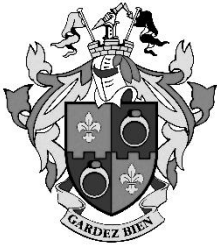


Montgomery County, Maryland

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

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REVISED #2

Tuesday, July 26, 2022

9:00 **PRESENTATIONS**

- A. Commemoration of Mattie Stepanek Peace Day, by Councilmember Katz and Councilmember Glass
- B. Proclamation celebrating the 10th Anniversary of the Montgomery County Food Council, by Councilmember Rice

9:15 **GENERAL BUSINESS**

(Rupp)

- (1) A. **Announcements** - Agenda and Calendar Changes
- B. **Acknowledgement** - [Receipt of Petitions](#)
- C. **Action** - Approval of Minutes: May 26, 2022

(2) 9:20 **COUNCIL SITTING AS BOARD OF HEALTH**

- A. [Updates from County Government: Novel Coronavirus \(COVID-19\) and other health topics](#) (McGuire/Clemons)

(3) 10:10 **ACTION** - [Executive Regulation 15-21, Racial Equity and Social Justice Action Plan](#)

(Singleton)

GO Committee recommends approval.

(4) 10:15 **PRESENTATIONS** - [Montgomery County Council Summer Fellows](#)

(Dunn/Rodriguez-Hernandez)

11:15 **LEGISLATIVE SESSION - Day #21**

(5) **Introduction of Bills:**

- A. [Bill 23-22, Personnel and Human Resources - Amount of Pension - Group G Members](#)

(Wellons)

Lead Sponsor: Council President at the request of the County Executive

Public Hearing will be scheduled at a later date.

GO Committee worksession will be scheduled at a later date.

(5) **Introduction of Bills (continued):**

- B. **Bill 24-22, Streets and Roads** (Ndou)
Lead Sponsor: Council President at the request of the County Executive
Public Hearing is scheduled for 9/20/22 at 1:30 pm.
T&E Committee worksession is tentatively scheduled for 10/10/22.

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

- A. **Bill 4-22, Human Rights and Civil Liberties - Public Accommodations - Gender Inclusive Restrooms** (McCartney-Green)
GO/HHS Committee recommends enactment with amendments.
- B. **Bill 10-22, Personnel and Human Resources - Paid Parental Leave** (Wellons)
GO/HHS Committee recommends enactment with amendments.
- C. **Bill 11-22, Buildings - Lactation Rooms in County Buildings - Required** (McCartney-Green)
GO/HHS Committee recommends enactment with amendments.
- Added:** D. **Bill 14-22, Police - Private Security Camera Incentive Program - Established** (Wellons)
PS Committee recommends enactment with amendments.

(7) 11:45 **DISTRICT COUNCIL SESSION**

- A. **Announcement - A public hearing on the Sectional Map Amendment (SMA) to implement the Approved and Adopted Silver Spring Downtown and Adjacent Communities Plan, SMA (H-146) will be held on September 20, 2022, at 1:30 pm.** (Dunn)
- B. **Introduction - Zoning Text Amendment (ZTA) 22-08, Commercial/Residential Zones - MPDU** (Ndou)
Lead Sponsor: Councilmember Friedson
PHED Committee worksession is tentatively scheduled for 9/19/22.
Correction: *Public Hearing is scheduled for 9/13/22 [9/20/22] at 1:30 pm.*
- C. **Introduction - Zoning Text Amendment (ZTA) 22-09, Accessory Structures - Use Standards** (Ndou)
Lead Sponsor: Councilmember Riemer
PHED Committee worksession is tentatively scheduled for 9/19/22.
Correction: *Public Hearing is scheduled for 9/13/22 [9/20/22] at 1:30 pm.*
- D. **Introduction - Zoning Text Amendment (ZTA) 22-10, Streets and Roads** (Ndou)
Correction: Lead Sponsor: Council President at the request of the Planning Board [County Executive]
Public Hearing is scheduled for 9/20/22 at 1:30 pm.
T&E Committee worksession is tentatively scheduled for 10/10/22.

(7) 11:45 **DISTRICT COUNCIL SESSION** (*continued*)

E. **Introduction - Subdivision Regulation Amendment (SRA) 22-01, Streets and Roads** (Ndou)

Correction: Lead Sponsor: Council President at the request of the Planning Board [County Executive]

Public Hearing is scheduled for 9/20/22 at 1:30 pm.

