Tuesday, October 2, 2018

9:30 INVOCATION - Rabbi Susan Shankman, Washington Hebrew Congregation

9:35 PRESENTATIONS - Proclamation recognizing The First Montgomery County Interagency Cyber Security Month Program, by Councilmember Katz

9:45 GENERAL BUSINESS

A. Announcements - Agenda and Calendar Changes

(1) The Council is seeking applicants for the Board of Appeals. This position can only be filled by a Republican, a voter who is unaffiliated with a party, or a voter who is a member of another party officially recognized by the Board of Elections.

Application deadline is October 10, 2018, at 5 pm.

(2) B. Acknowledgement - Receipt of Petitions

C. Action - Approval of Minutes: September 11 and 18, 2018

(3) 9:45 CONSENT CALENDAR

A. Receipt and Release - Office of Legislative Oversight Report 2018-10: Evictions in Montgomery County (Bryant/Carrizosa/Robinson)

PHED/PS Committee worksession tentatively scheduled for 11/15/18

B. Action - Executive Regulation 8-18, Adoption Schedule of Fees for Fire Safety Code Permits (Zyontz)

C. Action - Confirmation of County Executive appointments to the Alcohol and other Drug Abuse Advisory Council: Tami Mark, Kabir Singh, Evelyn Saim-Lobos, Margaret Mattson, Andrew Darby, Cynthia Wright (Limarzi)

D. Action - Confirmation of County Executive appointment to the Bethesda Urban Partnership, Inc. Board of Directors: Deborah Michaels (Limarzi)
CONSENT CALENDAR (continued)

E. Action - Confirmation of County Executive appointments to the Citizens Review Panel for Children: Deanna McCray-James, Stacey McNeely, Sarah Stanton, Lawrence Washington

F. Action - Confirmation of County Executive appointment to the Domestic Violence Coordinating Council: Ingrid Gonzalez

G. Action - Confirmation of County Executive appointments to the Early Childhood Coordinating Council: Mary Manning-Falzarano, Robin Chernoff, Carrie Meyer, Liran Laor

H. Action - Confirmation of County Executive appointment to the Friendship Heights Transportation Management District Advisory Committee: Elizabeth Demetra Harris

I. Action - Confirmation of County Executive appointments to the Mid-County Citizens Advisory Board: Messanvi (Mensah) Richard Adjogah, Lynda Brooks, Michael Gelman, Adam Lustig, Donald Mewha, Crystal Myers, Susanna Parker, Peter Wilson

J. Action - Confirmation of County Executive appointments to the Silver Spring Transportation Management District Advisory Committee: G. Michael Price, Christopher Kabatt, Harriett Quinn, James Perry

K. Action - Confirmation of County Executive appointments to the Silver Spring Urban District Advisory Committee: Thomas Kaufman, Juanita Stewart, Gus LeGrand, Michael Larson

L. Action - Confirmation of County Executive appointments to the Victim Services Advisory Board: Kecia Lopes, Iraina Briganty, Leah Schwartz, Beth Shuman, Robin Stimson, April Marrone

M. Action - Confirmation of County Executive appointments to the Water Quality Advisory Group: Crystal Calarusse, Michael Carmel, Michael McAvey, Pamela Rathbone, Monika Shepard

N. Action - Resolution to approve categorical transfers of $1,600,000 for the MCPS FY18 Operating Budget, and categorical transfers of $720,000 for FY18 Grant Funds in the Provision for Future Supported Projects

ED Committee recommends approval.

O. Introduction - Resolution to approve Declaration of No Further Need: Disposition of land adjacent to 5920 Massachusetts Avenue in Bethesda.

Public Hearing is scheduled for 10/23/18 at 1:30 pm.
CONSENT CALENDAR (continued)

P. **Introduction** - Resolution to approve Memorandum of Understanding with the City of Gaithersburg regarding transportation improvements eligible for funding with Development Impact Tax for Transportation Improvements revenue collected in Gaithersburg

   *T&E Committee worksession tentatively scheduled for 10/11/18.*

LEGISLATIVE SESSION  Day #22

Introduction of Bills:

A. **Bill 33-18**, Environmental Sustainability - Commercial Property Assessed Clean Energy Program - Property Tax Surcharge
   Lead Sponsor: Councilmember Berliner
   Co-Sponsors: Councilmember Katz, Councilmember Elrich
   *Public Hearing is scheduled for 10/23/18 at 1:30 pm.*

B. **Bill 34-18**, Human Rights and Civil Liberties - County Minimum Wage - Definitions - Employer
   Lead Sponsor: Council President Riemer
   Co-Sponsor: Councilmember Hucker
   *Public Hearing is scheduled for 10/23/18 at 1:30 pm.*

C. **Bill 35-18**, Health and Sanitation - Smoking - Outdoor Serving Areas
   Lead Sponsor: Councilmember Katz
   Co-Sponsors: Council President Riemer, Councilmember Elrich
   *Public Hearing is scheduled for 10/23/18 at 1:30 pm.*

Miscellaneous Business:

A. **Action** - Resolution to extend expiration date until June 30, 2019 for **Bill 10-17**, Recordation Tax - Rates - Amendments
   *Drummer*

Call of Bills for Final Reading:

A. **Bill 6-18**, Contracts - Labor Peace Agreements - Displaced Service Workers - Amendments
   *GO Committee recommends enactment with amendments.*

