

*BALTIMORE COUNTY COUNCIL
NOTES TO THE AGENDA
LEGISLATIVE SESSION 2016*

*Issued: January 7, 2016
Work Session: January 12, 2016
Legislative Day No. 2: January 19, 2016*

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



OFFICE OF THE COUNTY AUDITOR

BALTIMORE COUNTY COUNCIL

January 19, 2016

NOTES TO THE AGENDA

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**BALTIMORE COUNTY COUNCIL AGENDA
LEGISLATIVE SESSION 2016, LEGISLATIVE DAY NO. 2
JANUARY 19, 2016 6:00 P.M.**

CEB = CURRENT EXPENSE BUDGET
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CALL OF BILLS FOR FINAL READING AND VOTE

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Bill 87-15**Council District(s) All**

Mrs. Bevins (By Req.)

Office of Budget and Finance

**Employees' Retirement System –
Heroes Earnings Assistance and Relief Tax (HEART) Act**

Bill 87-15 amends the County retirement system law in order to comply with certain provisions of federal law, specifically the Heroes Earnings Assistance and Relief Tax (HEART) Act.

The federal Uniformed Service Employment and Reemployment Rights Act (USERRA) was enacted in 1994 to protect service members called into active duty. Subject to exceptions, it entitles service members to reemployment with their employers at the time they are called to duty and protects their job-related health and retirement benefits. Various changes made in 2005 included an expanded definition of military service to include reservists called to active or inactive duty for training.

The HEART Act allows service members who are killed or disabled while performing military service to receive the same vested, death, and disability benefits to which they or their families would be entitled had they returned to employment following their service.

Bill 87-15 amends Article 5 of the Baltimore County Code, 2003 to address the requirements of the Heart Act.

Military service is defined as:

- (1) induction into the Armed Forces of the United States for training and service under the Selection Training and Service Act of 1940 or a subsequent act of a similar nature; or
- (2) membership in a reserve component of the Armed Forces of the United States:
 - (I) on active duty or ordered or assigned to active duty; or
 - (II) on active duty for training that interrupts a member's service; or

(3) enlistment into the Armed Forces of the United States; or

(4) membership in the Maryland National Guard.

Bill 87-15 provides that a member of the retirement system who dies on or after January 1, 2007 while performing military service shall receive any additional benefits that the retirement system provides for a member who resumes employment after completing military service and then dies, including any death benefits that are contingent on the member's death while employed.

Additionally, a member who becomes disabled or dies on or after January 1, 2007 while performing military service shall be treated as having returned to employment on the day before the death or disability and then terminated on the date of death or disability.

According to the Administration, the changes to the system as a result of the approval of this bill are minimal.

With the affirmative vote of five members of the County Council and signature by the County Executive, Bill 87-15 will take effect retroactive to January 1, 2012.

Bill 88-15 (Supplemental Appropriation)

Council District(s) 7

Mrs. Bevins (By Req.)

Department of Health and Human Services

Eastside Spay and Neuter Program

The Administration is requesting a supplemental appropriation of state funds totaling \$45,514 to the Eastside Spay and Neuter Gifts and Grants Fund program. The funds will be used to provide free spay and neuter services for low-income pet owners in the Dundalk/Turner Station and Sparrows Point areas. See Exhibit A.

Fiscal Summary

Funding Source	Supplemental Appropriation	Current Appropriation	Total Appropriation
County	--	--	--
State ⁽¹⁾	\$ 45,514	--	\$ 45,514
Federal	--	--	--
Other	--	--	--
Total	\$ 45,514	--	\$ 45,514

⁽¹⁾ Maryland Department of Agriculture funds. No County matching funds are required; however, the County will provide in-kind services valued at \$36,978.

Analysis

The proposed \$45,514 supplemental appropriation will be used to provide free spay and neuter services for domestic dogs and cats in the targeted, low-income communities of Dundalk/Turner Station and Sparrows Point through the County’s Eastside Spay and Neuter Program (ESNP). The County currently charges \$20 for spay or neuter services. The goal of the program is to reduce animal shelter overpopulation and dog and cat euthanasia rates.

Services will be provided every Wednesday through Saturday at the County's new satellite Spay and Neuter Center located at 7702 Dunmanway in Dundalk. The Department advised that it will promote the free services through its Animal Services website, social media, and handouts and flyers in the communities. The Department also advised that proof of residency will be required to receive the free services. The Department expects to provide 1,116 spay and neuter procedures (770 cats and 346 dogs) during the grant period.

