

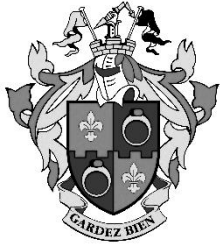
Montgomery County, Maryland

# 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 #2

Tuesday, November 10, 2020 **START TIME 9:00 AM**

### Time Change:

#### 9:00 PRESENTATIONS

- A. Proclamation recognizing Carbon Monoxide Awareness Month by Councilmember Rice and County Executive Elrich
- B. Proclamation recognizing Heroes of NIH and FDA by Councilmember Riemer
- C. Proclamation Celebrating Veterans Day by Council President Katz and County Executive Elrich

### Time Change:

#### 9:20 GENERAL BUSINESS

(Singleton)

- A. **Announcements** - Agenda and Calendar Changes
  - (1) The Council is seeking applicants for a vacancy on the County's Charter Review Commission. The deadline to apply is Wednesday, November 25, 2020, at 5 pm.
  - (2) B. **Acknowledgement** - Receipt of Petitions
  - C. **Action** - Approval of Minutes: September 15, 22, 29, and October 1, 2020

### Time Change:

#### (3) 9:25 CONSENT CALENDAR

- Added:** P. **Introduction** - Supplemental Appropriation #13-S21-CMCG-5 to the County Government's FY21 Capital Budget and Amendment to the FY21-26 Capital Improvements Program, Department of Health and Human Services - \$1,000,000 for Emergency Homeless Shelter (No. P602103), (Source of Funds: GO Bonds) (McMillan)

*Public hearing/Action is scheduled for 12/1/20 at 1:30 pm.*

**Added:**

**(3.5) 9:45 BRIEFING - Inspector General Report - Department of Permitting Services (DPS) Report and Investigation: DPS Inspectors were Overpaid COVID Differential Pay** (Howard)

**(4) 10:45 COUNCIL SITTING AS BOARD OF HEALTH**

**Postponed:** A. Annual Meeting with Commission on Health (McMillan)  
*Will be rescheduled for a future date.*

B. **Update** - Novel Coronavirus (COVID-19) and County Public Health Planning (McMillan)

C. **Update** - Coronavirus Relief Fund (Michaelson)

**Added: 11:30**

D. **Introduction** - Board of Health Regulation to adopt an Executive Order 122-20AM, COVID-19 Local Order Amending and Restating Order dated September 29, 2020 (Drummer)

and **Public Hearing** - Board of Health Regulation to adopt an Executive Order 122-20AM COVID-19 Local Order Amending and Restating Order dated September 29, 2020 (Drummer)

**Added:**

**(4.5) INTRODUCTION/ACTION - Resolution to approve an Executive Order 122-20AM, COVID-19 Local Order Amending and Restating Order dated September 29, 2020 as the County Council** (Drummer)

**Added:**

**(4) COUNCIL SITTING AS BOARD OF HEALTH (continued)**

E. **Action** - Resolution to adopt an Executive Order 122-20AM, COVID-19 Local Order Amending and Restating Order dated September 29, 2020 as a Board of Health Regulation (Drummer)

**(7) 1:30 PUBLIC HEARING - Resolution to amend Development Impact Tax Rates for Transportation and Public School Improvements** (Orlin/Dunn)

**Added:** Action is tentatively scheduled for 11/16/20.

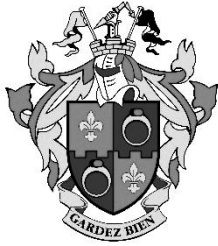
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**Tuesday, November 10, 2020**

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

- C. **Action** - Approval of Minutes: September 15, 22, 29, and October 1, 2020

(3) **9:25 CONSENT CALENDAR**

A. **Introduction** - Resolution designating Montgomery County Economic Development Corporation (MCEDC) as the County's Economic Development Corporation

(Smith)

*Action is tentatively scheduled for 12/1/20.*

B. **Introduction** - Supplemental Appropriation to the County Government's FY21 Operating Budget, Department of Correction and Rehabilitation - \$543,000 for the Inmate Advisory Council Fund (Source: Department of Correction and Rehabilitation Inmate Advisory Council Fund)

(Farag)

