

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2015, LEGISLATIVE DAY NO. 20
December 7, 2015 6:00 P.M.

A. The meeting was called to order by Chair Bevins at 6:04 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
JULIAN E. JONES, JR.	FOURTH DISTRICT
DAVID MARKS	FIFTH DISTRICT
CATHY BEVINS	SIXTH DISTRICT
TODD K. CRANDELL	SEVENTH DISTRICT

Councilman Kach was absent the entire meeting.

B. APPROVAL OF JOURNAL

Upon motion by Councilman Jones, seconded by Councilman Quirk, the reading of the Journal Entries for the meeting of November 16, 2015 was waived and accepted unanimously by the six Councilmembers present.

C. ENROLLMENT OF BILLS

The Chair stated that the following Bills were passed by the County Council and signed by the County Executive. She certified and delivered to the Secretary, Bills 80-15, 82-15, 83-15 and 84-15 Resolution 85-15 was also enrolled but returned unsigned by the Executive.

D. INTRODUCTION OF BILLS

There were no Bills for introduction.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 86-15, Manufacturing, Heavy (M.H.) Zone Use Regulations, was called. Councilman Crandell commented then moved to amend this Bill with the following amendments:

1. On page 3, after line 23, insert the following:

“F. PUBLIC OPEN SPACE. THE ENTITY THAT HAS COMMON OWNERSHIP OR CONTROL OF ANY TRACT TO WHICH THIS SECTION APPLIES SHALL PROVIDE OPEN SPACE OR PAY A FEE IN LIEU OF PROVIDING OPEN SPACE AS FOLLOWS:

1. OPEN SPACE WITHIN THE SUBJECT TRACT.

A. FOR EVERY 10,000 SQUARE FEET OF GROSS FLOOR AREA OF A USE PERMITTED IN THE B.M. ZONE BUT NOT PERMITTED IN THE M.H. OR M.L. ZONE, THE OWNER OR CONTROLLING ENTITY SHALL PROPOSE ONE-HALF ACRE OF LAND ON THE TRACT TO BE RESERVED AS PUBLIC OPEN SPACE. THE DEPARTMENTS OF RECREATION AND PARKS, ENVIRONMENTAL PROTECTION AND SUSTAINABILITY, PERMITS, APPROVALS AND INSPECTIONS, AND THE MARYLAND DEPARTMENT OF THE ENVIRONMENT SHALL DETERMINE THE SUITABILITY OF THE PROPOSED OPEN SPACE.

- B. THE RESERVATION OF OPEN SPACE SHALL BE MADE IN WRITING AND BE PROVIDED TO AND ACCEPTED BY THE DEPARTMENT OF PERMITS, APPROVALS, AND INSPECTIONS PRIOR TO THE ISSUANCE OF A USE AND OCCUPANCY PERMIT.
 - C. THE OWNER OR CONTROLLING ENTITY MAY ELECT TO RETAIN IN FEE AND MAINTAIN THE RESERVED OPEN SPACE ON THE TRACT OR CONVEY THE OPEN SPACE IN FEE TO THE COUNTY.
2. PAYMENT OF A FEE IN LIEU OF OPEN SPACE.
- A. IF DETERMINED THAT THE PROPOSED OPEN SPACE IS NOT SUITABLE UNDER PARAGRAPH F.1.A, THE COUNTY SHALL ACCEPT A FEE IN LIEU OF PROVIDING THE PROPOSED OPEN SPACE, OR A COMBINATION OF A PORTION OF THE PROPOSED OPEN SPACE AND A FEE PAYMENT.
 - B. THE FEE SHALL BE CALCULATED AT A RATE OF \$10,000 FOR EVERY 10,000 SQUARE FEET OF GROSS FLOOR AREA. THE FUNDS SHALL BE UTILIZED WITHIN A 15 MILE RADIUS IN THE SAME COUNCILMANIC DISTRICT AS THE TRACT FOR THE ACQUISITION OF OPEN SPACE LAND OR THE CONSTRUCTION OR INSTALLATION OF RECREATIONAL IMPROVEMENTS ON COUNTY-OWNED LAND. ”

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

Aye - Quirk, Almond, Jones, Marks, Bevins, Crandell
 Nay - None
 Absent - Kach

Thereafter, upon motion by Councilman Crandell, seconded by Councilwoman Bevins, Bill 86-15, as amended, passed by the following roll call vote:

Aye - Quirk, Almond, Jones, Marks, Bevins, Crandell
 Nay - None
 Absent - Kach

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 December 1, 2015 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 letter for Fiscal Matters 1, 2 and 4. The Council deferred the consideration of Fiscal Matter 3 to a later date.