Grant funds of \$36,270 will be used to provide spay and neuter procedures based upon an hourly veterinary rate of \$65, and \$9,244 will be used to support 20% of the salary and benefit costs of one existing part-time (34 hours-per-week) Spay and Neuter Customer Service Coordinator. The Customer Service Coordinator will manage the ESNP, guide pet owners through the spay/neuter process, educate and engage the targeted communities, and collaborate with Animal Services Field Officers and partnering organizations.

The grant period is January 1, 2016 through June 30, 2017. No County matching funds are required for this grant. However, the Department advised that it will fund the remaining 80%, or \$36,978, for the salary and benefits of the Spay and Neuter Customer Service Coordinator.

With the affirmative vote of five members of the County Council, Bill 88-15 will take effect February 1, 2016.



COUNCIL ACTION REQUEST FORM EXECUTIVE SUMMARY

Eastside Spay & Neuter Program (ESNP)

This is a grant from the **Maryland Department of Agriculture ("MDA")** in the amount of **\$45,514** to assist in the provision of free spay/neuter services to low-income pet owners in Dundalk/Turner Station and Sparrows Point in east Baltimore County. The goal of this grant is to reduce animal shelter overpopulation and cat and dog euthanasia rates for programs that most efficiently and effectively facilitate and promote the provision of spay and neuter services for cats and dogs in the State.

BACKGROUND

The Animal Services Division of the Baltimore County Department of Health (BCDH) is proposing to offer free spay/neuter procedures for domestic cats and dogs in the targeted, low-income communities of 21222 (Dundalk/Turner Station) and 21219 (Sparrows Point), in eastern Baltimore County. Baltimore County residents are currently eligible to have their pets spayed/neutered at the facility in Baldwin and the new satellite location in Dundalk that has recently opened. The current price for the procedure is \$20. However, for some constituents this may continue to be a barrier. BCDH will work with County officials, local business and community organizations, serving communities on the eastside, to promote the free spay/neuter service and the convenient location to constituents.

PURPOSE

Over the term of the grant, a projected 1,116 domestic cats and dogs will be spayed/neutered within the targeted communities. As a direct result of the ESNP, a reduction in the overpopulation of unwanted animals is expected. The long-term outcome will be a reduction in shelter intakes of stray animals and euthanasia rates from these communities. Critical to this project will be the Spay/Neuter Customer Service Coordinator. This position will coordinate the ESNP, educate and engage the targeted communities; collaborate with Animal Services Field Officers and partnering organizations; and ensure that the ESNP is successfully increasing the number of domestic cats and dogs who are spayed/neutered within targeted communities of eastern Baltimore County.

FISCAL

Surgical spay/neuter procedures - Cost of 1,116 spay/neuter procedures at an average of 30 minutes per procedure, based upon an hourly veterinary rate of \$65 per hour = \$36,270.00.



COUNCIL ACTION REQUEST FORM EXECUTIVE SUMMARY

Eastside Spay & Neuter Program (ESNP)

Designate a part-time, 34 hour per week Spay/Neuter Customer Service Coordinator to guide pet owners through the spay/neuter process; and develop and conduct outreach in the community.

Cost of a Spay/Neuter Customer Service Coordinator would be as follows:

- (a) Salary: \$31,877
- (b) Benefits: \$14,345 (Benefits will include retirement, FICA, workers compensation, unemployment insurance and health & life insurance.)
- (c) Total compensation: \$46,222

Requesting 20% support (\$9,244) for the Coordinator position. Baltimore County to provide in-kind support for remaining 80% of position and salary benefits.

Total: \$45,514.00

Prepared by:
Department of Health and Human Services

Bill 89-15

Council District(s) All

Mrs. Bevins (By Req.)

Office of Human Resources

Personnel Law of Baltimore County

Bill 89-15 amends the Baltimore County Classification and Compensation Plans as recommended by the Personnel and Salary Advisory Board and implements changes to Section I Pay Schedule I-E, Emergency Communications Technicians; Section II Classification and Grades; and Section IV Premium Pay Regulations for employees.

According to the Administration, the purpose of the bill is to “improve customer service delivery and decrease the turnover rate in the Emergency Communications Center by placing an adequate number of tenured, knowledgeable and cross-trained employees across all shifts. Employees of the Emergency Communications Center will work a Pitman fixed shift schedule. The new shift configuration will consist of an even shift assignment distribution based on rank, seniority and cross-training.”

Pay Schedule I-E is amended to provide a 5.484% increase to Emergency Communications Technicians.

