



COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

APPROVED

Tuesday, May 2, 2023

The County Council for Montgomery County, Maryland convened in the Council Hearing Room, Stella B. Werner Council Office Building, Rockville, Maryland at 9:02 a.m. on Tuesday, May 2, 2023.

PRESENT

Councilmember Evan Glass, President	Councilmember Andrew Friedson, Vice President
Councilmember Gabe Albornoz	Councilmember Natali Fani-González
Councilmember Marilyn Balcombe	Councilmember Sidney Katz
Councilmember Laurie-Anne Sayles	Councilmember Kristin Mink
Councilmember Dawn Luedtke	Councilmember Kate Stewart
Councilmember Will Jawando	

The President in the Chair.

PRESENTATIONS

- A. Proclamation was presented by Councilmember Albornoz recognizing Mental Health Awareness Month
- B. Proclamation was presented by Councilmember Fani-González recognizing Building Safety Month.

GENERAL BUSINESS

- A. Announcement - Ms. Rupp, Clerk of the Council, announced that action on item #2N, 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), was deleted from the agenda.

C. **Action** - Approval of Minutes

Approved the minutes of March 28 and 31, 2023, without objection.

(1) **INTERVIEWS** - [Montgomery County Planning Board - Chair](#)

Interviewed Peter Fosselman, Artie Harris, and Hans Riemer, candidates for Chair, Montgomery County Planning Board.

(2) **CONSENT CALENDAR**

Approved the following consent calendar items listed below.

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

A. **Introduced** Executive Regulation 3-23, Reports to Inspector General Process Amendments.

B. **Introduced** a Special Appropriation to the FY23 Operating Budget, Montgomery County Public Schools, \$4,973,500 for the Education Support Professionals (ESP) - Bonus (Source of Funds: State Grant). A public hearing/action is scheduled for May 16, 2023, at 1:30 p.m.

C. **Introduced** Executive Regulation 2-23, Small Business Innovation Research and Small Business Technology Transfer Matching Grant Program (“SBIR/STTR Program”) - Amendments.
A public hearing is scheduled for May 16, 2023, at 1:30 p.m.
An Economic Development (ECON) Committee worksession will be scheduled at a later date.

D. Adopted **Resolution 20-135**, an amendment to the County Government’s FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: The National Center for Children and Families, Inc.

E. Adopted **Resolution 20-136**, amending the Council’s contract for audit services.

F. Adopted **Resolution 20-137**, endorsing a Maryland Economic Development Assistance Authority and Fund (MEDAAF) loan: Aurinia Pharma U.S., Inc.

- G. Approved the appointment of Special Counsel: Godwin Tirocchi, LLC and Kiernan Trebach LLP to assist the Office of the County Attorney in representing Montgomery County and the members of the County's Self-Insurance Fund in Self-Insurance litigation.
- H. Adopted **Resolution 20-138**, a 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.
- I. Adopted **Resolution 20-139**, a 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.
- J. Adopted **Resolution 20-140**, a Supplemental Appropriation to the County Government's FY23 Operating Budget, Montgomery County Public Schools, Individuals with Disabilities Education Act Part B Grant, \$1,629,727 (Source of Funds: Federal Grant).
- K. Adopted **Resolution 20-141**, a Supplemental Appropriation to the County Government's FY23 Operating Budget Montgomery County Public Schools, American Rescue Plan Elementary and Secondary Schools Emergency Relief Fund - Homeless Children and Youth Grant, \$1,065,736 (Source of Funds: Federal Grant).
- L. Adopted **Resolution 20-142**, a Supplemental Appropriation to the County Government's FY23 Operating Budget Montgomery County Public Schools, Maryland Department of the Environment Volkswagen Environmental Mitigation Trust Grant, \$349,393 (Source of Funds: State Grant).
- M. Adopted **Resolution 20-143**, confirming the County Executive's appointment to the Water Quality Advisory Group: Robert Buglass.

Deleted:

N. **Action** - 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)

HHS Committee recommends approval.

- O. **Action** - Resolution to appoint the Board of Investment Trustees for Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust: Barry Kaplan.
- P. Adopted **Resolution 20-144**, a 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).

COMMEMORATION - Celebrating Asian American and Pacific Islander Month by Council President Glass, Councilmember Mink, and the full Council.

The Council recessed at 12:16 p.m. and reconvened at 1:33 p.m.

- (3) **PUBLIC HEARING** - [Subdivision Regulation Amendment \(SRA\) 23-01, Administrative Subdivision - Mixed-Use Housing Community](#)

A Planning, Housing, and Parks (PHP) Committee worksession will be scheduled at a later date. Additional material for the Council's consideration should be submitted by the close of business, May 15, 2023.

- (4) **PUBLIC HEARING** - [Zoning Text Amendment \(ZTA\) 23-02, Regulatory Approvals - Mixed-Use Housing Community](#)

A Planning, Housing, and Parks (PHP) Committee worksession will be scheduled at a later date. Additional material for the Council's consideration should be submitted by the close of business, May 15, 2023.

- (5) **PUBLIC HEARING** - [FY24 Constant Yield Tax Rate](#)

The public hearing was conducted. Council Committees have begun their worksessions on the budgets and Council worksessions will begin May 8, 2023. Additional material for the Council's consideration should be submitted by the close of business,

- (6) **PUBLIC HEARING/ACTION** - [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 \(Source of Funds: State Grant\)](#).

The public hearing was conducted and the record closed.

Adopted **Resolution 20-145**, approving the subject special appropriation.
Ms. Luedtke made the motion, which carried without objection.

LEGISLATIVE SESSION - Day #14

(7) **Introduction of Bills:**

A. **Introduction - [Expedited Bill 23-23, Small Business Innovation Research and Small Business Technology Transfer Matching Grant Program - Amendment](#)**

Introduced draft # 1 of **Expedited Bill 23-23**, sponsored by the Council President at the request of the County Executive. A public hearing is scheduled for May 16, 2023, at 1:30 p.m.

B. **Introduction - [Bill 24-23, Airpark Community Advisory Committee - Established](#)**

Introduced draft #1 of **Bill 24-23**, sponsored by Councilmember Luedtke. A public hearing is scheduled for June 13, 2023, at 1:30 p.m.

Councilmembers Jawando, Albornoz, and Katz requested to be added as co-sponsors.

(8) **INTERVIEWS: [Montgomery County Planning Board - Commissioner](#)**

Interviewed Upneet Singh Atwal, Sunil Dasgupta, Warren Fleming, Carolyn Gallaher, Josh Linden, Donald Silverstein, Nicole Gibbs Thomas, and Wendy White, candidates for Commissioner, Montgomery County Planning Board.

The meeting adjourned at 5:10 p.m.

This is a correct copy of Council action.



Sara R. Tenenbaum, Clerk of the Council