



Howard County Council

George Howard Building
3430 Court House Drive
Ellicott City, Maryland 21043-4392

COUNCILMEMBERS

Jon Weinstein, Chairperson
District 1
Calvin Ball, Vice Chairperson
District 2
Jennifer Terrasa
District 3
Mary Kay Sigaty
District 4
Greg Fox
District 5

Agenda

Legislative Session
Monday, May 1, 2017
Banneker Room
George Howard Building, 3430 Court House Drive, Ellicott City, MD
7:00 p.m

Constant Yield Hearing

Legislative Session

Day # 7

Approve Journal - April 3, 2017

Approve Minutes –
April 6, 2017 – Capital Budget Public Hearing
April 10, 2017 – Monthly Meeting
April 19, 2017 – Capital Budget Work Session
April 19, 2017 – Legislative Public Hearing
April 21, 2017 – Capital Budget Work Session
April 24, 2017 – Legislative Work Session
April 24, 2017 – Capital and Operating Budget Public Hearing
April 28, 2017 – Capital and Operating Budget Work Session

Introduction of Legislation

The following legislation is introduced by the Chairperson at the request of the County Executive unless otherwise noted:

Appointments

Council Resolution 53-2017 - A RESOLUTION confirming the reappointment of William A. Moss to the Adult Public Guardianship Review Board.

Financial (Non-FY2018 Budget)

SAO4-FY2017 - AN ACT transferring \$571,494 from the General Fund, Contingency Reserve to the Department of Public Works for unanticipated expenses related to snow removal.

Council Bill 33-2017 - AN ACT amending an uncodified section in Council Bill No. 9-2014 in order to extend the Renovated, Upgraded, or Rehabilitated Property Adjacent to Route 1 tax credit; providing that applications for the credit received by a certain date will be eligible to receive the credit the full four years of the credit; and declaring this Act to be an emergency measure.

Council Bill 34-2017 - AN ACT extending the life of the tax credit for certain high performance buildings until June 30, 2023; amending certain definitions; requiring certain reviews prior to the expiration of the credit; and declaring this Act to be an emergency measure.

Council Resolution 54-2017 - Introduced by: The Chairperson at the request of the Board of Education - A RESOLUTION approving certain transfers between major categories of the Howard County Board of Education Operating Budget for Fiscal Year 2017; transferring a total of \$14,060,000 to the Fixed Charges category.

General

Council Bill 35-2017 – AN ACT pursuant to Section 612 of the Howard County Charter, approving a multi-year Amendment to Full Service Office Building Lease Agreements between Howard County, Maryland and PR FPR North Ridge, LLC, a Delaware limited liability company, for the lease of Suite 204 and Suite 209, both in the building located at 2850 North Ridge Road, Ellicott City; authorizing the County Executive to make changes to the Amendment, under certain conditions; authorizing the County Executive to execute the Amendment; and generally relating to the Amendment.

Council Bill 36-2017 – AN ACT pursuant to Section 612 of the Howard County Charter, approving a Fourth Renewal and Amendment of Lease between Howard County, Maryland and the Anne Arundel County Tipton Airport Authority for the lease of certain space used by the County to store the County's helicopter located at 7515 General Aviation Drive, Fort Meade; authorizing the County Executive to make changes to the Amendment, under certain conditions; authorizing the County Executive to execute the Amendment; and generally relating to the Amendment.

Budget

Council Bill 37-2017 - AN ACT amending the Pay Plan for Howard County; providing pay scales for employees; amending certain pay scales; amending certain position titles; making certain technical corrections; providing for the application of this Act; and generally relating to the Pay Plan for Howard County.

Council Bill 38-2017 - AN ACT amending the Classification Plan for Howard County; amending certain class descriptions; providing for the application of this Act; and generally relating to amendments to the Howard County Classification Plan.

Council Bill 39-2017 – AN ACT amending certain approvals related to starting rates of pay for new employees; amending and adding the titles of certain positions in the Office of the County Executive and the Office of the Chief Administrative Officer; correcting a position title; making

certain technical corrections; and generally relating to human resources provisions in the Howard County Code.

Council Bill 40-2017 – AN ACT adopting the current expense budget and the capital budget for the fiscal year beginning July 1, 2017 and ending June 30, 2018, to be known as the Annual Budget and Appropriation Ordinance of Howard County, Fiscal Year 2018.

