

**BALTIMORE COUNTY COUNCIL MINUTES**  
**LEGISLATIVE SESSION 2013, LEGISLATIVE DAY NO. 19**  
**November 18, 2013                      6:00 P.M.**

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A.        The meeting was called to order by Chairman Quirk at 6:13 P.M. The Chairman asked the audience to rise for a moment of silent meditation and the Pledge of Allegiance to the Flag. There were approximately 25 persons in attendance and the following Councilmembers were present:

TOM QUIRK	FIRST DISTRICT
VICKI ALMOND	SECOND DISTRICT
TODD HUFF	THIRD DISTRICT
KENNETH N. OLIVER	FOURTH DISTRICT
DAVID MARKS	FIFTH DISTRICT
CATHY BEVINS	SIXTH DISTRICT
JOHN OLSZEWSKI, SR.	SEVENTH DISTRICT

**B.        APPROVAL OF JOURNAL**

        Upon motion by Councilman Huff, seconded by Councilwoman Bevins, the reading of the Journal Entries for the meeting of November 4, 2013 was waived and accepted unanimously.

**C.        ENROLLMENT OF BILLS**

        The Chairman stated that the following Bills were passed by the County Council and signed by the County Executive. He certified and delivered to the Secretary, Bills 51-13, 52-13, 53-13, 54-13 and 55-13.

**D.        INTRODUCTION OF BILLS**

**BILL 60-13**, entitled An Act for the purpose of amending the 2013-2014 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from federal funds and made available to the County through the Department of Homeland Security - Federal Emergency Management Agency.

**BILL 61-13**, entitled An Act for the purpose of requiring certain officers and employees to join the retirement system within 60 days of employment; clarifying the requirement to pass a certain physical examination; repealing certain obsolete language; authorizing the Board of Trustees to adopt certain rules; making a technical change; and generally relating to certain officers and employees joining the retirement system.

**BILL 62-13**, entitled AN ORDINANCE concerning the amendment of Bill No. 103-10, passed by the County Council of Baltimore County, Maryland (the “County”) on October 18, 2010 and approved by the County Executive of the County and enacted on November 19, 2010 (“Bill No. 103-10”), to expand the existing Owings Mills Town Center Development District located in the County and established pursuant to the Tax Increment Financing Act and Bill No. 103-10 to include an additional contiguous area of land within the County (the “North Parcel”), the designation of the North Parcel as a “transit-oriented development” and a “special taxing district” (the “North Special Taxing District”), the levy and collection of one or more special taxes on real property in the North Special Taxing District, the creation of one or more special tax funds into which the special taxes from the North Special Taxing District will be paid, the authorization of the pledge by the County under one or more agreements that amounts in the special tax funds shall be paid over to secure one or more series of bonds or other indebtedness issued by Maryland Economic Development Corporation in an aggregate principal amount not to exceed the lesser of \$97,100,000 or the amount that, when added to the aggregate principal amount of bonds and other indebtedness theretofore issued pursuant to Bill No. 103-10, does not exceed \$135,000,000 to finance costs of certain infrastructure improvements relating to the Owings Mills Town Center Development District, as amended hereby to include the North Parcel, and the North Special Taxing District and that amounts in the special tax fund shall be paid over to provide for the payment of costs of certain infrastructure improvements and costs of operation and maintenance of certain infrastructure relating to the North Special Taxing District, the reduction of the aggregate principal amount of bonds or other indebtedness issued by Maryland Economic Development Corporation authorized to be secured by the special tax funds created by Bill No. 103-10, the extension of the authority provided in Bill No. 103-10 and the confirmation of certain provisions of Bill No. 103-10.

**BILL 63-13**, entitled An Act for the purpose of adopting the Fire Prevention Code of Baltimore County; repealing the 2010 Fire Prevention Code; adopting certain amendments to the Fire Prevention Code; making the provisions of this act severable; and generally relating to fire prevention.

