

*BALTIMORE COUNTY COUNCIL  
NOTES TO THE AGENDA  
LEGISLATIVE SESSION 2015*

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*Issued: January 8, 2015  
Work Session: January 13, 2015  
Legislative Day No. 2: January 20, 2015*

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*The accompanying notes are  
compiled from unaudited  
information provided by  
the Administration and  
other sources.*



OFFICE OF THE COUNTY AUDITOR

**BALTIMORE COUNTY COUNCIL**

**January 20, 2015**

**NOTES TO THE AGENDA**

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**BALTIMORE COUNTY COUNCIL AGENDA  
LEGISLATIVE SESSION 2015, LEGISLATIVE DAY NO. 2  
JANUARY 20, 2015                      6:00 P.M.**

CEB = CURRENT EXPENSE BUDGET  
BY REQ. = AT REQUEST OF COUNTY EXECUTIVE

Page

**CALL OF BILLS FOR FINAL READING AND VOTE**

- 1            **MIKE FIELD, COUNTY ATTORNEY, OFFICE OF LAW**  
Bill 67-14 - Mrs. Bevins(By Req.) - Speed Monitoring System - Signage Requirement
- 3            **KEITH DORSEY, DIRECTOR, OFFICE OF BUDGET AND FINANCE**  
Bill 68-14 - Mrs. Bevins(By Req.) - Borrowing Ordinance
- 13          **DEBORAH RICHARDSON, DEPARTMENT OF CORRECTIONS**  
Bill 69-14 - Mrs. Bevins(By Req.) - CEB - Therapeutic Treatment Services
- 16          **DR. GREGORY BRANCH, DEPARTMENT OF HEALTH AND HUMAN SERVICES**  
Bill 70-14 - Mrs. Bevins(By Req.) - CEB - Maryland Energy Assistance Program
- 20          **JOANNE WILLIAMS, DIRECTOR, DEPARTMENT OF AGING**  
Bill 71-14 - Mrs. Bevins(By Req.) - CEB - Retired and Senior Volunteer Program
- 23          **COUNCIL**  
Bill 72-14 - Mr. Marks - The C.T. District of Towson; East Towson
- 24          Bill 73-14 - Councilmembers Marks, Quirk, Almond, Kach, Jones, Bevins & Crandell- Parking Meter Zones and Parking Meters

**APPROVAL OF FISCAL MATTERS/CONTRACTS**

NONE

**MISCELLANEOUS BUSINESS**

- 27          **COUNCIL**  
1. Correspondence - (a)(1) - Non-Competitive Awards (December 15, 2014)
- 25          **JAMES JOHNSON, CHIEF, POLICE DEPARTMENT**  
2. Res. 2-15 - Mrs. Bevins(By Req.) - Accept donation of weight training equipment - Police Department
- COUNCIL**  
3. Res. 3-15 - Mr. Jones - Property Tax Exemption - DAV - Keith E. Harmon  
4. Res. 4-15 - Mr. Crandell - Property Tax Exemption - DAV - Frank C. Terzigni  
5. Appointment - Mrs. Bevins(By Req.) - Director, Department of Aging - Joanne E. Williams  
6. Appointment - Mrs. Bevins(By Req.) - Director, Department of Corrections - Deborah J. Richardson  
7. Appointment - Mrs. Bevins(By Req.) - Director, Department of Economic & Workforce Development - William Anderson  
8. Appointment - Mrs. Bevins(By Req.) - Director, Office of Human Resources - George E. Gay  
9. Appointment - Mrs. Bevins(By Req.) - Director, Office of Information Technology - Robert R. Stradling  
10. Appointment - Mrs. Bevins(By Req.) - Director, Department of Planning - Andrea Van Arsdale  
11. Appointment - Mrs. Bevins(By Req.) - Director, Department of Recreation and Parks - Barry F. Williams  
12. Appointment - Mrs. Bevins(By Req.) - Zoning Commissioner/Administrative Law Judge - Lawrence M. Stahl  
13. Appointment - Mrs. Bevins(By Req.) - Deputy Zoning Commissioner/Administrative Law Judge - John E. Beverungen

Bill 67-14

Council District(s) All

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**Mrs. Bevins (By Req.)**

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**Office of Law**

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**Speed Monitoring System – Signage Requirement**

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Bill 67-14 proposes to amend the County statute relating to speed monitoring systems.

At the 2014 legislative session, the Maryland General Assembly passed legislation entitled the “Speed Monitoring Systems Reform Act of 2014.” The new law went into effect on June 1, 2014 and required the County to make technical changes to the County’s law.

Before the passage of this Act, State law provided that “for a period of at least 30 days after the first speed monitoring system is placed in the local jurisdiction, a violation recorded by any speed monitoring system in the local jurisdiction may be enforced only by the issuance of a warning.” This provision appeared in the County’s law as Section 2 of Bill 61-09, the bill creating the County’s school zone speed monitoring system.

In practice, the County had long *exceeded* the requirements of State law and issued only warnings during the first 30 days after the location of EACH new school zone speed monitoring system, not just 30 days after the first system placed under the entire program as allowed by State and County law.

