



## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

**APPROVED**

Tuesday, February 28, 2023

The County Council for Montgomery County, Maryland convened in the Council Hearing Room, Stella B. Werner Council Office Building, Rockville, Maryland at 9:15 a.m. on Tuesday, February 28, 2023.

### PRESENT

Councilmember Evan Glass, President	Councilmember Andrew Friedson, Vice President
Councilmember Gabe Albornoz	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 was presented by Councilmembers Mink, Jawando, and Albornoz celebrating the Burtonsville Elementary School PTSA.

### GENERAL BUSINESS

- A. Announcements – Agenda and Calendar Changes

Ms. Rupp, Clerk of the Council, announced that the Council is seeking applicants for a representative on the Board of Investment Trustees for Employee Retirement Plans and the Board of Trustees for the Consolidated Retiree Health Benefits Trust. The deadline for applications is 5 p.m. Friday, March 10, 2023. Also, Councilmembers Luedtke, Stewart, Katz, Fani-González, Council Vice President Friedson and Councilmember Jawando were added as co-sponsors of **Bill 11-23**, Motor Vehicles and Traffic - Traffic Control Signals, Devices and Enforcement Action Plan; and adding Councilmember Mink as a co-sponsor of **Bill 12-23**, Police - Traffic Stops - Limitations.

B. **Action** – Approval of Minutes

Approved the minutes of January 23, 24, 31, and February 3 and 6, 2023, without objection.

(1) **INTERVIEW** - [Nominating Committee for the Montgomery College Board of Trustees](#)

Interviewed Rahul M. Jindal and Althea Lloyd-White, candidates to serve on the Nominating Committee for the Board of Trustees of Montgomery College.

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

(2) **Introduction of Bills:**

A. [Bill 11-23, Motor Vehicles and Traffic - Traffic Control Signals, Devices, and Enforcement Action Plan](#)

Introduced draft #3 of **Bill 11-23**, sponsored by Council President Glass and co-sponsored by Councilmembers Luedtke, Stewart, Katz, Fani-González, Council Vice President Friedson and Councilmember Jawando. A public hearing is scheduled for March 21, 2023, at 1:30 p.m.

Councilmembers Balcombe, Albornoz, Mink, and Sayles requested to be added as co-sponsors.

B. [Bill 12-23, Police - Traffic Stops - Limitations](#)

Introduced draft #12 of **Bill 12-23**, sponsored by Councilmember Jawando and co-sponsored by Councilmember Mink. A public hearing is scheduled for June 13, 2023, at 1:30 p.m.

C. [Expedited Bill 13-23, Montgomery County Urban Districts - Friendship Heights Urban District](#)

Introduced draft #3 of **Expedited Bill 13-23**, sponsored by Council Vice President Friedson. A public hearing is scheduled for March 14, 2023, at 1:30 p.m.

D. [Bill 14-23, Late Night Business Safety Plan](#)

Introduced draft #1 of **Bill 14-23**, sponsored by the Council President at the request of the County Executive. A public hearing is scheduled for March 14, 2023, at 1:30 p.m.

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

A. [Expedited Bill 2-23, Board of Investment Trustees - Membership - Amendments](#)

Ms. Stewart, Chair of the Government Operations and Fiscal Policy (GO) Committee, reviewed the purpose of the bill and the recommendation of the Committee, as contained in the staff report.

Enacted draft #1 of **Expedited Bill 2-23**, as introduced.

The GO Committee made the motion and the Expedited Bill was enacted by a roll call vote:

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

(4) **CONSENT CALENDAR**

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

- A. **Received and Released** - Office of Legislative Oversight Report 2023-3, How the County Communicates to its Residents
- B. **Introduced** a Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Police, FY23 Governor's Office of Crime Control and Prevention (GOCCP) Police Accountability and Community Transparency (PACT) Grant Award, \$498,060 (Source of Funds: State Grant)
- C. **Introduced** a Supplemental Appropriation to the County Government's FY23 Operating Budget, Office of County Executive, Purple Line Light Rail Project Business Grants, \$815,000 (Source of Funds: State Grant)
- D. **Introduced** a Resolution Calling on the Governor and the Maryland General Assembly to allocate \$175 Million in FY24 to help an estimated 17,000 Maryland families avoid eviction

Ms. Mink requested to be added as a co-sponsor. Later in the meeting, Ms. Luedtke also requested to be added as a co-sponsor.

