

48AGENDAs
2010

COUNCIL MEETING

Monday, January 11, 2010
Rockville Library Board Room #311

3:30 **PROPOSED CLOSED SESSION** to discuss appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction, pursuant to Maryland Code, State Government Article, §10-508 (a)(1)(i). Topic is Legislative Branch staffing.

ADDENDUM

Tuesday, January 12, 2010

(2) 1:20 **CONSENT CALENDAR**

Deferred: F. **Action** - Resolution regarding equity in County employee group insurance plans (Farber)
MFP Committee recommends approval.

Deferred: G. **Action** - Resolution to approve the closure of a pedestrian tunnel under Stedwick Road in the Gaithersburg 9th Election District in Montgomery Village (Orlin)

(6) 1:30 **PUBLIC HEARING - Bill 42-09, Common Ownership Communities - Dispute Resolution** (Faden)

Correction: *PS Committee worksession will be scheduled at a later date.*

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 1/15/10 at 9 pm

Tuesday, January 12, 2010

11:30 **PROPOSED CLOSED SESSION** to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is to discuss specific companies potential moves into the County and retentions in the County. *(6th Floor Council Conference Room)* (Faden/Ferber)

1:00 **INVOCATION** - Susan Troxel, Baha'i Faith Community of Montgomery County, Gaithersburg

1:05 **PRESENTATION** - Proclamation in recognition of Montgomery College's Susan Bontems for being named Maryland Professor of the Year by the Carnegie Foundation for the Advancement of Teaching, by Council Vice President Ervin

1:10 **PRESENTATION** - Proclamation in recognition of agencies and employees who responded to the traffic signal failure in the County on November 4 and 5, 2009, by Council President Floreen and Council Vice President Ervin

1:15 **GENERAL BUSINESS** (Lauer)

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

- A public hearing is scheduled for February 2, 2010 at 1:30 pm on the Spending Affordability Guidelines for FY11 Operating Budget
- Public Hearing dates for the FY11 Capital Budget and FY11-16 Capital Improvements Program: February 9, 10 and 11, 2010 at 7:00 pm.

(1) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: December 1, 2009

(2) 1:20 **CONSENT CALENDAR**

A. **Introduction** - Resolution to approve the designation of Enterprise Zones and Priority Funding Areas as "Recovery Zone" for issuance of Recovery Zone Bonds (Sherer)
MFP Committee worksession tentatively scheduled for 1/25/10.

(2) 1:20 **CONSENT CALENDAR** (*continued*)

B. **Introduction** - Resolution to approve Technical Amendments to the Comprehensive Solid Waste Management Plan (Levchenko)
Public Hearing is scheduled for 1/26/10 at 1:30 pm.

C. **Introduction** - Amendment to the County Government's FY09-14 Capital Improvements Program, Montgomery County Fire and Rescue Service - Travilah Fire Station (Davidson)
Public Hearing is scheduled for 1/26/10 at 1:30 pm.

D. **Action** - Resolution to approve Executive Regulation 20-09, Formal Solicitation Copy Fees (Toregas)

E. **Action** - Resolution to approve Executive Regulation 15-09, Adoption of the 2008 National Electrical Code (Sherer)

F. **Action** - Resolution regarding equity in County employee group insurance plans (Farber)
MFP Committee recommends approval.

G. **Action** - Resolution to approve the closure of a pedestrian tunnel under Stedwick Road in the Gaithersburg 9th Election District in Montgomery Village (Orlin)

H. **Introduction** - Appointment to Water Quality Working Group (Steiner)

(3) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 09-11, Residential Zones - Agricultural vending (Zyontz)
PHED Committee worksession tentatively scheduled for 1/21/10.

(4) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 09-12, Rural Service Zone - Development standards (Zyontz)
PHED Committee worksession tentatively scheduled for 1/21/10.

(5) 1:30 **PUBLIC HEARING - Expedited Bill 41-09**, Taxation - Property Tax Credit - Business Incubator (Faden)
MFP Committee worksession tentatively scheduled for 1/25/10.

(6) 1:30 **PUBLIC HEARING - Bill 42-09**, Common Ownership Communities - Dispute Resolution (Faden)
PHED Committee worksession will be scheduled at a later date.

(7) 1:30 **PUBLIC HEARING - Bill 43-09**, Callithea Farm Stables - Lease Amendment and Extension (Mihill)
PHED Committee worksession will be scheduled at a later date.

2:00 **ADJOURN**

2:00 **T&E Committee** (*7th floor Council Hearing Room*)

- (8) 7:30 **PUBLIC HEARING - Bill 46-09**, Personnel - Regulations - Persons with Disabilities - Hiring Preference (Drummer)

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Jan 15, 2010	9:00 am	CIP Transmittal
Jan 18, 2010		HOLIDAY
Jan 19, 2010	9:00 am	Coffee with County Executive
Jan 19, 2010	10:15 am	Regular Session
Jan 25, 2010	12:30 pm	State Legislative Program
Jan 26, 2010	9:30 am	Regular Session
Jan 28, 2010	2:00 pm	Interviews - Planning Board
Feb 1, 2010	12:30 pm	State Legislative Program
Feb 2, 2010	9:30 am	Regular Session
Feb 8, 2010	12:30 pm	State Legislative Program
Feb 9, 2010	9:00 am	Meeting with WASA
Feb 9, 2010	10:15 am	Regular Session
Feb 15, 2010		HOLIDAY
Feb 22, 2010	12:30 pm	State Legislative Program
Feb 23, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

Jan 19, 2010

- 1:30 pm ZTA 09-13, Transit Mixed-Use (TMX) Zone - Prior Approvals
- 1:30 pm ZTA 09-14, Hearing Examiner - Report Dissemination
- 1:30 pm **Expedited Bill 45-09**, Contracts and Procurement - Amendments

Jan 26, 2010

- 1:30 pm Resolution to approve Technical Amendments to the Comprehensive Solid Waste Management Plan
- 1:30 pm Amendment to the County Government's FY09-14 CIP, MCFRS - Travilah Fire Station

Feb 2, 2010

- 1:30 pm Spending Affordability Guidelines for FY11 Operating Budget
- 1:30 pm Supplemental appropriation to the Montgomery County Public Schools' FY10 Operating Budget - \$350,000 for Real Estate Management Fund
- 7:30 pm Kensington and Vicinity Sector Plan

Feb 9, 2010

- 7:00 pm FY11 Capital Budget and FY11-16 Capital Improvements Program

Feb 10, 2010

- 7:00 pm FY11 Capital Budget and FY11-16 Capital Improvements Program

Feb 11, 2010

- 7:00 pm FY11 Capital Budget and FY11-16 Capital Improvements Program



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.

COUNTY COUNCIL SEEKS APPLICANTS
FOR THE POSITION OF CHAIRMAN OF MONTGOMERY COUNTY PLANNING BOARD
APPLICATION DEADLINE: MONDAY, MARCH 8, 2009 5 P.M.,

The Montgomery County Council is seeking applicants to fill a position on the Montgomery County Planning Board for the expiring term of Royce Hanson (Democrat). His term will expire on June 14, 2010. Dr. Hanson has indicated that he will not apply for reappointment.

The Council expects to designate the appointee as chairman. In appointing a chairman for the board, the Council will establish the salary for the chairman within a range of \$160,000 to \$180,000. Applications must be received no later than 5 p.m. on Monday, March 8.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. The position can be filled by a Democrat, Republican; a voter who declines to affiliate with a party; or by a member of another party officially recognized by the Montgomery County Board of Elections.

In addition to Dr. Hanson, current board members are Joseph Alfandre, a Democrat; Amy Presley, a Republican and Marye Wells-Harley, a Democrat. Annual compensation for Board members is currently \$30,000 (The deadline for applying for the vacancy created by the passing of board member Jean Cryor, a Republican, is 5 p.m., on Wednesday, Jan. 13.)

The Planning Board serves as the Council's principal adviser on land use planning and community planning. Planning Board members also serve as Commissioners of the Maryland-National Capital Park and Planning Commission.

The Planning Board's responsibilities with regard to planning include preparation and amendment of County General Plan; preparation and amendment of Master Plans and functional plans; formulation of subdivision regulations; preparation of or recommendations on text amendments to the County Zoning Ordinance; implementation of the subdivision process by reviewing and approving all preliminary plans, site plans and other plans for development; advice on the planning implication of capital facilities and programs of the County government, Montgomery College, the Washington Suburban Sanitary Commission and Montgomery County Public Schools; commenting, under its Mandatory Referral authority, on plans for public facilities of local, state and federal agencies; and approval of the work program and the annual operating budget for the Planning Department and the Commission's bi-county offices.

The Planning Board sits as the Park Commission and approves the annual Parks Department operating budget and Capital Improvements Program (CIP) budget; land acquisition contracts and major development contracts for parks; development plans for individual park facilities; policies for park operations; and park user fees.

The Montgomery County Planning Board meets all day every Thursday and often meets on one other evening a week. The entire Maryland-National Capital Park and Planning Commission meets the third Wednesday of every month. On average, a Planning Board member can expect to spend at least two full days a week in scheduled and informal meetings. Additionally, substantial time is required for preparatory work and other activities related to Planning Board responsibilities.

January 12, 2010

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Letters expressing interest, including a resume listing professional and civic experience, should be addressed to: Council President Nancy Floreen, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Letters must be received no later than 5 p.m., Monday, March 8. It is the Council's policy not to consider applications received after the deadline. After the March 8 closing date, Councilmembers will review the letters of application and select applicants for interviews to be held April 8 or soon thereafter.

Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review and interviews are conducted in public. A resume of professional and civic experience should be included with letters of application. A financial statement of assets, debts, income and family property interests will be required of all applicants. Council staff will contact applicants about the details of the financial statement. Only the candidate appointed will be required to make the financial statement available to the public.

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FOR INFORMATION: Justina Ferber, 240-777-7938

ADDENDUM

Tuesday, January 19, 2010

(2) 10:25 **CONSENT CALENDAR**

Add:

F. **Introduction** - Resolution to amend FY10 Transportation Fees, Charges, and
Fares

(Orlin)

Public Hearing is scheduled for 2/4/10 at 7:30 pm.

*This meeting will be televised live on CCM Channels
Comcast 6, RCN 6, and Verizon 30; repeated on 1/22/10 at 9 pm*

Tuesday, January 19, 2010

9:00 - 10:00 **COFFEE** with the County Executive (*6th floor Council Conference Room*)

10:15 **INVOCATION** - Rick Price, First Church of Christ, Scientist, Gaithersburg

10:20 **GENERAL BUSINESS** (Lauer)

- (1) A. **Announcement** - Agenda and Calendar Changes
- B. **Acknowledgement** - Receipt of Petitions
- C. **Action** - Approval of Minutes: December 8, 2009
- Approval of Closed Session Minutes: December 8, 2009

(2) 10:25 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental appropriation to the Montgomery County Public Schools' FY10 Operating Budget - \$350,000 for Real Estate Management Fund (Source: Real Estate Management Fund) (McGuire)
Public Hearing/Action is scheduled for 2/2/10 at 1:30 pm.
- B. **Action** - Appointment to Ad Hoc Water Quality Working Group (Fuhrmann)
- C. **Action** - Resolution to approve the closure of a pedestrian tunnel under Stedwick Road in Montgomery Village (Kinikin)
- D. **Action** - Appointment of special counsel to represent the Department of Health and Human Services, Child Welfare Services, in the Juvenile Court: Corey E. Talcott (Faden)
- E. **Introduction** - Amendments to the FY09-14 Capital Improvements Program reflecting the County Executive's FY10 Savings Plan, Round 2 (Orlin)
Public Hearing/Action is scheduled for 2/9/10 at 1:30 pm.

10:30 **LEGISLATIVE SESSION Day # 2**

- (3) A. Introduction of Bills
- **Bill 1-10**, Development - Coordination, Oversight, sponsored by Councilmembers Trachtenberg and Knapp (Faden)
Public Hearing is scheduled for 2/9/10 at 1:30 pm.
- (4)
- **Bill 2-10**, Personnel - Contracts - Retaliation, sponsored by Councilmembers Ervin, Andrews, Trachtenberg, Floreen, Navarro, and Elrich (Drummer)
Public Hearing is scheduled for 2/9/10 at 1:30 pm.
- (5)
- **Expedited Bill 3-10**, Streets and Roads - Sidewalks -Public hearing requirement, sponsored by Council President Floreen and Councilmembers Leventhal, Berliner and Ervin (Faden/Orlin)
Public Hearing is scheduled for 2/9/10 at 1:30 pm.
- (6) 10:35 **ACTION** - Amendment to the MNCPPC's FY09-14 Capital Improvements Program - \$1,385,681 for SilverPlace/MRO Headquarters Mixed-Use Project, to change the funding source from Certificates of Participation (COPs) to County Current Revenue (Michaelson)
PHED Committee recommends approval with amendments.
- 10:45 **RECESS - 11:00 - Meeting - Update and discussion of MC311 operations for Councilmember Offices (6th floor Council Conference Room)**
- (7) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 09-13, Transit Mixed-Use (TMX) Zone - Prior Approvals (Zyontz)
PHED Committee worksession tentatively scheduled for 1/21/10.
- (8) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 09-14, Hearing Examiner - Report Dissemination (Zyontz)
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- (9) 1:30 **PUBLIC HEARING - Expedited Bill 45-09**, Contracts and Procurement - Amendments(Drummer)
T&E Committee worksession tentatively scheduled for 1/21/10.
- 1:45 **ADJOURN**
- 2:00 **PHED Committee** (3rd floor Council Hearing Room)

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Jan 26, 2010	9:30 am	Regular Session
Jan 28, 2010	2:00 pm	Interviews - Montgomery County Planning Board
Feb 1, 2010	12:30 pm	State Legislative Program
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Feb 15, 2010		HOLIDAY
Feb 16-19, 2010		RECESS
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FUTURE PUBLIC HEARINGS

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Jan 26, 2010

- 1:30 pm Resolution to approve Technical Amendments to the Comprehensive Solid Waste Management Plan
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Feb 2, 2010

- 1:30 pm Spending Affordability Guidelines for FY11 Operating Budget
- 1:30 pm Supplemental appropriation to the MCPS' FY10 Operating Budget - \$350,000 for Real Estate Management Fund
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FOR INFORMATION: Justina Ferber, 240-777-7938

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Monday, January 25, 2010

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

Tuesday, January 26, 2010

10:30 **INVOCATION** - Reverend Sherrill Lee Page, St. Mary Magdalene Episcopal Church, Silver Spring

10:35 **PRESENTATION** - Proclamation in recognition of Wootton High School Cross Country/Track Team and Wootton's Jessie Rubin for winning the State championship, by Councilmember Andrews

10:40 **PRESENTATION** - Proclamation in recognition of Interages Intergenerational Bridges Program by Councilmember Ervin

10:45 **GENERAL BUSINESS** (Lauer)

- (2) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: January 11 and 12, 2010
- Approval of Closed Session Minutes: January 11, 2010

(3) 10:50 **CONSENT CALENDAR**

- A. **Receipt and Release** - Office of Legislative Oversight Report 2010-6, An Overview of Public-Private Partnerships in Road, Parking, and Transit Projects (Latham)
T&E Committee worksession tentatively scheduled for 2/4/10.

10:55 **DISTRICT COUNCIL SESSION**

- (4) A. **Introduction** - Zoning Text Amendment 10-01, Workforce Housing - Voluntary, sponsored by the PHED Committee (Zyontz)
Action - Resolution to establish public hearing for 3/2/10 at 1:30 pm.

- (5) 11:00 **PRESENTATION** - Receipt and release of Office of Legislative Oversight Report 2010-5, Comparative Data on Montgomery County and Fairfax County (Howard/Downie)
- 11:45 **RECESS** 12:15 **MFP Committee - meeting as the Audit Committee** 5CCR
- (6) 1:30 **PUBLIC HEARING** - Resolution to approve Technical Amendments to the Comprehensive Solid Waste Management Plan (Levchenko)
T&E Committee worksession tentatively scheduled for 2/4/10.
- (7) 1:30 **PUBLIC HEARING** - Amendment to the County Government's FY09-14 Capital Improvements Program, Montgomery County Fire and Rescue Service - Travilah Fire Station (Davidson)
PS Committee worksession tentatively scheduled for 1/28/10.
- 1:45 **ADJOURN**
- 2:00 **PHED/MFP Committee** (3rd floor Council Hearing Room)

Thursday, January 28, 2010

- 3:00 **INTERVIEWS** - Applicants for Montgomery County Planning Board (6CCR) (Ferber)

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 2, 2010:

Adult Public Guardianship Review Board: Miriam Kelty

Advisory Committee on Consumer Protection: Sidney Daniels

Board of License Commissioners: Eugene Thirolf

Domestic Violence Coordinating Council: William Sollod

Friendship Heights Transportation Management District Advisory Committee: Joseph Dixon, Kerri Gates

Rustic Roads Advisory Committee: Robert Goldberg, Greg Deaver

FUTURE COUNCIL MEETINGS

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

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Feb 2, 2010	9:30 am	Regular Session
Feb 2, 2010	12:00 pm	Lunch Meeting w/ Montgomery County Planning Board
Feb 3, 2010	7:00 pm	Town Hall Meeting - Council Office Building
Feb 8, 2010	12:30 pm	State Legislative Program
Feb 9, 2010	9:00 am	Meeting with DC WASA
Feb 9, 2010	10:15 am	Regular Session
Feb 15, 2010		HOLIDAY
Feb 16-19, 2010		RECESS
Feb 22, 2010	12:30 pm	State Legislative Program
Feb 23, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

Feb 2, 2010

- 1:30 pm Spending Affordability Guidelines for FY11 Operating Budget
- 1:30 pm Supplemental appropriation to the MCPS' FY10 Operating Budget - \$350,000 for Real Estate Management Fund
- 7:30 pm Kensington and Vicinity Sector Plan

Feb 4, 2010

- 7:30 pm Resolution to amend FY10 Transportation Fees, Charges, and Fares

Feb 9, 2010

- 1:30 pm Amendments to the County Government's FY09-14 Capital Improvements Program reflecting the County Executive's FY10 Savings Plan, Round 2
- 1:30 pm **Bill 1-10**, Development - Coordination, Oversight
- 1:30 pm **Bill 2-10**, Personnel - Contracts - Retaliation
- 1:30 pm **Expedited Bill 3-10**, Streets and Roads - Sidewalks - Public hearing requirement
- 7:00 pm FY11 Capital Budget and FY11-16 CIP

Feb 10, 2010

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Feb 11, 2010

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NOTE: February 1 discussion of the State Legislative Program has been cancelled.

Tuesday, February 2, 2010

9:30 **INVOCATION** - Chaplain Edco Bailey, Shady Grove Adventist Hospital, Rockville

9:35 **PRESENTATION** - Proclamation in recognition of Good Counsel football team by Councilmembers Knapp and Navarro

9:40 **PRESENTATION** - Proclamation in recognition of Abbott Roseman for his 65 years of government and community service by Councilmember Navarro

9:45 **PRESENTATION** - Proclamation in recognition of David Weitzer, recipient of Richard E. Lyng Award by Council President Floreen

9:50 **GENERAL BUSINESS** (Lauer)

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

(2) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: January 19, 2010

- Approval of Closed Session Minutes: January 12, 2010

(3) 9:55 **CONSENT CALENDAR**

A. **Introduction** - Special appropriation to the County Government's FY10 Operating Budget - \$18,000 for Independent Audit Non-Departmental Account (Source: General Fund Reserves)

(Rubin)

Public Hearing/Action is scheduled for 2/23/10 at 1:30 pm.

B. **Introduction** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$1,000,000 for Traffic Signal System Modernization (Source: G.O. Bonds)

(Orlin)

Public Hearing/Action is scheduled for 2/23/10 at 1:30 pm.

(3) 9:55 **CONSENT CALENDAR** (*continued*)

- C. **Introduction** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$5,000,000 for Resurfacing: Residential/Rural Roads and Primary/Arterial Roads (Source: G.O. Bonds) (Orlin)
Public Hearing/Action is scheduled for 2/23/10 at 1:30 pm.
- D. **Action** - Resolution to approve the designation of Enterprise Zones and Priority Funding Areas as "Recovery Zone" for issuance of Recovery Zone Bonds (Sherer)
MFP Committee recommends approval.
- E. **Action** - Repeal of Executive Regulation 4-05AM, Procedures for Fire and Rescue Commission Appeal Hearings (Davidson)
PS Committee recommendation will be available 1/28/10.
- F. **Action** - Amendment to the County Government's FY09-14 Capital Improvements Program, Montgomery County Fire and Rescue Service - Travilah Fire Station (Davidson)
PS Committee recommendation will be available 1/28/10.
- G. **Action** - T&E Committee report and recommendations on Office of Legislative Oversight Report 2010-4, Evaluation of the Local Small Business Reserve Program (Renkema/Rubin)
- H. **Action** - Confirmation of County Executive appointment to the Adult Public Guardianship Review Board: Miriam Keltly (Ferber)
- I. **Action** - Confirmation of County Executive appointment to the Advisory Committee on Consumer Protection: Sidney Daniels (Ferber)
- J. **Action** - Confirmation of County Executive appointment to the Board of License Commissioners: Eugene Thirolf (Ferber)
- K. **Action** - Confirmation of County Executive appointment to the Domestic Violence Coordinating Council: William Sollod (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Friendship Heights Transportation Management District Advisory Committee: Joseph Dixon, Kerri Gates (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the Rustic Roads Advisory Committee: Robert Goldberg, Greg Deaver (Ferber)
- N. **Introduction** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Zyngenia, Inc. (Ferber)
Action is tentatively scheduled for 2/9/10.

- (4) 10:00 **ACTION** - Spending Affordability Guidelines for the FY11 Capital Budget and other general CIP assumptions, and CIP overview (Orlin)
MFP Committee recommends approval.
- 10:30 **LEGISLATIVE SESSION Day # 3**
- A. Introduction of Bills
- (5) • **Bill 4-10**, Workforce Housing - Voluntary, sponsored by the PHED Committee (Zyontz)
Public Hearing is scheduled for 3/2/10 at 1:30 pm.
- (6) • **Expedited Bill 5-10**, Biotech Credit Supplement, sponsored by Councilmember Knapp (Faden)
Public Hearing is scheduled for 2/23/10 at 1:30 pm.
- B. Call of Bills for Final Reading
- (8) • **Bill 37-09**, Contracts and Procurement - Equal Benefits (Drummer)
T&E Committee recommends approval with amendments.
- (9) • **Bill 46-09**, Personnel - Regulations - Persons with Disabilities - Hiring Preference (Drummer)
MFP Committee recommends approval with amendments.
- 11:00 **DISTRICT COUNCIL SESSION**
- (10) A. **Action** - Zoning Text Amendment 09-12, Rural Service Zone - Development standards (Zyontz)
PHED Committee recommends approval.
- (11) B. **Action** - Zoning Text Amendment 09-13, Transit Mixed-Use (TMX) Zone - Prior approvals (Zyontz)
PHED Committee recommends approval with amendments.
- (12) C. **Action** - Zoning Text Amendment 09-14, Hearing Examiner - Report dissemination (Zyontz)
PHED Committee recommends approval.
- 11:20 **BOARD OF HEALTH**
- (13) A. **Action** - Resolution to adopt Board of Health Regulation requiring a disclaimer for certain pregnancy resource centers (Mihill)
HHS Committee recommends approval with amendments.
- 11:30 **RECESS** 12:00 - Lunch Meeting with Montgomery County Planning Board
(5th floor Council Conference Room - Not televised)
- (14) 1:30 **PUBLIC HEARING** - Spending Affordability Guidelines for FY11 Operating Budget (Sherer)
MFP Committee worksession tentatively scheduled for 2/8/10.

February 2, 2010

Page 4

- (15) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery County Public Schools' FY10 Operating Budget - \$350,000 for Real Estate Management Fund (Source: Real Estate Management Fund) (McGuire)
- (16) 1:45 **OVERVIEW** - Kensington and Vicinity Sector Plan (Michaelson)
- 2:30 **ADJOURN**
- (17) 7:30 **PUBLIC HEARING** - Kensington and Vicinity Sector Plan (Michaelson)
PHED Committee worksession tentatively scheduled for 3/15/10.

Thursday, February 4, 2010

- 7:30 **PUBLIC HEARING** - Resolution to amend FY10 Transportation Fees, Charges, and Fares (Orlin)
Council action is scheduled for 2/9/10.

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Feb 3, 2010	7:00 pm	Town Hall Meeting - Council Office Building
Feb 8, 2010	12:30 pm	State Legislative Program
Feb 9, 2010	9:00 am	Meeting with DC WASA
Feb 9, 2010	10:15 am	Regular Session
Feb 15, 2010		HOLIDAY
Feb 16-19, 2010		RECESS
Feb 22, 2010	12:30 pm	State Legislative Program
Feb 23, 2010	9:30 am	Regular Session
Mar 2, 2010	9:30 am	Regular Session
Mar 2, 2010	12:30 pm	Lunch Meeting with Board of Education
Mar 8, 2010	12:30 pm	State Legislative Program
Mar 9, 2010	9:30 am	Regular Session
Mar 9, 2010	12:30 pm	Lunch Meeting w/ MCREA

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

Feb 9, 2010

- 1:30 pm Amendments to the County Government's FY09-14 Capital Improvements Program reflecting the County Executive's FY10 Savings Plan, Round 2
- 1:30 pm **Bill 1-10**, Development - Coordination, Oversight
- 1:30 pm **Bill 2-10**, Personnel - Contracts - Retaliation
- 1:30 pm **Expedited Bill 3-10**, Streets and Roads - Sidewalks - Public hearing requirement
- 7:00 pm FY11 Capital Budget and FY11-16 CIP

Feb 10, 2010

- 7:00 pm FY11 Capital Budget and FY11-16 CIP

Feb 11, 2010

- 7:00 pm FY11 Capital Budget and FY11-16 CIP

Feb 23, 2009

- 1:30 pm Supplemental appropriations to the County Government's FY10 Capital Budget and amendments to the FY09-14 CIP
 - DOT - \$1,000,000 for Traffic Signal System Modernization
 - DOT - \$5,000,000 for Resurfacing: Residential/Rural Roads and Primary/Arterial Roads
- 1:30 pm Special appropriation to the County Government's FY10 Operating Budget - \$18,000 for Independent Audit NDA

Mar 2, 2010

- 1:30 pm ZTA 10-01, Workforce Housing - Voluntary



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This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 2/12/10 at 9 pm

NOTICE: *Please call the Council Office at 240-777-7900 to check for weather-related cancellations.*

Monday, February 8, 2010

- (1) 12:30 **DISCUSSION** - State Legislative Program (Wenger)
(6th floor Council Conference Room - Not televised)

Tuesday, February 9, 2010

- (2) 9:00-10:00 **MEETING** with District of Columbia Water and Sewer Authority *(6th floor Council Conference Room - Not televised)* (Levchenko)

10:15 **INVOCATION** - Reverend Carrie Yearick, Rockville Presbyterian Church, Rockville

10:20 **PRESENTATION** - Joint Proclamation in recognition of Lunar New Year Celebration by Council President Floreen and County Executive Leggett

10:25 **PRESENTATION** - Proclamation in recognition of the Food and Drug Administration (FDA) Transportation Demand Management Initiative and Accomplishments by Councilmember Ervin

- (3) 10:30 **GENERAL BUSINESS** (Lauer)

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

B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: January 25 and 26, 2010

- (4) 10:35 **CONSENT CALENDAR**

A. **Introduction** - Supplemental appropriation to the Montgomery County Public Schools' FY10 Operating Budget - \$1,000,000 to retrofit school buses with diesel particulate filters (Source: State grant)

Public Hearing/Action is scheduled for 2/23/10 at 1:30 pm.

