

2023 County Council Session Agendas

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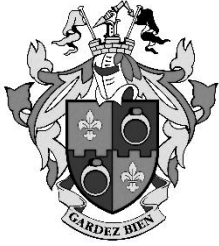
Last Updated: 3/23/2023 1:58 PM

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



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REVISED

Tuesday, January 17, 2023

10:00 PRESENTATIONS

- A. Proclamation celebrating Lunar New Year, by Councilmember Mink, Council President Glass, and the County Executive

10:30 GENERAL BUSINESS

(Rupp)

- (1) A. **Announcements** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: October 3, 10, November 1, 15, 28, 29, December 6, and December 13, 2022
Approval of Closed Session Minutes: October 11 and November 15, 2022

10:35 LEGISLATIVE SESSION - DAY #2

(2) **Introduction of Bills:**

- A. **Bill 1-23**, Property Tax Credit - Elderly Individuals and Retired Military Services Members - Amendments(Sokoni)
Lead Sponsor: Councilmember Katz
Co-Sponsors: Councilmembers Balcombe, Luedtke, Friedson, Fani-González, and Albornoz

Public Hearing is scheduled for 2/7/23 at 1:30 p.m.

GO Committee worksession is scheduled for 2/16/23.

- B. **Expedited Bill 2-23**, Board of Investment Trustees - Membership - Amendments

(McCartney-Green)

Lead Sponsor: Council President at the request of the County Executive

Public Hearing is scheduled for 2/7/23 at 1:30 p.m.

GO Committee worksession will be scheduled at a later date.

January 17, 2023

Page 2

10:35 LEGISLATIVE SESSION – DAY #2 (continued)

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

A. **Expedited Bill 32-22**, Department of Health and Human Services - Structure and Positions (Wellons)

(4) 11:15 **ACTION** - Resolution to approve Executive Regulation 18-22, Performance-Based Pay (Wellons)

(5) 11:30 **CONSENT CALENDAR**

A. **Introduction** - Proposed Amendments to the Comprehensive Water Supply and Sewerage Systems Plan: Water and Sewer Category Changes (Levchenko)
Public Hearing is scheduled for 2/28/23 at 1:30 p.m.

Deleted: B. **Introduction** - Resolution to recognize the exiled Kashmiri Pandit refugee and asylee population in Montgomery County, Maryland on January 19, 2023 (Wellons)
Lead Sponsor: Councilmember Sayles
Action will be scheduled at a later date.

C. **Receipt and Release** - Office of Legislative Oversight Report 2023-1, Transferable Development Rights and Building Lot Termination Programs in Montgomery County (Carrizosa/Trombka)

D. **Acknowledge Receipt** - the Council acknowledges receipt of the following Inspector General Reports: 1) Inventory Internal Controls Follow Up Review - Alcohol Beverage Services, OIG Publication #23-005; 2) Report of Investigation - Abuse of Purchase Cards by Montgomery County Public Schools Department of Transportation Employees, OIG Publication #23-006 (Howard)

E. **Action** - Executive Regulation No. 22-22, Position Description for Chief of Public Health Services (Wellons)

RECESS

1:00 **PRESENTATIONS**

A. Proclamation recognizing the retirement of Chuck Bean, Executive Director of the Metropolitan Washington Council of Governments (COG), by Councilmember Stewart and Council President Glass

B. Proclamation recognizing Human Trafficking Awareness Month, by Councilmember Luedtke and the County Executive

(6) 1:30 **PUBLIC HEARING - Zoning Text Amendment (ZTA) 22-11**, Technical Corrections (Ndou)
PH Committee worksession will be scheduled at a later date.

(7) 1:30 **PUBLIC HEARING - ZTA 22-12**, Overlay Zones Clarksburg East & West

Environmental Overlay - Exemptions (Ndou)

PH Committee worksession will be scheduled at a later date.

- (8) 1:30 **PUBLIC HEARING - Bill 33-22**, Capital Improvements Program - Affordable Housing Feasibility Study - Required (McCartney-Green)
PH Committee worksession scheduled for 1/23/23.
- (9) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Environmental Protection - Tree Canopy Conservation, \$750,000 (Source of Funds: Tree Canopy Conservation Fund (Levchenko)
- (10) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services - 988 Lifeline Call Center, \$720,038 (Source of Funds: State Grant) and \$257,219 (Source of Funds: Federal Grant); and Amendment to the FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: EveryMind, Inc. (Yao)
- (11) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation #23-26 to the County Government's FY23 Operating Budget, Department of Transportation, The Chesapeake Bay Trust - Urban Trees Grant award, \$148,233 (Source of Funds: The Chesapeake Bay Trust Fund Urban Trees Grant) (Orlin)
- (12) 2:00 **INTERVIEW** - Chief of Public Health Services in the Department of Health and Human Services: James Bridgers (Rupp)

ADJOURN

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on January 24, 2023.

County-Wide Recreation And Parks Advisory Board: Steffany Sandoval

Climate, Energy And Air Quality Advisory Committee: Linda Silverman, Carlos Camacho, Karl Held, Helen Amos, Bryan Detchon

Domestic Violence Coordinating Council: Rochelle Perry

Glen Echo Park Partnership Board Of Directors, Inc.: Swati Gupta

Mental Health Advisory Committee: Garrett Mannchen, Celia Serkin, Jennifer Grinnell, Alan Orenstein, William Ellis

Wheaton Urban District Advisory Committee: Stuart Amos, Karen Cordry, Jim Epstein, Nina Koltnow

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NOTICE OF UPCOMING COUNCIL MEETINGS

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

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

Jan 23, 2023	12:30 pm	State Legislation
Jan 24, 2023	9:00 am	Regular Session
Jan 31, 2023	9:00 am	Regular Session
Feb 6, 2023	12:30 pm	State Legislation
Feb 7, 2023	9:00 am	Regular Session

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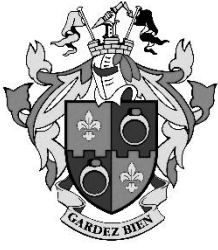
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Monday, January 23, 2023

(1) 12:30 **WORKSESSION/ACTION** - State Legislative Program (McCartney-Green/Wellons)

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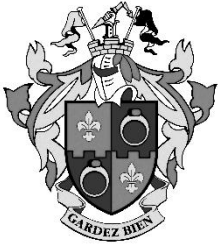


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Tuesday, January 24, 2023

9:00 **PRESENTATIONS**

- A. Proclamation recognizing Delta Sigma Theta Day, by Council President Glass and Councilmember Sayles
- B. Proclamation recognizing the retirement of Angela Talley, by Councilmember Katz, Councilmember Luedtke, Councilmember Mink, and the County Executive

9:30 **GENERAL BUSINESS**

(Rupp)

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

The Council will hold public hearings on the FY24 Capital Budget and supplemental appropriations to the FY23 Capital Budget and amendments to the FY23-28 Capital Improvements Program (CIP) for County Government, Montgomery County Public Schools (MCPS), Montgomery College, Maryland-National Capital Park and Planning Commission (M-NCPPC), Washington Suburban Transit Commission, Revenue Authority, Housing Opportunities Commission (HOC), and municipality and State projects, and the FY24-29 CIP for WSSC Water on February 7, 2023, at 1:30 p.m. and 7:00 p.m. and on February 9, 2023, at 7:00 p.m. The evening public hearings will be held virtually.

