

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2017, LEGISLATIVE DAY NO. 13
August 7, 2017 6:00 P.M.

A. The meeting was called to order by Chairman Quirk at 6:10 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 Webelos Pack #355 of Middle River. There were approximately 100 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 Jones, seconded by Councilwoman Bevins, the reading of the Journal Entries for the meeting of July 3, 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 Secretary, Bills 33-17, 34-17, 35-17, 36-17 and 37-17.

D. INTRODUCTION OF BILLS

BILL 46-17, entitled An Act for the purpose of amending the 2017-2018 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 U.S. Department of Housing and Urban Development (HUD).

BILL 47-17, entitled An Act for the purpose of repealing a provision that allows certain members of the retirement system under certain conditions to return to active County service after having retired and to defer the member's accrued benefit and also participate in the retirement system; providing for the application of the Act; and generally relating to the employees retirement system.

BILL 48-17, entitled An Act for the purpose of clarifying the development area regulations for the R.C.8 Zone pertaining to maximum lot density; and generally relating to the development area regulations for the R.C.8 Zone.

BILL 49-17, This Bill was withdrawn.

BILL 50-17, entitled An Act for the purpose of authorizing certain beneficiaries of a service retirement benefit in the Employees Retirement System to receive a service retirement benefit under certain circumstances if the beneficiary is employed by the County as a part-time employee with a public safety agency or in a public safety role; and generally relating to the Employees Retirement System.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 42-17, Final Historical Landmarks List, was called. Teri Rising appeared. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 43-17, Zoning Regulations - Collection Bins, was called. Councilmembers Quirk and Almond commented. Councilman Quirk then moved to amend this Bill with the following amendments:

1. On page 1, in the function paragraph, strike “Section” and substitute “Sections 415B.1, 101.1, the definition of “collection trailer”, and 500.4”
2. On page 4, insert the following after line 8:

“§101.1 Word Usage; definitions.

COLLECTION [TRAILER – A Trailer whose express purpose is to accommodate the collection of recyclable items for the good of the general public by:

Reducing the amount of waste to be picked up and disposed of by the county;
Reducing roadside litter, and;
Encouraging the conservation of energy (see Section 415B).]

BIN HAS THE MEANING STATED IN SECTION 415B.

§500.4. Issuance of use permits.

In cases in which no building permit is required, any person desiring to use any land for any purpose other than that for which said land is being used at the time of adoption of this Order and Resolution shall make application to the [Zoning Commissioner] DIRECTOR OF PERMITS, APPROVALS AND INSPECTIONS for a use permit, upon such form as the [Zoning Commissioner] DIRECTOR may prescribe. If such use is permissible the [Zoning Commissioner] DIRECTOR may issue a use permit, conditioned by other provisions contained in the regulations which shall indicate that it authorizes the particular use applied for.”

3. On page 4, after line 8, insert “SECTION 2. AND BE IT FURTHER ENACTED, that a collection bin as defined in this section that is in existence on the effective date of this Act shall be brought into compliance with the provisions of this Act or be removed by the owner at its sole cost and expense within 90 days of the effective date of this Act.”; in line 9, after “SECTION” strike “2” and substitute “3”.

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 Councilwoman Almond, Bill 43-17, as amended, passed by the following roll call vote:

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

Bill 44-17, This Bill was withdrawn prior to the meeting.

Bill 45-17, Zoning Regulations - Assisted-Living Facilities, was called. Councilwoman 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 August 1, 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 Secretary to read the cover letters for Fiscal Matters 1 through 10 and 12 though 13. Fiscal Matter 11 was withdrawn prior to the meeting.

1. Contract – Advantage Conference and Expo, LLC – Exhibit services – Power of Age Expo - AGING

A contract with Advantage Conference and Expo, LLC to provide exhibit services; including the set-up, installation and breakdown for the Power of Age Expo held annually by the Department of Aging.

2. Contract – Total Environmental Concepts, Inc. – Testing underground storage tanks/piping services-OBF

A contract with Total Environmental Concepts, Inc., to provide testing of underground storage tanks and piping services at various Baltimore County-owned and/or operated worksites/facilities within the boundaries of Baltimore County, MD.

