

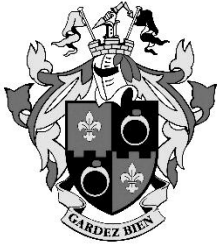
Montgomery County, Maryland

# COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · (MD Relay) Dial 711 or 800-201-7165 · FAX (240)777-7989

[www.montgomerycountymd.gov/council](http://www.montgomerycountymd.gov/council)



*The Council Agenda is subject to change any time after printing or during the Council meeting.  
Please contact the Council Office or visit our website to obtain updates.*

## REVISED ADDENDUM

**Tuesday, January 28, 2020**

### Deleted:

(5) 9:50 **WORKSESSION** - Community Grants (Chen)

### Added:

11:00 PROPOSED CLOSED SESSION to consult with counsel to obtain legal advice, pursuant to Maryland Code, General Provisions Article §3-305(b)(7), and to consult with staff, consultants, or other individuals about pending or potential litigation, pursuant to Maryland Code, General Provisions Article §3-305(b)(8). Topic is FCC litigation. (3rd Floor Conference Room) (Drummer)

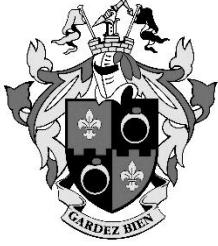
(4) 9:45 **CONSENT CALENDAR**

J. **Introduction** - Supplemental appropriation to the County Government's FY20 Capital Budget, Department of Transportation - \$405,000 for Fenton Street Cycletrack (Source of Funds: GO Bonds) (Orlin)  
*Public Hearing/Action is scheduled for 2/11/20 at 1:30 pm.*

K. **Introduction** - Supplemental appropriation to the County Government's FY20 Capital Budget, Department of Transportation - \$100,000 for Bikeway Program Minor Projects (Source of Funds: Contributions) (Orlin)  
*Public Hearing/Action is scheduled for 2/11/20 at 1:30 pm.*

L. **Introduction** - Supplemental appropriation to the County Government's FY20 Capital Budget, Department of Transportation - \$367,000 for Bicycle-Pedestrian Priority (BiPPA) Improvements - Wheaton Central Business District (CBD) (Source of Funds: GO Bonds) (Orlin)  
*Public Hearing/Action is scheduled for 2/11/20 at 1:30 pm.*

M. **Introduction** - Supplemental appropriation to the County Government's FY20 Capital Budget, Department of Transportation - \$84,000 for Bicycle-Pedestrian Priority (BiPPA) Improvements - Veirs Mill Road/Randolph Road (Source of Funds: GO Bonds) (Orlin)  
*Public Hearing/Action is scheduled for 2/11/20 at 1:30 pm.*



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## Tuesday, January 28, 2020

9:30 **INVOCATION** - Dr. Anthony Medley, Senior Pastor, Emmanuel/Brinklow Seventh Day Adventist Church

9:35 **PRESENTATIONS**

A. Proclamation Recognizing I Voted Art Contest Finalist, by Councilmember Rice, Councilmember Glass, Councilmember Friedson and Councilmember Navarro

B. Proclamation Recognizing Lunar New Year, by Council President Katz

9:40 **GENERAL BUSINESS**

(Singleton)

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

(1) [The Council is seeking applicants for Representative on the Board of Trustees for Employee Retirement Plans and the Consolidated Retiree Health Benefits Trust.](#) The deadline has been extended to January 29, 2020, at 5:00 p.m.

(2) [The Council is seeking applicants for the Board of Appeals. This position can only be filled by a Republican, a voter who is unaffiliated with a party, or a voter who is a member of another party officially recognized by the Board of Elections. This position cannot be filled by a Democrat.](#) The deadline for applications is February 5, 2020, at 5:00 p.m.

