

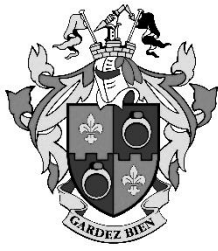
Montgomery County, Maryland

# 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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Please contact the Council Office or visit our website to obtain updates.*

**REVISED**

**Tuesday, March 28, 2023**

9:00 **PRESENTATIONS**

- A. Proclamation recognizing Mom and Pop Business Day, by Councilmembers Sayles and Balcombe and County Executive Elrich
- B. Proclamation recognizing Montgomery County's Meals on Wheels program, by Councilmember Katz

9:30 **GENERAL BUSINESS**

(Rupp)

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

The Council is seeking applicants to serve on the seven-member Committee to Recommend Funding for the Public Election Fund. These positions are open to all residents of Montgomery County. Letters of interest must be received no later than 5 p.m. on Monday, April 10, 2023.

**Added:**

The Public Hearing for **Bill 12-23**, Police - Traffic Stops - Limitations (The S.T.E.P. Act) has been rescheduled from June 13, 2023, to April 25, 2023, at 7:00 p.m. Speakers already signed up for the Public Hearing will be contacted with the new date.

B. **Action** - Approval of Closed Session Minutes: March 14, 2023

- (1) 9:35 **INTERVIEW** - Chief, Services to End and Prevent Homelessness in the Department of Health and Human Services: Christine Hongv

(Rupp)

10:30 **LEGISLATIVE SESSION - Day #10**

(2) **Introduction of Bills:**

- A. **Bill 18-23**, Structure of County Government - Community Zoning and Land Use Resource Office

(Ndou)

*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*

*PHP Committee worksession will be scheduled at a later date.*

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

- A. **Bill 1-23, Property Tax Credit - Elderly Individuals and Retired Military Services Members - Amendments** (Sokoni)  
*GO Committee recommends enactment with amendments.*
- B. **Bill 7-23, Consumer Protection - Gasoline Station Signage** (Wellons)  
*PS/ECON Committee recommends enactment with amendments.*
- C. **Bill 9-23, Alcohol and Other Drug Abuse Advisory Council - Rename** (Sokoni)  
*HHS Committee recommends enactment.*
- D. **Bill 10-23, Health - Intellectual and Developmental Disabilities Commission - Established** (Wellons)  
*HHS Committee recommends enactment with amendments.*

(4) 11:00 **DISTRICT COUNCIL SESSION**

- A. **Introduction - Subdivision Regulation Amendment (SRA) 23-01, Administrative Subdivision - Mixed-Use Housing Community** (Ndou)  
*Public Hearing is scheduled for 5/2/23 at 1:30 p.m.*  
*PHP Committee worksession will be scheduled at a later date.*
- B. **Introduction - Zoning Text Amendment (ZTA) 23-02, Regulatory Approvals - Mixed-Use Housing Community** (Ndou)  
Lead Sponsor: Councilmember Sayles and Council Vice President Friedson  
Co-Sponsors: Councilmembers Luedtke and Stewart  
*Public Hearing is scheduled for 5/2/23 at 1:30 p.m.*  
*PHP Committee worksession will be scheduled at a later date.*

11:10 **WORKSESSION - Amendments to FY23-28 Capital Improvements Program (CIP)**

- (5) • **Montgomery County Detention Center Partial Demolition and Renovation** PS (Farang)
- (6) • **Pre-Release Center Dietary Facilities Improvements** PS (Farang)
- (7) • **Apparatus Replacement Program** (Farang)
- (8) • **Fire Stations: Life Safety Systems** (Farang)
- (9) • **Rockville Fire Station 3 Renovation** (Farang)
- (10) • **White Flint fire Station 23** (Farang)
- (11) • **PSTA Academic Building Complex** (Farang)
- (12) • **Outdoor Firearms Training Center** (Farang)
  
- (13) • **Digital Equity - Montgomery Connects** ECON (Toregas)
- (14) • **Technology Services** GO (Toregas)
  
- (15) 11:30 **INTERVIEW - Special Projects Manager: Craig Rice** (Rupp)

(16) 12:30 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to renew Council contract for audit services (DeFazio)  
*Action is scheduled for 4/11/23.*
- B. **Action** - Extension of time until May 10, 2023, to approve Planning Board Regulation 25-22, Administrative Procedures for Development Review (Ndou)
- C. **Introduction** - Special Appropriation to the County Government's FY23 Operating Budget, Children's Opportunity Fund Non-Departmental Account - \$200,000 (Source of Funds: General Fund Reserves); and Amendment to the FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Montgomery County Children's Opportunity Alliance (Yao)  
Lead Sponsors: HHS Committee Chair Albornoz, EC Committee Chair Jawando and Councilmember Balcombe  
*Public Hearing/Action is scheduled for 4/18/23 at 1:30 p.m.*
- D. **Introduction** - Resolution in support of Montgomery County's Transgender Community (Sokoni)  
Lead Sponsors: Councilmembers Sayles, Mink, Stewart, Council President Glass  
Co-Sponsors: Councilmembers Katz, Jawando, Council Vice President Friedson, Councilmembers Fani-González, Luedtke, Balcombe and Albornoz  
*Action scheduled for 4/11/23.*
- E. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Leases Non-Departmental Account (NDA) - \$2,459,509 (Source of Funds: General Fund Undesignated Reserve) (Howard)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- F. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services, DHHS COVID-19 Emergency Response - \$15,909,513 (Source of Funds: General Fund Undesignated Reserves) (Clemons Johnson)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- G. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Transportation, Transit Services - \$14,409,927 (Source of Funds: Mass Transit Fund Undesignated Reserves) (Orlin)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- H. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Utilities Non-Departmental Account (NDA) - \$8,286,672 (Source of Funds: General Fund Undesignated Reserves) (Mia)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*

