discussion, upon motion by Councilman Oliver seconded by Councilwoman Almond, this Resolution was unanimously approved.

4. Res. 12-11 - Property Tax Exemption - DAV - Earl N. Thomas, Jr.

At the direction of the Chairman, the Secretary read this resolution to approve the refund of certain real property taxes collected from Earl N. Thomas, 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 Olszewski seconded by Councilman Oliver, this Resolution was unanimously approved.


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

This Resolution was for introduction only.

6. Res. 14-11 - Adoption of Balto. Co. Center for MD Agriculture Plan as part of Master Plan 2020

This Resolution was for introduction only.

There being no further business to come before the Council at this time, upon motion by Councilman Oliver, seconded by Councilman Quirk, the meeting adjourned at 7:15 P.M.


Thomas J. Peddicord, Jr.