

COUNCIL COMING ATTRACTIONS



Week of April 30, 2018

**Property Tax Credit for Seniors and Retired Military Service Members,
Transportation Mitigation Credits, Compensation and Benefits, Collective
Bargaining Agreements and County Operating Budget**



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> .

The Council meeting will begin at 9:30 a.m. on Tuesday, May 1 with three proclamation presentations.

-  Council Vice President Nancy Navarro will recognize National Small Business Week.
-  Councilmember Sidney Katz will recognize Treehouse Tour de Cookie Day.
-  Council President Hans Riemer will recognize Building Safety Awareness Month.

COUNCIL

Expedited Bill 16-18, Taxation – Transportation Mitigation Payment – Credit

At 10:25 a.m. the Council is scheduled to introduce Expedited Bill 16-18, Taxation – Transportation Mitigation Payment – Credit. Councilmember Nancy Floreen is the lead sponsor. Councilmembers Sidney Katz and Craig Rice are cosponsors. The public hearing is scheduled for June 12 at 1:30 p.m. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7746&meta_id=155121

Expedited Bill 16-18 would authorize the Director of Finance to refund a transportation mitigation payment or give the property owner a credit against the development impact tax for transportation due for the development in the amount of any transportation mitigation payment made for the same development prior to March 1, 2017.

Expedited Bill 17-18, Property Tax Credit – Elderly Individuals and Retired Military Services Members – Application

The Council is scheduled to introduce Expedited Bill 17-18, Property Tax Credit – Elderly Individuals and Retired Military Services Members – Application. Councilmember George Leventhal is the lead sponsor. Councilmembers Craig Rice, Sidney Katz and Nancy Floreen are cosponsors. The public hearing is scheduled for June 12 at 1:30 p.m. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7746&meta_id=155123

Expedited Bill 17-18 would streamline the application process for individuals who apply to receive the property tax credit for elderly individuals and retired military services members. It would remove the requirement for an individual to apply every year that the individual is eligible to receive the credit. Instead, an individual would apply for the credit the first year and would automatically receive the credit for four additional years if the individual remains eligible for the credit. Expedited Bill 17-18 would apply retroactively so that individuals who missed the April 1, 2018 deadline for the second year of the credit would still receive the credit for the tax year that begins July 1.

FY19 Operating Budget: Compensation and Benefits

At 10:30 a.m. the Council will review the Fiscal Year 2019 Operating Budget for Compensation and Benefits. The Government Operations and Fiscal Policy (GO) Committee's unanimous recommendations can be found on the first three pages of the staff report. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7746&meta_id=155125

Resolution to indicate Council's intent to approve or reject provisions of the Collective Bargaining Agreement with the Fraternal Order of Police (FOP), Lodge 35

The Council is scheduled to vote on a resolution to indicate Council's intent to approve or reject provisions of the Collective Bargaining Agreement with the Fraternal Order of Police (FOP), Lodge 35. The GO Committee recommends approval of all provisions of the Collective Bargaining Agreement, with the exception of the group insurance benefits provisions. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7746&meta_id=155127

Resolution to indicate Council's intent to approve or reject provisions of the Collective Bargaining Agreements with the Municipal & County Government Employees' Organization (MCGEO), Local 1994

The Council is scheduled to vote on a resolution to indicate Council's intent to approve or reject provisions of the Collective Bargaining Agreements with the Municipal & County Government Employees' Organization (MCGEO), Local 1994. The GO Committee recommends approval of all provision of the Collective Bargaining Agreement, with the exception of the group insurance benefits provisions. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7746&meta_id=155129

 **Resolution to indicate Council's intent to approve or reject provisions of the Collective Bargaining Agreement with the Montgomery County Career Fire Fighters Association of the International Association of Fire Fighters (IAFF), Local 1664**