- (1) B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: October 25, 2022

(2) 9:35 **INTERVIEW** - Director, Department of Permitting Services: Rabbiah Sabbakhan (Rupp)

(3) 10:20 **Presentation:** Planning Department Briefing on the Demographic Profile (Dunn)

(4) 11:20 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to Designate the Montgomery County Collaboration Council for Children, Youth, and Families as the County's Local Management Board for Children, Youth, and Families (Yao)

(4) 11:20 **CONSENT CALENDAR** *(continued)*

- C. **Introduction** - Spending Affordability Guidelines for the FY24 Budget (Howard)
Public Hearing is scheduled for 2/7/23 at 1:30 p.m.
GO Committee worksession scheduled for 2/9/23.
Action is tentatively scheduled for 2/14/23.
- D. **Receipt and Release** - Office of Legislative Oversight Report 2023-2, Economic Indicators for Montgomery County and Surrounding Jurisdictions, January 2023 Update (Trombka)
- E. **Action** - Confirmation of the County Executive's appointment for Chief of Public Health Services in the Department of Health and Human Services: James Bridgers (Rupp)
- F. **Action** - Confirmation of County Executive's appointment to the County-Wide Recreation and Parks Advisory Board: Steffany Sandoval (Pipion-Williams)
- G. **Action** - Confirmation of County Executive's appointments to the Climate, Energy and Air Quality Advisory Committee: Linda Silverman, Carlos Camacho, Karl Held, Helen Amos, Bryan Detchon (Pipion-Williams)
- H. **Action** - Confirmation of County Executive's appointment to the Domestic Violence Coordinating Council: Rochelle Perry (Pipion-Williams)
- I. **Action** - Confirmation of County Executive's appointment to the Glen Echo Park Partnership Board of Directors, Inc.: Swati Gupta (Pipion-Williams)
- J. **Action** - Confirmation of County Executive's appointments to the Mental Health Advisory Committee: Garrett Mannchen, Celia Serkin, Jennifer Grinnell, Alan Orenstein, William Ellis (Pipion-Williams)
- K. **Action** - Confirmation of County Executive's appointments Wheaton Urban District Advisory Committee: Stuart Amos, Karen Cordry, Jim Epstein, Nina Koltnow (Pipion-Williams)

12:15 **RECESS** - Lunchtime meeting - 20th Council News Media Meet & Greet
4th Floor Capital Crescent Conference Room.

- (5) 1:30 **PUBLIC HEARING** - State Transportation Priority Letter (Orlin)
TE Committee worksession is scheduled for 1/30/23.

(6) 1:45 **DISTRICT COUNCIL SESSION**

- A. **Zoning Text Amendment (ZTA) 22-12**, Overlay Zones Clarksburg East & West Environmental Overlay - Exemptions - Motion to Withdraw (Ndou)

- (7) 2:00 **Introduction/Worksession** - Resolution to amend Council Rules of Procedure (Wellons)
Action is tentatively scheduled for 1/31/23.

ADJOURN

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on January 31, 2023.

Citizens Review Panel For Children: Tinuade Akinshola, Kenneth Beale, Stacey McNeely, Elizabeth Simon, Laura Brown

Climate, Energy, And Air Quality Advisory Committee: Drake Starling

Racial Equity And Social Justice Advisory Committee: Khalid Afzal

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Jan 31, 2023	9:00 am	Regular Session
Feb 6, 2023	12:30 pm	State Legislation
Feb 7, 2023	9:00 am	Regular Session
Feb 14, 2023	9:00 am	Regular Session

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.

February 7, 2023

- 1:30 pm **Bill 1-23**, Property Tax Credit - Elderly Individuals and Retired Military Services Members - Amendments
- 1:30 pm **Expedited Bill 2-23**, Board of Investment Trustees - Membership

February 28, 2023

- 1:30 pm Proposed Amendments to the Comprehensive Water Supply and Sewerage Systems Plan: Water and Sewer Category Changes

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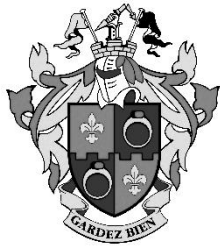
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Tuesday, January 31, 2023

9:00 **PRESENTATIONS**

- A. Proclamation recognizing Aubrey's Make-A-Wish, by Councilmember Katz, Councilmember Jawando, and Councilmember Sayles
- B. Proclamation recognizing National Mentoring Month, by Councilmember Jawando and the County Executive

9:30 **GENERAL BUSINESS**

(Rupp)

- (1) A. **Announcements** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: There are no minutes for approval.

(2) 9:35 **INTERVIEWS** - Montgomery County Planning Board

(Tenenbaum)

(3) 12:35 **CONSENT CALENDAR**

- A. **Introduction** - 2023-2029 Montgomery County Fire and Rescue Service Master Plan

(Farang)

Public Hearing/Action is scheduled for 2/14/23 at 1:30 p.m.

- B. **Introduction** - Resolution to approve Executive Regulation No. 24-22, Special Projects Manager Class Specification

(Ndou)

Public Hearing is scheduled for 2/14/23 at 1:30 p.m.

- C. **Introduction** - Amendment to the FY23-28 Capital Improvements Program (CIP) and Supplemental Appropriation to the FY23 Capital Budget, Housing Opportunities Commission (HOC), Elizabeth House Demolition (092302) \$1,500,000 (Source of Funds: Current Revenue General)

(Mia/Jeong)

Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.

(3) 12:35 **CONSENT CALENDAR** *(continued)*

- D. **Introduction** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the FY23 Capital Budget, HOC, WSSC Sewer and Storm Line Improvements at Elizabeth Square (P092301), \$520,000 (Source of Funds: Current Revenue General) (Mia/Jeong)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- E. **Introduction** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of General Services (DGS), Lactation Rooms in County Buildings (No. 0362310), \$412,000 (Source of Funds: Current Revenue General and GO Bonds) (Mia)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- F. **Introduction** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, DGS, EOB HVAC Renovation (No. 361103), \$3,972,000 (Source of Funds: GO Bonds) (Mia)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- G. **Introduction** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, DGS, HVAC/Elec Replacement: MCG (No. 0508941), \$9,737,000 (Source of Funds: GO Bonds) (Mia)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- H. **Introduction** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, DGS, Resurfacing Parking Lots: MCG (No. 5019914), \$125,200 (Source of Funds: GO Bonds) (Mia/Jeong)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- I. **Introduction** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Police, 6th District Police Station (No. 470301), \$5,941,000 (Source of Funds: GO Bonds) (Frag)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- J. **Introduction** - Amendment to the FY23-28 CIP 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), \$4,804,000 (Source of Funds: GO Bonds) (Frag)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- K. **Introduction** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Transportation, Streetlighting (No. 507055), \$250,000 (Source of Funds: State Aid) (Orlin)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- L. **Introduction** - Amendment to the FY23-28 Capital Improvements Program and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Recreation, Wheaton Arts and Cultural Center (No. 0722106), \$75,000 (Source of Funds: Current Revenue General) (Chen/Mia)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.

(3) 12:35 **CONSENT CALENDAR** *(continued)*

- M. **Introduction** - Amendments to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Office of Agriculture, Ag Land Preservation Easements (No. 0788911) \$2,641,208 (Source of Funds: State Aid and Ag Transfer Tax) (Howard)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- N. **Introduction** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Housing and Community Affairs, Preservation of Naturally Occurring Affordable Housing Fund (No. P762201), \$30,200,000 (Source of Funds: Load Repayment Proceeds) (Mia)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- O. **Introduction** - Supplemental Appropriation to the County Government's FY23 Capital Budget, Montgomery County Fire and Rescue Service, Apparatus Replacement Program (No. 451504), \$4,234,000 (Source of Funds: Short-Term Financing) (Farag)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- P. **Introduction** - Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Transportation, North Bethesda Metro Station Area Redevelopment Infrastructure (No. 502315), \$1,900,000 (Source of Funds: State Aid) (Orlin)
Public Hearings will be held 2/7/23 at 1:30 and 7:00 p.m. and 2/9/23 at 7:00 p.m.
- Q. **Action** - Confirmation of the County Executive's appointment of the Director, Department of Permitting Services (Rupp)
- R. **Action** - Confirmation of County Executive's appointments to the Citizens Review Panel for Children: Tinuade Akinshola, Kenneth Beale, Stacey McNeely, Elizabeth Simon, Laura Brown. (Pipion-Williams)
- S. **Action** - Confirmation of County Executive's appointment to the Climate, Energy, and Air Quality Advisory Committee: Drake Starling (Pipion-Williams)
- T. **Action** - Confirmation of County Executive's appointment to the Racial Equity and Social Justice Advisory Committee: Khalid Afzal (Pipion-Williams)
- U. **Action**- Approval of County Attorney's Request to employ DiCello Levitt LLC as special counsel under Charter Section 213 (Wellons)
- V. **Introduction/Action** - Amendment to the County Government's FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Montgomery County Food Council, Inc. (Clemons Johnson)
- W. **Introduction/Action** - Amendment to the County Government's FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Manna Food Center, Inc. (Clemons Johnson)

RECESS

1:30 **LEGISLATIVE DAY #3**

(4) **Introduction of Bills:**

A. **Bill 3-23**, Environmental Sustainability - Montgomery County Green Bank (Sokoni)
Lead Sponsor: Council President at the request of the County Executive
Public Hearing is scheduled for 2/14/23 at 1:30 p.m.
TE worksession will be scheduled for 3/6/23.

