



## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

**APPROVED**

Tuesday, March 3, 2020

The County Council for Montgomery County, Maryland convened in the Council Hearing Room, Stella B. Werner Council Office Building, Rockville, Maryland, at 9:34 A.M. on Tuesday, March 3, 2020.

### PRESENT

Councilmember Sidney Katz, President  
Councilmember Gabe Alborno  
Councilmember Evan Glass  
Councilmember Craig Rice

Councilmember Tom Hucker, Vice President  
Councilmember Andrew Friedson  
Councilmember Will Jawando  
Councilmember Hans Riemer

### ABSENT

Councilmember Nancy Navarro

The President in the Chair.

Ms. Iqra Mohamed, Rockville High School, was recognized as the student speaker.

**PRESENTATION** - Proclamation was presented by Mr. Riemer and Mr. Hucker celebrating the One Year Anniversary of Silver Branch Brewing Company.

### GENERAL BUSINESS

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

Ms. Singleton, Clerk of the Council, announced that the public hearing on **Bill 6-20**, Solid Waste (Trash) - Release of Balloons - Prohibited, will be held on March 17, 2020, at 1:30 P.M.; a correction to the agenda has been made - approval of the January 28, 2020, minutes are for closed session minutes; an addition to the agenda has been made - the Council will be sitting as the Board of Health to receive an update on the Novel

Coronavirus (COVID-19); Councilmember Navarro has been added as a lead sponsor, and Councilmembers Friedson and Riemer were added as co-sponsors, of **Bill 9-20**, Economic Development Fund - Local Business Child Care Grant Program - Established; and that action has been postponed on Item 13, supplemental appropriation to the County Government's FY20 Operating Budget, Department of Police - \$1,436,172 for School Safety FY20 School Resource Officer Grant.

(.5) The Clerk announced that [the Council is seeking applicants for the Montgomery County Planning Board](#). The deadline is March 18, 2020, at 5 P.M.

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

No petitions were received this week.

C. **Approved** the minutes of January 13, February 5 and 6, 2020; and the closed session minutes of January 28, 2020, without objection. Ms. Navarro was absent.

(2) **CONSENT CALENDAR**

Approved the following consent calendar items listed below.

Mr. Friedson made the motion, which carried without objection. Ms. Navarro was absent.

A. **Introduced** a supplemental appropriation to the County Government's FY20 Operating Budget, Department of Finance - \$3,500,000 for Economic Development Fund. A public hearing and action is tentatively scheduled for March 17, 2020, at 1:30 P.M.

B. **Received and Released** the Office of Legislative Oversight (OLO) Report 2020-3, The Changing Nature of Libraries.

C. Adopted **Resolution 19-373**, approving the Transfer of Property known as the site of the former Silver Spring Intermediate School to the Maryland-National Capital Park and Planning Commission (M-NCPPC).

D. Adopted **Resolution 19-374**, confirming the County Executive appointments to the Commission on Landlord-Tenant Affairs: Damien Mills, Julie Powers.

- (3) **ACTION** - Confirmation of County Executive's Appointee as Director, Department of Finance: Michael Coveyou

Adopted **Resolution 19-375**, confirming the County Executive's appointment of Mr. Coveyou as Director, Department of Finance.

Mr. Glass made the motion, which carried without objection. Ms. Navarro was absent.

**COUNTY COUNCIL  
FOR MONTGOMERY COUNTY, MARYLAND  
IN LEGISLATIVE SESSION - Day #7**

- (4) **Introduction of Bills**

- A. **Bill 8-20, Bicycles and E-Scooters - Operating Requirements and Registration**

Introduced draft #3 of the subject bill, sponsored by Council President Katz, and co-sponsored by Councilmember Albornoz. A public hearing is scheduled for March 24, 2020, at 1:30 P.M.

- B. **Bill 9-20, Economic Development Fund - Local Business Child Care Grant Program - Established**

Introduced draft #3 of the subject bill, sponsored by Councilmembers Albornoz and Navarro, and co-sponsored by Council President Katz, and Councilmembers Friedson and Riemer. Council Vice President Hucker requested to be added as co-sponsor. A public hearing is scheduled for March 24, 2020, at 1:30 P.M.

- C. **Bill 10-20, - Property Tax Credit - Energy and Environmental Design - Eligibility Criteria and Amounts of Credit**

Introduced draft #3 of the subject bill, sponsored by Councilmembers Friedson and Riemer, and co-sponsored by Council President Katz. A public hearing is scheduled for March 31, 2020, at 1:30 P.M.

- (4.5) **Call of Bills for Final Reading**

- A. **Bill 33-19, Police - Community Policing**

Mr. Katz, Chair of the Public Safety (PS) Committee, reviewed the Committee recommendations, as contained in the staff report. After several reasons to delay action on the subject bill were discussed, including

postponing action until input can be provided from the Policing Advisory Commission, having accurate data concerning police actions, and expanding the use of School Resource Officers (SRO), Mr. Glass made a motion to table **Bill 33-19**. Voting in support of the motion: Mr. Glass, Mr. Jawando, Mr. Riemer, Mr. Hucker. Voting against the motion: Mr. Albornoz, Mr. Rice, Mr. Friedson, Mr. Katz. The motion failed.

Mr. Rice made a motion to table **Bill 33-19** until an appropriate time. The motion passed, without objection. Ms. Navarro was absent.

