

**BALTIMORE COUNTY COUNCIL MINUTES**  
**LEGISLATIVE SESSION 2006, LEGISLATIVE DAY NO. 20**  
**November 6, 2006                      4:00 P.M.**

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**A.**     The meeting was called to order by Chairman Olszewski at 4:00 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 25 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 16, 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 116-06, 117-06 & 119-06

**D.     INTRODUCTION OF BILLS**

**BILL 130-06**, this bill was withdrawn prior to the meeting.

**BILL 131-06**, 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 State of Maryland Department of Health and Mental Hygiene, Alcohol and Drug Abuse Administration.

**BILL 132-06**, entitled An Act for the purpose of permitting Group Child Care Centers and Nursery Schools in the R.C. 6 Zone by Special Exception.

**BILL 133-06**, entitled An Act for the purpose of permitting certain service garages to be located in the M.L.R. Zone as a matter of right.

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

Bill 120-06, CEB - CRTK Supplemental Channel 25 Override, was called. Richard Muth appeared. Councilman Kamenetz moved to amend this bill with the following amendment:

On page 2, in line 7, insert the following after “program”: “, subject to the County’s right at a future date to take possession of the override hardware and equipment purchased with said funds”

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

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

Thereafter, upon motion by Councilman Moxley seconded by Councilman McIntire, Bill 120-06 as amended, passed by the following roll call vote:

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

Bill 121-06, Dundalk- Yorkway Renaissance Opportunity Area - 7<sup>th</sup> District, was called. Councilman Olszewski 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

Bill 124-06, Pikesville Revitalization District - Redevelopment Incentive Fund, was called. Councilman Kamenetz commented then moved to amend this bill with the following amendment:

On page 3, strike lines 2 through 4 and substitute the following:

“(E) REDEVELOPMENT PROPOSALS. THE DEPARTMENT OF ECONOMIC DEVELOPMENT SHALL RECRUIT PROSPECTIVE REDEVELOPERS AND REQUEST PROPOSALS FOR THE REVITALIZATION OF”

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

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

Thereafter, upon motion by Councilman Kamenetz, seconded by Councilman Moxley, Bill 124-06 as amended, passed by the following roll call vote:

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

\_\_\_\_\_ **Bill 122-06**, CEB & Capital Budget - Department of Education, was called. Kevin Grabill 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 123-06**, General Obligation Bonds, was called. John Beverungen 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

**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 31, 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. Chairman Olszewski then called upon the Secretary to read the cover letter for Fiscal Matters 1 through 3.

\_\_\_\_\_ **1. Contract - American Limousines, Inc. - Transportation Services for after school programs at certain schools**

A contract with American Limousines, Inc. to provide transportation services for the after school programs at Lansdowne Middle School, Deep Creek Middle School, Dundalk Middle School, Windsor Mill Middle School and Woodlawn Middle School.

\_\_\_\_\_ **2. Contract - Lexis Nexis - Renewal of subscription for online legal research**

A contract with Lexis Nexis (a division of Reed Elsevier, Inc.) for the renewal of the subscription for online legal research.

\_\_\_\_\_ **3. Contract - South River Consulting, LLC - Consulting services related to the procurement of electricity and natural gas**

A contract with South River Consulting, LLC to provide consulting services related to the procurement of electricity and natural gas.

There being no discussion, upon motion by Councilman Moxley, seconded by Councilman McIntire, Fiscal Matters 1 through 3 were unanimously approved.

**G. MISCELLANEOUS BUSINESS**

**1. Res. 85-06 - Property Tax Exemption - Donald Lee McKenney**

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Donald Lee McKenney 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 Bartenfelder, seconded by Councilman Moxley this Resolution was unanimously approved.

**2. Res. 86-06 - To adopt the Towson Manor Village Enhancement Study as part of the Master Plan 2010**

At the direction of the Chairman, the Secretary read this Resolution to adopt the Towson Manor Village Enhancement Study as part of the Baltimore County Master Plan 2010. Councilman Gardina commented then moved to amend this Resolution with the following amendments:

1. On page 7, after the chart for “Zoning Issue #1 Location”, strike the balance of page 7, and strike pages 8, 26 and 27 in their entirety.

2. On page 9, stike “II” and substitute “I”

3. On page 10, add the following before the discussion of absentee owner properties and student housing:

“II. Basic Service - Transportation:

It is recommended that the Enhancement study Area be exempt from the provisions of Section 4A02.4D of the Baltimore County Zoning Regulations, as provided in Section 4A02.4E.1g of the Regulations.”

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

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

Thereafter, upon motion by Councilman Gardina seconded by Councilman Moxley, Resolution 86-06 as amended, passed by the following roll call vote:

\_\_\_\_\_Aye - Moxley, Kamenetz, McIntire, Oliver, Gardina, Bartenfelder, Olszewski  
Nay - None

**3. Res. 87-06 - To adopt the Eastern Baltimore County Pedestrian and Bicycle Access Plan**

At the direction of the Chairman, the Secretary read this Resolution to adopt the Eastern Baltimore County Pedestrian and Bicycle Plan. There being no discussion, upon motion by Councilman Gardina, seconded by Councilman Bartenfelder, this Resolution was unanimously approved.

**4. 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 October, 2006.

**5. Res. 88-06 - PILOT Agreement - Weinberg Village III Project**

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 The Harry and Jeanette Weinberg Village III, Inc., a Maryland non-profit corporation ("Weinberg III") for payment of stipulated amounts in lieu of regular real property taxes in order to facilitate the development of an elderly housing project to benefit low income elderly persons in Baltimore County. Mary Harvey appeared. There being no discussion, upon motion by Councilman Gardina, seconded by Councilman Bartenfelder, this Resolution was unanimously approved.

There being no further business to come before the Council at this time, upon motion by Councilman Moxley, seconded by Councilman McIntire, the meeting adjourned at 4:15 P.M.

  
Thomas J. Peddicord, Jr.