

**BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2017, LEGISLATIVE DAY NO. 19
November 20, 2017 6:00 P.M.**

A. The meeting was called to order by Chairman Quirk at 6:15 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 Baltimore Youth Bicycling Team. There were approximately 35 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 Councilman Marks, seconded by Councilwoman Bevins the reading of the Journal Entries for the meeting of November 6, 2017 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 Deputy Secretary, Bills 58-17, 59-17, 60-17, 61-17 and 62-17.

D. INTRODUCTION OF BILLS

BILL 72-17, entitled An Act for the purpose of prohibiting the parking of certain vehicles on certain streets in the Dundalk Commercial Revitalization District; providing penalties; and generally relating to parking of vehicles in the Dundalk Revitalization District.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 64-17, CEB - FEMA Fire Prevention & Safety - Smoke Detector, was called. Chief Preis appeared. Councilman Quirk questioned Chief Preis. There being no further discussion, this Bill was passed by the following roll call vote:

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

Bill 65-17, Bond Ordinance, was called. Keith Dorsey appeared. Councilmembers Quirk, Almond, Kach and Marks commented. There being no further discussion, this Bill was passed by the following roll call vote:

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

Bill 66-17, Zoning Regulations – Residential Uses in Zones Adjacent to CT Districts, was called. Councilmembers Kach, Jones and Bevins commented. Councilwoman Bevins then moved to amend this Bill with the following amendment:

1. On page 2, in lines 8, 18, and 21, strike “A”, “B”, and “C” and substitute “1”, “2”, and “3”, respectively; in lines 13, 14, and 16, strike “(1)”, “(2)”, and “(3)” and substitute “(A)”, “(B)”, and “(C)”, respectively.
2. On Page 3, in lines 5 and 6, strike “SECTION 102.2 OF THESE REGULATIONS SHALL NOT BE APPLICABLE” and substitute “NO REGULATION OR REQUIREMENT RELATING TO BULK OR AREA STANDARDS, OTHER THAN THOSE SPECIFIED IN THIS SECTION, SHALL BE APPLICABLE”.
3. On page 3, in lines 10 and 11, strike “on December 4, 2017” and substitute “on the date of its enactment”.

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

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

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

1. On page 1, in the Purpose Paragraph, in line 1, strike “an” and substitute “B.M. and”, strike “zone” and substitute “zones”, strike “a”; in line 2, strike “District” and substitute “Districts”; in line 3, after “uses in”, insert “B.M. and”; in the Function Paragraph, in line 1, before “Section 253.1.I”, insert “Section 233.1.E and”.
2. On page 2, in line 1, above “SECTION 253.1”, insert the following:

“SECTION 233.1
Business, Major (B.M.) Zone Use Regulations

§ 233.1. Permitted uses.
The following uses only are permitted (Section 233.2):

E. RESIDENTIAL USES.

1. LOCATIONAL REQUIREMENT. NOTWITHSTANDING ANY PROVISION OF THESE REGULATIONS TO THE CONTRARY, RESIDENTIAL USES ARE ALLOWED IN THE B.M. ZONE ON A DEVELOPMENT TRACT, WHICH MAY INCLUDE ONE OR MORE LOTS UNDER COMMON OWNERSHIP OR CONTROL, IF THE DEVELOPMENT TRACT:

(A) IS AT LEAST 25 ACRES IN SIZE; AND

(B) IS LOCATED, AT ITS CLOSEST POINT, WITHIN 525 FEET OF A C.T. DISTRICT IN THE OWINGS MILLS GROWTH AREA AS IDENTIFIED IN THE BALTIMORE COUNTY MASTER PLAN 2020.

2. RESTRICTION. THE DEVELOPMENT TRACT MUST INCLUDE A MIX OF EMPLOYMENT, RETAIL AND RESIDENTIAL USES.

3. BULK AND AREA REQUIREMENTS. RESIDENTIAL USES DEVELOPED IN ACCORDANCE WITH THIS SECTION ARE ALLOWED ON ANY STORY OF A BUILDING. SUCH USES SHALL BE GOVERNED BY THE FLOOR AREA RATIO, DENSITY, OPEN SPACE RATIO, BUILDING HEIGHT, AND PARKING REQUIREMENTS CONTAINED IN SECTION 235B. THE ONLY APPLICABLE BUILDING SETBACKS SHALL BE FRONT, SIDE, AND REAR BUILDING LINE TO EXTERNAL PROPERTY LINE SETBACKS OF 5 FEET EACH. SECTION 102.2 OF THESE REGULATIONS SHALL NOT BE APPLICABLE.