The Council is scheduled to vote on a resolution to indicate Council's intent to approve or reject provisions of the Collective Bargaining Agreement with the Montgomery County Career Fire Fighters Association of the International Association of Fire Fighters (IAFF), Local 1664. The GO Committee recommends approval of all provisions of the Collective Bargaining Agreement, with the exception of the group insurance benefits provisions. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7746&meta_id=155131

 **Resolution to indicate Council's intent to approve or reject provisions of the Collective Bargaining Agreement with the Montgomery County Volunteer Fire and Rescue Association (MCVFRA)**

The Council is scheduled to vote on a resolution to indicate Council's intent to approve or reject provisions of the Collective Bargaining Agreement with the Montgomery County Volunteer Fire and Rescue Association (MCVFRA). The GO Committee recommends approval of all provisions. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7746&meta_id=155135

PUBLIC HEARINGS

 **Special appropriation – Department of Health and Human Services (DHHS) - \$373,957 for legal representation for residents detained because of deportation proceedings**

At 7:30 p.m. the Council will hold a public hearing on a special appropriation of \$373,957 that would provide funding to the Capital Area Immigrants' Rights Coalition for legal representation for low-income residents detained because of deportation proceedings. Individuals are routinely detained during deportation proceedings and are often required to litigate their cases without attorneys. The Council is working collaboratively with the Montgomery County State's Attorney's Office, representatives from the Capital Area Immigrants' Rights Coalition and the Office of the Public Defender to produce a final resolution that will help to provide due process for low-income individuals while protecting the public safety of County residents. The resolution provides that no proposed funding will be used for County residents who have a final criminal conviction for serious felonies. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7746&meta_id=155137

COMMITTEE

 **FY19 Operating Budget: Children, Youth and Family Services**

On April 30 at 10 a.m. the Health and Human Services (HHS) Committee will review the operating budget for Children, Youth and Family Services. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7745&meta_id=154983

 **FY19 Operating Budget: DHHS Special Needs Housing**

The Committee also will review the operating budget for Special Needs Housing. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7745&meta_id=154985

 **FY19 Operating Budget: Aging and Disability Services**

The Committee will review the operating budget for Aging and Disability Services. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7745&meta_id=155098

-  **FY19 Operating Budget: Behavioral Health and Crisis Services**
The Committee will close out its meeting with a review of the operating budget for Behavioral Health and Crisis Services. The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7745&meta_id=154989
-  **FY19 Operating Budget: Circuit Court**
On April 30 at 10 a.m. the Public Safety (PS) Committee will review the operating budget for the Circuit Court. The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7733&meta_id=154991
-  **FY19 Operating Budget: State's Attorney's Office**
The PS Committee will review the operating budget for the State's Attorney's Office. The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7733&meta_id=154993
-  **FY19 Operating Budget: Sheriff's Office**
The Committee will close out its meeting with a review the operating budget for the Sheriff's Office. The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7733&meta_id=154995
-  **Recreation youth programs involving collaboration with Montgomery County Public Schools (MCPS)**
On April 30 at 1:30 p.m. the Planning, Housing and Economic Development (PHED) and Education (ED) Committees will meet to review recreational youth programs that involve collaboration with MCPS. The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7735&meta_id=155060
-  **FY19 Operating Budget: MNCPPC (continued)**
On April 30 at 2 p.m. the PHED Committee will continue its review of the operating budget for the Maryland-National Capital Park and Planning Commission (MNCPPC). The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7735&meta_id=155046
-  **FY19 Operating Budget: Recreation (continued, if needed)**
The Committee will continue its review of the operating budget for the Recreation Department. The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7735&meta_id=155048
-  **FY19 CIP: Revenue Authority**
The Committee will review the capital improvements program for the Revenue Authority. The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7735&meta_id=155050
-  **FY19 Operating Budget: Department of Permitting Services**
The Committee also will review the operating budget for the Department of Permitting Services. The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7735&meta_id=155052
-  **FY19 Operating Budget: Urban Districts**
The Committee also will review the operating budget for urban districts. The staff report can be viewed at:
http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7735&meta_id=155054



