



Montgomery County, Maryland

## COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850  
240/777-7900 • TTY 240/777-7914 • 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 to obtain current information.*

*This meeting will be televised live on Channel 6; repeated on 4/2/04 at 8 pm and 4/3/04 at 9 am*

### Monday, March 29, 2004

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (Wenger)

### Tuesday, March 30, 2004

9:15 **INVOCATION** - Reverend Edgar Bankhead, Jr., First Agape A.M.E. Zion Church, Potomac

9:20 **PRESENTATION** - Proclamation in recognition of Autism Awareness Month in Montgomery County by Councilmember Knapp

9:25 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Action** - Approval of Minutes: March 1 and 15, 2004 (Edgar)  
C. **Acknowledgement** - Receipt of Petitions (Lacefield)

(3) 9:30 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to establish the FY05 Work Program of the Interagency Public Information Working Group (Lacefield)
- B. **Introduction** - Resolution to establish the FY05 Work Program of the Interagency Training Team (Ferber)
- C. **Introduction** - Resolution to establish the FY05 Work Program of the Interagency Procurement Coordinating Committee (Healy)
- D. **Introduction** - Supplemental appropriation to the County Government's FY04 Operating Budget, Department of Public Works and Transportation - \$292,050 for Cashiering for the Woodmont Corner Garage and Parking Media Store in Bethesda (Source: Bethesda Parking Lot District Current Revenues) (Orlin)  
*Public Hearing is scheduled for 4/20/04 at 1:30 pm.*

(3) 9:30 **CONSENT CALENDAR**

- E. **Action** - Special appropriation to the County Government's FY04 Operating Budget, Department of Health and Human Services - \$261,960 for Women's Health Services (Source: General Fund) (McGuire)  
*HHS Committee recommendation will be available 3/25/04.*
- F. **Action** - Resolution to amend the FY04 Designation of Entities for Non-Competitive Award Status: Holy Cross Hospital (McGuire)
- G. **Action** - Resolution to support the Adult ESL Task Force Report Findings and Recommendations: A Strategic Action Plan (Sherer)  
*ED Committee recommends approval.*
- H. **Action** - Resolution to support state action allowing voters to cast write-in votes in primary elections (Hartman)
- I. **Action** - T&E Committee recommendations regarding Blue Plains Annotated Intermunicipal Agreement (IMA) (Levchenko)

9:35 **DISTRICT COUNCIL SESSION**

- (4) A. **Introduction** - Zoning Text Amendment 04-06, Site Plan Enforcement Agreements - Elimination, sponsored by District Council at request of Montgomery County Planning Board (Wilson)  
*Action - Resolution to establish public hearing for 5/4/04 at 1:30 pm.*
- (5) B. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Wilson)  
**Application No: G-808**  
**Applicant:** Battery Lane, LLC and Laurence Lipnick (Stephen Z. Kaufman and Yum Yu Cheng, Attorneys)  
**Action:** Rezone from C-T Zone to PD-75 Zone  
**Property:** Part of Lot 48, Block 2, Northwest Park Subdivision, located at 4811 Battery Lane, Bethesda  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Approve
- (6) C. **Action** - Development Plan Amendment **DPA 04-1** (Wilson)  
**Applicant:** The Donohoe Companies, Inc., on behalf of WFP Front Lot Limited Partnership, Applicant (Emily J. Vaias, Attorney)  
**Action:** Amendment to development plans approved in G-726 and DPA 01-1. Amendment applies to Phase 2B only originally approved for office/commercial use, and would now replace office/commercial building with residential high-rise and office/commercial space  
**Property:** The TSM zoned property is located in northeast corner of Old Georgetown Road and Rockville Pike, Rockville  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: No Report

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(7) 9:45 **ACTION** - Strategic Plan for Economic Development (Ferber)  
*PHED Committee recommends approval with amendments.*

10:15 **WORKSESSION - FY05-10 Capital Improvements Program:**

- (8) • Housing Opportunities Commission PHED (Healy)  
(9) • Revenue Authority (Healy)  
(10) • Recreation (Sherer)
- (11) • Housing and Community Affairs PHED (Trombka)  
(12) • Wheaton redevelopment (Trombka)  
• General Government projects  
(13) - Silver Spring Redevelopment projects (Ferber)  
(14) - Life Sciences Technology Centers (Ferber)  
(15) • Rockville Town Center (Orlin)
- (16) • General Government - Broome School project MFP (Sherer)