T&E Committee worksession is tentatively scheduled for 10/10/22.

F. **Worksession/Action - Zoning Text Amendment (ZTA) 22-02, Density and Height Limits, Parking - Biohealth** (Ndou)

PHED Committee recommends approval with amendments.

(8) 12:20 **CONSENT CALENDAR**

A. **Introduction - Amendment to the FY23-28 Capital Improvements Program (CIP) and Supplemental Appropriation #23-12 to the County Government's FY23 Capital Budget, Montgomery County Public Schools - Planned Life Cycle Asset Replacement: MCPS (No. 896586), \$602,651 (Source of Funds: Aging Schools Program)** (McGuire)

Lead Sponsor: Council President at the request of the County Executive

Public Hearing will be scheduled at a later date.

B. **Receipt and Release - Office of Legislative Oversight Report 2022-9, Establishing and Maintaining a Business-Friendly Environment: A Literature Review** (Trombka)

C. **Action - Resolution to approve the Office of Legislative Oversight's (OLO) FY23 Work Program** (Cihlar)

Postponed: D. **Action - Resolution to Define and Address Antisemitism** (Wellons)

Lead Sponsor: County Council

E. **Action - Resolution to approve the FY23 schedule of revenue estimates and appropriations** (Smith)

F. **Action - Resolution to endorse a Maryland Economic Development Assistance Authority and Fund Loan to assist Novavax, Inc.'s retention and expansion in Montgomery County** (Smith)

G. **Action - Resolution to approve extension until March 8, 2023, of the appointment of Acting Chief Health Officer, Department of Health and Human Services: Dr. James Bridgers** (Rupp)

H. **Action - Resolution to approve extension until March 9, 2023, of the appointment of Acting Deputy Director for Results, Office of Management and Budget: Josh Watters** (Rupp)

(8) 12:20 **CONSENT CALENDAR** (*continued*):

- I. **Action** - Abandonment of Portion of Kentbury Drive Right of Way, Bethesda, 7th Election District (Orlin)
- J. **Action** - Resolution to extend time until December 1, 2022, for Executive Regulation 12-22T, Montgomery County Personnel Regulations (Wellons)
- K. **Action** - Resolution to Petition the State for Grants for the Montgomery College FY23 Capital Budget: \$5,035,000 for the construction, furniture and equipment for the Resource Center Library project on the Takoma Park/Silver Spring Campus of the College (Rodriguez-Hernandez)
- L. **Action** - Resolution to Petition the State for Grants for the Montgomery College FY23 Capital Budget: \$2,900,000 for the construction of the Leggett Math and Science Building project on the Takoma Park/Silver Spring Campus of the College (Rodriguez-Hernandez)
- M. **Action** - Amendment to the County Government's FY23 Operating Budget Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Black Chamber of Commerce of Maryland; Black Business Council, Inc.; The Nonprofit Village Center, Inc.; Montgomery County Economic Development Corporation; and Conference and Visitor's Bureau (Smith)
- N. **Action** - Amendment to the County Government's FY23 Operating Budget Resolution 19-1285, Section G, Y23 Designation of Entities for Non-Competitive Contract Award Status: Wheaton Wonders, Inc. (Smith)
- O. **Action** - Amendment to the County Government's FY23 Operating Budget Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Morgan State University; and Urban Institute (Clemons)
- P. **Action** - Amendment to the County Government's FY23 Operating Budget Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: The Tree House Child Advocacy Center of Montgomery County, MD, Inc. (Clemons)
- Q. **Action** - Confirmation of the County Executive's appointment to the Domestic Violence Coordinating Council: Tondalayo Royster (Williams)
- R. **Action** - Confirmation of the County Executive's appointments to the East County Citizens Advisory Board: Rachael Evans, Kenneth Flemmer, Roberta Goldberg, Peter Myo Khin, Mark Pharaoh (Williams)

(8) 12:20 **CONSENT CALENDAR** *(continued)*:

