

# **COUNCIL COMING ATTRACTIONS**



**Week of May 17, 2021**

*Proclamations recognizing Mental Health Awareness Month by Council Vice President Albornoz, commemorating the retirement of MCPS Superintendent Dr. Jack Smith by Councilmembers Rice, Jawando and Navarro and recognizing Building Safety Month by Council President Hucker and County Executive Elrich.*

Council Coming Attractions is a summary of some of the issues before the Council. All Council staff reports and additional information on each item scheduled for Council or Committee review can be viewed

at: <http://www.montgomerycountymd.gov/COUNCIL/ondemand/index.html>

The Council meeting schedule may change from time to time. The current Council and Committee agendas can also be viewed

at: <http://www.montgomerycountymd.gov/COUNCIL/ondemand/index.html>

## **Summary**

Tuesday's Council session will begin with three proclamations. The first recognizes Mental Health Awareness Month and will be presented by Council Vice President Alborno. The second commemorates the retirement of MCPS Superintendent Dr. Jack Smith and will be presented by Councilmembers Rice, Jawando and Navarro. The third recognizes building Safety Month and will be presented by Council President Hucker and County Executive Elrich.

The meeting will continue with the Council sitting as the Board of Health and Dr. Travis Gayles, Dr. Earl Stoddard and Dr. Raymond Crowel will provide their weekly COVID-19 pulse report update to Councilmembers. The Council is also scheduled to introduce, hold a public hearing and vote on a Sixth Amended Board of Health Regulation to Prevent the Spread of COVID-19 in Montgomery County. The regulation will provide updated guidance on face coverings, expand outdoor graduation ceremonies and make other technical amendments.

On Friday, Dr. Gayles notified the Council that 50 percent of the population had completed their vaccinations, which means that the county can move to full reopening on May 28 at 6 a.m. It is also expected that 60 percent of residents will receive their vaccinations early this week which will trigger the next phase of reopening where most businesses and all houses of worship can move to 75 percent capacity, outdoor gathering limits are removed and indoor gathering limits are increased to 250 people.

The Council will then hold a final vote to reappoint Montgomery County Planning Board Commissioner Tina Patterson to serve a second term. The Council will then move to the consent calendar to vote to confirm six County Executive appointments. In addition, the Council will introduce a resolution to approve Montgomery County Planning Board Regulation No. 3-21 on forest conservation, a special appropriation for the Housing Initiative Fund (HIF), a resolution that would allow the Office of the County Executive (CEX) to contract with Connected DMV to implement the Council's appropriation for strategic planning for a new global Pandemic Prevention and Biodefense Center and vote to approve Executive Regulation 4-21 on landlord-tenant relation and air conditioning. The Council will also introduce appropriations for FY21 budgets for Montgomery College, Montgomery County Public Schools and the Department of Transportation.

In the afternoon, the Council will hold public hearings on special appropriations for the Montgomery County Economic Development corporation (MCEDC), the Hotel Relief Program, the Elementary and Secondary School Emergency Relief Fund II and the Prekindergarten Enhancement Grant.

The Council will then introduce five bills, including Bill 17-21 related to community informed police training, Bill 18-21 regarding procedures and reporting requirements for body-worn cameras on police officers, Bill 19-21 related to reports on settlement agreements and Bill 21-21 regarding length of service awards for Fire and Rescue Services. The Council will also call Expedited Bill 22-20 for final reading, which would create a non-merit appointed position of director of strategic partnerships and eliminate the requirement that the position of director of the Criminal Justice Coordinating Commission be filled by a non-merit appointee.

*Council meetings run May 17-20*

*Monday, May 17*

The Council will meet virtually on **Monday, May 17 at 9:30 a.m.** to continue reviewing Committee recommendations on the Fiscal Year 2022 (FY22) Operating Budget and FY21-26 Capital Improvements Program amendments.

#### **Parking Lot District funds and associated CIP amendments**

**Review:** The Council will review a recommended \$24.58 million in funding for Parking District Services and the related Capital Improvements Program (CIP) amendments that are included in the Recommended FY22 Operating Budget.

The recommendation is a decrease of \$3.45 million, or 12.3 percent from the Approved FY21 Operating Budget for the Bethesda, Silver Spring, and Wheaton Parking Lot Districts (PLDs). Other significant changes to the budget programs include a decrease in general administration expenses to address the revenue loss experienced in all three PLDs in FY21 due to the COVID-19 pandemic. Parking demand has also not yet rebounded to pre-pandemic levels and as such, the Montgomery County Department of Transportation (DOT) is still projecting a 20 to 25 percent reduction in parking fee revenue in all three PLDs for FY22.