**BILL 64-13**, entitled An Act for the purpose of amending the 2013-2014 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from state funds and made available to the County through the Maryland Department of Health and mental Hygiene, Mental Hygiene Administration.

**BILL 65-13**, entitled An Act for the purpose of amending the 2013-2014 Current Expense Budget, by appropriating to the Gifts and grants Special Revenue Fund monies derived from federal funds and made available to the County through the Maryland Department of Housing and Community Development.

**BILL 66-13**, entitled An Act for the purpose of amending the 2013-2014 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from state funds and made available to the County through the Maryland Public Service Commission-Customer Investment Fund.

**BILL 67-13**, entitled An Act for the purpose of providing that the terms of members of the following boards, commissions, and committee shall begin on January 1: Commission on Aging, Commission on Arts and Sciences, Personnel and Salary Advisory Board, Commission for Women, Pedestrian and Bicycle Advisory Committee, and Baltimore County Design Review Panel; providing that the terms of members of the following boards and commissions shall begin on July 1: Agricultural Land Preservation Advisory Board; Animal Hearing Board, Commission on Disabilities, Ethics Commission, Landmarks Preservation Commission, Commission on Veterans' Affairs, and Advisory Commission on Environmental Quality; applying this Act retroactively to certain members of the boards, commissions, and committee; and generally relating to creating uniform dates for boards, commissions, and one committee of the county.

**BILL 68-13**, entitled An Act for the purpose of changing the name of the Animal Control Division to the Animal Services Division; providing for service of a violation notice; providing that a violator who does not appeal a violation notice or who does not appear at a requested hearing of the Animal Hearing Board shall be deemed to have waived the right to appeal the violation notice or a decision of the Animal Hearing Board to the Board of Appeals; providing that an appeal of a dangerous dog finding by the Animal Hearing Board to the Board of Appeals shall be based on the record created before the Animal Hearing Board; authorizing the Health Officer to require prepayment of certain costs related to the impoundment of an animal under certain circumstances; clarifying the authority of certain persons to order the impoundment of certain animals; providing criteria for setting impoundment costs; requiring payment of the costs as a condition of appealing a citation to the Animal Hearing Board or the Board of Appeals; requiring the sterilization of certain animals under certain circumstances; increasing certain civil monetary penalties; authorizing the owner of the animal to appeal the costs to the County Administrative Officer; requiring the County Administrative Officer to make a certain decision; defining certain terms; making conforming changes; providing for application of a portion of this Act; and generally relating to revising the animal control law of the county.

**BILL 69-13**, entitled An Act for the purpose of amending the A.S. (Automotive Services) Overlay District to permit certain uses under certain circumstances; and generally relating to the A.S. (Automotive Services) Overlay District.

**BILL 70-13**, entitled An Act for the purpose of changing the residency requirement for the membership of the Human Relations Commission; and generally relating to the Human Relations Commission.

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

**BILL 56-13**, Tax Credits for High Performance Buildings, was called. Vince Gardina appeared. There being no discussion, this Bill was passed by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins, Olszewski

Nay - None

**F. APPROVAL OF FISCAL MATTERS**

The Chairman stated that the Council would now consider Fiscal Matters. Extensive testimony on each item was taken at the Council's work session on October 29, 2013. The witnesses who testified at the work session were available to restate their testimony if needed. If a Councilmember had any questions regarding a particular Fiscal Matter, that item would be discussed as a separate matter. Chairman Quirk then called upon the Secretary to read the cover letters for Fiscal Matters 1 and 2.

**1. Contract - Pennoni Associates, Inc. - Professional civil engineering /site design services - OBF**

A contract with Pennoni Associates, Inc., to provide professional civil engineering site design services; to prepare studies, preliminary designs and contract documents for site development of building and miscellaneous projects.

**2. Amendment to Contract - KCI Technologies, Inc. - Increase compensation-additional risk assessments - Planning**

An amendment to the contract with KCI Technologies, Inc., to increase the total compensation amount and extend the term of the contract, to allow the contractor to perform additional risk assessments.

