



COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

APPROVED

Tuesday, January 24, 2023

The County Council for Montgomery County, Maryland convened in the Council Hearing Room, Stella B. Werner Council Office Building, Rockville, Maryland at 9:08 a.m. on Tuesday, January 24, 2023.

PRESENT

Councilmember Evan Glass, President	Councilmember Andrew Friedson, Vice President
Councilmember Gabe Alborno	Councilmember Marilyn Balcombe
Councilmember Natali Fani-González	Councilmember Will Jawando
Councilmember Sidney Katz	Councilmember Dawn Luedtke
Councilmember Kristin Mink	Councilmember Laurie-Anne Sayles
	Councilmember Kate Stewart

The President in the Chair.

PRESENTATIONS

- A. Proclamation recognizing Delta Sigma Theta Day was presented by Council President Glass and Councilmember Sayles.
- B. Proclamation recognizing the retirement of Angela Talley was presented by Councilmembers Katz, Luedtke, and Mink, and the County Executive.

GENERAL BUSINESS

- A. Announcements – Agenda and Calendar Changes

Ms. Rupp, Clerk of the Council, announced that the Council will hold public hearings on the FY24 Capital Budget and supplemental appropriations to the FY23 Capital Budget and amendments to the FY23-28 Capital Improvements Program (CIP) for County Government, Montgomery County Public Schools (MCPS), Montgomery College, Maryland-National Capital Park and Planning Commission (M-NCPPC),

Washington Suburban Transit Commission, Revenue Authority, Housing Opportunities Commission (HOC), and municipality and State projects, and the FY24-29 CIP for WSSC Water on February 7, 2023, at 1:30 p.m. and 7:00 p.m. and on February 9, 2023, at 7:00 p.m. The evening public hearings will be held in-person with the option to participate virtually. Also, a public hearing on a resolution to Designate the Montgomery County Collaboration Council for Children, Youth, and Families as the County's Local Management Board for Children, Youth, and Families will be held on February 14, 2023, at 1:30 p.m.

(1) B. **Acknowledgement** – [Receipt of Petitions](#)

No petitions were received this week.

C. **Action** – Approval of Minutes

Approved the minutes of October 25, 2022, without objection.

(2) **INTERVIEW** - [Director, Department of Permitting Services: Rabbiah Sabbakhan](#)

Interviewed the County Executive's appointee for Director, Department of Permitting Services: Rabbiah Sabbakhan.

(3) **Presentation:** [Planning Department Briefing on the Demographic Profile](#)

Participating in the discussion were Mr. Zyontz, Chair, Montgomery County Planning Board; Ms. Stern, Acting Director, and Ms. McCarthy, Chief, Research and Strategic Projects Division, Planning Department.

Received a presentation on demographic trends, countywide and by district based on U.S. Census American Community Survey data measuring population growth, racial and ethnic change, household composition, age and income distribution, education attainment, and workforce composition.

Discussed the need to provide homes for residents of all income levels, noting that high housing costs impacts population growth. Ms. Stewart suggested a more in-depth review of the number of renters versus homeowners and the cost of housing is needed, noting the great diversity and great disparity in the County.

Mr. Jawando suggested a racial breakdown of sub-categories included in the presentation is needed to get more information to better serve specific communities in the County, noting the increasing wealth gap.

Ms. Sayles commented that ways to encourage home ownership in specific districts is needed and would help address the wealth gap.

Mr. Friedson agreed that more home ownership programs are needed in the County and said a more in-depth review of the work-from-home trend is needed.

Ms. Mink requested a more thorough review of the demographic profiles of rent-burdened communities, noting that District 5 is substantially impacted by income disparities.

(4) **CONSENT CALENDAR**

Approved the following consent calendar items listed below.
Mr. Friedson made the motion, which carried without objection.