Council Bill 41-2017 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$220,683,871 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County capital projects (including bridge projects, general county projects, storm drainage projects, school system projects, fire and rescue projects, road construction projects, roadside and sidewalk projects, library projects, community college projects, parks and recreation projects, police projects and traffic improvements projects), which are specified and described in the County's 2018 Capital Budget (including, without limitation, borrowings for certain capital projects previously authorized in other calendar years, which such authorization has lapsed or will lapse), and to pay costs of issuance of such bonds or other obligations; authorizing the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 42-2017 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the principal amount of up to \$125,072,412 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County water and sewer capital projects which are specified and described in the County's 2018 Capital Budget (including, without limitation, borrowings for certain water and sewer capital projects previously authorized in prior calendar years which such authorization has lapsed or will lapse), and to pay costs of issuance of such bonds or other obligations; authorizing the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with benefit assessments, ad valorem taxes levied upon the assessable property in the Metropolitan District and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 43-2017 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in a principal amount of up to \$21,553,521 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County road construction projects which are specified and described in the County's 2018 Capital Budget (including, without limitation, borrowings for certain of such capital projects previously authorized), and to pay costs of issuance of such bonds or other obligations; authorizing and empowering the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with building excise taxes and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 44-2017 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$2,000,000, on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County education capital projects as more particularly described in the County's 2018 Capital Budget, and to pay costs of issuance of such bonds or other obligations; authorizing and

empowering the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with school facility surcharges and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 45-2017 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$4,625,304, on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County environmental services fund projects as more particularly described in the County's 2018 Capital Budget, and to pay costs of issuance of such bonds or other obligations; authorizing and empowering the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with amounts held in the Environmental Services Special Revenue Fund and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 46-2017 - AN ACT for the purpose of authorizing and empowering Howard County, Maryland to borrow money in the aggregate principal amount of up to \$8,800,000 on its full faith and credit, and issue and sell its bonds or other obligations therefor, to be used to pay costs of certain County watershed protection and restoration projects as more particularly described in the County's 2018 Capital Budget, and to pay costs of issuance of such bonds or other obligations; authorizing and empowering the County to issue bond anticipation notes or to enter into installment purchase agreements for payment of portions of such costs; and to levy taxes upon the assessable property within the County sufficient, together with amounts held in the Watershed Protection and Restoration Fund and other available funds, to pay the debt service on such obligations; and providing for and determining various matters in connection therewith.

Council Bill 47-2017 - AN ACT to authorize and empower Howard County, Maryland, to enter into installment purchase agreements to acquire development rights in agricultural lands located within the County (Project No. G-0163), for an aggregate purchase price of not more than \$29,801,632, plus interest thereon; providing that the County's obligation to pay the purchase price under and interest on such agreements shall be a general obligation of the County made upon its full faith and credit; and to levy taxes upon the assessable property within the County sufficient, together with the portion of the transfer tax imposed on transfers of real property in Howard County which is dedicated to agricultural land preservation and other available funds, to provide for the payment of the purchase price under and interest on any agreements so entered into; and providing for and determining various matters in connection therewith.

Council Bill 48-2017 - An ORDINANCE pursuant to Section 612 of the Howard County Charter, approving the execution by Howard County, Maryland of one or more capital equipment lease agreements in the aggregate maximum amount of \$3,000,000 to finance the acquisition of equipment and any related costs.

Council Resolution 55-2017 - A RESOLUTION approving the Capital Program for Howard County for Fiscal Years 2019 through 2023 and the Extended Capital Program for Fiscal Years 2024 through 2027.

Council Resolution 56-2017 - A RESOLUTION approving the Fiscal Year 2018 operating budget for the Howard Community College and indicating appropriations for major functional categories.

Council Resolution 57-2017 - A RESOLUTION approving the Fiscal Year 2018 budget for the Howard County Library System and indicating appropriations for object classes.

Council Resolution 58-2017 - A RESOLUTION setting forth the Fiscal Year 2018 Operating Budget for the Howard County Board of Education.

Council Resolution 59-2017 - A RESOLUTION approving the Fiscal Year 2018 budget for the Howard County Health Department and indicating appropriations for object classes.

Council Resolution 60-2017 - A RESOLUTION approving schedules for charges pertaining to the Metropolitan District, to water and sewer service, and to shared sewage disposal facilities.

Council Resolution 61-2017 - A RESOLUTION approving schedules of fees for the functions regulated by the Department of Public Works.

Council Resolution 62-2017 - A RESOLUTION approving schedules of fees, fines and charges for functions regulated by the Howard County Department of Inspections, Licenses and Permits.