Those expected to attend and provide information include Christopher Conklin, director, Department of Transportation (DOT); Emil Wolanin, deputy director, DOT; Jose Thomanna, division chief of Division of Parking Management, DOT; Brady Goldsmith, chief of management services of Director's Office, DOT; Alex Kinyenje, financial management section chief of Division of Parking Management, DOT; and Taman Morris, fiscal and policy analyst, Office of Management and Budget (OMB).

#### **DOT Mass Transit Fund and CIP Amendments**

**Review:** The Council will review the Recommended FY22 Operating Budget of \$151.3 million for DOT's Mass Transit Fund and the related Capital Improvements Program (CIP) amendments, which is a two percent decrease from the FY21 Approved Budget. Notable discussion points include possible extension of the fare holiday for Ride On through the end of September 2021, extension of all bus operating hours for the Seniors Ride Free Program, funds for a Fair Equity Study and the pace at which service for Ride will return to pre-COVID levels.

Those expected to attend and provide information include Christopher Conklin, director, DOT; Emil Wolanin, deputy director, DOT; Hannah Henn, deputy director for Transportation Policy, DOT; Dan Hibbert, chief of division of Transit Services; Brady Goldsmith, chief of Management Services, DOT; and Derrick Harrigan of the Office of Management and Budget (OMB).

## **FY22 Transportation Fees, Charges, and Fares**

**Review:** The Council will vote on recommended increases to certain hourly, daily, and monthly parking fees in the Bethesda, Silver Spring, and Wheaton Parking Lot Districts.

Christopher Conklin, director, Department of Transportation is expected to attend.

## **Department of Transportation General Fund and CIP Amendments**

**Review:** The Council will review the \$52.7 million recommended FY22 Operating Budgets for the Department of Transportation's General and Leaf Vacuuming Funds, and amendments to the FY21-26 Capital Improvements Program (CIP). Key items of discussion include adding \$150,000 in support of the Safe Routes to School Program and to add \$100,000 for a study that will complete the assessment of pedestrian access to all Montgomery County Schools. The Council will also discuss various CIP projects including adding \$500,000 in FY23 to the County Executive's recommendation for Bikeway Program – Minor Projects in order to restore full construction funding for the Dr. Bird Road bikeway. The Committee also agreed to add \$250,000 to the CIP for the Safe Routes to School Program.

Those expected to attend and provide information include Christopher Conklin, director, Department of Transportation (DOT); Emil Wolanin, deputy director, DOT; Hannah Henn, deputy director for Transportation Policy, DOT; Tim Cupples, chief, Division of Transportation Engineering, DOT; Richard Dorsey, chief of Division of Highway Services, DOT; Michael Paylor, chief of Division of Traffic Engineering and Operations, DOT; Brady Goldsmith, chief of Management Services, DOT; and Derrick Harrigan, Office of Management and Budget (OMB).

## **Property tax options: rate, amount, and the Income Tax Offset Credit**

**Review:** The Council will review the Income Tax Offset Credit (ITOC) value for FY22 and the weighted average real property tax rate for FY22. The current recommendation is for a \$692 Income Tax Offset Credit and a weighted property tax rate of \$0.9785 per \$100 for FY22.

The Council considers its options each year for setting property tax rates, property tax revenues, and the ITOC during the operating budget deliberations. Due to a recent Charter amendment, beginning in FY22, the Council only needs to consider the weighted tax rate and the ITOC amount. The real property tax revenues are easily calculated once those two values are set.

Those expected to attend and provide information include three members of the Department of Finance, Mike Coveyou, director of finance; Nancy Feldman, chief, Division of Fiscal Management; and David Platt, chief economist.

## **Climate Change Planning NDA**

**Review:** The Council will review the recommended \$650,200 FY22 Climate Change Planning non-departmental account (NDA) to provide funding for the prioritization of greenhouse gas

reduction strategies and the development of an implementation plan to meet the County's greenhouse gas reduction goals.

Those expected to attend and provide information include Adriana Hochberg, assistant chief administrative officer and director of County climate policy; Adam Ortiz, director, Department of Environmental Protection (DEP); Patty Bubar, deputy director, DEP; Stan Edwards, chief, Division of Energy, Climate, & Compliance, DEP; and Rich Harris, fiscal and policy analyst, Office of Management and Budget.

### **Office of the County Executive**

**Review:** The Council will review the \$5.6 million FY22 Recommended Budget for the Office of the County Executive (CEX), which is a minor decrease from the Approved FY21 Budget. Decreases include a reduction in personnel costs, although operating costs within the budget have increased by 6.1 percent.

