

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2015, LEGISLATIVE DAY NO. 13
August 3, 2015 6:00 P.M.

A. The meeting was called to order by Chair Bevins at 6:05 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 40 persons in attendance and the following Councilmembers were present:

TOM QUIRK	FIRST DISTRICT
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

B. APPROVAL OF JOURNAL

Upon motion by Councilwoman Quirk, seconded by Councilman Jones, the reading of the Journal Entries for the meeting of July 6, 2015 was waived and accepted unanimously.

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 47-15, 48-15, 49-15 and 50-15.

D. INTRODUCTION OF BILLS

Bill 55-15, entitled An Act for the purpose of increasing the limits of liability under the Local Government Tort Claims Act as required by Chapter 131 of the Laws of Maryland of 2015; providing for the effective date of this Act; providing for the application of this Act; and generally relating to the limits of liability under the Local Government Tort Claims Act.

Bill 56-15, entitled An Act for the purpose of amending the 2016 Capital Budget, by appropriating to the Capital Budget monies derived from grant funds and made available to the County from the Maryland State Department of Education.

Bill 57-15, entitled An Act for the purpose of amending the 2015-2016 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 Centers for Disease Control and Prevention.

Bill 58-15, entitled An Act for the purpose of defining certain terms; prohibiting unruly social gatherings at a residence or other private property; describing the nature of the violation as a civil offense and providing for certain exclusions; providing for the issuance of a civil citation for a violation and the manner of service; providing for certain penalties for a violation and subsequent violations; providing for enforcement by the Chief of Police; and generally relating to unruly social gatherings.

Bill 59-15, entitled An Act for the purpose of authorizing the Director of Recreation and Parks to exclude a person from a park for certain violations; specifying the persons who may issue a notice of exclusion, the period of exclusion, and the contents of the notice; authorizing a person to appeal a notice of exclusion; prohibiting a person from entering a park during the period of exclusion; providing penalties; and generally relating to the authority of the Director to exclude a person from a park for certain violations.

Bill 60-15, entitled An Act for the purpose of increasing the annual limit on the amount of tax credits that may be granted for energy conservation devices; and generally relating to the Property Tax Credit for Energy Conservation Devices program..

Bill 61-15, entitled An Act for the purpose of permitting State-licensed medical cannabis growing, processing, and distribution facilities in certain zones under certain conditions; defining terms; providing certain limitations and conditions on the location of facilities; and generally relating to the location of State-licensed medical cannabis facilities.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 51-15, Chesapeake Bay Critical Area Maps, was called. Vince Gardina appeared. Councilman Marks commented. There being no further discussion, this Bill passed by the following roll call vote:

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

Bill 52-15, Distribution of Tobacco Products to Minors - Revisions, was called. Della Leister appeared. Councilman Kach moved to amend this Bill with the following amendments:

1. On page 1, in the third and fourth lines of the function paragraph, strike “repealing the calendar year limitation on enforcement;”.
2. On page 2, in line 7, strike the closing bracket after “year” and replace it after “title”; and in line 14, after “TITLE” insert “IN ANY CALENDAR YEAR”; and in line 20, strike the opening and closing brackets around “in any calendar year”.

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

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

Thereafter, upon motion by Councilwoman Bevins, seconded by Councilman Kach, Bill 52-15, as amended, passed by the following roll call vote:

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

Bill 53-15, Zoning Regulations - Regional Outlet Shopping Center, was called. Councilmembers Bevins and Quirk commented. There being no discussion, this Bill passed by the following roll call vote:

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

Bill 54-15, Planned Unit Development, was called. Councilmembers Jones, Kach, Bevins, Quirk and Crandell commented. Councilman Jones then moved to amend this Bill with the following amendments:

On page 2, in line 18, strike “NON-PROFIT ENTITY,” and strike lines 19 through 22, and substitute the following:

“SCHOOL OR SCHOOL PROGRAM, A PARENT-TEACHER ASSOCIATION, A SENIOR CENTER, OR A RECREATION COUNCIL THAT SERVES THE RESIDENTS OF THE PLANNED UNIT DEVELOPMENT.”

Councilwoman Almond seconded the motion and this amendment passed by the following roll call vote:

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

Thereafter, upon motion by Councilman Jones, seconded by Councilwoman Almond, Bill 54-15, as amended, passed by the following roll call vote:

Aye - Quirk, Almond, Kach, Jones, Marks, Bevins, Crandell
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 July 28, 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 2 through 7. Fiscal Matter 1 was withdrawn prior to the meeting.

1. Contract - University of Maryland St. Joseph Medical Center, LLC - Advanced Life Support Training Program - Fire

This Fiscal Matter was withdrawn prior to the meeting.

2. Contract - Med3000, Inc. - Billing - Emergency Medical Transport - Fire

A contract with Med3000, Inc., to provide the billing for emergency medical transport and associates services.

3. High-Tek Summit Window Cleaning, Inc. - Window Washing Services - OBF

A contract with High-Tek Summit Window Cleaning, Inc., to provide all labor, equipment, tools, cleaning supplies, materials and qualified supervision necessary to provide window washing services at various County-owned and/or operated buildings.

4. Contract - Sage Policy Group, Inc. - Consulting Services - Planning

A contract with Sage Policy Group, Inc., to provide consulting services needed to analyze the best methodology of projecting enrollment for the next 10 years for Baltimore County Public Schools.

5. Contracts - (4) - On-Call Stormwater Engineering Services - Public Works

Four contracts to provide on-call stormwater engineering services/NPDES and TMDL related design services.