Section II is amended to reclassify the positions of Emergency Communications Manager (grade 30 to grade 31), Assistant Chief (grade 3M to grade 4M), and Chief (grade 5M to grade 6M). Additionally, all positions, except the Assistant Chief and the Chief of the Communications Center, are changed from 40 hours to 84 hours bi-weekly.

The Stand-by Pay regulation provides that employees who are required to be available or subject to call for work, are eligible for stand-by duty pay. Bill 89-15 extends the applicability of this regulation to three classifications: Emergency Communications Technician Trainee, Emergency Communications Assistant Supervisor, and Emergency Communications Supervisor.

The regulation providing for holiday compensation is extended to Pay Schedule I-E positions.

The Office advised that there is no fiscal impact to the County. The changes to the pay schedule are designed as an offset to the employees not being paid for holidays.

With the affirmative vote of five members of the County Council and signature by the County Executive, Bill 89-15 will take effect retroactive to January 1, 2016.

Bill 90-15**Council District(s) All**

Mr. Marks

Social Host – Unruly Social Gatherings – Pilot Program

Bill 90-15 revises the section of the Baltimore County Code, 2003 pertaining to Nuisances and adds a section to that area of the law to prohibit “unruly social gatherings,” and deems such gatherings a nuisance. The bill also implements the new law as a pilot program.

Underage possession and consumption of alcohol is an ongoing problem, particularly in areas with colleges and universities that have a concentration of minor children and of-age young adults that consume excessive amounts of alcohol. Minors often obtain, possess, or consume alcoholic beverages at uncontrolled and unsupervised social gatherings held at residences, or rented residential or commercial premises of persons who know or should know of such underage or excessive behavior, but fail to stop it. Many of these gatherings occur in quiet, residential neighborhoods not far from college campuses. Uncontrolled or unsupervised social gatherings with large numbers of underage drinkers and inadequate or no adult supervision are particularly high-risk settings for adverse consequences, including alcohol abuse by minors, physical altercations, and potential criminal behavior, all of which may require a call for service to public safety officials.

There are also situations where owners of private property have been notified that their tenants and guests are hosting or otherwise permitting underage or uncontrolled social gatherings on their property where alcoholic beverages are served to and consumed by underage persons. Yet, these individuals often fail to take action after such notification even though they are aware these gatherings cause serious disruption to the peaceful and quiet enjoyment of neighboring residents and communities.

In addition, these unruly social gatherings often require the use of extensive police, fire, and emergency medical resources, often on multiple occasions, which limits their ability to respond to other service calls in the community, thereby placing the community at further risk, with very little legal responsibility on the part of the host and attendees of the gathering, or the landlord to control and deter such gatherings.

Bill 90-15 places the legal obligation on the person or persons responsible for the unruly social gathering, as well as the owner of the residence or other private property where the gathering is held, by permitting a responding police officer to issue a civil citation to the responsible person or persons, as well as the owner of the premises, even if the property owner was not physically present at the unruly social gathering.

The bill defines a “responsible person” as a person or persons with a right of possession in the residence or other private property on which an unruly social gathering is conducted, including the person who organizes or supervises or conducts the event, or any other person accepting responsibility for such a gathering.

The bill defines an “unruly social gathering” as a party, event, or assemblage of two or more persons at a residence or other private property where (1) alcoholic beverages are being furnished to, consumed by, or in possession of any underage person in violation of state law; or (2) behavior or conduct is occurring that results in a substantial disturbance of the peace and quiet enjoyment of private or public property, which may involve conduct that includes: excessive noise; excessive traffic significantly above what is normal for the day, date and time of day; use of controlled substances by persons at the gathering; obstruction of public streets and unruly crowds that have spilled onto public streets; public drunkenness or unlawful consumption of alcoholic beverages; assaults and other disturbances of the peace; vandalism; public urination; littering; or other conduct constituting a threat to public safety, quiet enjoyment of residential property, or the general welfare.

Under the general prohibition on nuisances in the County Code, Bill 90-15 states that a property owner or any other responsible person may not conduct, cause, aid, allow, permit, or condone an unruly social gathering at a residence or other private property located in the pilot program area, a violation of which shall constitute a nuisance. The bill classifies a violation as a civil offense that is a separate offense from any other violations or offenses applicable to consumption of alcohol by a minor, and also exempts “family gatherings” or legally protected religious activities.

The bill identifies the “pilot program area” as the area of East Towson consisting of the area east of York Road, north and west of Stevenson Road, and south of Towsontown Boulevard and Hillen Road.

In enforcing the prohibition on unruly social gatherings, the bill allows a responding police officer who determines an unruly social gathering exists to issue a civil citation for the violation to all identified responsible persons, including service of a warning or citation, as applicable, on the property owner.