3. Contract – Lion Totalcare, Inc. – Cleaning, repairing & decontamination/Rental of turnout gear - FD

A contract with Lion Totalcare, Inc., to provide the cleaning, repairing and decontamination and rental of turnout gear used by Baltimore County firefighters on an as-needed basis.

4. Joint Funding Agreement – USGS – Continuous-record streamflow/water-quality gages-DEPS

A joint funding agreement with the U.S. Geological Survey to provide continuous-record streamflow and water-quality gauges in Baltimore County for the two year period beginning October 1, 2017 through September 30, 2019 on Minebank Run, Beetree Run, Piney Run, Baisman Run, Long Green Creek, Little Gunpowder Falls, White Marsh Run, Honeygo Run, Herring Run, Herbert Run, Gwynns Falls, Powder Mill, Dead Run, Jones Falls and Long Quarter Branch.

5. Contract – Martel Laboratories JDS, Inc. – Chemical analysis – water, soil, fish tissue samples - DEPS

A contract with Martel Laboratories JDS, Inc., to provide chemical analysis of water, soil and fish tissue samples collected in Baltimore County.

6. Contract – ALS Group USA, Corporation – Laboratory analysis-Environmental samples - DPW

A contract with ALS Group USA, Corporation dba Environmental, to provide laboratory analysis of environmental samples collected by the contractor or County personnel from municipal solid waste landfill sites.

7. Contracts – (2) – Maintenance & repair of sewer pumps – County-owned pumping stations - DPW

Two contracts with DSI, Inc. and Team Service Corporation New York, to provide the maintenance and repair of sewer pumps utilized in County-owned pumping stations.

8. Contracts – (2) – Materials/labor – Repaint County-owned radio towers - OIT

Two contracts with Allstate Tower Co., Inc., and Bay Town Painting and Marine Repair, Inc., to provide the materials and labor necessary to repaint County-owned radio towers associated with the 800 MHz Radio System.

9. Amendment to Contract – Motorola Solutions, Inc. – Support/maintenance-Public Safety Digital Voice/Data Radio System - OIT

An amendment to the contract with Motorola Solutions, Inc., to extend the contract for one additional year, through August 31, 2018; and to increase the total cap. The contractor will continue to provide the support and maintenance of the Baltimore County Government Public Safety Digital Voice and Data Radio System.

10. Contract – David-James, LLC– Accounting services – HHS

A contract with David-James, LLC, to provide accounting services for the completion of the Medicare, Medicaid, and Blue Cross Home Health annual cost report.

11. Contracts – (4) – Cancer screening, diagnosis & treatment services – HHS

This Fiscal Matter was withdrawn prior to the meeting.

12. Amendment to Contracts – (2) – On-call HVAC services - OBF

Two amendments to the contracts with BMC Services, LLC and Denver-Elek, Inc., to provide on-call HVAC services in various Baltimore County-owned and/or operated buildings.

13. Transfer Agreement – Tito Contractors, Inc./Maryland Environmental Services – General labor services – DPW

A transfer agreement with Tito Contractors, Inc., Maryland Environmental Services, to provide a continuation of the original MES contract as a temporary measure to ensure operations continue as required.

Councilman Kach questioned Mr. Dorsey. Councilman Jones commented. There being no further discussion, upon motion by Councilwoman Bevins, seconded by Councilman Jones, Fiscal Matters 1 through 10 and 12 through 13 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 and July, 2017.

2. Res. 64-17 – Accept gift – State of Maryland Department of Public Safety and Correctional Services – Protocol Cardsets

At the direction of the Chairman, the Secretary read this Resolution to authorize the County to accept a gift of money from the State of Maryland Department of Public Safety and Correctional Services, Emergency Number Systems Board. Keith Dorsey appeared. There being no discussion, upon motion by Councilman Jones, seconded by Councilman Kach, this Resolution was unanimously approved.

