



COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

APPROVED

Tuesday, May 10, 2022

The County Council for Montgomery County, Maryland convened in the Council Hearing Room, Stella B. Werner Council Office Building, Rockville Maryland at 9:00 A.M. on Tuesday, May 10, 2022.

PRESENT

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

The President in the Chair.

PRESENTATIONS

- A. Proclamation was presented by Council President Albornoz and Councilmember Katz recognizing Mental Health Awareness Month.
- B. Proclamation was presented by Council President Albornoz and County Executive Elrich recognizing Building Safety Month.
- C. Proclamation was presented by Councilmember Rice recognizing ALS Awareness Month.

GENERAL BUSINESS

- A. Announcements – Agenda and Calendar Changes

Ms. Rupp, Clerk of the Council, announced an addition to the agenda, adding an introduction for a Supplemental Appropriation to the County Government's FY22 Operating Budget, Department of Transportation - \$12,472,739, and Department of General Services - \$3,146,137, for Snow

Removal/Wind and Rainstorm Cleanup; and changing the public hearing date to May 19, 2022, for the following: Special Appropriation to the County Government's FY22 Operating Budget, WorkSource Montgomery Non-Departmental Account - \$3,000,000 for COVID-19 workforce support programs, and amendment to the FY22 Operating Budget Resolution 19-872, Section G, FY22 Designation of Entities for Non-Competitive Contract Award Status: WorkSource Montgomery; Special Appropriation to the County Government's FY22 Operating Budget, Office of the County Executive, \$4,690,000 for COVID-19 Business Rental Assistance and Hotel Relief Program; and an amendment to FY22 Operating Budget Resolution 19-872, Section G, FY22 Designation of Entities for Non-Competitive Contract Award Status: Latino Economic Development Corporation of Washington, D.C.; Special Appropriation #22-86 to the County Government's FY22 Operating Budget, Department of Health and Human Services, Maryland Department of Housing and Community Development - Emergency Rental Assistance Program, \$8,800,000; and Special Appropriation #22-85 to the County Government's FY22 Operating Budget, Department of Health and Human Services, Maryland Department of Housing and Community Development Grant - Emergency Rental Assistance Program 2 - \$6,488,000.

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

There were no petitions received this week.

C. **Action – Approval of Minutes**

There were no minutes for approval.

(2) **WORKSESSION - FY23 OPERATING BUDGET**

[Fire and Rescue Service](#)

Chief Goldstein, Montgomery County Fire and Rescue Service (MCFRS), participated in the discussion.

Mr. Katz, Chair of the Public Safety (PS) Committee, and Legislative Analyst Farag reviewed the Committee's recommendation as contained in the staff report, noting the addition of \$150,000 for fleet and building maintenance services for the Bethesda-Chevy Chase Rescue Squad.

Approved without objection, amendments to the FY23 Capital Budget and FY23-28 Capital Improvements Program (CIP) for the MCFRS Gude Drive Community Services Building and added Emergency Service Transporter Supplemental

Payment Program (ESPP) funds with an accelerated schedule to the Heart Monitor/Defibrillator Replacement project.

Mr. Alborno requested staff provide follow-up information on the monitoring for methane gas at the Gude Drive Community Services Building.

Approved the subject operating budget, as recommended by the PS Committee.

(2) **WORKSESSION/SUSPENSION OF RULES/ACTION** - [Resolution Supporting the Preservation of Abortion Rights Under *Roe v. Wade*](#)

Introduced the subject resolution and supported without objection Mr. Rice's motion to suspend Rule 7(c) to allow introduction and action on the resolution on the same day.

Ms. Navarro reviewed the landmark U.S. Supreme Court decision that allows the constitutional right to an abortion and noted a recently leaked draft opinion indicating the Court is likely to overturn that nearly 50-year-old precedent upholding that right; and spoke in support of the need to maintain that fundamental right.

Adopted **Resolution 19-1248**, supporting the Preservation of Abortion Rights Under *Roe v. Wade*.

Ms. Navarro made the motion, which carried without objection.

(3) **INTERVIEW** - [Montgomery County Planning Board Candidate: Carol Rubin](#)

Interviewed Ms. Carol Rubin, candidate for the Montgomery County Planning Board.

(4) **CONSENT CALENDAR**

Approved the following consent calendar items listed below.
Mr. Glass made the motion, which carried without objection.

- A. **Introduced** a Special Appropriation to the County Government's FY22 Operating Budget, WorkSource Montgomery Non-Departmental Account - \$3,000,000 for COVID-19 workforce support programs; and amendment to FY22 Operating Budget Resolution 19-872, Section G, FY22 Designation of Entities for Non-Competitive Contract Award Status: **WorkSource Montgomery**. A public hearing/action is scheduled for May 17, 2022, at 1:30 P.M.

