



COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

APPROVED

Tuesday, November 19, 2019

The County Council for Montgomery County, Maryland convened in the Council Hearing Room, Stella B. Werner Council Office Building, Rockville, Maryland, at 9:51 A.M. on Tuesday, November 19, 2019.

PRESENT

Councilmember Nancy Navarro, President
Councilmember Gabe Albornoz
Councilmember Evan Glass
Councilmember Will Jawando

Councilmember Sidney Katz, Vice President
Councilmember Andrew Friedson
Councilmember Tom Hucker
Councilmember Craig Rice

Councilmember Hans Riemer

The President in the Chair.

The invocation was given by Reverend Martha Meredith, Rockville United Methodist Church.

PRESENTATIONS - Proclamation was presented by Mr. Rice recognizing Northwest HS student Kayla DiCello for winning the U.S. Junior Women's Gymnastic Championship.

GENERAL BUSINESS

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

Ms. Lauer, Office of the Clerk of the Council, announced that the Transportation and Environment (T&E) Committee scheduled for November 21, 2019, has been cancelled; an addendum to the agenda, adding to the consent calendar for introduction a supplemental appropriation to the County Government's FY20 Capital Budget and amendment to the FY19-24 Capital Improvements Program (CIP), Department of Transportation (DOT) - \$15,910,000 for the White Flint

West Workaround; and that the discussion on the State Legislation has been deferred to December 2, 2019. Ms. Lauer also announced that there is a joint Planning, Housing and Economic Development (PHED)/ Education and Culture (E&C) Committee meeting following today's session to discuss the County's workforce development delivery structure.

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

There were no petitions received this week.

- C. **Approved** the minutes of October 23, 2019, without objection. Mr. Hucker was temporarily absent.

(2) **CONSENT CALENDAR**

Approved the following consent calendar items listed below.

Mr. Katz made the motion, which carried without objection. Mr. Hucker and Mr. Rice were temporarily absent. Later in the meeting Mr. Hucker and Mr. Rice stated that had they been present they would have voted in the affirmative.

- A. **Introduced** a resolution to endorse a Maryland Economic Development Assistance Authority and Fund (MEDAAF) loan: Urban One, Inc./TV one, LLC.
- B. **Introduced** a resolution to endorse a Maryland Economic Development Assistance Authority and Fund (MEDAAF) loan: Fox Television, LLC.
- C. **Introduced** a resolution to endorse a Maryland Economic Development Assistance Authority and Fund (MEDAAF) loan: REGENXBIO, Inc.
- D. **Introduced** a resolution to endorse a Maryland Economic Development Assistance Authority and Fund (MEDAAF) loan: RADA Technologies, LLC.
- E. Adopted **Resolution 19-300**, adopting an Economic Development Platform for Montgomery County.
- F. Adopted **Resolution 19-301**, supporting refugee resettlement in Montgomery County (as amended).
- G. Adopted **Resolution 19-302**, confirming the County Executive appointment to the Local Management Board for Children, Youth, and Families (Collaboration Council): Ruschelle Reuben.

- H. Adopted **Resolution 19-303**, confirming the County Executive appointment to the Silver Spring Urban District Advisory Committee: Aaron Kayce.
- I. **Introduced** a supplemental appropriation to the County Government's FY20 Capital Budget and amendment to the FY19-24 CIP, DOT - \$15,910,000 for the White Flint West Workaround.

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND
IN LEGISLATIVE SESSION - Day #26**

(3) **Introduction of Bills**

- A. **Bill 35-19**, Personnel - Collective Bargaining - Certified Representative - Duty of Fair Representation

Introduced draft #1 of **Bill 35-19**, sponsored by Councilmember Hucker. A public hearing is scheduled for December 3, 2019, at 1:30 P.M.

(4) **DISCUSSION - State Legislative Program**

This item was deferred to December 2, 2019.

Because the Council was ahead of schedule, a short recess was called at 10:11 A.M.

The meeting resumed at 11:32 A.M.

**COUNTY COUNCIL
FOR MONTGOMERY COUNTY, MARYLAND
IN LEGISLATIVE SESSION - Day #26 (continued)**

(5) **Call of Bills for Final Reading**

- A. **Bill 27-19**, Office of Racial Equity and Social Justice - Racial Equity and Social Justice Advisory Committee - Established

As a point of personal privilege, Ms. Navarro, Chair of the Government Operations and Fiscal Policy (GO) Committee, stated that she wanted to

dedicate the work on **Bill 27-19** to Lois Bryant, her professor at the University of Missouri.

Ms. Navarro reviewed the Committee's recommendations, as contained in the staff report.