The 2014 State law now requires that, if a local jurisdiction moves or places a mobile or stationary speed monitoring system to or at a location where a speed monitoring system had not previously been moved or placed, the local jurisdiction may not issue a citation for a violation recorded by that speed monitoring system:

1. Until signage is installed in accordance with the State requirement; and
2. For at least the first 15 calendar days after the signage is installed.

Bill 67-14 amends the Baltimore County Code to conform with this requirement, except that it retains the County's current practice of not issuing a citation for the first 30 days rather than the first 15 days as allowed by State law.

With the affirmative vote of five members of the County Council and signature by the County Executive, Bill 67-14 will take effect on February 1, 2015.

Bill 68-14

Council District(s) All

Mrs. Bevins (By Req.)

Office of Budget and Finance

Borrowing Ordinance

The Administration is requesting approval of an ordinance that authorizes the issuance, sale, and delivery of up to \$323,000,000 in General Obligation (G.O.) bonds for Consolidated Public Improvements and Metropolitan District projects, \$323,000,000 in bond anticipation notes (BANs), and \$1,553,188,000 in refunding bonds. This ordinance also authorizes the County to purchase development rights (Installment Purchase Agreement Program) and to pursue the use of tax advantaged bond status. In addition, this ordinance sets a \$425 million limit on the aggregate principal amount of BANs outstanding.

## Fiscal Summary

<b>Proposed Debt Issuance</b>	<b>Maximum Amount</b>
Consolidated Public Improvement (CPI) (2014 Series)	\$ 115,000,000
Metropolitan District (78 <sup>th</sup> Issue)	208,000,000
Total – General Obligation Bonds	<u>\$ 323,000,000</u> <sup>(1)</sup>
CPI Bond Anticipation Notes (BANs)	\$ 115,000,000
Metropolitan District BANs	208,000,000
Total – BANs	<u>\$ 323,000,000</u> <sup>(2)</sup>
CPI/Metro District Bonds (Refunding Series)	<u>\$1,553,188,000</u> <sup>(3)</sup>

<sup>(1)</sup> Authorization for issuance expires on the latter of June 30, 2015 or the expiration of any outstanding BANs.

<sup>(2)</sup> BANs are limited to no more than \$425 million outstanding at one time.

<sup>(3)</sup> Represents 130% of outstanding bonds totaling \$1,194,760,000. Amount to be issued depends on interest rates, issuance costs, and other variables at the time of refunding.

**Analysis**

**General Obligation (G.O.) Bonds:** This bill authorizes the County to issue up to \$323,000,000 of G.O. bonds consisting of \$115,000,000 in Consolidated Public Improvement (CPI) bonds and \$208,000,000 in Metropolitan District bonds. The Office advised that the bonds must be sold at competitive bid per State law, except for \$5,000,000 in Agricultural Preservation bonds designated for agricultural property owners according to the Installment Purchase Agreement (IPA) Program (explained later) and any bonds designated as financed from the Maryland Water Quality Financing Administration (MWQFA) as authorized in the bill. In addition, this bill authorizes the County to issue G.O. refunding bonds and to pursue the use of tax advantaged obligations. The authority to issue the G.O. bonds expires on the latter of June 30, 2015 or upon expiration of any outstanding BANs.

**Consolidated Public Improvement (CPI) Bonds:**

This bill authorizes the issuance of CPI bonds up to the following amounts, for the following types of capital improvements:

Type of Improvement	Maximum Amount
Schools	\$ 58,000,000
Public Works (roads, bridges, sidewalks, storm drains)	24,000,000
Community College	16,000,000
Agricultural Land Preservation	5,000,000
Operational Buildings (police, fire, other facilities)	5,000,000
Community and Economic Improvement & Development	4,000,000
Parks, Preservation, Greenways	3,000,000
Total	<u>\$ 115,000,000</u>

This borrowing was approved by voters on prior-year referenda, as required by the Baltimore County Charter, Section 718.

Repayment of the principal and interest (collectively known as debt service) on the CPI bonds is guaranteed by the irrevocable pledge of the full faith and credit – and unlimited taxing powers – of the County. This debt service cost is financed by General Fund revenues and is subject to the Spending Affordability Committee’s (SAC) debt service guideline, which states that County debt

service, including non-general obligation debt, should not exceed 9.5% of General Fund revenue. In addition, the County's debt policy states that the County will maintain a Debt Service to Revenues ratio in the range of 8.5% to 9.5%.

**Agricultural Preservation Bonds/Installment Purchase Agreement (IPA) Program:** In lieu of issuing all or any of the CPI bonds under the Agricultural Land Preservation Borrowing Plan Ordinance, the Administration is requesting authority to issue IPAs to purchase development rights in accordance with Section 12-902 of the Local Government Article. The Office advised that the \$5,000,000 bond authorization for Agricultural Preservation projects may be used for IPAs.

The IPA option was established in June 2007 to encourage agricultural landowners to sell land or land preservation easements to the County by offering the seller the option to receive payment in installments and qualify for income tax savings. Many sellers would have to pay high capital gains tax in the year of sale when a single payment is received. Through the IPA Program, principal payments are deferred for a period of up to 30 years, thus allowing the seller to defer a portion of the capital gains tax over the installment payment period. Principal payments on IPAs shall be made on one or more dates as determined by order of the County Executive. The interest paid by the County is exempt both from Federal income taxes under Federal tax law and from State and local income taxes in the State of Maryland, similar to the tax treatment for County bonds issued to the general public. The Office advised that other benefits of IPA bonds for landowners include better estate planning since heirs can use the cash flow stream from the bonds to pay estate taxes, if necessary, and better investment planning since landowners can sell IPA bonds to investors for cash prior to the maturity date.