The recommendation includes additional funding of \$134,206 to create the position of Director Strategic Partnerships within CEX. The position is intended to act as a liaison to the County Council and develop County Executive positions and testimony on Council matters, along with coordinating and reviewing Executive regulations and other policy assignments.

Those expected to attend and provide information include Richard Madaleno, chief administrative officer, Office of the County Executive (CEX), Fariba Kassiri, deputy chief administrative Officer, CEX; Jerome Fletcher, assistant chief administrative officer, CEX; and CEX and OMB staff.

### **Office of Intergovernmental Relations**

**Review:** The Council will review the \$1.16 million recommended Office of Intergovernmental Relations (OIR) FY22 Operating Budget which includes an amendment that shifts \$74,400 from OIR to the Office of the County Executive (CEX) for the administration and management of a federal real estate services contract. The recommended budget for OIR is a 1.2 percent increase from the Approved FY21 Operating Budget.

Those expected to attend and provide information include Melanie Wenger, director, Office of Intergovernmental Relations (OIR); Wanda Wells, administrative specialist, OIR; Jane Mukira, fiscal and policy analyst, Office of Management and Budget (OMB); Dale Tibbitts, special assistant, CEX; Jerome Fletcher, assistant chief administrative officer, CEX.

### **Council Office**

**Review:** The Council will review the \$12.8 million FY22 Recommended Budget for the Council Office, which is an increase of 1.38 percent from the FY21 Approved Budget. The current recommendation includes an additional \$40,000 for each Councilmember Office to help support the significant increase in requests for constituent services and an additional \$100,000 for equity and inclusion training to be expanded to the entire Legislative Branch.

The budget also includes increases due to higher advertising costs. State legislation requires ads for public hearings be placed in newspapers and does not allow advertisement via electronic publications. The Council's access to local, less expensive print newspapers has declined, requiring ads with higher-priced regional newspapers.

The mission of the County Council is to legislate for the peace, good government, health, safety and welfare of Montgomery County and establish policies under which a system of public administration and finance provides services effectively, efficiently and equitably.

Those expected to attend and provide information include Marlene Michaelson, executive director, County Council and Sandra Marin, administrative services manager, County Council.

### **Legislative Branch Communications Outreach NDA**

**Review:** The Council will also review the \$1.18 million recommended FY22 Operating Budget for the Council Legislative Branch's Communications Outreach NDA, which is an increase of 11.3 percent from the FY21 Approved Budget. The Council will discuss additions that would enable them to more consistently reach out to underserved communities, share Council information in a culturally-competent way, promote community engagement in government, and generate more public input about policy issues before the Council.

In 2012 the GO Committee, led by Chair Navarro, established this NDA to strengthen the capacity of the five Legislative Branch offices, which include the Council office, the Office of Legislative Oversight, the Board of Appeals, the Office of Zoning and Administrative Hearings and the Office of the Inspector General, to inform constituent communities about issues that directly affect them and to ensure that all community concerns are considered.

Those expected to attend and provide information include Marlene Michaelson, executive director, County Council; Sonya Healy, legislative information officer, County Council; Sandra Marin, administrative services manager, County Council; and Crystal B. Sallee, manager, Process/IT, Office of Management and Budget.

### **Office of the Inspector General**

**Review:** The Council will review the Recommended FY22 Operating Budget of \$2.09 million for the Office of the Inspector General (OIG), which is a 13.9 percent increase from the FY21 Approved Budget. The increase provides additional staffing for the OIG's Audit Division.

OIG promotes the effectiveness and efficiency of programs and operations in County government and for independent County agencies, prevents and detects fraud, waste and abuse in government activities, and proposes ways to increase the legal, fiscal and ethical accountability of County government and County-funded agencies.

Inspector General Megan Davey Limarzi is expected to attend along with representatives of the OMB.

### **Public Election Fund NDA**

**Review:** The Council will also review the \$3 million recommended FY22 Operating Budget for the Public Elections Fund (PEF) NDA. There were no funds for this in the FY21 Approved Operating Budget. The PEF will have approximately \$4,950,000 (including \$3,000,000 of new appropriations and \$2,100,000 of the prior year fund balance) available in FY22 to provide matching contributions to eligible candidates through the 2022 primary election season.

The PEF provides public campaign financing for qualified candidates for County Executive or County Council with the aim of encouraging more candidates who do not have access to large contributions from interest groups or individuals to run for County elective offices.

Chair Navarro worked extensively on establishing the Public Election Fund, which is a public campaign financing program established to encourage greater voter participation in County elections, increase opportunities for more residents to run for office and reduce the influence of large contributions from businesses, political action groups and large organizations.

