

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2015, LEGISLATIVE DAY NO. 8
April 20, 2015 6:00 P.M.

A. The meeting was called to order by Chair Bevins at 6:11 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 100 persons in attendance and the following Councilmembers were present:

VICKI ALMOND	SECOND DISTRICT
WADE KACH	THIRD DISTRICT
JULIAN E. JONES, JR.	FOURTH DISTRICT
DAVID MARKS	FIFTH DISTRICT
CATHY BEVINS	SIXTH DISTRICT
TODD K. CRANDELL	SEVENTH DISTRICT

Councilman Quirk was absent the entire meeting.

B. APPROVAL OF JOURNAL

Upon motion by Councilwoman Almond, seconded by Councilman Jones, the reading of the Journal Entries for the meeting of April 6, 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 18-15, 19-15 and 20-15.

D. INTRODUCTION OF BILLS

Bill 31-15, entitled An Act for the purpose of amending the 2014-2015 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from federal funds made available to the County through the Federal Emergency Management Agency through the Maryland Emergency Management Agency (MEMA) for the Hazard Mitigation Grant Program (HMGP) and non-federal funds made available by five (5) homeowners (Homeowners).

Bill 32-15, 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, 2014, the Capital Budget for the fiscal year ending June 30, 2014 and the Capital Improvement Program for the fiscal years ending June 30, 2015, June 30, 2016, June 30, 2017, June 30, 2018 and June 30, 2019; and to appropriate funds for all expenditures for the fiscal year beginning July 1, 2013 and ending June 30, 2014 as hereinafter indicated.

Bill 33-15, entitled An Act for the purpose of providing for certain changes to the Baltimore County Code and Baltimore County Classification and Compensation Plans by amending certain Pay Schedules; adding certain new class titles, codes and grades; changing certain job classifications, class titles, codes and grades; abolishing a certain job classification, code and grade; amending certain personnel rules and regulations; providing for the effective date of this Act; altering certain salaries; and generally relating to the governance and compensation of the personnel of Baltimore County Government.

Bill 34-15, entitled An Act for the purpose of levying and imposing a property tax for the use of Baltimore County for taxable year beginning July 1, 2015 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 35-15, entitled An Act for the purpose of defining a scrap metal processing facility; permitting a scrap metal processing facility by right in the County's M.H. Zones, subject to certain conditions; and generally relating to the regulation of a scrap metal processing facility.

Bill 36-15, entitled An Act the purpose of amending the Table of Sign Regulations for Permanent Signs in the Zoning Regulations to establish a new category of Identification signage for private colleges; and generally relating to the Table of Sign Regulations for Permanent Signs.

Bill 37-15, entitled An Act for the purpose of defining a health care and surgery center; permitting a health care and surgery center in the OR-2 and B.M. Zones as a matter of right subject to certain requirements; permitting certain accessory commercial uses in the OR-2 Zone; specifying the permitted square footage of certain accessory commercial uses; exempting a health care and surgery center from open space requirements; providing that the performance standards for office buildings apply to a health care and surgery center; providing the off-street parking requirements for a health care and surgery center; exempting a health care and surgery center from basic services mapping standards; clarifying language; and generally relating to a health care and surgery center and related accessory uses.

Bill 38-15, entitled An Act for the purpose of providing an exception to the huckster and peddler licensure requirement; altering the time frames during which the selling of goods or services is permitted by licensed persons to the occupants of certain residential properties; and generally relating to door-to-door soliciting.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 22-15, This Bill was withdrawn prior to the meeting.

