

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

www.montgomerycountymd.gov/council

*The Council Agenda is subject to change any time after printing or during the Council meeting.
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REVISED

Tuesday, July 25, 2023

9:00 **PRESENTATIONS**

A. Proclamation recognizing the anniversary of the Americans with Disabilities Act, by Councilmember Albornoz

B. Proclamation recognizing College Tracks 20th Anniversary, by Council President Glass

9:30 **GENERAL BUSINESS**

(Tenenbaum)

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

(.5) [The Council will hold a public hearing on the Planning Board Draft of the Fairland and Briggs Chaney Master Plan on September 27, 2023, at 7:00 p.m.](#)

(Dunn)

B. **Action** - Approval of Minutes: July 11, 2023

(1) 9:35 **PRESENTATIONS** - [Montgomery County Council Summer Fellows](#)

(Dunn)

(2) 11:00 **DISTRICT COUNCIL SESSION**

A. **Briefing** - [Pedestrian Master Plan](#)

(Orlin)

(3) 11:30 **CONSENT CALENDAR**

A. **Introduction/Action** - [Resolution Supporting Racial Equity in Higher Education](#)

(Singleton)

Request to suspend Rules of Procedure Rule 7(d) to allow immediate action.

B. **Receipt and Release** - [Office of Legislative Oversight Report 2023-9: Senior Property Tax Credits](#)

(DeFazio/Roblin)

C. **Receipt and Release** - [Office of Legislative Oversight Report 2023-10: HOC Age-Restricted Housing for Older Adults](#)

(Carrizosa/ Kalyandurg)

D. **Receipt and Release** - [Office of Legislative Oversight Report 2023-8, Establishing a Business in Montgomery County: A Review of State and County Requirements](#)

(Simmons/Latham)

(3) 11:30 **CONSENT CALENDAR** (*continued*)

- E. **Receipt and Release** - Office of Legislative Oversight Report 2023-7, Nursing Homes in Montgomery County: Regulatory Framework and Issues Impacting the Quality of Care (Kalyandurg/Simmons)
- F. **Action** - Resolution to approve the Office of Legislative Oversight's (OLO) FY24 Work Program (Chilar)
- G. **Action** - Resolution to confirm the County Executive's appointments to the Friendship Heights Urban District Advisory Committee: Ellen Coren, James (Jad) Donohoe, Danielle Leopold, Clara Lovett, John Ziegenhein (Tenenbaum)
- H. **Action** - Resolution to confirm the County Executive's appointment to the Washington Suburban Sanitary Commission: Fausto Bayonet (Tenenbaum)
- I. **Action** - Resolution to confirm the County Executive's appointment for Chief, Aging and Disability Services, Department of Health and Human Services: Patrice McGee (Tenenbaum)
- J. **Action** - Executive Regulation No. 1-23, Position Description for Assistant Chief of Police (Civilian) (Farag)
PS Committee recommends approval.
- K. **Action** - Executive Regulation 04-23: Police-Private Security Camera Incentive Program (Farag)
ECON/PS recommends approval.
- Updated:** L. **Action** - Approval of the Appointment of Barton S. Aronson, Esquire as Special Counsel Under Section 213 of the Charter (Wellons)
- M. **Action** - Approval of the Appointment of Shelly L. Brown, Esquire as Special Counsel under Section 213 of the Charter (Wellons)
- N. **Introduction** - Special Appropriation to Montgomery County Public Schools' (MCPS) FY24 Capital Budget - \$602,651 for Planned Life Cycle Asset Replacement: MCPS (Source of Funds: State Aid; Aging Schools Program) (McGuire)
Public hearing/action is scheduled for 9/12/23.
- Added:** O. **Introduction/Action** - Resolution acknowledging election returns for the Village of Drummond (Tenenbaum)
Request to suspend Rules of Procedure Rule 7(d) to allow immediate action.
- Added:** P. **Action** - Amendment to the FY24 Operating Budget Resolution 20-184, Section G, FY24 Designation of Entities for Non-Competitive Contract Award: Wheaton Wonders, Inc. (Clemons Johnson)

RECESS

1:00 **PRESENTATION**

A. Proclamation recognizing Minority Mental Health Month, by Councilmembers Jawando, Albornoz, and Sayles

B. Proclamation recognizing World Listening Day, by Councilmember Sayles

(4) 1:30 **PUBLIC HEARING - Pedestrian Master Plan** (Orlin)
A Committee worksession will be scheduled at a later date.

(5) 1:30 **PUBLIC HEARING - Zoning Text Amendment (ZTA) 23-05, Vehicle Parking Design Standards - Commercial Vehicle Parking for Properties with a Residential Use** (Ndou)
A Committee worksession will be scheduled at a later date.