B. **Expedited Bill 4-23**, Administration - Non-Merit Positions - Special Projects (Ndou)
Manager
Lead Sponsor: Council President at the request of the County Executive
Public Hearing is scheduled for 2/14/23 at 1:30 p.m.
GO Committee worksession will be scheduled at a later date.

C. **Expedited Bill 5-23**, Personnel and Human Resources - Prospective Employees - (Wellons)
Health Care Privacy
Lead Sponsor: Councilmember Luedtke
Co-Sponsors: Councilmembers Albornoz, Balcombe, Friedson and Stewart
Public Hearing is scheduled for 2/14/23 at 1:30 p.m.
GO Committee worksession will be scheduled at a later date.

D. **Bill 6-23**, Housing - Sharing Economy Rental (Ndou)
Lead Sponsor: Councilmember Jawando
Public Hearing is scheduled for 3/7/23 at 1:30 p.m.
Committee worksession will be scheduled at a later date.

(5) **Call of Bills for Final Reading**

A. **Bill 33-22**, Capital Improvements Program - Affordable Housing Feasibility (McCartney-Green)
Study - Required
PH Committee recommends enactment with amendments.

(6) 1:45 **DISTRICT COUNCIL SESSION**

A. **Introduction - Zoning Text Amendment (ZTA) 23-01**, Accessory Residential (Ndou)
Uses - Sharing Economy Rental
Public Hearing is scheduled for 3/7/23 at 1:30 p.m.
Committee worksession will be scheduled at a later date.

(7) 2:00 **ACTION** - Resolution to amend Council Rules of Procedure (Wellons)

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Feb 3, 2023	3:00 pm	Meeting with U.S. Senator Chris Van Hollen (<i>virtual</i>)
Feb 6, 2023	10:15 am	Meeting with U.S. Senator Ben Cardin (<i>4th floor CCT conference room</i>)
Feb 6, 2023	12:30 pm	State Legislation
Feb 7, 2023	9:00 am	Regular Session

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.

February 7, 2023

- 1:30 pm **Bill 1-23**, Property Tax Credit - Elderly Individuals and Retired Military Services Members - Amendments
- 1:30 pm **Expedited Bill 2-23**, Board of Investment Trustees - Membership
- 1:30 pm **Bill 25-22**, Forest Conservation - Trees
- 1:30 pm FY24 Capital Budget and Supplemental Appropriations to the FY23 Capital Budget; and amendments to the FY23-28 Capital Improvements Program
- 1:30 pm Spending Affordability Guidelines for the FY24 Operating Budget

February 7, 2023

- 7:00 pm FY24 Capital Budget and Supplemental Appropriations to the FY23 Capital Budget; and amendments to the FY23-28 Capital Improvements Program

February 9, 2023

- 7:00 pm FY24 Capital Budget and Supplemental Appropriations to the FY23 Capital Budget; and amendments to the FY23-28 Capital Improvements Program

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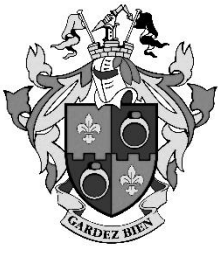
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Friday, February 3, 2023

10:15 **Meeting** with U.S. Senator Ben Cardin
(4th floor Capital Crescent Trail Conference Room)

RECESS

(1) 12:30 **WORKSESSION/ACTION** - State Legislative Program (McCartney-Green/Wellons)

ADJOURN

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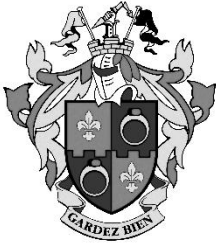
Montgomery County, Maryland

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



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Monday, February 6, 2023

10:15 **Meeting** with U.S. Senator Ben Cardin
(4th floor Capital Crescent Trail Conference Room)

RECESS

(1) 12:30 **WORKSESSION/ACTION** - State Legislative Program (McCartney-Green/Wellons)

ADJOURN

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Montgomery County, Maryland

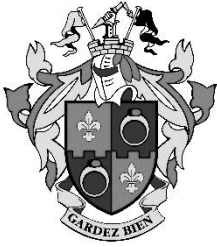
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REVISED

Tuesday, February 7, 2023

9:00 **PRESENTATIONS**

- A. Proclamation recognizing the 130th Anniversary of the Noyes Library for Young Children, by Councilmember Friedson
- B. Proclamation recognizing Animal Services Officer Dany Flores-Lopez, by Councilmember Katz and County Executive Elrich

9:30 **GENERAL BUSINESS**

(Rupp)

- A. **Announcements** - Agenda and Calendar Changes
- B. **Action** - Approval of Minutes: December 12, 2022, and January 17, 2023

(1) 9:35 **INTERVIEWS** - Montgomery County Planning Board

(Tenenbaum)

(2) 11:25 **CONSENT CALENDAR**

- A. **Introduction** - FY22 National Pollutant Discharge Elimination System Municipal Separate Storm Sewer System Permit (NPDES-MS4) Financial Assurance Plan

(Levchenko)

Public Hearing will be held on 2/28/23 at 1:30 p.m.

TE Committee worksession will be scheduled at a later date.

- B. **Introduction/Action** - Amendment to the FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Jewish Council for the Aging of Montgomery County, Inc.

(Clemons Johnson)

- C. **Action** - Executive Regulation 10-22, Transportation Services Improvement Fund

(Orlin)

TE Committee recommends approval.

- D. **Action** - Extension of the Deadline for the Declaration of No Further Need - Disposition via Transfer of certain properties in the White Flint area, located in North Bethesda, Maryland to March 31, 2023

(Mia)

11:30 **PRESENTATION**

- A. Commemoration Celebrating Black History Month, by Council President Glass, Councilmember Jawando, Councilmember Sayles and the full Council

RECESS

1:15 **PRESENTATION**

- A. Proclamation recognizing Transit Equity Day, by Council President Glass

Updated:

- (3) 1:30 **PUBLIC HEARING - Bill 25-22**, Forest Conservation - Trees (Wellons)
TE Committee worksession is scheduled for 2/27/23. [will be scheduled at a later date.]
- (4) 1:30 **PUBLIC HEARING - Bill 1-23**, Property Tax Credit - Elderly Individuals and Retired Military Services Members - Amendments (Sokoni)
GO Committee worksession is scheduled for 3/9/23.
- (5) 1:30 **PUBLIC HEARING - Expedited Bill 2-23**, Board of Investment Trustees - Membership - Amendments (McCartney-Green)
GO Committee worksession is scheduled for 2/16/23.
- (6) 1:30 **PUBLIC HEARING - Spending Affordability Guidelines for the FY24 Operating Budget** (Howard)
GO Committee worksession is scheduled for 2/9/23.
- (7) 1:30 **PUBLIC HEARING - FY24 Capital Budget and supplemental appropriations to the FY23 Capital Budget and amendments to the FY23-28 Capital Improvements Program (CIP) for County Government, Montgomery County Public Schools (MCPS) Montgomery College, Maryland-National Capital Park and Planning Commission (M-NCPPC), Washington Suburban Transit Commission, Revenue Authority, HOC, and municipality and State projects and the FY24-29 CIP for WSSCWater** (Levchenko)
- (8) 2:30 **DISTRICT COUNCIL SESSION**
- A. **Action - Zoning Text Amendment (ZTA) 22-11**, Technical Corrections (Ndou)
PH Committee recommends approval.

