

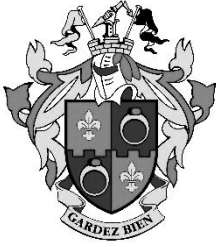
Montgomery County, Maryland

# 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**

**Tuesday, April 18, 2023**

9:00 **PRESENTATIONS**

- A. Proclamation recognizing Earth Day, by Council President Glass
- B. Proclamation recognizing Holocaust Remembrance Day, by Council Vice President Friedson, Councilmember Katz, and Council President Glass

9:30 **GENERAL BUSINESS**

(Rupp)

- A. **Announcements** - Agenda and Calendar Changes
- B. **Action** - Approval of Minutes: There are no minutes for approval.

9:35 **WORKSESSION** - FY23-28 Capital Improvements Program (CIP)

- (1) • [Montgomery College](#) (Howard/Hossein)
- (2) • [MCPS](#) (Levchenko/McGuire)

10:35 **LEGISLATIVE SESSION - DAY #13**

(3) **Introduction of Bills:**

- A. [Bill 22-23, Transient Lodging Facilities - Short-Term Residential Rental](#) (Ndou)  
Lead Sponsor: Council President at the request of the County Executive  
*Public Hearing will be held 6/13/23 at 1:30 p.m.*  
*PHP Committee worksession will be scheduled at a later date.*

(4) 10:45 **DISTRICT COUNCIL SESSION**

- A. **Introduction - [Zoning Text Amendment \(ZTA\) 23-04, Residential Uses - Short-Term Residential Rental](#)** (Ndou)  
Lead Sponsor: Council President at the request of the County Executive  
*Public Hearing will be held 6/13/23 at 1:30 p.m.*  
*PHP Committee worksession will be scheduled at a later date.*
- B. **Action - [Resolution to approve Planning Board Regulation 25-22, Administrative Procedures for Development Review](#)** (Ndou)  
*PHP Committee recommends approval.*

(5) 11:00 **CONSENT CALENDAR**

- A. **Introduction** - Special Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services, Funding for The State Opioid Response (SOR) III, \$1,319,629 (Source of Funds: State Grant) (Clemons Johnson)  
*Public Hearing/Action is scheduled for 5/2/23 at 1:30 p.m.*
- B. **Action** - Confirmation of County Executive's appointments to the Human Trafficking Prevention Committee: Karalynn Davis (Pipion-Williams)
- C. **Action** - Confirmation of County Executive's appointment to the Interagency Commission on Homelessness: Scott Bruton (Pipion-Williams)
- D. **Action** - Confirmation of County Executive's appointments to the Library Board: Jess Bravin, Wilma Brier, Adaobi Ezeadum, Holly Fiery, Carla Vale, Candice Will (Pipion-Williams)
- E. **Action** - Confirmation of County Executive's appointment to the Commission on People with Disabilities: Rebecca Grayson (Pipion-Williams)
- F. **Action** - Confirmation of County Executive's appointments to the Department of Permitting Services Advisory Committee: Arquilla Ridgell, Debra Wylie, Sharon Wilder (Pipion-Williams)
- G. **Action** - Confirmation of County Executive's appointment to the Pedestrian, Bicycle, and Traffic Safety Advisory Committee: Joseph Moges (Pipion-Williams)
- H. **Action** - Confirmation of County Executive's appointment to the Water Quality Advisory Group: Amy Stevens (Pipion-Williams)
- I. **Action** - Resolution to reappoint the Labor Relations Administrator under the Fire and Rescue Collective Bargaining Law until October 3, 2025: Homer LaRue (Rupp)
- J. **Action** - Resolution to extend the appointment of Acting Deputy Director of Transportation Policy, Department of Transportation until May 22, 2023: Tim Cupples (Rupp)
- K. **Action** - Resolution to set a public hearing for the FY24 Constant Yield Tax Rate (Howard)  
*Public Hearing is scheduled for 5/2/23 at 1:30 p.m.*