Resolution to approve the Enterprise Fund Stabilization Factor

The Committee also will review a resolution to approve the Enterprise Fund Stabilization Factor. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7735&meta_id=155056



Zoning Text Amendment 18-01, Solar Collection System - Standards

The PHED Committee will close out its meeting with a review of ZTA 18-01, Solar Collection System – Standards. Councilmembers Tom Hucker and George Leventhal are lead sponsors. Council Vice President Nancy Navarro and Councilmembers Marc Elrich, Roger Berliner, and Sidney Katz are cosponsors. ZTA 18-01 would provide more opportunities for “community solar” facilities. Community solar offers the benefit of solar to those who cannot, or prefer not to, install solar panels on their homes. These projects enable individuals, businesses, or organizations to purchase or lease a share in a community solar project.

- Maryland has a statewide goal to reach 25 percent renewable energy sources by 2020 with at least 2.5 percent of the goal coming from solar energy. On average, Maryland gets over 213 days of sunshine per year.
- The sponsors of ZTA 18-01 believe it is in the public interest to expand the opportunities for solar production in areas where development is anticipated. The ZTA would retain the current limits on solar collection systems in the Agricultural Preservation Zone. The ZTA includes standards to prevent glare and to buffer the facility from surrounding land uses.

The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7735&meta_id=155058



FY19 Operating Budget: Montgomery County Public Schools (continued)

On April 30 at 2 p.m. the Education (ED) Committee will continue its review of the operating budget for MCPS. The staff report can be viewed at:

http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=169&event_id=7736&meta_id=155015



Implementation of Council Resolution 18-804: Policy Guidelines and Fossil Fuel Company Investments by the Board of Investment Trustees of the Employees’ Retirement System and Board of Trustees of the Consolidated Retiree Health Benefits Trust

On May 1 at 1:30 p.m. the Transportation, Infrastructure, Energy and Environment (T&E) and GO Committees will meet jointly to review the implementation of Council Resolution 18-804. The staff report will be available on April 30.



FY19 Operating Budget: Emergency Management and Homeland Security

On May 2 at 2 p.m. the PS Committee will review the operating budget for Emergency Management and Homeland Security. The staff report will be available on April 30.



FY19 Operating Budget: Liquor Control

The Committee also will review the operating budget for Liquor Control. The staff report will be available on April 30.



Unmanned Aircraft Systems (Drones)

The Committee will close out its meeting with a review of County policies associated with unmanned aircraft systems (i.e. drones). The staff report will be available on April 30.



FY19 Operating Budget: Office of Human Rights

On May 2 at 1:30 p.m. the HHS Committee will review the operating budget for the Office of Human Rights. The staff report will be available on April 30.

-  **FY19 Operating Budget: Health and Human Services (continued)**
 The Committee will continue its review of the operating budget for the Department of Health and Human Services. The staff report will be available on April 30.
-  **FY19 Operating Budget: NDA: Charter Review Commission**
 On May 3 at 9:30 a.m. the GO Committee will review the operating budget for the non-departmental account for the Charter Review Commission. The staff report will be available on May 1.
-  **FY19 Operating Budget: Merit System Protection Board**
 The Committee will review the operating budget for the Merit System Protection Board. The staff report will be available on May 1.
-  **FY19 Operating Budget: Ethics Commission**
 The Committee will review the operating budget for the Ethics Commission. The staff report will be available on May 1.
-  **FY19 Operating Budget: Intergovernmental Relations**
 The Committee will review the operating budget for Intergovernmental Relations. The staff report will be available on May 1.
-  **FY19 Operating Budget: NDAs: County Associations, Public Technology, Inc., Council of Governments, and Boards, Committees, Commissions; Inauguration and Transition**
 The Committee will review the non-departmental accounts for County Associations, Public Technology, Inc., Council of Governments, boards, committees and commissions and inauguration and transition activities. The staff report will be available on May 1.
-  **CIP: General Government (continued)**
 The Committee will continue its review of the capital improvements program for general government projects. The staff report will be available on May 1.
-  **Bill 10-17, Recordation Tax - Rates – Amendments**
 The Committee will review Bill 10-17, Recordation Tax – Rates – Amendments. Councilmember Marc Elrich is the lead sponsor. Councilmember George Leventhal is a cosponsor. The staff report will be available on May 1.
 Bill 10-17 would modify the recordation tax rates levied under state law for certain transactions.

