



COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

APPROVED

Tuesday, March 12, 2019

The County Council for Montgomery County, Maryland convened in the Council Hearing Room, Stella B. Werner Council Office Building, Rockville, Maryland, at 9:31 A.M. on Tuesday, March 12, 2019.

PRESENT

Councilmember Nancy Navarro, President	Councilmember Sidney Katz, Vice President
Councilmember Gabe Alborno	Councilmember Andrew Friedson
Councilmember Evan Glass	Councilmember Tom Hucker
Councilmember Will Jawando	Councilmember Craig Rice
Councilmember Hans Riemer	

The President in the Chair.

The Council held a moment of silence.

PRESENTATIONS

- A. Proclamation was presented by Mr. Friedson, Mr. Rice and Ms. Navarro recognizing National Agriculture Day.
- C. Proclamation was presented by Ms. Navarro recognizing MS Awareness Week.
- B. Proclamation was presented by Ms. Navarro and Mr. Katz recognizing the retirement of Chief Manger.

GENERAL BUSINESS

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

Ms. Limarzi, Clerk of the Council, announced an addendum to the agenda correcting the fiscal years to FY20-25 in Item 4 - worksession on

Washington Suburban Sanitary Commission (WSSC) Capital Improvements Program (CIP).

The Council will hold public hearings on the FY20 Operating Budget on April 8, 9, and 10, at 7:00 P.M., and April 8 and 10 at 1:30 P.M. Persons wishing to testify may sign up beginning March 18, 2019.

(1) [The Council is seeking applicants for the Montgomery County Planning Board.](#) The deadline is April 24, 2019, at 5:00 P.M.

(2) B. **Acknowledgement - Receipt of Petitions**

There were no petitions received this week.

(2) C. **Approved** the minutes of February 7, 25, 26 and 28, 2019, without objection.

(3) **CONSENT CALENDAR**

Approved the following consent calendar items listed below.
Mr. Katz made the motion, which carried unanimously.

A. **Introduced** a supplemental appropriation to Montgomery County Public School's (MCPS) FY19 Operating Budget - \$300,743 for the Learning in Extended Academic Programs Grant. A public hearing/action is tentatively scheduled for Tuesday, March 26, 2019, at 1:30 P.M.

B. **Introduced** a supplemental appropriation to MCPS FY19 Operating Budget - \$1,350,000 for the Striving Readers' Comprehensive Literacy Grant. A public hearing/action is tentatively scheduled for Tuesday, March 26, 2019, at 1:30 P.M.

C. **Introduced** a supplemental appropriation to MCPS FY19 Operating Budget - \$2,068,305 for the Title IV, Part A: Student Support Enrichment Grant. A public hearing/action is tentatively scheduled for Tuesday, March 26, 2019, at 1:30 P.M.

D. **Introduced** a resolution to renew the Council contract for audit services. An Audit committee worksession is tentatively scheduled for Tuesday, March 14, 2019, at 1:30 P.M.

E. **Introduced** a resolution transferring right-of-way franchise to Dark Fiber and Infrastructure, LLC. Action is tentatively scheduled for Tuesday, March 19, 2019.

- F. **Introduced** a special appropriation to MCPS FY19 Capital Budget - \$5,000,000 for Relocatable Classrooms. A public hearing is tentatively scheduled for Tuesday, April 2, 2019 at 1:30 P.M.
- G. **Introduced** an amendment to the FY19-24 CIP and transfer of unexpended project balance within the FY19 Capital Budget for MCPS in the amount of \$7,500,000 to MCPS Local Unliquidated Surplus Account: \$2,500,000 from Planned Lifecycle Asset Replacement, \$2,000,000 from Restroom Renovations, and \$3,000,000 from Roof Replacement. A public hearing is tentatively scheduled for Tuesday, April 2, 2019 at 1:30 P.M.
- H. **Introduced** an amendment to the FY19-24 CIP and transfer of unexpended project balances within MCPS FY19 Capital Budget from MCPS Local Unliquidated Surplus Account in the amount of \$7,500,000 to Current Revitalizations/Expansions. A public hearing is tentatively scheduled for Tuesday, April 2, 2019 at 1:30 P.M.

WORKSESSION - FY19 Capital Budget and amendments to FY19-24 CIP:

Ms. Navarro announced that straw votes would be taken today and that final action on the budgets will take place in May 2019.

(4) **WSSC FY20-25**

Participating in the discussion were Ms. Reid, General Manager/Chief Executive Officer, and Mr. Beach, Deputy General Manager for Administration, WSSC. Commission Chair Foster, and Commissioners Denis and Bayonet were present for the discussion.

Mr. Hucker, Chair of the Transportation and Environment (T&E) Committee, and Mr. Levchenko, Senior Legislative Analyst, reviewed the Committee recommendations, as contained in the staff report.