*Public Hearing/Action is scheduled for 12/1/20 at 1:30 pm.*

(3) **9:25** **CONSENT CALENDAR** *(continued)*

- C. **Action** - Economic Development Revenue Bonds for Georgetown Preparatory School (Smith)
- D. **Action** - Amendment to the FY21-26 Capital Improvements Program, Department of Environmental Protection - \$4,700,000 for Transfer Station Fire Detection and Suppression System (Source of Funds: Current Revenue Solid Waste Disposal) (Levchenko)
- E. **Action** - Resolution to endorse a Maryland Economic Development Assistance Authority and Fund (MEDAAF) loan: Supernus Pharmaceuticals, Inc. (Smith)
- F. **Action** - Confirmation of County Executive appointments to the Advisory Committee on Consumer Protection: Phillip Robinson, Tinuade Akinshola, Ingmar Goldson, Ira Rheingold (Medrano-Rivera)
- G. **Action** - Confirmation of County Executive appointments to the Commission on Health: Jonathan Arias, Alana Aronin, Marcela Campoli, Amy Gyau-Moyer, Kendra Harris, Desiree de la Torre, Rosemary Payne (Medrano-Rivera)
- H. **Introduction/Action** - Amendment to Resolution 19-506, Support for COVID-19 Response - Montgomery County Food Security Fund (Mia)  
Lead Sponsor: County Council
- I. **Introduction** - Special appropriation to the FY21 Operating Budget, Montgomery County Economic Development Corporation Non-Departmental Account, Restaurant Relief Grant Program, \$8,230,497 (Source: State grant) and Amendment to the FY21 Operating Budget Resolution 19-472, Section G, Designation of Entities for Non-Competitive Contract Award Status: Montgomery County Economic Development Corporation (Smith)  
*Public Hearing/Action is scheduled for 11/17/20 at 1:30 pm.*
- J. **Introduction** - Special Appropriation to the County Government's FY21 Operating Budget, - \$35,636,325 for Federal Coronavirus Relief Fund NDA (Source of Funds: Federal Grants) and Amendment to Resolution 19-498, Special Appropriation to the County Government's FY20 Operating Budget, Federal Coronavirus Relief Fund NDA (Howard)  
*Public Hearing/Action is scheduled for 11/17/20 at 1:30 pm.*
- K. **Introduction** - Special Appropriation to the FY21 Capital Budget and Amendment to the FY21-26 Capital Improvements Program (CIP) - Montgomery County Public Schools - Major Capital Projects - Elementary (No. 652101) (South Lake ES) - \$5,853,000 (Source of Funds: General Obligation Bonds) (Howard)  
*Public Hearing/Action is scheduled for 12/1/20 at 1:30 pm.*
- L. **Introduction** - Special Appropriation to the FY21 Capital Budget and Amendment to the FY21-26 Capital Improvements Program - Montgomery County Public Schools - \$3,000,000 for HVAC (Mechanical Systems) Replacement: MCPS (No. 816633) - (Source of Funds: Recordation Tax) (Howard)  
*Public Hearing/Action is scheduled for 12/1/20 at 1:30 pm.*

(3) **9:25** **CONSENT CALENDAR** *(continued)*

**M. Introduction - Amendments to the FY21-26 Capital Improvements Program - Montgomery County Public Schools -**

(Howard)

- Clarksburg Cluster ES (Clarksburg Village Site #2) (No. 651713)
- Clarksburg HS Addition (No. 116505)
- Kensington-Parkwood ES Addition - (P651505)
- S. Christa McAuliffe ES Addition - (P651502)
- Judith Resnick ES Addition - (P651507)
- Shady Grove Transportation Depot Replacement - (P651641)
- Blair G. Ewing Center Relocation - (P651515)

*Public Hearing/Action is scheduled for 12/1/20 at 1:30 pm.*

**N. Introduction - Resolution to Approve Disposition of a certain portion of the Oaks Landfill, located at 6010 Riggs Road, Gaithersburg**

(Mia)

*Public Hearing is scheduled for 12/1/20 at 1:30 pm.*

**O. Introduction/Action: Amendment to Resolution 19-535, COVID-19 Human Services and Community NDA, Assistance to Community Clinics, Medical and Dental Practices**

(McMillan)