Council Resolution 63-2017 - A RESOLUTION approving schedules of fees and charges for functions regulated or administered by the Department of Planning and Zoning.

Council Resolution 64-2017 - A RESOLUTION approving schedules of fees and rates for functions regulated and administered by the Department of Police.

Council Resolution 65-2017 - A RESOLUTION approving fee and rate schedules for:

- (1) Applying for approval of an industrial development revenue bond or MIDFA bond or loan;
- (2) Solicitor and Peddler Identification Card;
- (3) Weekend Prisoners - Room and board;
- (4) Prisoner - Health care provider fee;
- (5) Participation in work release program;
- (6) Participation in home detention program;
- (7) Marriage license fee charge for funding of domestic violence programs;
- (8) Annual registration of trespass towing companies and maximum rates to be charged by trespass towing services;
- (9) Fee and specifications for transcripts of administrative proceedings; and
- (10) Reproduction of public records.

Council Resolution 66-2017 - A RESOLUTION levying a tax on certain admissions and amusements, establishing classes of admissions and amusements, setting tax rates on different classes, and providing for certain exemptions from the tax.

Council Resolution 67-2017 - A RESOLUTION establishing a recordation tax rate on instruments of writing that are recorded with the Clerk of the Circuit Court.

Council Resolution 68-2017 - A RESOLUTION adopting the schedule of rates for the Building Excise Tax.

Council Resolution 69-2017 - A RESOLUTION levying Fire and Rescue tax rates beginning July 1, 2017.

Council Resolution 70-2017 - A RESOLUTION levying a property tax for the fiscal year beginning July 1, 2017 and ending June 30, 2018; setting the tax rates for property; and providing for the collection of the property tax.

Council Resolution 71-2017 - A RESOLUTION setting the fee-in-lieu rate for moderate income housing.

Final Consideration

Consent Agenda

Council Resolution 41-2017 - A RESOLUTION confirming the reappointment of Jennifer H. Asher to the Commission on Aging.

Council Resolution 42-2017 - A RESOLUTION confirming the reappointment of Peter J. Brunner to the Commission on Aging.

Council Resolution 43-2017 - A RESOLUTION confirming the reappointment of Karen Greenfield to the Board of Electrical Examiners.

Council Resolution 44-2017 - A RESOLUTION confirming the reappointment of Julia Mattis to the Commission on Aging.

Council Resolution 45-2017 - A RESOLUTION confirming the reappointment of Marshall McLeod to the Advisory Board on Consumer Protection.

Council Resolution 46-2017 - A RESOLUTION confirming the reappointment of M. Eletta Morse to the Commission on Aging.

Council Resolution 47-2017 - A RESOLUTION confirming the reappointment of Rev. Rodney T. Morton to the Martin Luther King, Jr. Holiday Commission.

Council Resolution 48-2017 - A RESOLUTION confirming the reappointment of Jason Quan to the Public Transportation Board.

Council Resolution 49-2017 - A RESOLUTION confirming the reappointment of Tracy Snyder to the Board of Electrical Examiners.

Council Resolution 50-2017 - A RESOLUTION confirming the reappointment of Cory J. Summerson to the Public Works Board.

Council Resolution 51-2017 - A RESOLUTION confirming the reappointment of Daniel E. Tracy, Jr. to the Recreation and Parks Board.

Appointments

Council Resolution 36-2017 - A RESOLUTION confirming the appointment of Shivani K. Aghera to the Human Rights Commission.

Council Resolution 37-2017 - A RESOLUTION confirming the appointment of Hector J. Garcia, Jr. to the Human Rights Commission.

Council Resolution 38-2017 - A RESOLUTION confirming the appointment of Savannah A. Kaiss to the Agricultural Land Preservation Board.

Council Resolution 39-2017 - A RESOLUTION confirming the appointment of Tina Kwon Melton to the Planning Board.

Council Resolution 40-2017 - A RESOLUTION confirming the appointment of Sue Song to the Commission on Aging.

General

Council Bill 25-2017 - AN ACT making a technical amendment to *PlanHoward 2030*, the general plan for Howard County, correcting a chart to correspond to an amendment that was passed to *PlanHoward2030*; and generally relating to planning, zoning and land use in Howard County.

Council Bill 26-2017 - AN ACT requiring a permit for the installation of certain wireless facilities on public street lights; defining certain terms; amending certain definitions; requiring certain information in support of an application for a permit; requiring certain agreements; requiring that certain agreements include fair compensation; providing for the review of applications; authorizing certain fees; and generally related to public rights-of-way in Howard County.