Mr. Hucker and Mr. Riemer expressed interest in scheduling a discussion with WSSC before the T&E Committee or the full Council to review WSSC's Advanced Metering Infrastructure (AMI) project and what options would be available to customers that want to opt out of the smartmeter program.

Mr. Beach provided an update on the parcel of land owned by WSSC in Lyttonsville and noted that discussions are underway with the developer EYA and the Housing Opportunities Commission (HOC) on a potential land swap. Mr. Riemer requested another update in a month or so citing the Council's interest in ensuring that the planned future vision for Lyttonsville, which is on the Purple Line, is achieved.

Supported, without objection, the T&E Committee recommendation to approve WSSC's proposed FY20-25 CIP, as submitted by WSSC.

(5) **Transportation**

Mr. Hucker, Chair of the T&E Committee, reviewed the Committee recommendations, as contained in the staff report.

Dr. Orlin, Council Deputy Director, noted an error on page 6 in that the Committee did not support the Executive's amendment for the White Flint Metro Station north entrance.

Supported, without objection, the T&E Committee recommendation to amend the FY19-24 transportation projects CIP; and supported the supplemental appropriation and CIP amendment for resurfacing residential/rural roads.

(6) **Parks FY19-24**

Participating in the discussion were Mr. Riley, Director, Montgomery Parks; Ms. Dunn, Senior Legislative Analyst; and Ms. Michaelson, Council Executive Director.

Mr. Riemer, Chair of the Planning, Housing and Economic Development (PHED) Committee, and Ms. Dunn reviewed the Committee recommendations, as contained in the staff report.

Supported Mr. Rice's motion to not delay Ovid Hazen Wells Recreational Park and to keep the Park on its current schedule. Mr. Riemer and Mr. Friedson were opposed. Noted that support of this item would not affect the recommended acceleration of the Brookside Gardens schedule, as mentioned on page 3 of the staff report.

Expressed support for continued renovations of MCPS ballfields, as well as maintenance of Montgomery County Recreation Department (MCRD) fields.

Requested a copy of Mr. Riley's evaluation, which is scheduled to be finalized by the end of this week, of RFPs for the Organic Pesticide Pilot Program, a three-year program of athletic field maintenance at ten Montgomery County Parks, five using organic pesticides and five using conventional integrated pest management methods.

Supported, without objection, the PHED Committee recommendations to amend the MNCPPC FY19-24 CIP, as amended.

(7) **DISTRICT COUNCIL SESSION**

A. **Zoning Text Amendment (ZTA) 19-02, Clinics - Limited Use**

Ms. Navarro, Lead Sponsor of ZTA 19-02, and Ms. Dunn reviewed the PHED Committee recommendations.

Enacted **Ordinance 19-04**, approving draft #1 of ZTA 19-02.

The PHED Committee made the motion, and the Ordinance was enacted by a roll call vote:

YEAS: Glass, Jawando, Hucker, Riemer, Albornoz, Rice, Friedson, Katz, Navarro.

SUBJECT: Meeting with Regional Services Center (RSC) Directors

Participating in the discussion were Mr. Bandeh, Ms. Matthews, Mr. Hartman, Mr. Rodriguez and Ms. Montero-Diaz, RSC Directors. Mr. Hucker and Mr. Riemer were temporarily absent.

Received an update from each Director on activities and issues of concern including the Wheaton revitalization project and the Small Business Assistance program designed to assist businesses affected by construction projects; traffic issues, pedestrian safety, and flash flooding on streets during heavy rains; the relocation of school bus parking; the need for more local services in the Poolesville area; a proposed residential development adjacent to the Poolesville Beauty Spot; concerns regarding Montgomery Village; noise and safety issues in downtown Silver Spring; road closures due to PEPCO construction; the multi-agency approach used to address issues in Long Branch; development in White Oak Town Center and transportation improvement issues; affordable housing projects underway in the East County; the expansion of the Manna Food Center; the lack of urban parks, playgrounds and services in the Twinbrook area; the lack of new development in the White Flint area; and the pending agreement with Arlington, Virginia concerning airplane noise abatement.

Mr. Katz requested staff determine whether the Lindsay Ford car dealership is moving to the old VITRO site.

Mr. Rice suggested the Council review areas, such as Montgomery Village, where there has been no recent economic development.

Ms. Navarro commented on the need to monitor redevelopment in White Oak, to address negative activity near Paint Branch High School, and to determine the County Executive's views regarding redevelopment in White Flint.

The meeting adjourned at 1:44 P.M.

This is a correct copy of Council action.

Approved/Signed by the Clerk

Megan Davey Limarzi, Esq.
Clerk of the Council