Approved, without objection, Mr. Glass's motion to amend lines 62-66 and lines 162-166 as follows:

Social justice means [[a social construct that artificially divides people into distinct groups based on]] that everyone deserves to benefit from the same economic, political and social rights and opportunities regardless of race, socioeconomic status, age, [[gender, sexual orientation, gender identification]] sex - including on the basis of gender identity or orientation, religion, [[or]] disability, or other characteristics.

Approved, without objection, Mr. Rice's motion to further amend lines 62-66 to add "free from health disparities" to read:

Social justice means [[a social construct that artificially divides people into distinct groups based on]] that everyone deserves to benefit from the same economic, political and social rights and opportunities, free from health disparities, regardless of race, socioeconomic status, age, [[gender, sexual orientation, gender identification]] sex - including on the basis of gender identity or orientation, religion, [[or]] disability, or other characteristics.

Approved, without objection, the recommendation of Mr. Drummer, Senior Legislative Attorney, to have Mr. Rice's above motion also include the same change to lines 162-166.

Mr. Katz made a motion to include language that "Each public member must reside in the County." After discussion of placement of the language, approved, without objection, adding Mr. Katz's suggested language to line 230, and deleting the following language from lines 202-204:

[[At least 6 of the voting members must, when appointed, either reside in or be an employee of the County.]]

Councilmembers provided comments on this groundbreaking effort to address inequities many of our citizens experience in areas such as education, housing, healthcare, and policing and criminal justice.

Enacted draft #9 of **Bill 27-19**, as amended and as shown at the end of these minutes. The GO Committee made the motion and the bill was enacted by a roll call vote:

YEAS: Glass, Jawando, Hucker, Riemer, Albornoz, Rice, Friedson, Katz, Navarro.

The meeting recessed at 12:29 P.M. and reconvened in the Council Conference Room at 12:35 P.M.

Meeting with Board of Education (BOE)

Participating in the discussion were BOE President Shebra Evans, Vice President Patricia O'Neill, and Boardmembers Jeanette Dixon, Judith Docca, Brenda Wolff, Rebecca Smondrowski, and Karla Silvestre; Student Boardmember Nate Tinbite; Superintendent of Schools Jack Smith, and Deputy Superintendent Monifa McKnight.

Discussed viewing education issues in Montgomery County through an equity lens, including Montgomery County Public Schools' (MCPS) resource equity study and student performance data, next steps following the Black and Brown Coalition forum, Districtwide Boundary Analysis, STEM academy programs at the high school level, bullying in schools, MCPS coordination with Montgomery College and the Universities at Shady Grove; and vaping in schools.

The Council recessed at 1:30 P.M. and reconvened in the Council Hearing Room at 1:36 P.M.

(6) **UPDATE** - [Vision Zero Program to promote pedestrian, bicycle, and traffic safety](#)

Participating in the discussion were Mr. Slater, Administrator, State Highway Administration (SHA); Mr. Holland, County Interim Vision Zero Coordinator; Mr. Conklin, Director, DOT; Captain Didone, Traffic Division Director, Montgomery County Police Department (MCPD); and Ms. Daphnis, Chair, Pedestrian, Bicycle, and Traffic Safety Advisory Committee.

Received an update from Mr. Slater on SHA's approach to improving pedestrian safety, including engineering initiatives, infrastructure and roadway design improvements; and on recently implemented improvements in the County.

Received an overview from Mr. Holland of recent Vision Zero activity highlights, including education and enforcement initiatives designed to reduce

and eliminate fatal and severe injury accidents to pedestrians, bicyclists and motor vehicle user; and future action plan items.

Councilmembers commented on the need to coordinate pedestrian safety efforts with the State, the need to communicate with all Vision Zero groups, add buffers along streets, improve lighting at certain intersections, increase walk interval times at intersections, and the possibility of having red light cameras on State highways. Panel members agreed to provide written responses to questions posed by Councilmembers.

Received comments from Ms. Daphnis on the need for a better system of collaboration, more funding for safety and lighting improvements, particularly around parking lots. She suggested a Spanish language town hall be held on pedestrian safety issues.

Agreed to schedule another briefing in the future.

The meeting recessed at 3:11 P.M. and reconvened at 7:30 P.M.

(7) **PUBLIC HEARING** - [Zoning Text Amendment \(ZTA\) 19-07, Telecommunications Towers - Limited Use](#)

The public hearing was conducted. Mr. Rice was temporarily absent. Additional material for the Council's consideration should be submitted by the close of business on January 6, 2020. A PHED Committee worksession is tentatively scheduled for January 23, 2019.

The meeting adjourned at 9:25 P.M.

This is an accurate account of the meeting:

Approved/Signed by Clerk of the Council

Mary Anne Paradise
Acting Clerk of the Council