**Metropolitan District Bonds:** The purpose of the Metropolitan District bonds is to finance the construction of improvements to the Metropolitan District sewer and water system. The debt service on these bonds is financed by sewer and water assessments and charges levied against all users in the Metropolitan District. If the sewer and water revenues are insufficient to finance the debt service, the County may levy a tax on all properties in the Metropolitan District or in the County to finance any deficiency. Metropolitan District debt does not require voter approval. The bill indicates that the total outstanding balance of Metropolitan District debt as of July 31, 2014, plus the net of additional Metropolitan District debt authorized by this bill, totals \$1,447,087,174. This level of Metropolitan District debt is compliant with the County Charter limitation.

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**General Obligation Bond Anticipation Notes (BANs):** This bill authorizes the County to issue up to \$323,000,000 in BANs. BANs are short-term notes sold in anticipation of issuing long-term bonds at a later date when more favorable market conditions may occur. When issued, long-term bond proceeds are used to retire the BANs. The bill limits the aggregate principal amount of BANs outstanding to no more than \$425 million outstanding at one time. The bill further provides that the face value of all BANs outstanding may from time to time exceed the limit. BANs may be issued at a private sale in the nature of commercial paper, which is more flexible than issuing fixed-rate notes. Proceeds from the sale of BANs are reinvested until the funds are needed thereby creating a legal arbitrage profit (i.e., interest earnings from investments exceeding interest cost on BANs). Issuing BANs also allows capital projects to proceed while awaiting more favorable market conditions for issuing long-term bonds.

The Office previously advised that by continuing its policies of issuing commercial paper BANs, when applicable, for a portion of its debt program and issuing bonds through the MWQFA, the County is able to obtain a lower cost of borrowing.

**General Obligation Refunding Bonds:** This bill also authorizes the County to sell \$1,553,188,000 of refunding bonds to refinance the callable amounts of outstanding CPI and Metropolitan District bonds issued between 2006 and 2014, which total \$1,194,760,000. The callable bonds by issuance date for CPI bonds (\$663,305,000) and Metropolitan District bonds (\$531,455,000) are listed in Exhibits A and B, respectively. The refunding bond authority totals 130% of the outstanding principal amount.

Under a refunding, the outstanding debt is “defeased” (nullified) by the issuance of new debt, the proceeds of which are placed in a trust fund. The amount of proceeds required depends on factors such as current interest rates, the remaining term of the original bonds, bid discount, and costs of issuance. The trust fund invests the proceeds in U.S. Government obligations and guarantees the debt service (interest and redemption payments) on the original debt. The County is then obligated to make debt service payments on the new issue only. The County is permitted to issue the refunding bonds in one or more series, subject to the determination of the County Executive. Approval of the refunding is requested without an expiration date so that the Office can access the credit market as favorable market conditions occur. The benefit to the County is derived from the difference between the interest rate paid on the original debt, and the related costs and the rate to be paid on the issuance of the refunding bonds. The debt service savings

to be realized due to this refinancing authorization are dependent upon the timing of the refunding and the applicable interest rates and, therefore, cannot be determined at this time.

The refunding bonds may be sold at such times and in such manner as shall be determined by the County Executive; the Executive must give the County Council prior notice of such issuance. The refunding bonds may be sold at a private, negotiated sale unless the County Executive determines that it is in the best interest of the County to sell the bonds through a competitive bid process.

The Council previously approved Bills 67-10, 17-11, 60-12, and 54-13 on September 7, 2010, May 2, 2011, September 4, 2012, and November 4, 2013, respectively. These bills contained similar provisions authorizing the refinancing of outstanding callable bonds totaling \$1,017,692,000, \$1,405,046,500, \$1,592,636,500, and 1,621,854,000, respectively, issued between 2001 and 2012. The Office advised that the County's most recent refunding settled on July 15, 2014.

**Tax Advantaged Obligations:** The Administration is requesting authority to take necessary action, when entitled, to ensure bonds and notes authorized by this ordinance are afforded a tax advantaged status. The necessary actions may include, but are not limited to, covenants or agreements relating to proceeds and earnings and elections and designations as required under the Internal Revenue Code (IRC) to assure proper entitlement to a subsidy or tax credit benefit for both the issuer and holder. The County has previously issued tax advantaged obligations (e.g., Qualified School Construction Bonds and Build America Bonds); these programs expired on December 31, 2010. However, the Office advised that retaining the authority to issue tax advantaged obligations is in the best interest of the County in the event that Congress should choose to renew these provisions.

**Administrative Costs:** The Office advised that estimated administrative costs associated with this borrowing ordinance are as follows:

Annual Costs:

Liquidity provider	\$ 558,000
Commercial paper dealer	100,000
Rating agency (commercial paper)	40,000
Total Annual Fees	\$ 698,000

One-Time Costs:

Rating agency	\$ 260,000
Bond counsel	50,000
Financial printing and advertising	5,000
Total One-Time Costs	\$ 315,000

The costs will be split proportionately between the General Fund and Metropolitan District Operating Fund. The Office advised that the FY 2015 Debt Service operating budget will be sufficient to cover related administrative costs.