(McGuire)

(4) 10:35 **CONSENT CALENDAR** *(continued)*

B. **Action** - Resolution to approve Technical Amendments to the Comprehensive Solid Waste Management Plan (Levchenko)

T&E Committee recommendation will be available 2/4/10.

C. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Zyngenia, Inc. (Ferber)

D. **Introduction** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$2,592,000 for Silver Spring Lot 16 Parking Garage (Source: Silver Spring Parking Lot District current revenue) (Orlin)

Public Hearing is scheduled for 3/2/10.

(5) 10:40 **ACTION** - Appointment to the Montgomery County Planning Board (Ferber)

10:45 **DISTRICT COUNCIL SESSION**

(6) A. **Introduction** - Zoning Text Amendment 10-02, Residential Townhouse (RT) Zones - Existing dwellings, sponsored by Councilmember Ervin (Zyontz)

Action - Resolution to establish public hearing for 3/16/10 at 1:30 pm.

(7) B. **Action** - Resolution to establish public hearing on the Germantown Sectional Map Amendment for March 16, 2010 at 1:30 pm. (Michaelson)

(8) 10:50 **ACTION** - Spending Affordability Guidelines for FY11 Operating Budget (Sherer)
MFP Committee recommendations will be available 2/8/10.

(9) 11:10 **ACTION** - Resolution to amend FY10 Transportation Fees, Charges, and Fares (Orlin)

(10) 11:30 **WORKSESSION** - FY10 Budget Savings Plan, Round 2 (Farber)
Action is scheduled in the afternoon.

12:15 **RECESS**

(11) 1:30 **PUBLIC HEARING - Bill 1-10**, Development - Coordination, Oversight (Faden)
PHED Committee worksession tentatively scheduled for 4/5/10.

(12) 1:30 **PUBLIC HEARING - Bill 2-10**, Personnel - Contracts - Retaliation (Drummer)
MFP Committee worksession tentatively scheduled for 3/1/10.

(13) 1:30 **PUBLIC HEARING - Expedited Bill 3-10**, Streets and Roads - Sidewalks - Public hearing requirement (Faden/Orlin)
T&E Committee worksession tentatively scheduled for 2/11/10.

- (14) 1:30 **PUBLIC HEARING/ACTION** - Amendments to the County Government's FY09-14 Capital Improvements Program reflecting the County Executive's FY10 Savings Plan, Round 2 (Orlin)
- (15) 1:55 **INTRODUCTION/Suspension of Rules/Action** - Resolution to approve FY10 Budget Savings Plan, Round 2 (Farber)
Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.
- 2:00 **DISTRICT COUNCIL SESSION**
- (16) A. **Worksession/Action** - Zoning Text Amendment 09-08, Commercial Residential (CR) Zones - Establishment (Zyontz)
PHED Committee recommends approval with amendments.
- 5:00 **ADJOURN**
- 7:00 **PUBLIC HEARING** - FY11 Capital Budget and FY11-16 Capital Improvements Program (Davidson)

Wednesday, February 10, 2010

- 7:00 **PUBLIC HEARING** - FY11 Capital Budget and FY11-16 Capital Improvements Program (Orlin)

Thursday, February 11, 2010

- 7:00 **PUBLIC HEARING** - FY11 Capital Budget and FY11-16 Capital Improvements Program (Sherer)

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 23, 2010:

Agricultural Advisory Committee: Jane Evans, David Heisler, Drew Stabler, David Weitzer, Patrick Brown, Paul Kuhlman, Lois Stoner

Historic Preservation Commission: Leslie Miles, Craig Swift, Paul Treseder, M'Lisa Whitney

Human Rights Commission: Sajjad "Saj" Durrani, William England, Jeremiah Floyd, William Oakrum, Doug Ryan

Library Board: Karen Howard, Raeesa Sheriff-Merchant

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Mar 24, 2010	7:30 pm	Town Hall Meeting - Kensington/Wheaton
Mar 29, to Apr 2, 2010		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

Feb 23, 2009

- 1:30 pm **Expedited Bill 5-10**, Economic Development - Biotechnology Credit - County Supplement
- 1:30 pm Supplemental appropriations to the County Government's FY10 Capital Budget and amendments to the FY09-14 CIP:
- DOT - \$1,000,000 for Traffic Signal System Modernization
 - DOT - \$5,000,000 for Resurfacing: Residential/Rural Roads and Primary/Arterial Roads
- 1:30 pm Special appropriation to the County Government's FY10 Operating Budget - \$18,000 for Independent Audit NDA
- 1:30 pm Supplemental appropriation to the MCPS' FY10 Operating Budget - \$1,000,000 to retrofit school buses with diesel particulate filters

Mar 2, 2010

- 1:30 pm **ZTA 10-01 and Bill 4-10**, Workforce Housing - Voluntary
- 1:30 pm Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 CIP, DOT- \$2,592,000 for Silver Spring Lot 16 Parking Garage



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(McGuire)

(4) 10:35 **CONSENT CALENDAR** (*continued*)

B. **Action** - Resolution to approve Technical Amendments to the Comprehensive Solid Waste Management Plan (Levchenko)

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C. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Zyngenia, Inc. (Ferber)

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Public Hearing is scheduled for 3/2/10.

(5) 10:40 **ACTION** - Appointment to the Montgomery County Planning Board (Ferber)

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(9) 11:10 **ACTION** - Resolution to amend FY10 Transportation Fees, Charges, and Fares (Orlin)

(10) 11:30 **WORKSESSION** - FY10 Budget Savings Plan, Round 2 (Farber)
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- 5:00 **ADJOURN**
- 7:00 **PUBLIC HEARING** - FY11 Capital Budget and FY11-16 Capital Improvements Program (Davidson)

Wednesday, February 10, 2010

- 7:00 **PUBLIC HEARING** - FY11 Capital Budget and FY11-16 Capital Improvements Program (Orlin)

Thursday, February 11, 2010

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Department of Permitting Services Advisory Committee: Sacha Rosen, Sylke Knuppel

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FUTURE COUNCIL MEETINGS

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Feb 16-19, 2010		RECESS
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Mar 18, 2010	6:30 pm	Meeting with Maryland Municipal League
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Mar 23, 2010	9:30 am	Regular Session
Mar 24, 2010	7:30 pm	Town Hall Meeting - Kensington/Wheaton
Mar 29, to Apr 2, 2010		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

Feb 23, 2009

- 1:30 pm **Expedited Bill 5-10**, Economic Development - Biotechnology Credit - County Supplement
- 1:30 pm Supplemental appropriations to the County Government's FY10 Capital Budget and amendments to the FY09-14 CIP:
- DOT - \$1,000,000 for Traffic Signal System Modernization
 - DOT - \$5,000,000 for Resurfacing: Residential/Rural Roads and Primary/Arterial Roads
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- 1:30 pm Supplemental appropriation to the MCPS' FY10 Operating Budget - \$1,000,000 to retrofit school buses with diesel particulate filters

Mar 2, 2010

- 1:30 pm **ZTA 10-01 and Bill 4-10**, Workforce Housing - Voluntary
- 1:30 pm Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 CIP, DOT- \$2,592,000 for Silver Spring Lot 16 Parking Garage



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Rescheduled COUNCIL and COMMITTEE MEETINGS

	Moved to:
February 9 - 2:00 pm Council CR Zone worksession	2/16 at 9:30 am
February 9 - 7:00 pm CIP Hearing	2/16 at 7:00 pm
February 10 - 2:00 PHED meeting on White Flint	2/16 at 1:30 pm
February 10 - 7:00 pm CIP Hearing	2/17 at 7:00 pm
February 11 - 9:30 am PS Committee	2/18 at 9:30 am
February 11 - 2:00 pm T&E Committee	2/18 at 2:00 pm

Tuesday, February 16, 2010 3CHR

- 9:30 **DISTRICT COUNCIL SESSION** (*continued from 2/9/10*)
- (1) A. **Worksession/Action** - Zoning Text Amendment 09-08, Commercial Residential (CR) Zones - Establishment (Zyontz)
- (1) 1:30 **PHED Committee 7CHR** - White Flint staging (*rescheduled from February 10, 2010*)
- (1) 7:00 **PUBLIC HEARING** - FY11 Capital Budget and FY11-16 Capital Improvements Program 7CHR (*rescheduled from February 9, 2010*) (Davidson)

Wednesday, February 17, 2010 3CHR

- (1) 7:00 **PUBLIC HEARING** - FY11 Capital Budget and FY11-16 Capital Improvements Program (*rescheduled from February 10, 2010*) (Orlin)

Thursday, February 18, 2010

- PS** 9:30 AM - 7CHR (*rescheduled from February 11, 2010*)
- Feb 18** (1) • **Bill 42-09**, Common Ownership Communities - Dispute Resolution (Faden)
- (2) • Quarterly Report - Office of Consumer Protection (Farang)
- (3) • Quarterly Update - Fire Code Enforcement (Davidson)
- (4) • Impact of MCFRS civilian position reductions and lapse (Davidson)

T&E 2:00 PM - 7CHR (*rescheduled from February 11, 2010*)

- Feb 18** (1) • CIP: Transportation (Orlin)
- (2) • Supplemental appropriation - DOT - \$1,000,000 for Traffic Signal System Modernization (Orlin)
- (3) • Supplemental appropriation - DOT - \$5,000,000 for Resurfacing: Residential/Rural Roads and Primary/Arterial Roads (Orlin)
- (4) • **Expedited Bill 3-10**, Sidewalks - Public hearing requirement (Faden/Orlin)

COUNCIL MEETING

Tuesday, February 16, 2010
3rd floor Council Hearing Room

- 9:30 **DISTRICT COUNCIL SESSION** (*continued from 2/9/10*)
(1) A. **Worksession/Action** - Zoning Text Amendment 09-08, Commercial Residential
(CR) Zones - Establishment (Zyontz)
- 1:30 **PHED Committee 7CHR** - White Flint staging (*rescheduled from February 10, 2010*)
- 7:00 **PUBLIC HEARING** - FY11 Capital Budget and FY11-16 Capital Improvements
Program (*rescheduled from February 9, 2010*) (Davidson)

Wednesday, February 17, 2010 3CHR

- 7:00 **PUBLIC HEARING** - FY11 Capital Budget and FY11-16 Capital Improvements
Program (*rescheduled from February 10, 2010*) (Orlin)

*This meeting will be televised live on CCM Channels
Comcast 6, RCN 6, and Verizon 30; repeated on 2/26/10 at 9 pm*

Monday, February 22, 2010

- (1) 12:30 **DISCUSSION** - State Legislative Program (Wenger)
(6th floor Council Conference Room - Not televised)

Tuesday, February 23, 2010

- (1.5) 8:30-9:30 **MEETING** with County Executive for fiscal update (3rd floor Council Conference Room) (Farber)
- 9:30 **INVOCATION** - Rabbi Mark Raphael, Kehilat Shalom, Gaithersburg
- 9:35 **PRESENTATION** - Dedication of three banners commissioned by the Montgomery Historical Society by Council President Floreen and County Executive Leggett
- 9:40 **GENERAL BUSINESS** (Lauer)
- (2) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: February 2, 2010
- (3) 9:45 **CONSENT CALENDAR**
- A. **Action** - Confirmation of County Executive appointments to the Agricultural Advisory Committee: Jane Evans, David Heisler, Drew Stabler, David Weitzer, Patrick Brown, Paul Kuhlman, Lois Stoner (Ferber)
- B. **Action** - Confirmation of County Executive appointments to the Historic Preservation Commission: Leslie Miles, Craig Swift, Paul Treseder, M'Lisa Whitney (Ferber)

- (3) 9:45 **CONSENT CALENDAR** (*continued*)
- C. **Action** - Confirmation of County Executive appointments to the Human Rights Commission: Sajjad "Saj" Durrani, William England, Jeremiah Floyd, William Oakrum, Doug Ryan (Ferber)
- D. **Action** - Confirmation of County Executive appointments to the Library Board: Karen Howard, Raeesa Sheriff-Merchant (Ferber)
- F. **Action** - Confirmation of County Executive appointments to the Solid Waste Advisory Committee: Craig Simoneau, Stephen Greenhouse, Marcia Marks, Lee Levine (Ferber)
- (4) 9:50 **WORKSESSION** - White Flint Sector Plan (Michaelson/Orlin)
- 11:30 **RECESS** - **11:30 MFP/PHED** or immediately following morning session (3CCR)
- (5) 1:30 **PUBLIC HEARING - Expedited Bill 5-10**, Economic Development - Biotechnology Credit - County Supplement (Faden)
PHED Committee worksession tentatively scheduled for 3/1/10.
- (6) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$1,000,000 for Traffic Signal System Modernization (Source: G.O. Bonds) (Orlin)
T&E Committee recommendation will be available 2/18/10.
- (7) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$5,000,000 for Resurfacing: Residential/Rural Roads and Primary/Arterial Roads (Source: G.O. Bonds) (Orlin)
T&E Committee recommendation will be available 2/18/10.
- (8) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery County Public Schools' FY10 Operating Budget - \$1,000,000 to retrofit school buses with diesel particulate filters (Source: State grant) (McGuire)
- (9) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY10 Operating Budget - \$18,000 for Independent Audit Non-Departmental Account (Source: General Fund Reserves) (Rubin)
- (10) 1:55 **ACTION** - Amendment #3 to audit contract with Clifton Gunderson (Rubin)
- (11) 2:00 **PROPOSED CLOSED SESSION** to consult with staff, consultants, or other individuals about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a)(8). Topic is Commercial Residential (CR) Zones. (*3rd Floor Council Conference Room*) (Zyontz/Faden)

2:30 DISTRICT COUNCIL SESSION

- (12) A. **Action** - Zoning Text Amendment 09-08, Commercial Residential (CR) Zones - Establishment

(Zyontz)

5:30 ADJOURN

FUTURE COUNCIL MEETINGS

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Mar 2, 2010

- 1:30 pm **ZTA 10-01 and Bill 4-10**, Workforce Housing - Voluntary
- 1:30 pm Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 CIP, DOT- \$2,592,000 for Silver Spring Lot 16 Parking Garage

Mar 16, 2010

- 1:30 pm Germantown Sectional Map Amendment (G-887)
- 1:30 pm ZTA 10-02, Residential Townhouse (RT) Zones - Existing dwellings



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**COUNTY COUNCIL SEEKS APPLICANTS FOR THE
POSITION OF CHAIRMAN OF MONTGOMERY COUNTY PLANNING BOARD**
Deadline: Monday, March 8, 2010 AT 5:00 P.M.

The Montgomery County Council is seeking applicants to fill a position on the Montgomery County Planning Board for the expiring term of Royce Hanson (Democrat). His term will expire on June 14, 2010. Dr. Hanson has indicated that he will not apply for reappointment.

The Council expects to designate the appointee as chairman. In appointing a chairman for the board, the Council will establish the salary for the chairman within a range of \$160,000 to \$180,000. Applications must be received no later than 5 p.m. on Monday, March 8.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. The position can be filled by a Democrat, Republican; a voter who declines to affiliate with a party; or by a member of another party officially recognized by the Montgomery County Board of Elections.

In addition to Dr. Hanson, current board members are Joseph Alfandre, a Democrat; Amy Presley, a Republican and Marye Wells-Harley, a Democrat. Annual compensation for Board members is currently \$30,000 (The deadline for applying for the vacancy created by the passing of board member Jean Cryor, a Republican, is 5 p.m., on Wednesday, Jan. 13.)

The Planning Board serves as the Council's principal adviser on land use planning and community planning. Planning Board members also serve as Commissioners of the Maryland-National Capital Park and Planning Commission.

The Planning Board's responsibilities with regard to planning include preparation and amendment of County General Plan; preparation and amendment of Master Plans and functional plans; formulation of subdivision regulations; preparation of or recommendations on text amendments to the County Zoning Ordinance; implementation of the subdivision process by reviewing and approving all preliminary plans, site plans and other plans for development; advice on the planning implication of capital facilities and programs of the County government, Montgomery College, the Washington Suburban Sanitary Commission and Montgomery County Public Schools; commenting, under its Mandatory Referral authority, on plans for public facilities of local, state and federal agencies; and approval of the work program and the annual operating budget for the Planning Department and the Commission's bi-county offices.

The Planning Board sits as the Park Commission and approves the annual Parks Department operating budget and Capital Improvements Program (CIP) budget; land acquisition contracts and major development contracts for parks; development plans for individual park facilities; policies for park operations; and park user fees.

- MORE -

The Montgomery County Planning Board meets all day every Thursday and often meets on one other evening a week. The entire Maryland-National Capital Park and Planning Commission meets the third Wednesday of every month. On average, a Planning Board member can expect to spend at least two full days a week in scheduled and informal meetings. Additionally, substantial time is required for preparatory work and other activities related to Planning Board responsibilities.

Letters expressing interest, including a resume listing professional and civic experience, should be addressed to: Council President Nancy Floreen, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Letters must be received no later than 5 p.m., Monday, March 8. It is the Council's policy not to consider applications received after the deadline. After the March 8 closing date, Councilmembers will review the letters of application and select applicants for interviews to be held April 8 or soon thereafter.

Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review and interviews are conducted in public. A resume of professional and civic experience should be included with letters of application. A financial statement of assets, debts, income and family property interests will be required of all applicants. Council staff will contact applicants about the details of the financial statement. Only the candidate appointed will be required to make the financial statement available to the public.

FOR INFORMATION: Justina Ferber 240-777-7938

###

ADDENDUM
Tuesday, March 2, 2010

(2) 9:40 **CONSENT CALENDAR**

Revised: C. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program - \$6.75 million for relocatable classrooms (Source: Current Revenue) (Levchenko)

Cancelled: 12:00 - Lunch Meeting with Board of Education

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 3/5/10 at 9 pm

NOTE: March 1 discussion of the State Legislative Program has been cancelled.

Notice: March 1, 6:30 pm - The Council has been invited to a joint meeting of the City Councils of Rockville and Gaithersburg regarding the Gaithersburg West Master Plan (*at Rockville City Hall*). Information for this discussion can found on the City of Rockville's website:

<http://rockmail.rockvillemd.gov/clerk/egenda.nsf/974908d310cc803e852576a300606ad6/1c42fb5574c98e4f852576d3007017d6!OpenDocument>.

Tuesday, March 2, 2010

9:30 **MOMENT OF SILENCE**

9:35 **GENERAL BUSINESS**

(Lauer)

A. Announcements:

- Agenda and Calendar Changes
- The public hearings on the FY11 Operating Budget are scheduled for April 5, 6, 7, and 8, 2010 at 7:00 pm, and April 7, 2010 at 1:30 pm.
Persons wishing to testify should call 240-777-7803 beginning March 15, 2010.

(1.5) **B. Acknowledgement** - Receipt of Petitions

C. Action - Approval of Minutes: January 28, February 4, 9, 16 and 17, 2010

(2) 9:40 **CONSENT CALENDAR**

A. Introduction - Resolution to authorize Certificates of Participation (COPs) - \$23,000,000 for financing of Ride On bus fleet replacement
Action is tentatively scheduled for 3/9/10.

(Sherer)

B. Introduction - Resolution to extend designation of the County's Local Management Board

(Yao)

Public Hearing/Action is scheduled for 3/16/10 at 1:30 pm.

(2) 9:40 **CONSENT CALENDAR** *(continued)*

C. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY10 Capital Budget - \$6.75 million for relocatable classrooms (Source: Current Revenue) (Levchenko)

Public Hearing/Action is scheduled for 3/16/10 at 1:30 pm.

D. **Introduction** - Resolution to support Low Income Housing Tax Credits for Housing Opportunities Commission for the Hampden Lane Project (McMillan)

Action is tentatively scheduled for 3/9/10.

E. **Receipt and Release** - Office of Legislative Oversight Report 2010-7, Truancy in Montgomery County (Bonner-Tompkins/Rubin)

ED/PS Committee worksession tentatively scheduled for 3/18/10.

F. **Action** - Resolution to extend time until June 30, 2010 for Council action on Executive Regulation 18-09, Additional Stories on Sloping Lots (Zyontz)

G. **Action** - Amendment #2 to audit contract with Rager, Lehman & Houck (Rubin)

9:45 **LEGISLATIVE SESSION Day # 5**

A. Introduction of Bills

(3) • **Bill 6-10**, Noise Control - Arts and Entertainment Activities, sponsored by Councilmember Elrich and Council President Floreen (Faden)
Public Hearing by the T&E Committee is scheduled for 3/23/10 at 7:30 pm.

(4) • **Expedited Bill 7-10**, Motor Vehicles and Traffic - Speed monitoring systems, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing by the T&E Committee is scheduled for 3/23/10 at 7:30 pm.

B. Call of Bills for Final Reading

(5) • **Expedited Bill 3-10**, Streets and Roads - Sidewalks - Public hearing requirement (Faden/Orlin)
T&E Committee recommends approval with amendments.

(6) • **Expedited Bill 45-09**, Contracts and Procurement - Amendments (Drummer)
T&E Committee recommends approval with amendments.

10:00 **DISTRICT COUNCIL SESSION**

(7) A. **Action** - Resolution to extend time until May 9, 2010 for Council action on Gaithersburg West Master Plan (Michaelson)

(8) B. **Action** - Zoning Text Amendment 09-08, Commercial Residential (CR) Zones - Establishment (Zyontz)

- 10:30 **WORKSESSION on the following:**
- (9) • White Flint Sector Plan - financing issues (Faden)
- (10) • White Flint Sector Plan - staging issues (Michaelson/Orlin)

- 12:00 **RECESS** 12:00 - *Lunch Meeting with Board of Education*
(5th floor Council Conference Room - Not televised)

- (11) 1:30 **PUBLIC HEARING on the following:** (Zyontz)
 - Zoning Text Amendment 10-01, Workforce Housing - Voluntary
 - **Bill 4-10**, Workforce Housing - Voluntary

PHED Committee worksession tentatively scheduled for 3/4/10.

- (12) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$2,592,000 for Silver Spring Lot 16 Parking Garage (Source: Silver Spring Parking Lot District current revenue) (Orlin)
T&E Committee worksession tentatively scheduled for later this afternoon.

- (13) 1:45 **BRIEFING** - Life Sciences Initiatives (Steiner)

ADJOURN

- 2:30 **T&E Committee** - Transportation CIP (7th floor Council Hearing Room)
- 2:30 **ED Committee** - MCPS CIP (3rd floor Council Conference Room)

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Mar 8, 2010	12:30 pm	State Legislative Program
Mar 9, 2010	9:30 am	Regular Session
Mar 15, 2010	9:00 am	Meeting with the County Executive - OB Transmittal
Mar 15, 2010	12:30 pm	State Legislative Program
Mar 16, 2010	9:30 am	Regular Session
Mar 18, 2010	6:30 pm	Meeting with Maryland Municipal League
Mar 22, 2010	12:30 pm	State Legislative Program
Mar 23, 2010	9:30 am	Regular Session
Mar 24, 2010	7:30 pm	Town Hall Meeting - Kensington/Wheaton
Mar 29, to Apr 2, 2010		RECESS
Apr 6, 2010	8:30 am	Coffee with County Executive
Apr 6, 2010	9:45 am	Regular Session
Apr 8, 2010	1:30 pm	Interviews - MCPB Chair
Apr 13, 2010	9:30 am	Regular Session
Apr 20, 2010	9:30 am	Regular Session
Apr 27, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

Mar 16, 2010

1:30 pm Germantown Sectional Map Amendment (G-887) - *Note: This hearing has been postponed to 7:30 pm*

1:30 pm ZTA 10-02, Residential Townhouse (RT) Zones - Existing dwellings

1:30 pm Special appropriation to the MCPS FY10 Capital Budget - \$6.75 million, for relocatable classrooms

1:30 pm Resolution to extend designation of the County's Local Management Board

7:30 pm Germantown Sectional Map Amendment (G-887)

April 5, 2010

7:00 pm FY11 Operating Budget

April 6, 2010

7:00 pm FY11 Operating Budget

April 7, 2010

1:30 pm FY11 Operating Budget

7:00 pm FY11 Operating Budget

April 8, 2010

7:00 pm FY11 Operating Budget



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.

COUNTY COUNCIL SEEKS APPLICANTS
FOR THE POSITION OF CHAIRMAN OF MONTGOMERY COUNTY PLANNING BOARD
DEADLINE: MONDAY, MARCH 8, 2010 AT 5:00 P.M.,

The Montgomery County Council is seeking applicants to fill a position on the Montgomery County Planning Board for the expiring term of Royce Hanson (Democrat). His term will expire on June 14, 2010. Dr. Hanson has indicated that he will not apply for reappointment.

The Council expects to designate the appointee as chairman. In appointing a chairman for the board, the Council will establish the salary for the chairman within a range of \$160,000 to \$180,000. Applications must be received no later than 5 p.m. on Monday, March 8.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. The position can be filled by a Democrat, Republican; a voter who declines to affiliate with a party; or by a member of another party officially recognized by the Montgomery County Board of Elections.

In addition to Dr. Hanson, current board members are Joseph Alfandre, a Democrat; Norman Dreyfuss, a Republican; Amy Presley, a Republican and Marye Wells-Harley, a Democrat. Annual compensation for Board members is currently \$30,000 (The deadline for applying is 5 p.m., on Monday, March 8.)