Bill 90-15 provides enforcement through a tier of penalties, depending on whether a first or subsequent violation. A first violation provides for a civil penalty of \$500 and 20 hours of community service for the responsible person or persons, and a warning notice to the property owner. Additional violations increase the civil penalty and community service to the responsible persons, and also provides for a civil penalty to the property owner; for a third and subsequent violation, this includes a civil penalty of \$1,000 and 48 hours of community service to the responsible persons, and \$1,000 and potential suspension or revocation of the rental license to the property owner.

Finally, if the property owner fails to pay the civil penalties imposed, the amounts due are added to the current taxes due on the property and constitute a lien on the property.

Bill 90-15 shall take effect 45 days after its enactment and shall expire 2 years after the date of its enactment, without the necessity of further action by the County Council.

Bill 91-15

Council District(s) 5

Mr. Marks

Recreational Space Fees

Bill 91-15 repeals a provision for a reduced Open Space Waiver fee.

Section 32-6-108 of the Baltimore County Code, 2003 requires the provision of open space in residential developments. The section authorizes the payment of a fee in lieu of providing open space in certain cases. The fee schedule is established by Council resolution based on the zoning classification of land.

In one instance, the law provides for a reduced fee for a PUD located in the Towson Commercial Revitalization District for which a community plan was prepared by the Department of Planning and approved by the County Council. The sponsor believes that this reduced fee provision is no longer needed. Bill 91-15 repeals the provision.

With the affirmative vote of five members of the County Council and signature by the County Executive, Bill 91-15 will take effect on February 1, 2016.

Bill 92-15

Council District(s) 5

Mr. Marks

Honeygo Area – Panhandle Lots

Bill 92-15 exempts a portion of the Honeygo Area from the general prohibition on panhandle lots.

When the Honeygo Area and Overlay Districts were created in 1994, panhandle lots were expressly prohibited unless the underlying zoning of the land was DR1, and no more than two lots shared a driveway, and each lot exceeded 30,000 square feet in area (Bill 176-94). In 2014, the Council prohibited all panhandle lots in the Honeygo Area (Bill 41-14).

Bill 92-15 authorizes panhandle lots in Honeygo, but only in the area south of Joppa Road, west of Cowenton Avenue, and north of I-95.

With the affirmative vote of five members of the County Council and signature by the County Executive, Bill 92-15 will take effect on February 1, 2016.

Bill 93-15

Council District(s) 5

Mr. Marks

Residential Permit Parking Areas

Article 18, Title 2, Subtitle 4 of the Baltimore County Code, 2003 authorizes the establishment of Residential Permit Parking Areas pursuant to a statutory process. The process requires the filing of a petition by at least 65% of the (owners of) dwelling units in the proposed parking area; a study by the Department of Public Works (DPW) to determine if the area meets the criteria of the statute; a public meeting; the submission of findings and recommendations to the County Council; a review by the Council; and finally the designation of the area as a residential permit parking area by Council resolution.

After designation of an area as a residential permit parking area, DPW must erect signs that (1) establish the locations, conditions, times, and days during which parking is allowed or prohibited, and (2) prohibit parking by vehicles that do not have valid parking permits.

Bill 93-15 proposes to create two such areas notwithstanding the requirement for a study by DPW of the eligibility of the areas based upon the statutory criteria.

These areas are:

- 504 through 520 Windwood Road, to expire upon the completion of the parking garage at Drumcastle; and
- 901 through 912 Locustvale Road, to expire upon the issuance of an occupancy permit for the apartment building developed at Locustvale Road by the Taylor Property Group.

The bill requires that 65% of the dwelling units in each proposed residential permit parking area petition the Director of Public Works for the designation of the area as a residential permit parking area.

With the affirmative vote of five members of the County Council and signature by the County Executive, Bill 93-15 will take effect on February 1, 2016.

FM-1 (Contract)

Council District(s) All

Office of Budget and Finance

On-Call Painting Services

The Administration is requesting approval of a contract with Colossal Contractors, Inc. to provide on-call painting services at various County-owned and/or operated facilities. The contract commences upon Council approval, continues for 1 year, and will automatically renew for four additional 1-year periods, with the option to further extend the initial term or any renewal term an additional 120 days. The contract does not specify a maximum compensation for the initial 1-year term. Compensation may not exceed \$2,373,781 for the entire 5-year and 4-month term, including the renewal and extension periods.

