

BALTIMORE COUNTY COUNCIL MINUTES
LEGISLATIVE SESSION 2008, LEGISLATIVE DAY NO. 14
September 2, 2008 7:00 P.M.

A. The meeting was called to order by Chairman Kamenetz 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 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 Oliver, seconded by Councilman Moxley, the reading of the Journal Entries for the meeting of August 4, 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 67-08, 68-08, 69-08, 70-08, 71-08, 72-08, 73-08, 74-08, 75-08, 76-08, 77-08, 78-08, 81-08, 82-08, 83-08 and 84-08.

D. INTRODUCTION OF BILLS

BILL 97-08, entitled An Act for the purpose of amending the 2008-2009 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 Transit Administration of the State Department of Transportation.

BILL 98-08, entitled An Act for the purpose of amending the 2008-2009 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 Harry and Jeanette Weinberg Foundation, Inc.

BILL 99-08, entitled An Act for the purpose of changing the date for submission of the annual Basic Services Maps revisions to the County Council; changing the date for the adoption of the maps; and generally relating to the adoption of revisions to the Basic Services Maps.

BILL 100-08, entitled An Act for the purpose of authorizing the County to grant franchises for an initial term of up to 35 years.

BILL 101-08, entitled An Act for the purpose of prohibiting portable signs in the County; and generally relating to sign regulations.

E. CALL OF BILLS FOR FINAL READING AND VOTE

Bill 92-08, Final Landmarks List Additions, was called. Karin Brown 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 93-08, Classification and Compensation Plans, was called. Terry Tacka 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 94-08, Conveyance of Easement, was called. Shirley Murphy appeared. Councilman Moxley moved to amend this Bill with the following amendment:

On page 4, after line 1, insert “(4) THE CONVEYANCE OF AN EASEMENT UNDER § 3-9-108.1(E)(1) OF THIS SUBTITLE TO A PUBLIC SERVICE COMPANY AS DEFINED IN § 1-101 OF THE PUBLIC UTILITY COMPANIES ARTICLE OF THE ANNOTATED CODE OF MARYLAND IF THE VALUE OF THE EASEMENT IS LESS THAN \$25,000;”; and in lines 2 and 4, strike “(4)” and “(5)” and substitute “(5)” and “(6)”.

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

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

There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Oliver, Bill 94-08, as amended, passed by the following roll call vote:

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

Bill 95-08, STD Surveillance Grant, was called. Della Leister 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 96-08, C.T. District, was called. Councilman Gardina commented. There being no further 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 August 26, 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 through 14.

1. Contract of Sale - Land Acquisition - Stephen E. & David S. Kosak - Widening of Hillen Road & Stevenson Lane

A contract of sale with Stephen E. & David S. Kosak, to acquire a highway widening and temporary slope easement for the widening of the intersection of Hillen Road and Stevenson Lane, located at 501 Hillen Road, Towson, Maryland 21286.

2. Contract - Rec & Parks - LMC Landscaping - Grounds Maintenance for various streetscapes

A contract with LMC Landscaping, Inc., to provide grounds maintenance for streetscapes located at the corner of Greenspring and Smith Avenues; Eastern Avenue Triangle; Edmondson Avenue medians by Malbrook Road; and the corner of Bosley Avenue and Towsontowne Boulevard.

3. Contract - OIT - Skyline Network Engineering, LLC - County's Network Services Unit

A contract with Skyline Network Engineering, LLC, to provide the necessary resources (labor, transportation, material and equipment) to support current and future requirements of the County's Network Services Unit, as they relate to the additional build-out of the physical high-speed infrastructure and network management services.

4. Contract - OIT - InfoPrint Solutions Company, LLC - Printer Equipment, Software, etc.

A contract with InfoPrint Solutions Company, LLC, to provide printer equipment, software and related services. The initial purchase under the agreement will be the yearly hardware support for the mainframe printer. The agreement is a piggyback of an award that was a result of a competitive bid that was coordinated by Western States Contracting Alliance.

5. Contract - OIT - CI Technologies, Inc. - Internal Affairs Case Management Solution

A contract with CI Technologies, Inc., to provide, install, train and support the Internal Affairs Case Management Solution to track professional standards and internal affairs investigations based on outside complaint or internally generated situations as required under the Commission on Accreditation for Law Enforcement (C.A.L.E.A.) Standards and state law.

6. Contract - PW - Whitman, Requardt & Associates, LLP - Engineering Services - Elevated Water Tank - Colgate

A contract with Whitman, Requardt & Associates, LLP, to provide engineering services for the purpose of developing all study, design and construction phase services for the construction of a .5MG elevated water tank in the Colgate area of Baltimore County.

7. Addendum to Contract - PW - KCI Technologies, Inc. - On-call structural engineering services

An addendum to the contract with KCI Technologies, Inc., to amend the duration of the agreement and transfer of funds due to the nature of some of the projects involved.

8. Addendum to Contract - PW - Johnson, Mirmiran & Thompson/RJN Group, Inc.- Sanitary Engineering Services

An addendum to the contract with Johnson, Mirmiran & Thompson/RJN Group, a Joint Venture to increase the compensation cap of the agreement.

9. Contract of Sale - Land Acquisition - R. Donovan & Carolyn Bossle - Lower Back River Peninsula Water Main

A contract of sale with R. Donovan & Carolyn Bossle, to acquire a drainage and utility easement, located at 1248 Bayside Road, Baltimore, Maryland 21221, for the construction of a water main in the Lower Back River Peninsula.