- A. **Introduced** a Resolution to Designate the Montgomery County Collaboration Council for Children, Youth, and Families as the County's Local Management Board for Children, Youth, and Families.
- C. **Introduced** Spending Affordability Guidelines for the FY24 Budget.
- D. **Received and Released** - Office of Legislative Oversight Report 2023-2, Economic Indicators for Montgomery County and Surrounding Jurisdictions, January 2023 Update.
- E. Adopted **Resolution 20-21**, confirming the County Executive's appointment for Chief of Public Health Services in the Department of Health and Human Services: James Bridgers.
- F. Adopted **Resolution 20-22**, confirming the County Executive's appointment to the County-Wide Recreation and Parks Advisory Board: Steffany Sandoval.
- G. Adopted **Resolution 20-23**, confirming the County Executive's appointments to the Climate, Energy and Air Quality Advisory Committee: Linda Silverman, Carlos Camacho, Karl Held, Helen Amos, Bryan Detchon.
- H. Adopted **Resolution 20-24**, confirming the County Executive's appointment to the Domestic Violence Coordinating Council: Rochelle Perry.

- I. Adopted **Resolution 20-25**, confirming the County Executive's appointment to the Glen Echo Park Partnership Board of Directors, Inc.: Swati Gupta.
- J. Adopted **Resolutions 20-26 and 20-27**, confirming the County Executive's appointments to the Mental Health Advisory Committee: Garrett Mannchen, Celia Serkin, Jennifer Grinnell, Alan Orenstein, William Ellis.
- K. Adopted **Resolution 20-28**, confirming the County Executive's appointments to the Wheaton Urban District Advisory Committee: Stuart Amos, Karen Cordry, Jim Epstein, Nina Koltnow.

The Council recessed at 11:59 a.m. and reconvened at 1:36 p.m.

(5) **PUBLIC HEARING - [State Transportation Priority Letter](#)**

The public hearing was conducted. Additional material for the Council's consideration should be submitted by the close of business January 18, 2023. A Transportation and Environment (TE) Committee worksession is scheduled for January 30, 2023.

(6) **DISTRICT COUNCIL SESSION**

- A. **[Zoning Text Amendment \(ZTA\) 22-12, Overlay Zones Clarksburg East & West Environmental Overlay - Exemptions - Motion to Withdraw](#)**

Ms. Ndou, Legislative Attorney, participated in the discussion and provided the rationale for the motion to withdraw the subject ZTA.

Withdrew **ZTA 22-12** by a roll call vote:

YEAS: Luedtke, Mink, Sayles, Albornoz, Jawando, Katz, Stewart, Fani-González, Balcombe, Friedson, Glass.

(7) **Introduction/Worksession - [Resolution to amend Council Rules of Procedure](#)**

Participating in the discussion were Ms. Wellons, Senior Legislative Attorney; Mrs. McCartney-Green, and Ms. Sokoni, Legislative Attorneys.

Ms. Wellons, Mrs. McCartney-Green, and Ms. Sokoni provided a summary of the key points of the proposed changes to the Council Rules of Procedure, as contained in the staff report.

Introduced the resolution to amend the Rules of Procedure.

Used non-binding straw votes to make the following tentative decisions.

Supported without objection, updating Rule 1 - General Provisions to clarify definitions regarding terms 2/3rds and majority.

Defeated Mr. Jawando's and Ms. Sayles's proposed amendment to Rule 1 - General Provisions Election of Officers, to separate the President and Vice President vote from the committee structure vote, allow for a one-week period between the announcement of the proposed committee structure and the appointments, and committee assignments are for a set period of time (4 years). Also proposed striking "or more frequently" from the proposed amendment. Councilmembers Jawando, Sayles, and Mink voted in favor of this amendment.

Supported Mr. Friedson's, Ms. Stewart's, and Ms. Luedtke's proposed amendment to Rule 1 - General Provisions Election of Officers, to hold the election of officers each December and that there is a four day advance public notice of the new proposed committee structure from the current Vice President, to be adopted during the same meeting as the election of officers. Ms. Luedtke added that the committee structure would be introduced, moved, debated, and adopted in a public meeting. Councilmembers Albornoz, Balcombe, Fani-González, Friedson, Katz, Luedtke, and Stewart voted in favor of this amendment.

Supported without objection Ms. Stewart's amendment to Rule 1 - Council Correspondence, clarifying that Councilmembers may individually or jointly send correspondence, as long as the Councilmembers are clearly identified, and the correspondence does not imply that it is on behalf of the body.

Supported without objection the clarification to Rule 2 - Suspension and amendment of the Rules, that the Rules of Procedure may be suspended by 7 votes in the affirmative.

