

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](http://www.montgomerycountymd.gov/council)



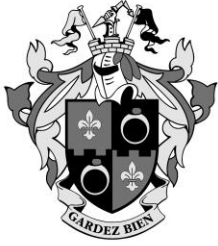
*The Council Agenda is subject to change any time after printing or during the Council meeting.  
Please contact the Council Office or visit our website to obtain updates.*

## ADDENDUM

**Tuesday, October 16, 2018**

(3) 9:55 **CONSENT CALENDAR**

- Added:** C. **Action** - FY20 Washington Suburban Sanitary Commission (WSSC) Spending Control Limits (Levchenko)  
*T&E Committee recommends approval.*
- Deleted:** D. **Action** - 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 (Orlin)  
*T&E Committee recommendation will be available 10/12/18.*



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**Tuesday, October 16, 2018**

- (1) 9:30 **INTERVIEW** - [County Executive's appointment to Housing Opportunities Commission: Frances Kelleher](#) (Limarzi)
- 9:45 **INVOCATION** - Mr. Lawrence Couch, Director, National Advocacy Center of the Sisters of the Good Shepard
- 9:45 **PRESENTATIONS**
- A. Proclamation recognizing Breast Cancer Awareness Month, by Councilmember Floreen
- B. Proclamation recognizing the 10th Annual Bethesda Green Gala, by Councilmember Leventhal
- C. Proclamation recognizing 40 Years of Smoke Detector and Fire Safety, by Councilmember Katz
- 10:15 **GENERAL BUSINESS** (Limarzi)
- (2) A. **Announcements** - Agenda and Calendar Changes
- B. **Acknowledgement** - [Receipt of Petitions](#)
- C. **Action** - Approval of Minutes: October 2, 2018  
Approval of Closed Session Minutes: October 2, 2018
- (3) 10:20 **CONSENT CALENDAR**
- A. **Introduction** - [Resolution to approve colocation of public facilities study](#) (Smith/Michaelson)  
*Action is tentatively scheduled for 10/23/18.*
- B. **Action** - [Supplemental appropriation to the County Government's FY19 Operating Budget, Circuit Court - \\$200,000 for Maryland Electronic Courts \(MDEC\) Data Migration and Testing \(Source: General Fund Undesignated Reserves\)](#) (Farag)  
*PS Committee recommends approval.*

(3) 10:20 **CONSENT CALENDAR** *(continued)*

- C. **Action** - FY20 Washington Suburban Sanitary Commission (WSSC) Spending Control Limits (Levchenko)  
*T&E Committee recommendation will be available 10/12/18.*
- D. **Action** - 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 (Orlin)  
*T&E Committee recommendation will be available 10/12/18.*
- E. **Introduction** - Amendment to the FY19-24 Capital Improvements Program and Special Appropriation to the FY19 Capital Budget, Maryland-National Capital Park and Planning Commission, Department of Parks - \$1,000,000 for Small Grant/Donor-Assisted Capital Improvements (Source: Contributions) (Arthur/Michaelson)  
*Public Hearing is scheduled for 10/30/18 at 1:30 pm.*
- F. **Introduction** - Amendment to the FY19-24 Capital Improvements Program and Special Appropriation to the FY19 Capital Budget, Maryland-National Capital Park and Planning Commission, Department of Parks - \$116,562 for Acquisition: Local Parks (Source: Program Open Space) (Arthur/Michaelson)  
*Public Hearing is scheduled for 10/30/18 at 1:30 pm.*
- G. **Introduction** - Amendment to the FY19-24 Capital Improvements Program and Special Appropriation to the FY19 Capital Budget, Maryland-National Capital Park and Planning Commission, Department of Parks - \$99,500 for ADA Compliance: Non-Local Parks (Source: State Aid) (Arthur/Michaelson)  
*Public Hearing is scheduled for 10/30/18 at 1:30 pm.*
- H. **Introduction** - Amendment to the FY19-24 Capital Improvements Program and Special Appropriation to the FY19 Capital Budget, Maryland-National Capital Park and Planning Commission, Department of Parks - \$180,000 for Minor New Construction - Non-Local Parks (Source: GO Bonds) (Arthur/Michaelson)  
*Public Hearing is scheduled for 10/30/18 at 1:30 pm.*
- I. **Introduction** - Special appropriation to the County Government's FY19 Operating Budget - Nondepartmental Account - \$95,600 for Legislative Branch Communications Outreach (Source: General Fund reserves) (Healy/Parsons)  
Lead Sponsors: Council President Riemer, Council Vice President Navarro, and Councilmember Katz  
*Public Hearing is scheduled for 10/23/18 at 1:30 pm*  
*GO Committee worksession tentatively scheduled for 10/29/18.*
- J. **Action** - Resolution to request a biennial report by the Office of Agriculture on the status of Farm Alcohol Production in Montgomery County (Zyontz)