**Added:** **P. Introduction - Supplemental Appropriation #13-S21-CMCG-5 to the County Government's FY21 Capital Budget and Amendment to the FY21-26 Capital Improvements Program, Department of Health and Human Services - \$1,000,000 for Emergency Homeless Shelter (No. P602103), (Source of Funds: GO Bonds)**

(McMillan)

*Public hearing/Action is scheduled for 12/1/20 at 1:30 pm.*

**Added:**

**(3.5) 9:45 BRIEFING - Inspector General Report - Department of Permitting Services (DPS) Report and Investigation: DPS Inspectors were Overpaid COVID Differential Pay**

(Howard)

(4) **10:45 COUNCIL SITTING AS BOARD OF HEALTH**

**Postponed:** A. Annual Meeting with Commission on Health

(McMillan)

*Will be rescheduled for a future date.*

B. **Update - Novel Coronavirus (COVID-19) and County Public Health Planning**

(McMillan)

C. **Update - Coronavirus Relief Fund**

(Michaelson)

**Added: 11:30 D. Introduction - Board of Health Regulation to adopt an Executive Order 122-20AM, COVID-19 Local Order Amending and Restating Order dated September 29, 2020**

(Drummer)

**and Public Hearing - Board of Health Regulation to adopt an Executive Order 122-20AM, COVID-19 Local Order Amending and Restating Order dated September 29, 2020**

(Drummer)

- (4.5) **INTRODUCTION/ACTION** - Resolution to approve an Executive Order 122-20AM, COVID-19 Local Order Amending and Restating Order dated September 29, 2020 as the County Council (Drummer)

**Added:**

- (4.0) **COUNCIL SITTING AS BOARD OF HEALTH** (*continued*)

- E. **Action** - Resolution to adopt an Executive Order 122-20AM, COVID-19 Local Order Amending and Restating Order dated September 29, 2020 as a Board of Health Regulation (Drummer)

**RECESS**

- (5) 1:30 **PUBLIC HEARING** - Forest Glen/Montgomery Hills Sectional Map Amendment (Dunn)  
*PHED Committee worksession will be scheduled at a later date.*

- (6) 1:30 **PUBLIC HEARING** - Zoning Text Amendment (ZTA) 20-03, Townhouse Living - Conditional Use Standards (Zyontz)  
*PHED Committee tentatively scheduled for 11/30/20.*

**Added:**

- (7) 1:30 **PUBLIC HEARING** - Resolution to amend Development Impact Tax Rates for Transportation and Public School Improvements (Orlin/Dunn)  
*Action is tentatively scheduled for 11/16/20.*

- (8) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to Montgomery College's FY21 Current Fund Budget - \$4,497,874 for CARES Act Higher Education Emergency Relief Fund (Source of Funds: Federal Grant) (Rodriguez-Hernandez)

- (9) 1:30 **PUBLIC HEARING/ACTION** - Special Appropriation to the County Government's FY21 Operating Budget Children's Opportunity Fund Non-Departmental Account (NDA) - \$1,800,000 for COVID-19 Educational Enrichment and Equity Hubs (Source of Funds: Federal Grant Funds and General Fund Reserves) and Amendment to FY21 Operating Budget Resolution 19-472 Section G, FY21 Designation of Entities for Non-Competitive Contract Award Status: Greater Washington Community Foundation (Yao)

- (10) 1:30 **PUBLIC HEARING/ACTION** - Special Appropriation to the County Government's FY21 Operating Budget, Arts and Humanities Council of Montgomery County (AHCMC) NDA - [\$334,500] \$406,190 for Arts COVID-19 Relief Fund (Source of Funds: Federal Grant) (Chen)  
*E&C Committee recommends approval with amendments.*

- (11) 1:30 **PUBLIC HEARING/ACTION** - Special Appropriation to the County Government's FY21 Operating Budget, Office of the County Executive - \$5,050,000 for Support for COVID-19 Response - Tourism Stabilization Grant Program (Source of Funds: Unused Reopen Montgomery Grant Funds); and Amendment to FY21 Operating Budget Resolution 19-472, Section G, Designation of Entities for Non-Competitive Contract Award Status: Conference and Visitors Bureau (Smith)