**RECESS**

1:15 **PRESENTATIONS**

- A. Proclamation recognizing Minority Health Month, by Councilmember Sayles

- (6) 1:30 **PUBLIC HEARING** - Rustic Roads Functional Master Plan Update - Planning Board Draft (Orlin)  
*TE Committee worksession will be scheduled at a later date.*
- (7) 1:30 **PUBLIC HEARING** - **Bill 18-23**, Structure of County Government - Community Zoning and Land Use Resource Office (Ndou)  
*PHP Committee worksession will be scheduled at a later date.*
- (8) 1:30 **PUBLIC HEARING** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Leases Non-Departmental Account (NDA) - \$2,459,509 (Source of Funds: General Fund Undesignated Reserve) (Howard)  
*GO Committee worksession is scheduled for 4/27/23.*
- (9) 1:30 **PUBLIC HEARING** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services, DHHS COVID-19 Emergency Response - \$15,909,513 (Source of Funds: General Fund Undesignated Reserves) (Clemons Johnson)  
*HHS Committee worksession is scheduled for 4/17/23.*
- (10) 1:30 **PUBLIC HEARING** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Transportation, Transit Services - \$14,409,927 (Source of Funds: Mass Transit Fund Undesignated Reserves) (Orlin)  
*TE Committee worksession is scheduled for 4/20/23.*
- (11) 1:30 **PUBLIC HEARING** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Utilities Non-Departmental Account (NDA) - \$8,286,672 (Source of Funds: General Fund Undesignated Reserves) (Mia)  
*TE Committee worksession is scheduled for 4/24/23.*
- (12) 1:30 **PUBLIC HEARING** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Non-Departmental Account Working Families Income Supplement - \$4,473,902 (Source of Funds: Federal Grant ARPA) (McGuire)  
*Committee worksession will be scheduled at a later date.*
- (13) 1:30 **PUBLIC HEARING** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Office of Emergency Management and Homeland Security, COVID-19 FEMA Public Assistance Contract Support - \$465,000 (Source of Funds: General Funds Undesignated Reserves) (Howard)  
*PS Committee worksession is scheduled for 4/28/23.*
- (14) 1:30 **PUBLIC HEARING** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Montgomery County Fire and Rescue Service, General Personnel and Operating Costs - \$10,449,635 (Source of Funds: Undesignated Fire Fund Reserve) (Farang)  
*PS Committee worksession is scheduled for 4/21/23.*
- (15) 1:30 **PUBLIC HEARING** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Board of Elections General Fund - \$4,244,911 (Source of Funds: General Fund Undesignated Reserves) (Jeong)  
*GO Committee worksession is scheduled for 4/27/23.*

- (16) 1:30 **PUBLIC HEARING - Resolution to establish Water Quality Protection Charge for FY24** (Levchenko)  
*TE Committee worksession is scheduled for 5/4/23.*
- (17) 1:30 **PUBLIC HEARING - Resolution to establish FY24 Solid Waste Service Charges** (Levchenko)  
*TE Committee worksession is scheduled for 5/4/23.*
- (18) 1:30 **PUBLIC HEARING - Amendment to the FY23-28 Capital Improvements Program and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Health and Human Services, School-Based Health and Linkages to Learning Centers (No. 640400) for Greencastle ES LTL \$850,000 (Source of Funds: GO Funds)** (Yao)  
*EC/HHS Committee worksession is scheduled for 4/24/23.*
- (19) 1:30 **PUBLIC HEARING - Special Appropriation to the County Government's FY23 Operating Budget, Department of Housing and Community Affairs, Homeowner Assistance Program - \$3,000,000 (Source of Funds: Federal Funds) and Amendment to the FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Montgomery Homeownership Program and Montgomery County Homeownership Assistance Fund.** (Jeong)  
*PHP Committee meeting will be scheduled at a later date.*
- (20) 1:30 **PUBLIC HEARING - Resolution to set FY24 Property Tax Credit for Income Tax Offset** (Howard)  
*Committee worksession will be scheduled at a later date.*
- (21) 1:30 **PUBLIC HEARING - Amendment to the FY23-28 Capital Improvements Program and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Police, Public Safety Communications Center, Phase II, Electrical Distribution and HVAC Upgrade (No. 472102) - \$1,000,000 (Source of Funds: GO Bonds)** (Farang)  
*PS Committee meeting will be scheduled at a later date.*
- (22) 1:30 **PUBLIC HEARING - Special Appropriation to the County Government's FY23 Operating Budget, Department of Housing and Community Affairs, Design for Life - \$1,500,000 (Source of Funds: Federal Funds) and Amendment to the FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Habitat for Humanity Metro Maryland and Rebuilding Together Montgomery County.** (Jeong)  
*PHP Committee meeting will be scheduled at a later date.*
- (23) 1:30 **PUBLIC HEARING - FY24 Transportation Fees, Charges, and Fares** (Orlin)  
*TE Committee worksession is scheduled for 4/20/23.*
- (24) 1:30 **PUBLIC HEARING/ACTION - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services, Maryland School-Based Health Center Program Grant - \$1,525,975 (Source of Funds: State Funds)**

