

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

*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, February 4, 2020

Add:

PRESENTATION - Proclamation recognizing Transit Equity Day, by Councilmember Glass

(3) 9:45 **CONSENT CALENDAR**

B. Introduction - Resolution authorizing the creation of non-merit staff positions in individual Councilmember offices (Drummer)

Add sponsors: Lead Sponsor: Councilmember Hucker
Co-Sponsors: Councilmembers Glass and Jawando
Action tentatively scheduled for 2/11/20.

Add:

H. Introduction - Supplemental appropriation to the County Government's FY20 Capital Budget and amendment to the FY19-24 Capital Improvements Program, Office of Agriculture - \$3,448,231 for Agricultural Land Preservation Easement (Source of Funds: State Aid and Agricultural Transfer Tax) (Smith)
PHED Committee worksession tentatively scheduled for 2/24/20.
Public Hearing is scheduled for 2/25/20 at 1:30 pm.

I. Introduction - Resolution condemning the recent SCOTUS decision on "public charge" immigration rule (Cruz)
Lead Sponsors: Councilmembers Alborno and Navarro
Co-sponsors: Councilmembers Katz, Jawando, Rice, Glass, Hucker, Reimer, and Friedson
Action tentatively scheduled for 2/25/20.

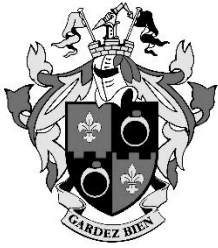
Montgomery County, Maryland

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Tuesday, February 4, 2020

9:30 **STUDENT SPEAKER** - Shairee Arora, Richard Montgomery High School

9:35 **PRESENTATIONS** - Proclamation recognizing Library Lovers Month, by Councilmember Jawando

9:40 **GENERAL BUSINESS** (Singleton)

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. This position cannot be filled by a Democrat. The deadline for applications is February 5, 2020, at 5:00 p.m.

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

C. **Action** - Approval of Minutes: January 14, 2020

Approval of Closed Session Minutes: January 14, 2020

(3) 9:45 **CONSENT CALENDAR**

A. **Introduction** - Resolution to Approve Transfer of Property known as the site of the former Silver Spring Intermediate School to the Maryland-National Capital Park and Planning Commission (McMillan)

PHED Committee worksession tentatively scheduled for 2/24/20.

B. **Introduction** - Resolution authorizing the creation of non-merit staff positions in individual Councilmember offices (Drummer)

Action tentatively scheduled for 2/11/20.

D. **Action** - Confirmation of County Executive appointments to the Community

Action Board: Lisette Engel, Tiffany Jones, Samuel Sharper

(Medrano-Rivera)

- 3) 9:40 **CONSENT CALENDAR** (*continued*)
- E. **Action** - Confirmation of County Executive appointment to the Friendship Heights Transportation Management District Advisory Committee: Robert Banach (Medrano-Rivera)
 - F. **Action** - Confirmation of County Executive appointment to the Commission on People with Disabilities: Matthew Barkley (Medrano-Rivera)
 - G. **Action** - Confirmation of County Executive appointments to the Water Quality Advisory Group: Tracy Rouleau, Keith Brooks, Michael Carmel, Linda Silversmith (Medrano-Rivera)

LEGISLATIVE SESSION – Day #4

- (4) 9:50 **Call of Bills for Final Reading**
- A. **Bill 35-19, Personnel - Collective Bargaining - Certified Representative - Duty of Fair Representation** (Drummer)
GO Committee recommends approval as introduced.
- (4.1) **Action - Spending Affordability Guidelines for the FY21 Capital Budget and other general CIP assumptions** (Orlin)
GO Committee recommendations will be available 1/30/20.
- (5) 10:00 **DISTRICT COUNCIL SESSION**
- A. **Action - Zoning Text Amendment 19-09, Prohibited Roof Signs - Exceptions** (Zyontz)
PHED Committee recommends approval as introduced.
 - B. **Overview - Germantown Plan for the Town Sector Zone** (Dunn)
- (6) 10:50 **WORKSESSION - Community Grants** (Chen)
- RECESS**
- (7) 1:30 **PUBLIC HEARING - Bill 1-20, Bodywork Establishments - Licensing -Amendments** (Zyontz)
HHS/PS Committee worksession is tentatively scheduled for 2/25/20.
- (8) 1:30 **PUBLIC HEARING - Resolution to adopt Bill 1-20, Bodywork Establishments - Licensing - Amendments, as a Board of Health Regulation** (Zyontz)
HHS/PS Committee worksession is tentatively scheduled for 2/25/20.
- (5)(B) 1:30 **PUBLIC HEARING - Germantown Plan for the Town Sector Zone** (Dunn)

(5) 2:00 **DISTRICT COUNCIL SESSION** (*continued*)

C. **Worksession:** Forest Glen/Montgomery Hills Sector Plan

(Dunn/Orlin)

[Staff Report – Part 1](#)

[Staff Report – Part 2](#)

ADJOURN

The following appointment was received from the County Executive and is tentatively scheduled for interview on February 11, 2020, with confirmation on February 25, 2020.

Chief Equity Officer: Tiffany Ward

The following appointments were received from the County Executive and are tentatively scheduled for interview on February 11, 2020 with confirmation scheduled for a later date.