1. Amendment to Contract - Arc Environmental, Inc. - Lead Safe Baltimore County Program - Planning

An amendment to the contract with Arc Environmental, Inc., to increase the contract amount, and will add language to the scope of work to accommodate testing for the Single Family Rehab program. The contract will continue to provide lead risk assessments for the departments Lead Safe Baltimore County program.

2. Contract - Sterling Corporation d/b/a Sterling Helicopter - maintenance services - BCPD aircrafts - Police

A contract with Sterling Corporation, d/b/a Sterling Helicopter, to perform all maintenance services and deliver all goods for the Baltimore County Police Department’s aircrafts. The contract shall provide all labor and parts necessary to perform regular and emergency maintenance and avionics repair as needed.

3. Contract - EDSA, Inc. - Redesign of Patriot Plaza - OBF

This Fiscal Matter was deferred.

4. Contract - Burdette, Koehler, Murphy & Associates, Inc. - Mechanical & electrical engineering services-OBF

A contract with Burdette, Koehler, Murphy & Associates, Inc., to furnish professional mechanical and electrical engineering services to provide consultation, reports, feasibility studies, sketches, renderings, schematic design, design development, contract documents, cost estimates, construction administration and other assistance on various projects on County buildings.

There being no discussion, upon motion by Councilwoman Almond, seconded by Councilman Quirk, Fiscal Matters 1, 2 and 4 were unanimously approved by the six Councilmembers present.

G. MISCELLANEOUS BUSINESS

1. Correspondence - Non-Competitive Awards

At the direction of the Chair, the Secretary read the correspondence from the Office of Budget and Finance listing the non-competitive awards made during October, 2015.

2. Res. 99-15 - Planned Unit Development - McDaniel/Strawbridge Commons -Joppa-Chapel Investments, LLC

This Resolution was withdrawn prior to the meeting.

3. Res. 102-15 - Approval of application -Community Legacy Project-Winters Lane Housing Rehab. Project

At the direction of the Chair, the Secretary read this Resolution to approve the application and receipt of financing for a Community Legacy Project, the Winters Lane Housing Rehabilitation Project (the "Project") further described in the Community Legacy Application (the "Application"), to be financed either directly by the Department of Housing and Community Development (the "Department") of the State of Maryland or through other departments or agencies of the State of Maryland. Andrea Van Arsdale appeared. Councilman Quirk commented. There being no further discussion, upon motion by Councilman Quirk, seconded by Councilman Kach, this Resolution was unanimously approved by the six Councilmembers present.

4. Res. 103-15 - Residential Permit Parking Area - Windwood and Locustvale Roads

This Resolution was withdrawn prior to the meeting.

5. Res. 104-15 - Property Tax Exemption - DAV - William M. Horne

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from William M. Horne, 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 Jones, seconded by Councilman Quirk, this Resolution was unanimously approved by the six Councilmembers present.

6. Res. 105-15 - Property Tax Exemption - DAV - Raymond White

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Raymond White, 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 Quirk, seconded by Councilman Crandell, this Resolution was unanimously approved by the six Councilmembers present.

7. Res. 106-15 - Property Tax Exemption - BLIND - Debra A. Fox

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Debra A. Fox, who is entitled to a partial exemption from State and County real property taxes by reason of the exemption afforded to blind persons under State law. There being no discussion, upon motion by Councilwoman Bevins, seconded by Councilman Jones, this Resolution was unanimously approved by the six Councilmembers present.

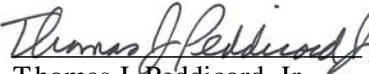
8. Res. 107-15 - Approval of purchase of (4) Agricultural Easements - Maryland Agricultural Land Preservation Foundation

This Resolution was for introduction only.

9. Res. 108-15 - Support of conditional loan - MD Dept. of Bus. & Economic Development - Clampett Industries d/b/a EMG

This Resolution was for introduction only.

There being no further business to come before the Council at this time, upon motion by Councilman Crandell, seconded by Councilman Jones, the meeting adjourned at 6:15 P.M.


Thomas J. Peddicord, Jr.