Fiscal Summary

Funding Source	Maximum Compensation	Notes
County ⁽¹⁾	\$ 2,373,781	(1) General Fund Operating Budget or Capital Projects Fund, depending on the nature of the work. (2) Maximum compensation for the entire 5-year and 4-month term, including the renewal and extension periods. The contract does not specify a maximum compensation for the initial 1-year term.
State	--	
Federal	--	
Other	--	
Total	<u>\$ 2,373,781</u> ⁽²⁾	

Analysis

The contractor will provide all labor, materials, tools, equipment, and supervision for painting services at various County-owned and/or operated facilities. Hourly rates range from \$14 to \$21.90 depending on the worker’s skill level and regular/overtime status. The unit prices include a 5% mark-up for materials and equipment rentals.

The contract commences upon Council approval, continues for 1 year, and will automatically renew for four additional 1-year periods unless the County provides notice of non-renewal. The County may extend the contract at the end of the initial term or any renewal term an additional

120 days, on the same terms and conditions. The contract does not specify a maximum compensation for the initial 1-year term. Compensation may not exceed \$2,373,781 for the entire 5-year and 4-month term, including the renewal and extension periods.

Prior to the commencement of each renewal period, the County may entertain a request for an escalation in unit prices in accordance with the Consumer Price Index – All Urban Consumers – United States Average – All Items (CPI-U), as published by the United States Department of Labor, Bureau of Labor Statistics at the time of the request, or up to a maximum 5% increase on the current pricing, whichever is lower. The County may terminate the agreement by providing 30 days prior written notice.

This solicitation was a Baltimore Regional Cooperative Purchasing Committee (BRCPC) procurement effort with Howard County; Baltimore County's Office of Budget and Finance, Purchasing Division served as the lead agency. The contract was awarded through a competitive procurement process based on the lowest responsive bid from nine bids received. The Purchasing Division advised that it was not in the County's best interest to award a contract to the lowest bidder. The Division also advised that it plans to procure a second contractor at a later date.

On September 7, 2010, the Council approved two similar 5-year and 4-month contracts, one with Colossal Contractors, Inc. and one with Total Contracting, Inc., not to exceed \$1,279,183 combined for on-call painting services. As of December 22, 2015, expenditures/encumbrances under the Colossal contract totaled \$329,591. The contractor has provided these services to the County since 2006.

In addition, on December 16, 2013, the Council approved two 5-year and 4-month contracts, one with Colossal Contractors, Inc. and one with BMW Construction Specialists, Inc., not to exceed \$1,072,677 combined for lead abatement and repainting services. As of December 22, 2015, there have not been any expenditures under the Colossal contract.

County Charter, Section 715, requires that "any contract must be approved by the County Council before it is executed if the contract is...for services for a term in excess of two years or involving the expenditure of more than \$25,000 per year...."

MB-2 (Res. 3-16) Donation

Council District(s) 3

Mrs. Bevins (By Req.)

Department of Recreation and Parks

Accept Monetary Donation – Picnic Pavilion – Oregon Ridge Nature Center

Resolution 3-16 authorizes the County to accept a monetary donation of \$50,000 from the Oregon Ridge Nature Center Council to partially fund the cost of constructing a picnic pavilion in the vicinity of the Oregon Ridge nature center in Cockeysville, a County-owned facility. The Department advised that the anticipated project cost totals \$125,000, and the County will fund the remaining \$75,000 from the FY 2016 capital budget. The Department also advised that the new pavilion will allow for additional recreational opportunities near the nature center and provide additional shelter during rainy weather. See Exhibit A.

The Department expects construction of the pavilion to begin in March 2016 and to be completed by one of the County’s established on-call contractors. The Department also advised that the County is not expected to incur any significant increase in annual maintenance costs as a result of the new construction.

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.



**COUNCIL ACTION REQUEST FORM
EXECUTIVE SUMMARY**

**DONATION TO BALTIMORE COUNTY
EXECUTIVE SUMMARY**

DONOR: Oregon Ridge Nature Center Council

DESCRIPTION OF DONATION: The Oregon Ridge Nature Center Council wishes to donate \$50,000 towards the cost of constructing a picnic pavilion in the vicinity of the Oregon Ridge Nature Center, situated at 13555 Beaver Dam Road, Cockeysville, MD 21030.

PURPOSE OF DONATION: The construction of the picnic pavilion will allow for expanded recreational opportunities at and around Oregon Ridge Park's nature center, particularly in association with the many, diverse environmental programs offered by park staff and volunteers. The pavilion will also provide additional shelter during rainy weather, helping to avoid potential overcrowding in the nature center when multiple programs are taking place at the same time.

