



COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

APPROVED

Tuesday, September 10, 2019

The County Council for Montgomery County, Maryland convened in the Council Hearing Room, Stella B. Werner Council Office Building, Rockville, Maryland, at 10:13 A.M. on Tuesday, September 10, 2019.

PRESENT

Councilmember Nancy Navarro, President	Councilmember Sidney Katz, Vice President
Councilmember Gabe Albornoz	Councilmember Andrew Friedson
Councilmember Evan Glass	Councilmember Tom Hucker
Councilmember Will Jawando	Councilmember Craig Rice
Councilmember Hans Riemer	

The President in the Chair.

Spoken word poetry presented by Karina Gorham, 8th grade student at Montgomery Village Middle School.

PRESENTATIONS

- A. Proclamation was presented by Mr. Jawando recognizing the 400th anniversary for the start of slavery in America.
- B. Proclamation was presented by Mr. Albornoz and Mr. Friedson recognizing Ten Years of The Cal Ripken Collegiate Baseball League's Feed the Hungry Challenge.

GENERAL BUSINESS

- A. **Announcements** - Agenda and Calendar Changes

Ms. Lauer, Office of the Clerk of the Council, announced that a public hearing on the FY21 Washington Suburban Sanitary Commission (WSSC) Spending Control Limits is scheduled for September 24, 2019, at 1:30 P.M.; and a correction to Item F on the Consent Calendar noting that the Education and Culture (E&C) Committee worksession for the Office

of Legislative Oversight (OLO) Report 2019-12, Strathmore and the Arts in Montgomery County, is tentatively scheduled for November 7, 2019.

(1) B. **Acknowledgement - Receipt of Petitions**

There were no petitions received this week.

C. **Approved** the minutes of July 16 and 23, 2019, without objection.

(2) **CONSENT CALENDAR**

Approved the following consent calendar items listed below.
Mr. Katz made the motion, which carried unanimously.

- A. **Introduced** a resolution regarding **Spending Affordability Guidelines for the FY21 Capital Budget and FY21-26 Capital Improvements Program (CIP)**. A public hearing and action are tentatively scheduled for September 17, 2019, at 1:30 P.M.
- B. **Introduced** **Declaration of No Further Need - Disposition of Land on Hawkins Creamery Road, Gaithersburg (Davis Airport/Laytonsville Airport)**. A public hearing and action are tentatively scheduled for October 1, 2019, at 1:30 P.M. A joint Planning, Housing & Economic Development (PHED) and Government Operations (GO) Committee worksession is tentatively scheduled for September 16, 2019, at 1:30 P.M.
- C. **Introduced** a resolution to **Approve Categorical Transfers of \$2,650,000 for the Montgomery County Public Schools (MCPS) FY19 Operating Budget, and Categorical Transfers of \$665,000 for FY19 Grant Funds in the Provision for Future Supported Projects**. Action is tentatively scheduled for September 17, 2019.
- D. **Introduced** a supplemental appropriation to the County Government's **FY 20 Operating Budget, Department of Transportation (DOT) - \$98,150 for Streets and Roads - Roadside Trees - Protection**. A public hearing/action is tentatively scheduled for September 24, 2019.
- E. **Introduced** a resolution to designate a **Road Code Urban Area in Chapter 49 of the County Code for the Intersection of Veirs Mill Road and Randolph Road**. Action is tentatively scheduled for September 17, 2019.
- F. **Received and Released** the **Office of Legislative Oversight (OLO) Report 2019-12, Strathmore and the Arts in Montgomery County**. An E&C Committee worksession is tentatively scheduled for November 7, 2019.

- G. Adopted **Resolution 19-220**, confirming the County Executive's appointments to the Early Childhood Coordinating Council: Barbara Andrews, Jody Burghardt, Robin Chernoff.
- H. Adopted **Resolution 19-221**, confirming the County Executive's appointments to the Energy and Air Quality Advisory Committee: Michal Freedman, Daniel Lauf, Danielle Meitiv, Robert Russo, Linda Silverman, Denise Wickersham.
- I. Adopted **Resolution 19-222**, confirming the County Executive's appointment to the Wheaton Urban District Advisory Committee: William Moore.
- J. Adopted **Resolution 19-223**, Executive Branch Non-Merit Salary Schedule.
- K. **Acknowledged receipt** of Office of Inspector General Reports: 20-003, , Small Business Innovation Research (SBIR) and Small Business Technology Transfer (STTR) Matching Grant Program; and 20-004, Publicly Funded Political Campaigns for Montgomery County Candidates.

