

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2014, LEGISLATIVE DAY NO. 8
April 21, 2014 6:00 P.M.

A. The meeting was called to order by Chair Bevins at 6:15 P.M. The Chair asked the audience to rise for a moment of silent meditation and the Pledge of Allegiance to the Flag. There were approximately 28 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	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 April 7, 2014 was waived and accepted unanimously by the seven Councilmembers present.

C. ENROLLMENT OF BILLS

There were no Bills for enrollment.

D. INTRODUCTION OF BILLS

BILL 22-14, entitled An Act for the purpose of amending the Manufacturing, Light (M.L.) use regulations in order to permit a service garage use as of right under certain circumstances; and generally relating to the Manufacturing, Light (M.L.) Zone.

BILL 23-14, entitled THE ANNUAL BUDGET AND APPROPRIATION ORDINANCE OF BALTIMORE COUNTY, to adopt the County Budget, consisting of the Current Expense Budget for the fiscal year ending June 30, 2015, the Capital Budget for the fiscal year ending June 30, 2015 and the Capital Improvement Program for the fiscal years ending June 30, 2016, June 30, 2017, June 30, 2018, June 30, 2019 and June 30, 2020; and to appropriate funds for all program expenditures for the fiscal year beginning July 1, 2014 and ending June 30, 2015 as hereinafter indicated.

BILL 24-14, entitled An Act for the purpose of levying and imposing a property tax for the use of Baltimore County for the taxable year beginning July 1, 2014 and ending on the thirtieth day of June following; fixing the rate of county taxation for such taxable year; fixing the rate to be charged when property taxes are paid on a semi-annual basis; and generally relating to the property tax.

BILL 25-14, entitled An Act for the purpose of providing that Pay Schedule IV members hired after July 1, 2014 shall contribute 10% of earnable compensation to the Retirement System; making certain stylistic changes; and generally relating to the contributions of certain members of the Retirement System.

BILL 26-14, entitled An Act for the purpose of authorizing and empowering Baltimore County,

Maryland to borrow money in a principal amount not exceeding \$11,930,000 for refuse disposal projects, to be undertaken and to provide that the full amount of such borrowing shall be submitted to a referendum of the registered voters of Baltimore County for their approval or rejection, pursuant to Section 718 and Section 705(a) of the Baltimore County Charter.

BILL 27-14, entitled An Act for the purpose of authorizing and empowering Baltimore County, Maryland to borrow money in a principal amount not exceeding \$15,000,000 for the purpose of community college projects to be undertaken and to provide that the full amount of such borrowing shall be submitted to a referendum of the registered voters of Baltimore County for their approval or rejection, pursuant to Section 718 and Section 705(a) of the Baltimore County Charter.

BILL 28-14, entitled An Act for the purpose of authorizing and empowering Baltimore County, Maryland to borrow money in a principal amount not exceeding \$46,370,000 for public works purposes, for the class of projects which includes, among other things, streets and highways, bridges and storm drainage systems, to be undertaken and to provide that the full amount of such borrowing shall be submitted to a referendum of the registered voters of Baltimore County for their approval or rejection, pursuant to Section 718 and Section 705(a) of the Baltimore County Charter.

BILL 29-14, entitled An Act for the purpose of authorizing and empowering Baltimore County, Maryland to borrow money in a principal amount not exceeding \$28,500,000 for public operational buildings, including, but not limited to general, health, police, fire, recreation, library, senior center and jail buildings or facilities and necessary or desirable equipment to be undertaken and to provide that the full amount of such borrowing shall be submitted to a referendum of the registered voters of Baltimore County for their approval or rejection, pursuant to Section 718 and Section 705(a) of the Baltimore County Charter.

BILL 30-14, entitled An Act for the purpose of authorizing and empowering Baltimore County, Maryland to borrow money in a principal amount not exceeding \$4,000,000 for the purpose of parks, preservation and greenways projects to be undertaken and to provide that the full amount of such borrowing shall be submitted to a referendum of the registered voters of Baltimore County for their approval or rejection, pursuant to Section 718 and Section 705(a) of the Baltimore County Charter.

BILL 31-14, entitled An Act for the purpose of authorizing and empowering Baltimore County, Maryland to borrow money in a principal amount not exceeding \$157,899,000 for public school buildings, buildings for school purposes, buildings to support school operations and site projects to be undertaken and to provide that the full amount of such borrowing shall be submitted to a referendum of the registered voters of Baltimore County for their approval or rejection, pursuant to Section 718 and Section 705(a) of the Baltimore County Charter.