VALUE OF DONATION: \$ 50,000.00

EFFECTIVE DATE OF DONATION: Upon approval of donation

Prepared by: Department of Recreation & Parks

MB-3 (Res. 4-16) Donation

Council District(s) 5

Mrs. Bevins (By Req.)

Department of Recreation and Parks

Accept Monetary Donation – Gymnasium Divider – Soukup Arena

Resolution 4-16 authorizes the County to accept a monetary donation of \$9,400 from the Perry Hall Recreation Council to fund the purchase, delivery, and installation of a gymnasium divider curtain for the Soukup Arena in Perry Hall-White Marsh. The Department advised that the new divider will enable the Soukup Arena’s gymnasium to function as two smaller spaces that could serve multiple recreational programs concurrently. See Exhibit A.

The Department expects the divider to be purchased and installed as soon as possible after Council approval of the donation. The Department advised that no County funding will be required and no additional maintenance costs are anticipated.

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.



COUNCIL ACTION REQUEST FORM EXECUTIVE SUMMARY

LEGISLATIVE ISSUE: Donation – Soukup Arena Gym Divider Curtain

STAFF MEMBER: Patrick McDougall

DESCRIPTION OF LEGISLATION: Request to accept the donation of \$9,400 from the Perry Hall Recreation Council to fund the cost of the purchase, delivery and installation of a gymnasium divider curtain at the Soukup Arena in Perry Hall – White Marsh.

PURPOSE OF THE REQUEST: To fund the purchase, delivery and installation of a gymnasium divider curtain at Soukup Arena.

IMPACT OF LEGISLATION: This donation will provide a manual divider curtain that will span the width of the Soukup Arena's gymnasium, allowing it to be separated into two separate spaces that could accommodate different recreational programs/activities concurrently. This will significantly improve facility functionality, allowing multiple programs or activities with smaller space requirements to function on either side of the divider curtain without disruption to one another.

Prepared by: Department of Recreation & Parks

MB-4 (Res. 5-16) Donation

Council District(s) 3

Mrs. Bevins (By Req.)

Department of Recreation and Parks

Accept Gift – Scoreboard – Seminary Park

Resolution 5-16 authorizes the County to accept a donation of \$31,679 from the Lutherville-Timonium Recreation Council to fund the cost of replacing the electronic scoreboard at the Seminary Park artificial turf field in Lutherville. This donation will be in the form of a new scoreboard (value of \$16,323) and cash (\$15,356) for the removal of the old scoreboard and installation of the new scoreboard. The Department advised that the scoreboard is used for numerous recreational programs, including but not limited to lacrosse, soccer, and football. See Exhibit A.

The Department expects the scoreboard to be replaced as soon as possible (weather permitting) after Council approval of the donation. The Department advised that a County-selected contractor will complete the scoreboard replacement. The Department also advised that the County will not incur any additional ongoing annual maintenance costs as a result of the new scoreboard.

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.



COUNCIL ACTION REQUEST FORM EXECUTIVE SUMMARY

LEGISLATIVE ISSUE: Seminary Park Scoreboard Donation

STAFF MEMBER: Patrick McDougall

DESCRIPTION OF LEGISLATION: Request to accept the donation of \$31,679 in the form of a donated scoreboard (value of \$16,323) and cash (\$15,356) for new scoreboard installation, from the Lutherville-Timonium Recreation Council.

PURPOSE OF THE REQUEST: To effectively replace the old, worn, poorly functioning electronic scoreboard at the Seminary Park artificial turf field. The field itself was partially funded by the Lutherville-Timonium Recreation Council (LTRC), and is used for numerous recreational programs including but not limited to lacrosse, soccer and football.

IMPACT OF LEGISLATION: This donation will furnish and provide for the installation of a new, modern electronic scoreboard for the use of the numerous recreational programs that utilize Seminary Park's artificial turf field. LTRC shall donate the scoreboard itself, as well as funds to cover the cost of a County-selected contractor who will remove and dispose of the existing/old scoreboard, and install the new scoreboard. The contractor will prepare engineering drawings, procure required permits, trench and install conduit and electrical service to the new scoreboard location, construct the stand on which to mount the scoreboard, and install the scoreboard.

Prepared by: Department of Recreation & Parks

MB-5 (Res. 6-16)

Council District(s) 1 & 7

Mrs. Bevins (By Req.)

Department of Public Works

Baltimore County Water Supply & Sewerage Plan

This resolution amends the Baltimore County Water Supply and Sewerage Plan (Cycle 33). Amendments to the Plan are made annually in accordance with the Executive Orders of April 11, 1990, July 22, 2003, and August 28, 2009.