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March 2, 2010

Page 6

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FOR INFORMATION: Justina Ferber, 240-777-7938

###

*This meeting will be televised live on CCM Channels
Comcast 6, RCN 6, and Verizon 30; repeated on 3/12/10 at 9 pm*

Monday, March 8, 2010

- (1) 12:30 **DISCUSSION** - State Legislative Program (Wenger)
(6th floor Council Conference Room - Not televised)

Tuesday, March 9, 2010

- 9:30 **INVOCATION** - Rabbi Greg Harris, Congregation Beth El of Montgomery County,
Bethesda
- 9:35 **PRESENTATION** - Proclamation in recognition of the Food and Drug Administration
(FDA) Transportation Demand Management Initiative and Accomplishments by Council
Vice President Ervin
- 9:40 **GENERAL BUSINESS** (Lauer)
- (2) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: February 22 and 23, 2010
- Approval of Closed Session Minutes: February 23, 2010
- (3) 9:45 **CONSENT CALENDAR**
- A. **Introduction** - Resolution to approve Fire, Rescue, EMS, and Community Risk
Reduction Master Plan Update (Davidson)
Action is tentatively scheduled for 3/16/10.
- B. **Receipt and Release** - Office of Legislative Oversight Memorandum Report 2010-8,
History and Status of the Montgomery County Collaboration Council (Miller/Downie)
HHS Committee worksession will be scheduled at a later date.
- C. **Action** - Executive Regulation 24-09AM, Financial Disclosure (Drummer)
MFP Committee recommends approval.
- D. **Action** - Resolution to support Low Income Housing Tax Credits for Housing
Opportunities Commission for the Hampden Lane Project (McMillan)

(3) 9:45 **CONSENT CALENDAR** (*continued*)

- E. **Action** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$2,592,000 for Silver Spring Lot 16 Parking Garage (Source: Silver Spring Parking Lot District current revenue) (Orlin)
T&E Committee recommends approval.
- F. **Action** - Resolution to authorize Certificates of Participation (COPs) - \$23,000,000 for financing of Ride On bus fleet replacement (Sherer)
- H. **Action** - Executive Regulation 23-09, Probationary Period of Noncompetitive Reappointments (Ferber)
MFP Committee recommends approval.
- I. **Action** - Executive Regulation 28-09, Gain Sharing Program and Performance Based Pay for MLS Employees (Ferber)
MFP Committee recommends approval.

9:50 **WORKSESSION - FY11-16 Capital Improvements Program:**

- (4) • Montgomery College ED (Sherer)
- (5) • Police PS (Farag)
- (6) • Correction and Rehabilitation (Farag)
- (7) • County Government: Liquor Warehouse (Ferber)
- (8) • Public Arts Trust HHS (Davidson)
- (9) • Washington Suburban Sanitary Commission (WSSC) T&E (Levchenko)
- (10) • Solid Waste (Levchenko)
- (11) • Conservation of Natural Resources - storm drains, stormwater mgmt (Levchenko)
- (12) • General Government: Fuel management (Farag)
- (13) • Housing Opportunities Commission PHED (McMillan)
- (14) • Housing and Community Affairs (McMillan/Davidson)
- (15) • Community Development (Davidson)

12:00 **RECESS**

- (16) 1:30 **BRIEFING** - Blizzard of 2010 Recap from State Highway Administration, PEPCO, Comcast, Verizon, RCN, and County Department of Transportation, and Office of Emergency Management and Homeland Security (Orlin/Davidson)

3:00 **ADJOURN**

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 16, 2010:

Animal Matters Hearing Board: Shelley Janashek, Allan Cohen, Marlene Schooler, Dawn Forsythe, Lynn Novelli

Commission on Aging: Myrna Cooperstein, Nhora Murphy, Beth Shapiro, Alicia Bazan-Jimenez, Elaine Binder, Michael Goldman, Leslie Marks, Mona Negm, Spencer Schron

Commission on People with Disabilities: Betsy Jett

Mental Health Advisory Committee: Rhona Sollod, Scott Davis, Kathleen McCallum, Linda Bart, Donna (DJ) Jones-Reilly, J. Thomas Thornburgh

Sign Review Board: Brian Porto, Barbara Berschler, Coblens Scherr

FUTURE COUNCIL MEETINGS

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

Mar 15, 2010	9:00 am	Meeting with the County Executive - OB Transmittal
Mar 15, 2010	12:30 pm	State Legislative Program
Mar 16, 2010	9:30 am	Regular Session
Mar 18, 2010	6:30 pm	Meeting with Maryland Municipal League
Mar 22, 2010	12:30 pm	State Legislative Program
Mar 23, 2010	9:30 am	Regular Session
Mar 24, 2010	7:30 pm	Town Hall Meeting - Kensington/Wheaton
Mar 29, to Apr 2, 2010		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

Mar 16, 2010

1:30 pm Germantown Sectional Map Amendment (G-887) - *Note: This hearing has been postponed to 7:30 pm*
1:30 pm ZTA 10-02, Residential Townhouse (RT) Zones - Existing dwellings
1:30 pm Special appropriation to the MCPS FY10 Capital Budget and amendment to the FY09-14 CIP - \$6.75 million, for relocatable classrooms
1:30 pm Resolution to extend designation of the County's Local Management Board
7:30 pm Germantown Sectional Map Amendment (G-887)

Mar 23, 2010

1:30 pm Resolution to amend Growth Policy: White Flint Metro Station Policy Area
7:30 pm **Bill 6-10**, Noise Control - Arts and Entertainment Activities
7:30 pm **Expedited Bill 7-10**, Motor Vehicles and Traffic - Speed monitoring systems

April 5, 2010

7:00 pm FY11 Operating Budget

April 6, 2010

7:00 pm FY11 Operating Budget

April 7, 2010

1:30 pm FY11 Operating Budget

7:00 pm FY11 Operating Budget

April 8, 2010

7:00 pm FY11 Operating Budget



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ADDENDUM

Tuesday, March 16, 2010

10:30 DISTRICT COUNCIL SESSION *(continued)*

- Deferred:**(14) D. **Action** - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)
Application No: G-882
Applicant: Foundation for Advanced Education in Sciences (Stephen Z. Kaufman and Heather Dlhopsky, Attorneys)
Property: 4.08 acres located at 9204, 9206, 9208, 9214 Cypress Avenue and 5201, 5205 Cedar Lane, Bethesda
- (15) E. **Action** - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)
Application No: G-845
Correction: **Applicant:** Georgia Avenue, Inc. (Jody S. Kline, Attorney)
Property: 3.6 acres of land located at 11501 Georgia Avenue and 2413, 2411, and 2409 Blueridge Avenue, Silver Spring
- Add:** (18.1) I. **Introduction** - Zoning Text Amendment 10-04, C-2 Zone - Automobile Filling Stations, sponsored by the District Council at the request of the County Executive(Zyontz)
Action - Resolution to establish public hearing for 4/20/10 at 1:30 pm.

1:45 WORKSESSION - FY11-16 Capital Improvements Program:

- Deferred:** (27) • Judicial Center Annex (Farag)

*This meeting will be televised live on CCM Channels
Comcast 6, RCN 6, and Verizon 30; repeated on 3/19/10 at 9 pm*

Monday, March 15, 2010

8:30 **MEETING** with County Executive - Operating Budget transmittal (2nd floor EOB)

- (1) 12:30 **DISCUSSION** - State Legislative Program (Wenger)
(6th floor Council Conference Room - Not televised)

Tuesday, March 16, 2010

9:30 **INVOCATION** - Reverend Stephani Nagley, St. Luke's Episcopal Church, Bethesda

9:35 **GENERAL BUSINESS** (Lauer)

- (2) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: March 2, 2010

(3) 9:40 **CONSENT CALENDAR**

A. **Action** - Resolution to approve Fire, Rescue, EMS, and Community Risk Reduction
Master Plan Update (Davidson)
PS Committee recommends approval.

B. **Action** - Confirmation of County Executive appointments to the Animal Matters
Hearing Board: Shelley Janashek, Allan Cohen, Marlene Schooler, Dawn Forsythe,
Lynn Novelli (Ferber)

C. **Action** - Confirmation of County Executive appointments to the Commission on
Aging: Myrna Cooperstein, Nhora Murphy, Beth Shapiro, Alicia Bazan-Jimenez,
Elaine Binder, Michael Goldman, Leslie Marks, Mona Negm, Spencer Schron (Ferber)

D. **Action** - Confirmation of County Executive appointment to the Commission on
People with Disabilities: Betsy Jett (Ferber)

(3) 9:40 **CONSENT CALENDAR** (*continued*)

E. **Action** - Confirmation of County Executive appointments to the Mental Health Advisory Committee: Rhona Sollod, Scott Davis, Kathleen McCallum, Linda Bart, Donna (DJ) Jones-Reilly, J. Thomas Thornburgh (Ferber)

F. **Action** - Confirmation of County Executive appointments to the Sign Review Board: Brian Porto, Barbara Berschler, Coblens Scherr (Ferber)

G. **Action** - Confirmation of County Executive appointment to the Department of Permitting Services Advisory Committee: Sylke Knuppel (Ferber)

9:45 **LEGISLATIVE SESSION Day # 6**

A. Introduction of Bills

(4) • **Expedited Bill 8-10**, Finance - Public Facilities - Agricultural Easements, sponsored by PHED Committee (Mihill)
Public Hearing is scheduled for 4/6/10 at 1:30 pm.

B. Call of Bills for Final Reading

(5) • **Bill 2-10**, Personnel - Contracts - Retaliation (Drummer)
MFP Committee recommends approval with amendments.

(6) • **Expedited Bill 45-09**, Contracts and Procurement - Amendments (Drummer)
T&E Committee recommends approval with amendments.

(7) • **Expedited Bill 5-10**, Economic Development - Biotechnology Credit - County Supplement (Faden)
PHED Committee recommends approval with amendments.

(8) • **Bill 34-09**, Forest Conservation - Enforcement (Faden)
T&E Committee recommends approval with amendments.

(9) • **Bill 27-09**, Ethics - Amendments (Faden)
MFP Committee recommends approval with amendments.

(10) • **Bill 12-09**, Ethics - Ex Parte Communications (Faden)
MFP Committee recommends approval with amendments.

10:30 **DISTRICT COUNCIL SESSION**

(11) A. **Introduction** - Zoning Text Amendment 10-03, Exemptions - Legal Dwellings, sponsored by Councilmember Knapp (Zyontz)
Action - Resolution to establish public hearing for 4/20/10 at 1:30 pm.

(12) B. **Introduction** - Resolution to amend Growth Policy: White Flint Metro Station Policy Area (Orlin)
Public Hearing is scheduled for 3/23/10 at 1:30 pm.

10:30 **DISTRICT COUNCIL SESSION** (*continued*)

- (13) C. **Action** - Zoning Text Amendment 09-13, Transit Mixed-Use (TMX) Zone - Prior approvals (Zyontz)
PHED Committee recommends approval with amendments.
- (14) D. **Action** - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)
Application No: G-882
Applicant: Foundation for Advanced Education in Sciences (Stephen Z. Kaufman and Heather Dlhopsky, Attorneys)
Property: 4.08 acres located at 9204, 9206, 9208, 9214 Cypress Avenue and 5201, 5205 Cedar Lane, Bethesda
- (15) E. **Action** - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)
Application No: G-845
Applicant: Georgia Avenue, Inc. (Jody S. Kline, Attorney))
Property: 3.6 acres of land located at 11501 Georgia Avenue and 2413, 2411, and 2409 Blueridge Avenue, Silver Spring
- (16) F. **Action** - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)
Application No: G-848
Applicant: Olympus Real Estate Group, LLC (Jody S. Kline, Attorney)
Property: 4.7 acres of land located at 13991, 13999 and 14001 Old Columbia Pike, Silver Spring, between Briggs Chaney Road and Paint Branch High School
- (17) G. **Action** - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)
Application No: G-855
Applicant: East-West Residential, LLC, (Jody S. Kline, Attorney)
Property: 30,814 square feet of land located at 4350 Montgomery Avenue, Bethesda, Maryland, near the intersection of Montgomery Avenue and East West Highway
- (18) H. **Action** - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)
Application No: G-886
Applicant: Curtis and Carol Benesh, (C. Martin and Debra S. Borden, Attorneys)
Property: 16,475 square feet of land located at 19330 Liberty Mill Road, Germantown

11:00 **WORKSESSION - FY11-16 Capital Improvements Program:**

- (19) • Health and Human Services HHS (Yao)
(20) • Libraries (McGuire)
- (21) • Recreation PHED (Yao)
(22) • Revenue Authority (McGuire)

12:00 **RECESS - 12:15 MFP Committee - meeting as the Audit Committee** (5CCR)

- 1:30 **PUBLIC HEARING** - Germantown Sectional Map Amendment (G-887) (Michaelson)
Note: This hearing has been postponed to 7:30 pm this evening.
- (24) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 10-02, Residential Townhouse (RT)
Zones - Existing dwellings (Zyontz)
PHED Committee worksession will be scheduled at a later date.
- (25) 1:30 **PUBLIC HEARING/ACTION** - Resolution to extend designation of the County's
Local Management Board (Yao)
- (26) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the Montgomery County
Public Schools' FY10 Capital Budget and amendment to the FY09-14 Capital
Improvements Program - \$6.75 million, for relocatable classrooms (Source: Current
Revenue) (Levchenko)
ED Committee recommendation will be available 3/11/10.
- 1:45 **WORKSESSION - FY11-16 Capital Improvements Program:**
- (27) • Judicial Center Annex PS (Farag)
(28) • Public Safety Training Academy (McMillan)
(29) • Fire and Rescue (Davidson)
- (30) • Cost Sharing-MCG PHED (Ferber)
(31) • Conservation of Natural Resources - agricultural land preservation (Ferber)
(32) • General Government: Economic Development projects (Ferber)
- (33) • General Government projects MFP (Sherer)
(34) • General Government - Technology Modernization (Toregas)
(35) • FiberNet (Toregas)
- (36) • Integrated Justice Information System (IJIS) MFP/PS (Toregas)
- (38) • Transportation T&E (Orlin)
- 5:00 **ADJOURN**
- (39) 7:30 **PUBLIC HEARING** - Germantown Sectional Map Amendment (G-887) (Michaelson)
PHED Committee worksession tentatively scheduled for 4/5/10.

Thursday, March 18, 2010

- 6:30 **Meeting** with Montgomery County Chapter of the Maryland Municipal League
(5th floor Council Conference Room)

FUTURE COUNCIL MEETINGS

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Mar 22, 2010	12:30 pm	State Legislative Program
Mar 23, 2010	9:30 am	Regular Session
Mar 24, 2010	7:30 pm	Town Hall Meeting - Kensington/Wheaton
Mar 29, to Apr 2, 2010		RECESS
Apr 6, 2010	8:30 am	Coffee with County Executive
Apr 6, 2010	9:45 am	Regular Session
Apr 13, 2010	9:30 am	Regular Session
Apr 20, 2010	9:30 am	Regular Session
Apr 27, 2010	9:30 am	Regular Session
May 4, 2010	9:30 am	Regular Session
May 10, 2010	9:30 am	Council Budget Worksession
May 11, 2010	9:30 am	Regular Session & Council Budget Worksession
May 12, 2010	9:30 am	Council Budget Worksession
May 12, 2010	1:30 pm	Interviews - MCPB Chair
May 13, 2010	9:30 am	Council Budget Worksession
May 13, 2010	3:00 pm	Meeting with Prince George's County Council
May 14, 2010	9:30 am	Council Budget Worksession
May 17, 2010	9:30 am	Council Budget Worksession
May 18, 2010	9:30 am	Regular Session & Council Budget Worksession
May 19, 2010	9:30 am	Council Budget Worksession
May 20, 2010	9:30 am	Council Budget Worksession
May 21, 2010	9:30 am	Council Budget Worksession

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

Mar 23, 2010

- 1:30 pm Resolution to amend Growth Policy: White Flint Metro Station Policy Area
- 7:30 pm **Bill 6-10**, Noise Control - Arts and Entertainment Activities
- 7:30 pm **Expedited Bill 7-10**, Motor Vehicles and Traffic - Speed monitoring systems

April 5, 2010

- 7:00 pm FY11 Operating Budget

April 6, 2010

- 7:00 pm FY11 Operating Budget

April 7, 2010

- 1:30 pm FY11 Operating Budget
- 7:00 pm FY11 Operating Budget

April 8, 2010

- 7:00 pm FY11 Operating Budget



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.

ADDENDUM #3

Tuesday, March 23, 2010

Add: 4:00 **PROPOSED CLOSED SESSION** to consider the marketing of public securities, pursuant to Maryland Code, State Government Article, §10-508 (a) (6) Topic is County bond sales. *(6th floor Conference Room)* (Faden)

ADDENDUM #2
Tuesday, March 23, 2010

(3) 1:30 **CONSENT CALENDAR** *(continued)*

Add: L. **Introduction** - Resolution to amend Fuel/Energy tax rates (Faden)
Public Hearing is scheduled for 5/4/10 at 1:30 pm.

1:30 **LEGISLATIVE SESSION Day # 7** *(continued)*

Add: (3.4) A. Introduction of Bills *(continued)*
• **Expedited Bill 11-10**, Stormwater Management -Water Quality Protection Charge - Debt Service, sponsored by the Council President at the request of the County Executive (Mihill)
Public Hearing is scheduled for 4/20/10 at 1:30 pm.

Add: (3.5) • **Expedited Bill 12-10**, Human Rights - Equal Employment Opportunity Program, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 4/20/10 at 1:30 pm.

Add: (3.6) • **Expedited Bill 13-10**, Emergency Medical Services Transport Fee - Established, sponsored by the Council President at the request of the County Executive (Faden/Davidson)
Public Hearing is scheduled for 4/13/10 at 7:30 pm.

Add: (3.7) • **Expedited Bill 14-10**, Recordation Tax - Allocation of Revenue, sponsored by the Council President at the request of the County Executive (Faden/Orlin)
Public Hearing is scheduled for 5/4/10 at 1:30 pm.

Add: (3.8) • **Expedited Bill 15-10**, Taxation - Fuel-Energy Tax - Rate, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 5/4/10 at 1:30 pm.

ADDENDUM

Tuesday, March 23, 2010

(3) 9:40 **CONSENT CALENDAR**

Correction: J. **Introduction** - Resolution to authorize transfer of funds from the Revenue Stabilization Fund to the General Fund for use in FY 2010 (Sherer)
Public Hearing is scheduled for 4/20/10 at 1:30 pm.

Correction: K. **Introduction** - Resolution to authorize transfer of funds from the General Fund to the Revenue Stabilization Fund for use in FY 2011 (Sherer)
Public Hearing is scheduled for 4/20/10 at 1:30 pm.

10:15 **WORKSESSION - FY11-16 Capital Improvements Program:**

Deferred: (10) • Housing and Community Development (*continued*) (Davidson)

Deferred:(14) 2:30 **BRIEFING** - Interim and short-term financing for CIP (Sherer/Orlin)

Add: 3:00 **PROPOSED CLOSED SESSION** to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is to discuss a specific company's potential move to the County. (*6th floor Council Conference Room*) (Ferber/Faden)

Add: 3:30 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is education funding. (*6th floor Conference Room*) (Faden)

*This meeting will be televised live on CCM Channels
Comcast 6, RCN 6, and Verizon 30; repeated on 3/26/10 at 9 pm*

Monday, March 22, 2010

- (1) 12:30 **DISCUSSION** - State Legislative Program (Wenger)
(6th floor Council Conference Room - Not televised)

Tuesday, March 23, 2010

9:30 **MOMENT OF SILENCE**

9:35 **GENERAL BUSINESS** (Lauer)

- (2) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: March 1 and 9, 2010

(3) 9:40 **CONSENT CALENDAR**

A. **Introduction** - Resolution to amend the Highway Noise Abatement Policy (Orlin)
T&E Committee worksession tentatively scheduled for 4/8/10.

B. **Introduction** - Resolution to approve FY11 Transportation Fees, Charges, and Fares (Orlin)
Public Hearing is scheduled for 4/22/10 at 7:30 pm.

C. **Introduction** - Resolution to establish FY11 Solid Waste Service Charges (Levchenko)
Public Hearing is scheduled for 4/13/10 at 1:30 pm.

D. **Introduction** - Resolution to establish FY11 Water Quality Protection Charge (Levchenko)
Public Hearing is scheduled for 4/13/10 at 1:30 pm.

E. **Action** - Executive Regulation 19-09AM, Revisions to Procurement Regulations (Drummer)
T&E Committee recommends approval as amended.

F. **Introduction** - Resolution to set amount of Property Tax Credit for Income Tax Offset (Faden)
Public Hearing is scheduled for 4/27/10 at 1:30 pm.

(3) 9:40 **CONSENT CALENDAR** (*continued*)

- G. **Action** - Resolution to approve an abandonment of a portion of Lybrook Drive in the Lee Lloyd's Addition to Burning Tree Valley Subdivision in Bethesda (Orlin)
- H. **Action** - Resolution to approve an abandonment of an unimproved portion of Maple Avenue in the Avery Lodge Subdivision in Rockville (Orlin)
- I. **Action** - Resolution to amend previously adopted Resolution No.16-675, regarding the issuance and sale of revenue bonds (Sherer)
- J. **Introduction** - Resolution to authorize transfer of funds from the Revenue Stabilization Fund for use in FY 2010 (Sherer)
- K. **Introduction** - Resolution to authorize transfer of funds from the Revenue Stabilization Fund for use in FY 2011 (Sherer)

9:45 **LEGISLATIVE SESSION Day # 7**

A. Introduction of Bills

- (3.1) • **Expedited Bill 9-10**, Personnel - Retirement Incentive Program, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 4/13/10 at 1:30 pm.
- (3.2) • **Expedited Bill 10-10**, Buildings - Energy Efficiency - Repeal, sponsored by the Council President at the request of the County Executive (Mihill)
Public Hearing is scheduled for 4/13/10 at 1:30 pm.
- (3.3) • **Expedited Bill 11-10**, FY2011 Budget Reconciliation and Financing, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 5/4/10 at 7:30 pm.

9:45 **DISTRICT COUNCIL SESSION**

- (4) A. **Action** - Resolution to extend time until May 27, 2010 for Council action on Housing Element of General Plan (McMillan)
- (5) B. **Action** - White Flint Sector Plan (Michaelson/Orlin)

10:15 WORKSESSION - FY11-16 Capital Improvements Program:

- (6) • Montgomery County Public Schools ED (Levchenko/McGuire)
- (7) • County Government: MCPS food distribution facility (McMillan)
- (8) • County Government: MCPS and MNCPPC maintenance facilities (McMillan)

- (9) • Park and Planning PHED (Michaelson)
- (10) • Housing and Community Development (*continued*) (Davidson)

- (11) • Public Safety System Modernization MFP/PS (Toregas/Davidson)

- (12) • Judicial Center Annex PS (Frag)

12:30 RECESS

- (13) 1:30 **PUBLIC HEARING** - Resolution to amend Growth Policy: White Flint Metro Station Policy Area (Orlin)
Action is tentatively scheduled for 4/6/10.

- (14) 2:15 **BRIEFING** - Interim and short-term financing for CIP (Sherer/Orlin)

3:00 ADJOURN

- 7:30 **PUBLIC HEARING by the T&E Committee** on the following:
 - (15) • **Bill 6-10**, Noise Control - Arts and Entertainment Activities (Faden)
T&E Committee worksession tentatively scheduled for a later date.

 - (16) • **Expedited Bill 7-10**, Motor Vehicles and Traffic - Speed monitoring systems (Drummer)
T&E Committee worksession tentatively scheduled for 4/8/10.

The next regular Council Session is scheduled for April 6, 2010. The agenda schedule will be mailed and posted to the web site on April 1, 2010. Please see the listing below for future Council meetings and public hearings. Council Committees will meet on April 5, 2010; see the Committee agenda for a list of meetings.

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Mar 24, 2010	7:30 pm	Town Hall Meeting - Kensington/Wheaton
Mar 29, to Apr 2, 2010		RECESS
April 5, 2010	12:30 pm	State Legislative Program
Apr 6, 2010	8:30 am	Coffee with County Executive
Apr 6, 2010	9:45 am	Regular Session
Apr 13, 2010	9:30 am	Regular Session
Apr 20, 2010	9:30 am	Regular Session
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May 13, 2010	3:00 pm	Meeting with Prince George's County Council
May 14, 2010	9:30 am	Council Budget Worksession

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

April 5, 2010

7:00 pm FY11 Operating Budget

April 6, 2010

1:30 pm **Expedited Bill 8-10**, Finance - Public Facilities - Agricultural Easements

7:00 pm FY11 Operating Budget

April 7, 2010

1:30 pm FY11 Operating Budget

7:00 pm FY11 Operating Budget

April 8, 2010

7:00 pm FY11 Operating Budget

April 13, 2010

1:30 pm Resolution to establish FY11 Solid Waste Service Charges

1:30 pm Resolution to establish FY11 Water Quality Protection Charge

April 20, 2010

1:30 pm ZTA 10-03, Exemptions - Legal Dwellings

1:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations

April 22, 2010

7:30 pm Resolution to approve FY11 Transportation Fees, Charges, and Fares

April 27, 2010

1:30 pm Resolution to set public hearing on intent to consider increasing FY11 General Fund tax rate above the Constant Yield Tax Rate (CYTR)

May 4, 2010

1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset



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May 19, 2010	9:30 am	Council Budget Worksession
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May 21, 2010	9:30 am	Council Budget Worksession

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

Mar 23, 2010

1:30 pm Resolution to amend 2009-2011 Growth Policy: White Flint Metro Station Policy Area

7:30 pm **Bill 6-10**, Noise Control - Arts and Entertainment Activities

7:30 pm **Expedited Bill 7-10**, Motor Vehicles and Traffic - Speed monitoring systems

April 5, 2010

7:00 pm FY11 Operating Budget

April 6, 2010

1:30 pm **Expedited Bill 8-10**, Finance - Public Facilities - Agricultural Easements

7:00 pm FY11 Operating Budget

April 7, 2010

1:30 pm FY11 Operating Budget

7:00 pm FY11 Operating Budget

April 8, 2010

7:00 pm FY11 Operating Budget

FUTURE PUBLIC HEARINGS (continued)
To testify call 240-777-7803

April 13, 2010

- 1:30 pm Resolution to establish FY11 Solid Waste Service Charges
- 1:30 pm Resolution to establish FY11 Water Quality Protection Charge
- 1:30 pm **Expedited Bill 9-10**, Personnel - Retirement Incentive Program
- 1:30 pm **Expedited Bill 10-10**, Buildings - Energy Efficiency - Repeal
- 7:30 pm **Expedited Bill 13-10**, Emergency Medical Services Transport Fee - Established

April 20, 2010

- 1:30 pm ZTA 10-03, Exemptions - Legal Dwellings
- 1:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations - *Note: This hearing has been postponed to 7:30 pm*
- 1:30 pm Resolution to authorize transfer of funds from the Revenue Stabilization Fund to the General Fund for use in FY 2010
- 1:30 pm Resolution to authorize transfer of funds from the General Fund to the Revenue Stabilization Fund for use in FY 2011
- 1:30 pm **Expedited Bill 11-10**, Stormwater Management -Water Quality Protection Charge - Debt Service
- 1:30 pm **Expedited Bill 12-10**, Human Rights - Equal Employment Opportunity Program
- 7:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations

April 22, 2010

- 7:30 pm Resolution to approve FY11 Transportation Fees, Charges, and Fares

April 27, 2010

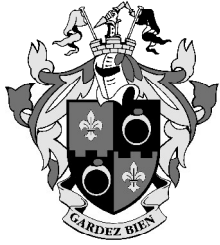
- 1:30 pm Resolution to set public hearing on intent to consider increasing FY11 General Fund tax rate above the Constant Yield Tax Rate (CYTR)
- 1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset

May 4, 2010

- 1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset
- 1:30 pm Resolution to amend Fuel/Energy tax rates
- 1:30 pm **Expedited Bill 14-10**, Recordation Tax - Allocation of Revenue
- 1:30 pm **Expedited Bill 15-10**, Taxation - Fuel-Energy Tax - Rate



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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

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

ADDENDUM **Monday, April 5, 2010**

10:40 DISTRICT COUNCIL SESSION

Deferred:(11)

F. **Action** - Resolution to amend Growth Policy: White Flint Metro Station Policy Area

(Orlin)

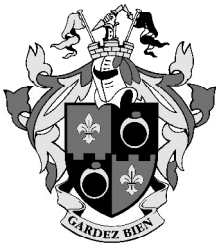
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Monday, April 5, 2010

- (1) 12:30 **DISCUSSION** - State Legislative Program (Wenger)
(6th floor Council Conference Room - Not televised)
- 7:00 **PUBLIC HEARING** - FY11 Operating Budget (Levchenko)

Tuesday, April 6, 2010

- 8:30 **COFFEE** with the County Executive (6th floor Council Conference Room - Not televised)
- 10:00 **INVOCATION** - Reverend Leslie Klingensmith, St. Matthew Presbyterian Church, Silver Spring
- 10:05 **PRESENTATION** - Proclamation in recognition of Welcome Home Vietnam Veteran Day by Councilmember Knapp and County Executive Leggett
- 10:10 **PRESENTATION** - Proclamation in recognition of April 2010 as Donate Life Month, by Councilmember Navarro
- 10:15 **GENERAL BUSINESS** (Lauer)
- (2) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
- (3) 10:20 **CONSENT CALENDAR**
- A. **Introduction** - Supplemental appropriation to the County Government's FY10 Operating Budget, Montgomery County Fire and Rescue Service - \$257,861 for Urban Area Security Initiative (UASI) H1N1 Preparedness Subgrant Award (Source: Federal grant) (Davidson)
Public Hearing/Action is scheduled for 4/20/10 at 1:30 pm.