3. Res. 65-17 – Accept gift – State of Maryland Department of Public Safety and Correctional Services – Emerg. Tele. Staff

At the direction of the Chairman, the Secretary read this Resolution to authorize the County to accept a gift of money from the State of Maryland Department of Public Safety and Correctional Services, Emergency Number Systems Board. Keith Dorsey remained. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

4. Res. 66-17 – Support of conditional grant – Under Armour, Inc. – MD Dept. of Commerce

At the direction of the Chairman, the Secretary read this Resolution in support of a conditional grant in an amount up to \$2,000,000 to Under Armour, Inc. from the Maryland Department of Commerce pursuant to the Maryland Economic Development Assistance Fund, Section 5-301 through 5-349 of the Economic Development Article of the Annotated Code of Maryland. Sharon Klots appeared. Councilmembers Crandell and Quirk commented. There being no further discussion, upon motion by Councilman Quirk, seconded by Councilman Crandell, this Resolution was unanimously approved.

5. Res. 67-17 – MD Economic Development Revenue Bond – Maryland Rewind and Converting, LLC

At the direction of the Chairman, 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 \$7,000,000, and lending the proceeds to Maryland Rewind and Converting LLC, a Maryland limited liability company (the “Facility Applicant”), for the purpose of financing and refinancing a portion of the costs of the (1) acquisition and improvement of a certain facility (as defined in such Act), such facility and the acquisition and improvement thereof to consist of and include: (a) the acquisition of a parcel of land containing approximately 7.5 acres located at 3901 Washington Boulevard, Arbutus, Baltimore County, Maryland, including any and all improvements thereon and all roads and rights of access, utilities and other necessary site preparation (the “Land”); (b) the improvement of the existing building on the Land containing approximately 161,722 square feet (the “Building”); © the acquisition and installation of certain other necessary or useful furnishings, fixtures, equipment or machinery in the Building; and (d) the acquisition and installation of a plastic sheeting extruder and support equipment to be located at 1920 Halethorpe Farms Road, Baltimore, Baltimore County, Maryland; and (2) paying the costs of issuance and other costs related to the transaction described herein; such facility to be used by the Facility Applicant in connection with the operation of a stretch wrap manufacturing facility; 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. Sharon Klots remained. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

6. Res. 68-17 – Planned Unit Development – Towson Station

At the direction of the Chairman, the Secretary read this Resolution of the Baltimore County Council to approve an amendment to a previously approved Resolution permitting the review of a Planned Unit Development in accordance with County law. Councilmembers Quirk and Marks commented. Councilman Quirk then moved to table this Resolution. Councilman Jones seconded the motion. There being no further discussion, Resolution 68-17 was Tabled by the following roll call vote:

Aye - Quirk, Almond, Jones, Bevins
Nay - Kach, Marks, Crandell

7. Res. 69-17 – Amending the Pikesville Commercial Revitalization District

At the direction of the Chairman, the Secretary read this Resolution of the Baltimore County Council for the purpose of amending the boundaries of the Pikesville Commercial Revitalization District. Councilwoman Almond commented then moved to amend this Resolution with the following amendments:

1. Insert the attached map as “Exhibit A” to replace the current map referenced as “Exhibit A” in the fifth and sixth WHEREAS clauses.
2. In the fifth WHEREAS clause, in the first line, after “shown in” insert “red”.
3. After the fifth WHEREAS clause, insert the following:

“WHEREAS, the area shown in blue hatching on the attached map is known as the Pikesville Armory property and is proposed for addition to the District. The Armory property is owned by the State of Maryland, has been vacant for a number of years, and is proceeding through the State’s clearinghouse; and

WHEREAS, there are constraints on the Armory property that have hindered its redevelopment to this point, and inclusion in the District may provide additional opportunities for redevelopment and revitalization; and”.

Councilwoman Bevins 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 Almond, seconded by Councilman Jones, Resolution 69-17, as amended, passed by the following roll call vote:

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

8. Res. 70-17 – Property Tax Exemption – DAV – George W. Miller, Jr.

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from George W. Miller, 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 Quirk, seconded by Councilman Crandell, this Resolution was unanimously approved.

9. Res. 71-17 – Property Tax Exemption – BLIND – Brenda S. Traylor

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Brenda S. Traylor, 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 Quirk, this Resolution was unanimously approved.


10. Res. 72-17 – Property Tax Exemption – BLIND – Soheil Jafari

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Soheil Jafari, 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 Marks, seconded by Councilman Jones, this Resolution was unanimously approved.

11. Res. 73-17 – Amending the Perry Hall Commercial Revitalization District

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 Bevins, the meeting adjourned at 6:40 P.M.


Thomas J. Peddicord, Jr.