(2.5) **DISTRICT COUNCIL SESSION**

- A. **Announcement** - The public hearing on the MARC Rail Communities Sector Plan Sectional Map Amendment (SMA) H-133 is scheduled for October 15, 2019, at 1:30 P.M.

Announced that the public hearing on the MARC Rail Communities SMA H-133 is scheduled for October 15, 2019, at 1:30 P.M.

MOTION TO CLOSE

Agreed to meet in closed session to consider matters that concern the proposal for a business or industrial organization to locate, expand, or remain in the State, pursuant to Maryland Code, General Provisions Article §3-305 (b)(4). The topic was the location of certain businesses in the County

Mr. Riemer made the motion, which carried unanimously.

The Council adjourned the open session at 10:54 A.M. and reconvened in closed session from 10:56 A.M. to 11:20 A.M. in the Council Conference Room.

The meeting recessed at 11:20 A.M. and reconvened in open session at 1:30 P.M.

(5) **PUBLIC HEARING - [Bill 24-19, Landlord-Tenant Relations - Obligations of Landlord - Air Conditioning](#)**

The public hearing was conducted. Additional material for the Council's consideration should be submitted by the close of business on September 18, 2019. A PHED Committee worksession is tentatively scheduled for September 23, 2019.

(3) **PUBLIC HEARING - [Bill 22-19, Accessory Dwelling Units - Licensing - Requirements - Amendments](#)**

The public hearing was conducted. Additional material for the Council's consideration should be submitted by the close of business on September 18, 2019. A PHED Committee worksession is tentatively scheduled for September 23, 2019.

(4) **PUBLIC HEARING - [Bill 23-19, Cybersecurity Investment Incentive Tax Credit Supplement Amendments](#)**

The public hearing was conducted. Additional material for the Council's consideration should be submitted by the close of business on September 11, 2019. A PHED Committee worksession is tentatively scheduled for September 16, 2019.

(6) **PUBLIC HEARING - [Veirs Mill Corridor Master Plan SMA](#)**

The public hearing was conducted. Additional material for the Council's consideration should be submitted by the close of business on September 12, 2019. Action is tentatively scheduled for September 17, 2019.

(7) **PUBLIC HEARING - [Supplemental appropriation to MCPS FY19 Operating Budget, Entrepreneurial Activities Fund - \\$3,500,000 for School Bus Safety Camera Program](#)**

The public hearing was conducted. Additional material for the Council's consideration should be submitted by the close of business on September 12, 2019. An E&C Committee worksession is tentatively scheduled for September 12, 2019.

The meeting adjourned at 2:05 P.M.

SUBJECT: Report of Closed Session of September 10, 2019

In compliance with Section 3-306(c)(2), General Provisions Article, Maryland Code, the following is a report of the County Council's closed session of Tuesday, September 10,

2019. The Council convened in closed session at 10:56 A.M. in the Council Conference Room to consider matters that concern the proposal for a business or industrial organization to locate, expand, or remain in the State, pursuant to Maryland Code, General Provisions Article §3-305 (b)(4). The topic was the location of certain businesses in the County.

The meeting was closed on a motion by Mr. Riemer, which carried without objection. The following persons were present: Councilmembers Navarro, Katz, Albornoz, Friedson, Glass, Hucker, Jawando, Rice and Riemer; Confidential Aides Ikheloa, Mandel-Trupp, Silverman, Thorne, Carranza, Nurmi and Ledner; Ms. Goldberg, Aide to Councilmember Hucker; Mr. Smith, Legislative Analyst; Ms. Michaelson, Council Executive Director; Mr. Drummer, Senior Legislative Attorney; Ms. Marin, Council Staff; Ms. Benjamin and Mr. Tibbitts, Office of the County Executive; Mr. McGinnity and Ms. Boyer, Department of Finance; Ms. Khan and Ms. Miller, Montgomery County Economic Development Corporation; Ms. Lauer and Ms. Brown, Clerk's Office.

Action: Provided guidance to County Executive staff.

This is a correct copy of Council action.

Approved/Signed by the Clerk

Mary Anne Paradise
Acting Clerk of the Council