The Council was ahead of schedule and recessed briefly at 10:36 A.M. and resumed at 11:00 A.M.

### **WORKSESSION - FY21-26 Capital Improvements Program (CIP)**

Council President Katz indicated the Council would take straw votes on CIP items, with final action scheduled in May.

(5) [FiberNet](#)

Dr. Toregas, Council IT Adviser, reviewed the recommendations of the Government Operations and Fiscal Policy (GO) Committee, as contained in the staff report. Ms. Roper, Director, Department of Technology Services, (DTS), participated in the discussion.

Approved, without objection, the subject CIP, as submitted by the County Executive. Ms. Navarro was absent.

(6) [ultraMontgomery](#)

Dr. Toregas reviewed the GO Committee recommendation, as contained in the staff report.

Approved, without objection, the subject CIP, as submitted by the County Executive. Ms. Navarro was absent.

(7) [Housing Opportunities Commission \(HOC\)](#)

Mr. Riemer, Chair of the Planning, Housing, and Economic Development (PHED) Committee, and Ms. McMillan, Senior Legislative Analyst, reviewed the Committee's recommendations, as contained in the staff report.

Approved the subject CIP, as submitted by the County Executive.  
Ms. Navarro was absent.

- (8) [Department of Housing and Community Affairs \(DHCA\): Facility Planning/Community Development only \(Affordable Housing projects deferred to operating budget\)](#)

Mr. Riemer and Ms. McMillan reviewed the PHED Committee's recommendations, as contained in the staff report.

Approved the subject CIP, as submitted by the County Executive.  
Ms. Navarro was absent.

- (9) [Police](#)

Ms. Farag, Legislative Analyst, reviewed the recommendations of the Public Safety (PS) Committee, as contained in the staff report.

Noted that the PS Committee recommended accelerating project costs for the Sixth District Police Station and the Outdoor Firearms Training Center by one year.

Approved the subject CIP, as recommended by the PS Committee. Ms. Navarro was absent.

- (10) [Correction and Rehabilitation](#)

Ms. Farag reviewed the recommendation of the PS Committee, as contained in the staff report.

Approved the subject CIP, as recommended by the PS Committee.  
Ms. Navarro was absent.

- (11) [Public Safety System Modernization](#)

Ms. Farag reviewed the recommendation of the PS Committee, as contained in the staff report.

Approved the subject CIP, as submitted by the County Executive. Ms. Navarro was absent.

(11.5) [Master Lease: Digital Evidence Data Storage](#)

Dr. Toregas reviewed the recommendation of the GO Committee, as contained in the staff report.

Approved the subject CIP, as submitted by the County Executive. Ms. Navarro was absent.

The meeting recessed at 11:47 A.M. and reconvened at 1:37 P.M.

(12) **PUBLIC HEARING -** [Amendments to Washington Suburban Sanitary Commission's \(WSSC\) FY20-25 Capital Improvements Program \(CIP\)](#)

The public hearing was conducted. Mr. Huckler was temporarily absent and Ms. Navarro was absent. Additional material for the Council's consideration should be submitted by the close of business on March 3, 2020. A Transportation and Environment (T&E) Committee worksession was scheduled for March 2, 2020.

(13) **PUBLIC HEARING/ACTION -** [Supplemental appropriation to the County Government's FY20 Operating Budget, Department of Police - \\$1,436,172 for School Safety FY20 School Resource Officer Grant](#)

The public hearing was conducted. Ms. Navarro was absent. Additional material for the Council's consideration should be submitted by the close of business on March 3, 2020. Action was postponed.

(13.5) **COUNCIL SITTING AS BOARD OF HEALTH**

[The Board of Health Update to Council on the Novel Coronavirus \(COVID-19\) and County Public Health Planning](#)

Participating in the briefing were Dr. Gayles, County Public Health Officer; Dr. Stoddard, Director, Office of Emergency Management and Homeland Security (OEHMS); and Dr. McKnight, Deputy Superintendent, Montgomery County Public Schools (MCPS).

Dr. Gayles reviewed the current number of confirmed COVID-19 cases in the County and nationally; explained the effects of the virus, incubation time, symptoms, prevention measures, availability of testing, and outreach measures.

Dr. Stoddard reviewed the County's response to COVID-19, including Alert Montgomery public health alerts, resource acquisition and tracking, staffing support, and dissemination of public information.

Mr. Jawando suggested a link for residents to sign up for alerts be included on the County's website.

Dr. McKnight reviewed MCPS plans to provide timely updates, noting that a webpage was created with links to resources and facts, in multiple languages. She indicated that the Department of Health and Human Services (DHHS) would make the determination if schools should close.

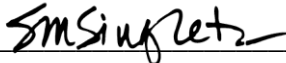
The Council adjourned at 4:20 P.M. and reconvened at 7:34 P.M.

(14) **PUBLIC HEARING - Zoning Text Amendment (ZTA) 20-01, Solar Collection System - AR Zone Standards**

The public hearing was conducted. Mr. Rice was temporarily absent and Ms. Navarro was absent. Additional material for the Council's consideration should be submitted by the close of business on March 13, 2020.

The Council adjourned at 9:04 P.M.

This is a correct copy of Council action.

  
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Selena Mendy Singleton, Esq.  
Clerk of the Council