**Correction:**

([Clemons Johnson] Yao)

- (25) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services, Maryland Department of Health, Local Health Department Health Disparities - \$489,572 (Source of Funds: State Grant) (Clemons Johnson)
- (26) 1:30 **PUBLIC HEARING/ACTION** - Special Appropriation to the County Government's FY23 Operating Budget, Children's Opportunity Fund Non-Departmental Account - \$200,000 (Source of Funds: General Fund Reserves); and Amendment to the FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Montgomery County Children's Opportunity Alliance (Yao)

**ADJOURN**

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 25, 2023.

Adult Public Guardianship Review Board: Barbara Mulitz, Lynn Nover, JoAnn Sperber, Magarita Matamoros, Robin Peters

Early Childhood Coordinating Council: Vivian Yao

Human Trafficking Prevention Committee: Deborah Feinstein, Dawn Luedtke

Wheaton Urban District Advisory Committee: Dave Jarrett, Catherine (Kit) Wood, Riana Cole

White Flint Downtown Advisory Committee: Kate Stewart

*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 4/21/23 at 9:00 pm.*

*This meeting will also be live streamed on Facebook (@MontgomeryCountyMDCouncil) and YouTube(@MoCoCouncilMD)*

*To listen to a Council or committee meeting, dial 240-773-3333.*

### FUTURE COUNCIL MEETINGS

Council meeting notices are posted on the Council's website at

<http://www.montgomerycountymd.gov/content/council/pdf/agenda/FutureMtgs.pdf>

Apr 25, 2023	9:00 am	Regular Session
May 2, 2023	9:00 am	Regular Session
May 8, 2023	9:30 am	Council Budget Worksession
May 9, 2023	9:00 am	Regular Session
May 10, 2023	9:30 am	Council Budget Worksession
May 11, 2023	9:30 am	Council Budget Worksession
May 11, 2023	3:00 pm	Meeting with Prince George's County Council regarding bi-county budgets ( <i>held at WSSC Headquarters in Laurel</i> )
May 12, 2023	9:30 am	Council Budget Worksession
May 15, 2023	9:30 am	Council Budget Worksession
May 16, 2023	9:00 am	Regular Session
May 17, 2023	9:30 am	Council Budget Worksession
May 18, 2023	9:30 am	Council Budget Worksession
May 25, 2023	9:30	Council Session - Final Budget Action

**Future Public Hearings:** To testify at a Council Public Hearing, please sign up online at <https://www.montgomerycountymd.gov/COUNCIL/testify.html>, or call 240-777-7803.

#### April 25, 2023

- 1:30 pm **Expedited Bill 19-23**, Department of Police - Pension and DSRP Adjustments
- 1:30 pm **Expedited Bill 20-23**, OPT/SLT Bargaining Units - Pension and Retirement Adjustments
- 1:30 pm **Expedited Bill 21-23**, Fire and Rescue Services - Credited Service for Group G
- 1:30 pm Supplemental Appropriation to MCPS' FY23 Operating Budget, Individuals with Disabilities Education Act Part B Grant - \$1,629,727
- 1:30 pm Supplemental Appropriation to MCPS' FY23 Operating Budget, American Rescue Plan Elementary and Secondary Schools Emergency Relief Fund - Homeless Children and Youth Grant - \$1,065,736
- 1:30 pm Supplemental Appropriation to MCPS' FY23 Operating Budget, Maryland Dept. of Environment Volkswagen Environmental Mitigation Trust Grant - \$349,393

#### April 25, 2023

- 7:00 pm **Bill 12-23**, Police - Traffic Stops - Limitations (The S.T.E.P. Act) (*rescheduled from 6/13/23*)

#### May 2, 2023

- 1:30 pm Subdivision Regulation Amendment (SRA) 23-01, Administrative Subdivision - Mixed-Use Housing Community
- 1:30 pm Zoning Text Amendment (ZTA) 23-02, Regulatory Approvals - Mixed-Use Housing Community

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.