Supported without objection the amendment to Rule 3 - Appointment process, the requirement that a minimum of four Councilmembers must select to interview a specific candidate in order to be interviewed by the full Council for an appointment. Supported without objection the amendment proposed by Councilmembers Jawando and Sayles to share a tally of the interview selections. Mr. Jawando withdrew the proposed worksession request related to appointments, as contained in the staff report.

Supported without objection the proposed amendments by Councilmembers Friedson, Stewart, and Luedtke to Rule 3 - Appointment process, to require that Planning Board appointments, and when requested by a Councilmember, requires

a nomination process followed by a roll call to affirmatively select an appointee, as contained in the staff report.

Supported without objections the amendments proposed to provide technical changes to Rule 4 - Public hearing notice requirements, as contained in the staff report.

Supported without objection the technical amendments to Rule 5 - Notice, attendance, and agenda preparation, as contained in the staff report.

Supported without objection the revised proposed amendment to Rule 5 - Notice, attendance and agenda preparation, submitted by Councilmembers Luedtke and Fani-González, to require Councilmembers to attend in-person meetings in person, except for limited circumstances when a Councilmember's in-person attendance would be impractical or unreasonable, and supported the requirement for virtual/telephone attendance notice to be sent to the Council President and Clerk in advance, and that the Clerk must announce the Councilmember's attendance as virtual or telephonic at the start of the meeting, as contained in the staff report. Agreed to omit the list of allowable virtual/telephonic examples as contained in the staff report.

Supported without objection the technical amendments to Rule 6 - Legislation, as contained in the staff report.

Supported without objection the amendment proposed by Councilmembers Jawando and Sayles to Rule 6 - Legislation, to permit any Councilmember to move to withdraw a bill if the original sponsors are no longer on the Council, as contained in the staff report.

Defeated the amendment proposed by Councilmembers Jawando and Sayles to Rule 6 - Legislation, to require the scheduling of a committee worksession at the request of a bill sponsor, and that the worksession must be scheduled within the Councilmember's term. Councilmembers Jawando, Mink, and Sayles voted in favor of this amendment.

Supported the amendment proposed by Mr. Glass to Rule 6 - Legislation, that a bill expires at the end of a Council term, or 18 months after the bill's introduction, whichever is sooner. Councilmembers Balcombe, Fani-González, Friedson, Glass, Katz, and Luedtke voted in favor of this amendment. Councilmember Stewart abstained from voting.

Supported the amendment proposed by Councilmember Jawando to Rule 6 - Legislation, to remove the 18 month expiration date for a bill. Councilmembers Alborno, Jawando, Katz, Mink, Sayles, and Stewart voted in favor of this amendment.

Defeated the proposed amendment from Councilmembers Jawando and Sayles, to Rule 7 - Resolutions, to permit a Councilmember to introduce a special appropriation, upon two week's written notice to the Council President, and contained in the staff report, and the additional amendment to include that you cannot propose a special appropriation that was previously proposed as a budget amendment. Councilmembers Jawando, Mink, and Sayles voted in favor of this amendment.

Supported without objection, the proposed amendment submitted by Mr. Glass to Rule 7 - Resolutions, to require that resolutions expire at the end of a Council term.

Mr. Jawando and Ms. Sayles withdrew their proposed amendment to the Rules of Procedure with regards to the Annual Budget, as contained in the staff report.

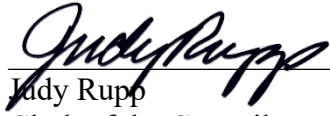
Mr. Jawando and Ms. Sayles withdrew their proposed amendment to the Rules of Procedure with regards to Transparency, as contained in the staff report.

Supported without objection the proposed amendment explicitly requiring the recording of each individual vote, permitting voting "without objection" under certain circumstances, addressing fractional voting under Robert's Rules, and expressly listing voting requirements for certain actions, as contained in the staff report.

Council action to amend the Rules of Procedure is tentatively scheduled for January 31, 2023.

The meeting adjourned at 5:37 p.m.

This is a correct copy of Council action:

A handwritten signature in black ink, appearing to read "Judy Rupp", written over a horizontal line.

Judy Rupp
Clerk of the Council