(6) 1:30 **PUBLIC HEARING/ACTION - Transfer of Unexpended Project Balance within the FY24 Capital Budget and Amendment to the FY23-28 Capital Improvements Program (CIP), Montgomery County Public Schools (MCPS) from multiple construction projects to MCPS Local Unliquidated Surplus Account (No. 999), \$3,400,000** (Levchenko)

(7) 1:30 **PUBLIC HEARING/ACTION - Transfer of Unexpended Project Balance within the FY24 Capital Budget and Amendment to the FY23-28 Capital Improvements Program, Montgomery County Public Schools (MCPS) from MCPS Local Unliquidated Surplus Account (No. 999), \$3,400,000 to multiple construction projects** (Levchenko)

(8) 1:30 **PUBLIC HEARING/ACTION - Special Appropriation to the FY24 Operating Budget of the Community Grants - Non-departmental Account (NDA) in the amount of \$1,500,000 for the Non-Profit Technical Assistance and Management Support (NTAMS) Grants, and the Underserved Communities Projects (UCP) Grants Programs (Source of funds: General Fund: Undesignated Reserves)** (Chen)

(9) 1:30 **PUBLIC HEARING/ACTION - Special Appropriation to the FY24 Operating Budget Montgomery County Government, Office of the County Executive: \$198,594, Community Use of Public Facilities: \$60,000, and Department of Health and Human Services: \$20,000 for Summer and After School Youth Safety Program (Source of Funds: State Grant)** (Yao)

(10) 1:30 **PUBLIC HEARING/ACTION - Resolution to approve a Supplemental Appropriation to the FY24 Capital Budget and Amendment to the Amended FY23-28 Capital Improvements Program, \$105,003 for the Sustainability Initiatives Project (No. 652306) (Source of Funds: State Aid)** (McGuire)

(11) 1:30 **PUBLIC HEARING/ACTION - Resolution to approve a Supplemental Appropriation to the FY24 Operating Budget of Montgomery County Public Schools, \$2,513,686 for Supply Chain Assistance Funds (Source of Funds: State Grant)** (McGuire)

2:30 LEGISLATIVE SESSION - DAY #23

(12) **Introduction of Bills:**

A. **Bill 32-23, Police - Policing Advisory Commission - Amendments** (Sokoni)

Lead Sponsor: Councilmember Luedtke

Public hearing is scheduled for 9/12/23 at 1:30 p.m.

B. **Bill 33-23, Police - Voluntary Registry for Emergency 911 Calls - Established** (Sokoni)

Lead Sponsor: Councilmember Luedtke

Added:

Co-Sponsors: Councilmember Stewart, Council President Glass, Council Vice-President Friedson, Councilmember Alborno and Councilmember Katz

Public hearing is scheduled for 9/12/23 at 1:30 p.m.

(13) **Call of Bills for Final Reading:**

A. **Expedited Bill 23-27, Police - Policing Advisory Commission - Repeal** (Sokoni)

B. **Expedited Bill 19-23, Department of Police - Pension and DSRP Adjustments** (Sokoni/Wellons)

GO Committee recommends enactment.

C. **Expedited Bill 20-23, OPT/STL Bargaining Units - Pension and Retirement Adjustments** (Sokoni/Wellons)

GO Committee recommends enactment.

D. **Expedited Bill 21-23, Fire and Rescue Services - Credited Service for Group G Members** (Wellons/Sokoni)

GO Committee recommends enactment.

E. **Bill 28-23, Taxation - Fuel Energy Tax - Green Bank** (Sokoni)

TE Committee recommends enactment.

F. **Expedited Bill 29-23, Administration - Non-merit Positions - Department of Environmental Protection - Department of Transportation, with accompanying resolutions to adopt Executive Regulation 5-23 and Executive Regulation 6-23** (Sokoni)

GO Committee recommends enactment.

G. **Bill 30-23, Streets & Roads - Rustic Roads Advisory Committee** (Ndou)

TE Committee recommends enactment with amendments.

Added:

(13.5)

ACTION - Resolution to approve Executive Regulation 5-23, Non-merit Position - Deputy Director, Department of Environmental Protection (Sokoni)

GO Committee recommends approval.

Added:

(13.6) **ACTION** - Resolution to approve Executive Regulation 6-23, Non-merit Position - General Manager of Transit Services, Department of Transportation (Sokoni)
GO Committee recommends approval.

(2) 3:30 **DISTRICT COUNCIL SESSION** (*continued*):

B. **Worksession/Action** - Rustic Roads Master Plan (Orlin)

(14) 4:00 **Worksession/Action:** Council President letter to the Maryland Department of the Environment (MDE) Requesting Reconsideration of Several MDE Disapproval Actions Regarding Montgomery County’s Ten-Year Comprehensive Water Supply and Sewerage Systems Plan 2022-2031 and Related Disapproved Category Change Requests (Levchenko)

ADJOURN

The following appointments were received from the County Executive and are scheduled for confirmation on September 12, 2023:

- **Agricultural Advisory Committee:** James Allnutt, John Brewer, Benjamin Butler, Amanda Cather, Jane Evans, Tim Hussman, Lori Larson, Matthew Lechluder, Michael Protas, Debra Tropp
- **Intellectual and Developmental Disabilities Commission:** Patrick (Rick) Callahan, Jillian Copeland, Tracy Craig, Jake Didinsky, Jamie Doyle, Onesta Duke, David Ervin, Natori Green, Michael Greenberg, Justin Hack, Dorne Hill, Lisa Lorraine, Jenn Lynn, Lori Mitchell-Keller, Karla Nabors, Sharon Norcio, Stephen Riley, Eric Salzano, Carmen Smith, Yvonne VanLowe, Najla Wortham, Carmen Zahra
- **Board of Investment Trustees and Board of Trustees for the Consolidated Retirement Health Benefits Trust:** Jennifer Harling

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 7/28/23 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>

July 31-Sept 8, 2023 Council on Recess
Sept 12, 2023 9:00 am Regular Session

July 25, 2023

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