2:45 **LEGISLATIVE SESSION - DAY # 4**

(9) **Introduction of Bills:**

A. **Bill 7-23**, Consumer Protection - Gasoline Station Signage (Wellons)

Lead Sponsor: Councilmember Albornoz

Updated:

Co-Sponsor: Councilmembers Katz, Stewart, Luedtke, Balcombe, Sayles, Mink Friedson, Glass, Jawando

Public Hearing will be held 2/28/23 at 1:30 p.m.

PS/ECON Committee worksession is tentatively scheduled for 3/13/23.

(10) 3:15 **ACTION** - Overview of the Amended FY23-28 Capital Improvements Program (CIP) and Spending Affordability Guidelines for the FY24 Capital Budget and amended FY23-28 CIP (Orlin/Levchenko/McGuire/Mia)

(11) 3:45 **WORKSESSION/ACTION** - State Transportation Priorities Letter (Orlin)

ADJOURN

(12) 7:00 **PUBLIC HEARING** - FY24 Capital Budget and supplemental appropriations to the FY23 Capital Budget and amendments to the FY23-28 CIP for County Government, MCPS, Montgomery College, M-NCPPC, Washington Suburban Transit Commission, Revenue Authority, HOC, and municipality and State projects and the FY24-29 CIP for WSSCWater (McGuire)

ADJOURN

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NOTICE OF UPCOMING COUNCIL MEETINGS

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Feb 14, 2023	9:00 am	Regular Session
Feb 15, 2023	7:00 pm	Town Hall at Lakelands Park Middle School, Gaithersburg
Feb 27, 2023	12:30 pm	State Legislation
Feb 28, 2023	9:00 am	Regular Session
Mar 1, 2023	10:00 am	Council Retreat

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.

February 9, 2023

7:00 pm FY24 Capital Budget and Supplemental Appropriations to the FY23 Capital Budget; and amendments to the FY23-28 Capital Improvements Program

February 14, 2023

1:30 pm Resolution to Designate the Montgomery County Collaboration Council for Children, Youth, and Families as the County's Local Management Board for Children, Youth, and Families

1:30 pm 2023-2029 Montgomery County Fire and Rescue Service Master Plan

1:30 pm Resolution to approve Executive Regulation 24-22, Special Projects Manager Class Specification

1:30 pm **Bill 3-23**, Environmental Sustainability - Montgomery County Green Bank

1:30 pm **Expedited Bill 4-23**, Administration - Non-Merit Positions - Special Projects Manager

1:30 pm **Expedited Bill 5-23**, Personnel and Human Resources - Prospective Employees - Health Care Privacy

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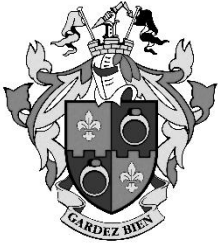
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Monday, February 13, 2023

(1) 12:30 **WORKSESSION/ACTION** - State Legislative Program (McCartney-Green/Wellons)

ADJOURN

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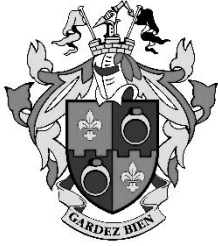


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REVISED

Tuesday, February 14, 2023

9:00 **PRESENTATIONS**

- A. Proclamation recognizing the Divine Nine Fraternities and Sororities, by Councilmember Sayles and Councilmember Jawando
- B. Proclamation recognizing Teen Dating Violence Prevention Month, by Councilmember Katz and County Executive Marc Elrich

9:30 **GENERAL BUSINESS**

(Rupp)

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

- (1) 9:35 **ACTION** - Spending Affordability Guidelines for the FY24 Operating Budget (Howard)

10:30 **LEGISLATIVE SESSION - DAY #5**

(2) **Introduction of Bills:**

- A. **Bill 8-23**, Boards, Committees, and Commissions - Open Meetings - Supplemental Requirements (Wellons)
Lead Sponsor: Councilmember Luedtke
Co-Sponsor: Councilmember Katz
Public Hearing will be held 2/28/23 at 1:30 p.m.
GO Committee worksession scheduled for 3/2/23.
- B. **Bill 9-23**, Alcohol and Other Drug Abuse Advisory Council - Rename (Sokoni)
Lead Sponsor: Council President at the request of the County Executive
Public Hearing will be held 2/28/23 at 1:30 p.m.
HHS Committee worksession scheduled for 3/9/23.
- C. **Bill 10-23**, Health - Intellectual and Developmental Disabilities Commission - Established (Wellons)
Lead Sponsor: Councilmember Albornoz
Co-Sponsors: Councilmembers Friedson and Luedtke
Public Hearing will be held 3/7/23 at 1:30 p.m.
HHS Committee worksession scheduled for 3/9/23.

(3) 12:00 **CONSENT CALENDAR**

A. **Acknowledge Receipt** - the Council acknowledges receipt of the following Inspector General Report: Food Security and Emergency Procurements - Department of Health and Human Services and Office of Procurement, OIG Publication #23-009 (Howard)

B. **Action** - Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Transportation, North Bethesda Metro Station Area Redevelopment Infrastructure (No. 502315), \$1,900,000 (Source of Funds: State Aid) (Orlin/Levchenko)

RECESS

(4) 1:30 **PUBLIC HEARING - Bill 3-23**, Environmental Sustainability - Montgomery County Green Bank (Sokoni)
TE Committee worksession is tentatively scheduled for 3/6/23.

(5) 1:30 **PUBLIC HEARING** - Resolution to Designate the Montgomery County Collaboration Council for Children, Youth, and Families as the County's Local Management Board for Children, Youth, and Families (Yao)
HHS Committee worksession is scheduled for 3/9/23.

(6) 1:30 **PUBLIC HEARING - Expedited Bill 4-23**, Administration - Non-Merit Positions - Special Projects Manager (Ndou)
GO Committee worksession scheduled for 3/9/23.

(7) 1:30 **PUBLIC HEARING** - Resolution to approve Executive Regulation No. 24-22, Special Projects Manager Class Specification (Ndou)
GO Committee worksession scheduled for 3/9/23.

(8) 1:30 **PUBLIC HEARING - Expedited Bill 5-23**, Personnel and Human Resources - Prospective Employees - Health Care Privacy (Wellons)
GO Committee worksession scheduled for 3/2/23.

(9) 1:30 **PUBLIC HEARING/ACTION** - 2023-2029 Montgomery County Fire and Rescue Service Master Plan (Frag)

(10) 2:15 **INTERVIEWS** - Montgomery County Planning Board (Tenenbaum)

ADJOURN

Added:

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 28, 2023.

Animal Services Advisory Committee: Kimberly Haden

Advisory Committee On Consumer Protection: Ingmar Goldson, Harriet Kamendi, Ira Rheingold, Savitri Taneja

Criminal Justice Coordinating Commission: Debra Grandy, Kurt Van Der Walde, Marielsa Bernard

Department Of Permitting Services Advisory Committee: Leonard Newman

Historic Preservation Commission: Marc Dominianni

Workforce Development Board: Sonya Bruton, James Carmen, Mark Drury, Scott Goldberg, Grant Shmelzer, Christa Tichy, Kevin Armstrong, Stephanie Crane

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February 28, 2023

- 1:30 pm Proposed Amendments to the Comprehensive Water Supply and Sewerage Systems Plan: Water and Sewer Category Changes
- 1:30 pm FY22 National Pollutant Discharge Elimination System Municipal Separate Storm Sewer System Permit (NPDES-MS-4) Financial Assurance Plan
- 1:30 pm **Bill 7-23**, Consumer Protection - Gasoline Station Signage

March 7, 2023

- 1:30 pm **Bill 6-23**, Housing - Shared Economy Rental
- 1:30 pm **ZTA 23-01**, Accessory Residential Uses - Sharing Economy Rental

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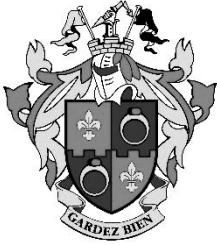


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Tuesday, February 28, 2023

9:15 PRESENTATIONS

- A. Proclamation celebrating the Burtonsville Elementary School PTSA, by Councilmembers Mink, Jawando and Albornoz

9:30 GENERAL BUSINESS

(Rupp)

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

The Council is seeking applicants for a representative on the Board of Investment Trustees for Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust. The deadline for Applications is 5 p.m. Friday, March 10, 2023. Applications can be sent via email to Council.Clerk@montgomerycountymd.gov.