Those expected to attend and provide information include Eric Friedman, director, Office of Consumer Protection (OCP); K. Samuel Bao, Office of Consumer Protection (OCP); David Crow, fiscal projects manager, Department of Finance; and Estela Boronat de Gomes, OMB.

### **Office of Consumer Protection**

**Review:** The Council will also review the \$2.27 million recommended FY22 Operating Budget for the Office of Consumer Protection (OCP), which is a 3.5 percent increase from the FY21 Approved Budget. The recommendation includes \$179,305 for the Office of Consumer Protection (OCP) to establish a new Public Liaison position and provide administrative support to provide information on the Public Campaign Financing Program and assistance to potential candidates.

Those expected to attend and provide information include Eric Friedman, director, Office of Consumer Protection (OCP); K. Samuel Bao, Office of Consumer Protection (OCP); and representatives from the OMB.

### **Montgomery County Economic Development Corporation**

**Review:** The Council will also review the \$6 million recommended FY22 Operating Budget NDA for the Montgomery County Economic Development Corporation (MCEDC) which is a 20 percent increase from the FY21 Approved Budget.

The recommendations include adding \$1 million in funding for five new initiatives, including entrepreneurship development, an entrepreneurs in residence fund, the County's White Flint Project, the Montgomery Talent Network (MTN) and an inclusive economy program. The recommended budget proposes funding these initiatives with the American Rescue Plan Act (ARPA) funding.

Those expected to attend and provide information MCEDC Board Chair Robby Brewer; Ben Wu, CEO, MCEDC; Bill Tompkins, executive vice president and COO, MCEDC; Jerome Fletcher, assistant chief administrative officer, Office of the County Executive, and Office of Management and Budget staff.

### **Incubator Programs**

**Review:** The Council will review the recommended \$3.28 million FY22 Operating Budget for the Incubator Programs NDA, which is an 11.1 percent increase over the FY21 Approved Budget. The County owns or leases four facilities, including three incubators and the National Cybersecurity Center of Excellence, and is responsible for supporting certain operating expenses for each. The Council will also consider whether to utilize American Rescue Plan Act (ARPA) funding for certain enhancements.

Those expected to attend and provide information include Jerome Fletcher, assistant chief administrative officer, Office of the County Executive and Office of the County Executive and Office of Management and Budget staff.

*Tuesday, May 18*

### **Novel Coronavirus (COVID-19) and County Public Health Planning**

**Update:** Sitting as the Board of Health, the Council will receive an update on the County's ongoing response to the COVID-19 pandemic and its recovery and vaccination efforts.

Those expected to provide information include Dr. Travis Gayles, health officer and chief of the Department of Health and Human Services' (DHHS) Public Health Services; Dr. Earl Stoddard, director, Office of Emergency Management and Homeland Security; and Dr. Raymond Crowel, director, DHHS. Join the conversation with #COVID-19

### **Resolution to adopt a Sixth Amended Board of Health Regulation to prevent the spread of COVID-19 in the County**

**Introduction, public hearing and Vote expected:** Montgomery County Council, sitting as the Board of Health, is scheduled to introduce, hold a public hearing, and vote on a Sixth Amended Board of Health Regulation to Prevent the Spread of COVID-19 in Montgomery County. The regulation will provide updated guidance on face coverings, expand outdoor graduation ceremonies and make other technical amendments. On Friday, Dr. Gayles notified the Council that 50 percent of the population had completed their vaccinations, which means that the county can move to full reopening on May 28 at 6 a.m.

It is also expected that 60 percent of residents will receive their vaccinations early this week which will trigger the next phase of reopening where most businesses and all houses of worship can move to 75 percent capacity, outdoor gathering limits are removed and indoor gathering limits are increased to 250 people. Convention and banquet facilities can also move to 50 percent

capacity and camps can allow participants from outside the Washington metropolitan area once this stage is reached.

The staff report will be available on Tuesday.

### **Appointment to the Montgomery County Planning Board**

On May 11, the Council interviewed Commissioner Tina Patterson for reappointment to the Montgomery County Planning Board and a final vote is expected for her to serve a second term. Ms. Patterson is the owner of a management consulting firm headquartered in Germantown. She is an experienced facilitator and for more than two decades has been involved in advocacy, education and outreach on issues dealing with human and women's rights. She is also a former member of the Montgomery County Human Rights Commission and in 2019 was appointed to the County's Remembrance and Reconciliation Commission by the Council.

### **Resolution to Approve Montgomery County Planning Board Regulation No. 3-21 on Forest Conservation – Trees**

**Introduction:** The Council will introduce a resolution to approve Montgomery County Planning Board Regulation No. 3-21 on forest conservation. The regulations submitted by the Planning Board would implement Bill 36-20 which the Council previously enacted to comply with changes to State law that took effect in 2019.