(16) 12:30 **CONSENT CALENDAR** (*continued*):

- I. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Non-Departmental Account Working Families Income Supplement - \$4,473,902 (Source of Funds: Federal Grant ARPA) (McGuire)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- J. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Office of Emergency Management and Homeland Security, COVID-19 FEMA Public Assistance Contract Support - \$465,000 (Source of Funds: General Funds Undesignated Reserves) (Howard)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- K. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Montgomery County Fire and Rescue Service, General Personnel and Operating Costs - \$10,449,635 (Source of Funds: Undesignated Fire Fund Reserve) (Farag)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- L. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Board of Elections General Fund - \$4,244,911 (Source of Funds: General Fund Undesignated Reserves) (Jeong)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- M. **Introduction** - Resolution to establish Water Quality Protection Charge for FY24 (Levchenko)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- N. **Introduction** - Resolution to establish FY24 Solid Waste Service Charges (Levchenko)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- O. **Introduction** - Amendment to the FY23-28 Capital Improvements Program and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Health and Human Services, School-Based Health and Linkages to Learning Centers (No. 640400) for Greencastle ES LTL \$850,000 (Source of Funds: GO Funds) (Yao)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- P. **Introduction** - Special Appropriation to the County Government's FY23 Operating Budget, Department of Housing and Community Affairs, Homeowner Assistance Program - \$3,000,000 (Source of Funds: Federal Funds) and Amendment to the FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Montgomery Homeownership Program and Montgomery County Homeownership Assistance Fund. (Jeong)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*  
*PHP Committee meeting will be scheduled at a later date.*

(16) 12:30 **CONSENT CALENDAR** (*continued*):

- Q. **Introduction** - Resolution to set FY24 Property Tax Credit for Income Tax Offset (Howard)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*
- R. **Introduction** - Amendment to the FY23-28 Capital Improvements Program and Supplemental Appropriation to the County Government's FY23 Capital Budget Department of Police, Public Safety Communications Center, Phase II, Electrical Distribution and HVAC Upgrade (No. 472102) - \$1,000,000 (Source of Funds: GO Bonds) (Farag)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*  
*PS Committee meeting will be scheduled at a later date.*
- S. **Action** - Resolution to approve a Memorandum of Agreement regarding Nurse Retention, between the Montgomery County Government and the United Food and Commercial Workers, Local 1994, Municipal and County Government Employees Organization (MCGEO), dated February 27, 2023 (Wellons)
- T. **Action** - Confirmation of the County Executive's appointments to the Human Trafficking Prevention Committee: Cara Grant, Michael McAuliffe, Cynthia DeFriece, John Witherspoon, Rafiah Prince, Donna Rojas, Wendy Stickle, Marsha Liss, Lindsey Palardy (Pipion-Williams)
- U. **Action** - Confirmation of the County Executive's appointment to the Western Montgomery County Citizens Advisory Board: Brian Robinson (Pipion-Williams)
- V. **Action** - Confirmation of the County Executive's appointment to the Workforce Development Board: Conrad Samuels (Pipion-Williams)
- W. **Action** - Amendment to the FY23-28 Capital Improvements Program and Supplemental Appropriation to the County Government's FY23 Capital Budget, Department of Transportation Streetlighting Project (No. P507055) \$250,000 (Source of Funds: State Aid) (Orlin)  
*TE Committee recommends approval.*
- X. **Action** - Resolution to extend the expiration date until May 2, 2024, for Council action on **Bill 40-21**, Individual Water Supply and Sewage Disposal Systems Amendments (McCartney-Green)
- Y. **Action** - Approval of the County's FY24 Federal Priorities Letter to the Congressional Delegation (Wellons)
- Z. **Action** - Extension of the Deadline for the Declaration of No Further Need - Disposition via Transfer of certain properties in the White Flint area, located in North Bethesda, Maryland to June 27, 2023 (Mia)

(16) 12:30 **CONSENT CALENDAR** (*continued*):