- S. **Action** - Confirmation of the County Executive's appointment for the Racial Equity and Social Justice Advisory Committee: Gerald Cichy (Williams)
- T. **Action** - Confirmation of the County Executive's appointments for the Strathmore Hall Foundation, Inc. Board of Directors: Bayo Oyewole, Deborah Smith (Williams)
- U. **Action** - Confirmation of the County Executive's appointments for the Workforce Development Board: Steven Greenfield, Mahesh Kalva (Williams)
- V. **Action** - Confirmation of the County Executive's appointments to the Early Care and Education Coordinating Entity: Vivian Yao (Williams)
- W. **Introduction** - Supplemental Appropriation #23-6 to the County Government's FY23 Capital Budget, Department of General Services, Energy Conservation (No. P507834), \$975,269 (Source of Funds: Utility Incentives) (Mia)
Public Hearing/Action is scheduled for 9/13/22 at 1:30 pm.
- X. **Introduction** - Supplemental Appropriation #23-7 to the County Government's FY23 Capital Budget, Department of General Services, Exelon-Pepco Merger Fund (No. P362105), \$636,971 (Source of Funds: Utility Incentives) (Mia)
Public Hearing/Action is scheduled for 9/13/22 at 1:30 pm.
- Added:** Y. **Introduction** - Amendment to the County Government's FY23-28 Capital Improvements Program (CIP) and Supplemental Appropriation #23-13 to the FY23 Capital Budget Montgomery County Government Department of Recreation Cost Sharing: MCG (No. 720601), \$5,000,000 (Source of Funds: Current Revenue General) (McGuire)
Public Hearing is scheduled for 9/13/22 at 1:30 pm.

12:30 **RECESS**

1:00 **PRESENTATIONS** *(continued from morning)*

- C. Proclamation recognizing Park and Recreation Month, by Councilmember Friedson and Council President Albornoz
- D. Proclamation honoring Marcine Goodloe, by Council President Albornoz
- E. Proclamation honoring former school board member Reginald M. Felton, by Council President Albornoz

- (9) 1:30 **PUBLIC HEARING - Bill 13-22, Buildings - Comprehensive Building Decarbonization** (Ndou)

Correction: *PHED Committee worksession is tentatively scheduled for 10/17/22.*

- (10) 1:30 **PUBLIC HEARING - Bill 17-22, Public Ethics Law - Amendments** (Wellons)
GO Committee worksession will be scheduled at a later date.

- (11) 1:30 **PUBLIC HEARING - Zoning Text Amendment (ZTA) 22-04, Commercial Uses - Light Vehicle Sales and Rental (Indoor)** (Ndou)
PHED Committee worksession is tentatively scheduled for 9/12/22.
- (12) 1:30 **PUBLIC HEARING - ZTA 22-05, Signs** (Sokoni/Ndou)
PHED Committee worksession is tentatively scheduled for 9/12/22.
- (13) 1:30 **PUBLIC HEARING - ZTA 22-06, Exemptions - Historic Resources - Allowed Uses** (Ndou)
PHED Committee worksession is tentatively scheduled for 9/12/22.
- (14) 1:30 **PUBLIC HEARING - ZTA 22-07, Residential Multi-Use Low Density, R-30 - Optional Method Development** (Ndou)
PHED Committee worksession is tentatively scheduled for 9/19/22.
- (15) 1:30 **PUBLIC HEARING/ACTION - Amendments to the FY23-28 Maryland-National Capital Park and Planning Commission (M-NCPPC) Capital Improvements Program (CIP) - Elm Street Urban Park and Little Bennett Regional Park Day Use Area** (Levchenko)
- (16) 1:30 **PUBLIC HEARING/ACTION - Supplemental Appropriation #23-4 to the County Government's FY23 Operating Budget, Department of Health and Human Services, \$316,840 for Extended IFSP Infants and Toddlers Grant (Source of Funds: Grant Funds)** (Yao)
- (17) 1:30 **PUBLIC HEARING/ACTION - Supplemental Appropriation #23-1 to the County Government's FY23 Operating Budget, Department of Health and Human Services Screening, Brief Intervention, and Referral to Treatment for Montgomery County Emergency Departments, \$785,400 (Source of Funds: Grant Funds)** (Yao)
- (18) 1:30 **PUBLIC HEARING/ACTION - Supplemental Appropriation #23-2 to the County Government's FY23 Operating Budget, Department of Health and Human Services National Suicide Prevention Hotline Transition to 988 Lifeline Call Center Grant, \$517,608 (Source of Funds: Grant Funds)** (Yao)
- (19) 1:30 **PUBLIC HEARING/ACTION - Supplemental Appropriation #23-3 to the County Government's FY23 Operating Budget, Department of Health and Human Services Therapeutic Nursery Program, \$213,872 (Source of Funds: Grant Funds)** (Yao)
- (20) 1:30 **PUBLIC HEARING/ACTION - Supplemental Appropriation #23-8 to the County Government's FY23 Operating Budget, Montgomery County Fire and Rescue Service Emergency Service Transporter Supplemental Payment Program, \$557,000 (Source of Funds: Emergency Service Transporter Supplemental Payment Program and Other Intergovernmental)** (Farag)