- B. **Action** - Approval of Minutes: January 23, 24, 31, and February 3 and 6, 2023

- (1) 9:35 **INTERVIEW** - Nominating Committee for the Montgomery College Board of Trustees

(Tenenbaum)

11:00 LEGISLATIVE SESSION - DAY #7

(2) **Introduction of Bills:**

- A. **Bill 11-23**, Motor Vehicles and Traffic - Traffic Control Signals, Devices, and Enforcement Action Plan (McCartney-Green)

Lead Sponsor: Council President Glass

*Public Hearing is scheduled for 3/21/23 at 1:30 p.m.
TE Committee worksession is scheduled for 3/30/23.*

- B. **Bill 12-23**, Police - Traffic Stops - Limitations (McCartney-Green)

Lead Sponsor: Councilmember Jawando

*Public Hearing is scheduled for 6/19/23 at 1:30 p.m.
PS Committee worksession is scheduled for 7/17/23.*

(2) **Introduction of Bills (continued):**

- C. **Expedited Bill 13-23**, Montgomery County Urban Districts - Friendship Heights Urban District (Wellons)
Lead Sponsor: Council Vice President Friedson
Public Hearing is scheduled for 3/14/23 at 1:30 p.m.
ECON Committee worksession will be scheduled at a later date.
- D. **Bill 14-23**, Late Night Business Safety Plan (Wellons)
Lead Sponsor: Council President at the request of the County Executive
Public Hearing is scheduled for 3/14/23.
PS Committee worksession is scheduled for 3/27/23.

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

- A. **Expedited Bill 2-23**, Board of Investment Trustees - Membership - Amendments (McCartney-Green)
GO Committee recommends enactment.

(4) 11:45 **CONSENT CALENDAR**

- A. **Receipt and Release** - Office of Legislative Oversight Report 2023-3, How the County Communicates to its Residents (Latham/DeFazio)
- B. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Police, FY23 Governor's Office of Crime Control and Prevention (GOCCP) Police Accountability and Community Transparency (PACT) Grant Award, \$498,060 (Source of Funds: State Grant) (Farag)
Public Hearing/Action is scheduled for 3/14/23 at 1:30 p.m.
- C. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Office of County Executive, Purple Line Light Rail Project Business Grants, \$815,000 (Source of Funds: State Grant) (Howard)
Public Hearing/Action is scheduled for 3/14/23 at 1:30 p.m.
- D. **Introduction** - Resolution Calling on the Governor and the Maryland General Assembly to allocate \$175 Million in FY24 to help an estimated 17,000 Maryland families avoid eviction (Wellons)
Action is tentatively scheduled for 3/7/23.
- E. **Introduction/Action** - Amendment to the County Government's FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: American Diversity Group, Inc. (Clemons Johnson)
- F. **Introduction/Action** - Amendment to the County Government's FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: So What Else, Inc. (Clemons Johnson)

(4) 11:45 **CONSENT CALENDAR** (*continued*)

- G. **Introduction/Action** - Approval of a resolution amending Montgomery County's share of the FY23 Administrative Expense Budget of the Washington Suburban Transit Commission (WSTC) (Orlin)
- I. **Action** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of General Services (DGS), Lactation Rooms in County Buildings (No. 0362310), \$412,000 (Source of Funds: Current Revenue General and GO Bonds) (Mia)
GO Committee recommends approval.
- J. **Action**- Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, DGS, Resurfacing Parking Lots: MCG (No. 5019914), \$125,200 (Source of Funds: GO Bonds) (Mia)
GO Committee recommends approval.
- K. **Action** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, DGS, EOB HVAC Renovation (No. 361103), \$3,972,000 (Source of Funds: GO Bonds) (Mia)
GO Committee recommends approval.
- L. **Action** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, DGS, HVAC/Elec Replacement: MCG (No. 0508941), \$9,737,000 (Source of Funds: GO Bonds) (Mia)
GO Committee recommends approval.
- M. **Action** - Declaration of No Further Need - Disposition via Transfer of a portion of Burtonsville Park and Ride Lot, located in Burtonsville, Maryland to First Equity Holdings (Mia/Jeong)
GO/PH Committee recommends approval.
- N. **Action** - Confirmation of County Executive's appointment to the Animal Services Advisory Committee: Kimberly Haden (Pipion-Williams)
- O. **Action** - Confirmation of County Executive's appointments to the Advisory Committee on Consumer Protection: Ingmar Goldson, Harriet Kamendi, Ira Rheingold, Savitri Taneja (Pipion-Williams)
- P. **Action** - Confirmation of County Executive's appointments to the Criminal Justice Coordinating Commission: Debra Grandy, Kurt Van Der Walde, Marielsa Bernard (Pipion-Williams)
- Q. **Action** - Confirmation of County Executive's appointment to the Department of Permitting Services Advisory Committee: Leonard Newman (Pipion-Williams)

(4) 11:45 **CONSENT CALENDAR** (*continued*)

R. **Action** - Confirmation of County Executive's appointment to the Historic Preservation Commission: Marc Dominianni (Pipion-Williams)

S. **Action** - Confirmation of County Executive's appointments to the Workforce Development Board: Sonya Bruton, James Carmen, Mark Drury, Scott Goldberg, Grant Shmelzer, Christa Tichy, Kevin Armstrong, Stephanie Crane (Pipion-Williams)

T. **Action** - Amendment to the FY23-28 Capital Improvements Program (CIP) and Supplemental Appropriation to the FY23 Capital Budget, Housing Opportunities Commission (HOC), Elizabeth House Demolition (092302) \$1,500,000 (Source of Funds: Current Revenue General) (Mia/Jeong)
PHP Committee recommends approval.

U. **Action** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the FY23 Capital Budget, Housing Opportunities Commission (HOC), WSSC Sewer and Storm Line Improvements at Elizabeth Square (P092301), \$520,000 (Source of Funds: Current Revenue General) (Mia/Jeong)
PHP Committee recommends approval.

V. **Action** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Housing and Community Affairs, Preservation of Naturally Occurring Affordable Housing Fund (No. P762201), \$30,200,000 (Source of Funds: Load Repayment Proceeds) (Mia/Jeong)
PHP Committee recommends approval.

(5) 12:30 **RECESS** - Lunchtime meeting with Regional Services Center Directors (4th floor Capital Crescent Trail Conference Room) (Chen)

(6) 1:30 **PUBLIC HEARING** - Resolution to approve Amendments to the Comprehensive Water Supply and Sewerage Systems Plan: Water and Sewer Category Change Requests (Levchenko)
TE Committee worksession is scheduled for 3/6/23.

(7) 1:30 **PUBLIC HEARING** - FY22 National Pollutant Discharge Elimination System Municipal Separate Storm Sewer System Permit (NPDES-MS4) Financial Assurance Plan (Levchenko)
TE Committee worksession will be scheduled at a later date.

(8) 1:30 **PUBLIC HEARING** - **Bill 7-23**, Consumer Protection - Gasoline Station Signage (Wellons)
PS/ECON Committee worksession is scheduled for 3/13/23.

(9) 1:30 **PUBLIC HEARING** - **Bill 8-23**, Boards, Committees, and Commissions - Open Meetings - Supplemental Requirements (Wellons)
GO Committee worksession is scheduled for 3/2/23.

- (10) 1:30 **PUBLIC HEARING - Bill 9-23**, Alcohol and Other Drug Abuse Advisory Council -
Rename (Sokoni)
HHS Committee worksession is scheduled for 3/9/23.
- (11) 2:15 **ACTION** - Nominations and Appointments to the Montgomery County Planning
Board (Tenenbaum)

ADJOURN

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 7, 2023.