On July 16, 2015 the Planning Board held an advertised public hearing on five requests for an amendment to the Plan (six petitions were filed; one was withdrawn) and reported the results of the hearing to the County Executive. The requests were reviewed by the Department of Environmental Protection and Sustainability, the Department of Public Works, the Department of Planning, and the Planning Board, and four requests were approved. The County Executive reviewed the proposed amendment and submitted it to the Council on January 4, 2016. Resolution 6-16 adopts the recommendation for four of the five requests.

Upon County Council approval, the amendment to the Plan will be submitted to the Maryland Department of the Environment which has 90 days within which to act on the amendment. If approved, the amendment becomes part of the regulatory Plan.

Symbols used to describe the various water and sewer designations in the Plan are:

W=Water

- 1. W-1 and S-1:
- 2. W-2 and S-2:
- 3. W-3 and S-3:

S=Sewer

- Existing water and/or sewer area.
- Not utilized.
- Capital facilities area - in order to provide service, facilities need to be built and money is in the current year's Capital Budget or the ensuing 5 years' estimated budgets. Facilities are subject to budget limitations, petitions made for service, public works agreements, etc.

- 4. W-4 and S-4: Not utilized.
- 5. W-5 and S-5: Master Plan area - capital facilities are required to support the Land Use Master Plan. However, these areas are usually not in the Metropolitan District and the owners must petition to be included.
- 6. W-6 and S-6: Areas of future consideration for Metropolitan District facilities.
- 7. W-7 and S-7: No planned Metropolitan District facilities.

The amendment to the Plan is as follows:

<u>Council District</u>	<u>Area/Property Name</u>	<u>Current Designation</u>	<u>Proposed Designation</u>
1	1231 South Rolling Road	W-1, S-6	W-1, S-3
1	1305 South Rolling Road	W-1, S-6	W-1, S-3
1	1309 South Rolling Road	W-1, S-6	W-1, S-3
7	Lauenstein Property	W-7, S-7	W-3, S-3
			For the DR 3.5 zoned portion of the site

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

MB-6 (Res. 7-16) Donation

Council District(s) All

Mrs. Bevins (By Req.)

Police Department

Accept Gift - K-9 Ballistic Vests

Resolution 7-16 authorizes the County to accept a donation of eight K-9 ballistic vests valued at \$6,000 from Sean C. Gahagan, fundraising chairman of “Protect our K-9’s” in care of the Manor Tavern, for the protection of K-9 dogs assigned to the Department’s Special Operations Section. The vests provide ballistic protection to canines against most handgun threats. See Exhibit A.

The Department advised that the vests have a 2-year warranty and the vests’ armor inserts have a 5-year warranty.

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.

Velocity Systems K9 Soft Body Armor Harness System

Velocity Systems K9 Soft Body Armor Harness System is an NIJ Level III-A Soft Armor Vest for canines. Level III-A armor will provide ballistic protection against most handgun threats that police canines are likely to encounter. These threats include rounds from .22 cal, .380 ACP, 9mm, .40 cal S&W, .357 Magnum and .44 Magnum.

Each vest is specifically fitted for the police canine that will be wearing the vest. Custom fitting means that each canine will be comfortable and maintain its natural agility. While the vest can be adjusted for a change in the canine's weight, the vest is not considered transferrable to other canines.

The Velocity Systems K9 Soft Body Armor Harness System includes a number of advances in canine protection that are not currently in use by the K9 Unit. All Velocity Systems K9 soft armor vests include Dyneema armor inserts. Dyneema is 15 times stronger than quality steel and it is water resistant. Having a water resistant armor for a vest is an ideal quality for Police K9 work. K9 teams work in all types of weather and searches for suspects often lead K9 teams through areas that are likely to get the canine wet.

The vests also feature several carrying handles that allow the handler to lift the canine over obstacles or high fences. On many occasions, K9 handlers need to scale fences or get over obstacles. Having the ability to lift the canine via a harness system is ideal and can minimize injury to the handler and the canine.

All vests include multiple metal D-ring attachments for handlers when tracking and trailing. Police canines typically work on a trailing lead that is in excess of 15 feet long. K9 handlers need a reliable metal D-ring on a harness to ensure that the police canine is able to work effectively during a search.