The regulations adopt administrative requirements related to the review and processing of Natural Resource Inventories and Forest Stand Delineations, as well as exemptions from submitting a Forest Conservation Plan and Forest Conservation Plans that are acted upon by the Planning Board or the Planning Director. The Council previously reviewed the substance of these regulations when Bill 36-20 was enacted.

### **Special Appropriation to the County Government’s FY21 Operating Budget: Department of Housing and Community Affairs (DHCA) - \$2,900,000 for Montgomery Housing Initiative**

**Introduction:** The Council will review a \$2.9 million special appropriation to the recommended FY22 Operating Budget for the Housing Initiative Fund (HIF) within the Department of Housing and Community Affairs (DHCA). The HIF provides funds for affordable housing production, preservation, support for rental assistance and homeownership programs and community-based services. The special appropriation would move \$2.9 million in funds remaining in the Designated Reserve for Affordable Housing to the HIF.

### **Resolution to Amend Resolution 19-472, Section G, FY21 Designation of Entities for Non-Competitive Contract Award Status: Connected DMV**

**Introduction and Vote expected:** The Council will introduce and is expected to vote on a resolution that would allow the Office of the County Executive (CEX) to contract with

Connected DMV to implement the Council's appropriation for strategic planning for a new global Pandemic Prevention and Biodefense Center located in Montgomery County.

The Council has already approved a \$500,000 appropriation to support the \$2.5 million strategy phase with Connected DMV, which is a regional nonprofit focused on solving complex regional challenges across the Washington metropolitan area. Councilmember Hans Riemer initiated this special appropriation at the Council, which would support the contract with Connected DMV.

County Executive Elrich negotiated the contract with Connected DMV and will continue to partner with the State of Maryland, Connected DMV and other County economic development partners to identify a site in Montgomery County for the center.

The center would establish Montgomery County as the global epicenter for pandemic prevention and accelerate economic development for pandemic prevention solutions. A site exploration team will work to identify and finalize a site location in the County for the center in the coming months.

#### **Amendment No. 3 to the Intergovernmental Agreement between Montgomery County Government and Northeast Maryland Waste Disposal Authority**

**Vote expected:** The Council is expected to vote on a proposed amendment to the County's Intergovernmental Agreement (IGA) with the Northeast Maryland Waste Disposal Authority (NMWDA) to provide technical, engineering, operations, procurement and marketing assistance in connection with the County's solid waste facilities and programs.

The amendment would extend the term of the IGA from June 30, 2021 to June 30, 2026. If approved, it would provide for the completion of the Gude Landfill remediation project and replacement of the fire detection and suppression system at the Transfer Station and update the general terms and conditions of the County contract and the Consumer Price Index series that is used for applying contract rate increases.

#### **Executive Regulation 4-21, Landlord-Tenant Relations - Obligations of Landlords, Air Conditioning**

**Vote expected:** The Council is expected to vote on Executive Regulation 4-21 which implements Bill 24-19 and requires a landlord to provide and maintain air conditioning service in certain rental housing from June 1 through September 30. Council President Hucker was the lead sponsor of Bill 24-19. Councilmembers Jawando, Navarro, Riemer and Council Vice President Albornoz were cosponsors.

The regulation provides the requirements for reasonable repair and maintenance of air conditioning and would become effective on June 1, 2020.

Those expected to attend and provide information include Aseem Nigam, director, DHCA and Christopher Anderson, chief, Community Development Division, DHCA.

**Supplemental Appropriation to Montgomery College's FY21 Capital Budget and Amendment to the FY21-26 Capital Improvements Program - \$1,000,000 for the Capital Renewal: College project**

**Introduction:** The Council will introduce a \$1 million supplemental appropriation to the FY21 Capital Budget and Amendment to the FY21-26 Capital Improvements Program for Montgomery College.

This supplemental appropriation is needed to provide funds for the design, construction, furniture and equipment for the Innovation Hub located in the Rockville Mannakee Building. The Hub will advance equity in access to STEM careers, spur innovation, entrepreneurship and technology-based solutions to local problems and facilitate teaching, learning and collaboration.

The Innovation Hub is an outgrowth of Montgomery Can Code (MCC) and will be accessible to all community residents. MCC delivers summer coding camps to MCPS middle school children to help start early preparation of a skilled workforce.