(3) 10:20 **CONSENT CALENDAR** (*continued*)

B. **Receipt and Release** - Office of Legislative Oversight Report 2010-9, An Inventory and Assessment of Housing-Related Programs (Richards/Renkema)

C. **Action** - Resolution to set public hearing on intent to consider increasing FY11 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sherer)
Public Hearing is scheduled for 4/27/10 at 1:30 pm.

D. **Introduction** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$3,500,000 for Resurfacing: Residential/Rural Roads (Source: G.O. Bonds) (Orlin)
Public Hearing/Action is scheduled for 4/27/10 at 1:30 pm.

10:25 **LEGISLATIVE SESSION Day # 8**

A. Introduction of Bills

(3.1) • **Expedited Bill 16-10**, Personnel - Retirement - Imputed Compensation Limit, sponsored by Councilmember Andrews (Drummer)
Public Hearing is scheduled for 4/27/10 at 1:30 pm.

B. Call of Bills for Final Reading

(4) • **Bill 42-09**, Common Ownership Communities - Dispute Resolution (Faden)
PS Committee recommends approval with amendments.

(5) • **Bill 4-10**, Workforce Housing - Voluntary (Zyontz)
PHED Committee recommends approval with amendments.

10:40 **DISTRICT COUNCIL SESSION**

(6) A. **Action** - Zoning Text Amendment 10-01, Workforce Housing - Voluntary (Zyontz)
PHED Committee recommends approval with amendments.

(7) B. **Introduction** - Zoning Text Amendment 10-05, Special Exception Procedures - Telecommunication Facilities, sponsored by Councilmember Trachtenberg (Zyontz)
Action - Resolution to establish public hearing for 5/11/10 at 1:30 pm.

(8) C. **Action** - Subdivision Regulation Amendment 09-03, Enforcement - Amendments (Zyontz)
PHED Committee recommends approval with amendments.

(9) D. **Action** - Zoning Text Amendment 09-09, Planning Board Enforcement (Zyontz)
PHED Committee recommends approval with amendments.

10:40 **DISTRICT COUNCIL SESSION** (*continued*)

(10) E. **Action** - Request for withdrawal without prejudice of Local Map Amendment: (Zyontz)

Application No: G-882

Applicant: Foundation for Advanced Education in Sciences (Stephen Z. Kaufman and Heather Dlhopsky, Attorneys)

Property: 4.08 acres located at 9204, 9206, 9208, 9214 Cypress Avenue and 5201, 5205 Cedar Lane, Bethesda

(11) F. **Action** - Resolution to amend Growth Policy: White Flint Metro Station Policy Area (Orlin)

(12) 11:30 **WORKSESSION** - Gaithersburg West Master Plan - transportation and staging (Orlin)

12:30 **RECESS**

(13) 1:30 **PUBLIC HEARING - Expedited Bill 8-10**, Finance - Public Facilities - Agricultural Easements (Mihill)

PHED Committee worksession tentatively scheduled for 4/21/10.

(12) 1:45 **WORKSESSION** - Gaithersburg West Master Plan - transportation and staging (*continued*) (Orlin)

5:00 **ADJOURN**

7:00 **PUBLIC HEARING** - FY11 Operating Budget (Arthur)

Wednesday, April 7, 2010

1:30 **PUBLIC HEARING** - FY11 Operating Budget (Arthur)

7:00 **PUBLIC HEARING** - FY11 Operating Budget (Yao)

Thursday, April 8, 2010

7:00 **PUBLIC HEARING** - FY11 Operating Budget (Sherer)

Please Note: This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 4/9/10 at 9 pm

FUTURE COUNCIL MEETINGS

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

Apr 13, 2010	9:30 am	Regular Session
Apr 20, 2010	9:00 am	Regular Session
Apr 27, 2010	9:30 am	Regular Session
May 4, 2010	9:30 am	Regular Session
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May 12, 2010	9:30 am	Council Budget Worksession
May 12, 2010	1:30 pm	Interviews - MCPB Chair
May 13, 2010	9:30 am	Council Budget Worksession
May 13, 2010	3:00 pm	Meeting with Prince George's County Council

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

April 13, 2010

- 1:30 pm Resolution to establish FY11 Solid Waste Service Charges
- 1:30 pm Resolution to establish FY11 Water Quality Protection Charge
- 1:30 pm **Expedited Bill 9-10**, Personnel - Retirement Incentive Program
- 1:30 pm **Expedited Bill 10-10**, Buildings - Energy Efficiency - Repeal
- 7:30 pm **Expedited Bill 13-10**, Emergency Medical Services Transport Fee - Established

April 20, 2010

- 1:30 pm ZTA 10-03, Exemptions - Legal Dwellings
- 1:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations - *Note: This hearing has been postponed to 7:30 pm*
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April 22, 2010

- 7:30 pm Resolution to approve FY11 Transportation Fees, Charges, and Fares

April 27, 2010

- 1:30 pm Intent to consider increasing FY11 General Fund tax rate above the Constant Yield Tax Rate (CYTR)
- 1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset
- 1:30 pm Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, DOT - \$3,500,000 for Resurfacing: Residential/Rural Roads

May 4, 2010

- 1:30 pm **Expedited Bill 14-10**, Recordation Tax - Allocation of Revenue



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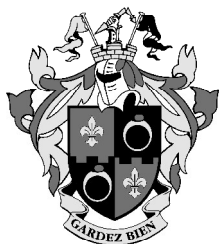
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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Tuesday, April 13, 2010

9:30 **INVOCATION** - Reverend Ginger Luke, River Road Unitarian Universalist
Congregation, Bethesda

9:35 **PRESENTATION** - Proclamation in recognition of Girl Scouts Council of the Nations
Capital and PEPCO's Efficient Light Bulb Program by Council President Floreen

9:40 **PRESENTATION** - Proclamation in recognition of the Montgomery College Cricket
Team by Council President Floreen

9:45 **GENERAL BUSINESS**

(Lauer)

A. Announcements:

- Agenda and Calendar Changes
- A public hearing on the **White Flint Sectional Map Amendment** is scheduled for May 18, 2010 at 1:30 pm.

(1) **B. Acknowledgement** - Receipt of Petitions

C. Action - Approval of Minutes: March 15, 16, 18, 22, and 23, 2010
- Approval of Closed Session Minutes: March 23, 2010

(2) 9:50 **CONSENT CALENDAR**

A. Action - Resolution to approve an abandonment of a portion of Black Hills Road
within Black Hills Regional Park in Boyds
T&E Committee recommends approval.

(Orlin)

9:55 **DISTRICT COUNCIL SESSION**

(3) **A. Introduction** - Subdivision Regulation Amendment 10-01, Public Utility Easements-
Urban Roads, sponsored by Councilmember Elrich

(Zyontz)

Action - Resolution to establish public hearing for 6/15/10 at 1:30 pm.

10:00 **LEGISLATIVE SESSION Day # 9**

A. Introduction of Bills

- (4) • **Bill 17-10**, Public Utility Easement - Urban Roads, sponsored by Councilmember Elrich (Zyontz)
Public Hearing is scheduled for 6/15/10 at 1:30 pm.
- (4.1) • **Expedited Bill 18-10**, Personnel - Retirement - Furlough - Imputed Compensation, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 4/27/10 at 1:30 pm.

(5) 10:05 **OVERVIEW** - FY11 Operating Budget (Farber)

(6) 11:15 **BRIEFING** - Interim and short-term financing for CIP (Sherer/Orlin)

(7) 11:30 **WORKSESSION** - Gaithersburg West Master Plan (*continued*) (Michaelson/Orlin)

12:30 **RECESS**

(8) 1:30 **PUBLIC HEARING - Expedited Bill 9-10**, Personnel - Retirement Incentive Program (Drummer)
MFP Committee worksession tentatively scheduled for 4/19/10.

(9) 1:30 **PUBLIC HEARING - Expedited Bill 10-10**, Buildings - Energy Efficiency - Repeal (Mihill)
T&E Committee worksession tentatively scheduled for 4/28/10.

(10) 1:30 **PUBLIC HEARING** - Resolution to establish FY11 Solid Waste Service Charges (Levchenko)
T&E Committee worksession tentatively scheduled for 4/28/10.

(11) 1:30 **PUBLIC HEARING** - Resolution to establish FY11 Water Quality Protection Charge (Levchenko)
T&E Committee worksession tentatively scheduled for 4/28/10.

(7) 2:00 **WORKSESSION** - Gaithersburg West Master Plan (*continued*) (Michaelson/Orlin)

5:00 **ADJOURN**

(12) 7:30 **PUBLIC HEARING by PS Committee - Expedited Bill 13-10**, Emergency Medical Services Transport Fee - Established (Faden/Davidson)
PS Committee worksession tentatively scheduled for 4/26/10.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 4/16/10 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 20, 2010:

Bethesda Urban Partnership, Inc. Board of Directors. Andrew VanHorn

Community Action Board: Megan Larson, Jorge Mujica

East County Recreation Advisory Board: B. Emmanuel Akinshola

Interagency Coordinating Board for Community Use of Public Facilities: Graciela Rivera-Oven

Victim Services Advisory Board: Chatonia Zollicoffer-Brown, Sharron Levine, Beverly Stern, Judith Whiton

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Apr 20, 2010	9:00 am	Regular Session
Apr 27, 2010	9:00 am	Regular Session
May 4, 2010	9:30 am	Regular Session
May 10, 2010	9:30 am	Council Budget Worksession
May 11, 2010	9:30 am	Regular Session & Council Budget Worksession
May 12, 2010	9:30 am	Council Budget Worksession
May 12, 2010	1:30 pm	Interviews - MCPB Chair
May 13, 2010	9:30 am	Council Budget Worksession
May 13, 2010	3:00 pm	Meeting with Prince George's County Council
May 14, 2010	9:30 am	Council Budget Worksession
May 17, 2010	9:30 am	Council Budget Worksession
May 18, 2010	9:30 am	Regular Session & Council Budget Worksession

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

April 20, 2010

- 1:30 pm ZTA 10-03, Exemptions - Legal Dwellings
- 1:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations - *This hearing has been postponed to 7:30 pm*
- 1:30 pm Resolution to authorize transfer of funds from the Revenue Stabilization Fund to the General Fund for use in FY 2010
- 1:30 pm Resolution to authorize transfer of funds from the General Fund to the Revenue Stabilization Fund for use in FY 2011
- 1:30 pm **Expedited Bill 11-10**, Stormwater Management -Water Quality Protection Charge - Debt Service
- 1:30 pm **Expedited Bill 12-10**, Human Rights - Equal Employment Opportunity Program
- 1:30 pm Supplemental appropriation to the County Government's FY10 Operating Budget, MCFRS - \$257,861 for UASI H1N1 Preparedness Subgrant Award
- 7:00 pm **Expedited Bill 15-10**, Taxation - Fuel-Energy Tax - Rate
- 7:00 pm Resolution to amend Fuel/Energy tax rates
- 7:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations

April 22, 2010

- 7:30 pm Resolution to approve FY11 Transportation Fees, Charges, and Fares

FUTURE PUBLIC HEARINGS (continued)

To testify call 240-777-7803

April 27, 2010

1:30 pm Intent to consider increasing FY11 General Fund tax rate above the Constant Yield Tax Rate (CYTR)

1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset

1:30 pm Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, DOT - \$3,500,000 for Resurfacing: Residential/Rural Roads

1:30 pm **Expedited Bill 16-10**, Personnel - Retirement - Imputed Compensation Limit

1:30 pm **Expedited Bill 18-10**, Personnel - Retirement - Furlough - Imputed Compensation,

May 4, 2010

1:30 pm **Expedited Bill 14-10**, Recordation Tax - Allocation of Revenue

May 11, 2010

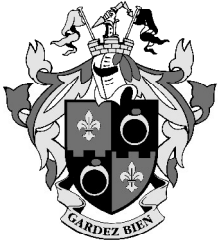
1:30 pm ZTA 10-05, Special Exception Procedures - Telecommunication Facilities

May 18, 2010

1:30 pm White Flint Sectional Map Amendment



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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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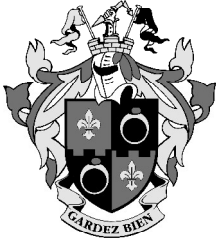
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ADDENDUM

Tuesday, April 20, 2010

Time Changes:

- (13) 1:45 **ACTION** - Resolution to amend Growth Policy: White Flint Metro Station Policy Area (Orlin)
- (24) 2:15 **SEMI-ANNUAL REPORT** of the Montgomery County Planning Board (Michaelson)



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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REVISED - See Additions to April 19 and April 22

Monday, April 19, 2010

(.5) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)

Tuesday, April 20, 2010

9:00 **INVOCATION** - Mrs. Jennie Y. Kellogg, Baha'i Faith of Montgomery County Northwest, Gaithersburg

9:05 **PRESENTATION** - Earth Day Recognition

9:30 **GENERAL BUSINESS** (Lauer)

- (1) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: April 5, 6, 7 and 8, 2010

(2) 9:35 **CONSENT CALENDAR**

A. **Introduction** - Resolution to support Low Income Housing Tax Credits for RST Development for the Galaxy Apartments in Silver Spring (McMillan)
Action is tentatively scheduled for 4/27/10.

B. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Level 3 Communications, LLC (Mihill)
MFP Committee worksession will be scheduled at a later date.

C. **Action** - Resolution to amend the Highway Noise Abatement Policy (Orlin)
T&E Committee recommends approval.

D. **Action** - Contract renewal for audit services (Rubin)
MFP Committee recommends approval.

(2) 9:35 **CONSENT CALENDAR** *(continued)*

- E. **Action** - Confirmation of County Executive appointment to the Bethesda Urban Partnership, Inc. Board of Directors: Andrew VanHorn (Ferber)
- F. **Action** - Confirmation of County Executive appointments to the Community Action Board: Megan Larson, Jorge Mujica (Ferber)
- G. **Action** - Confirmation of County Executive appointment to the East County Recreation Advisory Board: B. Emmanuel Akinshola (Ferber)
- H. **Action** - Confirmation of County Executive appointment to the Interagency Coordinating Board for Community Use of Public Facilities: Graciela Rivera-Oven (Ferber)
- I. **Action** - Confirmation of County Executive appointments to the Victim Services Advisory Board: Chatonia Zollicoffer-Brown, Sharron Levine, Beverly Stern, Judith Whiton (Ferber)

9:40 **LEGISLATIVE SESSION Day # 10**

A. Introduction of Bills

- (3) • **Expedited Bill 19-10**, Taxes - Transportation Impact Tax - Amendments, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 5/11/10 at 1:30 pm.
- (4) • **Bill 20-10**, Special Capital Improvements Project - MCPS Food Distribution Facility Relocation, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.
- (5) • **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.
- (6) • **Bill 22-10**, Special Capital Improvements Project - Travilah Fire Station, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.
- (7) • **Bill 23-10**, Special Capital Improvements Project - 3rd District Police Station, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.
- (8) • **Bill 24-10** Special Capital Improvements Project - Equipment Maintenance and Operations Center (EMOC), sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.

9:40 **LEGISLATIVE SESSION Day # 10 (continued)**

A. Introduction of Bills (continued)

- (9) • **Bill 25-10**, Special Capital Improvements Project - Olney Library Renovation and Addition, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.
- (10) • **Bill 26-10**, Special Capital Improvements Project - 6th District Police Station, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.
- (11) • **Bill 27-10**, Special Capital Improvements Project - North County Maintenance Depot, sponsored by the Council President at the request of the County Executive (Orlin)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.

B. Call of Bills for Final Reading

- (12) • **Expedited Bill 7-10**, Motor Vehicles and Traffic - Speed monitoring systems (Drummer)
T&E Committee recommends approval.
- (13) 10:00 **ACTION** - Resolution to amend Growth Policy: White Flint Metro Station Policy Area (Orlin)
- (14) 10:30 **INTRODUCTION** and Briefing - Resolution to approve Council of Governments Region Forward Report (Michaelson)
Action is tentatively scheduled for 4/27/10.
- (15) 10:45 **UPDATE** - Zoning Ordinance rewrite (Zyontz)

12:15 **RECESS**

- (17) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 10-03, Exemptions - Legal Dwellings (Zyontz)
PHED Committee worksession is tentatively scheduled for 4/22/10.
- (18) 1:30 **PUBLIC HEARING** - Resolution to authorize transfer of funds from the Revenue Stabilization Fund to the General Fund for use in FY 2010 (Sherer)
MFP Committee worksession tentatively scheduled for 4/22/10.
- (19) 1:30 **PUBLIC HEARING** - Resolution to authorize transfer of funds from the General Fund to the Revenue Stabilization Fund for use in FY 2011 (Sherer)
MFP Committee worksession tentatively scheduled for 4/22/10.
- (20) 1:30 **PUBLIC HEARING - Expedited Bill 11-10**, Stormwater Management -Water Quality Protection Charge - Debt Service (Mihill)
T&E Committee worksession tentatively scheduled for 4/28/10.
- (21) 1:30 **PUBLIC HEARING - Expedited Bill 12-10**, Human Rights - Equal Employment Opportunity Program (Drummer)
HHS Committee worksession tentatively scheduled for 4/28/10.

- (22) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 10-04, C-2 Zone - Automobile Filling Stations (Zyontz)
Notice: This hearing has been continued to 5/20/10 at 7:30 pm. All speakers will be heard at that time.
- (23) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY10 Operating Budget, Montgomery County Fire and Rescue Service - \$257,861 for Urban Area Security Initiative (UASI) H1N1 Preparedness Subgrant Award (Source: Federal grant) (Davidson)
- (24) 1:45 **SEMI-ANNUAL REPORT** of the Montgomery County Planning Board (Michaelson)
- 4:00 **ADJOURN**
- (25) 7:00 **PUBLIC HEARING on the following:**
- Resolution to amend Fuel/Energy tax rates (Faden)
 - **Expedited Bill 15-10**, Taxation - Fuel/Energy Tax - Rate (Faden)
MFP/T&E Committee worksession tentatively scheduled for 4/21/10.

Thursday, April 22, 2010

- 1:30 **Transmittal** of Executive's FY11 Budget Adjustments
- 7:30 **PUBLIC HEARING by T&E Committee** - Resolution to approve FY11 Transportation Fees, Charges, and Fares (Orlin)
T&E Committee worksession tentatively scheduled for 4/29/10.

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 4/23/10 at 9 pm

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 27, 2010:

Agricultural Preservation Advisory Board: Robert Cissel

Committee on Hate/Violence: Melissa Jamison, Nicholas Crouch, Jo-Ann Harrison, Lorraine Lee, Rafael Medoff, Dawinder (Dave) Sidhu, Jheanelle Wilkins

Historic Preservation Commission: Margaret Maher

Commission on Juvenile Justice: Margaret Currie, Christopher Fogleman, Barbara Holtz, Dana Pisanelli

Pedestrian and Traffic Safety Advisory Committee: David Sharp

Silver Spring Citizens Advisory Board: Nestor Alvarenga, Rebecca Howland, Tina Johnson, Deborah Linn, Daniel Morales, Mary Murphy, Richard Ripley, Susan Zusy

Strathmore Hall Foundation Board of Directors: Richard Carter, Solomon Graham

Western Montgomery County Citizens Advisory Board: Michele Cornwell, Nancy Regelin, Sally Kaplan, Margaret Dennis, Jeffrey Hearle, Fritz Hirst, Ilaya Hopkins, Daniel Hoffman

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Apr 22, 2010 NEW	1:30 pm	Transmittal of Executive's FY11 Budget Adjustments
Apr 27, 2010	9:00 am	Regular Session
May 4, 2010	9:30 am	Regular Session
May 10, 2010	9:30 am	Council Budget Worksession
May 11, 2010	9:30 am	Regular Session & Council Budget Worksession
May 12, 2010	9:30 am	Council Budget Worksession
May 12, 2010	1:30 pm	Interviews - MCPB Chair
May 13, 2010	9:30 am	Council Budget Worksession
May 13, 2010	3:00 pm	Meeting with Prince George's County Council
May 14, 2010	9:30 am	Council Budget Worksession
May 17, 2010	9:30 am	Council Budget Worksession
May 18, 2010	9:30 am	Regular Session & Council Budget Worksession
May 19, 2010	9:30 am	Council Budget Worksession
May 20, 2010	9:30 am	Council Budget Worksession
May 21, 2010	9:30 am	Council Budget Worksession
May 27, 2010	9:30 am	Final Budget Action
May 31, 2010		HOLIDAY
June 1 to June 11, 2010		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

April 27, 2010

- 1:30 pm Intent to consider increasing FY11 General Fund tax rate above the Constant Yield Tax Rate (CYTR)
- 1:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset
- 1:30 pm Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, DOT - \$3,500,000 for Resurfacing: Residential/Rural Roads
- 1:30 pm **Expedited Bill 16-10**, Personnel - Retirement - Imputed Compensation Limit
- 1:30 pm **Expedited Bill 18-10**, Personnel - Retirement - Furlough - Imputed Compensation

May 4, 2010

- 1:30 pm **Expedited Bill 14-10**, Recordation Tax - Allocation of Revenue

May 11, 2010

- 1:30 pm ZTA 10-05, Special Exception Procedures - Telecommunication Facilities

May 18, 2010

- 1:30 pm White Flint Sectional Map Amendment

May 20, 2010

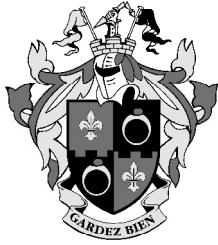
- 7:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations - Note: This hearing has been continued from April 20, 2010.

June 15, 2010

- 1:30 pm SRA 10-01, Public Utility Easements- Urban Roads
- 1:30 pm **Bill 17-10**, Public Utility Easement - Urban Roads



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ADDENDUM

Tuesday, April 27, 2010

(2) 9:35 **CONSENT CALENDAR** *(continued)*

Add:

M. Introduction - Amendments to the FY09-14 Capital Improvements Programs of Montgomery County Government and the Maryland-National Capital Park and Planning Commission, reflecting the County Executive's April 22 budget adjustments for FY10

(Orlin)

Public Hearing is scheduled for 5/18/10 at 1:30 pm.

9:40 **LEGISLATIVE SESSION Day #11**

A. Introduction of Bills:

Add: (3)

- **Bill 28-10**, Economic Development - Business Development Corporation - Establishment, sponsored by Council President Floreen and Councilmembers Trachtenberg, Ervin, Navarro, Knapp, Leventhal and Berliner

(Faden)

Change:(3.1)

- **Expedited Bill 29-10**, Taxes - Excise Tax - Carbon Dioxide Emissions, sponsored by Councilmember Berliner

(Faden)

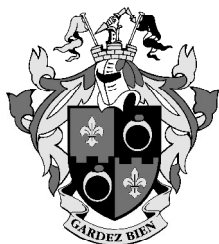
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Tuesday, April 27, 2010

9:00 **INVOCATION** - Reverend Ron Foster, Bethesda United Methodist Church, Bethesda

9:05 **PRESENTATION** - Golden Shovel Awards by Council President Floreen

9:15 **PRESENTATION** - Proclamation in recognition of the winners of the Montgomery County History Day Competition by Councilmember Andrews

9:25 **PRESENTATION** - Proclamation in recognition of the Springbrook Boys Basketball team for winning the 4 Maryland State Championship by Councilmember Navarro

9:30 **GENERAL BUSINESS** (Lauer)

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

(1) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: April 13, 2010

(2) 9:35 **CONSENT CALENDAR**

A. **Action** - Resolution to approve COG Region Forward Report (Michaelson)

B. **Action** - Resolution to support Low Income Housing Tax Credits for RST Development for the Galaxy Apartments in Silver Spring (McMillan)

C. **Action** - Resolution to extend time until May 15, 2010 to consider collective bargaining agreements (Drummer)
MFP Committee recommends approval.