(3) B. **Acknowledgement** - [Receipt of Petitions](#)

C. **Action** - Approval of Minutes: None

(4) 9:45 **CONSENT CALENDAR**

A. **Introduction** - [Supplemental appropriation to the County Government's FY20 Capital Budget, Department of Housing and Community Affairs - \\$229,000 for Affordable Housing Acquisition and Preservation \(Source: Loan Repayment Proceeds\)](#)

(McMillan)

*Public hearing is scheduled for 2/11/20 at 1:30 pm.*

- (4) 9:45 **CONSENT CALENDAR** (*continued*)
- B. **Introduction** - Special appropriation to the Maryland-National Capital Park and Planning Commission's FY20 Operating Budget, Planning Department - \$300,000 to expedite funding of consultant services for the I-270 Transit Corridor Plan (Source of Funds: General Fund Reserves) (Dunn)  
*Public hearing/Action is scheduled for 2/11/20 at 1:30 pm.*
- C. **Introduction** - Supplemental appropriation to the County Government's FY20 Capital Budget and Amendment to the FY19-24 Capital Improvements Program, Department of Transportation - \$2,340,000 for Davis Mill Road Emergency Stabilization (Source of Funds: GO Bonds) (Orlin)  
*T&E Committee worksession tentatively scheduled for 2/6/20.  
Public hearing/Action scheduled for scheduled for 2/11/20.*
- D. **Receipt and Release** - Office of Legislative Oversight (OLO) Report 2020-1: Business Regulations in Local Jurisdictions (Bryant/Latham)
- E. **Action** - Resolution to reappoint and confirmation of John Monahan, M. David Vaughn, and Lynn Sylvester as Chairpersons of the Disability Arbitration Board and reappointment of Walter DeTreuX as Chairperson of the Police Disability Arbitration Board (Singleton)
- G. **Action** - Confirmation of County Executive appointment to the Committee Against Hate Violence: Sharon Bland (Medrano-Rivera)
- H. **Action** - Confirmation of County Executive appointments to the Commission on Juvenile Justice: Stephen Miller, Carole Brown, Christopher Fogleman, Wendy Pulliam (Medrano-Rivera)
- I. **Action** - Confirmation of County Executive appointments to the Remembrance and Reconciliation Commission: Suzan Jenkins, Sherlene Lucas, Oyebisi Olatoye, Gboyinde Onijala, Jeannette Rojas (Medrano-Rivera)
- (5) 9:50 **WORKSESSION** - Community Grants (Chen)
- RECESS**
- (6) 1:30 **PUBLIC HEARING** - Spending Affordability Guidelines for FY21 Operating Budget (Smith)  
*GO Committee worksession tentatively scheduled for 2/6/20.*
- (7) 1:45 **BRIEFING** - Vision Zero Plan on Pedestrian and Bicycle Safety (Orlin)

(8) 3:15 **DISTRICT COUNCIL SESSION**

- A. **Worksession:** Forest Glen/Montgomery Hills Sector Plan (Dunn/Orlin)  
Staff Report - Part 1  
Staff Report - Part 2
- B. **Action - Corrective Map Amendment:** H-130 for Takoma Park Master Plan (Dunn)
- C. **Introduction - Zoning Text Amendment 20-02, Accessory Structures - Standards** (Zyontz)  
Lead Sponsors: Councilmembers Friedson and Jawando  
*Public hearing is scheduled for 3/3/20 at 1:30 pm.*

**ADJOURN**

This meeting will be televised live on CCM Channels Comcast HD 996 and SD 6, RCN HD 1056 and SD 6, and Verizon 30 and repeated on 1/31/20 at 9:00 pm.

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 4, 2020.**

Community Action Board: Lisette Engel, Tiffany Jones, Samuel Sharper  
Friendship Heights Transportation Management District Advisory Committee: Robert Banach  
Commission on People with Disabilities: Matthew Barkley  
Water Quality Advisory Group: Tracy Rouleau, Keith Brooks, Michael Carmel, Linda Silversmith

**The following appointments were received from the County Executive. Interviews and confirmation will be scheduled at a later date.**

Housing Opportunities Commission: Frances Kelleher, Roy Priest

**NOTICE OF UPCOMING COUNCIL MEETINGS**

**Council meeting notices are posted on the bulletin board in the fourth floor lobby of the Council Office Building in Rockville, and on the Council's website at <http://www.montgomerycountymd.gov/content/council/pdf/agenda/FutureMtgs.pdf>**

Feb 3, 2020	12:30 pm	State Legislation (3 <sup>rd</sup> fl. Hearing Room)
Feb 4, 2020	9:30 am	Regular Session
Feb 9, 2020	2:00 pm	Pedestrian Safety Town Hall (Wheaton High School)
Feb 10, 2020	12:30 pm	State Legislation (3 <sup>rd</sup> fl. Hearing Room)
Feb 11, 2020	9:30 am	Regular Session
Feb 17, 2020		HOLIDAY
Feb 18-21, 2020		Council on Recess

January 28, 2020

Page 4

**Future Public Hearings:** To testify at a Council public hearing, please sign up online at <http://www.montgomerycountymd.gov/council/phsignup.html>, or call 240-777-7803.