BILL 32-14, entitled An Act for the purpose of authorizing and empowering Baltimore County, Maryland to borrow money in a principal amount not exceeding \$2,000,000 for land preservation to be undertaken and to provide that the full amount of such borrowing shall be submitted to a referendum of the registered voters of Baltimore County for their approval or rejection, pursuant to Section 718 and Section 705(a) of the Baltimore County Charter.

BILL 33-14, entitled An Act for the purpose of authorizing and empowering Baltimore County, Maryland to borrow money in a principal amount not exceeding \$10,000,000 for community

improvement projects to be undertaken and to provide that the full amount of such borrowing shall be submitted to a referendum of the registered voters of Baltimore County for their approval or rejection, pursuant to Section 718 and Section 705(a) of the Baltimore County Charter.

BILL 34-14, entitled An Act for the purpose of authorizing and empowering Baltimore County, Maryland to borrow money in a principal amount not exceeding \$2,000,000 for waterway improvement projects to be undertaken and to provide that the full amount of such borrowing shall be submitted to a referendum of the registered voters of Baltimore County for their approval or rejection, pursuant to Section 718 and Section 705(a) of the Baltimore County Charter.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 12-14, Community Reforestation Program, was called. Vince Gardina appeared. There being no further discussion, this Bill was passed by the following roll call vote:

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

Nay - None

Bill 13-14, Coastal Communities Initiative, was called. Dave Thomas appeared. Councilman Olszewski questions Mr. Thomas. There being no further 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 Chair stated that the Council would now consider Fiscal Matters. Extensive testimony on each item was taken at the Council's work session on April 15, 2014. 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. Chair Bevins then called upon the Secretary to read the cover letters for Fiscal Matters 1 through 4.

1. Contract - Drug Store Pharmacy and Surgicals, LLC

A contract between Drug Store Pharmacy and Surgicals, LLC and Baltimore County to provide for the preparation and purchase of medically prescribed drugs/treatments, dressings, syringes, bed pans, incontinence supplies, prosthetic devices.

2. Contract - Mar-Len Environmental, Inc.

A contract between Mar-Len Environmental, Inc and Baltimore County, to provide services of a professional licensed Forester to help implement its Forest Sustainability Program.

3. Contracts (2) - Overhead Door Services - OBF

Two contracts to provide overhead door services for various County-owned and/or operated buildings.

4. Contracts (2)- Medically monitored intensive inpatient substance abuse treatment & detoxification service - HHS

Two Contract amendments with Baltimore County, Maryland, to increase the total compensation of these two Contracts.

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 March, 2014.

2. Res. 26-14 - Amendment to the Baltimore County Water & Sewer Plan - Oheb Shalom/Dyer Properties

At the direction of the Chair, the Secretary read this Resolution to amend the Baltimore County Water Supply & Sewerage Plan. Councilman Oliver commented. There being no further discussion, upon motion by Councilman Olszewski, seconded by Councilman Quirk, this Resolution was unanimously approved.

3. Res. 27-14 - Approval of grant application - Dundalk Renaissance Corporation

At the direction of the Chair, the Secretary read this Resolution to approve the application by the Dundalk Renaissance Corporation for a grant for the Dundalk Sustainable Initiative. Councilman Marks commented. Andrea Van Arsdale appeared. There being no further discussion, upon motion by Councilman Quirk, seconded by Councilman Marks, this Resolution was approved. Councilman Olszewski abstained.

4. Res. 28-14 - PILOT - Chapel Springs, LP - 9630 Deitz Avenue

At the direction of the Chair, the Secretary read this Resolution to authorize the County Executive or other authorized administrative individual to enter into a written agreement on behalf of the County with Chapel Springs, LP for the payment of stipulated amounts in lieu of regular real property taxes in order to facilitate the development of an elderly housing project to benefit elderly persons in Baltimore County. Councilman Marks commented. Andrea Van Arsdale appeared. There being no further discussion, upon motion by Councilman Quirk, seconded by Councilman Marks, this Resolution was unanimously approved.

5. Res. 29-14 - Endorsement of Application - Chapel Springs, LP

At the direction of the Chair, the Secretary read this Resolution approving the development of housing in Perry Hall, Baltimore County, Maryland, to be financed either directly by the Department of Housing and Community Development of the State of Maryland or through the Department's Community Development Administration. Andrea Van Arsdale appeared. There being no further discussion, upon motion by Councilman Marks, seconded by Councilman Olszewski, this Resolution was unanimously approved.