**Special Appropriation to Montgomery County Public Schools' FY21 Operating Budget - \$995,984 for the Coronavirus Response and Relief Supplemental Appropriations Act Governor's Emergency Education Relief II Fund - Innovative Approaches to Connecting with Students Grant**

**Introduction:** The Council will introduce a \$995,984 special appropriation to the Montgomery County Public Schools' (MCPS) FY21 Operating Budget for the GEER II Grant. This special appropriation is needed because MCPS received funding from the Coronavirus Response and Relief Supplemental Appropriations Act of 2021.

MCPS plans to use these grant funds for the F.A.S.T Track to Recovery Program (First-year Administrators, Supporting Services, and Teachers). This program will support a cohort of staff during the next two school years to attain professional development aimed at mitigating learning loss and accelerating the recovery of students in the post-COVID-19 pandemic.

**Special Appropriation to MCPS' FY21 Operating Budget - \$251,233 for the Early Childhood High-Quality Inclusion Policies and Practices Grant under the Individuals with Disabilities Education Act, Part B Grant**

**Introduction:** The Council will introduce a \$251,233 special appropriation to the MCPS FY21 Operating Budget for the Early Childhood High-Quality Inclusion Policies and Practices Grant under the Individuals with Disabilities Education Act.

MCPS must utilize these funds to foster and facilitate high-quality, inclusive practices for three and four-year-old students with disabilities. MCPS will also be able to foster professional learning through job-embedded coaching for inclusion and specially designed instruction.

**Special Appropriation to the FY21 Operating Budget, Montgomery County Public Schools, \$3,964,162 for Title I, Part A Grant**

**Introduction:** The Council will introduce a \$3,964,162 special appropriation to the MCPS FY21 Operating Budget for the Title I, Part A Grant. This special appropriation is needed because MCPS received additional funding from the Maryland State Department of Education (MSDE).

The additional allocation from MSDE is the result of scores calculated based on poverty and differentiation among schools, updates to selected measures, English Language Learner proficiency and identification of Comprehensive Support and Improvement Schools and Targeted Support and Improvement Schools.

MCPS will utilize these funds to provide schools additional support to improve the teaching and learning for students at risk of not meeting challenging academic achievement standards, especially those students who reside in areas with high concentrations of children from low-income families. The grant requires the provision of equitable services to students and teachers in non-public schools.

**Supplemental Appropriation to the County Government's FY21 Operating Budget, Department of Transportation - \$13,575,533, and Department of General Services - \$4,136,089 for Snow Removal/Wind and Rainstorm Cleanup**

**Introduction:** The Council will introduce a \$13,575,533 supplemental appropriation to the Department of Transportation's Snow/Removal/Wind and Rainstorm Cleanup FY21 Operating Budget and \$4,136,089 for the Department of General Services.

This increase is requested because expenditures for snow removal and wind and rainstorm cleanup exceed the FY21 appropriations of \$3,422,977 in the Department of Transportation and \$2,884,990 in the Climate Response Non-Departmental Account. As in previous years, only a minimal amount is budgeted for snow removal.

removal operations costs were \$21,997,776 of which \$5,738,805 was budgeted. Wind and rainstorm cleanup expenditures to date are \$1,271,813 of which \$569,162 was budgeted.

In addition to expenditures incurred to date, this supplemental appropriation provides \$750,000 to cover wind and rainstorm cleanup costs that are anticipated in the remainder of the fiscal year. Damage from wind and rainstorms is unpredictable with the bulk of the cleanup historically occurring from April through September.

**Special Appropriation to the County Government's FY21 Operating Budget, Montgomery County Economic Development Corporation (MCEDC) Non-departmental Account (NDA), Support for COVID-19 Response - Restaurant Relief Program, \$3,826,998**

**Public hearing and vote expected:** The Council will hold a public hearing and is expected to vote on a \$3,826,998 special appropriation, as transmitted by County Executive Elrich, to

implement additional funding for the Restaurant Relief Grant Program. This program is funded through a state grant as part of the Relief Act of 2021.

The Montgomery County Economic Development Corporation (MCEDC) will implement the program for Montgomery County. The purpose of the funding is to promote and stabilize Montgomery County's restaurant industry.

Those expected to attend and provide information include Ben Wu, CEO, MCEDC; Bill Tompkins, executive vice president and COO, MCEDC; Jerome Fletcher, assistant chief administrative officer, Office of the County Executive, and Office of Management and Budget staff.

**Special Appropriation to the County Government's FY21 Operating Budget, Office of the County Executive, Support for COVID-19 Response - Hotel Relief Program - \$1,739,544, and Online Sales Program - \$86,977 - totaling \$1,826,521**

**Public hearing and vote expected:** The Council will hold a public hearing and is expected to vote on \$1,826,521 in special appropriations to the FY21 Operating Budget of the Office of the County Executive which would provide additional funding for the County's Hotel Relief Grant Program and a new Online Sales Grant Program.

