

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2016, LEGISLATIVE DAY NO. 10
May 26, 2016 10:00 A.M.

A. The meeting was called to order by Chairwoman Almond at 10:05 A.M. The Chairwoman asked the audience to rise for a moment of silent meditation and the Pledge of Allegiance to the Flag. There were approximately 45 persons in attendance and the following Councilmembers were present:

TOM QUIRK	FIRST DISTRICT
VICKI ALMOND	SECOND DISTRICT
WADE KACH	THIRD DISTRICT
JULIAN E. JONES, JR.	FOURTH DISTRICT
DAVID MARKS	FIFTH DISTRICT
CATHY BEVINS	SIXTH DISTRICT
TODD K. CRANDELL	SEVENTH DISTRICT

B. APPROVAL OF JOURNAL

 Upon motion by Councilman Quirk, seconded by Councilwoman Bevins, the reading of the Journal Entries for the meeting of May 2, 2016 was waived and accepted unanimously.

C. ENROLLMENT OF BILLS

 The Chairwoman stated that the following bills were passed by the County Council and signed by the County Executive. She certified and delivered to the Secretary, Bills 18-16, 19-16 20-16 and 21-16.

D. BUDGET MESSAGE

 Chairwoman Almond read the Baltimore County Budget Message for Fiscal Year 2017.

E. INTRODUCTION OF BILLS

 There were no Bills for introduction.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 22-16, Bond Ordinance, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 23-16, Annual Budget and Appropriation Ordinance of Baltimore County, was called. Mr. Peddicord stated that the various appropriations shown on the annual budget and appropriation ordinance are amended by deletions and substitutions as shown on said ordinance.

Therefore, Bill 23-16, as amended, passed by the following roll call vote:

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

Bill 24-16, Personnel Law of Baltimore County, was called. Councilwoman Bevins moved to amend this Bill with the following amendments:

1. After the 12th page, titled "PAY SCHEDULE VI" (which starts at Grade 18), insert the attached "PAY SCHEDULE VII".

2. On the 21st page, titled "B." in lines 46, 48, and 50, under the farthest right column ("PROPOSED PAY GRADE"), strike the brackets; and on the 22nd page, in lines 5 and 11, in the farthest right column, strike the brackets.

3. On the 31st page, titled "PAY SCHEDULE X FIRE DEPARTMENT SUPPLEMENTARY SALARIES", strike from "AND" on line 38 through "YEAR" on line 41.

Councilman Jones seconded the motion and these amendments passed by the following roll call vote:

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

Thereafter, upon motion by Councilwoman Bevins, seconded by Councilman Jones, Bill 24-16, as amended, passed by the following roll call vote:

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

Bill 25-16, Property Tax, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 26-16, Refuse Disposal Borrowing Ordinance, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 27-16, Operational Buildings Borrowing Ordinance, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 28-16, Parks, Preservation and Greenways Borrowing Ordinance, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 29-16, Agricultural and Rural Land Preservation Borrowing Ordinance, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 30-16, Waterway Improvement Program Borrowing Ordinance, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 31-16, Community College Borrowing Ordinance was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 32-16, Public Works Borrowing Ordinance, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 33-16, School Borrowing Ordinance, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 34-16, Community Improvement Borrowing Ordinance, was called. There being no discussion, this Bill was passed by the following roll call vote:

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

Bill 35-16, Prohibition on Outdoor Smoking, was called. Councilman Kach commented then moved to amend this Bill with the following amendments:

1. On page 1, in lines 1 and 2 of the Purpose paragraph, strike “prohibiting outdoor smoking in certain areas of golf course facilities owned and operated by” and substitute “requiring”, and in line 2, after “the Baltimore County Revenue Authority” insert “to identify a certain area of a golf course facility to be reserved for nonsmokers”.
2. On page 2, in line 4, strike “A PERSON MAY NOT SMOKE WITHIN 30 FEET OF THE DRIVING RANGE OR THE CLUB HOUSE OF ANY GOLF COURSE FACILITY OWNED AND OPERATED BY THE BALTIMORE COUNTY REVENUE AUTHORITY” and substitute the following:

‘THE BALTIMORE COUNTY REVENUE AUTHORITY SHALL:

(1) DESIGNATE AT ITS GOLF TRAINING CENTER FACILITY, AND IDENTIFY WITH APPROPRIATE SIGNAGE, AN AREA OR AREAS THAT ARE RESERVED FOR PARTICIPANTS WHO ARE NONSMOKERS; AND

(2) IMPLEMENT A POLICY THAT ENCOURAGES CONSIDERATION FOR NONSMOKERS AT IS DRIVING RANGE FACILITIES.’”

The motion failed for lack of second. The bill was laid on the table.

Bill 36-16, Social Host - Unruly Social Gatherings, was called. Councilman Marks commented then moved to amend this Bill with the following amendment:

On page 2, in line 9, strike “EAST” and substitute “WEST”.

Councilman Quirk seconded the motion and this amendment passed by the following roll call vote:

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

Nay - None

Thereafter, upon motion by Councilwoman Bevins, seconded by Councilman Quirk, Bill 36-16, as amended, passed by the following roll call vote:

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

Nay - None

Bill 37-16, Employees’ Retirement System - Contribution rates, was called. Councilman Quirk moved to amend this Bill with the following amendment:

On page 8, line 3 and page 11, line 3, strike "PARAGRAPH" and substitute "SUBPARAGRAPH".

Councilman Jones seconded the motion and this amendment passed by the following roll call vote:

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

Nay - None

Councilman Kach then moved to amend this Bill with an amendment to permit certain employees to buy back service under certain circumstances.

The motion failed for lack of a second.