**Feb 4, 2020 - Sign up to testify by 2/3/20 at 5 pm**

- 1:30 pm **Bill 1-20**, Health and Sanitation - Bodywork Establishments - Licensing - Amendments
- 1:30 pm Resolution to adopt **Bill 1-20** as a Board of Health Regulation
- 1:30 pm Germantown Plan for the Town Sector Zone

**Feb 5, 2020 - Sign up to testify by 2/4/20 at 5 pm**

- 1:30 pm FY21 Capital Budget and FY21-26 Capital Improvements Program

**Feb 5, 2020 - Sign up to testify by 2/5/20 at 10 am**

- 7:00 pm FY21 Capital Budget and FY21-26 Capital Improvements Program

**Feb 6, 2020 - Sign up to testify by 2/6/20 at 10 am**

- 7:00 pm FY21 Capital Budget and FY21-26 Capital Improvements Program

**Feb 11, 2020 - Sign up to testify by 2/10/20 at 5 pm**

- 1:30 pm **Bill 2-20**, Bicycles - Registration - Amendments
- 1:30 pm **Bill 3-20**, Boards, Committees, and Commissions - Compensation, Reimbursement, and Stipends
- 1:30 pm Declaration of No Further Need: Road Transfer Agreement with Town of Poolesville

Visit the Council website for other valuable resources: [www.montgomerycountymd.gov/council](http://www.montgomerycountymd.gov/council)



If you need accommodations to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (MD Relay - Dial 711 or 800-201-7165) Email: [County.Council@montgomerycountymd.gov](mailto:County.Council@montgomerycountymd.gov).

This document is available in alternative formats upon request.

## **Montgomery Council Seeks Applicants for Representative on the Board of Trustees for Employee Retirement Plans and the Consolidated Retiree Health Benefits Trust**

*Application deadline extended to Wednesday, Jan. 29*

ROCKVILLE, Md., Jan. 14, 2020—The Montgomery County Council is seeking applicants to serve as the Council representative on the Board of Investment Trustees for the Montgomery County Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust. The boards set investment policy and evaluate and monitor investment managers and performance of the Trust Funds.

The deadline for applications is 5 p.m. on Wednesday, Jan. 29, 2020.

The second term of Council representative David Locke expires March 1, 2020. Members of County boards, committees and commissions may not serve on more than one such group at a time. The Council policy is that an individual must not serve more than two consecutive full terms on any County board, committee or commission. The appointee may not furnish, or be employed by a firm that furnishes, to pension funds and other institutional investors the kind of investment services purchased by the board.

The Board of Investment Trustees is responsible for overseeing the investment of approximately \$5 billion in assets for approximately 16,500 active and retired members of the three retirement plans: defined benefit, defined contribution and deferred compensation. The Board of Trustees is responsible for overseeing the investment program for the Consolidated Retiree Health Benefits Trust, which has assets of approximately \$1 billion.

The Board of Investment Trustees for the Montgomery County Employee Retirement Plans consists of 13 trustees appointed by the County Executive and confirmed by the County Council. Trustees include the directors of the Office Human Resources, Office of Management and Budget, Department of Finance and the County Council Executive Director; two representatives of the County Council; one active member of the retirement plans who is not a member of a collective bargaining unit; one retired member of a County plan; two members of the public; and individuals recommended by each of the three County employee collective bargaining units.

The Board of Trustees for the Consolidated Retiree Health Benefits Trust consists of 19 trustees, 13 of whom are members of the Board of Investment Trustees, along with the following additional members: one active employee recommended by the superintendent of Montgomery County Public Schools (MCPS), one retired member of MCPS, one MCPS bargaining unit representative, one active employee recommended by the Montgomery College (MC) president, one retired member of MC, and one MC bargaining unit representative.

Trustees serve three-year terms without compensation from any source for services rendered to the Boards. The Boards meet six times a year from 8:30 a.m. until approximately 1 p.m., usually on Fridays in January, March, May, July, September and November.