- E. Adopted **Resolution 20-43**, an Amendment to the County Government's FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: American Diversity Group, Inc.
- F. Adopted **Resolution 20-44**, an Amendment to the County Government's FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: So What Else, Inc.
- G. Adopted **Resolution 20-45**, approving a resolution amending Montgomery County's share of the FY23 Administrative Expense Budget of the Washington Suburban Transit Commission (WSTC)
- I. Adopted **Resolution 20-46**, an Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of General Services (DGS), Lactation Rooms in County Buildings (No. 0362310), \$412,000 (Source of Funds: Current Revenue General and GO Bonds)
- J. Adopted **Resolution 20-47**, an Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, DGS, Resurfacing Parking Lots: MCG (No. 5019914), \$125,200 (Source of Funds: GO Bonds)
- K. Adopted **Resolution 20-48**, an Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, DGS, EOB HVAC Renovation (No. 361103), \$3,972,000 (Source of Funds: GO Bonds)
- L. Adopted **Resolution 20-49**, an Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, DGS, HVAC/Elec Replacement: MCG (No. 0508941), \$9,737,000 (Source of Funds: GO Bonds)
- M. Adopted **Resolution 20-50**, a Declaration of No Further Need - Disposition via Transfer of a portion of Burtonsville Park and Ride Lot, located in Burtonsville, Maryland to First Equity Holdings
- N. Adopted **Resolution 20-51**, confirming the County Executive's appointment to the Animal Services Advisory Committee: Kimberly Haden

- O. Adopted **Resolution 20-52**, confirming the County Executive's appointments to the Advisory Committee on Consumer Protection: Ingmar Goldson, Harriet Kamendi, Ira Rheingold, Savitri Taneja
- P. Adopted **Resolution 20-53**, confirming the County Executive's appointments to the Criminal Justice Coordinating Commission: Debra Grandy, Kurt Van Der Walde, Marielsa Bernard
- Q. Adopted **Resolution 20-54**, confirming the County Executive's appointment to the Department of Permitting Services Advisory Committee: Leonard Newman
- R. Adopted **Resolution 20-55**, confirming the County Executive's appointment to the Historic Preservation Commission: Marc Dominianni
- S. Adopted **Resolution 20-56**, confirming the County Executive's appointments to the Workforce Development Board: Sonya Bruton, James Carmen, Mark Drury, Scott Goldberg, Grant Shmelzer, Christa Tichy, Kevin Armstrong, Stephanie Crane
- T. Adopted **Resolution 20-57**, an Amendment to the FY23-28 Capital Improvements Program (CIP) and Supplemental Appropriation to the FY23 Capital Budget, Housing Opportunities Commission (HOC), Elizabeth House Demolition (092302) \$1,500,000 (Source of Funds: Current Revenue General)
- U. Adopted **Resolution 20-58**, an Amendment to the FY23-28 CIP and Supplemental Appropriation to the FY23 Capital Budget, Housing Opportunities Commission (HOC), WSSC Sewer and Storm Line Improvements at Elizabeth Square (P092301), \$520,000 (Source of Funds: Current Revenue General)
- V. Adopted **Resolution 20-59**, an Amendment to the FY23-28 CIP and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Housing and Community Affairs, Preservation of Naturally Occurring Affordable Housing Fund (No. P762201), \$30,200,000 (Source of Funds: Load Repayment Proceeds)

The Council recessed at 10:23 a.m. and reconvened in the 4<sup>th</sup> Floor Capital Crescent Trail Conference Room at 12:31 p.m.

(5) **MEETING WITH REGIONAL SERVICES CENTER (RSC) DIRECTORS**

Participating in the discussion were Mr. Bandeh, Director, East County Regional Services Center; Mr. Cardona, Director, Mid-County Regional Services Center; Mr. Fosselman, Director, Bethesda-Chevy Chase Regional Services Center; Mr. Newman, Director, Silver Spring Regional Services Center; Ms. Kassiri, Deputy Chief Administrative Officer; and Mr. Ken Hartman, Director of Strategic Partnerships, Office of the County Executive.