There being no discussion, upon motion by Councilman Oliver, seconded by Councilwoman Bevins, Fiscal Matters 1 and 2 were approved by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins

Nay - None

Abstain - Olszewski

**G. MISCELLANEOUS BUSINESS**

**1. Grant Agreement - Dundalk Renaissance Corporation - watershed restoration planning/implementation**

At the direction of the Chairman, the Secretary read this Grant Agreement with Dundalk Renaissance Corporation, to provide a grant, as part of the watershed restoration planning and implementation to locally based watershed associations, in order to increase citizen participation in environmental restoration activities. Vince Gardina appeared. There being no discussion, upon motion by Councilman Quirk, seconded by Councilman Oliver, this Grant Agreement was passed by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins

Nay - None

Abstain - Olszewski

**2. Grant Agreement - Back River Restoration Committee - watershed restoration planning/implementation**

At the direction of the Chairman, the Secretary read this Grant Agreement with Back River Restoration Committee, to provide a grant, as part of the watershed restoration planning and implementation to locally based watershed associations, in order to increase citizen participation in environmental restoration activities. Vince Gardina remained. There being no discussion, upon motion by Councilwoman Almond, seconded by Councilwoman Bevins, this Grant Agreement was passed by the following roll call vote:

Aye - Quirk, Almond, Huff, Oliver, Marks, Bevins

Nay - None

Abstain - Olszewski

**3. Res. 110-13 - Designation of Sustainable Community - Reisterstown Main Street**

At the direction of the Chairman, the Secretary read this Resolution to designate the Reisterstown Main Street as a Sustainable Community, pursuant to the attached Sustainable Community map (and Sustainable Community Plan (the “**Plan**”)) as further described in the Sustainable Community Application (the “**Application**”), for approval either directly by the Department of Housing and Community Development (the “**Department**”) of the State of Maryland or through the Smart Growth Subcabinet of the State of Maryland. Andrea Van Arsdale appeared. There being no discussion, upon motion by Councilwoman Almond, seconded by Councilman Oliver, this Resolution was unanimously approved.

**4. Res. 111-13 - Endorsement of Application - MD Dept. of Housing & Community Dev.-  
Dante Daniels, NDDC, LLC**

At the direction of the Chairman, the Secretary read this Resolution to endorse the application of Dante Daniels, NDDC, LLC, to the Department of Housing and Community Development for a grant for a local project. Councilman Oliver commented. There being no further discussion, upon motion by Councilman Oliver, seconded by Councilman Huff, this Resolution was unanimously approved.

**5. Res. 112-13 - PILOT - Standard Oaks Venture, LP - 815 Winters Lane - Catonsville**

At the direction of the Chairman, the Secretary read this Resolution to authorize the County Executive or other authorized administrative official to enter into a written agreement on behalf of the County with Standard Oaks Venture, LP, a Maryland limited partnership (the “Limited Partnership”) for the payment of stipulated amounts in lieu of regular real property taxes in order to facilitate the redevelopment of a rental housing project to benefit low income senior households in Baltimore County. Susan Dubin appeared. Councilman Quirk questioned Ms. Dubin. There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