Thereafter, upon motion by Councilman Quirk, seconded by Councilman Jones, Bill 37-16, as amended, passed by the following roll call vote:

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

F. APPROVAL OF FISCAL MATTERS

The Chairwoman stated that the Council would now consider Fiscal Matters. Extensive testimony on each item was taken at the Council's work session on May 10, 26. 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. Chairwoman Almond then called upon the Secretary to read the cover letters for Fiscal Matters 1 through 4.

1. Contract - Hollins Organic Products, Inc. - Yard waste processing services - PW

A contract with Hollins Organic Products, Inc., to provide yard waste processing services at the Baltimore County central acceptance facility, resident's drop off area.

2. Contract - Tito Contractors, Inc. - On-call painting services - OBF

A contract with Tito Contractors, Inc., to provide on-call painting services at various county-owned and/or operated building, to include all labor, materials, tools, equipment and supervision.

3. Contract - Multicorp Fire Protection Services, LLC-Fire extinguisher and fire suppression system maintenance - OBF

A contract with Multicorp Fire Protection Services, LLC, to provide fire extinguishers and fire suppression systems maintenance, to include all inspections, testing, labor, materials, tools, equipment and supervision.

4. Contract - Broadview Waste Services, Inc. - Pick-up and recycling of fluorescent light bulbs - DEPS

A contract with Broadview Waste Services, Inc., to provide for the pick-up and recycling of fluorescent light bulbs from county residents, as well as county government buildings.

There being no discussion, upon motion by Councilman Quirk, seconded by Councilwoman Bevins, Fiscal Matters 1 through 4 were unanimously approved.

G. MISCELLANEOUS BUSINESS

1. Correspondence - Non-Competitive Awards

At the direction of the Chairwoman, the Secretary read the correspondence from the Office of Budget and Finance listing the non-competitive awards made during April, 2016.

2. Res. 51-16 - Planned Unit Development - Red Run Reserve

At the direction of the Chairwoman, the Secretary read this Resolution of the Baltimore County Council to approve the review of a proposed planned unit development in accordance with County law. Councilman Jones commented. There being no further discussion, upon motion by Councilman Jones, seconded by Councilman Quirk, this Resolution was unanimously approved.

3. Res. 54-16 - Renaming portion of Baisman Run - Wolman Run

This Resolution was withdrawn.

4. Res. 55-16 - Accept monetary gift - State of MD PSCS-ENSB - 911 Center

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

5. Res. 56-16 - Accept monetary gift - State of MD PSCS-ENSB - 911 Center

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

6. Res. 57-16 - Applications - (5) - Rural Legacy Area Plan

At the direction of the Chairwoman, the Secretary read to rank five Rural Legacy Area Plan applications submitted to the Maryland Department of Natural Resources for consideration and approval by the Maryland Rural Legacy Board for funding in fiscal year 2017. These plans include the Baltimore County Coastal, Gunpowder Valley, Long Green Land Trust, Manor, and Piney Run Watershed. Wally Lippincott appeared. Councilwoman Bevins appeared. There being no further discussion, upon motion by Councilman Jones, seconded by Councilman Quirk, this Resolution was unanimously approved.

7. Res. 58-16 - Payment in lieu of taxes - authorize written agreement - AHC Dunfield LLC

This Resolution was deferred to a later date.

8. Res. 59-16 - Endorsement of application - MD HCD Neighborhood Business Works Program - Warren Square Shopping Center

At the direction of the Chairwoman, the Secretary read to endorse the application of Warren Square, LLC. ("Warren Square Shopping Center") to the Maryland Department of Housing and Community Development ("DHCD") Neighborhood BusinessWorks Program ("NBW"). Andrea Van Arsdale appeared. There being no discussion, upon motion by Councilman Jones, seconded by Councilman Quirk, this Resolution was unanimously approved.

9. Res. 60-16 - Issuance and sale of bonds - The Montessori Society of Central MD, Inc.

At the direction of the Chairwoman, 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. Will Anderson appeared. There being no discussion, upon motion by Councilwoman Bevins, seconded by Councilman Quirk, this Resolution was unanimously approved.

10. Res. 61-16 - Property Tax Exemption - DAV - Robert L. Smith

At the direction of the Chairwoman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Robert L. Smith, 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 Jones, seconded by Councilman Crandell, this Resolution was unanimously approved.

11. Res. 62-16 - Property Tax Exemption - DAV - Lance E. Griffin

At the direction of the Chairwoman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Lance E. Griffin, 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 Jones, seconded by Councilman Quirk, this Resolution was unanimously approved.

12. Res. 63-16 - Property Tax Exemption - DAV - Herschel M. Burley

At the direction of the Chairwoman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Herschel M. Burley, 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 Jones, seconded by Councilman Crandell, this Resolution was unanimously approved.

13. Res. 64-16 - Property Tax Exemption - DAV - Thomas M. Rush, Jr.

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

14. Res. 65-16 - Property Tax Exemption - DAV - George C. Lowery

At the direction of the Chairwoman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from George C. Lowery, 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 Crandell, seconded by Councilwoman Bevins, this Resolution was unanimously approved.

15. Res. 66-16 - Adoption of Policy for Procurement of Goods and Services from local County Businesses

This Resolution was for introduction only.

16. Res. 67-16 - Merritt-Sollers Point Commercial Revitalization District

This Resolution was for introduction only.

There being no further business to come before the Council at this time, upon motion by Bevins, seconded by Councilman Quirk, the meeting adjourned at 11:05 A.M.

A handwritten signature in cursive script, reading "Thomas J. Peddicord, Jr.", written in black ink on a white background.

Thomas J. Peddicord, Jr.