D. **Action** - Confirmation of County Executive appointment to the Agricultural Preservation Advisory Board: Robert Cissel (Ferber)

E. **Action** - Confirmation of County Executive appointments to the Committee on Hate/Violence: Melissa Jamison, Nicholas Crouch, Jo-Ann Harrison, Lorraine Lee, Rafael Medoff, Dawinder (Dave) Sidhu, Jheanelle Wilkins (Ferber)

(2) 9:35 **CONSENT CALENDAR** *(continued)*

- F. **Action** - Confirmation of County Executive appointment to the Historic Preservation Commission: Margaret Maher (Ferber)
- G. **Action** - Confirmation of County Executive appointments to the Commission on Juvenile Justice: Margaret Currie, Christopher Fogleman, Barbara Holtz, Dana Pisanelli (Ferber)
- H. **Action** - Confirmation of County Executive appointment to the Pedestrian and Traffic Safety Advisory Committee: David Sharp (Ferber)
- I. **Action** - Confirmation of County Executive appointments to the Silver Spring Citizens Advisory Board: Nestor Alvarenga, Rebecca Howland, Tina Johnson, Deborah Linn, Daniel Morales, Mary Murphy, Richard Ripley, Susan Zusy (Ferber)
- J. **Action** - Confirmation of County Executive appointments to the Strathmore Hall Foundation Board of Directors: Richard Carter, Solomon Graham (Ferber)
- K. **Action** - Confirmation of County Executive appointments to the Western Montgomery County Citizens Advisory Board: Michele Cornwell, Nancy Regelin, Sally Kaplan, Margaret Dennis, Jeffrey Hearle, Fritz Hirst, Ilaya Hopkins, Daniel Hoffman (Ferber)
- L. **Introduction** - Resolution to amend rates of Telephone Tax (Faden)
Public Hearing is scheduled for 5/18/10 at 1:30 pm.

9:40 **LEGISLATIVE SESSION Day #11**

- A. Introduction of Bills:
- (3) • **Bill 28-10**, Economic Development - Business Development Corporation - Establishment, sponsored by Council President Floreen and Councilmembers Trachtenberg, Ervin, Navarro, and Knapp (Faden)
Public Hearing is scheduled for 5/18/10 at 1:30 pm.
- (3.1) • **Bill 29-10**, Taxes - Excise Tax - Carbon Dioxide Emissions, sponsored by Councilmember Berliner (Faden)
Public Hearing is scheduled for 5/18/10 at 1:30 pm.
- B. Call of Bills for Final Reading:
- (4) • **Expedited Bill 9-10**, Personnel - Retirement Incentive Program (Drummer)
MFP Committee recommends approval with amendments.

10:00 **DISTRICT COUNCIL SESSION**

- (5) A. **Action** - Zoning Text Amendment 09-07, Life Sciences Center (LSC) Zone - Revisions (Zyontz)
PHED Committee recommends approval with amendments.

April 27, 2010

Page 3

- (6) 10:45 **ACTION** - Resolution to amend Growth Policy: White Flint Metro Station Policy Area (Orlin)
- (7) 11:15 **BRIEFING** - Study of MNCPPC Central Administrative Services (Michaelson/Toregas)
- 12:00 **RECESS**
- (8) 1:30 **PUBLIC HEARING** - Intent to consider increasing FY11 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sherer)
- (9) 1:30 **PUBLIC HEARING** - Resolution to set amount of Property Tax Credit for Income Tax Offset (Faden)
MFP Committee worksession tentatively scheduled for 5/6/10.
- (10) 1:30 **PUBLIC HEARING - Expedited Bill 16-10**, Personnel - Retirement - Imputed Compensation Limit (Drummer)
MFP Committee worksession tentatively scheduled for 4/29/10.
- (11) 1:30 **PUBLIC HEARING - Expedited Bill 18-10**, Personnel - Retirement - Furlough - Imputed Compensation (Drummer)
MFP Committee worksession tentatively scheduled for 4/29/10.
- (12) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$3,500,000 for Resurfacing: Residential/Rural Roads (Source: G.O. Bonds) (Orlin)
Action is tentatively scheduled for 5/27/10.

2:30 **ADJOURN**

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 4/30/10 at 9 pm*

FUTURE COUNCIL MEETINGS

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

May 4, 2010	9:30 am	Regular Session
May 10, 2010	9:30 am	Council Budget Worksession
May 11, 2010	9:30 am	Regular Session & Council Budget Worksession
May 12, 2010	9:30 am	Council Budget Worksession
May 12, 2010	1:30 pm	Interviews - MCPB Chair
May 13, 2010	9:30 am	Council Budget Worksession
May 13, 2010	3:00 pm	Meeting with Prince George's County Council
May 14, 2010	9:30 am	Council Budget Worksession
May 17, 2010	9:30 am	Council Budget Worksession
May 18, 2010	9:30 am	Regular Session & Council Budget Worksession
May 19, 2010	9:30 am	Council Budget Worksession
May 20, 2010	9:30 am	Council Budget Worksession
May 21, 2010	9:30 am	Council Budget Worksession
May 27, 2010	9:30 am	Final Budget Action
May 31, 2010		HOLIDAY
June 1 to June 11, 2010		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

May 4, 2010

1:30 pm **Expedited Bill 14-10**, Recordation Tax - Allocation of Revenue

May 11, 2010

1:30 pm ZTA 10-05, Special Exception Procedures - Telecommunication Facilities

1:30 pm **Expedited Bill 19-10**, Taxes - Transportation Impact Tax - Amendments

May 18, 2010

1:30 pm White Flint Sectional Map Amendment

May 20, 2010

7:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations - *Note: This hearing has been continued from April 20, 2010.*

June 15, 2010

1:30 pm SRA 10-01, Public Utility Easements- Urban Roads

1:30 pm **Bill 17-10**, Public Utility Easement - Urban Roads

1:30 pm **Bill 20-10**, Special Capital Improvements Project - MCPS Food Distribution Facility Relocation

1:30 pm **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement

1:30 pm **Bill 22-10**, Special Capital Improvements Project - Travilah Fire Station

1:30 pm **Bill 23-10**, Special Capital Improvements Project - 3rd District Police Station

1:30 pm **Bill 24-10** Special Capital Improvements Project - Equipment Maintenance and Operations Center (EMOC)

1:30 pm **Bill 25-10**, Special Capital Improvements Project - Olney Library Renovation and Addition

1:30 pm **Bill 26-10**, Special Capital Improvements Project - 6th District Police Station

1:30 pm **Bill 27-10**, Special Capital Improvements Project - North County Maintenance Depot



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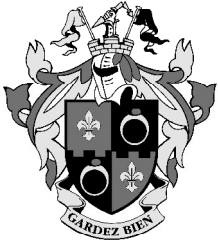
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Monday, May 3, 2010

12:00 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is education funding. *(6th floor Council Conference Room)*

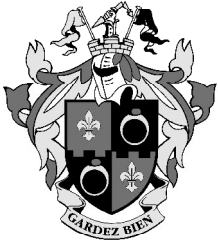
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ADDENDUM

Tuesday, May 4, 2010

10:45 **LEGISLATIVE SESSION Day # 12**

B. Call of Bills for Final Reading

Defer: (11.1)

- **Expedited Bill 10-10**, Buildings - Energy Efficiency - Repeal

(Mihill)

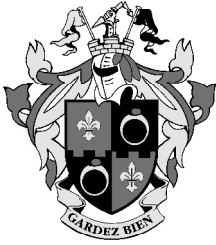
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

(240)777-7900 · TTY (240)777-7914 · FAX (240)777-7989

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Tuesday, May 4, 2010

9:30 **INVOCATION** - Reverend Jose Hernandez, Director, Pastoral Care Services, Shady Grove Adventist Hospital, Rockville

9:35 **PRESENTATION** - Proclamation in recognition of May as Older Americans Month by Councilmember Berliner

9:40 **PRESENTATION** - Proclamation in recognition of Dr. Eric Minus, Principal of Francis Scott Key Middle School, recipient of the Washington Post 2008-2009 Distinguished Educational Leadership Award, by Councilmember Navarro

9:45 **GENERAL BUSINESS** (Lauer)

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

(1) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: April 19, 20, and 22, 2010

(2) 9:50 **CONSENT CALENDAR**

A. **Introduction** - Resolution to authorize grant application request for Annual Transportation Plan and other transit grants (Orlin)
Action is tentatively scheduled for 5/27/10.

B. **Introduction** - Resolution to approve WSSC System Development Charge (Levchenko)
Action is tentatively scheduled for 5/19/10.

C. **Introduction** - Resolution to repeal Resolutions 16-595 and 15-1396, Policy on Parking at County Libraries, sponsored by the Council President at the request of the County Executive (Orlin)
Action is tentatively scheduled for 5/20/10.

(3) 9:55 **COUNCIL SITTING AS BOARD OF HEALTH** - *There are no issues for the Board to address at this time. It is anticipated that the Board will receive an update from the County Health Officer in June.*

(McMillan)

10:00 **DISTRICT COUNCIL SESSION**

- (4) A. **Action** - Great Seneca Science Corridor Master Plan (Gaithersburg West Master Plan) (Michaelson/Orlin)
- (5) B. **Action** - Zoning Text Amendment 09-11, Residential Zones - Agricultural vending (Zyontz)
PHED Committee recommends approval with amendments.
- (6) C. **Action** - Zoning Text Amendment 10-03, Exemptions - Legal Dwellings (Zyontz)
PHED Committee recommends approval with amendments.

10:45 **LEGISLATIVE SESSION Day # 12**

A. Introduction of Bills

- (7) • **Expedited Bill 30-10**, Personnel - Equal Benefits - Fire and Rescue Employees, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 6/15/10 at 1:30 pm.
- (8) • **Bill 31-10**, Board of Investment Trustees - Membership, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 6/15/10 at 1:30 pm.
- (9) • **Expedited Bill 32-10**, Administration - Public Libraries - Payments to Municipalities, sponsored by the HHS Committee (Mihill)
Public Hearing is scheduled for 5/11/10 at 1:30 pm.
- (9.1) • **Expedited Bill 33-10**, Finance - Working Families Income Supplement - Amount, sponsored by the Council President at the request of the County Executive (Mihill)
Public Hearing is scheduled for 5/11/10 at 1:30 pm.

B. Call of Bills for Final Reading

- (10) • **Expedited Bill 12-10**, Human Rights - Equal Employment Opportunity Program (Drummer)
HHS Committee recommends disapproval.
- (11) • **Expedited Bill 8-10**, Finance - Public Facilities - Agricultural Easements (Mihill)
PHED Committee recommends approval.
- (11.1) • **Expedited Bill 10-10**, Buildings - Energy Efficiency - Repeal (Mihill)
T&E Committee recommends approval.

11:00 **WORKSESSION/ACTION** on the following:

- (12) A. Compensation and Benefits (all agencies) (Farber)
- (13) B. Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Fraternal Order of Police, Lodge 35 (Faden/Drummer)

11:00 **WORKSESSION/ACTION** on the following (*continued*):

- (14) C. Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Montgomery County Career Fire Fighters Association of the International Association of Fire Fighters, Local 1664, AFL-CIO (Faden/Drummer)
- (15) D. Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Municipal & County Government Employees' Organization, Local 1994 (Faden/Drummer)

12:15 **RECESS**

- (16) 1:30 **PUBLIC HEARING - Expedited Bill 14-10**, Recordation Tax - Allocation of Revenue (Faden/Orlin)

MFP Committee worksession tentatively scheduled for 5/6/10.

1:45 **ADJOURN**

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 5/7/10 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on May 11, 2010:

Alcoholic Beverages Advisory Board: Theodore Seale

Committee on Hate/Violence: Gregory Bell

Commission on Veterans Affairs: Sharon Hodge, Carl Bedell

East County Citizens Advisory Board: Sally Colgan, Marva Deskins, Eric Luedtke, Leonard Newman, Alfreda Payne, Anthony Ramirez, Ned Williams

Firearm Safety Committee: Sandford Adler, David Apple, Mark Bjishkian

Mid-County Citizens Advisory Board: Robin Brannan

Mid-County Recreation Advisory Board: Andrew Schulder

Department of Permitting Services Advisory Committee: Sacha Rosen

Solid Waste Advisory Committee: Christopher Dyson, Mark "Coach" Smallwood, Robert Brown, Nicolette deVore

Wheaton Urban District Advisory Committee: Matt Barry

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

May 10, 2010	9:30 am	Council Budget Worksession
May 11, 2010	9:30 am	Regular Session & Council Budget Worksession
May 12, 2010	9:30 am	Council Budget Worksession
May 12, 2010	1:30 pm	Interviews - MCPB Chair
May 13, 2010	9:30 am	Council Budget Worksession
May 13, 2010	3:00 pm	Meeting with Prince George's County Council
May 14, 2010	9:30 am	Council Budget Worksession
May 17, 2010	9:30 am	Council Budget Worksession
May 18, 2010	9:30 am	Regular Session & Council Budget Worksession
May 19, 2010	9:30 am	Council Budget Worksession
May 20, 2010	9:30 am	Council Budget Worksession
May 21, 2010	9:30 am	Council Budget Worksession
May 27, 2010	9:30 am	Final Budget Action
May 31, 2010		HOLIDAY
June 1 to June 11, 2010		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

May 11, 2010

- 1:30 pm ZTA 10-05, Special Exception Procedures - Telecommunication Facilities
- 1:30 pm **Expedited Bill 19-10**, Taxes - Transportation Impact Tax - Amendments

May 18, 2010

- 1:30 pm White Flint Sectional Map Amendment
- 1:30 pm Amendments to the FY09-14 CIP of Montgomery County Government and the M-NCPPC, reflecting the County Executive's April 22 budget adjustments for FY10
- 1:30 pm **Bill 28-10**, Economic Development - Business Development Corporation - Establishment
- 1:30 pm **Expedited Bill 29-10**, Taxes - Excise Tax - Carbon Dioxide Emissions
- 1:30 pm Resolution to amend rates of Telephone Tax

May 20, 2010

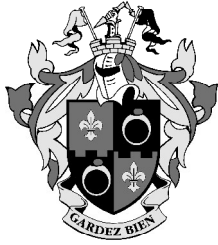
- 7:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations - *Note: This hearing has been continued from April 20, 2010.*

June 15, 2010

- 1:30 pm SRA 10-01, Public Utility Easements- Urban Roads
- 1:30 pm **Bill 17-10**, Public Utility Easement - Urban Roads
- 1:30 pm **Bill 20-10**, Special Capital Improvements Project - MCPS Food Distribution Facility Relocation
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- 1:30 pm **Bill 27-10**, Special Capital Improvements Project - North County Maintenance Depot



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ADDENDUM

Monday, May 10, 2010

Add: (4.1) **11:00 or at conclusion of morning session: PROPOSED CLOSED SESSION** to consider collective bargaining negotiations or matters directly related to the negotiations, pursuant to Maryland Code, State Government Article, §10-508 (a)(9). Topic is latest round of negotiations. *(3rd Floor Council Conference Room)* (Drummer/Faden)

1:30 CONSENT CALENDAR - FY11 Operating Budget

Move to consent calendar:

(25.1) • Cable Television and Communications Plan (Toregas)

Remove from consent calendar:

(11) • NDA: Historical Activities (Zyontz)
This item to be considered later this afternoon (after Agenda Item #71)

1:40 WORKSESSION - FY11 Operating Budget

Defer: (63) • Regional Services Centers PHED (Davidson)

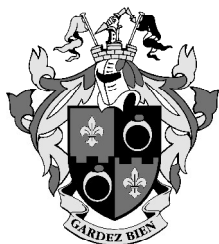
Defer: (64) • County Executive MFP (Ferber)

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Monday, May 10, 2010

(.5) 9:30 **STATUS REPORT** - Overview of revenues and expenditures (Farber)

9:45 **WORKSESSION - FY11 Operating Budget**

- | | | | |
|-----|---|------|--------------|
| (1) | • Washington Suburban Sanitary Commission | T&E | (Levchenko) |
| (2) | • Park and Planning | PHED | (Michaelson) |
| (3) | • Recreation | | (Yao) |
| (4) | • Police Department | PS | (Farag) |

12:30 **RECESS**

1:30 **CONSENT CALENDAR - FY11 Operating Budget**

- | | | | |
|---------------|---|--------------------------------|---------------------|
| (5) | • NDA: Conference and Visitor's Bureau | PHED | (Ferber) |
| (6) | • NDA: Conference Center | | (Ferber) |
| (7) | • Economic Development Fund | | (Ferber) |
| (8) deferred | • Urban Districts | MOVED TO 5/11 AFTERNOON | (Davidson) |
| (9) | • Hearing Examiner | | (Mihill) |
| (10) | • Board of Appeals | | (Mihill) |
| (11) deferred | • NDA: Historical Activities | MOVED TO AFTERNOON | (Zyontz) |
| (12) | • NDA: Housing Opportunities Commission | | (McMillan) |
| (13) | • Department of Housing and Community Affairs | | (McMillan/Davidson) |
| (14) | • CIP budget adjustments: Long Branch Pedestrian Linkages project | REMOVED | (Davidson) |
| (15) | • Office of Management and Budget | MFP | (Sherer) |
| (16) | • Finance, Risk Management, and NDAs for Risk Management, State Property Tax Services, and Restricted Donations | | (Sherer) |
| (17) | • Debt Service | | (Sherer) |
| (18) | • NDAs: Grants to Municipalities in Lieu of Shares Tax, Future Federal/State/Other Grants | | (Sherer) |

1:30 **CONSENT CALENDAR - FY11 Operating Budget** *(continued)*

- (19) • Board of Elections MFP (Mihill)
- (20) deferred • Public Information Office **MOVED TO 5/17 MORNING** (Ferber)
- (21) deferred • - MC 311 Customer Service Center **MOVED TO 5/17 MORNING** (Toregas)
- (22) • Department of Technology Services (Toregas)
- (23) • NDA: Interagency Technology Policy and Coordination Committee (ITPCC) (Toregas)
- (24) • NDA: Desktop Computer Modernization (Toregas)
- (25) • CIP adjustment: FiberNet (Toregas)
- (26) • Intergovernmental Relations (McGuire)
- (27) • NDAs: County Associations, PTI, COG, and BCCs (McGuire)
- (28) • NDA: Charter Review Commission (Mihill)
- (29) • NDA: Inauguration and Transition (Arthur)
- (30) • Inspector General (McGuire)
- (31) • Merit System Protection Board (Ferber)
- (32) • Office of Legislative Oversight and Independent Audit NDA (Orlansky)
- (33) • Council Office (Farber)

- (34) • Utilities T&E (Levchenko)
- (35) • General Services: Procurement and related programs (Toregas)
- (36) • General Services: NDA Fleet Management and Motor Pool Fund Contribution (Farang)
- (37) • General Services: Facilities (Sherer)
- (38) deferred • Department of Permitting Services **MOVED TO 5/17 MORNING** (Sherer)
- (39) • Department of Environmental Protection (Levchenko)
- (40) • NDA: HOA Road Maintenance Reimbursement (Orlin)
- (41) • NDA: Rockville Parking District (Orlin)
- (42) • FY11-16 CIP: Parking Lot District projects (Orlin)
- (43) • CIP Budget Adjustments: Transportation (Orlin)

- (44) • Community Use of Public Facilities ED (Yao)
- (45) • NDA: Montgomery Coalition for Adult English Literacy (MCAEL) (Sherer)
- (46) • CIP: MCPS - Building Modifications and Program Improvements Project (McGuire)

- (47) • CIP: PS System Modernization - Park Police PS/MFP (Toregas/Davidson)

- (48) • Circuit Court PS (Farang)
- (48.1) • Judicial Center Annex (Farang)
- (49) • State's Attorney (Farang)
- (50) • Office of Consumer Protection (Farang)
- (51) • NDA Prisoner Medical Services (Farang)
- (52) • Sheriff (Farang)
- (53) deferred • Liquor Control **MOVED TO Afternoon** (Ferber)
- (54) • Emergency Management and Homeland Security (Davidson)

1:30 **CONSENT CALENDAR - FY11 Operating Budget** *(continued)*

- (55) • CIP Budget Adjustments: High School Wellness Center and School Based Health and Linkages to Learning Centers HHS (Yao)
- (56) • CIP Cost Sharing Project: Old Blair Auditorium (McGuire)
- (57) • NDA: Arts and Humanities Council (Davidson)
- (58) • Public Arts Trust (Davidson)
- (59) • Commission for Women (Yao)
- (60) • NDA: Historical Activities - Historical Society (Yao)

1:40 **WORKSESSION - FY11 Operating Budget**

- (61) • People’s Counsel PHED (Mihill)
- (63) deferred • Regional Services Centers **MOVED TO 5/11 AFTERNOON** (Davidson)

- (64) deferred • County Executive **MOVED TO 5/11 AFTERNOON** MFP (Ferber)
- (65) • County Attorney (McGuire)
- (66) • Ethics Commission (Ferber)
- (67) • Human Rights Commission (Yao)
- (68) • Office of Human Resources (Ferber)
- (69) deferred • Cable Television and Communications Plan **MOVED TO 5/11 AFTERNOON** (Toregas)

- (70) • Housing First PHED/HHS (McMillan)
- (71) • CIP budget adjustments: Affordable Housing Acquisition (McMillan)

- (11) • NDA: Historical Activities (Zyontz)
- (53) • Liquor Control PS (Ferber)

5:00 **ADJOURN**



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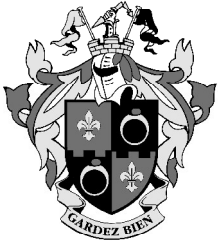
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ADDENDUM

Tuesday, May 11, 2010

Deferred: (2.1) 9:45 **INTRODUCTION** - Resolution to approve the FY11-16 Public Services Program and Fiscal Policy (Farber/Sherer)

(13) 1:30 **PUBLIC HEARING - Expedited Bill 32-10**, Administration - Public Libraries - Payments to Municipalities (Mihill)

Change: *Action is tentatively scheduled for 5/20/10.*

2:00 **WORKSESSION - FY11 Operating Budget**

Add:

(63 from 5/10)	• Regional Services Centers	PHED	(Davidson)
(64 from 5/10)	• County Executive	MFP	(Ferber)
(8 from 5/10)	• Urban Districts	PHED	(Davidson)
(69 from 5/10)	• Cable Television and Communications Plan	MFP	(Toregas)

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REVISED

Tuesday, May 11, 2010

9:30 **INVOCATION** - Reverend Jenny Cannon, Bethesda United Methodist Church,
Bethesda

9:35 **GENERAL BUSINESS** (Lauer)

- (1) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes: April 27, 2010

(2) 9:40 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to establish the Montgomery County Organizational Reform Commission (D'Ovidio)
- B. **Action** - Confirmation of County Executive appointment to the Alcoholic Beverages Advisory Board: Theodore Seale (Ferber)
- C. **Action** - Confirmation of County Executive appointment to the Committee on Hate/Violence: Gregory Bell (Ferber)
- D. **Action** - Confirmation of County Executive appointments to the Commission on Veterans Affairs: Sharon Hodge, Carl Bedell (Ferber)
- E. **Action** - Confirmation of County Executive appointments to the East County Citizens Advisory Board: Sally Colgan, Marva Deskins, Eric Luedtke, Leonard Newman, Alfreda Payne, Anthony Ramirez, Ned Williams (Ferber)
- F. **Action** - Confirmation of County Executive appointments to the Firearm Safety Committee: Sandford Adler, David Apple, Mark Bjishkian (Ferber)
- G. **Action** - Confirmation of County Executive appointment to the Mid-County Citizens Advisory Board: Robin Brannan (Ferber)
- H. **Action** - Confirmation of County Executive appointment to the Mid-County Recreation Advisory Board: Andrew Schulder (Ferber)

(2) 9:40 **CONSENT CALENDAR** (*continued*)

I. **Action** - Confirmation of County Executive appointment to the Department of Permitting Services Advisory Committee: Sacha Rosen (Ferber)

J. **Action** - Confirmation of County Executive appointments to the Solid Waste Advisory Committee: Christopher Dyson, Mark "Coach" Smallwood, Robert Brown, Nicolette deVore (Ferber)

K. **Action** - Confirmation of County Executive appointment to the Wheaton Urban District Advisory Committee: Matt Barry (Ferber)

(2.1) 9:45 **INTRODUCTION** - Resolution to approve the FY11-16 Public Services Program and Fiscal Policy **THIS ITEM HAS BEEN DEFERRED** (Farber/Sherer)
Action is tentatively scheduled for 5/27/10.

9:55 **DISTRICT COUNCIL SESSION**

(3) A. **Action** - Resolution to extend time until July 14, 2010 on the Germantown Sectional Map Amendment (G-887) (Michaelson)

(4) B. **Action** - Extension of time until June 25, 2010 for issuance of Hearing Examiner's report and recommendation on Local Map Amendment No. G-864 (Zyontz)

(5) 10:00 **WORKSESSION/ACTION** - Resolution to indicate Council's intention regarding the actions necessary to implement the Collective Bargaining Agreement with the Montgomery County Volunteers Fire Rescue Association (MCFVRA) (Faden/Drummer)

10:10 **WORKSESSION - FY11 Operating Budget**

(6) • Montgomery College ED (Sherer)

(7) • CIP: Montgomery College (Sherer)

(8) • Department of Transportation T&E (Orlin)

(9) • NDA: Climate Change Implementation (Levchenko)

12:00 **RECESS**

(10) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 10-05, Special Exception Procedures - Telecommunication Facilities (Zyontz)

(11) 1:30 **PUBLIC HEARING - Expedited Bill 19-10**, Taxes - Transportation Impact Tax - Amendments (Faden)
MFP Committee worksession tentatively scheduled for 6/14/10.

May 11, 2010

Page 3

(12) 1:30 **PUBLIC HEARING - Expedited Bill 33-10**, Finance - Working Families Income Supplement - Amount (Mihill)
Action is tentatively scheduled for 5/20/10.

(13) 1:30 **PUBLIC HEARING - Expedited Bill 32-10**, Administration - Public Libraries - Payments to Municipalities (Mihill)
Action is tentatively scheduled for 5/20/10.