4. OPEN SPACE. THE OPEN SPACE WAIVER FEE FOR RESIDENTIAL USES PERMITTED PURSUANT TO THIS SECTION SHALL BE THE FEE APPLICABLE TO THE C.T. DISTRICT.”

Councilman Kach seconded the motion and these amendments 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 Jones, Bill 66-17, as amended, passed by the following roll call vote:

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

Bill 67-17, Parking, was called. Councilman Kach commented then moved to amend this Bill with the following amendment:

1. On page 2 in line 5, strike “YORK ROAD” and substitute “ITS INTERSECTION WITH OLD MONKTON ROAD”; in line 6, strike “PERSON WHO VIOLATES” and substitute “VEHICLE PARKED IN VIOLATION OF”, and strike “GUILTY OF A MISDEMEANOR”.
2. On page 2, before line 9, insert “SECTION 2. AND BE IT FURTHER ENACTED, that the Baltimore County Department of Public Works shall by March 31, 2018 post additional language on the “no parking” signs along the area of Monkton Road affected by this Act that states “\$130 fine”.
3. On page 2, in line 9, strike “2” and substitute “3”; in line 10, after “December 4, 2017” insert “, and shall expire two (2) years after the date of its enactment without further action by the County Council.”.

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

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

Thereafter, upon motion by Councilman Kach, seconded by Councilman Quirk, Bill 67-17, as amended, passed by the following roll call vote:

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

Bill 68-17, Social Host – Unruly Social Gatherings, was called. Councilmembers Quirk, Marks and Bevins commented. There being no further discussion, this Bill was passed by the following roll call vote:

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

F. APPROVAL OF FISCAL MATTERS

The Chairman stated that the Council would now consider Fiscal Matters. Extensive testimony on each item was taken at the Council’s work session on November 14, 2017. 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. Chairman Quirk then called upon the Deputy Secretary to read the cover letters for Fiscal Matters 1 through 3.

1. Contract – PPS Contracting, Inc. – Elevation of Residential Structure above flood limit-838 Seneca Park Road-DP

A contract with PPS Contracting, Inc., to elevate a residential structure to be above the flood limit, including disconnecting and reconnecting utility hookups. In consideration of the services and/or scope of work to be performed by the contractor, the County shall pay the contractor a maximum amount not to 75% of the proposal price, and the homeowner shall pay the contractor 25% of the proposal price.

2. Agreement – Delta Hotels Baltimore Hunt Valley – Accommodations/food & beverages-Hostage Negotiation Seminar-BCPD

An agreement with Delta Hotels Baltimore Hunt Valley, to provide hotel accommodations, facility rental and food/beverages for the annual hostage negotiation seminar.

3. Contract – KRA Corporation – One Stop Operator (OSO) services – American Job Centers (AJCs) – DEWD

A contract with KRA Corporation, to provide One Stop Operator (OSO) services to coordinate partner agencies at its three American Job Centers(AJCs), for Baltimore County residents and businesses. AJCs provide an array of employment services, connect customers to work-related training and education and assist employers with recruitment, specialized training and outplacement.

There being no discussion, upon motion by Councilman Jones, seconded by Councilwoman Almond, Fiscal Matters 1 through 3 were unanimously approved.

G. MISCELLANEOUS BUSINESS

1. Correspondence - Non-Competitive Awards

At the direction of the Chairman, the Deputy Secretary read the correspondence from the Office of Budget and Finance listing the non-competitive awards made during October, 2017.