Received a briefing on the Regional Services Center's accomplishments and on each region's current and future needs.

Future Lunchtime Meetings with RSC Directors are scheduled for Tuesday, June 20, 2023, and Tuesday, October 17, 2023.

The Council recessed at 1:25 p.m. and reconvened in the 3<sup>rd</sup> Floor Hearing Room at 1:31 p.m.

- (6) **PUBLIC HEARING - [Resolution to approve Amendments to the Comprehensive Water Supply and Sewerage Systems Plan: Water and Sewer Category Change Requests](#)**

The public hearing was conducted. Additional information for the Council's consideration should be submitted by the close of business on March 1, 2023. A Transportation and Environment (TE) Committee worksession is scheduled for March 6, 2023.

- (7) **PUBLIC HEARING - [FY22 National Pollutant Discharge Elimination System Municipal Separate Storm Sewer System Permit \(NPDES-MS4\) Financial Assurance Plan](#)**

The public hearing was conducted. Additional information for the Council's consideration should be submitted by the close of business on March 7, 2023. A Transportation and Environment (TE) Committee worksession will be scheduled at a later date.

- (8) **PUBLIC HEARING - [Bill 7-23, Consumer Protection – Gasoline Station Signage](#)**

The public hearing was conducted. Additional information for the Council's consideration should be submitted by the close of business on March 6, 2023. A joint Public Safety and Economic Development (PS/EC) Committee worksession is scheduled for March 13, 2023.

(9) **PUBLIC HEARING - [Bill 8-23, Boards, Committees, and Commissions – Open Meetings - Supplemental Requirements](#)**

The public hearing was conducted and the record closed. A GO Committee worksession is scheduled for March 2, 2023.

(10) **PUBLIC HEARING - [Bill 9-23, Alcohol and Other Drug Abuse Advisory Council - Rename](#)**

The public hearing was conducted. Additional information for the Council's consideration should be submitted by the close of business on March 2, 2023. A Health and Human Services (HHS) Committee worksession is scheduled for March 9, 2023.

(11) **ACTION - [Nominations and Appointments to the Montgomery County Planning Board](#)**

Council President Glass thanked all the applicants for their willingness to serve.

Mr. Friedson moved to appoint James Hedrick for the Democratic vacancy. Mr. Katz seconded the motion. Mr. Jawando moved to appoint Cherri Branson for the Democratic vacancy. Ms. Sayles seconded the motion.

Adopted **Resolution 20-60**, appointing Mr. Hedrick (Democrat) to the Planning Board by a roll call vote:

Voted in favor of Cherri Branson: Mink, Sayles, Jawando

Voted in favor of James Hedrick: Luedtke, Albornoz, Katz, Stewart, Fani-González, Balcombe, Friedson, Glass

Ms. Fani González moved to appoint Mitra Pedoeem for the unaffiliated vacancy. Ms. Stewart seconded the motion.

Adopted **Resolution 20-61**, appointing Ms. Pedoeem (unaffiliated) to the Planning Board by a roll call vote:

Voted in favor of Mitra Pedoeem: Luedtke, Mink, Sayles, Albornoz, Jawando, Katz, Stewart, Fani-González, Balcombe, Friedson, Glass

Mr. Albornoz moved to appoint Shawn Bartley for the Republican vacancy. Ms. Mink seconded the motion. Ms. Luedtke moved to appoint David Winstead for the Republican vacancy. Ms. Balcombe seconded the motion.

A roll call vote was conducted as follows:

Voted in favor of Shawn Bartley: Mink, Sayles, Albornoz, Jawando, Glass  
Voted in favor of David Winstead: Luedtke, Katz, Fani-González, Balcombe,  
Friedson  
Abstained: Stewart

Ms. Stewart noted that she would change her vote in favor of Mr. Bartley.

Adopted **Resolution 20-62**, appointing Mr. Bartley (Republican) to the Planning Board by a roll call vote:

Voted in favor of Shawn Bartley: Mink, Sayles, Albornoz, Jawando, Stewart, Glass  
Voted in favor of David Winstead: Luedtke, Katz, Fani-González, Balcombe, Friedson

The meeting adjourned at 2:45 p.m.

This is a correct copy of Council action:

  
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Judy Rupp, Clerk of the Council