2:00 **WORKSESSION - FY11 Operating Budget**

(63 from 5/10) • Regional Services Centers PHED (Davidson)
(64 from 5/10) • County Executive MFP (Ferber)
(8 from 5/10) • Urban Districts PHED (Davidson)
(69 from 5/10) • Cable Television and Communications Plan MFP (Toregas)

(14) • Fire and Rescue Services PS (Davidson)
(15) • Correction and Rehabilitation (Farag)

(16) • Libraries HHS (McGuire)
(17) • NDA: Takoma Park Library Annual Payment (McGuire)

(18) • NDA: Takoma Park Police Rebate MFP (Sherer)
(19) • NDA: Working Families Income Supplement (Sherer)
(20) • NDA: Municipal Tax Duplication (Sherer)

5:00 **ADJOURN**

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FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

May 18, 2010

- 1:30 pm White Flint Sectional Map Amendment
- 1:30 pm Amendments to the FY09-14 CIP of Montgomery County Government and the M-NCPPC, reflecting the County Executive's April 22 budget adjustments for FY10
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May 20, 2010

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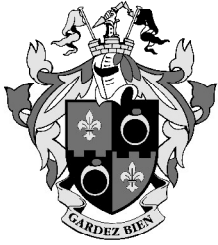
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- 1:30 pm **Bill 20-10**, Special Capital Improvements Project - MCPS Food Distribution Facility Relocation
- 1:30 pm **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement - *NOTE: This hearing has been postponed to 6/22/10 at 1:30 pm.*
- 1:30 pm **Bill 22-10**, Special Capital Improvements Project - Travilah Fire Station
- 1:30 pm **Bill 23-10**, Special Capital Improvements Project - 3rd District Police Station
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- 1:30 pm **Expedited Bill 30-10**, Personnel - Equal Benefits - Fire and Rescue Employees
- 1:30 pm **Bill 31-10**, Board of Investment Trustees - Membership

June 22, 2010

- 1:30 pm **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement - *Note: This hearing has been continued from June 15, 2010.*



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COUNCIL MEETING

Wednesday, May 12, 2010

6th Council Conference Room

(1) 1:30 **INTERVIEWS** - Applicants for Montgomery County Planning Board Chair

(Ferber)

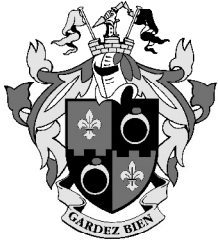
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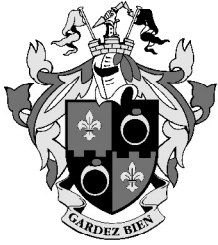
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Thursday, May 13, 2010

- (1) 3:00 **MEETING** with Prince George's County Council regarding Bi-County Budgets (Farber)
(Prince George's County hosting at WSSC Headquarters in Laurel)



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

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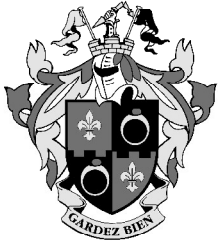
COUNCIL MEETING

Monday, May 17, 2010
3rd floor Council Conference Room

12:30 or immediately following morning session:

PROPOSED CLOSED SESSION to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State, and to consult with counsel to obtain legal advice, pursuant to Maryland Code, State Government Article, §10-508 (a)(4)(7). Topic is Olney Theatre. (*3rd Floor Council Conference Room*)

(*Drummer*)



Montgomery County, Maryland

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Monday, May 17, 2010

9:30 WORKSESSION - FY11 Operating Budget

- | | | | |
|-----|--|------|-------------------|
| (1) | • NDA: Community Grants | HHS | (Fitzgerald-Bare) |
| (2) | • CIP adjustment: Cost Sharing, and State Match community grants | | (Fitzgerald/Bare) |
| (3) | • CIP adjustment: Cost Sharing - Olney Theatre | | (Davidson) |
| (4) | • Economic Development | PHED | (Ferber) |
| (5) | • CIP budget adjustments: Long Branch Pedestrian Linkages project | | (Davidson) |
| (6) | • Public Information Office | MFP | (Ferber) |
| (7) | - MC 311 Customer Service Center | | (Toregas) |
| (8) | • Department of Permitting Services | PHED | (Sherer) |
| (9) | • Consolidation of Park Police and County Police Functions, including communications | | (McMillan) |

12:30 ADJOURN

1:30 **MFP/T&E Committee** (3rd floor Council Hearing Room)

2:30 **MFP Committee** (3rd floor Council Hearing Room)



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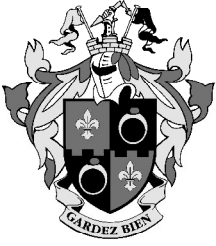
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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ADDENDUM

Tuesday, May 18, 2010

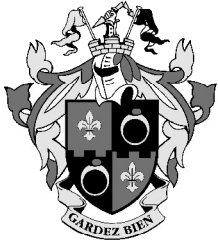
10:20 LEGISLATIVE SESSION Day #13

A. Introduction of Bills

Add: (8.3)

- **Bill 34-10**, Finance - Public Facilities - Private Projects, sponsored by Councilmembers Leventhal and Knapp
Public Hearing is scheduled for 6/22/10 at 1:30 pm.

(Mihill)



Montgomery County, Maryland

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Tuesday, May 18, 2010

9:30 **INVOCATION** - Reverend Larry Duncan, Potomac Presbyterian Church, Potomac

9:35 **PRESENTATION** - Proclamation in recognition of Marianne Mullan, named to All-USA Community College Academic First Team by Council Vice President Ervin

9:40 **GENERAL BUSINESS**

(Lauer)

A. Announcements:

- Agenda and Calendar Changes
- The Report and Recommendations of the Charter Review Commission will be presented to the Council on June 15, 2010. The Council will conduct a public hearing on these recommendations and other proposed Charter Amendments on June 29, 2010 at 1:30 pm.
- The public hearing on the Purple Line Functional Plan is scheduled for June 29, 2010 at 7:30 pm.
- The public hearing on the Water Resources Functional Plan is scheduled for June 22, 2010 at 1:30 pm.

(1) **B. Acknowledgement** - Receipt of Petitions

C. Action - Approval of Minutes: May 3 and 4, 2010

- Approval of Closed Session Minutes: May 3, 2010

(2) 9:45 **CONSENT CALENDAR**

A. Action - Executive Regulation 26-09AM, 2009 International Building, Energy Conservation, Mechanical, Fuel-Gas, and Residential Codes.

(Mihill)

T&E Committee recommends approval as amended.

B. Action - Resolution to amend Resolution #16-1047, Fiscal Year 2010 Work

Program of the Office of Legislative Oversight - Structural Budget Deficit project (Orlansky)

- (2.1) 9:50 **ACTION** - Resolution to approve the following: (Ferber)
- Establish salary of Planning Board Chairman
 - Appointment of member of Maryland-National Capital Park & Planning Commission
 - Designation of Chairman of Montgomery County Planning Board

10:00 **DISTRICT COUNCIL SESSION**

- (3) A. **Introduction** - Zoning Text Amendment 10-06, Sloping Lots - Applicability, sponsored by Councilmember Elrich (Zyontz)
Action - Resolution to establish public hearing for 6/22/10 at 1:30 pm.
- (4) B. **Introduction** - Subdivision Regulation Amendment 10-02, Minor subdivisions - Applicability sponsored by the PHED Committee (Zyontz)
Action - Resolution to establish public hearing for 6/22/10 at 1:30 pm.
- (5) C. **Action** - Resolution to extend time until August 12, 2010 for Council action on Kensington and Vicinity Sector Plan (Michaelson)
- (6) D. **Action** - Resolution to extend time until July 26, 2010 for Council action on Housing Element of General Plan (McMillan)
- (7) E. **Action** - Germantown Sectional Map Amendment (G-887) (Michaelson)
PHED Committee recommends approval.
- (8) F. **Action** - Zoning Text Amendment 10-02, Residential Townhouse (RT) Zones - Existing dwellings (Zyontz)
PHED Committee recommends approval.
- (8.1) G. **Introduction** - Resolution to approve comprehensive revisions to the Office of Zoning and Administrative Hearings' Fee Schedule (Mihill)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.
- (8.2) H. **Introduction** - Resolution to approve revisions to the Board of Appeals' Special Exception Filing Fees (Mihill)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.

10:20 **LEGISLATIVE SESSION Day #13**

- A. Introduction of Bills
- B. Call of Bills for Final Reading
- (9) • **Expedited Bill 16-10**, Personnel - Retirement - Imputed Compensation Limit (Drummer)
MFP Committee recommends approval.
- (10) • **Expedited Bill 10-10**, Buildings - Energy Efficiency - Repeal (Mihill)
T&E Committee recommends approval.

11:00 **WORKSESSION - FY11 Operating Budget**

- (12) • Department of Health and Human Services HHS (McMillan/Yao)
- (13) • Early Childhood Services, Infants and Toddlers, Child Care Subsidies, School Health Services, Linkages to Learning, Public Private Partnerships, Foster Care Transportation, and the Kennedy Cluster Project (Yao)

- (13.1) 11:50 **ACTION** - Resolution to establish the Montgomery County Organizational Reform Commission (D'Ovidio)

12:00 **RECESS**

1:00 **ED Committee** **Note: Meeting cancelled** (3rd floor Council Hearing Room)

- (14) 1:30 **PUBLIC HEARING** - White Flint Sectional Map Amendment (G-889)
PHED Committee worksession tentatively scheduled for 6/28/10.
- (15) 1:30 **PUBLIC HEARING** - Amendments to the FY09-14 Capital Improvements Programs of Montgomery County Government and the Maryland-National Capital Park and Planning Commission, reflecting the County Executive's April 22 budget adjustments for FY10 (Orlin)
Action is tentatively scheduled for 5/20/10.
- (16) 1:30 **PUBLIC HEARING - Bill 28-10**, Economic Development - Business Development Corporation - Establishment (Faden)
Note: This public hearing has been postponed to 6/22/10 at 1:30 pm.
- (17) 1:30 **PUBLIC HEARING - Expedited Bill 29-10**, Taxes - Excise Tax - Carbon Dioxide Emissions (Faden)
MFP/T&E Committee worksession tentatively scheduled for later this afternoon.
- (18) 1:30 **PUBLIC HEARING** - Resolution to amend rates of Telephone Tax (Faden/Mihill)
MFP Committee worksession tentatively scheduled for later this afternoon.

2:30 **WORKSESSION - FY11 Operating Budget**

- (19) **CANCELLED** • Montgomery County Public Schools ED (McGuire)

3:00 **ADJOURN**

3:00 **MFP/T&E Committee** (3rd floor Council Hearing Room)

3:30 **MFP Committee** (3rd floor Council Hearing Room)

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 5/21/10 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on May 27, 2010:

Commission on Child Care: Richard Patterson, Wendy Baber, Natacha Blain, Caroline Cooksey, Chad Older, John Amoh, Gloria Kozel, Bernadine Occhiuzzo, Shaun Rose

County-wide Recreation Advisory Board: George Schlapo

Upcounty County Citizens Advisory Board: Sean Augerson, Andres Aviles, Vineet Bhanot, Doug Noble, Pat Seals, Robert Thompson, James Wallace

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

May 19, 2010	9:30 am	Council Budget Worksession
May 20, 2010	9:30 am	Council Budget Worksession
May 21, 2010	9:30 am	Council Budget Worksession
May 27, 2010	9:30 am	Final Budget Action
May 31, 2010		HOLIDAY
June 1 to June 11, 2010		RECESS
June 15, 2010	8:30 am	Coffee with the County Executive
June 15, 2010	9:30 am	Regular Session
June 16, 2010	2:00 pm	Town Hall Meeting - Leisure World
June 22, 2010	9:30 am	Regular Session
June 29, 2010	9:30 am	Regular Session
June 29, 2010	12:00 pm	Lunch Meeting with Montgomery County Planning Board

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

May 20, 2010

7:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations - *Note: This hearing has been continued from April 20, 2010.*

June 15, 2010

1:30 pm SRA 10-01, Public Utility Easements- Urban Roads
1:30 pm **Bill 17-10**, Public Utility Easement - Urban Roads
1:30 pm **Bill 20-10**, Special Capital Improvements Project - MCPS Food Distribution Facility Relocation
1:30 pm **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement - *NOTE: This hearing has been postponed to 6/22/10 at 1:30 pm.*
1:30 pm **Bill 22-10**, Special Capital Improvements Project - Travilah Fire Station
1:30 pm **Bill 23-10**, Special Capital Improvements Project - 3rd District Police Station
1:30 pm **Bill 24-10** Special Capital Improvements Project - Equipment Maintenance and Operations Center (EMOC)
1:30 pm **Bill 25-10**, Special Capital Improvements Project - Olney Library Renovation and Addition
1:30 pm **Bill 26-10**, Special Capital Improvements Project - 6th District Police Station
1:30 pm **Bill 27-10**, Special Capital Improvements Project - North County Maintenance Depot
1:30 pm **Expedited Bill 30-10**, Personnel - Equal Benefits - Fire and Rescue Employees

FUTURE PUBLIC HEARINGS (continued)

To testify call 240-777-7803

June 15, 2010 (continued)

1:30 pm **Bill 31-10**, Board of Investment Trustees - Membership

1:30 pm Resolution to approve comprehensive revisions to the Office of Zoning and Administrative Hearings' Fee Schedule

1:30 pm Resolution to approve revisions to the Board of Appeals' Special Exception Filing Fees

June 22, 2010

1:30 pm **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement - *Note: This hearing has been postponed from June 15, 2010.*

1:30 pm **Bill 28-10**, Economic Development - Business Development Corporation - Establishment - Stations - *Note: This hearing has been postponed from May 18, 2010.*

1:30 pm Water Resources Functional Plan

1:30 pm Supplemental appropriation to the MCPS' FY10 Operating Budget - \$264,000 for Retrofit School Busses with Emission Reduction Devices

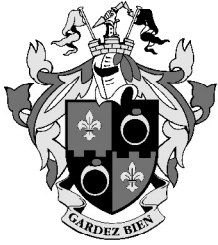
June 29, 2010

1:30 pm Proposed Charter Amendments and recommendations of Charter Review Commission

7:30 pm Purple Line Functional Plan



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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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Wednesday, May 19, 2010

REVISED

Deferred (1) 9:30 STATUS REPORT - Overview of FY11 revenues and expenditures (Farber)

(2) 9:30 **CONSENT CALENDAR**

A. **Action** - Resolution to establish FY11 Solid Waste Service Charges (Levchenko)
T&E Committee recommends approval.

B. **Action** - Resolution to establish FY11 Water Quality Protection Charge (Levchenko)
T&E Committee recommends approval.

C. **Action** - Resolution to approve WSSC System Development Charge (Levchenko)
T&E Committee recommends approval.

9:35 **LEGISLATIVE SESSION Day # 14**

A. Introduction of Bills

B. Call of Bills for Final Reading

(3) • **Expedited Bill 11-10**, Stormwater Management - Water Quality Protection Charge - Debt Service (Mihill)
T&E Committee recommends approval.

(4) • **Expedited Bill 13-10**, Emergency Medical Services Transport Fee (Faden/Davidson)
PS Committee recommends disapproval.

(5) • **Expedited Bill 14-10**, Recordation Tax - Allocation of Revenue (Faden/Orlin)
MFP Committee recommendation will be available 5/17/10.

(6) • **Expedited Bill 29-10**, Taxes - Excise Tax - Carbon Dioxide Emissions (Faden)
MFP/T&E Committee recommendation will be available 5/18/10.

(7) **Deferred:** • **Expedited Bill 15-10**, Taxation - Fuel-Energy Tax - Rate (Faden)
MFP/T&E Committee recommendation will be available 5/17/10.

10:30 **ACTION on the following:**

- (8) • Resolution to amend Fuel/Energy tax rates (Faden)
MFP/T&E Committee recommendation will be available 5/17/10.
- (9) • Resolution to amend rates of Telephone Tax (Faden/Mihill)
MFP Committee recommendation will be available 5/19/10.
- (10) • Resolution to authorize transfer of funds from the Revenue Stabilization Fund to the General Fund for use in FY 2010 (Sherer)
MFP Committee recommends approval.
- (11) • Resolution to authorize transfer of funds from the General Fund to the Revenue Stabilization Fund for use in FY 2011 (Sherer)
MFP Committee recommends approval.
- (12) • Resolution to approve FY11 Transportation Fees, Charges, and Fares (Orlin)
T&E Committee recommends approval.
- (13) • Executive Regulation 6-10, Emergency Medical Service Transport Fee (Davidson)

11:30 **RECESS**

2:00 **WORKSESSION - FY11 Operating Budget**

- (#19 from 5/18) • Montgomery County Public Schools ED (McGuire)

3:30 **ADJOURN**



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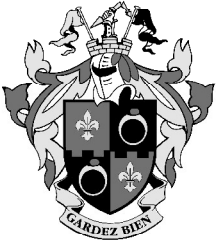
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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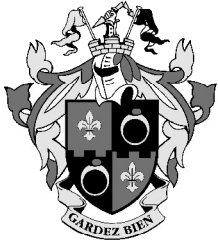
Note: The Council session scheduled for Thursday, May 20 at 9:30 am has been postponed to Friday, May 21 at 9:30 am. The evening public hearing will be held as planned on Thursday, May 20 at 7:30 pm.

Thursday, May 20, 2010

- (1) 7:30 **PUBLIC HEARING** - Zoning Text Amendment 10-04, C-2 Zone - Automobile Filling Stations (Zyontz)
PHED Committee worksession will be scheduled at a later date.



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Friday, May 21, 2010

- (0.1) 9:30 **STATUS REPORT** - Overview of FY11 revenues and expenditures (Farber)
- (0.2) 10:00 **ACTION** - Agency furloughs (Farber)
- 10:15 **WORKSESSION - FY11 Capital and Operating Budgets**
- (1) • Capital Budget Wrap-Up and CIP Reconciliation (Orlin)
- (2) • Council Reconciliation Items for Capital and Operating Budgets (Farber)
- (3) 11:15 **CONSENT CALENDAR**
- A. **Action** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$3,500,000 for Resurfacing: Residential/Rural Roads (Source: G.O. Bonds) (Orlin)
T&E Committee recommends approval.
- B. **Action** - Amendments to the FY09-14 Capital Improvements Programs of Montgomery County Government and the Maryland-National Capital Park and Planning Commission, reflecting the County Executive's April 22 budget adjustments for FY10 (Orlin)
- C. **Action** - Executive Regulation 5-10AM, Furloughs (Drummer)
MFP Committee recommends approval.
- D. **Action** - Resolution to repeal Resolutions 16-595 and 15-396, Policy on Parking at County Libraries (Orlin)

11:20 **LEGISLATIVE SESSION Day #**

A. Introduction of Bills

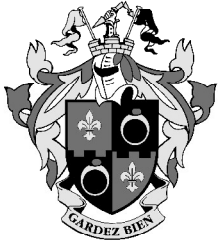
B. Call of Bills for Final Reading

- (4) • **Expedited Bill 18-10**, Personnel - Retirement - Furlough - Imputed Compensation (Drummer)
MFP Committee recommends approval.
- (5) • **Expedited Bill 33-10**, Finance - Working Families Income Supplement - Amount(Mihill)
MFP Committee recommends approval with amendments.
- (6) • **Expedited Bill 32-10**, Administration - Public Libraries - Payments to Municipalities (Mihill)

12:00 **ADJOURN**



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Thursday, May 27, 2010

9:30 **ACTION** - Approval Resolutions for the FY11 Capital Budget and for the FY11-16 Capital Improvements Program:

- 1) County Government (Orlin)
- 2) Montgomery County Public Schools (Levchenko/McGuire)
- 3) Montgomery College (Sherer)
- 4) Maryland-National Capital Park and Planning Commission (Michaelson)
- 5) Revenue Authority (McGuire)
- 6) Housing Opportunities Commission (McMillan)
- 7) Aggregate Capital Budget for County General Obligation Bonds (Orlin)
- Spending Affordability Guidelines
- 8) Aggregate Capital Budget for Park and Planning Bonds (Orlin)
- Spending Affordability Guidelines
- 9) FY11 State Participation (Orlin)

ACTION - Approval Resolutions for FY11 Operating Budget:

- 10) County Government (McMillan/Levchenko)
- 11) Montgomery County Public Schools (McGuire)
- 12) Montgomery College (Sherer)
- 13) Maryland-National Capital Park and Planning Commission (Michaelson)
- 14) Administrative Expense Budget of the Washington Suburban Transit Commission (Orlin)
- 15) Aggregate Operating Budget (Sherer)
- Spending Affordability Guidelines

ACTION - Resolutions to Approve:

- 16) WSSC - FY11-16 Capital Improvements Program (Levchenko)
- 17) WSSC - FY11 Capital and Operating Budgets (Levchenko)
- 18) County Cable Communications Plan (Toregas)

ACTION:

- 19) Resolution to establish the FY11 Property Tax Rates (Sherer)
- 21) Resolution to set amount of Property Tax Credit for Income Tax Offset (Faden)

(22) 10:15 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve categorical transfers of \$1,325,000 for the Provision for Future Supported Projects (Source: Federal and State grants) (McGuire)
Action is tentatively scheduled for 6/15/10.
- B. **Introduction** - Supplemental appropriation to the Montgomery County Public Schools' FY10 Operating Budget - \$264,000 for Retrofit School Busses with Emission Reduction Devices (Source: Federal grant) (McGuire)
Public Hearing/Action is scheduled for 6/22/10 at 1:30 pm.
- C. **Introduction** - Resolution to approve an amendment to MNCPPC's FY10 Operating Budget - \$16,500 intra-fund budget transfer within the Administration Fund for the Merit System Board (Michaelson)
Public Hearing/Action is scheduled for 6/15/10 at 1:30 pm.
- D. **Action** - Resolution to authorize grant application request for Annual Transportation Plan and other transit grants (Orlin)
- E. **Action** - Executive Regulation 4-10, System Benefit Charges - Residential Waste Estimates (Levchenko)
- F. **Action** - Confirmation of County Executive appointments to the Commission on Child Care: Richard Patterson, Wendy Baber, Natacha Blain, Caroline Cooksey, Chad Older, John Amoh, Gloria Kozel, Bernadine Occhiuzzo, Shaun Rose (Ferber)
- G. **Action** - Confirmation of County Executive appointment to the County-wide Recreation Advisory Board: George Schlappo (Ferber)
- H. **Action** - Confirmation of County Executive appointments to the Upcounty County Citizens Advisory Board: Sean Augerson, Andres Aviles, Vineet Bhanot, Doug Noble, Pat Seals, Robert Thompson, James Wallace (Ferber)
- I. **Introduction** - Resolution to approve Reserve and selected Fiscal Policies, sponsored by the Council President at the request of the County Executive (Drummer/Farber)
Public Hearing is scheduled for 6/22/10 at 1:30 pm.

10:20 **LEGISLATIVE SESSION Day # 16**

- A. Introduction of Bills:
- (23) • **Expedited Bill 35-10**, Personnel - Disability Retirement - Imputed Compensation (Drummer)
Public Hearing is scheduled for 6/15/10 at 1:30 pm.
- (24) • **Bill 36-10**, Finance - Revenue Stabilization Fund - Amendments, sponsored by the Council President at the request of the County Executive (Drummer/Farber)
Public Hearing is scheduled for 6/22/10 at 1:30 pm.

10:25 **DISTRICT COUNCIL SESSION**

A. **Announcement** - A public hearing is scheduled for June 29, 2010 at 1:30 pm on the Damascus Master Plan Corrective Map Amendment (G-888): Kings Valley Road and Kingstead Road (Michaelson)

B. **Announcement** - A public hearing is scheduled for June 29, 2010 at 1:30 pm on the Great Seneca Science Corridor Sectional Map Amendment (G-890) (Michaelson)

(25) C. **Introduction** - Zoning Text Amendment 10-07, RNC zones - Off-Street Parking, sponsored by Councilmembers Navarro and Elrich (Zyontz)
Action - Resolution to establish public hearing for 7/13/10 at 1:30 pm.

10:30 **ADJOURN**

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on June 15, 2010:

Commission on Children and Youth: Vicki Stearn, Alies Muskin,

Commission on Common Ownership Communities: Barbara Henderson, Richard Brandes, Ralph Caudle, Carolyn Mayes, Janet Wilson

Forest Conservation Advisory Committee: Daniel Snyder

Local Management Board for Children, Youth, and Families: Raymond Crowel, Chrisandra Richardson, Caitlin McLaughlin, Lawrence Rosenblum, Cassandra Somasundaram

Water Quality Advisory Group: Erica Goldman, F. Fred Samadani, Danila Sheveiko, Daniel Wilson, Patrick Walsh, Martin Chandler, Mark Symborski, Trudi Bick

FUTURE COUNCIL MEETINGS

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

May 31, 2010

HOLIDAY

June 1 to June 11, 2010

RECESS

June 15, 2010

8:30 am

Coffee with the County Executive

June 15, 2010

9:30 am

Regular Session

June 16, 2010

2:00 pm

Town Hall Meeting - Leisure World

June 22, 2010

9:30 am

Regular Session

June 29, 2010

9:30 am

Regular Session

June 29, 2010

12:00 pm

Lunch Meeting with Montgomery County Planning Board

July 5, 2010

HOLIDAY

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

June 15, 2010

- 1:30 pm SRA 10-01, Public Utility Easements- Urban Roads
- 1:30 pm **Bill 17-10**, Public Utility Easement - Urban Roads
- 1:30 pm **Bill 20-10**, Special Capital Improvements Project - MCPS Food Distribution Facility Relocation
- 1:30 pm **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement - *NOTE: This hearing has been postponed to 6/22/10 at 1:30 pm.*
- 1:30 pm **Bill 22-10**, Special Capital Improvements Project - Travilah Fire Station
- 1:30 pm **Bill 23-10**, Special Capital Improvements Project - 3rd District Police Station
- 1:30 pm **Bill 24-10** Special Capital Improvements Project - Equipment Maintenance and Operations Center (EMOC)
- 1:30 pm **Bill 25-10**, Special Capital Improvements Project - Olney Library Renovation and Addition
- 1:30 pm **Bill 26-10**, Special Capital Improvements Project - 6th District Police Station
- 1:30 pm **Bill 27-10**, Special Capital Improvements Project - North County Maintenance Depot
- 1:30 pm **Expedited Bill 30-10**, Personnel - Equal Benefits - Fire and Rescue Employees
- 1:30 pm **Bill 31-10**, Board of Investment Trustees - Membership
- 1:30 pm Resolution to approve comprehensive revisions to the OZAHs' Fee Schedule
- 1:30 pm Resolution to approve revisions to the BOAs' Special Exception Filing Fees
- 1:30 pm Resolution to approve an amendment to MNCPPC's FY10 Operating Budget - \$16,500 intra-fund budget transfer within the Administration Fund for the Merit System Board

June 22, 2010

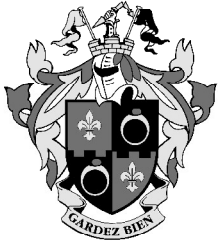
- 1:30 pm **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement - *Note: This hearing has been postponed from June 15, 2010.*
- 1:30 pm **Bill 28-10**, Economic Development - Business Development Corporation - Establishment - Stations - *Note: This hearing has been postponed from May 18, 2010.*
- 1:30 pm Water Resources Functional Plan
- 1:30 pm Supplemental appropriation to the MCPS' FY10 Operating Budget - \$264,000 for Retrofit School Busses with Emission Reduction Devices
- 1:30 pm **Bill 34-10**, Finance - Public Facilities - Private Projects
- 1:30 pm ZTA 10-06, Sloping Lots - Applicability
- 1:30 pm SRA 10-02, Minor subdivisions - Applicability

June 29, 2010

- 1:30 pm Proposed Charter Amendments and recommendations of Charter Review Commission
- 7:30 pm Purple Line Functional Plan



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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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ADDENDUM

Tuesday, June 15, 2010

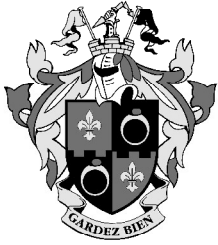
(2) 10:45 **CONSENT CALENDAR**

Add:

H. Introduction - Supplemental appropriation to the County Government's FY10 Operating Budget for Snow Removal/Wind and Rain Storm Cleanup: Department of Transportation \$54,282,760 and Department of General Services - \$5,790,840 (Source: General Fund)

(Orlin)

Public Hearing/Action is scheduled for 6/29/10 at 1:30 pm.