1:45 **LEGISLATIVE SESSION - DAY #33**

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

- A. **Bill 35-20, Human Rights and Civil Liberties - Fair Criminal Record Screening Standards - Amendments** (Wellons)  
*PS/HHS recommends enactment with amendments.*

(13) 2:00 **DISTRICT COUNCIL SESSION**

- A. **Introduction - Zoning Text Amendment 20-05, Commercial/Residential Zones - Additional Height** (Zyontz)  
Lead Sponsor: Councilmember Hucker  
*Public Hearing will be scheduled at a later date.*

- B. **Introduction - Zoning Text Amendment 20-06, Surface parking - Residential Zones** (Zyontz)  
Lead Sponsor: Councilmember Hucker  
*Public Hearing will be scheduled at a later date.*

- (14) 2:20 **WORKSESSION/ACTION - Planning Board Draft Amendment for the Mesrobian House: Amendment to the Master Plan for Historic Preservation** (Dunn)

(15) 2:30 **WORKSESSIONS:**

- A. **2020-2024 Subdivision Staging Policy** (Dunn/Orlin)  
*Action is tentatively scheduled for 11/16/20.*

- B. **Bill 37-20, Subdivision - Preliminary Plan - Adequate Public Facilities - Amendments** (Drummer)  
*Action is tentatively scheduled for 11/16/20.*

- C. **Bill 38-20, Taxation - Development Impact Taxes for Transportation and Public School Improvements - Amendments** (Drummer)  
*Action is tentatively scheduled for 11/16/20.*

- D. **Expedited Bill 39-20, Taxation - Recordation Tax - Amendments** (Drummer)  
*Action is tentatively scheduled for 11/16/20.*

**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, and repeated on 11/13/20 at 9:00 pm.*

*This meeting will also be live streamed on Facebook (@MontgomeryCountyMDCouncil) and YouTube(@MoCoCouncilMD)*

*To listen to a Council or committee meeting, dial 240-773-3300.*

**The following appointment was received from the County Executive and is tentatively scheduled for confirmation on November 17, 2020.**

Criminal Justice Coordinating Commission: Robin Stimson, Carole Brown

### 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>

<b>Nov 11, 2020</b>		HOLIDAY
<b>Nov 16, 2020</b>	1:30 pm	Council Session - Subdivision Staging Policy and related bills
<b>Nov 17, 2020</b>	9:30 am	Regular Session
<b>Nov 19, 2020</b>	7:30 pm	Town Hall (virtual)
<b>Nov 24, 2020</b>	9:30 am	Regular Session
<b>Nov 26, 2020</b>		HOLIDAY
<b>Dec 1, 2020</b>	9:30 am	Regular Session (Election of Officers)
<b>Dec 2, 2020</b>	9:30 am	Interviews - Commission on Redistricting
<b>Dec 3, 2020</b>	1:30 pm	Interviews - Commission on Redistricting
<b>Dec 8, 2020</b>	9:30 am	Regular Session (Last session of 2020)
<b>Dec 8, 2020</b>	7:00 pm	Interviews - Commission on Redistricting

**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.

#### **Nov 17, 2020 \*\***

- 1:30 pm Special appropriation - MCEDC NDA - \$8,230,497 for Restaurant Relief Grant Program
- 1:30 pm Special appropriation - \$35,636,325 for Federal Coronavirus Relief Fund NDA

#### **Dec 1, 2020 \*\***

- 1:30 pm ZTA 20-04 - Farming Defined - Accessory Mulching and Composting
- 1:30 pm Supplemental appropriation - DOCR - \$543,000 for Inmate Advisory Council Fund
- 1:30 pm Special appropriation and CIP Amendment - MCPS - \$5,853,000 for South Lake Elementary School
- 1:30 pm Special appropriation and CIP Amendment - MCPS - \$3,000,000 for HVAC Replacement
- 1:30 pm CIP Amendments - MCPS - Clarksburg Cluster ES, Clarksburg HS Addition, Kensington-Parkwood ES Addition, Christa McAuliff ES Addition, Shady Grove Transportation Depot Replacement; and Blair G. Ewing Center Relocation

Visit the Council website for other valuable resources: [www.montgomerycountymd.gov/council](http://www.montgomerycountymd.gov/council)



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