- AA. **Action** - Extension of the Deadline for the Declaration of No Further Need - Disposition of Pepper Ridge Property in the Emory Grove area of Gaithersburg, Maryland to June 27, 2023 (Mia)
- BB. **Introduction** - Special Appropriation to the County Government's FY23 Operating Budget, Department of Housing and Community Affairs, Design for Life - \$1,500,000 (Source of Funds: Federal Funds) and Amendment to the FY23 Operating Budget, Resolution 19-1285, Section G, FY23 Designation of Entities for Non-Competitive Contract Award Status: Habitat for Humanity Metro Maryland and Rebuilding Together Montgomery County. (Jeong)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*  
*PHP Committee meeting will be scheduled at a later date.*
- CC. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services, Maryland School-Based Health Center Program Grant - \$1,525,975 (Source of Funds: State Funds) (Clemons Johnson)  
*Public Hearing/Action is scheduled for 4/18/23 at 1:30 p.m.*
- DD. **Introduction** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services, Maryland Department of Health, Local Health Department Health Disparities - \$489,572 (Source of Funds: State Grant) (Clemons Johnson)  
*Public Hearing/Action is scheduled for 4/18/23 at 1:30 p.m.*
- Added:** EE. **Introduction** - FY24 Transportation Fees, Charges, and Fares (Orlin)  
*Public Hearing is scheduled for 4/18/23 at 1:30 p.m.*  
*TE Committee worksession is scheduled for 4/20/23.*

**RECESS**

12:30 Meeting with Montgomery County Retired Employees Association (MCREA)  
*(4<sup>th</sup> floor Capital Crescent Trail Conference Room)*

**Added:**

- (16.5) 1:30 **Action** - Resolution to Reaffirm an Appointment under Section 15-103 of the Land Use Article of the Maryland Code (Wellons)
- (17) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Appropriation to the County Government's FY23 Operating Budget, Department of Health and Human Services, Statewide Integrated Health Improvement Strategy (SIHIS) Eliminating Disparities in Maternal Health Initiative-Home Visiting Expansion - \$214,004 (Source of Funds: State Funds) (Clemons Johnson)
- (18) 1:30 **PUBLIC HEARING** - Declaration of No Further Need - Disposition of Pepper Ridge Property in the Emory Grove area of Gaithersburg (Mia)  
*GO Committee Worksession will be scheduled at a later date.*

- (19) 1:30 **PUBLIC HEARING - Bill 15-23, Landlord-Tenant Relations - Anti Rent Gouging Protections** (Wellons)  
*PHP Committee worksession is tentatively scheduled for 6/15/23.*
- (20) 1:30 **PUBLIC HEARING - Bill 16-23, Landlord-Tenant Relations - Rent Stabilization (The Home Act)** (McCartney-Green)  
*PHP Committee worksession is tentatively scheduled for 6/15/23.*
- 2:30 **WORKSESSION - Amendments to FY23-28 Capital Improvements Program (CIP)**
- (21) • **WSSC Water FY24-29 CIP** TE (Levchenko)
- (22) • **Conservation of National Resources - Storm Drains** (Levchenko)
- (23) • **Conservation of National Resources - Stormwater Management** (Levchenko)
- (24) • **Recycling and Resource Management** (Levchenko)
- (25) • **Transportation** TE (Orlin)

**ADJOURN**

- (26) 7:00 **PUBLIC HEARING - Bill 15-23, Landlord-Tenant Relations - Anti Rent Gouging Protections** (Wellons)  
*PHP Committee worksession is tentatively scheduled for 6/15/23.*
- (27) 7:00 **PUBLIC HEARING - Bill 16-23, Landlord-Tenant Relations - Rent Stabilization (The Home Act)** (McCartney-Green)  
*PHP Committee worksession is tentatively scheduled for 6/15/23.*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 11, 2023.**

Advisory Board For The Montgomery Cares Program: Viviana Azar

Commission For Women: Kathy Estrada

*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 3/31/23 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.*

### FUTURE COUNCIL MEETINGS

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

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

<b>Mar 31, 2023</b>	11:00 am	Meeting with State Comptroller Brooke Lierman ( <i>3<sup>rd</sup> fl. Council Conference Room</i> )
<b>Apr 4, 2023</b>		No Council Session
<b>Apr 11, 2023</b>	9:00 am	Regular Session
<b>Apr 18, 2023</b>	9:00 am	Regular Session

**Future Public Hearings:** To testify at a Council Public Hearing, please sign up online at <https://www.montgomerycountymd.gov/COUNCIL/testify.html>, or call 240-777-7803.

#### April 11, 2023

- 1:30 pm FY24 Operating Budget
- 1:30 pm Executive Regulation 1-23, Updated Position Description for Assistant Chief of Police (Civilian)
- 1:30 pm **Bill 17-23**, Taxation - Recordation Tax Rates - Amendments
- 1:30 pm Supplemental Appropriation to the FY23 Operating Budget, DHHS, Lead Poisoning Prevention and Environment Case Management Grant - \$550,000

#### April 11, 2023

- 7:00 pm FY24 Operating Budget

#### April 13, 2023

- 1:30 pm FY24 Operating Budget

#### April 11, 2023

- 7:00 pm FY24 Operating Budget

#### April 18, 2023

- 1:30 pm Rustic Roads Functional Master Plan Update - Planning Board Draft

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