**Other:** The bill states that any premium funds received from the sale of bonds and BANs shall be set apart in a separate account and can be used for the first interest payments on those bonds and BANs or allocated for other expenditure purposes permitted under Federal income tax law. The bill also states that any earnings from the investment of proceeds of CPI bonds and BANs and Metropolitan District bonds and BANs may be treated as general revenues and applied to the general purposes of the County and Baltimore County Metropolitan District, respectively. The bill further states that the County Executive or County Administrative Officer may designate specific expenditures to be paid from such earnings. The Office previously advised that such language regarding the use of premium funds and earnings constitutes appropriation authority, despite its lack of specificity as to the amount(s), program(s), and fiscal year(s) of the expenditure authorization.

The Office advised that it expects to issue \$111 million in CPI BANs and \$108 million in Metropolitan District BANs in March 2015 at an anticipated interest rate of 0.25%. (The County will issue bonds by March 2016 to pay off the BANs.) In addition, the County expects to finance approximately \$52.9 million in bonds and notes through the MWQFA between January and March 2015 at an anticipated interest rate of 1.5%. On December 10, 2014, the County issued \$116 million in CPI bonds and \$84 million in Metropolitan District bonds at true interest costs of 2.71% and 3.31%, respectively, to pay off outstanding BANs due February 25, 2015. The first interest

payments and first Metropolitan District principal payment on the bonds will begin in FY 2016, and the first CPI principal payment will begin in FY 2017. The Office expects that the December 10, 2014 bond issuances and upcoming March 2015 BAN issuances will generate FY 2016 debt service costs of \$13.8 million and \$547,000, respectively.

The bill indicates that the outstanding balance of County general obligation debt as of July 31, 2014, plus the net balance of additional general obligation debt authorized by this bill, totals \$2,031,041,500. This level of general obligation debt (including pension obligation debt) is compliant with the County Charter limitation (4% of assessed property value). The Office provided a detailed breakdown of the estimated outstanding debt balance as of June 30, 2015. Projected debt subject to the guidelines adopted by the Spending Affordability Committee (excluding pension obligation debt) is within maximum recommended levels (9.5% of general fund revenues for debt service, and 2.5% of assessed property value for outstanding debt). See Exhibit C.

With the affirmative vote of five members of the County Council, the borrowing ordinance will take effect 45 days from the date of enactment.

**CHART II**

<b>Outstanding Issues</b>	<b>Dated Date</b>	<b>Callable Maturities</b>	<b>Aggregate Principal Amount of Callable Bonds</b>
Baltimore County Consolidated Public Improvement Bonds – 2006 Series	9/27/06	9/1/26	\$5,000,000
Baltimore County Consolidated Public Improvement Bonds – 2008 Series	1/3/08	2/1/19-2/1/28	\$70,000,000
Baltimore County Consolidated Public Improvement Bonds – 2009 Series B (BABs)	11/10/09	11/1/20-11/1/29	\$63,000,000
Baltimore County Consolidated Public Improvement Bonds – 2009 Series C (RZEDBs)	11/10/09	11/1/14-11/1/29	\$27,200,000
Baltimore County Consolidated Public Improvement Bonds – 2010 Refunding Series	8/10/10	8/1/21-8/1/22	\$13,315,000
Baltimore County Consolidated Public Improvement Bonds – 2010 Series B (QSCBs)	11/9/10	11/1/29	\$19,950,000
Baltimore County Consolidated Public Improvement Bonds – 2010 Series C (BABs)	11/9/10	11/1/18-11/1/30	\$177,000,000
Baltimore County Consolidated Public Improvement Bonds – 2011 Series	11/30/11	2/1/23-2/1/32	\$90,000,000
Baltimore County Consolidated Public Improvement Bonds – 2012 Series	12/12/12	8/1/23-8/1/32	\$103,000,000
Baltimore County Consolidated Public Improvement Bonds – 2012 Refunding Series	12/12/12	8/1/23-8/1/24	\$15,110,000
Baltimore County Consolidated Public Improvement Bonds – 2014 Refunding Series	2/20/14	2/1/25-2/1/34	\$75,000,000
Baltimore County Consolidated Public Improvement Bonds – 2014B Refunding Series	7/15/14	9/1/25	\$4,730,000
Total			\$663,305,000

CHART III

Outstanding Issues	Dated Date	Callable Maturities	Aggregate Principal Amount of Callable Bonds
Baltimore County Metropolitan District Bonds (70 <sup>th</sup> Issue)	9/27/06	9/1/26-9/1/36	\$32,000,000
Baltimore County Metropolitan District Bonds (71 <sup>st</sup> Issue)	1/3/08	2/1/19-2/1/38	\$136,000,000
Baltimore County Metropolitan District Bonds (72 <sup>nd</sup> Issue – Series B – BABs)	11/10/09	11/1/20-11/1/39	\$70,600,000
Baltimore County Metropolitan District Bonds – 2010 Refunding Series	8/10/10	8/1/21-8/1/30	\$50,730,000
Baltimore County Metropolitan District Bonds (73 <sup>rd</sup> Issue – Series B – BABs)	11/9/10	11/1/19-11/1/40	\$93,900,000
Baltimore County Metropolitan District Bonds (74 <sup>th</sup> Issue)	11/30/11	2/1/23-2/1/42	\$56,000,000
Baltimore County Metropolitan District Bonds (75 <sup>th</sup> Issue)	12/12/12	8/1/23-8/1/42	\$40,000,000
Baltimore county Metropolitan District Bonds 2012 Refunding Series	12/12/12	8/1/28-8/1/32	\$8,250,000
Baltimore County Metropolitan District Bonds (76 <sup>th</sup> Issue)	2/20/14	2/1/25-2/1/44	\$41,100,000
Baltimore County Metropolitan District Bonds – 2014C Refunding Series	7/15/14	9/1/25	\$2,875,000
Total			\$531,455,000