Mental Health Advisory Committee: Joshua Lemere, Dr. Marissa Leslie

Commission On Common Ownership Communities: MaShawn Hall

Criminal Justice Coordinating Commission: Florence Jewell, Stefan LoBuglio, Eric Schneider

Committee Against Hate/Violence: Rachel Breslin, Kristin Mink

Interagency Commission On Homelessness: Beth Shuman

Local Management Board For Children, Youth And Families

Collaboration Council: Kristin Mink

Pedestrian, Bicycle, And Traffic Safety Advisory Committee: Natali Fani-González

Board Of Social Services: Dawn Luedtke

Taxicab Services Commission: Evan Glass

Economic Development Corporation Board of Directors: Anne Khademian, Matthew Lee, Silvana Nani,
Devang Shah

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Mar 1, 2023	1:30 pm	Council Retreat (<i>M-NCPPC Headquarters, Wheaton</i>)
Mar 7, 2023	9:00 am	Regular Session
Mar 13, 2023	12:30 pm	State Legislation
Mar 14, 2023	9:00 am	Regular Session
Mar 21, 2023	8:00 am	Meeting with Board of Education (<i>4th fl. Capital Crescent Trail Conference Room</i>)
Mar 21, 2023	9:00 am	Regular Session

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March 7, 2023

- 1:30 pm **Bill 6-23**, Housing - Shared Economy Rental
- 1:30 pm **ZTA 23-01**, Accessory Residential Uses - Sharing Economy Rental
- 1:30 pm **Bill 10-23**, Health - Intellectual and Developmental Disabilities Commission - Established

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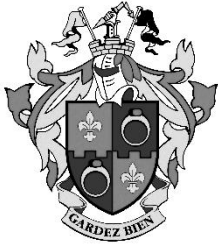
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Tuesday, March 7, 2023

9:00 PRESENTATIONS

- A. Proclamation recognizing Developmental Disability Awareness Month, by Councilmember Albornoz and County Executive Elrich
- B. Proclamation recognizing the Retirement of Jane Redicker, by Councilmember Balcombe and Councilmember Stewart

9:30 GENERAL BUSINESS

(Rupp)

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

9:35 LEGISLATIVE SESSION - DAY #8

(1) Introduction of Bills:

- A. **Bill 15-23**, Landlord-Tenant Relations - Anti Rent Gouging Protections
Co-Lead Sponsors: Councilmembers Albornoz, Balcombe, Fani-González, Friedson, Katz, and Luedtke (Wellons)
*Public Hearing is scheduled for 3/28/23 at 1:30 p.m. and 7:00 p.m.
PHP Committee worksession will be scheduled at a later date.*
- B. **Bill 16-23**, Landlord-Tenant Relations - Rent Stabilization (The Home Act)
Lead Sponsors: Councilmembers Jawando and Mink (McCartney-Green)
*Public Hearing is scheduled for 3/28/23 at 1:30 p.m. and 7:00 p.m.
PHP Committee worksession will be scheduled at a later date.*

(2) Worksession:

- A. **Bill 18-22**, Noise Control - Leaf Removal - Amendments (McCartney-Green)
TE Committee recommends enactment with amendments.

(3) 10:15 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to extend the expiration date until May 2, 2024, for Council action on **Bill 40-21**, Individual Water Supply and Sewage Disposal Systems - Amendments (McCartney-Green)
- B. **Introduction** - Resolution to adopt Montgomery County Planning Board Regulations 25-22, Administrative Procedures for Development Review (Ndou)
PHP Committee meeting will be scheduled at a later date.
- C. **Introduction** - Supplemental Appropriation to the FY23 Capital Budget, Montgomery County Public Schools, HVAC (Mechanical Systems) Replacement: MCPS (No. 816633), \$25,000,000 (Source of Funds: GO Bonds and State Aid) (McGuire)
EC Committee meeting is scheduled for 3/16/23.
Public Hearing/Action is scheduled for 3/21/23 at 1:30 p.m.
- D. **Introduction/Action** - Amendment to the FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Moco Kidsco, Inc. dba Kid Museum, Inc. (Clemons Johnson)
- E. **Action** - Resolution Calling on the Governor and the Maryland General Assembly to allocate \$175 Million in FY24 to help an estimated 17,000 Maryland families avoid eviction (Wellons)
- F. **Action**- Amendment to the FY23-28 Capital Improvements Program (CIP) and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Police, 6th District Police Station (No. 470301), \$5,941,000 (Source of Funds: GO Bonds) (Frag)
PS Committee recommends approval.
- G. **Action** - Amendment to the FY23-28 CIP 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), \$4,804,000 (Source of Funds: GO Bonds) (Frag)
PS Committee recommends approval.
- H. **Action** - Supplemental Appropriation to the County Government's FY23 Capital Budget, Montgomery County Fire and Rescue Service, Apparatus Replacement Program (No. 451504), \$4,234,000 (Source of Funds: Short-Term Financing) (Frag)
PS Committee recommends approval.
- I. **Action** - Confirmation of County Executive's appointments to the Mental Health Advisory Committee: Joshua Lemere, Dr. Marissa Leslie (Pipion-Williams)
- J. **Action** - Confirmation of County Executive's appointment to the Commission on Common Ownership Communities: MaShawn Hall (Pipion-Williams)
- K. **Action** - Confirmation of County Executive's appointments to the Criminal Justice Coordinating Commission: Florence Jewell, Stefan LoBuglio, Eric Schneider (Pipion-Williams)

(3) 10:15 **CONSENT CALENDAR** *(continued)*

- L. **Action** - Confirmation of County Executive's appointments to the Committee Against Hate/Violence: Rachel Breslin, Kristin Mink (Pipion-Williams)
- M. **Action** - Confirmation of County Executive's appointment to the Interagency Commission on Homelessness: Beth Shuman (Pipion-Williams)
- N. **Action** - Confirmation of County Executive's appointments to the Local Management Board for Children, Youth and Families Collaboration Council: Kristin Mink (Pipion-Williams)
- O. **Action** - Confirmation of County Executive's appointment to the Pedestrian, Bicycle, and Traffic Safety Advisory Committee: Natali Fani-González (Pipion-Williams)
- P. **Action** - Confirmation of County Executive's appointment to the Board of Social Services: Dawn Luedtke (Pipion-Williams)
- Q. **Action** - Confirmation of County Executive's appointment to the Taxicab Services Commission: Evan Glass (Pipion-Williams)
- R. **Action** - Confirmation of County Executive's appointments to the Economic Development Corporation Board of Directors: Anne Khademian, Matthew Lee, Silvana Nani, Devang Shah (Pipion-Williams)
- S. **Action** - Confirmation of the appointment to the Nominating Committee for the Montgomery College Board of Trustees (Tenenbaum)
- T. **Introduction** - Amendment to the FY23-28 Capital Improvements Program and Supplemental Appropriation to the FY23 Capital Budget, Montgomery County Public Schools (MCPS) Relocatable Classrooms (No. 846540), \$7,500,000 (Source of Funds: Current Revenue General) (Levchenko)
Lead Sponsor: Council President at the request of the County Executive
EC Committee worksession is scheduled for 3/16/23.
Public Hearing/Action is scheduled for 3/21/23 at 1:30 p.m.

RECESS

1:15 **PRESENTATIONS**

- A. Proclamation recognizing International Women's Day, by Councilmember Balcombe, Fani-González, Luedtke, Mink, Sayles and Stewart

(4) 1:30 **PUBLIC HEARING - Bill 6-23**, Housing - Sharing Economy Rental (Ndou)
PHP/HHS/ECON Committee worksession scheduled for 3/27/23.

(5) 1:30 **PUBLIC HEARING - Zoning Text Amendment 23-01**, Accessory Residential Uses - Sharing Economy Rental (Ndou)
PHP/HHS/ECON Committee worksession scheduled for 3/27/23.

(6) 1:30 **PUBLIC HEARING - Bill 10-23**, Health - Intellectual and Developmental Disabilities Commission - Established (Wellons)
HHS Committee worksession scheduled for 3/9/23.

(7) 2:15 **SEMI-ANNUAL REPORT** - M-NCPPC Semi-Annual presentation to the Council (Dunn)

ADJOURN

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 14, 2023.

Commission On Juvenile Justice: Elizabeth Emen

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 2/17/23 at 9:00 pm.