12:30 **RECESS**

- (17) 1:30 **PUBLIC HEARING** - Resolution to approve franchise agreement for Clear Channel Outdoor, Inc.: Billboard Removal and Bus Shelters/Advertising (Orlin)  
*T&E Committee worksession tentatively scheduled for 4/1/04.*
- (18) 1:30 **PUBLIC HEARING - Bill 5-04**, Transportation - Bus Advertising - Requirement (Healy)  
*T&E Committee worksession tentatively scheduled for 4/15/04.*
- (19) 1:30 **PUBLIC HEARING** - Franchise Agreement for Use of Public Right of Way: InSITE Solutions, LLC (Healy)  
*MFP Committee worksession tentatively scheduled for 4/12/04.*
- (20) 1:30 **PUBLIC HEARING - Bill 6-04**, Personal Property Business Tax Credit - Employee Home Computer Telecommuting Incentive (Healy)  
*MFP Committee worksession will be scheduled at a later date.*
- (21) 1:30 **PUBLIC HEARING - Bill 4-04**, Criminal Justice Coordinating Commission - Revisions(McMillan)  
*PS Committee worksession tentatively scheduled for 4/28/04.*
- (22) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY04 Operating Budget, Department of Housing and Community Affairs - \$223,537 for Long Branch Community Centers (Source: HUD Federal Grant) (Trombka)  
*PHED Committee worksession tentatively scheduled for 4/1/04.*
- (23) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY04 Operating Budget, Department of Public Works and Transportation - \$5,441,650 for Hurricane Isabel (Source: General Fund Undesignated Reserves) (Orlin)  
*T&E Committee recommendation will be available 3/25/04.*

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- (24) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the MCPS' FY04 Capital Budget and amendment to the FY03-08 Capital Improvements Program - \$5,000,000 for Relocatable Classrooms (Source: Current Revenue) (Levchenko)  
*ED Committee recommends approval.*
- (25) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY04 Operating Budget, Department of Health and Human Services - \$35,870 for Youth Strategies-Interagency Support to Youth and Families Grant (Source: Federal grant) (Planell)
- 3:00 **ADJOURN**
- 3:00 **HHS/PS Committee** (*7th floor Council Hearing Room*)

#### **Thursday, April 1, 2004**

- 7:30 **PUBLIC HEARING** - Zoning Text Amendment 04-04, Combination Retail Stores - Zoning Regulations (Wilson)  
*PHED Committee worksession will be scheduled at a later date.*

#### **Monday, April 12, 2004**

- 7:00 **PUBLIC HEARING** - FY05 Operating Budgets (*3<sup>rd</sup> floor Council Hearing Room*)

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 13, 2004:**

**Cable Compliance Commission:** Diona Danielle Coe

**Solid Waste Advisory Committee:** Sean M. Austin, V. Anthony Cammarota, Jr., David C. Frank, Thomas Jagodits, Maritza Figueroa-Mangene, Dennis F. Holt, Lee Levine, Benjamin Zindler, Denise Hawkins

**COUNCIL MEETINGS**

**Note: See the COMMITTEE AGENDA for a listing of the  
Committee meetings currently scheduled.**

<b>Apr 5-9, 2004</b>		Council Recess
<b>Apr 13, 2004</b>	8:30 am	Regular Session
<b>Apr 20, 2004</b>	8:30 am	Regular Session
<b>Apr 27, 2004</b>	8:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

**April 1, 2004**

7:30 pm ZTA 04-04, Combination Retail Stores - Zoning Regulations

**April 12, 2004**

7:00 pm FY05 Operating Budgets

**April 13, 2004**

7:00 pm FY05 Operating Budgets

**April 14, 2004**

1:30 pm FY05 Operating Budgets

7:00 pm FY05 Operating Budget - MCPS

**April 15, 2004**

7:00 pm FY05 Operating Budgets

**April 20, 2004**

1:30 pm Supplemental appropriation - DPWT - \$292,050 for Cashiering for the Woodmont Corner Garage and Parking Media Store in Bethesda

**April 27, 2004**

1:30 pm ZTA 04-05, Eating and Drinking Establishments - C-O Zone

1:30 pm Corrective Map Amendment (G-816) - Bethesda CBD Sector Plan - 4504 Walsh Street, Chevy Chase

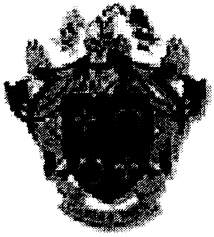
**May 4, 2004**

1:30 pm ZTA 04-06, Site Plan Enforcement Agreements - Elimination



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**Montgomery County Council**  
**Legislative Information Services**

***Packet Index***

***Tuesday, March 30, 2004***

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<b>Item Number</b>	<b>Note</b>	<b>Staff</b>
Agenda Item #1	State Legislation is cancelled.	Wenger
Agenda Item #2	No petitions were received in LIS this week.	Lacefield
Agenda Item #24	This item will be distributed Monday, March 29, 2004.	Levchenko

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### ADDENDUM

Tuesday, March 30, 2004

**Add:** (3.5) 9:35 **ACTION** - Resolution regarding flexibility in implementation of Parks Carry-in, Carry-Out Policy (Michaelson/Trombka)

#### 9:35 **DISTRICT COUNCIL SESSION**

**Add:** (4.5) AA. **Introduction** - Zoning Text Amendment 04-07 - Sign Regulations - Exemption for bus shelters and transit center kiosk advertising, sponsored by the Council President at the request of the County Executive (Wilson)  
*Action - Resolution to establish public hearing for 5/4/04 at 1:30 pm.*