**CAPITAL BUDGET - DEBT AFFORDABILITY GUIDELINES**

**Debt Service<sup>(1)</sup> as % of General Fund Revenue**

Guideline - 9.5% of General Fund Revenue	\$ 169,503,586
FY 2015 Budget	<u>(133,119,516)</u>
Under (Over) Guideline	<u>\$ 36,384,070</u>

**Debt Outstanding<sup>(1)</sup> as % of Total Property Value**

Guideline - 2.5% of Assessed Property Value	\$ 1,950,147,025
Estimated Debt Outstanding as of 6/30/2015	<u>(1,601,628,653)</u>
Under (Over) Guideline	<u>\$ 348,518,372</u>

**Legal Debt Limit<sup>(2)</sup>**

Estimated Assessable Base	\$ 78,005,881,000
	x 4%
Debt Limit Equal to 4% of Assessable Base	<u>\$ 3,120,235,240</u>
Estimated Debt Outstanding as of 6/30/2015	
Public Facility Bonds	\$ 726,068,000
Public School Bonds	460,662,000
Pension Liability Funding Bonds	259,295,000
Bond Anticipation Notes	211,000,000
Community College Bonds	<u>93,545,000</u>
	<u>(1,750,570,000)</u>
Under (Over) Legal Debt Limit	<u>\$ 1,369,665,240</u>

(1) Excludes pension funding and Metropolitan District bonds.

(2) Excludes certificates of participation, single stream recycling facility loan, capital leases, and Metropolitan District bonds.

**Bill 69-14 (Supplemental Appropriation)**

**Council District(s) All**

**Mrs. Bevins (By Req.)**

**Department of Corrections**

**Therapeutic Treatment Services**

The Administration is requesting a supplemental appropriation of federal funds totaling \$63,311 to the Therapeutic Treatment Services Gifts and Grants Fund program. The funds will be used to support the salaries and fringe benefit costs of two existing contractual positions (full-time Aftercare Coordinator and part-time Trauma Coordinator) to provide substance abuse treatment services to eligible inmates at the Baltimore County Detention Center. See Exhibit A.

**Fiscal Summary**

<u>Funding Source</u>	<u>Supplemental Appropriation</u>	<u>Current Appropriation</u>	<u>Total Appropriation</u>
<b>County</b>	--	--	--
<b>State</b>	--	--	--
<b>Federal <sup>(1)</sup></b>	\$ 63,311	--	\$ 63,311
<b>Other</b>	--	--	--
<b>Total</b>	<u>\$ 63,311</u>	<u>--</u>	<u>\$ 63,311</u>

<sup>(1)</sup> U.S. Department of Justice funds passed through the Governor’s Office of Crime Control and Prevention (GOCCP). The grant funds will replace FY 2015 Department of Corrections Commissary Account funds appropriated for this program (the FY 2015 program appropriation totals \$349,620). No County matching funds are required.

**Analysis**

The Therapeutic Treatment Services Program addresses the role substance abuse plays in crime and recidivism. The goal of the program is to reintroduce inmates to society as sober/clean, law

abiding, and productive citizens. Program services are provided through a contract with Gaudenzia, Inc. for the operation of a 45-bed Residential Substance Abuse Treatment (RSAT) housing unit within the Baltimore County Detention Center to work with male inmates with chronic substance abuse issues. Services include therapy, cognitive behavioral training, relapse prevention, and aftercare planning and referral. Gaudenzia, Inc. provides all staff, equipment, and furniture (e.g., beds) to operate the program at an annual cost of approximately \$349,620 under a 7-year and 3-month contract, approved by the Council on July 2, 2012. The Department expects the program to serve 90 inmates in FY 2015.

The Department advised that the program began in FY 2007 with funding provided by a federal grant that expired on March 31, 2010. Funding since that time has been provided through the Department's "Commissary Account." The Department advised that it was informed of available GOCCP grant funds for the FY 2015 program. The Department further advised that the proposed \$63,311 in grant funds will replace appropriated FY 2015 "Commissary Account" funds and will be used to support the salaries and fringe benefit costs of two existing contractual positions, one full-time Aftercare Coordinator (40 hours-per-week) and one part-time Trauma Coordinator (6 hours-per-week). The Department advised that the "Commissary Account" funds being replaced will be used for the FY 2016 Therapeutic Treatment Services program.