*This meeting will also be live streamed on Facebook (@MontgomeryCountyMDCouncil) and YouTube(@MoCoCouncilMD)
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NOTICE OF UPCOMING COUNCIL MEETINGS

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

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

Mar 13, 2023	12:30 pm	State Legislation
Mar 14, 2023	9:00 am	Regular Session
Mar 16, 2023	6:30 pm	Meeting with Maryland Municipal League
Mar 21, 2023	8:00 am	Meeting with Board of Education (<i>4th fl. Capital Crescent Trail Conference Room</i>)
Mar 21, 2023	9:00 am	Regular Session

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.

March 14, 2023

- 1:30 pm **Expedited Bill 13-23**, Montgomery County Urban Districts - Friendship Heights Urban District
- 1:30 pm **Bill 14-23**, Late Night Business Safety Plan
- 1:30 pm Supplemental Appropriation to the FY23 Operating Budget, Department of Police, FY23 Governor's Office of Crime Control and Prevention (GOCCP) Police Accountability and Community Transparency (PACT) Grant Award, \$498,060
- 1:30 pm Supplemental Appropriation to the FY23 Operating Budget, Office of the County Executive, Purple Line Light Rail Project Business Grants, \$815,000

Visit the Council website for other valuable resources: www.montgomerycountymd.gov/council



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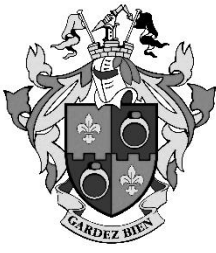
Montgomery County, Maryland

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

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*The Council Agenda is subject to change any time after printing or during the Council meeting.
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Monday, March 13, 2023

(1) 12:30 **WORKSESSION/ACTION** - State Legislative Program (McCartney-Green/Wellons)

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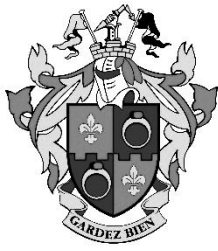
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Tuesday, March 14, 2023

1:00 PRESENTATIONS

- A. Proclamation recognizing Sigma Gamma Rho's Centennial Celebration, by Council President Glass
- B. Proclamation recognizing Multiple Sclerosis Awareness Week, by Councilmember Albornoz

1:30 GENERAL BUSINESS

(Rupp)

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

Public Hearings on the FY24 Operating Budget will be held on April 11 and April 13, 2023, at 1:30 p.m. and 7:00 p.m. Persons wishing to sign up may do so beginning March 20, 2023.

B. **Action** - Approval of Minutes: February 7 and 14, 2023

- (1) 1:30 **PUBLIC HEARING - Expedited Bill 13-23**, Montgomery County Urban Districts - Friendship Heights District (Wellons)
ECON Committee worksession is scheduled for 3/23/23.
- (2) 1:30 **PUBLIC HEARING - Bill 14-23**, Late Night Business Safety Plan (Wellons)
PS Committee worksession is scheduled for 3/27/23.
- (3) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Police, FY23 Governor's Office of Crime Control and Prevention (GOCCP) Police Accountability and Community Transparency (PACT) Grant Award \$498,060 (Source of Funds: State Grant) (Farg)
- (4) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Office of County Executive, Purple Line Light Rail Project Business Grants, \$815,000 (Source of Funds: State Grant) (Howard)

(5) 3:25 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services - Statewide Integrated Health Improvement Strategy (SIHIS) Eliminating Disparities in Maternal Health Initiative-Home Visiting Expansion, \$214,004 (Source of Funds: State Funds) (Clemons Johnson)
HHS Committee worksession is scheduled for 3/16/23.
Public Hearing/Action is scheduled for 3/28/23 at 1:30 p.m.
- B. **Introduction** - Declaration of No Further Need - Disposition of Pepper Ridge Property in the Emory Grove area of Gaithersburg (Mia)
Public Hearing is scheduled for 3/28/23 at 1:30 p.m.
- C. **Introduction** - Executive Regulation 1-23, Updated Position Description for Assistant Chief of Police (Civilian) (Farag)
Public Hearing is scheduled for 4/11/23 at 1:30 p.m.
PS Committee worksession is scheduled for 6/12/23.
- D. **Introduction** - Rustic Roads Functional Master Plan Update - Planning Board Draft (Orlin)
Public Hearing is scheduled for 4/18/23 at 1:30 p.m.
TE Committee worksession will be scheduled at a later date.
- E. **Action** - Appointments of Special Counsel: Stein Sperling Bennett De Jong Driscoll PA, Jackson Lewis P.C., and Coggins, Harman and Hewitt as special counsel to assist the Office of the County Attorney in representing Montgomery County and the members of the County's Self-Insurance Fund. (Wellons)
- F. **Action** - Confirmation of the County Executive's appointment to the Commission on Juvenile Justice: Elizabeth Emen (Pipion-Williams)
- G. **Action** - Resolution to Designate the Montgomery County Collaboration Council for Children, Youth, and Families as the County's Local Management Board for Children, Youth, and Families (Yao)
HHS Committee recommends approval.
- H. **Action** - Resolution to approve FY22 National Pollutant Discharge Elimination System Municipal Separate Storm Sewer System Permit (NPDES-MS4) Financial Assurance Plan (Levchenko)
TE Committee recommends approval.
- I. **Introduction/Action** - Amendment to Resolution 19-1444, Authorizing the creation of non-merit staff positions. (Michaelson)
- J. **Action** - Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Office of Agriculture, Agricultural Land Preservation Easement Project, \$2,641,207.72 (Source of Funds: State Aid and Ag Transfer Tax) (Howard)
PHP Committee recommends approval.

- 3:30 **PROPOSED CLOSED SESSION** - to consult with counsel to obtain legal advice pursuant to Maryland Code, General Provisions Article §3-305(b)(7) to consult with counsel to obtain legal advice; and §3-305(b)(8) to consult with staff, consultants, or other individuals about pending or potential litigation. Topic is all pending litigation involving the County.

(Wellons)

ADJOURN

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 21, 2023.

Criminal Justice Coordinating Commission: Kathryn Pontze

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 3/17/23 at 9:00 pm.

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FUTURE COUNCIL MEETINGS

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Mar 16, 2023	6:30 pm	Meeting with Maryland Municipal League (2 nd floor cafeteria)
Mar 21, 2023	8:00 am	Meeting with Board of Education POSTPONED
Mar 21, 2023	9:00 am	Regular Session
Mar 27, 2023	12:30 pm	State Legislation
Mar 28, 2023	9:00 am	Regular Session
Mar 28, 2023	12:30 pm	Meeting with Montgomery County Retired Employees Association (4 th fl. Capital Crescent Trail Conference Room)

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.

March 21, 2023

- 1:30 pm **Bill 11-23**, Motor Vehicles and Traffic - Traffic Control Signals, Devices, and Enforcement Action Plan
- 1:30 pm Supplemental Appropriation to FY23 Capital Budget - MCPS - HVAC (Mechanical Systems) Replacement - \$25,000,000
- 1:30 pm Supplemental Appropriation to the FY23 Capital Budget and CIP Amendment - MCPS - Relocatable Classrooms - \$7,500,000

March 28, 2023

- 1:30 pm **Bill 15-23**, Landlord-Tenant Relations - Anti Rent Gouging Protections
- 1:30 pm **Bill 16-23**, Landlord-Tenant Relations - Rent Stabilization (The Home Act)

Future Public Hearings (continued):

March 28, 2023

7:00 pm **Bill 15-23**, Landlord-Tenant Relations - Anti Rent Gouging Protections

7:00 pm **Bill 16-23**, Landlord-Tenant Relations - Rent Stabilization (The Home Act)

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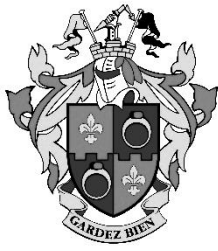
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COUNTY COUNCIL AGENDA

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Tuesday, March 21, 2023

9:15 PRESENTATIONS

A. Proclamation recognizing National Agriculture Day, by Councilmember Friedson

9:30 GENERAL BUSINESS

(Rupp)

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

- (1) Recommended and potential amendments to the FY24 Capital Budget and FY23-28 Capital Improvements Program (CIP), and FY24 Operating Budget have been proposed. These amendments will be included in the operating budget public hearings on April 11 and April 13, 2023, at 1:30 p.m. and 7:00 p.m.