Housing Opportunities Commission: Frances Kelleher, Roy Priest

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>

Feb 3, 2020	12:30 pm	State Legislation (<i>3rd fl. Hearing Room</i>) (CANCELLED)
Feb 4, 2020	9:30 am	Regular Session
Feb 9, 2020	2:00 pm	Pedestrian Safety Town Hall (<i>Wheaton High School</i>)
Feb 10, 2020	12:30 pm	State Legislation (<i>3rd fl. Hearing Room</i>)
Feb 11, 2020	9:30 am	Regular Session
Feb 17, 2020		HOLIDAY
Feb 18-21, 2020		Council on Recess

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.

Feb 4, 2020 - Sign up to testify by 2/3/20 at 5 pm

- 1:30 pm **Bill 1-20**, Health and Sanitation - Bodywork Establishments - Licensing - Amendments
- 1:30 pm Resolution to adopt **Bill 1-20** as a Board of Health Regulation
- 1:30 pm Germantown Plan for the Town Sector Zone

Feb 5, 2020 - Sign up to testify by 2/4/20 at 5 pm

- 1:30 pm FY21 Capital Budget and FY21-26 Capital Improvements Program

Feb 5, 2020 - Sign up to testify by 2/5/20 at 10 am

- 7:00 pm FY21 Capital Budget and FY21-26 Capital Improvements Program

Feb 6, 2020 - Sign up to testify by 2/6/20 at 10 am

- 7:00 pm FY21 Capital Budget and FY21-26 Capital Improvements Program

Feb 11, 2020 - Sign up to testify by 2/10/20 at 5 pm

- 1:30 pm **Bill 2-20**, Bicycles - Registration - Amendments
- 1:30 pm **Bill 3-20**, Boards, Committees, and Commissions - Compensation, Reimbursement, and Stipends
- 1:30 pm Declaration of No Further Need: Road Transfer Agreement with Town of Poolesville
- 1:30 pm Supplemental appropriation - DHCA - \$229,000 for Affordable Housing Acquisition and Preservation
- 1:30 pm Special appropriation - MNCPPC - \$300,000 to expedite funding of consultant services for the I-270 Transit Corridor Plan
- 1:30 pm Supplemental appropriation and CIP amendment - DOT - \$2,340,000 for Davis Mill Road Emergency Stabilization
- 1:30 pm Supplemental appropriation - DOT - \$405,000 for Fenton Street Cycletrack
- 1:30 pm Supplemental appropriation - DOT - \$100,000 for Bikeway Program Minor Projects
- 1:30 pm Supplemental appropriation - DOT - \$367,000 for BiPPA Improvements - Wheaton CBD
- 1:30 pm Supplemental appropriation - DOT - \$84,000 for BiPPA Improvements - Veirs Mill Road/Randolph Road

Feb 25, 2020 - Sign up to testify by 2/24/20 at 5 pm

- 1:30 pm ZTA 20-01, Solar Collection System - AR Zone Standards

Mar 3, 2020 - Sign up to testify by 3/2/20 at 5 pm

- 1:30 pm ZTA 20-02 - Accessory Structures - Standards



If you need accommodations 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. Visit the Council website for other valuable resources: www.montgomerycountymd.gov/council

Montgomery Council Seeks Applicants for County Board of Appeals

Deadline to Submit an Application is Wednesday, February 5 at 5:00 pm

ROCKVILLE, Md., January 16, 2020—The Montgomery County Council is seeking applicants for a partial term on the County Board of Appeals. The term to be filled is currently held by Jon Cook, who will be resigning effective January 27. His term expires in September 2022. Applications for the position must be received no later than 5 p.m. on Wednesday, February 5.

By law, no more than three members of the Board shall be from the same political party. This position must 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. This position cannot be filled by a Democrat.

In addition to Mr. Cook (Other), current members of the Board include Chair John Pentecost (Democrat), Katherine Freeman (Democrat), Bruce Goldensohn (Republican), and Mary Gonzales (Democrat). Members of County Boards, Committees and Commissions may not serve on more than one such group at a time.

Members of the Board receive \$15,525 annually, with the Chair receiving \$21,942. Salaries are adjusted each December to reflect 50 percent of the change in the Washington Area Consumer Price Index.

Duties of the Board of Appeals include hearing and deciding requests for variances from development standards contained in the Zoning Ordinance; hearing appeals from certain administrative decisions rendered by County government agencies; and hearing oral argument on and deciding appeals from decisions of the Hearing Examiner on conditional uses. The Board also considers and decides requests for modifications of special exceptions.

The Board normally holds weekly hearings all day Wednesday and worksessions every other week on Wednesdays. If necessary to accommodate an extended caseload or continued hearings, the Board may schedule hearings on other weekdays. Members are expected to prepare for the hearings by reading the cases to be heard and to share the workload of drafting and editing opinions or to follow-up on investigations on specific cases. Members work approximately 15-25 hours a week.

The principal jurisdiction of the Board of Appeals does not include the municipalities of Brookeville, Poolesville, Laytonsville, Rockville, Barnesville, Gaithersburg, and Washington Grove. The Council is not precluded from appointing someone who resides in one of these municipalities, although the Council may avoid doing so.

Letters expressing interest, including a resume listing professional and civic experience, political party affiliation, home and office telephone numbers and an email address, should be addressed to: Council President Sidney Katz, County Council Office, 100 Maryland Avenue, Rockville, Maryland 20850 or can be emailed to county.council@montgomerycountymd.gov. Letters of application must be received no later than 5 p.m. on February 5. It is the Council's policy not to consider applications received after the deadline. After the closing date, Councilmembers will review the letters of application and may select applicants to interview.

Letters of application and resumes are made public as part of the appointment process. Any interviews held are open to the public and will be televised. A financial statement of assets, debts, income and family property interests will be required of all applicants. Only the appointed candidates will be required to make the financial statement available for public review.

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