(3) 10:20 **CONSENT CALENDAR** *(continued)*

K. **Introduction** - Resolution to approve Rules of Procedure for Agency Referral and Accessory Apartment cases heard by the Office of Zoning and Administrative Hearings (OZAH) (Zyontz)

*Worksession/Action is tentatively scheduled for 10/30/18.*

L. **Introduction** - Special appropriation to the County Government's FY19 Operating Budget - \$200,000 for the Economic Development Fund, Small Business Assistance Program (Source: General Fund Undesignated Reserve) (Smith)

Lead Sponsor: Council Vice President Navarro

Co-Sponsors: Council President Riemer, Councilmember Elrich, Councilmember Rice

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

10:20 **LEGISLATIVE SESSION - Day #24**

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

A. **Expedited Bill 13-18**, Transportation Services Improvement Fund - Use of Fund (Hamlin)  
*T&E Committee recommends enactment with amendments.*

B. **Bill 6-18**, Contracts - Labor Peace Agreements - Displaced Service Workers - Amendments *(continued)* (Drummer)  
*GO Committee recommends enactment with amendments.*

(5) 10:50 **DISTRICT COUNCIL SESSION**

A. **Introduction** - Resolution to approve amendments to the Office of Zoning and Administrative Hearings (OZAH) Rules of Procedure governing zoning, conditional uses and Board of Appeals referral cases (Zyontz)  
*Worksession/Action is tentatively scheduled for 10/30/18.*

B. **Worksession** - Bicycle Master Plan (Orlin)  
*T&E Committee recommends approval with amendments.*

(6) 11:45 **COUNCIL SITTING AS BOARD OF HEALTH** (McMillan)

A. Update from Dr. Travis Gayles, County Health Officer

B. Annual Meeting with Commission on Health

**RECESS**

(7) 1:30 **BRIEFING:** Colocation of Public Facilities Study (Smith/Michaelson)

(8) 2:00 **SEMI-ANNUAL REPORT** of the Montgomery County Planning Board (Michaelson)

**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 10/19/18 at 9 pm.*

## 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/FutureMtgs.pdf>

Oct 23, 2018	9:30 am	Regular Session
Oct 24, 2018	7:00 pm	Youth Town Hall ( <i>reception at 6 pm</i> )
Oct 30, 2018	9:30 am	State Legislation
Oct 30, 2018	10:30 am	Regular Session
Oct 30, 2018	12:30 pm	Brown Bag Lunch with Regional Services Center Directors
Nov 6, 2018		ELECTION DAY ( <i>Council on recess</i> )
Nov 13, 2018	9:30 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.

### 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
- 1:30 pm Resolution to adopt **Bill 35-18** as a Board of Health Regulation
- 1:30 pm Special appropriation to FY19 Operating Budget - \$225,000 for Economic Development Fund
- 1:30 pm Special appropriation to FY19 Operating Budget - \$138,100 for Legislative Branch Communications Outreach
- 1:30 pm Special appropriation - Economic Development Fund - \$200,000 for Small Business Assistance Program

### Oct 30, 2018 *Sign up to testify by 10/29/18 at 5 pm*

- 1:30 pm Special appropriation and CIP amendment - \$59,135 for Stormwater Management Retrofit: Countywide bridge replacement
- 1:30 pm Special appropriation and CIP amendment - Department of Parks - \$1,000,000 for Small Grant/Donor-Assisted Capital Improvements
- 1:30 pm Special appropriation and CIP amendment - Department of Parks - \$116,562 for Acquisition: Local Parks
- 1:30 pm Special appropriation and CIP amendment - Department of Parks - \$99,500 for ADA Compliance: Non-Local Parks
- 1:30 pm Special appropriation and CIP amendment - Department of Parks - \$180,000 for Minor New Construction - Non-Local Parks

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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](mailto:County.Council@montgomerycountymd.gov). This document is available in alternative formats upon request.