6. Contract - St. Pius X Roman Catholic Church Congregation, Inc. - Parking at Drumcastle

A parking agreement with St. Pius X Roman Catholic Congregation, Incorporated, to grant the County the right to temporarily use 33 existing parking spaces and construct and pave 14 additional spaces, to be used by County employees at Drumcastle Center.

7. Contract - Sage Policy Group, Inc. - Consulting Services - County Council

A contract with Sage Policy Group, Inc., to provide consulting services.

Councilmembers Quirk, Marks, Kach, Jones and Crandell commented. There being no further discussion, upon motion by Councilman Kach, seconded by Councilwoman Almond, Fiscal Matters 2 through 7 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 June, 2015.

2. Res. 55-15 - Refunding Revenue Bonds - Loyola High School

At the direction of the Chair, the Secretary read this Resolution authorizing and providing for the issuance and sale by Baltimore County, Maryland, pursuant to the Maryland Economic Development Revenue Bond Act, as its limited obligations and not upon its faith and credit or pledge of its taxing power, of one or more series of its bonds (as defined in such Act) in an amount not to exceed \$14,500,000, for the purpose of (i) refinancing the County's Economic Development Revenue Bond (The Loyola High School of Baltimore, Inc. Facility) 2010 Series A, the proceeds of which were used for the purpose of financing, refinancing and reimbursing the school for the costs of (a) acquisition, construction, renovation, improvement, expansion and equipping of educational, administrative and related facilities located on the school's campus at 500 Chestnut Avenue, Towson, Maryland 21204, (b) the refinancing of the County's Variable Rate Demand Revenue Bonds (Loyola Blakefield High School Facility) Series 1999, the proceeds of which were used to finance or refinance buildings and equipment on the campus, including without limitation the payment of any amounts due in connection with the termination of the interest rate swap entered into in connection such prior issue of bonds, (c) campus working capital expenditures, (d) any required deposit to a debt service reserve fund or other reserve fund, (e) all or a portion of the issuance costs, and (f) the costs of any bond insurance or other credit enhancement, and (ii) paying certain costs of issuance and other related costs; such facility to be used by the Facility Applicant in connection with its operation of a school serving grades 6 through 12; reserving in Baltimore County, Maryland certain rights concerning the issuance of such bonds; generally describing the public purposes to be served and the financing transaction to be accomplished; specifying the maximum aggregate principal amount of such bonds that may be issued; authorizing the County Executive to specify, prescribe, determine, provide for or approve certain matters, details, forms, documents or procedures appropriate to the authorization, sale, security, issuance, delivery, or payment of or for such bonds; and specifying and describing various matters in connection therewith, as required or permitted by such Act. Will Anderson appeared. There being no discussion, upon motion by Councilman Marks, seconded by Councilman Jones, this Resolution was unanimously approved.

3. Res. 56-15 - Planned Unit Development - Red Run Station

At the direction of the Chair, the Secretary read this Resolution of the Baltimore County Council to approve the review of a proposed general development planned unit development in accordance with County law. Councilman Jones commented. There being no further discussion, upon motion by Councilman Jones, seconded by Councilman Kach, this Resolution was unanimously approved.

4. Res. 57-15 - Planned Unit Development - Quarry Place

At the direction of the Chair, the Secretary read this Resolution of the Baltimore County Council to approve the review of a proposed planned unit development in accordance with County law. Councilmembers Jones and Almond commented. There being no further discussion, upon motion by Councilman Jones, seconded by Councilman Quirk, this Resolution was unanimously approved.

5. Res. 58-15 - Property Tax Exemption - DAV - Walter W. Heline

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Walter W. Heline, 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 Quirk, this Resolution was unanimously approved.

6. Res. 59-15 - Property Tax Exemption - DAV - Joseph W. Riston, Jr.

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Joseph W. Riston, Jr., 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 Councilman Kach, this Resolution was unanimously approved.

7. Res. 60-15 - Property Tax Exemption - DAV - Henry C. Schmincke, III

At the direction of the Chair, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Henry C. Schmincke, III, 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 Councilman Quirk, this Resolution was unanimously approved.

8. Reappointments - (2) - Baltimore County Animal Hearing Board - Barbara Leight/Bernard J. Smith

At the direction of the Chair, the Secretary read this correspondence from the County Executive requesting the reappointment of Barbara Leight and Bernard J. Smith to the Baltimore County Animal Hearing Board for a 2 year period. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Almond, these reappointments were unanimously approved.

9. Res. 61-15 - Endorsement of application - MD Community Investment Tax Credit - Diversified Housing Development, Inc.

This resolution was for introduction only.

10. Res. 62-15 - Endorsement of application - MD Community Investment Tax Credit - Towson University

This resolution was for introduction only..

11. Res. 63-15 - Endorsement of application - MD Community Investment Tax Credit - Abilities Network, Inc.

This resolution was for introduction only.

12. Res. 64-15 - Endorsement of application - MD Community Investment Tax Credit - Abilities CASA of Baltimore County, Inc.

This resolution was for introduction only.

13. Res. 65-15 - Endorsement of application - MD Community Investment Tax Credit - Linwood Center, Inc.

This resolution was for introduction only.

14. Res. 66-15 - Designation of Design Review Area - Towson Estates

This resolution was for introduction only.

15. Res. 67-15 - Amendments to the Perry Hall Community Plan

This resolution was for introduction only.

**16. Res. 68-15 - Baltimore County Advisory Commission on Environmental Quality -
Green Stormwater Infrastructure Plan**

This resolution was for introduction only.

There being no further business to come before the Council at this time, upon motion by Councilman Jones, seconded by Councilwoman Almond, the meeting adjourned at 6:43 P.M.


Thomas J. Peddicord, Jr.