6. Res. 30-14 - Approval of HOME loan - Chapel Springs, LP - 9630 Deitz Place

At the direction of the Chair, the Secretary read this Resolution approving the a loan to Chapel Springs, LP to assist in the financing of the acquisition of certain real property and construction of rental housing thereon for seniors in Perry Hall, Baltimore County, Maryland. Andrea Van Arsdale appeared. Councilman Marks moved to amend this Resolution with the following amendment:

On page 2, in the fourth line from the bottom, strike "an equal monthly basis" and substitute " a semi-annual basis from surplus cash"

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

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

Nay - None

Thereafter, upon motion by Councilman Quirk, seconded by Councilman Huff, Resolution 30-14, as a amended, passed by the following roll call vote:

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

Nay - None

7. Res. 31-14 - PILOT - Hollins Station Limited Partnership - 4374 Hollins Ferry Road

At the direction of the Chair, the Secretary read this Resolution to authorize the County Executive or other authorized administrative official to enter into a written agreement on behalf of the County with Hollins Station Limited Partnership for the payment of stipulated amounts in lieu of regular real property taxes in order to facilitate the development of a rental housing project to benefit families in Baltimore County. Councilman Quirk commented. Andrea Van Arsdale appeared. There being no further discussion, upon motion by Councilman Quirk, seconded by Councilman Oliver, this Resolution was unanimously approved.

8. Res. 32-14 -Endorsement of Application - Hollins Station Limited Partnership

At the direction of the Chair, the Secretary read this Resolution for approving the development of housing in Landsdowne, Baltimore County, Maryland, to be financed either directly by the Department of Housing and Community Development of the State of Maryland or through the Department's Community Development Administration. Andrea Van Arsdale appeared. There being no further discussion, upon motion by Councilman Quirk, seconded by Councilwoman Almond, this Resolution was unanimously approved.

9. Res. 33-14 -Approval of HOME loan - Hollins Station Limited Partnership - 4374 Hollins Ferry Road

At the direction of the Chair, the Secretary read this Resolution approving a loan to the Hollins Station Limited Partnership to assist the financing of the acquisition of certain real property in Landsdowne, Baltimore County, Maryland and construction thereon of rental housing for low income households. Andrea Van Arsdale appeared. There being no further discussion, upon motion by Councilman Quirk, seconded by Councilman Olszewski, this Resolution was unanimously approved.

10. Res. 34-14 -Planning Board - Commercial Revitalization Districts - Basic Services Maps

At the direction of the Chair, the Secretary read this Resolution requesting the Planning Board to study and recommend any changes to the development policies, provisions, and laws, pertaining to the Basic Services Maps, as they relate to Commercial Revitalization Districts in order to foster development and re-development potential in those districts. Councilman Quirk and Councilman Olszewski commented. There being no further discussion, upon motion by Councilman Huff, seconded by Councilman Olszewski, this Resolution was unanimously approved.

11. Res. 36-14 -Property Tax Exemption - BLIND - Ann R. McFadden

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Ann R. McFadden who is entitled to an exemption from real property taxes by reason of the exemption afforded to blind persons under State law. There being no discussion, upon motion by Councilman Huff, seconded by Councilwoman Almond, this Resolution was unanimously approved.

12. Res. 37-14 -Property Tax Exemption - DAV - Frederick W. Porcella

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Frederick W. Porcella who is entitled to an exemption from real property taxes by reason of the exemption afforded to disabled veterans under State law. There being no discussion, upon motion by Councilman Marks, seconded by Councilman Oliver, this Resolution was unanimously approved.

13. Res. 38-14 -Property Tax Exemption - DAV - Clifford Thompson

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Clifford Thompson who is entitled to an exemption from 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 Olszewski, this Resolution was unanimously approved.

14. Res. 39-14 -Property Tax Exemption - DAV - Floyd G. Modispaw

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Floyd G. Modispaw who is entitled to an exemption from 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 Councilwoman Almond, this Resolution was unanimously approved.

15. Res. 40-15 - Review of PUD - DMS Development, LLC

This Resolution was for intro only.

16. Reappointment - Baltimore County Board of Appeals - David L. Thurston

At the direction of the Chair, the Secretary read this correspondence from Councilwoman Cathy Bevins requesting the re-appointment of David L. Thurston to the Baltimore County Board of Appeals for an additional three year- term that expires on April 30, 2017. There being no discussion, upon motion by Councilwoman Bevins, seconded by Councilman Quirk, this Resolution was unanimously approved.

There being no further business to come before the Council at this time, upon motion by Councilman Olszewski, seconded by Councilman Huff, the meeting was adjourned at 6:35 P.M.

Thomas J. Peddicord, Jr.