B. **Bill 28-18**, Boards, Committees, and Commissions - Amendments
   *GO Committee recommends enactment.*

C. **Bill 23-18**, Fire Safety - Carbon Monoxide Alarm
   *PS Committee recommends enactment with amendments.*

D. **Expedited Bill 27-18**, Taxation - Development Impact Tax for Transportation Improvements - Refunds - Credits - Amendments
   *GO Committee recommends enactment.*
A. **Introduction** - Resolution to adopt **Bill 35-18**, Health and Sanitation - Smoking - Outdoor Serving Areas as a Board of Health Regulation, sponsored by Councilmember Katz (Mihill)

*Public Hearing is scheduled for 10/23/18 at 1:30 pm.*

(7) 10:10 **ACTION** - Resolution to approve 2017-2026 Ten-Year Comprehensive Water Supply and Sewerage Systems Plan (Levchenko)

(8) 10:35 **DISTRICT COUNCIL SESSION**

A. **Action** - Zoning Text Amendment 18-08, Site Plan Amendment - Solar Collection Systems (Zyontz)

*PHED Committee recommends approval.*

B. **Action** - Zoning Text Amendment 18-09, Landscape Contractors - Rural Cluster Zone (Zyontz)

*PHED Committee recommends approval.*

C. **Action** - Zoning Text Amendment 18-10, Townhouse Living - Accessibility Tax Credit (Zyontz)

*PHED Committee recommends approval.*

D. **Action** - Zoning Text Amendment 18-03, Farm Alcohol Production - Standards (Zyontz)

*PHED Committee recommends approval with amendments.*

### RECESS

(9) 1:30 **PUBLIC HEARING/ACTION** - Amendment to the FY19-24 Capital Improvements Program - Goldsboro Road Sidewalk and Bikeway (Orlin)

(10) 1:30 **PUBLIC HEARING** - Special appropriation to the County Government’s FY19 Operating Budget, Department of Health and Human Services - $70,799 for Behavioral Health and Crisis Services for Adult Drug Court (Source: General Fund Reserve) (McMillan)

*HHS/PS Committee worksession tentatively scheduled for 10/15/18.*

(11) 1:30 **PUBLIC HEARING** - FY20 Washington Suburban Sanitary Commission (WSSC) Spending Control Limits (Levchenko)

*T&E Committee worksession tentatively scheduled for 10/11/18.*

(12) 1:30 **PUBLIC HEARING** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)

*T&E Committee worksession tentatively scheduled for 10/23/18.*
(13) 1:30  **PUBLIC HEARING** - Supplemental appropriation to the County Government’s FY19 Operating Budget, Circuit Court - $200,000 for Maryland Electronic Courts (MDEC) Data Migration and Testing (Source: General Fund Undesignated Reserves)

*PS Committee worksession tentatively scheduled for 10/4/18.*  (Farag)

(14) 1:30  **PUBLIC HEARING/ACTION** - Expedited Bill 29-18, Bond Authorization  (Smith)

(15) 1:30  **ACTION** - Resolution to consolidate previously authorized notes for sale and issuance as a single issue  (Smith)

2:15  **PROPOSED CLOSED SESSION** to consider matters that concern the proposal for two businesses or industrial organizations to locate, expand, or remain in the State, pursuant to Maryland Code, General Provisions Article §3-305 (a)(4). Topic is retention and expansion of certain businesses in the County. *(3rd Floor Council Conference Room)*  (Smith)

**ADJOURN**

*This meeting will be televised live on CCM Channels Comcast HD 996 and SD 6, RCN HD 1056 and SD 6, and Verizon 30, repeated on 10/5/18 at 9 pm*

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The following appointment was received from the County Executive and is tentatively scheduled for Council interview on October 16 with confirmation scheduled at a later date.

**Housing Opportunities Commission:** Frances Kelleher

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**NOTICE OF UPCOMING COUNCIL MEETINGS**

Council meeting notices are posted on the bulletin board in the fourth floor lobby of the Council Office Building in Rockville, and on the Council’s website at [http://www.montgomerycountymd.gov/content/council/pdf/agenda/FutureMtg.pdf](http://www.montgomerycountymd.gov/content/council/pdf/agenda/FutureMtg.pdf)

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>Oct 9, 2018</td>
<td>9:30 am</td>
<td>Regular Session</td>
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<tr>
<td>Oct 9, 2018</td>
<td>7:30 pm</td>
<td>Public Forum on Community Grants</td>
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<tr>
<td>Oct 16, 2018</td>
<td>9:30 am</td>
<td>Regular Session</td>
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<tr>
<td>Oct 23, 2018</td>
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<tr>
<td>Oct 24, 2018</td>
<td>7:00 pm</td>
<td>Youth Town Hall <em>(reception at 6 pm)</em></td>
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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.

Oct 9, 2018  Sign up to testify by 10/8/18 at 5 pm
1:30 pm  Bill 30-18, Finance - Accessiblity Features Supplement - Amendments
1:30 pm  Bill 31-18, New Home Warranty and Builder Licensing - Amendments
1:30 pm  Special appropriation and CIP amendment - DOT - $1,565,000 to extend Teachers Way

Oct 23, 2018  Sign up to testify by 10/22/18 at 5 pm
1:30 pm  Declaration of No Further Need: Disposition of land adjacent to 5920 Massachusetts Avenue in Bethesda
1:30 pm  Bill 33-18, Environmental Sustainability - Commercial Property Assesses Clean Energy Program - Property Tax Surcharge
1:30 pm  Bill 34-18, Human Rights and Civil Liberties - County Minimum Wage - Definitions - Employer
1:30 pm  Bill 35-18, Health and Sanitation - Smoking - Outdoor Serving Areas

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

If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (MD Relay - Dial 711 or 800-201-7165) Email: County.Council@montgomerycountymd.gov.
This document is available in alternative formats upon request.