Council Bill 27-2017 – AN ACT approving, in accordance with Section 612 of the Howard County Charter, a Seventh Amendment to Agreement of Lease for the portion of the building consisting of approximately 5,728 square feet located at 3300 North Ridge Road, Suite 240, Ellicott City, Howard County, Maryland by and between Executive Center LLC, a Maryland limited liability company; authorizing the County Executive to make changes to the Amendment, under certain conditions; authorizing the County Executive to execute the Amendment; and generally relating to the Amendment.

Council Resolution 52-2017 - A RESOLUTION adopting Howard County's Annual Action Plan for housing and community services to qualify for the receipt of federal Community Development Block Grant and Home Investment Partnership Program funds.

Council Resolution 35-2017 - Introduced by: The Chairperson at the request of Meadowlark, LLC - A RESOLUTION to close a portion of Forest Avenue, as shown in Exhibits A and B, in accordance with Section 18.204 of the Howard County Code.

Council Bill 28-2017 (ZRA 174) – Introduced by: Mary Kay Sigaty - AN ACT amending the Howard County Zoning Regulations to define Cottage Food Business and allow Cottage Food Business as a Home Occupation; and generally relating to Cottage Food Businesses.

Council Bill 29-2017 (ZRA 176) – Introduced by Greg Fox and Mary Kay Sigaty - AN ACT amending the Howard County Zoning Regulations to remove the Business Rural Crossroads (BRX) zoning district; and generally relating to BRX district.

Council Bill 30-2017 – Introduced by Jennifer Terrasa and Jon Weinstein - AN ACT establishing a voluntary Citizens' Election Fund system for candidates for County Executive or County Council;

regulating specified campaign finance activities of a candidate who accepts public funding; providing for the administration and enforcement of specified aspects of the Citizens' Election Fund system; providing certain penalties for violations of the Citizens' Election Fund system; creating a Citizens' Election Fund Commission and specifying its composition and duties; requiring the Director of Finance to take specified actions; and generally related to elections for County offices.

Council Bill 31-2017 (ZRA 171) – Introduced by the Chairperson at the request of Olenka Stasyshyn - AN ACT amending the Howard County Zoning Regulations Conditional Use section to add a new Instructional School use to the R-20 Zoning District; and generally relating to Instructional Schools.

Council Bill 32-2017 (ZRA 172) – Introduced by the Chairperson at the request of Stephen Ferrandi, Maryland Land Advisors - AN ACT amending the Howard County Zoning Regulations to make certain Neighborhood Preservation sending parcels eligible for a Conditional Use for Historic Building Uses; and generally relating to Historic Building Uses.

Tabled

Council Bill 20-2017 - Council Bill 20-2017 - AN ACT amending the qualifications of the Administrator of the Office of Transportation; amending the duties of the Office of Transportation; amending the general powers and duties of members of the Public Transportation Board; adding the Office of Transportation to agencies serving on the Subdivision Review Committee; and generally relating to the Office of Transportation. (tabled 4/3/2017)

Council Resolution 1-2017 – Introduced by the Chairperson at the request of Windsor Forest Fox Chasing HOA, Inc. and Gaither Hunt Homeowners Association, Inc.; A RESOLUTION to close all of Winter Thicket Road, as shown in Exhibits A and B, in accordance with Section 18.204 of the Howard County Code. (tabled 2/6/17)

Council Resolution 179-2016 – Introduced by Calvin Ball and Jennifer Terrasa; A RESOLUTION calling on the Maryland State Department of Education to contract for a performance audit of the Howard County Public School System and specifying the issues requested to be studied. (tabled 12/05/16)

Council Resolution 104-2016 – A RESOLUTION pursuant to Section 4.201 of the Howard County Code, authorizing the County Executive's sale of certain real property known as the "Flier Building" owned by Howard County, Maryland, containing approximately 2.159 acres, and located at 10750 Little Patuxent Parkway, Maryland; waiving the advertising and bidding requirements of Section 4.201 of the Howard County Code; and providing that the County Executive is not bound to sell the property if he finds that it may have a further public use. (tabled 7/29/16)

Visit the Council's website (<http://cc.howardcountymd.gov>) to view legislation, send written testimony, and sign-up electronically to testify at public hearings.

Persons needing accommodations to fully participate in the meeting, please contact the Council Office, 410-313-2001.