The Council is seeking applicants to fill two full-term vacancies on the Montgomery County Planning Board, one of which will serve full-time as the Planning Board chair. The application deadline is April 3, 2023, at 5:00 p.m.

B. **Action** - Approval of Minutes: March 1, 2023.

(2) 9:35 DISTRICT COUNCIL SESSION

A. **Action** - Hearing Examiner's report and recommendation on Local Map Amendment (LMA) Application No. H-147 for property located at 11105 New Hampshire Avenue, Silver Spring, MD 20904, further identified as part of Lot E in the "White Oak" subdivision recorded as Plat No. 8280, requesting rezoning from CR-2.5, C-1.5, R-1.5, H-200 (Commercial Residential) to CRTF 2.25, C-2.25, R-1.5, H-200' (Commercial Residential Town Floating)

(Ndou)

B. **Announcement** - The Council will hold a public hearing on the Planning Board Draft Amendment to the Master Plan for the Historic Preservation for the Edward U. Taylor Elementary School and Weller's Dry Cleaning on April 25, 2023, at 1:30 p.m.

(Dunn)

10:00 **LEGISLATIVE SESSION - DAY #9**

(3) **Introduction of Bills:**

- A. **Bill 17-23**, Taxation - Recordation Tax Rates - Amendments (McCartney-Green)
Lead Sponsor: Councilmember Mink
Co-Sponsor: Councilmember Jawando
Public Hearing is scheduled for 4/11/23 at 1:30 p.m.
GO Committee worksession will be scheduled at a later date.

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

- A. **Bill 25-22**, Forest Conservation - Trees (Wellons)
TE Committee recommends enactment with amendments.
- B. **Bill 28-22**, Common Ownership Communities - Duties, Requirements and Procedures (Sokoni)
PHP Committee recommends enactment with amendments.
- C. **Bill 3-23**, Environmental Sustainability - Montgomery County Green Bank (Sokoni)
TE Committee recommends enactment with amendments.
- D. **Expedited Bill 5-23**, Personnel and Human Resources - Prospective Employees - Health Care Privacy (Wellons)
GO Committee recommends enactment with amendments.
- E. **Bill 8-23**, Boards, Committees, and Commissions - Open Meetings - Supplemental Requirements (Wellons)
GO Committee recommends enactment with amendments.
- F. **Expedited Bill 4-23**, Administration - Non-Merit Positions - Special Projects Manager (Ndou)
GO Committee recommends enactment with amendment.
- G. **Bill 18-22**, Noise Control - Leaf Removal Equipment - Amendments (McCartney-Green)
TE Committee recommends enactment with amendments.

(5) 11:15 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve or disapprove a Memorandum of Agreement regarding Nurse Retention, between the Montgomery County Government and the United Food and Commercial Workers, Local 1994, Municipal & County Government Employees Organization (MCGEO), dated February 27, 2023 (Wellons)
Council action is scheduled for 3/28/23.
- B. **Action** - Resolution to approve Montgomery County Planning Board Regulation 25-22 on Forest Conservation - Trees (Wellons)
TE Committee recommends approval with amendments.

(5) 11:15 **CONSENT CALENDAR** (*continued*)

- C. **Action** – Resolution to approve Executive Regulation No. 24-22, Special Projects Manager Class Specification (Ndou)
GO Committee recommends approval.
- D. **Receipt and Release** - Office of Legislative Oversight Memorandum Report 2023-4, Developing Data Strategies for Future Emergencies (Roblin/Simmons)
GO Committee worksession will be scheduled for a later date.
- E. **Action** - Confirmation of the County Executive’s appointment to the Criminal Justice Coordinating Commission: Kathryn Pontzer (Pipion-Williams)
- F. **Introduction** – Supplemental Appropriation to the County Government’s FY23 Operating Budget, Department of Health and Human Services Childhood Lead Poisoning Prevention and Environment Case Management Grant, \$550,000 (Source of Funds: State Funds)
Lead Sponsor: Council President at the request of the County Executive (Clemons Johnson)
Public Hearing/Action is scheduled for 4/11/23 at 1:30 p.m.

RECESS

1:15 **PRESENTATION**

- A. Proclamation recognizing Ramadan, by Council President Glass and County Executive Elrich
- (6) 1:30 **PUBLIC HEARING - Bill 11-23**, Motor Vehicles and Traffic - Traffic Control Signals, Devices, and Enforcement Action Plan (The Safe Streets Act of 2023) (McCartney-Green)
TE Committee worksession is scheduled for 3/30/23.
- (7) 1:30 **PUBLIC HEARING/ACTION** - Amendment to the FY23-28 Capital Improvements Program and Supplemental Appropriation to the FY23 Capital Budget, Montgomery County Public Schools, Relocatable Classrooms (No.846540), \$7,500,000 (Source of Funds: Current Revenue General) (Levchenko)
EC Committee recommendation will be available 3/16/23.
- (8) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to the FY23 Capital Budget, Montgomery County Public Schools, HVAC (Mechanical Systems) Replacement: MCPS (No. 816633), \$25,000,000 (Source of Funds: GO Bonds and State Aid) (McGuire)
EC Committee recommendation will be available 3/16/23.
- (9) 2:00 **Action** - Amendments to the Comprehensive Water Supply and Sewerage Systems Plan: Water and Sewer Category Change Requests (Levchenko)
TE Committee recommends approval.
- (10) 2:15 **Update:** American Rescue Plan Act (ARPA) and FEMA Reimbursement (Howard)

3:00 **WORKSESSION - Amendments to FY23-28 Capital Improvements Program:**

(11)	• Economic Development	ECON	(Mia)
(12)	• Digital Equity - Montgomery		(Toregas)
(13)	• Technology Services	GO	(Toregas)
(14)	• County Offices & Other Improvements		(Mia)
(15)	• M-NCPPC Parks	PHP	(Dunn)
(16)	• Burtonsville Community Revitalization		(Mia/Jeong)
(17)	• Affordable Housing Acquisition and Preservation		(Mia/Jeong)

ADJOURN

The following appointment was received from the County Executive and is scheduled for an interview on March 28, 2023, and tentatively scheduled for confirmation on April 11, 2023.

Chief, Services to End and Prevent Homelessness in the Department of Health and Human Services: Christine Hong

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 3/17/23 at 9:00 pm.

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Mar 21, 2023	8:00 am	Meeting with Board of Education POSTPONED
Mar 21, 2023	9:15 am	Regular Session
Mar 27, 2023	12:30 pm	State Legislation
Mar 28, 2023	9:00 am	Regular Session
Mar 28, 2023	12:30 pm	Meeting with Montgomery County Retired Employees Association (4 th fl. Capital Crescent Trail Conference Room)
Mar 31, 2023	11:00 am	Meeting with State Comptroller Brooke Lierman (3 rd fl. Council Conference Room)

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March 28, 2023

- 1:30 pm **Bill 15-23**, Landlord-Tenant Relations - Anti Rent Gouging Protections
- 1:30 pm **Bill 16-23**, Landlord-Tenant Relations - Rent Stabilization (The Home Act)
- 1:30 pm Declaration of No Further Need - Disposition of Pepper Ridge Property in the Emory Grove area of Gaithersburg
- 1:30 pm Supplemental Appropriation to the FY23 Operating Budget, DHHS - \$214,004 for Statewide Integrated Health Improvement Strategy Eliminating Disparities in Maternal Health Initiative - Home Visiting Expansion

March 21, 2023

Page 5

March 28, 2023

7:00 pm **Bill 15-23**, Landlord-Tenant Relations - Anti Rent Gouging Protections

7:00 pm **Bill 16-23**, Landlord-Tenant Relations - Rent Stabilization (The Home Act)

April 11, 2023

7:00 pm FY24 Operating Budget (*sign up to testify beginning March 20*)

April 13, 2023

1:30 pm FY24 Operating Budget (*sign up to testify beginning March 20*)

April 11, 2023

7:00 pm FY24 Operating Budget (*sign up to testify beginning March 20*)

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