- B. **Introduced** a Special Appropriation to the County Government's FY22 Operating Budget, Office of the County Executive, \$4,690,000 for COVID-19 Business Rental Assistance and Hotel Relief Program (Source of funds: Federal Aid); and amendment to FY22 Operating Budget Resolution 19-872, Section G, FY22 Designation of Entities for Non-Competitive Contract Award Status: Latino Economic Development Corporation of Washington, D.C. A public hearing/action is scheduled for May 17, 2022, at 1:30 P.M.
- C. **Introduced** a Special Appropriation #22-86 to the County Government's FY22 Operating Budget, Department of Health and Human Services, Maryland Department of Housing and Community Development - Emergency Rental Assistance Program, \$8,800,000. A public hearing/action is scheduled for May 17, 2022, at 1:30 P.M.
- D. **Introduced** a Special Appropriation #22-85 to the County Government's FY22 Operating Budget, Department of Health and Human Services, Maryland Department of Housing and Community Development Grant - Emergency Rental Assistance Program 2, \$6,488,000. A public hearing/action is scheduled for May 17, 2022, at 1:30 P.M.
- E. Adopted **Resolution 19-1249** approving the extension until September 28, 2022, of the appointment of Acting Chief Health Officer, Department of Health and Human Services: Dr. James Bridgers.
- F. Adopted **Resolution 19-1250**, approving the extension until September 9, 2022, of the appointment of Acting Deputy Director for Results, Office of Management and Budget: Josh Watters.
- G. Adopted **Resolution 19-1251**, appointing Kathleen E. Byrne as Hearing Examiner, Office of Zoning and Administrative Hearing.
- H. Adopted **Resolution 19-1252**, extending time until November 29, 2022, for Council consideration of Executive Regulation 15-21, Office of Racial Equity and Social Justice Action Plan.
- I. Adopted **Resolution 19-1253**, extending time until September 30, 2022, for Council consideration of Executive Regulation 2-22, Montgomery College Germantown Campus Regional Institution Strategic Enterprise Zone.
- J. Adopted **Resolution 19-1254**, approving an amendment to FY22 Operating Budget Resolution 19-872, Section G, Designation of Entities for Non-Competitive Contract Award Status: Maryland Black Chamber of Commerce, Black Business Council, Maryland Small Business

Development Center, Maryland Procurement and Technical Assistance Center, and Nonprofit Village.

- K. Adopted **Resolution 19-1255**, approving a Supplemental Appropriation to the County Government's FY22 Capital Budget and amendment to the FY21-26 CIP, Department of Housing and Community Affairs - \$14,749,992 for Affordable Housing Acquisition and Preservation.
- L. **Introduced** a Supplemental Appropriation to the County Government's FY22 Operating Budget, Department of Transportation - \$12,472,739, and Department of General Services - \$3,146,13 for Snow Removal/Wind and Rainstorm Cleanup. A public hearing/action is scheduled for May 26, 2022, at 1:30 P.M.

The Council recessed at 10:37 A.M. and reconvened at 1:32 P.M.

- (5) **PUBLIC HEARING - [Expedited Bill 7-22, Fire and Rescue Service - Credited Service for Group G Members](#)**

The public hearing was conducted. Mr. Huckler was temporarily absent. Additional material for the Council's consideration should be submitted by the close of business on May 17, 2022.

- (6) **PUBLIC HEARING - [Expedited Bill 8-22, Fire and Rescue Services - Length of Service Awards Program for Volunteers - Amendments](#)**

The public hearing was conducted. Mr. Huckler was temporarily absent. Additional material for the Council's consideration should be submitted by the close of business on May 17, 2022.

- 7) **PUBLIC HEARING/ACTION - [Supplemental Appropriation #22-69 to the County Government's FY22 Operating Budget, Montgomery County Fire and Rescue Service \\$1,937,314 for Senator Amoss Fire, Rescue, and Ambulance Fund \(State 508\) Grant \(Source of Funds: State Grant\)](#)**

The public hearing was conducted and the record was closed. Mr. Huckler was temporarily absent.

Adopted **Resolution 19-1256**, approving the subject supplemental appropriation.

Mr. Katz made the motion, which carried without objection. Mr. Hucker was temporarily absent, but later indicated that had he been present he would have voted in the affirmative.

(8) **DISTRICT COUNCIL SESSION**

A. [Local Map Amendment \(LMA\) H-143 regarding 4910/4920 Strathmore Avenue in North Bethesda, Request for Oral Argument, and if Oral Argument is not granted, Action on the Hearing Examiner's Report and Recommendation](#)

Ms. Robeson Hannan, Hearing Examiner, Office of Zoning and Administrative Hearings (OZAH) participated in the discussion.

Legislative Attorney Ndou summarized the requested zoning change and proposed development at 4910/4920 Strathmore Avenue in North Bethesda, Maryland from its current R-60 Zone to CRNF 0.75, C 0.25, R 0.75, H 50. The Hearing Examiner recommended approval of the application.

A request for oral argument before the Council was filed by a community member who lives adjacent to the property. The applicants filed an opposition to the request for oral argument.

Supported the staff recommendation to grant the request to hear oral arguments for the zoning request.

Mr. Riemer made the motion, which carried without objection.

Oral arguments are expected to be scheduled in June.

(1) **GENERAL BUSINESS - (continued)**

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

Ms. Rupp, Clerk of the Council, announced that all of the public hearings that were previously scheduled on May 17, 2022, at 1:30 P.M. have been moved to May 19, 2022, at 1:30 P.M., specifically the Special Appropriation to the County Government's FY22 Operating Budget, WorkSource Montgomery Non-Departmental Account - \$3,000,000 for COVID-19 workforce support programs (Source of Funds: Federal Aid); and amendment to FY22 Operating Budget Resolution 19-872, Section G, FY22 Designation of Entities for Non-Competitive Contract Award Status: WorkSource Montgomery.

The Council recessed at 1:41 P.M. and reconvened at 2:00 P.M.

(9) **INTERVIEW - [County Executive's appointment for Chief Digital Officer: Kenneth Lennon](#)**

Ms. Roper, Director, Department of Technology and Enterprise Business Solutions (TEBS), introduced Mr. Lennon to the Council.

Interviewed the County Executive's appointment for Chief Digital Officer: Kenneth Lennon.

The meeting adjourned at 2:15 P.M.

This is an accurate account of the meeting:



Judy Rupp
Clerk of the Council