2. Res. 99-17 – Baltimore County Department of Health, et. al. -Laws, regulations, and policies - Opioid crisis

At the direction of the Chairman, the Deputy Secretary read this Resolution of the Baltimore County Council requesting the Baltimore County Department of Health, in collaboration with Public Safety as well as other County agencies it deems appropriate, to review relevant County laws, regulations, and policies relating to the opioid crisis in Baltimore County, and to make recommendations on the need for additional legislative action by the County Council to combat the ever increasing opioid crisis. Councilmembers Quirk, Kach and Crandell commented then moved to amend this Bill with the following amendment:

1. On page 3, after the first full paragraph, insert the following paragraph:

“BE IT FURTHER RESOLVED THAT, following its review, the Department of Health shall report its written findings and recommendations to the County Council and the County Executive within six (6) months of the passage of this Resolution; and”

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

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

Thereafter, upon motion by Councilman Quirk, seconded by Councilman Kach, Resolution 99-17, as amended, passed by the following roll call vote:

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

3. Res. 100-17 – Property Tax Exemption – DAV – Jaime A. Henriquez

At the direction of the Chairman, the Deputy Secretary read this Resolution to approve the refund of certain real property taxes collected from Jaime A. Henriquez, 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 Councilwoman Almond, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

4. Res. 101-17 – Property Tax Exemption – DAV – David Moreno

At the direction of the Chairman, the Deputy Secretary read this Resolution to approve the refund of certain real property taxes collected from David Moreno, 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 Kach, seconded by Councilman Quirk, this Resolution was unanimously approved.

5. Res. 102-17 – Property Tax Exemption – BLIND – Phyllis K. Coppersmith

This Resolution was withdrawn prior to the meeting.

6. Res. 103-17 – Property Tax Exemption – BLIND – Tina Gross-Jones

At the direction of the Chairman, the Deputy Secretary read this Resolution to approve the refund of certain real property taxes collected from Tina Gross-Jones, 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 Councilman Jones, seconded by Councilman Kach, this Resolution was unanimously approved.

7. Res. 104-17 – Property Tax Exemption – DAV – William Winkler, Jr.

At the direction of the Chairman, the Deputy Secretary read this Resolution to approve the refund of certain real property taxes collected from William Winkler, 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 Councilwoman Bevins, seconded by Councilman Quirk, this Resolution was unanimously approved.

8. Res. 105-17 – Property Tax Exemption – BLIND – James Brookins

At the direction of the Chairman, the Deputy Secretary read this Resolution to approve the refund of certain real property taxes collected from James Brookins, 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 Councilman Jones, seconded by Councilwoman Almond, this Resolution was unanimously approved.

9. Res. 106-17 – Property Tax Exemption – DAV – Leon H. Carr, III

At the direction of the Chairman, the Deputy Secretary read this Resolution to approve the refund of certain real property taxes collected from Leon H. Carr 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 Jones seconded by Councilman Crandell, this Resolution was unanimously approved.

10. Res. 107-17 – Property Tax Exemption – DAV – Brian W. Kammer

At the direction of the Chairman, the Deputy Secretary read this Resolution to approve the refund of certain real property taxes collected from Brian W. Kammer, who is entitled to an exemption from real property taxes by reason of the exemption afforded to disabled under State law. There being no discussion, upon motion by Councilwoman Bevins, seconded by Councilwoman Almond, this Resolution was unanimously approved.

11. Res. 108-17 – Property Tax Exemption – DAV – Dennis P. Cash

At the direction of the Chairman, the Deputy Secretary read this Resolution to approve the refund of certain real property taxes collected from Dennis P. Cash, who is entitled to an exemption from real property taxes by reason of the exemption afforded to disabled under State law. There being no discussion, upon motion by Councilman Crandell, seconded by Councilwoman Almond, this Resolution was unanimously approved.


12. Appointment – Baltimore County Board of Appeals – Deborah C. Dopkin

At the direction of the Chairman, the Deputy Secretary read this correspondences from the Councilwoman Almond requesting the appointment of Deborah C. Dopkins, Esq. to the Baltimore County Board of Appeals for the balance of a three year term to expire on April 30, 2019. There being no discussion, upon motion by Councilwoman Almond, seconded by Councilwoman Bevins, this appointment was unanimously approved.

13. Res. 109-17 – Designation - Sparrows Point Development District

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 Crandell, the meeting adjourned at 7:12 P.M.



Thomas H. Bostwick
Deputy Legislative Counsel/Secretary