

**BALTIMORE COUNTY COUNCIL MINUTES**  
**LEGISLATIVE SESSION 2006, LEGISLATIVE DAY NO. 21**  
**November 20, 2006                      7:00 P.M.**

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**A.**     The meeting was called to order by Chairman Olszewski at 7:05 P.M. The Chairman asked the audience to rise for a moment of silent meditation and the Pledge of Allegiance to the Flag led by Scout Troop # 792 of Loch Raven United Methodist Church. There were approximately 65 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 McIntire, seconded by Councilman Moxley, the reading of the Journal Entries for the meeting of November 6, 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 120-06, 121-06, 122-06, 123-06 & 124-06

**D.     INTRODUCTION OF BILLS**

**BILL 134-06**, 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 Baltimore County Infant and Toddlers Program.

**BILL 135-06**, 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 Mediation and Conflict Resolution Office (MACRO).

**BILL 136-06**, 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. Department of Justice/Office of Community Oriented Policing Services (COPS).

**BILL 137-06**, entitled An Act for the purpose of repealing a portion of the existing zoning map for the Fifth Councilmanic District and to adopt an official zoning map for the portion of the Fifth Councilmanic District of Baltimore County known as Towson Manor Village, such map to be known as the Official Comprehensive Zoning Map for the Towson Manor Village area of Baltimore County and to supersede any previous zoning maps approved by the County Council of Baltimore County for that particular area, all pursuant to the provisions of the Towson Manor Village Enhancement Study.

**BILL 138-06**, entitled An Act for the purpose of permitting a certain density bonus in a general development planned unit development in certain cases; and generally relating to planned unit developments.

**BILL 139-06**, entitled An Act for the purpose of amending the Zoning Regulations and the County Code to provide for the location, size and permitted number of certain political campaign signs, specifying the time and conditions for the erection and removal of such signs; providing for penalties for violations; and generally relating to political campaign signs.

**BILL 140-06**, entitled An Act for the purpose of providing for the application of Bill 115-06 relating to panhandle lots in the South Perry Hall - White Marsh Area of the county.

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

**Bill 125-06**, CEB - MIEMSS Life Pac (LP1000), was called. Joseph L. Brown, Jr. 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 126-06**, CEB - Small Watershed Planning, 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

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\_\_\_\_\_ **Bill 129-06**, CEB & Capital Budget - Land Preservation Urban Areas, was called. David Carroll remained. 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 127-06**, CEB - Maryland Energy Assistance Program (MEAP), was called. Timothy Griffith appeared. Councilman McIntire moved to amend this bill with the following amendment:

On page 1, in the third line of the purpose paragraph, after “Low-Income”, insert “Home”; in the fourth line of the purpose paragraph, after “Program”, insert “and the Electrical Universal Service Program”; and in the first line of the first “WHEREAS” clause, after “Low-Income”, insert “Home”.

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 Oliver, Bill 127-06 as amended, passed by the following roll call vote:

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

\_\_\_\_\_ **Bill 128-06**, CEB - Young Parent Support Center (YPSC), was called. Timothy Griffith remained. 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 November 14, 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 1,2,4,5 and 7.

**1. Contract of Sale - Martin Dale & Karen June Pennewill, Jr. - Joppa Road Improvements at Cowenton**

A contract of sale with Martin Dale & Karen June Pennewill, Jr., husband and wife, to purchase property at 5122 East Joppa Road, Perry Hall, MD 21128, for Joppa Road improvements at Cowenton project.

**2. Contract of Sale - Royal Park Realty, LLC - Purchase of 3 apartments bldgs. known as Yorkway Apartments**

A contract of sale with Royal Park Realty, LLC, to purchase 3 apartment buildings known as the Yorkway Apartments, for redevelopment and recreational purposes.

**4. Contract - 24 - Department of Aging - Assisted Living Subsidy Program**

Twenty-four contracts for the Baltimore County Group Home Subsidy Program to provide assisted living care to seniors in Baltimore County.

**5. Contract Addendum - State of MD - University of MD System - Election Judges Training**

An addendum to the contract with the State of Maryland for the use of the University of Maryland System on behalf of its constituent institution, University of Baltimore, to provide the additional training required for the Election Judges training as well as additional costs due to added classes.

6. This matter was withdrawn prior to the meeting.

**7. Contract - H.C. Howell and Sons Trucking, Inc. - Snow Removal Services**

A contract with H.C. Howell and Sons Trucking, Inc., to provide snow removal services.

There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Oliver, Fiscal Matters 1,2,4,5 and 7 were unanimously approved.