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Tuesday, June 15, 2010

9:00 **COFFEE** with the County Executive (*6th floor Council Conference Room - Not televised*)

10:15 **INVOCATION** - Reverend Ken Jones, Pastor Emeritus, Faith United Methodist Church, Rockville

10:20 **PRESENTATION** - Proclamation in recognition of the Office of Human Rights 50th Anniversary, by Council President Floreen and County Executive Leggett

10:25 **PRESENTATION** - Proclamation in recognition of the Sherwood High School Boys Baseball Team for winning the 4A State Championship, by Councilmember Navarro

10:30 **PRESENTATIONS** - Proclamations in recognition of the Wootton Boys Doubles Tennis Team, Whitman Girls Doubles Tennis Team, and Wootton Boys Lacrosse Team for winning the State Titles and the Regional Championship by Councilmember Andrews

10:40 **GENERAL BUSINESS** (Lauer)

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

(1) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: May 10, 11, and 12, 2010

- Approval of Closed Session Minutes: May 10, 2010

(2) 10:45 **CONSENT CALENDAR**

A. **Introduction** - Resolution to approve postponement of FY11 Audit of the Montgomery County Classification and Compensation Plans and Procedures (Ferber)
Action is tentatively scheduled for 6/22/10.

B. **Introduction** - Resolution to amend FY11 Transportation Fees, Charges, and Fares (Orlin)
Public Hearing/Action is scheduled for 6/22/10 at 1:30 pm.

C. **Action** - Resolution to extend time until December 31, 2010 for Council action on Executive Regulation 2-10, Home Energy Loan Program (Levchenko)
T&E Committee worksession tentatively scheduled for 6/24/10.

(2) 10:45 **CONSENT CALENDAR** (*continued*)

D. **Action** - Resolution to approve categorical transfers in MCPS FY10 Operating Budget - \$1,325,000 for the Provision for Future Supported Projects (Source: Federal and State grants) (McGuire)

E. **Action** - Executive Regulation 18-09AM, Additional Stories on Sloping Lots (Zyontz)
PHED Committee recommends approval as amended.

F. **Introduction** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Advanced BioScience Laboratories, Inc. (Ferber)
Action is tentatively scheduled for 6/22/10.

G. **Introduction** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Qiagen, Inc. (Ferber)
Action is tentatively scheduled for 6/22/10.

10:50 **DISTRICT COUNCIL SESSION**

(3) A. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)
Application No: G-884
Applicant: The Hanson Family (Harry W. Lerch and Stuart R. Barr, Attorneys)
Property: Property known as Parcels 020, 945, 412, located at 14100 and 14200 Quince Orchard Road and Turkey Foot Road, intersection of Quince Orchard Road, Travilah Road & Dufief Mill Road, Gaithersburg, consisting of 170.77 acres in the 6th Election District.
Action: Rezone from RE-2 Zone to PD-2 Zone
Recommendations: **Planning Staff:** Approve
 Planning Board: Approve
 Hearing Examiner: Approve

(4) 11:00 **PRESENTATION** - Report of the Charter Review Commission (Mihill)
Public Hearing on recommendations of Charter Review Commission and proposed charter amendments is scheduled for 6/29/10 at 1:30 pm.

12:00 **RECESS**

(5) 1:30 **PUBLIC HEARING - Bill 31-10**, Board of Investment Trustees - Membership (Drummer)
MFP Committee worksession tentatively scheduled for 6/17/10.

(6) 1:30 **PUBLIC HEARING - Expedited Bill 30-10**, Personnel - Equal Benefits - Fire and Rescue Employees (Drummer)
MFP Committee worksession tentatively scheduled for 6/17/10.

1:30 **PUBLIC HEARINGS** on the following: (Zyontz)

(7) - Subdivision Regulation Amendment 10-01, Public Utility Easements - Urban Roads

(8) - **Bill 17-10**, Public Utility Easement - Urban Roads

T&E Committee worksession tentatively scheduled for 6/24/10.

- 1:30 **PUBLIC HEARING** on the following authorizations for Special Capital Improvement projects: (Orlin)
- (9) • **Bill 20-10**, MCPS Food Distribution Facility Relocation
 - (10) • **Bill 22-10**, Travilah Fire Station
 - (11) • **Bill 23-10**, 3rd District Police Station
 - (12) • **Bill 24-10** Equipment Maintenance and Operations Center (EMOC)
 - (13) • **Bill 25-10**, Olney Library Renovation and Addition
 - (14) • **Bill 26-10**, 6th District Police Station
 - (15) • **Bill 27-10**, North County Maintenance Depot
- Action is scheduled at the conclusion of the hearing.*
- 1:30 **PUBLIC HEARING - Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement (Orlin)
- NOTE: This hearing has been postponed to 6/22/10 at 1:30 pm.*
- (16) 1:30 **PUBLIC HEARING - Expedited Bill 35-10**, Personnel - Disability Retirement - Imputed Compensation (Drummer)
- Action is tentatively scheduled for 6/22/10.*
- (17) 1:30 **PUBLIC HEARING/ACTION** - Resolution to approve an amendment to MNCPPC's FY10 Operating Budget - \$16,500 intra-fund budget transfer within the Administration Fund for the Merit System Board (Michaelson)
- (18) 1:30 **PUBLIC HEARING/ACTION** - Resolution to approve comprehensive revisions to the Office of Zoning and Administrative Hearings' Fee Schedule (Mihill)
- (19) 1:30 **PUBLIC HEARING/ACTION** - Resolution to approve revisions to the Board of Appeals' Special Exception Filing Fees (Mihill)
- 1:50 **LEGISLATIVE SESSION Day # 18**
- A. Introduction of Bills
- (20) • **Expedited Bill 37-10**, Ethics - Ethics Commission - Staff, sponsored by the Management and Fiscal Policy Committee (Faden)
- Public Hearing is scheduled for 7/13/10 at 1:30 pm.*
- (21) • **Expedited Bill 38-10**, Buildings - Adequate Public Facilities - Definitions, sponsored by Council President Floreen (Faden)
- Public Hearing is scheduled for 6/22/10 at 1:30 pm.*

1:50 **LEGISLATIVE SESSION Day # 18 (continued)**

B. Call of Bills for Final Reading:

- (9) • **Bill 20-10**, Special Capital Improvements Project - MCPS Food Distribution Facility Relocation (Orlin)
- (10) • **Bill 22-10**, Special Capital Improvements Project - Travilah Fire Station (Orlin)
- (11) • **Bill 23-10**, Special Capital Improvements Project - 3rd District Police Station (Orlin)
- (12) • **Bill 24-10** Special Capital Improvements Project - Equipment Maintenance and Operations Center (EMOC) (Orlin)
- (13) • **Bill 25-10**, Special Capital Improvements Project - Olney Library Renovation and Addition (Orlin)
- (14) • **Bill 26-10**, Special Capital Improvements Project - 6th District Police Station (Orlin)

2:00 **ADJOURN**

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 6/18/10 at 9 pm

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

June 16, 2010	2:00 pm	Town Hall Meeting - Leisure World
June 22, 2010	9:30 am	Regular Session
June 29, 2010	9:30 am	Regular Session
June 29, 2010	12:00 pm	Lunch Meeting with Montgomery County Planning Board
July 5, 2010		HOLIDAY
July 13, 2010	9:30 am	Regular Session
July 20, 2010	8:30 am	State Legislative Program
July 20, 2010	9:30 am	Regular Session
July 27, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

June 22, 2010

- 1:30 pm **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement - *Note: This hearing has been postponed from June 15, 2010.*
- 1:30 pm **Bill 28-10**, Economic Development - Business Development Corporation - Establishment - Stations - *Note: This hearing has been postponed from May 18, 2010.*
- 1:30 pm Water Resources Functional Plan
- 1:30 pm Supplemental appropriation to the MCPS' FY10 Operating Budget - \$264,000 for Retrofit School Busses with Emission Reduction Devices
- 1:30 pm **Bill 34-10**, Finance - Public Facilities - Private Projects
- 1:30 pm **Bill 36-10**, Finance - Revenue Stabilization Fund - Amendments
- 1:30 pm ZTA 10-06, Sloping Lots - Applicability
- 1:30 pm SRA 10-02, Minor subdivisions - Applicability
- 1:30 pm Resolution to approve Reserve and selected Fiscal Policies
- 1:30 pm Resolution to approve increase of FY11 Transportation Fees, Charges, and Fares

June 15, 2010

Page 5

FUTURE PUBLIC HEARINGS (continued)

To testify call 240-777-7803

June 29, 2010

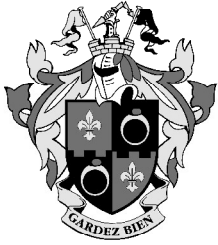
- 1:30 pm Proposed Charter Amendments and recommendations of Charter Review Commission
- 1:30 pm Damascus Master Plan Corrective Map Amendment (G-888): Kings Valley Road and Kingstead Road
- 1:30 pm Great Seneca Science Corridor Sectional Map Amendment (G-890)
- 1:30 pm **Bill 36-10**, Finance - Revenue Stabilization Fund - Amendments,
- 7:30 pm Purple Line Functional Plan

July 13, 2010

- 1:30 pm ZTA 10-07, RNC zones - Off-Street Parking



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ADDENDUM

Tuesday, June 22, 2010

11:15 DISTRICT COUNCIL SESSION

Add: (23.1)

C. **Introduction** - Zoning Text Amendment 10-09, Central Business District (CBD) Standards - Transient Lodging, sponsored by the District Council at the request of the County Executive

Action - Resolution to establish public hearing for 7/27/10 at 1:30 pm.

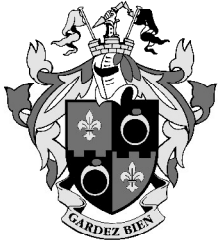
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Tuesday, June 22, 2010

- (1) 9:00 **INTERVIEWS** by Council President Floreen, and Councilmembers Trachtenberg and Berliner - Applicants for Organizational Reform Commission (Ferber)
(6th floor Council Conference Room)
- (2) 10:30 **INVOCATION** - Rabbi Marc Israel, Ohr Kodesh Congregation, Chevy Chase
- (3) 10:35 **PRESENTATION** - Proclamation in recognition of Heritage Days in Montgomery County by Councilmembers Duchy Trachtenberg and Marc Elrich
- 10:40 **GENERAL BUSINESS** (Lauer)
 - (4) A. **Announcement** - Agenda and Calendar Changes
 - (5) B. **Acknowledgement** - Receipt of Petitions
 - (6) C. **Action** - Approval of Minutes: May 13, 17, 18, 19, 20 and 27, 2010
 - (7) - Approval of Closed Session Minutes: May 17, 2010
- 10:45 **CONSENT CALENDAR**
 - (8) A. **Introduction** - Resolution to support Low Income Housing Tax Credits for the Argent Apartments in Silver Spring (McMillan)
Action is tentatively scheduled for 6/29/10.
 - (9) B. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY10 Operating Budget - \$200,000 for Entrepreneurial Activities Fund (Source: Entrepreneurial Activities Fund) (McGuire)
Public Hearing/Action is scheduled for 6/29/10 at 1:30 pm.
 - (10) C. **Action** - Resolution to approve Montgomery County Planning Board Regulations regarding Planning Board Enforcement Rules (Zyontz)
PHED Committee recommends approval as amended.
 - (11) D. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Advanced BioScience Laboratories, Inc. (Ferber)

10:45 **CONSENT CALENDAR** *(continued)*

- (12) E. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Qiagen, Inc. (Ferber)
- (13) F. **Action** - Resolution to approve postponement of FY11 Audit of the Montgomery County Classification and Compensation Plans and Procedures (Ferber)
- (14) G. **Action** - Confirmation of County Executive appointments to the Commission on Children and Youth: Vicki Stearn, Alies Muskin (Ferber)
- (15) H. **Action** - Confirmation of County Executive appointments to the Commission on Common Ownership Communities: Barbara Henderson, Richard Brandes, Ralph Caudle, Carolyn Mayes, Janet Wilson (Ferber)
- (16) I. **Action** - Confirmation of County Executive appointment to the Forest Conservation Advisory Committee: Daniel Snyder (Ferber)
- (17) J. **Action** - Confirmation of County Executive appointments to the Local Management Board for Children, Youth, and Families: Raymond Crowel, Chrisandra Richardson, Caitlin McLaughlin, Lawrence Rosenblum, Cassandra Somasundaram (Ferber)
- (18) K. **Action** - Confirmation of County Executive appointments to the Water Quality Advisory Group: Erica Goldman, F. Fred Samadani, Danila Sheveiko, Daniel Wilson, Patrick Walsh, Martin Chandler, Mark Symborski, Trudi Bick (Ferber)
- (18.1) L. **Introduction** - Resolution to approve cable franchise transfer from Starpower Communications, LLC to Yankee Cable Acquisition, LLC (Mihill)
MFP Committee worksession tentatively scheduled for 7/15/10.
- (19) 10:50 **ACTION** - Resolution to appoint the Director of the Office Zoning and Administrative Hearings: Martin Grossman (Mihill)

10:55 **LEGISLATIVE SESSION Day # 19**

A. Introduction of Bills

B. Call of Bills for Final Reading

- (20) • **Expedited Bill 30-10**, Personnel - Equal Benefits - Fire and Rescue Employees(Drummer)
MFP Committee recommendation will be available 6/22/10.
- (21) • **Bill 31-10**, Board of Investment Trustees - Membership (Drummer)
MFP Committee recommendation will be available 6/22/10.
- (22) • **Expedited Bill 35-10**, Personnel - Disability Retirement - Imputed Compensation(Drummer)
MFP Committee recommends approval with amendments.

11:15 **DISTRICT COUNCIL SESSION**

- (23) A. **Introduction** - Zoning Text Amendment 10-08, Agricultural Zones - Pet Day Care, sponsored by Councilmember Knapp (Zyontz)
Action - Resolution to establish public hearing for 9/21/10 at 1:30 pm.
- (24) B. **Action** - Zoning Text Amendment 10-05, Special Exception Procedures - Telecommunication Facilities (Zyontz)
PHED Committee recommends approval with amendments.
- (25) 11:30 **PRESENTATION** - Report of Tenants Work Group (McMillan)
- 12:00 **RECESS**
- (26) 1:30 **PUBLIC HEARING** - Water Resources Functional Plan (Levchenko)
T&E Committee worksession tentatively scheduled for 6/24/10.
- (27) 1:30 **PUBLIC HEARING - Bill 28-10**, Economic Development - Business Development Corporation - Establishment (Faden)
PHED Committee worksession tentatively scheduled for 7/12/10.
- (28) 1:30 **PUBLIC HEARING - Bill 34-10**, Finance - Public Facilities - Private Projects (Mihill)
MFP Committee worksession tentatively scheduled for 7/12/10.
- (29) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 10-06, Sloping Lots - Applicability (Zyontz)
PHED Committee worksession tentatively scheduled for 6/28/10.
- (30) 1:30 **PUBLIC HEARING** - Subdivision Regulation Amendment 10-02, Minor subdivisions - Applicability (Zyontz)
Action tentatively scheduled for 6/29/10.
- 1:30 **PUBLIC HEARING on the following:**
- (31) - Resolution to approve Reserve and selected Fiscal Policies (Drummer/Sherer)
- (32) - **Bill 36-10**, Finance - Revenue Stabilization Fund - Amendments (Drummer/Sherer)
MFP Committee worksession tentatively scheduled for 6/24/10.
- (33) 1:30 **PUBLIC HEARING - Expedited Bill 38-10**, Buildings - Adequate Public Facilities - Definitions (Faden)
PHED Committee worksession tentatively scheduled for 7/12/10.
- (34) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery County Public Schools' FY10 Operating Budget - \$264,000 for Retrofit School Busses with Emission Reduction Devices (Source: Federal grant) (McGuire)
- (35) 1:30 **PUBLIC HEARING/ACTION** - Resolution to amend FY11 Transportation Fees, Charges, and Fares (Orlin)

(36) 1:30 **PUBLIC HEARING - Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement (Davidson)
Action is scheduled later this afternoon.

2:15 **LEGISLATIVE SESSION Day # 19 (continued)**

(36) B. Call of Bills for Final Reading
• **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement (Davidson)

2:30 **ADJOURN**

2:30 **PHED/HHS Committee** (7th floor Council Hearing Room)

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 6/25/10 at 9 pm*

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

June 29, 2010	9:00 am	Interviews - Organizational Reform Commission
June 29, 2010	9:30 am	Regular Session
June 29, 2010	12:00 pm	Lunch Meeting with Montgomery County Planning Board
July 5, 2010		HOLIDAY
July 13, 2010	9:30 am	Regular Session
July 20, 2010	9:30 am	Regular Session
July 27, 2010	8:30 am	State Legislative Program
July 27, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

June 29, 2010

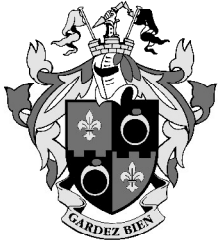
1:30 pm Proposed Charter Amendments and recommendations of Charter Review Commission
1:30 pm Damascus Master Plan Corrective Map Amendment (G-888): Kings Valley Road and Kingstead Road
1:30 pm Great Seneca Science Corridor Sectional Map Amendment (G-890)
1:30 pm **Bill 36-10**, Finance - Revenue Stabilization Fund - Amendments
1:30 pm Supplemental appropriation to the County Government's FY10 Operating Budget for Snow Removal/Wind and Rain Storm Cleanup: DOT \$54,282,760 and DGS - \$5,790,840
1:30 pm Special appropriation to the MCPS' FY10 Operating Budget - \$200,000 for Entrepreneurial Activities Fund
7:30 pm Purple Line Functional Plan

July 13, 2010

1:30 pm ZTA 10-07, RNC zones - Off-Street Parking
1:30 pm **Expedited Bill 37-10**, Ethics - Ethics Commission - Staff



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ADDENDUM

Tuesday, June 29, 2010

Add: (4.1) 10:05 **PRESENTATION** - Proclamation in recognition of Lesbian, Gay, Bisexual and Transgender Heritage Month in Montgomery County by Councilmember Leventhal

10:30 **LEGISLATIVE SESSION Day # 20**

A. Introduction of Bills

Add: (12.1) • **Expedited Bill 41-10**, Domestic Violence Coordinating Council - Membership, sponsored by Councilmember Phil Andrews (Mihill)
Public Hearing/Action is scheduled for 7/13/10 at 1:30 pm.

Change: (15) 11:30 **Introduction/Suspension of Rules/Action** - Resolution to approve the Tax Supported Fiscal Plan Summary for FY11-16 Public Services Program (Farber)
Note: Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.

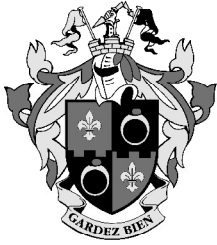
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Tuesday, June 29, 2010

- (1) 9:00 **INTERVIEWS** by Council President Floreen, and Councilmembers Trachtenberg and Berliner - Applicants for Organizational Reform Commission (*continued*) (Ferber)
Note: (6th floor Council Conference Room - Not televised)
- (2) 9:30 **PROPOSED CLOSED SESSION** to discuss appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction, pursuant to Maryland Code, State Government Article, §10-508 (a)(1)(i). Topic is Organizational Reform Commission. (Ferber)
- (3) 10:00 **INVOCATION** - Imam Naseem Mahdi, Ahmadiyya Movement in Islam, Silver Spring
- (4) 10:05 **PRESENTATION** - Proclamation in recognition of Betty Valdes for her many years of community service, by Councilmember Navarro
- 10:10 **GENERAL BUSINESS** (Lauer)
 - (5) A. **Announcement** - Agenda and Calendar Changes
 - (6) B. **Acknowledgement** - Receipt of Petitions
 - (7) C. **Action** - Approval of Minutes: June 15, 2010
- (8) 10:15 **CONSENT CALENDAR**
 - A. **Introduction** - Resolution to approve the Office of Legislative Oversight's FY11 Work Program (Orlansky)
Note: Action is tentatively scheduled for 7/13/10.
 - B. **Introduction** - Resolution to amend Resolution 16-394, Designation of additional urban areas for the Road Code (Orlin)
Note: T&E Committee worksession tentatively scheduled for 7/15/10.
 - C. **Introduction** - Resolution to approve revisions to the Board of Appeals' Filing Fees (Mihill)
Public Hearing/Action is scheduled for 7/13/10 at 1:30 pm.
 - D. **Action** - Executive Regulation 7-10, Eating and Drinking Establishments - Nutritional Labeling (Mihill)
HHS Committee recommends approval.

(8) 10:15 **CONSENT CALENDAR** (*continued*)

- E. **Action** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Level 3 Communications, LLC (Mihill)
MFP Committee recommends approval.
- F. **Action** - Resolution to extend time until December 31, 2010 for Council action on Executive Regulation 13-06, Taxicab Customer Service Plans and Service Requirements (Mihill)
- H. **Action** - Resolution to support Low Income Housing Tax Credits for the Argent Apartments in Silver Spring (McMillan)
- J. **Introduction** - Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Department of Transportation - \$1,029,000 transfer from ARRA Traffic Improvements to ARRA Highway Improvements (Source: Federal Stimulus) (Orlin)
Public Hearing/Action is scheduled for 7/13/10 at 1:30 pm.

10:20 **DISTRICT COUNCIL SESSION**

- (9) A. **Action** - Subdivision Regulation Amendment 10-02, Minor subdivisions - Applicability (Zyontz)
PHED Committee recommends approval.

10:25 **BOARD OF HEALTH**

- (10) A. **Introduction** - Resolution to amend Resolution #16-1194, Board of Health Regulation requiring certain eating and drinking establishments to post certain nutrition information on menu boards and menus, sponsored by the Health and Human Services Committee (Mihill)
Public Hearing is scheduled for 7/20/10 at 1:30 pm

10:30 **LEGISLATIVE SESSION Day # 20**

- (11) A. Introduction of Bills
• **Expedited Bill 39-10**, Eating and Drinking Establishments - Nutrition Labeling - Implementation, sponsored by the HHS Committee (Mihill)
Public Hearing is scheduled for 7/13/10 at 1:30 pm
- (12) • **Expedited Bill 40-10**, Stormwater Management - Revisions, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 7/13/10 at 1:30 pm.
- (13) 10:35 **ACTION** - Resolution to approve Reserve and Selected Fiscal Policies (Drummer/Sherer)
MFP Committee recommendation will be available 6/24/10.

11:15 **LEGISLATIVE SESSION Day # 20 (continued)**

B. Call of Bills for Final Reading

- (14) • **Bill 36-10**, Finance - Revenue Stabilization Fund - Amendments (Drummer/Sherer)
MFP Committee recommendation will be available 6/24/10.

- (15) 11:30 **ACTION** - Resolution to approve the Tax Supported Fiscal Plan Summary for FY11-16
Public Services Program (Farber)
MFP Committee recommendation will be available 6/24/10.

11:45 **RECESS**

- (16) 1:30 **PUBLIC HEARING** - Proposed Charter Amendments and recommendations of Charter
Review Commission (Mihill)
Council worksession is tentatively scheduled for 7/13/10.

- (17) 1:30 **PUBLIC HEARING** - Great Seneca Science Corridor Sectional Map Amendment
(G-890) (Michaelson)
PHED Committee worksession tentatively scheduled for 7/12/10.

- (18) 1:30 **PUBLIC HEARING** - Damascus Master Plan Corrective Map Amendment (G-888):
Kings Valley Road and Kingstead Road (Michaelson)
Action is tentatively scheduled for 7/13/10.

- (19) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County
Government's FY10 Operating Budget for Snow Removal/Wind and Rain Storm
Cleanup: Department of Transportation \$54,282,760 and Department of General Services
- \$5,790,840 (Source: General Fund) (Orlin)
T&E Committee recommendation will be available 6/24/10.

- (20) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the Montgomery County
Public Schools' FY10 Operating Budget - \$200,000 for Entrepreneurial Activities Fund
(Source: Entrepreneurial Activities Fund) (McGuire)

2:30 **ADJOURN**

- (21) 7:30 **PUBLIC HEARING** - Purple Line Functional Plan (Orlin)
T&E Committee worksession tentatively scheduled for 7/15/10.

*This meeting will be televised live on CCM Channels, Comcast 6, RCN 6, and Verizon 30;
repeated on 7/2/10 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on July 13, 2010:

Animal Matters Hearing Board: Norman Evans

Community Action Board: Stacy Coletta

Commission on Common Ownership Communities: Bruce Fonoroff

Commission for Women: Noha Bakr, Miriam Carter, Ivonne Lindley, Nick Martinez, Larniece Moore

Glen Echo Park Partnership for Arts & Culture, Inc. Board of Directors: Jennifer English, Diana Parker

Mental Health Advisory Committee: Bryan Bendall, Roger DeLucia

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

July 5, 2010		HOLIDAY
July 13, 2010	9:30 am	Regular Session
July 20, 2010	9:30 am	Regular Session
July 27, 2010	8:30 am	State Legislative Program
July 27, 2010	9:30 am	Regular Session
Aug 2 to Sep 17, 2010		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

July 13, 2010

- 1:30 pm ZTA 10-07, RNC zones - Off-Street Parking
- 1:30 pm **Expedited Bill 37-10**, Ethics - Ethics Commission - Staff
- 1:30 pm Resolution to amend Resolution #16-1194, Board of Health Regulation requiring certain eating and drinking establishments to post certain nutrition information on menu boards and menus
- 1:30 pm Resolution to approve revisions to the Board of Appeals' Filing Fees
- 1:30 pm Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, DOT - \$1,029,000 transfer from ARRA Traffic Improvements to ARRA Highway Improvements

July 27, 2010

- 1:30 pm ZTA 10-09, Central Business District (CBD) Standards - Transient Lodging

September 21, 2010

- 1:30 pm ZTA 10-08, Agricultural Zones - Pet Day Care



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.