This Council representative position on each Board is for a person who is knowledgeable in pensions, investments or financial matters. The Council will recommend one applicant to the County Executive for appointment to serve on both Boards. After the Executive appoints the Council representative, the appointee's name is submitted to the Council for final confirmation. Within 10 days after confirmation, each trustee must sign a certificate stating that the trustee accepts the fiduciary responsibility of the trust funds and will administer the affairs of the trust with care, skill, prudence and diligence. Appointees must complete a financial disclosure statement within 15 days of Council confirmation and annually thereafter.

Letters expressing interest in the position, including a resume listing professional and civic experience, should be addressed to Council President Sidney Katz, County Council Office, 100 Maryland Avenue, Rockville, Md. 20850. Letters of application can also be submitted via email to [County.Council@MontgomeryCountyMD.gov](mailto:County.Council@MontgomeryCountyMD.gov). Submissions must be received no later than 5 p.m., Wednesday, January 29, 2020. It is the Council's policy not to consider applications received after the deadline. Letters of application and resumes are made public as part of the appointment process and are available for public review. The interviews are conducted in public and are televised. After the closing date, Councilmembers will review the letters of application and select applicants for interviews to be held soon thereafter.

###

FOR INFORMATION: Anne Brown, 240-777-7925  
anne.brown@montgomerycountymd.gov

## ***Montgomery Council Seeks Applicants for County Board of Appeals***

*Deadline to Submit an Application is Wednesday, February 5 at 5:00 pm*

ROCKVILLE, Md., January 16, 2020—The Montgomery County Council is seeking applicants for a partial term on the County Board of Appeals. The term to be filled is currently held by Jon Cook, who will be resigning effective January 27. His term expires in September 2022. Applications for the position must be received no later than 5 p.m. on Wednesday, February 5.

By law, no more than three members of the Board shall be from the same political party. This position must be filled by a Republican, a voter who is unaffiliated with a party, or a voter who is a member of another party officially recognized by the Board of Elections. This position cannot be filled by a Democrat.

In addition to Mr. Cook (Other), current members of the Board include Chair John Pentecost (Democrat), Katherine Freeman (Democrat), Bruce Goldensohn (Republican), and Mary Gonzales (Democrat). Members of County Boards, Committees and Commissions may not serve on more than one such group at a time.

Members of the Board receive \$15,525 annually, with the Chair receiving \$21,942. Salaries are adjusted each December to reflect 50 percent of the change in the Washington Area Consumer Price Index.

Duties of the Board of Appeals include hearing and deciding requests for variances from development standards contained in the Zoning Ordinance; hearing appeals from certain administrative decisions rendered by County government agencies; and hearing oral argument on and deciding appeals from decisions of the Hearing Examiner on conditional uses. The Board also considers and decides requests for modifications of special exceptions.

The Board normally holds weekly hearings all day Wednesday and worksessions every other week on Wednesdays. If necessary to accommodate an extended caseload or continued hearings, the Board may schedule hearings on other weekdays. Members are expected to prepare for the hearings by reading the cases to be heard and to share the workload of drafting and editing opinions or to follow-up on investigations on specific cases. Members work approximately 15-25 hours a week.

The principal jurisdiction of the Board of Appeals does not include the municipalities of Brookeville, Poolesville, Laytonsville, Rockville, Barnesville, Gaithersburg, and Washington Grove. The Council is not precluded from appointing someone who resides in one of these municipalities, although the Council may avoid doing so.

Letters expressing interest, including a resume listing professional and civic experience, political party affiliation, home and office telephone numbers and an email address, should be addressed to: Council President Sidney Katz, County Council Office, 100 Maryland Avenue, Rockville, Maryland 20850 or



can be emailed to [county.council@montgomerycountymd.gov](mailto:county.council@montgomerycountymd.gov). Letters of application must be received no later than 5 p.m. on February 5. It is the Council's policy not to consider applications received after the deadline. After the closing date, Councilmembers will review the letters of application and may select applicants to interview.

Letters of application and resumes are made public as part of the appointment process. Any interviews held are open to the public and will be televised. A financial statement of assets, debts, income and family property interests will be required of all applicants. Only the appointed candidates will be required to make the financial statement available for public review.

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