 - The “Recordation Tax Premium” went into effect in 2008. Bill 15-16, enacted on May 18, 2016, increased the premium rate from \$1.55 to \$2.30/\$500. Unlike the two elements of the base rate paid on all transactions, the premium applies only to the cost of a property or a refinancing that is more than \$500,000. Half of the proceeds from the Premium are allocated to county government capital projects (i.e., capital projects of departments in the Executive Branch); the other half is for rent assistance for low and moderate-income households.
 - Bill 10-17 would reduce the premium for transactions that are more than \$500,000 but less than \$1,000,000 from 2.30 to \$1.55/\$500. The bill would increase the premium for transactions that are more than \$1,000,000 but less than \$2,000,000 from \$2.30 to \$2.55/\$500. The bill would also increase the premium for transactions that are more than \$2,000,000 from \$2.30 to \$3.55/\$500.
-  **Property tax options: amount, rate, and Income Tax Offset Credit**
 The Committee will close out its meeting with a review of property tax options, including the Income Tax Offset Credit. The staff report will be available on May 1.

 **Expedited Bill 14-18, Economic Development – Strategic Plan to Promote Prosperity and Increase Opportunity**

On May 3 at 9:30 a.m. the HHS Committee will review Bill 14-18, Economic Development - Strategic Plan to Promote Prosperity and Increase Opportunity. Councilmember Roger Berliner is the lead sponsor. Councilmember Tom Hucker is a cosponsor. The staff report will be available on May 1.

Bill 14-18 would require the Department of Health and Human Services (DHHS) to develop a Strategic Plan to Promote Prosperity and Increase Opportunity in Montgomery County which must include certain area-specific plans. It also would require DHHS to submit the first area-specific plan by a certain date. Also scheduled to be introduced is a special appropriation that will provide the funding required for DHHS to develop the strategic plan.

 **Special Appropriation to FY18 Operating Budget, Department of Health and Human Services - \$90,000 for implementation of Strategic Plan to Promote Prosperity and Increase Opportunity**

The HHS Committee also will review a special appropriation to the FY18 operating budget of the Department of Health and Human Services of \$90,000 for implementation of Strategic Plan to Promote Prosperity and Increase Opportunity. The staff report will be available on May 1.

 **Executive Regulation 21-17, Manual on Public Swimming Pool Construction**

The Committee will review Executive Regulation 21-17, Manual on Public Swimming Pool Construction. The staff report will be available on May 1.

 **Executive Regulation 12-17, Manual on Public Swimming Pool Operation**

The Committee will close out its meeting with a review of Executive Regulation 12-17, Manual on Public Swimming Pool Operation. The staff report will be available on May 1.

 **Supplemental appropriation to FY18 Capital Budget, \$100,000 Cost Sharing, Silver Spring Black Box Theater**

The Committee will review a supplemental appropriation to the FY18 capital budget of \$100,000 for Silver Spring Black Box Theater cost sharing. The staff report will be available on May 1.

 **FY19 Operating Budget: NDA: Arts and Humanities Council**

The Committee will review the operating budget for the Arts and Humanities Council non-departmental account. The staff report will be available on May 1.

 **FY19-24 CIP: Public Arts Trust**

The Committee will review the capital improvements program for the Public Arts Trust. The staff report will be available on May 1.

 **FY19 Operating Budget: Cost Sharing – Montgomery County Government, State Match Community Grants and Arts Capital Grants**

The Committee will review the operating budget for State Match Community Grants and Arts Capital Grants. The staff report will be available on May 1.