The Relief Act of 2021 includes more than \$1 billion in tax relief and economic stimulus for struggling families and small businesses who are suffering because of the COVID-19 pandemic.

This Act includes Lodging and Accommodations COVID-19 RELIEF Grants of \$10 million. Montgomery County's allotment for this program totals \$1,739,544 to promote and encourage stabilization within the hospitality industry.

This Act also includes the Online Sales and Telework Assistance COVID-19 RELIEF Grants of \$500,000. Montgomery County's allotment for this program totals \$86,977 to assist businesses in setting up an online sales framework and offering employees telework opportunities.

Those expected to attend and provide information include Jerome Fletcher, assistant chief administrative officer, Office of the County Executive; Laurie Boyer, CEX; Pofen Salem, Office of Management and Budget; Kelly Groff, Visit Montgomery.

**Special Appropriation to Montgomery County Public Schools' (MCPS) FY21 Operating Budget - \$112,233,764 for the Elementary and Secondary School Emergency Relief Fund II**

**Public hearing and vote expected:** The Council will hold a public hearing and is expected to vote on a \$112,233,764 special appropriation to the MCPS FY21 Operating Budget, for the Elementary and Secondary School Emergency Relief (ESSER) Grant. This special appropriation is needed because MCPS received funding from the Coronavirus Response and Relief Supplemental Appropriations Act (CRRSA) of 2021.

MCPS plans to use these grant funds to provide all grade levels access to summer school programs, academic and enrichment tutoring programs and districtwide leadership and enrichment programs for secondary low-income students, racial and ethnic minority students and young women. Funds will also be used for professional learning for staff, mental health support, technology support, HVAC upgrades and COVID-19 testing for staff and students.

**Special Appropriation to MCPS' FY21 Operating Budget - \$1,274,619 for the Prekindergarten Enhancement Grant**

**Public hearing and vote expected:** The Council will hold a public hearing and is expected to vote on a \$1,274,619 special appropriation to the MCPS FY21 Operating Budget.

MCPS plans to use these grant funds to implement targeted five-week, full-day, summer school programs for three- and four-year-old children, including parent/family engagement, curriculum materials and personal protective equipment.

**Presentation by Planning Staff on Countywide Demographic Changes**

**Briefing:** The Council will receive a briefing from the Montgomery County Planning Department on demographic trends in the County. The presentation will include information about population growth, density, social characteristics and demographics by location.

Those expected to attend and provide information include Casey Anderson, chair, Montgomery Planning Board; Gwen Wright, director, Montgomery Planning Department; Caroline McCarthy, chief, Research and Strategic Projects Planning Department; Corinne Blackford, demographic and employment research specialist, Planning Department; and Nick Holdzkom, senior planner and GIS specialist, Planning Department.

**Bill 17-21, Police - Community Informed Police Training**

**Introduction:** Lead sponsor Councilmember Jawando will introduce Bill 17-21, Police – Community Informed Police Training. The purpose of the bill is to create partnerships between the Montgomery County Police Department (MCPD) and local educational institutions to recruit and train police officers in a manner that promotes community informed policing.

Bill 17-21 would create new requirements related to the recruitment, training and continuing education of police officers. With respect to recruitment, the bill would require MCPD to collaborate and partner with local educational institutions to expand the recruitment of police cadets who reflect the diversity of the County, sponsor communication sessions with prospective cadets and community members and develop internship programs for prospective cadets.

A public hearing is scheduled for June 22 at 1:30 p.m.

### **Bill 18-21, Police - Internal Affairs - Procedures and Reporting Requirements**

**Introduction:** Lead sponsor Council President Hucker will introduce Bill 18-21 to improve police accountability through the random review of body-worn camera footage and through the prompt reporting of serious Internal Affairs Division (IAD) investigations. Councilmembers Jawando and Riemer are cosponsors of the legislation.

The bill requires the Montgomery County Police Department to issue a body-worn camera for the use of an on-duty employee of the department whenever the officer is wearing a uniform or prominently displaying a badge or insignia.

The bill would also mandate internal random reviews of body-worn camera recordings to evaluate officer performance and compliance with police rules. In addition, the bill would require that certain types of potential administrative misconduct discovered on body-camera recordings be investigated by the IAD.

A public hearing is scheduled for June 22 at 1:30 p.m.

### **Bill 19-21, Finance - Reports on Settlement Agreements**

**Introduction:** Lead sponsor Councilmember Jawando will introduce Bill 19-21 which would increase public transparency regarding settlement agreements entered into by the County. Council President Hucker is a cosponsor of the legislation.