A national movement has been developing with regard to protection ^{of} police canines and many police K9 units across the country have been receiving donated K9 vests through charity or via non-profit organizations. The Baltimore County Police K9 Unit has been approached by many individuals, who have expressed a desire to donate ballistic vests to our police canines. The Baltimore County Police K9 Unit has had no success with earlier generations of canine ballistic protection and until the unit was approached with private sector donation requests, acquisition of next generation ballistic vests was not considered. Recent advances in ballistic protection, however, have led to a renewed interest and desire to equip our police canines with ballistic vests.

Prepared by: Police Department

MB-7 (Res. 8-16)**Council District(s) All**

Mrs. Almond

Community Eligibility Pilot Program – Baltimore County Public School System

Resolution 8-16 provides for a study and evaluation of the feasibility of a Community Eligibility Pilot Program to be implemented by the Baltimore County Public School System for the 2016-2017 school year.

The Community Eligibility Provision of the Healthy, Hunger-Free Kids Act of 2010 provides local educational agencies and schools in low-income areas with an alternative approach for operating school meal programs. This is a new option that allows schools with high percentages of low-income children to provide free breakfast and lunch to all students - essentially becoming hunger-free schools. The benefits of the program are that students will now have access to free, nutritious meals - breakfast and lunch; parents will no longer be required to complete eligibility applications; school administrative personnel will be relieved of time-consuming paperwork; and school staff will have a streamlined meal service operation.

The County Council, in cooperation with the school system, will study and evaluate the Community Eligibility Provision, and make a recommendation to the Baltimore County Public School System no later than March 2016 regarding whether a pilot program should be implemented for the 2016-2017 school year.

MB-8 (Res. 9-16)

Council District(s) All

Mrs. Almond

Baltimore County Food Policy Task Force

Resolution 9-16 creates the Baltimore County Food Policy Task Force.

The resolution recites that a significant number of people still struggle to access or afford the foods essential to a healthy diet and that universal access to healthy, affordable foods helps to reduce rates of obesity, diabetes, and other chronic diseases.

The resolution establishes an advisory task force to study and report to County government on methods to significantly improve public health and food security, especially in communities that have been negatively impacted by the lack of a coherent food system.

The Task Force is composed of 18 members, representative of both branches of government, the school system, the agriculture and food industries, the Maryland Food Bank, Maryland Hunger Solutions, the business community, and the Baltimore County PTA Council.

The Task Force is required to study:

- the challenges presented by a limited access to healthy food;
- the lack of access to a variety of healthy foods by vulnerable and at-risk populations;
- methods of increasing the number of children participating in federal child nutrition programs;
- methods of connecting more eligible seniors to the Food Supplement Program;
- methods of advocating for increased nutrition program benefits and greater access to food support;
- methods of educating the public and key stakeholders to the reality of hunger's existence and to solutions that are already at hand; and
- methods of connecting the activities of farmers, grassroots organizations, low-income residents, business leaders, health advocates, educators, and others in the development of coherent food/farm policies.

The Task Force must report its findings and recommendations annually to the County Executive and County Council on the results of its studies, on or before July 1 of each year, with a final report and recommendation due on July 1, 2018. The July 1, 2018 report shall include a recommendation as to whether the Task Force should be continued.

MB-9 (Res. 10-16)

Council District(s) 5

Mr. Marks

Amending the Perry Hall Community Plan

Resolution 10-16 amends the Perry Hall Community Plan.

The Plan was adopted by the Council on February 22, 2011 (Resolution 13-11). It has been amended twice (Resolutions 61-12 and 67-15).

Resolution 10-16 proposes to amend the Plan further as follows:

The Plan currently recommends that future zoning decisions be based upon policies that reinforce Perry Hall's character and neighborhood appeal. The proposed amendment will recommend that the same policies should underlie all development review and development hearing decisions. A second amendment proposes that parking on a certain portion of Belair Road be limited to the sides and rear of buildings.

This resolution will 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:** 12/17/15

FROM: Keith Dorsey, Director *KAD* **COUNCIL MEETING**
Office of Budget & Finance **DATE:** 1/19/16

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

PO 8605 JSI Telecom Inc. – Maintenance, Gold Service Plan, VB UCM / Police

This Purchase Order with JSI Telecom Inc. is for maintenance of the VoiceBox electronic surveillance solution used by the Police Department to collect valuable evidence necessary for the successful prosecution of those engaged in criminal activity. The maintenance includes technical support, upgrades (software enhancements and patches) and licensing without any hardware upgrades included.

As indicated in BCPD Chief James W. Johnson's memo dated October 23, 2015, JSI Telecom Inc. is manufacturer and sole provider of the proprietary VoiceBox software and integrated equipment.

Total: \$57,073.00
Award Date: 12/17/15

c: M. Field
T. Peddicord
L. Smelkinson