- (21) 1:30 **PUBLIC HEARING/ACTION** - Special Appropriation #23-10 to the FY23 Operating Budget, Montgomery College Ignite Hub, \$260,000 (Source of Funds: General Fund: Undesignated Reserves) (Rodriguez-Hernandez)
- (22) 1:30 **PUBLIC HEARING - Expedited Bill 21-22, Weapons - Firearms in or Near Places of Public Assembly** (Wellons)
PS Committee worksession will be scheduled at a later date.
- (23) 1:30 **PUBLIC HEARING** - Supplemental Appropriation #23-9 to the County Government's FY23 Operating Budget, Department of Health and Human Services Assistance to Access Abortion, Reproductive Health, and Related Services, \$1,000,000 (Source of Funds: General Fund: Undesignated Reserves) (McGuire/Clemons)
Worksession/Action is scheduled for later in the meeting (#27).
- (24) 1:30 **PUBLIC HEARING - Expedited Bill 22-22, Landlord-Tenant Relations - Limitations on Rent Increases** (Wellons)
- (25) 1:30 **PUBLIC HEARING** - Resolution to adopt a Proposed Amendment to County Charter General Provisions - Conflicting Charter Amendments (Wellons/Sokoni)
Worksession/Action is scheduled for later in the meeting (#29).
- (26) 1:30 **PUBLIC HEARING** - Resolution to adopt a Proposed Amendment to County Charter - County Attorney - Removal Procedures (Ndou)
Worksession/Action is scheduled for later in the meeting (#30).
- (27) 2:45 **WORKSESSION/ACTION**- Supplemental Appropriation #23-9 to the County Government's FY23 Operating Budget, Department of Health and Human Services Assistance to Access Abortion, Reproductive Health, and Related Services, \$1,000,000 (Source of Funds: General Fund: Undesignated Reserves) (McGuire/Clemons)
- (29) 3:00 **WORKSESSION/ACTION** - Resolution to adopt a Proposed Amendment to County Charter General Provisions - Conflicting Charter Amendments (Wellons/Sokoni)
- (30) 3:15 **WORKSESSION/ACTION** - Resolution to adopt a Proposed Amendment to County Charter - County Attorney - Removal Procedures (Ndou)
- (31) 3:30 **INTRODUCTION/SUSPENSION OF RULES/ACTION** on the following:
Request to suspend Rules of Procedure (Rule 7.(c)) to allow immediate action.
Abandonment of Portions of Denton Road and Hampden Lane Rights of Ways, Bethesda, 7th Election District (Orlin)
Lead Sponsor: Council President at the request of the County Executive.

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 7/29/22 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 240-773-3333.

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on September 13, 2022.

Board of Investment Trustees and Board of Trustees for the Consolidated Retiree Health Benefits Trust Board of Trustees: Lee Holland

Board of Trustees for the Consolidated Retiree Health Benefits Trust: Phoebe Kuan, Dan Kelley

Advisory Committee on Consumer Protection: Timothy Robinson

Department of Permitting Services Advisory Committee: Debra Wylie, Wayne Jacas, Elizabeth Kellar, Rexie Fernando, Sean Soboloski, Thomas Blanc, Kenneth Jones, Dean Packard

Historic Preservation Commission: Cristina Radu, Robert Sutton

Local Management Board for Children, Youth, and Families (Collaboration Council): Ebony Davis, Jaslynn Laurence, Nicholette Smith Bligen, Michelle Taylor, Sharon Cichy

NOTICE OF UPCOMING COUNCIL MEETINGS

Council meeting notices are posted on the Council's website at

<http://www.montgomerycountymd.gov/content/council/pdf/agenda/FutureMtgs.pdf>

Aug 1-Sept 9		Council on Recess
Sept 13, 2022	9:00 am	Regular Session
Sept 20, 2022	9:00 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.

September 13, 2022

1:30 pm **ZTA 22-01**, Antenna on Existing Structure - Use Standards (*rescheduled from 7/12/22*)

September 20, 2022

1:30 pm **Bill 18-22**, Noise Control - Leaf Removal - Amendments

Visit the Council website for other valuable resources: 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.

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