 **FY19 Operating Budget: Early Care and Education Services, Child Care Subsidies, and Partnership**

On May 3 at 1 p.m. the HHS and ED Committees will meet jointly to review the operating budget for early care and education services, child care subsidies, and partnerships. The staff report will be available on May 1.

-  **ZTA 18-02, Telecommunications Towers - Limited Use**
 On May 3 at 2 p.m. the PHED Committee will review ZTA 18-02, Telecommunications Towers – Limited Use. Council President Hans Riemer is the lead sponsor at the request of the County Executive. The staff report will be available on May 1. As introduced, ZTA 18-02 proposes new zoning changes for small cell antennas. The proposed changes are more limited than the previous zoning changes proposed and are mostly focused on non-residential areas of the County. The ZTA would revise the use standards for antennas; revise the standards for antennas on existing structures; allow telecommunications towers as a limited use in certain zones; and generally amend telecommunications tower and cellular antenna provisions. A Council public hearing is scheduled for March 20 at 7:30 p.m. The staff report will be available on May 1.
-  **FY19-24 CIP: KID Museum**
 The PHED Committee also will review the FY19-24 Capital Improvements Program for the KID Museum. The staff report will be available on May 1.
-  **FY19 Operating Budget: Incubator Programs- Economic Development Partnership**
 The Committee will close out its meeting with a review of the operating budget for the Incubator Programs – Economic Development Partnership non-departmental account. The staff report will be available on May 1.
-  **FY19 Operating Budget: General Services: Fleet Management and NDA: Motor Pool Fund**
 On May 4 at 9:30 a.m. the T&E Committee will review the operating budget for general services including fleet management and the non-departmental account for the Motor Pool Fund. The staff report will be available on May 2.
-  **FY19 Operating Budget: General Services: Facilities**
 The T&E Committee will review the operating budget for facilities. The staff report will be available on May 2.
-  **FY19 Operating Budget: Utilities**
 The Committee will review the operating budget for utilities. The staff report will be available on May 2.
-  **FY19 Operating Budget: Division of Solid Waste Services (continued)**
 The Committee will continue its review of the proposed budget for the Division of Solid Waste Services. The staff report will be available on May 2.
-  **FY19 Operating Budget: Water Quality Protection Charge (continued, if needed)**
 The Committee will review the operating budget for the Water Quality Protection Charge. The staff report will be available on May 2.
-  **FY19 Operating Budget: Transportation (continued)**
 The Committee will close out its meeting with a continued review of the operating budget for transportation. The staff report will be available on May 2.
-  **FY19-24 CIP: Conservation of Natural Resources: Stormwater Management**
 The Committee will review the FY19-24 CIP for Conservation of Natural Resources: Stormwater Management. The staff report will be available on May 2.
-  **Expedited Bill 13-18, Taxicabs – Transportation Services Improvement Fund – Use of Fund**
 The Committee will close out its meeting with a review of Expedited Bill 13-18, Taxicabs – Transportation Services Improvement Fund – Use of Fund. Council President Hans Riemer is the lead sponsor, at the request of the County Executive. The staff report will be available on May 2.

Bill 13-18 would expand the purpose and use of the Transportation Services Improvement Fund to allow its use “for transportation purposes in the County.” In 2015 the Council enacted Bill 33-15 to impose a charge authorized by the State of Maryland regulating “transportation network companies” (TNCs), which include ride-hailing services such as Uber and Lyft. In addition to imposing the charge, Bill 33-15 created the Transportation Services Improvement Fund to receive and distribute the revenue generated by the charge. Money from the fund is to be used to offset higher costs of operating accessible taxicabs in the County, and to provide incentives for improving or expanding transportation options for eligible senior citizens and persons of limited income. The bill requires the County Executive to establish the procedure for making disbursements from the fund by regulation. Bill 13-18 would remove these specific use requirements for the fund, and would instead allow use of the fund for any transportation purpose in the County.