Aramark Correctional Services, LLC provides commissary services to inmates in the Detention Center. The contract with Aramark allows a portion of gross sales to be returned to the County to fund a "Commissary Account" to purchase supplies for indigent inmates and to enhance programs for literacy and GED programming, textbooks, recreation equipment, life skills materials, and other program functions.

The grant period is FY 2015. No County matching funds are required for this grant. With the affirmative vote of five members of the County Council, Bill 69-14 will take effect February 2, 2015.

**DEPARTMENT OF CORRECTIONS  
EXECUTIVE SUMMARY  
FOR  
THERAPEUTIC TREATMENT SERVICES RSAT**

The Department of Corrections currently operates a Therapeutic Treatment Service Program (aka RSAT) which is funded thru the Departments "Commissary Account". GOCCP has contacted us and advised there are additional unused funds in the amount of \$63,311 (with no additional cash match required) available and encouraged us to apply.

The Department of Corrections opened a Residential Substance Abuse Treatment (RSAT) housing unit for male inmates with at least one year remaining on their sentence in 2006 with funds secured from the Governor's Office of Crime Control and Prevention. The contractor, Gaudenzia LLC, provides therapeutic treatment for up to 45 inmates with chronic substance abuse issues. Services offered include individual, group and milieu therapy, trauma, recreational therapy, cognitive behavioral training, relapse prevention, criminal thinking, aftercare planning and referral.

The program includes three phases; orientation, intensive treatment and re-entry. Upon successful completion of these phases (six months), inmates are transitioned to a Community Correction Program (usually work release). They continue to work with an Aftercare Coordinator to participate in groups until release. Upon release the Aftercare Coordinator follows the inmate into the community to assist with any re-entry issues and to make the connection to aftercare services in the community.

After grant funds expired, the Department has funded this program thru the "Commissary Account" in the amount of \$349, 620 per year. The success of the program has encouraged the County to continue providing these services. In 2011, the program received a National Association of County (NACO) award for its positive effect on our population. The additional funds in the amount of \$63,311 will be used to provide an Aftercare Coordinator and a Trauma Coordinator to continue the program with all needed components.

Prepared by: Department of Corrections

**Bill 70-14 (Supplemental Appropriation)**

**Council District(s) All**

**Mrs. Bevins (By Req.)**

**Department of Health and Human Services**

**Maryland Energy Assistance Program**

The Administration is requesting a supplemental appropriation of state and federal funds totaling \$89,030 to the Maryland Energy Assistance Program (MEAP) Gifts and Grants Fund program. The funds will be used to support the salary costs of eight existing temporary staff who assist with determining household eligibility, processing applications, and calculating energy assistance payments to be provided by the State on behalf of low-income Baltimore County households. See Exhibit A.

**Fiscal Summary**

<b>Funding Source</b>	<b>Supplemental Appropriation</b>	<b>Current Appropriation</b>	<b>Total Appropriation</b>
<b>County</b>	--	--	--
<b>State <sup>(1)</sup></b>	\$ 44,515	\$ 533,104	\$ 577,619
<b>Federal <sup>(2)</sup></b>	44,515	533,104	577,619
<b>Other</b>	--	--	--
<b>Total</b>	<u>\$ 89,030</u>	<u>\$ 1,066,208</u>	<u>\$ 1,155,238</u>

<sup>(1)</sup> Maryland Department of Human Resources, Office of Home Energy Programs. No County matching funds are required.

<sup>(2)</sup> U.S. Department of Health and Human Services, Administration for Children and Families funds passed through the Maryland Department of Human Resources. No County matching funds are required.

**Analysis**

The Maryland Energy Assistance Program (MEAP) provides assistance with home energy costs to eligible families whose applications are received, approved, and processed by local implementing agencies. Once approved, the State provides a grant directly to the household's heating supplier or landlord. To be eligible, households must not exceed the following income limits:

<u>Household Size</u>	<u>Maximum Annual Household Income</u>
1	\$20,423
2	\$27,528
3	\$34,633
4	\$41,738
5	\$48,845
6	\$55,843

The additional grant funds will be used to support the salary costs of eight existing temporary staff who assist with determining household eligibility, processing applications, and calculating energy assistance payments. The Department advised that the temporary staff work 30-40 hours per week and are utilized during heavy demand periods (i.e., the beginning of the program year and the start of the cold-weather/heating season).

The Department advised that during FY 2014, the State paid approximately \$12 million in energy assistance benefits through the MEAP on behalf of 14,750 eligible Baltimore County households. The Department estimates that approximately 20,000 County households will apply for MEAP assistance during FY 2015; as of December 12, 2014, the Department has received 13,500 applications.

In addition to the federal funds supporting the MEAP, State fees levied against residential and commercial electricity users as part of the State's Deregulation of Electric Utilities Act provide support for the energy assistance payments made on behalf of eligible residents.

The grant period is FY 2015. No County matching funds are required for this grant. With the affirmative vote of five members of the County Council, Bill 70-14 will take effect February 2, 2015.

The bill as introduced reflects a supplemental appropriation of \$36,864; a proposed amendment increases the amount to \$89,030 based on revised information provided by the Department of Health and Human Services.