Bill 19-21 would require the County Attorney to periodically report to the County Executive and Council regarding settlement agreements entered into by the County and require the County Attorney to publish each report on the County website. The goal of the bill is to improve public transparency of settlement agreements entered into by the County.

A public hearing is scheduled for June 22 at 1:30 p.m.

### **Bill 20-21, Swimming Pools – Lifeguard Requirements – Amendments**

**Introduction:** Lead sponsors Councilmembers Katz and Rice will introduce Bill 20-21.

The Council staff report will be available on Monday, May 17.

### **Expedited Bill 21-21, Fire and Rescue Services - Length of Service Awards Program for Volunteers - Amendments**

**Introduction:** Council President Hucker, at the request of the County Executive, will introduce Expedited Bill 21-21 which would increase the amount of the length of service benefits to certain local fire and rescue department volunteers and provide points for activities cancelled due to COVID-19 in the length of service benefits to certain local fire and rescue department volunteers. The lead sponsor is Council President Hucker at the request of the County Executive.

**Expedited Bill 22-20, Position Creation and Position Alteration - Director of Strategic Partnerships and Director of Criminal Justice Coordinating Commission**

**Final vote expected:** The Council is expected to vote on Bill 22-20 which would create a non-merit appointed position of director of strategic partnerships and eliminate the requirement that the position of director of the Criminal Justice Coordinating Commission be filled by a non-merit appointee. The lead sponsor is Council President Hucker at the request of the County Executive.

Fariba Kassiri, deputy chief administrative officer at the Office of the County Executive, is expected to attend the meeting for this bill.

*Wednesday, May 19*

The Council will meet virtually on **Wednesday, May 19 at 9:30 a.m.** to continue reviewing committee recommendations on the Fiscal Year 2022 (FY22) Operating Budget and FY21-26 Capital Improvements Program amendments.

**Resolution to approve FY22 Transportation Fees, Charges, and Fares**

**Vote expected:** The Council will vote on recommended increases to certain hourly, daily and monthly parking fees in the Bethesda, Silver Spring and Wheaton Parking Lot Districts.

The staff report will be available by Tuesday.

**Resolution to establish FY22 Solid Waste Service Charges**

**Vote expected:** The Council is expected to vote on a resolution to establish FY22 solid waste service charges. These charges are approved by the Council annually by resolution. The impact on customers would vary depending on the property and the services provided.

For single-family residential property owners, the charges could increase between five and eight percent. Multi-family property owners could see increases ranging from five to more than six percent. Non-residential customers could see increases of nearly six percent.

Tipping fees charged at the Shady Grove Transfer Station are recommended to remain unchanged from FY21 levels. The exception is an increase from \$70 to \$76 in tipping fees for construction and demolition material and waste material delivered in open top containers.

The staff report will be available by Tuesday.

### **Resolution to establish FY22 Water Quality Protection Charge**

**Vote expected:** The Council is expected to vote on a resolution to establish the FY22 Water Quality Protection Charges. The Council first created the Water Quality Protection Charge in 2001 (Bill 28-00) and modified the charges in 2013 (Bill 34-12).

The Water Quality Protection Charge is a part of residents' property tax bills. It funds improvements to the water quality of streams and reduces the impacts of stormwater runoff. The Council is required to set rates each fiscal year by resolution.

### **Resolution to approve WSSC System Development Charge**

**Vote expected:** The Council is expected to vote on a resolution to approve the FY22 System Development Charge (SDC), which is paid by new development to cover the impact it has on WSSC Water infrastructure. Each year, both Montgomery and Prince George's Counties must approve an annual SDC and the maximum allowable charge.

WSSC Water proposed several actions as part of the FY22 Operating Budget review process regarding FY22 SDC charges including, keeping SDC rates for FY22 at current FY21 levels and raising the maximum allowable rate by 1.6 percent, as allowed under state law, to give WSSC Water and the counties flexibility to raise rates in the future to cover gaps in growth funding versus growth expenditures.

### **Resolution to approve Executive Regulation 7-21, Systems Benefit Charges - Residential Waste Estimates**

**Vote expected:** The Council is expected to vote on Executive Regulation 7-21 which established the estimated amount of solid waste generated per dwelling unit, considering the size of each single-family and each multi-family unit in a building.

The staff report will be available by Tuesday.

*Thursday, May 20*

The Council will meet on **Thursday, May 20 at 9:30 a.m.** to take straw votes on operating and capital budget and reconcile the Capital Improvements Program (CIP). Final budget action is scheduled for May 27.