Bill 23-15, CEB - MIEMSS AED Matching Grant, was called. Chief Hohman appeared. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Almond, this Bill passed by the following roll call vote:

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

Bill 24-15, CEB - SAFER Grant Award, was called. Chief Hohman remained. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Almond, this Bill passed by the following roll call vote:

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

Bill 25-15, Baltimore County Zoning Regulations - Signs, was called. Councilwoman Almond commented then moved to amend this Bill with the following amendments:

On page 2, in column III "Zone or Use", in line 3, after "ZONE", insert "IN THE PIKESVILLE COMMERCIAL REVITALIZATION DISTRICT", and in column VII "Height", in line 1, strike "25" and substitute "20", and in column IX "Additional Limitations", in line 18, after "PERMITTED", strike "; SIGN MAY NOT FACE A PROPERTY THAT IS BOTH RESIDENTIALLY ZONED AND RESIDENTIALLY USED".

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

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

Thereafter, upon motion by Councilman Jones, seconded by Councilman Kach, Bill 25-15, as amended, passed by the following roll call vote:

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

Bill 26-15, R.C.2 (Agricultural) Zone Use Regulations, was called. Councilwoman Bevins commented. Councilman Marks then moved to amend this Bill with the following amendments:

1. On page 3, in line 4, after “COMMUNITY BUILDING”, insert “OWNED BY A NON-PROFIT CIVIC OR IMPROVEMENT ASSOCIATION AND USED BY ITS MEMBERS AND GUESTS FOR RECREATIONAL, SOCIAL, EDUCATIONAL, CULTURAL, OR OTHER NON-COMMERCIAL ACTIVITIES”.
2. On page 7, in line 2, after “enactment”, insert “and shall apply to an existing structure located within the geographic boundary of a non-profit civic or improvement association, or as a replacement in the same footprint of said structure, as of the effective date of this Act”.

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

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

Thereafter, upon motion by Councilman Marks, seconded by Councilwoman Almond, Bill 26-15, as amended, passed by the following roll call vote:

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

Bill 27-15, Mobile Homes, was called. Councilwoman Bevins commented. Councilman Kach then moved to amend this Bill with the following amendments:

1. On page 9, in line 5, after “MOBILE HOME”, strike “PARKS IN AN I.M. DISTRICT, ONLY AS AN ADDITION”, and substitute “PARK ADDITION, ONLY IN AN I.M. DISTRICT AND CONTIGUOUS”, and in line 6, after “(SEE”, strike “SECTION 414.” and substitute “SECTIONS 414.2 - 414.7”.

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

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

Thereafter, upon motion by Councilman Marks, seconded by Councilman Crandell, Bill 27-15, as amended, passed by the following roll call vote:

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

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 14, 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 letters for Fiscal Matters 1 through 3.

1. Contract - Alexander Cater d/b/a Catering Landscapes - Snow removal and salt application services - PW

A contract with Alexander Cater d/b/a/ Catering Landscape, to provide snow removal and salt application services.

2. Contract of Sale - Caves Valleys Partners Acquisitions, LLC - Sale of County-owned property - Towson -Susquehanna Ave. cul-de-sac - Real Estate

A contract of sale with Caves Valley Partners Acquisitions, LLC, for the sale of County-owned property, located at the Northwest corner of York Road and Towsontown Boulevard - the Susquehanna Avenue cul de sac, in Towson, Maryland 21204, to dispose of property no longer needed for public use.

3. Contracts - (3) - Acquisition of 3 parcels - Interchange project at Dolfield Boulevard - Real Estate

Three contracts to acquire three parcels of land, to be used as the County's contribution for State of Maryland's Interchange project at Dolfield Road and I-795. The three parcels of land are located in the Owings Mills area of Baltimore County, Maryland.

There being no discussion, upon motion by Councilman Marks, seconded by Councilman Crandell, Fiscal Matters 1 through 3 were unanimously approved by the six councilmembers present.

G. MISCELLANEOUS BUSINESS

1. Res. 23-15 - Arbutus Commercial Revitalization District

At the direction of the Chair, the Secretary read this Resolution of the Baltimore County Council for the purpose of amending the boundaries of the Arbutus Commercial Revitalization District. Councilman Jones commented. There being no further discussion, upon motion by Councilwoman Almond, seconded by Councilman Crandell, this Resolution was unanimously approved by the six councilmembers present.