**3. Contract of Exchange and Sale - Cardinal Keeler, Roman Catholic Archbishop of Baltimore - Perry Hall Library**

A contract of exchange and sale with the Roman Catholic Church of Baltimore, to acquire a portion of property for the construction of the Perry Hall Library on Honeygo Boulevard near Cross Road.

Shirley Murphy appeared. Councilman Gardina questioned Ms. Murphy. 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, McIntire, Oliver, Gardina, Bartenfelder, Olszewski  
Nay - None

**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 October, 2006.

**2. Res. 89-06 - Baltimore County Water Supply and Sewage Plan**

At the direction of the Chairman, the Secretary read this Resolution to amend the Baltimore County Water Supply and Sewage Plan. Dave Thomas appeared. Councilman Oliver moved to amend this Resolution with the following amendment:

On page 2, in the fourth line of number 5., after “property”, insert “and the R.C. 6 zoned portion of the property immediately contiguous and abutting the D.R. 3.5 zoned portion for the Christian Life Church only”

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 Oliver seconded by Councilman Moxley, Resolution 89-06 as amended, passed by the following roll call vote:

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

**3. Res. 90-06 - Metropolitan District Ext #152 - Fable Hill**

At the direction of the Chairman, the Secretary read this Resolution concerning the extension of the Metropolitan District Boundaries to include 14.038 acres of land at the end of Watts Road extending south, approximately 50 feet short of Runnymeads Road for the purpose of providing public water and sewer services. Dave Thomas remained. There being no discussion, upon motion by Councilman Olszewski, seconded by Councilman Gardina, this Resolution was unanimously approved.

**4. Res. 91-06 - Metropolitan District Ext #155 Deer Park Reserve**

At the direction of the Chairman, the Secretary read this Resolution concerning the extension of the Metropolitan District Boundaries to include 12.269 acres of land on the west side of Deer Park Road, north of Liberty Road for the purpose of providing public water and sewer services. Dave Thomas remained. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Moxley, this Resolution was unanimously approved.

**5. Res. 92-06 - Metropolitan District Ext #156 Widerman Property a.k.a. Charlie's Camping Center**

At the direction of the Chairman, the Secretary read this Resolution concerning the extension of the Metropolitan District Boundaries to include 5.076 acres of land on the northeast side of Liberty Road for the purpose of providing public water and sewer services. Dave Thomas remained. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Moxley this Resolution was unanimously approved.

**6. Res. 93-06 - Conservation Easements - Agricultural Land Preservation Program**

At the direction of the Chairman, the Secretary read this Resolution to approve the County's contribution toward the purchase of certain development rights easements on property located within Agriculture Land Preservation Districts in accordance with Title 2, Agricultural Article, Annotated Code of Maryland, and Article 24 Land Preservation, Baltimore County Code, 2003. David Carroll appeared. There being no discussion, upon motion by Councilman McIntire, seconded by Councilman Moxley, this Resolution was unanimously approved.

**7. Reappointment - Design Review Panel - Derrick A. Burnett**

At the direction of the Chairman, the Secretary read the correspondence, reappointing Derrick A. Burnett to the Baltimore County Design Review Panel for a three year term, upon confirmation by the County Council. There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Oliver, this reappointment was unanimously approved.

**8. Reappointment - Adult Public Guardianship Review Board - Astrid S. Wexler**

At the direction of the Chairman, the Secretary read the correspondence, reappointing Astrid S. Wexler to the Baltimore County Adult Public Guardianship Review Board for a three year term, upon confirmation by the County Council. There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Oliver, this reappointment was unanimously approved.

**9. Res. 94-06 - Property Tax Exemption - Tony Miles**

At the direction of the Chairman, the Secretary read this Resolution to approve the refund of certain real property taxes collected from Tony Miles 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 McIntire, seconded by Councilman Moxley, this Resolution was unanimously approved.

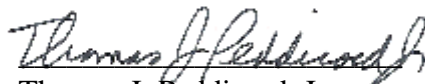
**10. Res. 95-06 - Extension of 90-day period for terms of Verizon Cable Franchise Agreement**

At the direction of the Chairman, the Secretary read this Resolution to extend the 90-day period within which the Council may agree on the terms of a competitive cable franchise agreement with Verizon Maryland, Inc. ("Verizon"). Councilman Kamenetz commented. There being no discussion, upon motion by Councilman Kamenetz, seconded by Councilman Moxley, this Resolution was unanimously approved.

**11. Res. 96-06 - Public Disclosure - John J. Cooper, Jr.**

At the direction of the Chairman, the Secretary read this Resolution concerning the public disclosure of John J. Cooper, Jr., an employee of Baltimore County. 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 Moxley, seconded by Councilman Kamenetz, the meeting adjourned at 7:25 P.M.

  
Thomas J. Peddicord, Jr.