

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2006, LEGISLATIVE DAY NO. 07
April 3, 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 led by Cub Scout Pack #16 of Kenwood Presbyterian Church. There were approximately 30 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 Kamenetz, seconded by Councilman Moxley, the reading of the Journal Entries for the meeting of March 20, 2006 was waived and accepted unanimously.

C. ENROLLMENT OF BILLS

The Chairman stated that the following bill was passed by the County Council and signed by the County Executive. He certified and delivered to the Secretary, Bill 25-06.

D. INTRODUCTION OF BILLS

BILL 33-06, entitled An Act for the purpose of amending the 2005-2006 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 Emergency Management Agency (MEMA) through the Department of Homeland Security.

BILL 34-06, entitled An Act for the purpose of amending the 2005-2006 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 of Emergency Medical Services System (MIEMSS).

BILL 35-06, entitled An Act for the purpose of amending the permitted residential density for a proposed general development PUD in certain zones if the PUD property is one acre or less; and generally relating to density in planned unit developments.

BILL 36-06, entitled An Act for the purpose of adding an area of the County to the pilot program area of the rental housing license program; providing for notification to property owners; and generally relating to the rental housing license program.

BILL 37-06, entitled An Act for the purpose of authorizing the Code Official to issue a citation without first issuing a correction notice; authorizing the issuance of a citation by first class mail, posting or hand delivery; clarifying that an unpaid civil penalty is collectable as a debt or money judgement; and generally relating to code enforcement.

BILL 38-06, entitled An Act for the purpose of providing that a person who is not a county employee may remove an illegally posted sign under certain circumstances; providing that the person is not an employee of the county, may not charge the illegal poster of the sign a fee and is responsible for any damage done while removing the sign and may not trespass to remove a sign; and generally relating to the removal of illegally posted signs.

BILL 39-06, entitled An Act for the purpose of requiring a permit to be obtained by any person or organization that solicits on County roadways; defining terms; providing for the application for a permit and its contents; authorizing the Department of Permits and Development Management to investigate the application and to issue or deny the permit requested; providing for the contents, term, and display of a permit; providing penalties; and generally relating to the regulations of certain types of solicitation.

BILL 40-06, entitled An Act for the purpose of repealing the sunset provision of the Rental Housing License Program; and generally relating to the Rental Housing License Program.

BILL 41-06, entitled An Act for the purpose of providing a civil penalty for the posting of illegal signs; and generally relating to the penalties for the posting of illegal signs.

BILL 42-06, entitled An Act for the purpose of expanding the effect of the State of Maryland's Homeowners' Property Tax Credit Program for eligible homeowners based on certain local eligibility and benefits standards; and generally relating to tax credits for senior citizens.

E. CALL OF BILLS FOR FINAL READING AND VOTE

BILL 26-06, CEB - MD Healthcare Initiative Incumbent Workers Training Grant Program, was called. Barry Williams appeared. There being no discussion, this bill passed by the following roll call vote:

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

_____ BILL 27-06, CEB - University of MD Minority Health Disparities - Continuation Grant, was called. Dr. Pierre Vigilance appeared. There being no discussion, this bill 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 March 28, 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 letters for Fiscal Matters 1 through 4.

1. Contract of Sale - Grace C. Pearce - Improvement of Joppa Road at Cowenton Avenue

A contract of sale with Grace C. Pearce, for a highway widening, etc. for improvements to Joppa Road at Cowenton Avenue.

2. Contract of Sale - Grace T. Pearce - Improvement of Joppa Road at Cowenton Avenue

A contract of sale with Grace T. Pearce, for a highway widening, etc. for improvements to Joppa Road at Cowenton Avenue.

3. Contract of Sale - Carl Denny, Jr. & Rhoda Belle Denny - Windlass Run Sewer Interceptor

_____ A contract of sale with Carl Denny, Jr. and Rhoda Belle Denny for the installation of the Windlass Run Sewer Interception.

4. Contract of Sale - York Park Associates Limited Partnership - Yorkway Apartments

_____ A contract of sale with York Park Associates Limited Partnership for the Yorkway Apartments Complex for redevelopment and/or recreation purposes.

There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Bartenfelder, Fiscal Matters 1 through 4 were unanimously approved.

G. MISCELLANEOUS BUSINESS

1. Res. 19-06 - Accept donation from The Baltimore Sun for Department of Aging

_____ At the direction of the Chairman, the Secretary read this resolution to authorize the County to accept a gift for the use of Baltimore County, Maryland. Arnold Eppel appeared. There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Oliver, this resolution was unanimously approved.

2. Res. 20-06 - Endorsement of low-income elderly housing project - Cove Point II Apartments

At the direction of the Chairman, the Secretary read this resolution endorsing the development of a low-income, elderly housing project located at 7795 Peninsula Expressway, which is currently known as Cove Point II Limited Partnership, in the Dundalk Community of Baltimore County, to be partially financed either directly by the Department of Housing and Community Development (the "Department") of the State of Maryland or through the Department's Community Development Administration (the "Administration"). Mary Harvey appeared. There being no discussion, upon motion by Councilman Olszewski, seconded by Councilman Moxley, this resolution was unanimously approved.

3. Res. 21-06 - Sanitary Sewer Exemption - Rockdale Area

At the direction of the Chairman, the Secretary read this resolution approving the extension of the sanitary sewer system of Baltimore County, Maryland in the Rockdale Area, Second Election District and Fourth Councilmanic District of Baltimore County. Bill Korpman appeared. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Moxley, this resolution was unanimously approved.

4. Res. 22-06 - Property Tax Exemption - Peggy L. Birkmaier

At the direction of the Chairman, the Secretary read this resolution to approve the refund of certain real property taxes collected from Peggy L. Birkmaier 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 McIntire, seconded by Councilman Kamenetz, this resolution was unanimously approved.

5. Res. 23-06 - Public Disclosure - Lynn Roche

At the direction of the Chairman, the Secretary read this resolution concerning the public disclosure of Lynn Roche, an employee of Baltimore County. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Moxley, this resolution was unanimously approved.

6. Res. 24-06 - Planning Board - Development Review Process

At the direction of the Chairman, the Secretary read this resolution requesting the Planning Board to review the provisions of the Baltimore County Code relating to the County's development review process and the exemptions permitted from the process. There being no discussion, upon motion by Councilman Bartenfelder, seconded by Councilman Moxley, this resolution was unanimously approved.

7. Res. 25-06 - Property Tax Exemption - Sam A. Liberto

At the direction of the Chairman, the Secretary read this resolution to approve the refund of certain real property taxes collected from Sam A. Liberto 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 Moxley, seconded by Councilman McIntire, this resolution was unanimously approved.

8. Grant - Katzen Medical Associates

At the direction of the Chairman, the Secretary read the correspondence from the Administrative Office requesting approval of two grants to Katzen Medical Associates to fund in-house employee training programs related to professional eye care topics. Barry Williams appeared. Council Kamenetz commented, upon motion by Councilman Oliver, seconded by Councilman McIntire, this resolution was approved by the following roll call vote:

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

9. Res. 26-06 - Submission of Board of Education Budget

After making a brief comment on the intent of this Resolution Councilman Gardina withdrew it from the agenda.

There being no further business to come before the Council at this time, upon motion by Councilman Moxley, seconded by Councilman Oliver, the meeting adjourned at 7:20 P.M.


Thomas J. Peddicord, Jr.