

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2008, LEGISLATIVE DAY NO. 08
April 21, 2008 7:00 P.M.

A. The meeting was called to order by Chairman Kamenetz 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. 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 McIntire, seconded by Councilman Moxley, the reading of the Journal Entries for the meeting of April 7, 2008 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 10-08, 11-08, 12-08, 14-08, 15-08, 16-08, 17-08, 18-08 and 19-08.

D. INTRODUCTION OF BILLS

BILL 26-08, entitled An Act for the purpose of amending the 2007-2008 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).

BILL 27-08, entitled An Act for the purpose of specifying certain performance standards for certain single-family detached lots in the area of the County encompassed by the Middle River Community Plan; and generally relating to residential performance standards for the Middle River area.

BILL 28-08, entitled An Act for the purpose of authorizing a tax credit for high performance homes; defining terms; providing for termination of the credit; authorizing the adoption of regulations; providing for the application of this Act; and generally relating to the tax credit for high performance homes.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 20-08, 2008 Basic Services Maps, was called. Dave Thomas 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 April 15, 2008. 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 Kamenetz then called upon the Secretary to read the cover letters for Fiscal Matters 1 and 2.

1. Contract - Carson Research Consulting, Inc. - Evaluation of Multisystemic Therapy Program

A contract with Carson Research Consulting, Inc., to conduct an annual outcome-based evaluation of the multisystemic therapy program.

2. BAT 08-04 - Office of Community Conservation - Rehabilitation Loans

A budget appropriation transfer needed for the Office of Community Conservation. The transfer is requested from the Commission on Disability grants program to the housing rehabilitation program. The funds will be used to provide rehabilitation loans to low-to-moderate income Baltimore County residents and to make repairs and improvements to homes that are currently hazardous and unsafe.

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

G. MISCELLANEOUS BUSINESS

1. Res. 32-08 - 5 Rural Legacy Area Applications

At the direction of the Chairman, the Secretary read this resolution 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 2009. These plans include the Piney Run Watershed Rural Legacy Area, Gunpowder River Run Legacy Area, Baltimore County Coastal Rural Legacy Area, Long Green Valley Rural Legacy Area, and Manor Rural Legacy Area. David Carroll appeared. There being no discussion, upon motion by Councilman Olszewski, seconded by Councilman Oliver, this resolution was unanimously approved.

2. Res. 33-08 - Triennial Review of Water Supply and Sewage Plan

At the direction of the Chairman, the Secretary read this resolution adopting the report of the 2007 Triennial Review of the Baltimore County Water Supply and Sewage Plan. Dave Thomas appeared. Councilman Oliver moved to amend this resolution with the following amendments:

1. On page 30, delete the following sentences:

“The Water and Sewage Plan shall remain in effect concurrently with the Baltimore County Master Plan. Should either plan be updated or amended, the complementary plan will be automatically updated by reference.”
2. On page 34, in the first paragraph, fifth sentence, strike “approval.” and substitute the following: “action. The County Council may approve or reject any recommendation.”

Councilman Olszewski 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 Olszewski, seconded by Councilman Oliver, Resolution 33-08 as amended, passed by the following roll call vote:

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

3. Res. 34-08 - Endorsement of Elderly Housing Project - Greens at Rolling Road

At the direction of the Chairman, the Secretary read this resolution to approve the development of housing in Catonsville, Baltimore County, Maryland to be financed either directly by the Department of Housing and Community Development of the State of Maryland or through the Department's Community Development Administration. Mary Harvey appeared. There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Olszewski, this resolution was unanimously approved.

4. Res. 35-08 - Conditional Purchase Agreement - Equipment

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 Rolling Road Senior Apartments Limited Partnership for the payment of stipulated amounts in lieu of regular real property taxes in order to facilitate the development of an elderly housing project to benefit elderly persons in Baltimore County. Mary Harvey remained. There being no discussion, upon motion by Councilman Moxley, seconded by Councilman McIntire, this resolution was unanimously approved.

5. Res. 36-08 - Conditional Purchase Agreement - Equipment


At the direction of the Chairman, the Secretary read this resolution approving the execution and delivery by Baltimore, County, Maryland of a conditional purchase agreement in an amount not to exceed \$36,700,000 in order to finance the costs of certain equipment useful and necessary for the use and benefit of the County and its agencies; providing that the County's obligation to make lease payments under the Conditional Purchase Agreement shall be subject to annual appropriation by the County Council and shall not constitute indebtedness of the County; and generally providing for other matters related to the execution and delivery of the Conditional Purchase Agreement by the County. Keith Dorsey appeared. There being no discussion, upon motion by Councilman Moxley, seconded by Councilman McIntire, this resolution was unanimously approved.

6. Res. 37-08 - Property Tax Exemption - DAV - Larry D. Cox

At the direction of the Chairman, the Secretary read this resolution to approve the refund of certain real property taxes collected from Larry D. Cox 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 Moxley, this resolution was unanimously approved.

7. This Resolution was withdrawn prior to the meeting.

There being no further business to come before the Council at this time, upon motion by Councilman Moxley, seconded by Councilman Olszewski, the meeting adjourned at 7:15 P.M.


Thomas J. Peddicord, Jr.