## EXECUTIVE SUMMARY

### MARYLAND ENERGY ASSISTANCE PROGRAM – MEAP

The Baltimore County Department of Health & Human Services, Maryland Energy Assistance Program – MEAP is requesting a supplemental appropriation in the amount of \$89,030 to provide assistance with home heating and/or cooling energy costs from the United States Department of Health & Human Services and the State of Maryland Department of Human Resources. The new grant total for the period July 1, 2014 through June 30, 2015 is now \$1,155,238. The grant manages the Office of Home Energy Programs (OHEP) in Baltimore County to help eligible households meet their energy fuel costs, lower the risks of home energy crisis, reduce home energy usage and make home energy cost affordable for families

#### **Background**

OHEP is responsible for the administration of the Maryland Energy Assistance Program – MEAP, Electric Universal Service Program (EUSP) and accepts applications for the Utility Service Protection Plan (USPP). OHEP, an operating unit within the Family Investment Administration, has designed a program to assist Maryland residents with home energy costs. The programs serve homeowners, renters, roomers/boarders, and shelters by paying part of the fuel costs for electricity, utility gas, oil, kerosene, propane, coal or wood. The Maryland Energy Assistance Program – MEAP aims to provide assistance to eligible Baltimore County residents in addressing their energy bills through utility service restoration, one time lump sum financial assistance, ongoing monthly bill assistance and arrearage assistance for large electric bills.

#### **Purpose**

The Baltimore County Department of Health & Human Services received additional grant funding from the United States Department of Health & Human Services and the Maryland Department of Human Resources (DHR) to continue funding 8 temporary staff. The temporary staff assists in managing the larger volume of applications received at the start of the program year and the start of the heating season. The additional temporary staff allows cases to be processed in a timely, effective and efficient manner, as well as, providing professional support services to the Department.

#### **Fiscal**

The amount of the total funding award is \$1,155,238 to cover the administration of the OHEP Program from July 1, 2014 through June 30, 2015.

Prepared by: Department of Health and  
Human Services

**Bill 71-14 (Supplemental Appropriation)**

**Council District(s) All**

**Mrs. Bevins (By Req.)**

**Department of Aging**

**Retired and Senior Volunteer Program**

The Administration is requesting a supplemental appropriation of federal funds totaling \$52,719 to the Retired and Senior Volunteer Program (RSVP) Gifts and Grants Fund program. The funds will be used to operate the RSVP Baltimore Region Hunger Corps, allowing RSVP to expand its services and increase the number of clients served annually, from approximately 22,520 to 23,520. See Exhibit A.

**Fiscal Summary**

<b>Funding Source</b>	<b>Supplemental Appropriation</b>	<b>Current Appropriation</b>	<b>Total Appropriation</b>
<b>County</b>	--	\$ 22,430	\$ 22,430
<b>State</b>	--	--	--
<b>Federal</b>	\$ 52,719 <sup>(1)</sup>	61,190	113,909
<b>Other</b>	--	--	--
<b>Total</b>	<u>\$ 52,719</u>	<u>\$ 83,620 <sup>(2)</sup></u>	<u>\$ 136,339</u>

<sup>(1)</sup> Corporation for National and Community Service funds. No County matching funds are required.

<sup>(2)</sup> The original grant award required a 30% match, which will be met with Local Share Program funds (\$22,430) and in-kind contributions (\$3,794).

**Analysis**

The RSVP matches individuals aged 55 and older with volunteer positions that impact the citizens of Baltimore County. The proposed \$52,719 supplemental appropriation will enable a thorough

analysis of poverty, food insecurity, and resources available for all demographics and geographic areas in Baltimore County through the funding of a temporary, part-time program coordinator for the RSVP Baltimore Region Hunger Corps. Specifically, the additional funding will support the salary, benefits, supplies, and travel costs for this program coordinator, who will support the program's goals by recruiting and equipping RSVP volunteers to educate the public on nutrition and healthy eating behavior as well as assist existing community food stations with distribution, serving, marketing, recruitment, and education. The program expects to serve an additional 1,000 County residents annually, from approximately 22,520 to 23,520, by providing both education and nutritious food packages.

The grant period is April 1, 2012 through June 30, 2015. The Department advised that the original grant award required a 30% match; however, no County matching funds are required for the proposed supplemental funding.

With the affirmative vote of five members of the County Council, Bill 71-14 will take effect February 2, 2015.

## *Executive Summary*

### ***Supplemental Appropriation Retired and Senior Volunteer Program***

The Retired and Senior Volunteer Program (RSVP) matches individuals aged 55 and older with volunteer positions that make an impact upon the citizens of Baltimore County. RSVP acts as a recruiter of volunteers and a clearinghouse for volunteer opportunities. Baltimore County was awarded an additional \$52,719 in federal funds to operate the *RSVP Baltimore Region Hunger Corps* through June 30, 2015. These funds will enable a thorough analysis of poverty, food insecurity, and resources available for all demographics and geographic areas within Baltimore County. Ultimately, the RSVP volunteers will be able to educate the public on nutrition and healthy eating behavior as well as assist existing community food stations with distribution and serving while helping them build additional capacity through marketing, recruitment and education. This additional funding will allow RSVP to expand the breadth of their services and increase clients served from 22,520 to approximately 23,520.

Bill 72-14

Council District(s) 5

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**Mr. Marks**

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**The C.T. District of Towson; East Towson**

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Bill 72-14 applies to development projects in a portion of the C.T. (Commercial, Town Center Core) District of Towson and in the East Towson Community Conservation Area.

