

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2006, LEGISLATIVE DAY NO. 19
October 16, 2006 7:00 P.M.

A. The meeting was called to order by Chairman Olszewski at 7:00 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 50 persons in attendance and the following Councilmembers were present:

S.G. SAMUEL MOXLEY	FIRST DISTRICT
KEVIN KAMENETZ	SECOND DISTRICT
T. BRYAN MCINTIRE	THIRD DISTRICT
KENNETH N. OLIVER	FOURTH DISTRICT
VINCENT J. GARDINA	FIFTH DISTRICT
JOSEPH BARTENFELDER	SIXTH DISTRICT
JOHN OLSZEWSKI, SR.	SEVENTH DISTRICT

B. APPROVAL OF JOURNAL

Upon motion by Councilman Moxley, seconded by Councilman McIntire, the reading of the Journal Entries for the meeting of October 3, 2006 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 107-06, 108-06, 109-06, 110-06, 111-06, 112-06, 113-06, 114-06 & 115-06.

D. INTRODUCTION OF BILLS

BILL 125-06, entitled An Act for the purpose of amending the 2006-2007 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 Institute for Emergency Medical Services Systems.

BILL 126-06, entitled An Act for the purpose of amending the 2006-2007 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 U.S. Environmental Protection Agency.

BILL 127-06, entitled An Act for the purpose of amending the 2006-2007 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 Federal Low-Income Energy Assistance Program passed through the State of Maryland Department of Human Resources.

BILL 128-06, entitled An Act for the purpose of amending the 2006-2007 Current Expense Budget, by appropriating to the Gifts and Grants Special Revenue Fund monies derived from private funds and made available to the County through the Barbara Bush Foundation for Family Literacy.

BILL 129-06, entitled An Act for the purpose of amending the 2006-2007 Current Expense Budget, by appropriating \$2,015,000 derived from unreserved, undesignated General Fund Surplus as of June 30, 2006, through the General Fund to the Capital Improvement Fund.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 116-06, Capital Budget - Waterway Improvement Grant - Gunpowder Watershed Restoration, was called. David Carroll appeared. There being no discussion, this bill was passed by the following roll call vote:

Aye - Moxley, Kamenetz, McIntire, Oliver, Gardina, Bartenfelder, Olszewski
Nay - None

Bill 117-06, CEB - In-Home Aide Services, was called. Timothy Griffith appeared. There being no discussion, this bill was passed by the following roll call vote:

Aye - Moxley, Kamenetz, McIntire, Oliver, Gardina, Bartenfelder, Olszewski
Nay - None

Bill 118-06, this Bill was withdrawn prior to the meeting.

Bill 119-06, Zoning Regulations - Television Studio, was called. Councilman Moxley commented. There being no discussion, this bill was passed by the following roll call vote:

Aye - Moxley, Kamenetz, McIntire, Oliver, Gardina, Bartenfelder, 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 10, 2006. 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. Fiscal matter 3 was discussed as a separate matter. Chairman Olszewski then called upon the Secretary to read the cover letter for Fiscal Matters 1 and 2.

1. Contract of Sale - Earl & Jane Foster - Purchase of 4 Apartments - Yorkway Apartments

A contract of sale with Earl and Jane Foster to purchase 4 apartment buildings known as the Yorkway Apartments for redevelopment and recreational purposes.

2. Contract - Sally Satel - Helping Hand v. Baltimore County - Law Office

A contract with Sally L. Satel, M.D. for professional consulting and expert witness services in connection with all disputes and litigation to or in connection with Helping Hand v. Baltimore County, Maryland.

There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Oliver, Fiscal Matters 1 and 2 were unanimously approved.

Chairman Olszewski then called upon the Secretary to read the cover letter for Fiscal Matter 3.

3. Contract - The Country Club of Maryland - 25 Year Covenant

A contract with the Country Club of Maryland to allow the County to enter into a 25 year covenant with the Country Club of Maryland not to further develop its property thereby maintaining the properties open space quality. In addition, pursuant to the terms of the covenant the Country Club will convey to the County 44.5 acres of land in fee simple for use as a public park at such time as the property is ever developed.

Shirley Murphy and David Carroll appeared. Councilman Kamenetz questioned Mr. Carroll and Dr. Marchione. Councilman Moxley also questioned Mr. Carroll. Councilmembers Gardina, Olszewski and McIntire commented. Councilman McIntire then moved to table this matter. The motion was seconded by Councilman Oliver. The motion to table failed by the following roll call vote:

Aye - Kamenetz, McIntire, Oliver
Nay - Moxley, Gardina, Bartenfelder, Olszewski

There being no further discussion, upon motion by Councilman Gardina, seconded by Councilman Moxley, Fiscal Matter 3 passed by the following roll call vote:

Aye - Moxley, Kamenetz, Gardina, Bartenfelder, Olszewski
Nay - McIntire, Oliver

G. MISCELLANEOUS BUSINESS

1. Correspondence

At the direction of the Chairman, the Secretary read the correspondence from the Office of Budget and Finance listing the non-competitive awards made during September, 2006.

2. This resolution was withdrawn prior to the meeting.
3. **Res. 81-06 - Sanitary Sewer Extension - Seaside Road - Dundalk Area - 7th District**

At the direction of the Chairman, the Secretary read this Resolution to approve the extension of the sanitary system of Baltimore County in the Dundalk Area, Twelfth Election District and Seventh Councilmanic District of Baltimore County. Bill Korpman appeared. There being no discussion, upon motion by Councilman Olszewski, seconded by Councilman Moxley, this Resolution was unanimously approved.

4. **Res. 82-06 - Property Tax Exemption - Michael Tutin, Jr.**

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Michael Tutin, Jr. who is entitled to a partial exemption from State and County real property taxes by reason of the exemption afforded to blind persons under State law. There being no discussion, upon motion by Councilman Olszewski, seconded by Councilman Moxley, this Resolution was unanimously approved.

5. **Res. 83-06 - Property Tax Exemption - Charles F. Severance**

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Charles F. Severance who is entitled to an exemption from State and County 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 Councilman McIntire, this Resolution was unanimously approved.

6. **Res. 84-06 - Accept Donation - MedImmune Flu Mist**

At the direction of the Chairman, the Secretary read this Resolution to authorize the County to accept a gift of no more than 5, 000 doses of Flu Mist vaccine, donated by MedImmune, Inc. Dr. Vigilance appeared. There being no discussion, upon motion by Councilman McIntire, seconded by Councilman Moxley, this Resolution was unanimously approved.

There being no further business to come before the Council at this time, upon motion by Councilman McIntire, seconded by Councilman Moxley, the meeting adjourned at 7:30 P.M.


Thomas J. Peddicord, Jr.