2. Res. 24-15 - Revenue Bonds - Oak Crest Village, Inc.

At the direction of the Chair, the Secretary read this Resolution authorizing the issuance and sale by Baltimore County, Maryland, pursuant to and in accordance with the Maryland Economic Development Revenue Bond Act, Sections 12-101 through 12-118, inclusive, of the Economic Development Article of the Annotated Code of Maryland, as amended, of its economic development revenue bonds, at one time or from time to time and in one or more issues or series, taxable or tax-exempt, as limited obligations and not upon its faith and credit, or pledge of its taxing power, in an aggregate principal amount not to exceed \$30,000,000, and to loan the proceeds from the sale of such bonds to Oak Crest Village, Inc., a not-for-profit corporation organized under the laws of the State of Maryland (the "Facility Applicant"), for the purpose of (I) financing and refinancing the costs of the acquisition by the Facility Applicant of certain facilities, including renovations and improvements to

existing facilities and the construction of new facilities, within the meaning of such Act, located on the existing campus of Oak Crest Village in Parkville, Baltimore County, Maryland, (ii) funding a debt service reserve fund for the bonds, and (iii) paying capitalized interest on the bonds, the costs of issuance and other costs related to the transaction described herein; authorizing the County Executive to specify, prescribe, determine, provide for, approve, execute and deliver any and all matters, details, forms, documents or procedures necessary or appropriate to effectuate the authorization, sale, security, issuance, delivery and payment of and for such bonds and the lending of the proceeds thereof; reserving certain rights in the County; and generally providing for and determining various matters in connection with such bonds and the lending of the proceeds thereof. Will Anderson appeared. Councilman Marks commented. There being no further discussion, upon motion by Councilman Quirk, seconded by Councilwoman Bevins, this Resolution was unanimously approved by the six councilmembers present.

3. Res. 25-15 - Adoption of the Baltimore County Multi-Hazard Mitigation Plan

At the direction of the Chair, the Secretary read this Resolution to adopt the Baltimore County Multi-Hazard Mitigation Plan. Donna Morrison appeared. There being no discussion, upon motion by Councilman Jones, seconded by Councilwoman Almond, this Resolution was unanimously approved by the six councilmembers present.

4. Res. 26-15 - Property Tax Exemption - BLIND - Joseph D. Trinite, Sr.

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Joseph D. Trinite, Sr., 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 Almond, seconded by Councilwoman Bevins, this Resolution was unanimously approved by the six councilmembers present.

5. Res. 27-15 - Property Tax Exemption - DAV - Mark A. Whitehead

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Mark A. Whitehead, 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 Councilwoman Bevins, this Resolution was unanimously approved by the six councilmembers present.

6. Res. 28-15 - Property Tax Exemption - DAV - Charles P. Williams

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Charles P. Williams, 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 Councilwoman Bevins, this Resolution was unanimously approved by the six councilmembers present.

7. Res. 29-15 - Property Tax Exemption - DAV - James M. Hessler

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from James M. Hessler, 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 Crandell, seconded by Councilwoman Bevins, this Resolution was unanimously approved by the six councilmembers present.

8. Res. 30-15 - Property Tax Exemption - DAV - Harry L. White

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Harry L. White, who is entitled to an exemption from real property taxes by reason of the exemption afforded to disabled veterans under State law. Councilman Jones commented. There being no further discussion, upon motion by Councilman Jones, seconded by Councilwoman Bevins, this Resolution was unanimously approved by the six councilmembers present.

9. Res. 31-15 - Property Tax Exemption - DAV - Charles L. Stauffer

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Charles L. Stauffer, 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 Councilwoman Bevins, this Resolution was unanimously approved by the six councilmembers present.

10. Res. 32-15 - Rural Legacy Area Applications - (5)

This Resolution was for introduction only.

There being no further business to come before the Council at this time, upon motion by Councilwoman Almond, seconded by Councilman Jones, the meeting adjourned at 6:32 P.M.


Thomas J. Peddicord, Jr.