The Towson C.T. District is already treated differently in the Baltimore County Zoning Regulations than other districts. Development in parts of the District is exempt from many of the usual processes.

Bill 72-14 re-defines this special area of the Towson C.T. District to be the area bounded by York Road, Chesapeake Avenue, Bosley Avenue, and Towsontown Boulevard. For a proposed development in that area, the Director of Permits, Approvals and Inspections (PAI) may exempt it from any required front, side or rear yard setback, or any setback from the center line of any street, or any building height limitation.

Bill 72-14 also proposes to permit the Director to exempt the development from any law or regulation that governs the height, area, bulk, signage, or parking requirements applicable to the development. This applies to a development that is subject to review by the Design Review Panel.

The bill further limits the use of any open space waiver fees paid for a development. These fees may only be used within a 2-mile radius of the project site.

The bill also limits the height of any building located in or within 100 feet of the East Towson Community Conservation Area to 110 feet.

The Director's authority to waive certain requirements does not extend to any environmental, historic, or bicycle parking or transit laws or regulations.

With the affirmative vote of five members of the County Council and signature by the County Executive, Bill 72-14 will take effect on January 30, 2015.

**Bill 73-14**

**Council District(s) All**

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**All Councilmembers**

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**Parking Meter Zones and Parking Meters**

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Bill 73-14 requires notice to the County Council of any change proposed for parking meter locations, rates, and hours or days of operation.

Under current law, the Traffic Engineer, with the approval of the County Administrative Officer (CAO), may, by regulation, establish or change the parking time period, hours, days of operation, or rate for any parking meter zone. Likewise, he may also, with the approval of the CAO, establish or change the location of parking meter zones within parking meter districts.

Bill 73-14 proposes to amend Sections 18-2-306 and 18-2-308 of the County Code in order to require that, as a condition precedent to such action, the CAO must recommend to the County Council the establishment or change in a parking time period, hours, day of operation, location, or rate for any parking meter or parking meter zone. That recommendation must be sent to the County Council, and any Councilmember may, within 14 days of receipt of the recommendation, request that the proposal be forwarded to the Council for consideration at a legislative meeting.

This bill will take effect 45 days after its enactment.

**MB-2 (Res. 2-15) Donation**

**Council District 7**

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**Mrs. Bevins (By Req.)**

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**Police Department**

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**Accept Donation of Weight Training Equipment**

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This resolution authorizes the County to accept a donation of used fitness equipment valued at \$16,518 (including delivery fees) for the Department's Essex Precinct from the Baltimore County Police Foundation. The fitness equipment includes various exercise machines (e.g., treadmills, ellipticals), presses, barbells, weights, and benches. The Department advised that the equipment is currently in storage pending Council approval of the donation. The Department also advised that the equipment is not warrantied; any repairs or maintenance will be funded through Asset Forfeiture or Police Foundation funds. The Department further advised that all County police precincts possess fitness equipment, but the Department is planning to upgrade some precincts to newer equipment to encourage fitness training.

County Charter, Section 306, vests in the County Council the power to accept gifts.

This resolution shall take effect from the date of its passage by the County Council.

BALTIMORE COUNTY COUNCIL  
NOTES TO THE AGENDA  
APPENDIX A

**BALTIMORE COUNTY, MARYLAND  
INTER-OFFICE CORRESPONDENCE**

**TO:** Fred Homan  
Administrative Officer **DATE:** 12/15/14

**FROM:** Keith Dorsey, Director *KAD* **COUNCIL MEETING**  
Office of Budget & Finance **DATE:** 1/20/15

**SUBJECT:** Public Recordation of Announcement  
of Non-Competitive Awards Charter Sec. 902(f)

Whenever a contract over \$25,000 is awarded by a process other than a formal competitive bid, a copy of the contract must be given to the County Council, and at the next legislative session-day following the award of the contract, the Secretary to the County Council shall formally announce to the Council the nature of the contract and the parties to the contract. The announcement shall be recorded in the minutes of the County Council, and shall be available for inspection by the public. In compliance with this procedure, information is attached concerning the following awards, which are to be forwarded to the County Council:

Purchase Order

MA 2832 Selex ES Inc. dba ELSAG North America LLC – Police, License Plate Reader

This Master Agreement issued to Selex ES Inc. dba ELSAG North America LLC is for License Plate Reader (LPR) equipment, software and related services used by the Police Department. ELSAG North America LLC has been providing their proprietary LPR hardware and software technology to the Police Department since 2006

There are currently 17 marked patrol units and 10 Regional Auto Theft Task Force (RATT) covert vehicles deployed with ELSAG LPR equipment. The Department also owns 16 ELSAG LPR units in the process of being deployed for patrol; RATT has 2 LPR units through ELSAG which will be soon deployed.

As indicated in Chief James Johnson's memo dated October 14, 2014, to maintain consistency, continuity and the compatibility of existing equipment, the Police Department request a new 5 year Master Agreement for ELSAG to continue to maintain existing LPR equipment with the option to purchase additional LPR equipment, software and related services that may be needed.

Amount: \$ 200,000.00 per year  
Total Amount: \$1,000,000.00  
Award Date: 12/12/14

c: M. Field  
T. Peddicord  
L. Smelkinson