**6. Res. 113-13 - Revenue Bond - Standard Oaks Venture, LP-Maryland Limited Partnership- Catonsville**

At the direction of the Chairman, the Secretary read this Resolution authorizing and providing for the issuance and sale by Baltimore County, Maryland, pursuant to the Maryland Economic Development Revenue Bond Act, as its limited obligations and not upon its faith and credit or pledge of its taxing power, of one or more series of its bonds (as defined in such Act) in an amount not to exceed \$16,000,000, and lending the proceeds to Standard Oaks Venture, LP, a Maryland limited partnership (the "Facility Applicant"), for the purpose of financing a portion of the costs of the (1) acquisition and improvement of a certain facility (as defined in such Act) to be owned by the Facility Applicant, such facility and the acquisition and improvement thereof to consist of and include: (a) the acquisition of two (2) existing four-story multi-family, apartment buildings comprised of 181 units and common areas and containing approximately 131,982 square feet, located on a 15.92 acre (approximate) parcel of land at 815 Winters Lane in Catonsville, Baltimore County; (b) the rehabilitation of the apartment units, common areas and exterior renovation of the buildings; (c) the acquisition and installation of certain necessary or useful furnishings, fixtures, equipment or machinery; and (3) the acquisition of such interests in land as may be necessary or suitable for the foregoing, including roads and rights of access, utilities and other site preparation facilities; and (2) paying the costs of issuance, capitalized interest and other costs related to the transaction described herein; such facility to be used by the Facility Applicant in connection with the operation of a multi-family housing facility for low-income seniors; reserving in Baltimore County, Maryland certain rights concerning the issuance of such bonds; generally describing the public purposes to be served and the financing transaction to be accomplished; specifying the maximum aggregate principal amount of such bonds that may be issued; authorizing the County Executive to specify, prescribe, determine, provide for or approve certain matters, details, forms, documents or procedures appropriate to the authorization, sale, security, issuance, delivery, or payment of or for such bonds; and specifying and describing various matters in connection therewith, as required or permitted by such Act. Susan Dubin remained. There being no discussion, upon motion by Councilman Quirk, seconded by Councilman Huff, this Resolution was unanimously approved.

**7. Res. 114-13 - Disapproval of Application- MD Dept. of Housing & Comm. Dev.-Homes at McCormick, Townhomes-5501 McCormick Ave.**

At the direction of the Chairman, the Secretary read this Resolution of the County Council of Baltimore County to disapprove the project known as "Homes at McCormick, Townhomes," (the "Project") as identified in an application for financing submitted to the Department of Housing and Community Development of Maryland ("DHCD") by Homes for America (the "Developer"). There being no discussion, upon motion by Councilwoman Bevins, seconded by Councilman Olszewski, this Resolution was approved by the following roll call vote:

Aye - Quirk, Almond, Huff, Marks, Bevins, Olszewski

Nay - None

Abstain - Oliver

**8. Res. 115-13 - Property Tax Exemption - DAV - Ronald E. Hale**

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

**9. Res. 116-13 - Property Tax Exemption - DAV - Gary T. Lokinski**

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

**10. Res. 117-13 - Property Tax Exemption - DAV - Ira P. Moore**

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

**11. Res. 118-13 - Property Tax Exemption - DAV - Coyet S. Sydner**

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Coyet S. Sydner who is entitled to an exemption from real property taxes by reason of the exemption afforded to disabled veterans under State law. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Quirk, this Resolution was unanimously approved.

**12. Appointment - Baltimore County Animal Hearing Board - Dr. Allen H. Judman, M.D**

At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting the appointment of Dr. Allen H. Judman, M.D to the Baltimore County Animal Hearing Board. There being no discussion, upon motion by Councilman Quirk, seconded by Councilman Huff, this Appointment was unanimously approved.

**13. Reappointments - (2) - Baltimore County Adult Public Guardianship Review Board**

At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting the re-appointment of Dr. Jay M. Schein and Judy Volkman to the Baltimore County Adult Public Guardianship Review Board. There being no discussion, upon motion by Councilman Huff, seconded by Councilman Quirk, these Re-appointments was unanimously approved.

**14. Appointment - Baltimore County Adult Public Guardianship Review Board - Dr. Sharon K. Moore**

At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting the appointment of Dr. Sharon K. Moore MD to the Baltimore County Adult Public Guardianship Review Board. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Quirk, this Appointment was unanimously approved.

There being no further business to come before the Council at this time, upon motion by Councilman Olszewski, seconded by Councilwoman Bevins, the meeting adjourned at 6:27 P.M.



Thomas J. Peddicord, Jr.