10. Contract of Sale - Land Acquisition - Jill Pakaski-Ledley & Michael Ledley - Lower Back River Peninsula Water Main

A contract of sale with Jill Pakaski-Ledley formally known as Jill Pakaski and Michael P. Ledley, to acquire a drainage and utility easement, located at 1113 Cedar Road, Baltimore, Maryland 21221, for the construction of a water main in the Lower Back River Peninsula.

11. Contract of Sale - Land Acquisition - Earl V. Omer - Widening of Warren Road

A contract of sale with Earl V. Omer, to acquire a parcel of land located at 300 Warren Road, Cockeysville, Maryland 21030, for the widening of Warren Road.

12. Contract of Sale - Oakleigh Road Property, LLC - Perring Racquet Club Facility - Indoor Recreational Purposes

A contract of sale with Oakleigh Road Property, LLC, for the acquisition of the Perring Racquet Club facility, located at 7501 Oakleigh Road, Baltimore, Maryland 21234, for a indoor recreational purposes.

13. Contract - Care First BlueCross BlueShield - Employees Health Care

Two contracts with Care First BlueCross BlueShield, to provide administrative claims payment services for self funded health, dental and vision care benefits for eligible county employees, retirees and their families.

14. Contract - United Health Care - Employees Health Care

An amendment to the contract with United HealthCare Insurance Company, to provide administrative claims payment services for self-funded HMO benefits for eligible county employees, retirees and their families.

There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Oliver, Fiscal Matters 1 through 14 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 July 2008.

2. Res. 58-08 - County Auditor - Feasibility of alternative work arrangements for County Employees

At the direction of the Chairman, the Secretary read this resolution directing the County Auditor to investigate the feasibility of an alternative work arrangements for employees of County government. Councilmembers Kamenetz, Gardina and Bartenfelder commented. There being no further discussion, upon motion by Councilman Moxley, seconded by Councilman Kamenetz, this Resolution was unanimously approved.

3. Res. 59-08 - Approval of grant - Neighborhood Housing Services - Renaissance Plan East Towson

At the direction of the Chairman, the Secretary read this resolution to approve a grant to Neighborhood Housing Services of Baltimore, Inc. as part of the renaissance plan for the East Towson community and the County's Green Building Program. Mary Harvey and Elizabeth Glenn appeared. Councilmembers Bartenfelder, Kamenetz, Moxley Gardina and Olszewski questioned Mary Harvey. Ms. Glenn also commented. There being no further discussion, upon motion by Councilman Olszewski, seconded by Councilman Moxley, this Resolution past by the following roll call vote:

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

4. Res. 60-08 - Mortgage Revenue Funding Bond - Cross Creek - Brookstone Apartments

At the direction of the Chairman, the Secretary read this resolution authorizing and providing for the issuance and sale by Baltimore County, Maryland, pursuant to the Maryland Economic Development Revenue Bond Act, as its limited obligations and not upon its faith and credit or pledge of its taxing power, of one or more series of its bonds in an amount not to exceed \$5,000,000, for the purpose of (1) refunding all or a portion of the Baltimore County, Maryland Mortgage Revenue Refunding Bonds (GNMA Collateralized - Cross Creek Apartment Project) Series 1998A which were issued on September 29, 1998 in order or refinance a certain facility located in Baltimore County; and (2) paying the necessary expenses as permitted by the Act; such facility to be used by Cross Creek Associated Limited Partnership in connection with its operation of a multifamily residential rental housing project; reserving in Baltimore County, Maryland certain rights concerning the issuance of such bonds; generally describing the public purposes to be served and the financing transaction to be accomplished; specifying the maximum aggregate nprincipal amount of such bonds that may be issued; authorizing the County Executive to specify, prescribe, determine, provide for or approve certain matters, details, forms, documents or procedures appropriate to the authorization, sale, security, issuance, delivery, or payment of or for such bonds; and specifying and describing various matters in connection therewith, as required or permitted by such Act. David Iannucci appeared. There being no discussion, upon motion by Councilman Oliver, seconded by Councilman Moxley, this Resolution was unanimously approved.

5. Res. 61-08 - Property Tax Exemption -DAV - Rodney M. Martin

At the direction of the Chairman, the Secretary read this resolution to approve the refund of certain real property taxes collected from Rodney M. Martin 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 Oliver, seconded by Councilman Moxley, this Resolution was unanimously approved.

6. Res. 62-08 - Property Tax Exemption - DAV - Joseph R. Hurtt

_____ At the direction of the Chairman, the Secretary read this resolution to approve the refund of certain real property taxes collected from Melvin Lewis 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.

7. Reappointment - Adult Public Guardianship Review Board - Howard Bullinger

_____ At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting Mr. Howard (Jerry) G. Bullinger for reappointment to the Baltimore County Adult Public Guardianship Review Board. There being no discussion, upon motion by Councilman Olszewski, seconded by Councilman Bartenfelder, this reappointment was unanimously approved.

8. Appointment - Adult Public Guardianship Review Board - Patricia Williams

_____ At the direction of the Chairman, the Secretary read this correspondence from the County Executive requesting Ms. Patricia Lee Williams for appointment to the Baltimore County Adult Public Guardianship Review Board. There being no discussion, upon motion by Councilman Moxley, seconded by Councilman Bartenfelder, this appointment was unanimously approved.

9. Res. 64-08 - Approve Review of PUD - Fort Howard Group LLC - 9230 North Point Road

_____ This Resolution was for introduction only.

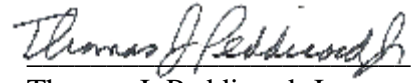
10. Res. 65-08 - Approve Review of PUD - Iron Horse Properties - Kenwood Ave. & Delege Rd.

This Resolution was for introduction only.

11. Res. 66-08 - Planning Board - Plastic Shopping Bags

This Resolution was for introduction only.

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.