The next regular Council Session is scheduled for July 13, 2010. The agenda schedule will be mailed and posted to the web site on July 8, 2010. Please see the listing below for future Council meetings and public hearings. Council Committees will meet on July 12, 2010; see the Committee agenda for a list of meetings.

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

July 5, 2010		HOLIDAY
July 13, 2010	9:30 am	Regular Session
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FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

July 13, 2010

1:30 pm ZTA 10-07, RNC zones - Off-Street Parking
1:30 pm **Expedited Bill 37-10**, Ethics - Ethics Commission - Staff
1:30 pm **Expedited Bill 39-10**, Eating and Drinking Establishments - Nutrition Labeling - Implementation
1:30 pm **Expedited Bill 40-10**, Stormwater Management - Revisions
1:30 pm **Expedited Bill 41-10**, Domestic Violence Coordinating Council - Membership
1:30 pm Resolution to approve revisions to the Board of Appeals' Filing Fees
1:30 pm Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, DOT - \$1,029,000 transfer from ARRA Traffic Improvements to ARRA Highway Improvements

July 20, 2010

1:30 pm Resolution to amend Resolution #16-1194, Board of Health Regulation requiring certain eating and drinking establishments to post certain nutrition information on menu boards and menus

July 27, 2010

1:30 pm ZTA 10-09, Central Business District (CBD) Standards - Transient Lodging

September 21, 2010

1:30 pm ZTA 10-08, Agricultural Zones - Pet Day Care



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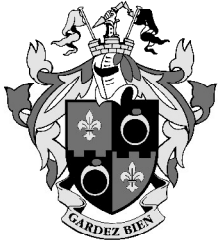
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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ADDENDUM

Tuesday, July 13, 2010

(5) 9:40 **CONSENT CALENDAR**

Defer: C. **Action** - Appointments to the Organizational Reform Commission (Ferber)

Add: K. **Introduction** - Special appropriation to County Government's FY11 Operating Budget, American Recovery and Reinvestment Act (ARRA) - \$5,172,900 for Energy Efficiency and Conservation Block Grant (Federal Grant) (Levchenko)

Public Hearing/Action is scheduled for 7/20/10 at 1:30 pm.

10:30 **DISTRICT COUNCIL SESSION**

Change: (11) E. **Action** - Extension of time until September 30, 2010 for issuance of Hearing Examiner's report and recommendation on Local Map Amendment No. G-864(Zyontz)

Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Tuesday, July 13, 2010

- (1) 9:30 **INVOCATION** - Reverend Dr. Robert W. Perry, The Inter-Faith Chapel at Leisure World, Silver Spring

- 9:35 **GENERAL BUSINESS** (Lauer)

- (2) A. **Announcement** - Agenda and Calendar Changes
- (3) B. **Acknowledgement** - Receipt of Petitions
- (4) C. **Action** - Approval of Minutes: June 22, 2010

- (5) 9:40 **CONSENT CALENDAR**
 - A. **Receipt and Release** - Office of Legislative Oversight Report 2010-10, Fiscal Impact Statements for Legislation (Trombka/Downie)
 - B. **Action** - Resolution to approve the Office of Legislative Oversight's FY11 Work Program (Orlansky)
Note: MFP Committee recommends approval.
 - C. **Action** - Appointments to the Organizational Reform Commission (Ferber)
 - D. **Action** - Confirmation of County Executive appointment to the Animal Matters Hearing Board: Norman Evans (Lauer)
 - E. **Action** - Confirmation of County Executive appointment to the Community Action Board: Stacy Coletta (Lauer)
 - F. **Action** - Confirmation of County Executive appointment to the Commission on Common Ownership Communities: Bruce Fonoroff (Lauer)
 - G. **Action** - Confirmation of County Executive appointments to the Commission for Women: Noha Bakr, Miriam Carter, Ivonne Lindley, Nick Martinez, Larniece Moore (Lauer)
 - H. **Action** - Confirmation of County Executive appointments to the Glen Echo Park Partnership for Arts & Culture, Inc. Board of Directors: Jennifer English, Diana Parker (Lauer)

(5) 9:40 **CONSENT CALENDAR** (*continued*)

I. **Action** - Confirmation of County Executive appointments to the Mental Health Advisory Committee: Bryan Bendall, Roger DeLucia (Lauer)

J. **Action** - Resolution to petition the State for a grant for the FY11 capital budget of Montgomery College: \$4,244,000 for furniture, fixtures, and equipment purchases for the Rockville Science Center project on the Rockville Campus (Sherer)

(6) 9:45 **BOARD OF HEALTH** - Update from Dr. Ulder J. Tillman, County Health Officer (McMillan)

10:30 **DISTRICT COUNCIL SESSION**

(7) A. **Introduction** - Resolution to approve use of Advance Land Acquisition Fund (ALARF) for acquisition of real property: Koskoris property for the Ovid Hazen Wells Greenway (Michaelson)
Note: Action is tentatively scheduled for 7/20/10.

(8) B. **Action** - White Flint Sectional Map Amendment (G-889) (Michaelson)
Note: PHED Committee recommends 6/28/10.

(9) C. **Action** - Water Resources Functional Plan (Levchenko)
Note: T&E Committee recommends approval with amendments.

(10) D. **Action** - Damascus Master Plan Corrective Map Amendment (G-888): Kings Valley Road and Kingstead Road (Michaelson)

(11) E. **Action** - Extension of time until October 31, 2010 for issuance of Hearing Examiner's report and recommendation on Local Map Amendment No. G-864 (Zyontz)

(12) F. **Action** - Hearing Examiner's report and recommendation - Development Plan Amendment (DPA) 10-1, Chevy Chase Center at intersection of Wisconsin Avenue, Wisconsin Circle and Western Avenue (Zyontz)

(13) 11:00 **WORKSESSION** - Proposed Charter Amendments and recommendations of Charter Review Commission (Mihill/Faden)
Note: Action is tentatively scheduled for 7/27/10.

12:00 **RECESS**

(14) 1:30 **PUBLIC HEARING - Expedited Bill 37-10**, Ethics - Ethics Commission - Staff (Faden)
Note: MFP Committee worksession tentatively scheduled for 7/15/10..

(15) 1:30 **PUBLIC HEARING - Expedited Bill 39-10**, Eating and Drinking Establishments - Nutrition Labeling - Implementation (Mihill)
Note: Action is tentatively scheduled for 7/20/10.

July 13, 2010

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- (16) 1:30 **PUBLIC HEARING - Expedited Bill 40-10**, Stormwater Management - Revisions (Faden)
Note: T&E Committee worksession tentatively scheduled for 7/15/10.
- (17) 1:30 **PUBLIC HEARING - Expedited Bill 41-10**, Domestic Violence Coordinating Council
- Membership (Mihill)
Note: Action is tentatively scheduled for 7/20/10.
- (18) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County
Government's FY11 Capital Budget and amendment to the FY11-16 Capital
Improvements Program, Department of Transportation - \$1,029,000 transfer from ARRA
Traffic Improvements to ARRA Highway Improvements (Source: Federal Stimulus) (Orlin)
- (19) 1:30 **PUBLIC HEARING/ACTION** - Resolution to approve revisions to the Board of
Appeals' Filing Fees (Mihill)
Note: The Council will be sitting as the District Council for action on this item.
- (20) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 10-07, RNC zones - Off-Street Parking(Zyontz)
Note: PHED Committee worksession will be scheduled at a later date.
- 5:00 **ADJOURN**

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 7/16/10 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on July 20, 2010:

Advisory Board for Montgomery Cares Program: Peter Monge, Deborah Hopson, Amjad Riar, James Marrinan
Commission on Health: Ronald Bialek, Patricia (Pat) Grant, Harry Kwon, Rose Marie Martinez, Wayne Swann,
Steve Thronson, Chrystina Lunn-Gilgeous, Marcos Pesquera

Domestic Violence Coordinating Council: Resa Levy

Friendship Heights Transportation Management District Advisory Committee: Ann Lewis, Kerri Gates, Tiffany
Gee, Julie Davis

Water Quality Advisory Group: Meosotis Curtis

Wheaton Urban District Advisory Committee: William Moore, Marian Fryer, Kenneth Nelson, James Onder

July 13, 2010

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FUTURE COUNCIL MEETINGS

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July 20, 2010	9:30 am	Regular Session
July 27, 2010	8:30 am	State Legislative Program
July 27, 2010	9:30 am	Regular Session
Aug 2 to Sep 17, 2010		RECESS

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

July 20, 2010

1:30 pm Resolution to amend Resolution #16-1194, Board of Health Regulation requiring certain eating and drinking establishments to post certain nutrition information on menu boards and menus

July 27, 2010

1:30 pm ZTA 10-09, Central Business District (CBD) Standards - Transient Lodging

September 21, 2010

1:30 pm ZTA 10-08, Agricultural Zones - Pet Day Care



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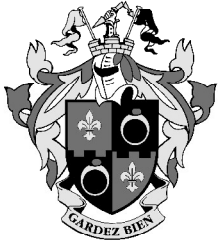
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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ADDENDUM

Tuesday, July 20, 2010

Defer: (19) 11:30 **ACTION** - Executive Regulation 2-10AM, Home Energy Loan Program (Levchenko)
T&E Committee recommends approval as amended.

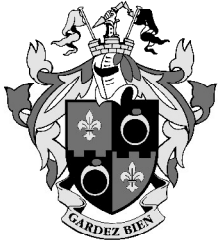
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Tuesday, July 20, 2010

- (1) 9:30 **INVOCATION** - Reverend Avelino Gonzalez, St. Martin of Tours Catholic Church, Gaithersburg

- 9:35 **GENERAL BUSINESS** (Lauer)

- (2) A. **Announcement** - Agenda and Calendar Changes
- (3) B. **Acknowledgement** - Receipt of Petitions
- (4) C. **Action** - Approval of Minutes: June 29, 2010
- Approval of Closed Session Minutes: June 29, 2010

- (5) 9:40 **CONSENT CALENDAR**
 - A. **Introduction** - Resolution to approve Memorandum of Agreement with Montgomery County Career Fire Fighters Association (IAFF) (Drummer)
MFP Committee worksession tentatively scheduled for 7/26/10.

 - B. **Introduction** - Resolution to approve Memorandum of Agreement with Municipal and County Government Employees Organization (MCGEO) (Drummer)
MFP Committee worksession tentatively scheduled for 7/26/10.

 - C. **Introduction** - Resolution to approve Memorandum of Agreement with Montgomery County Volunteer Fire Rescue Association (MCVFRA) (Drummer)
MFP Committee worksession tentatively scheduled for 7/26/10.

 - D. **Introduction** - Resolution to approve Memorandum of Agreement with Fraternal Order of Police (FOP) (Drummer)
MFP Committee worksession tentatively scheduled for 7/26/10.

 - E. **Introduction** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)
Public hearing by T&E Committee is scheduled for 9/21/10 at 7:30 pm.

 - F. **Action** - Appointments to the Organizational Reform Commission (Ferber)

 - G. **Action** - Executive Regulation 3-10, Hiring Preference for Persons with Disabilities (Drummer)
MFP Committee recommendation will be available 7/15/10.

(5) 9:40 **CONSENT CALENDAR** *(continued)*

- H. **Action** - Resolution to amend Resolution 16-394, Designation of additional urban areas for the Road Code (Orlin)
T&E Committee recommends approval.
- I. **Action** - Resolution to approve extension until January 19, 2011 of the appointment of Acting County Attorney: Marc Hansen (Lauer)
- J. **Action** - Appointment of Council representative to Nominating Committee for the Board of Trustees of Montgomery College (Lauer)
- K. **Action** - Resolution to approve cable franchise transfer from Starpower Communications, LLC to Yankee Cable Acquisition, LLC (Mihill)
MFP Committee recommendation will be available 7/15/10.
- L. **Action** - Confirmation of County Executive appointments to the Advisory Board for Montgomery Cares Program: Peter Monge, Deborah Hopson, Amjad Riar, James Marrinan (Lauer)
- M. **Action** - Confirmation of County Executive appointments to the Commission on Health: Ronald Bialek, Patricia (Pat) Grant, Harry Kwon, Rose Marie Martinez, Wayne Swann, Steve Thronson, Chrystina Lunn-Gilgeous, Marcos Pesquera (Lauer)
- N. **Action** - Confirmation of County Executive appointment to the Domestic Violence Coordinating Council: Resa Levy (Lauer)
- O. **Action** - Confirmation of County Executive appointments to the Friendship Heights Transportation Management District Advisory Committee: Ann Lewis, Kerri Gates, Tiffany Gee, Julie Davis (Lauer)
- P. **Action** - Confirmation of County Executive appointment to the Water Quality Advisory Group: Meosotis Curtis (Lauer)
- Q. **Action** - Confirmation of County Executive appointments to the Wheaton Urban District Advisory Committee: William Moore, Marian Fryer, Kenneth Nelson, James Onder (Lauer)

9:45 **DISTRICT COUNCIL SESSION**

- (6) A. **Action** - Resolution to extend time until September 24, 2010 for Council action on Housing Element of General Plan (McMillan)
- (7) B. **Action** - Great Seneca Science Corridor Sectional Map Amendment (G-890) (Michaelson)
- (8) C. **Action** - Resolution to approve use of Advance Land Acquisition Fund (ALARF) for acquisition of real property: Koskoris property for the Ovid Hazen Wells Greenway (Michaelson)

9:45 **DISTRICT COUNCIL SESSION** (*continued*)

- (9) D. **Action** - Amendment to the FY11 master plan work program of the Montgomery County Planning Board (Michaelson)
- (10) E. **Introduction** - Zoning Text Amendment 10-10, Transit Mixed-Use (TMX) Zone - Parking Standards, sponsored by Council President Floreen (Zyontz)
Action - Resolution to establish public hearing for 9/21/10 at 1:30 pm.
- (11) F. **Introduction** - Zoning Text Amendment 10-11, Administrative and Technical Amendments, sponsored by Council President Floreen (Zyontz)
Action - Resolution to establish public hearing for 9/21/10 at 1:30 pm.

10:10 **LEGISLATIVE SESSION Day # 22**

Introduction of Bills:

- (12) A. **Expedited Bill 42-10**, Personnel - Retirement - Furlough - Imputed Compensation - Represented Employees, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 9/21/10 at 1:30 pm.

Call of Bills for Final Reading:

- (13) A. **Bill 38-09**, Growth Policy - Amendments (Faden)
PHED Committee recommends approval.
- (14) B. **Expedited Bill 37-10**, Ethics - Ethics Commission - Staff (Faden)
MFP Committee recommendation will be available 7/15/10.
- (15) C. **Expedited Bill 38-10**, Buildings - Adequate Public Facilities - Definitions (Faden)
PHED Committee recommends approval with amendments.
- (16) D. **Expedited Bill 41-09**, Taxation - Property Tax Credit - Business Incubator (Faden)
MFP Committee recommends approval with amendments.
- (17) E. **Expedited Bill 39-10**, Eating and Drinking Establishments - Nutrition Labeling - Implementation (Mihill)
- (18) F. **Expedited Bill 41-10**, Domestic Violence Coordinating Council - Membership (Mihill)
- (19) 11:30 **ACTION** - Executive Regulation 2-10AM, Home Energy Loan Program (Levchenko)
T&E Committee recommends approval as amended.

11:45 **RECESS**

1:00 **LEGISLATIVE SESSION Day # 22 (continued)**

Call of Bills for Final Reading (continued):

- (20) G. **Bill 28-10**, Economic Development - Business Development Corporation - Establishment (Faden)
PHED Committee recommends approval with amendments.

1:30 **PUBLIC HEARINGS and ACTION:**

- (21) A. Resolution to amend Resolution #16-1194, Board of Health Regulation requiring certain eating and drinking establishments to post certain nutrition information on menu boards and menus (Mihill)
The Council will be sitting as the Board of Health for action on this item.

- (22) B. Special appropriation to County Government's FY11 Operating Budget, American Recovery and Reinvestment Act (ARRA) - \$5,172,900 for Energy Efficiency and Conservation Block Grant (Federal Grant) (Levchenko)

- (23) 1:45 **WORKSESSION - Purple Line Functional Plan** (Orlin)
Action is tentatively scheduled for 7/27/10.

4:00 **ADJOURN**

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 7/23/10 at 9 pm

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on July 27, 2010:

Alcohol and Other Drug Abuse Advisory Council: Patricia Sullivan, D'Artanyon Yarborough, Steven Coulter, Ed Hsu, Larry Simmons, Damon Stevenson, Sambhu Banik, Caroline Lee

Board of Social Services: Dova Boyars, Monika Taylor, Scott Robins, Nathan Brown

Commission on Children and Youth: Shari Argue, Dana Bell, Michele Booth-Cole, Tamara Horne, Alexander Abdun-Nabi, Christopher DiMisa, Arvand Homer, Brian Horowitz, Adam Kopp, Megan Yan, Zack Young

Dickerson Area Facilities Implementation Group: Richard Hill, Eric Cronquist, Jane Hunter, James (Jim) Snider

Energy and Air Quality Advisory Committee: Samuel Biondo, Paul Bubbosh, James McDonnell, Edward Sears, J. Stephen Shaw

Committee for Ethnic Affairs: Gayathri Aluvihare, Lisa Carvallo, Enas Elhanafi, Katherine Garcia, Patricia Lesnick, Jeffery Lynch, Rayness Mayne, Lesley Moore Vossen, Erica Obebe, Kennedy Odzafi, Inga Skippings, Juan Trivino

Friendship Heights Transportation Management District Advisory Committee: Christine McGrew

Mid-County Citizens Advisory Board: Theresa Bell, Marlyn Ferguson, Ritija Gupta, Gregory Intoccia, Stefan Lawson, Steven Morrison, Ariel Winter

Mid-County Recreation Advisory Board: Evadne Hagigal

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on July 27, 2010 (continued):

Noise Control Advisory Board: Guilda Moussazadeh

Pedestrian and Traffic Safety Advisory Committee: David Anspacher, Ramin Assa, Alyce Ortuzar, Reemberto Rodriguez

Revenue Authority: Scott Reilly

Silver Spring Urban District Advisory Committee: Donald Hague, Yuri Van Mierlo, Carmen Camacho, Tiffany Graham-Golden

Workforce Investment Board: Sheila Khatri, Eugene Spencer , Steven Silverman, Mary Lang , Reginald Stewart

FUTURE COUNCIL MEETINGS

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

July 27, 2010	8:30 am	State Legislative Program
July 27, 2010	9:30 am	Regular Session
Aug 2 to Sep 17, 2010		RECESS
Sep 21, 2010	8:30 am	Coffee with the County Executive
Sep 21, 2010	9:30 am	Regular Session
Sep 28, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

July 27, 1010

1:30 pm ZTA 10-09, Central Business District (CBD) Standards - Transient Lodging

September 21, 2010

1:30 pm ZTA 10-08, Agricultural Zones - Pet Day Care

1:30 pm Special appropriations to the MCPS' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program:

➤ \$480,090 for Planned Lifecycle Asset Replacement (Source: State Aid - Qualified Zone Academy Bonds (QZAB))

➤ \$602,651 for Planned Lifecycle Asset Replacement (Source: Sate Aging Schools Program)

7:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes



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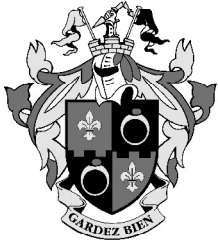
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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ADDENDUM #2

Tuesday, July 27, 2010

Add: (19.2) 12:45 **Introduction/Suspension of Rules/Action** - Resolution regarding hate crime committed against B'nai Shalom of Olney, sponsored by Councilmember Leventhal

Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.

(Vitale)

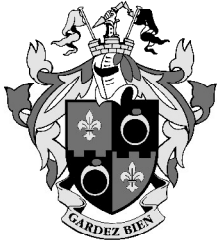
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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ADDENDUM

Tuesday, July 27, 2010

10:35 DISTRICT COUNCIL SESSION

- Defer:** (13) E. **Action** - SRA 10-01, Public Utility Easements- Urban Roads (Zyontz)
T&E Committee recommendation will be available 7/22/10.
- Add:** (14.1) G. **Introduction** - Zoning Text Amendment 10-12, Rural Density Transfer (RDT) Zone - Child lot standards, sponsored by Councilmember Knapp (Zyontz)
Action - Resolution to establish public hearing for 9/21/10 at 1:30 pm.

11:30 LEGISLATIVE SESSION Day #23

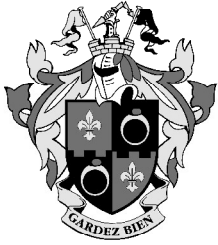
Introduction of Bills:

- Change:** (15) A. **Expedited Bill 43-10**, Administration - Legislative Branch - County Council - Fiscal Impact Statements, sponsored by Councilmembers Knapp, Floreen, Ervin, Andrews and Trachtenberg (Drummer)
Public Hearing is scheduled for 9/21/10 at 1:30 pm.
- Add:** (17.2) E. **Expedited Bill 47-10**, Administration - Legislative Branch - County Council - Economic Impact Statements, sponsored by Councilmembers Knapp, Floreen and Ervin (Drummer)
Public Hearing is scheduled for 9/21/10 at 1:30 pm.

Call of Bills for Final Reading:

- Defer:**(18) A. **Bill 17-10**, Public Utility Easement - Urban Roads (Zyontz)
T&E Committee recommendation will be available 7/22/10.
- Add:** (18.1) B. **Expedited Bill 40-10**, Stormwater Management - Revisions (Faden)
T&E Committee recommendation will be available 7/26/10.

Add: (19.1) 12:00 **BRIEFING by Emergency Management** - July 25 Storm and Power Outage



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

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

Tuesday, July 27, 2010

- (1) 9:00-10:00 **DISCUSSION** - State Legislative Program (6th floor - not televised) (Wenger)
- (2) 10:15 **INVOCATION** - Mr. Deryl Davis, Faculty, Wesley Theological Seminary
- (3) 10:20 **PRESENTATION** - Proclamation in recognition of Mid-Atlantic Dogs Organized for Ground Search on their 20th anniversary, by Councilmember Knapp
- 10:25 **GENERAL BUSINESS** (Lauer)
 - (5) A. **Announcement** - Agenda and Calendar Changes
 - (6) B. **Acknowledgement** - Receipt of Petitions
 - (7) C. **Action** - Approval of Minutes: July 13, 2010
- (8) 10:30 **CONSENT CALENDAR**
 - A. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program - \$602,651 for Planned Lifecycle Asset Replacement (Source: State funds) (McGuire)
Public Hearing/Action is scheduled for 9/21/10 at 1:30 pm.
 - B. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program - \$480,090 for Planned Lifecycle Asset Replacement (Source: State Aid - Qualified Zone Academy Bonds (QZAB)) (McGuire)
Public Hearing/Action is scheduled for 9/21/10 at 1:30 pm.
 - C. **Introduction** - Resolution to approve amendment to the Comprehensive Solid Waste Management Plan: recycling in public schools (Levchenko)
Public Hearing is scheduled for 9/21/10 at 1:30 pm.
 - D. **Action** - Extension of time for Council action on resolutions due to expire August 31, 2010 (Lauer)
 - E. **Action** - Executive Regulation 27-09AM, General Applicability of Personnel Regulations to Employees of Local Fire and Rescue Departments (Davidson)
MFP Committee recommends approval.

(8) 10:30 **CONSENT CALENDAR** (*continued*)

- F. **Action** - Confirmation of County Executive appointments to the Alcohol and Other Drug Abuse Advisory Council: Patricia Sullivan, D'Artanyon Yarborough, Steven Coulter, Ed Hsu, Larry Simmons, Damon Stevenson, Sambhu Banik, Caroline Lee (Lauer)
- G. **Action** - Confirmation of County Executive appointments to the Board of Social Services: Dova Boyars, Monika Taylor, Scott Robins, Nathan Brown (Lauer)
- H. **Action** - Confirmation of County Executive appointments to the Commission on Children and Youth: Shari Argue, Dana Bell, Michele Booth-Cole, Tamara Horne, Alexander Abdun-Nabi, Christopher DiMisa, Arvand Homer, Brian Horowitz, Adam Kopp, Megan Yan , Zack Young (Lauer)
- I. **Action** - Confirmation of County Executive appointments to the Dickerson Area Facilities Implementation Group: Richard Hill, Eric Cronquist, Jane Hunter, James (Jim) Snider (Lauer)
- J. **Action** - Confirmation of County Executive appointments to the Energy and Air Quality Advisory Committee: Samuel Biondo, Paul Bubbosh, James McDonnell, Edward Sears, J. Stephen Shaw (Lauer)
- K. **Action** - Confirmation of County Executive appointments to the Committee for Ethnic Affairs: Gayathri Aluvihare, Lisa Carvallo, Enas Elhanafi, , Katherine Garcia, Patricia Lesnick, Jeffery Lynch, Rayness Mayne, Lesley Moore Vossen, Erica Obebe, Kennedy Odzafi, Inga Skippings Juan Trivino (Lauer)
- L. **Action** - Confirmation of County Executive appointments to the Friendship Heights Transportation Management District Advisory Committee: Christine McGrew (Lauer)
- M. **Action** - Confirmation of County Executive appointments to the Mid-County Citizens Advisory Board: Theresa Bell, Marlyn Ferguson, Ritija Gupta, Gregory Intoccia, Stefan Lawson, Steven Morrison, Ariel Winter (Lauer)
- N. **Action** - Confirmation of County Executive appointment to the Mid-County Recreation Advisory Board: Evadne Hagigal (Lauer)
- O. **Action** - Confirmation of County Executive appointment to the Noise Control Advisory Board: Guilda Moussazadeh (Lauer)
- P. **Action** - Confirmation of County Executive appointments to the Pedestrian and Traffic Safety Advisory Committee: David Anspacher, Ramin Assa, Alyce Ortuzar, Reemberto Rodriguez (Lauer)
- Q. **Action** - Confirmation of County Executive appointment to the Revenue Authority: Scott Reilly (Lauer)

(8) 10:30 **CONSENT CALENDAR** (*continued*)

R. **Action** - Confirmation of County Executive appointments to the Silver Spring Urban District Advisory Committee: Donald Hague, Yuri Van Mierlo, Carmen Camacho, Tiffany Graham-Golden (Lauer)

S. **Action** - Confirmation of County Executive appointments to the Workforce Investment Board: Sheila Khatri, Eugene Spencer, Steven Silverman, Mary Lang, Reginald Stewart (Lauer)

10:35 **DISTRICT COUNCIL SESSION**

(9) A. **Announcement** - A public hearing has been scheduled for September 28, 2010 at 1:30 p.m. on the Amendment to the Master Plan for Historic Preservation: Greenwich Forest/Animal Industry/Higgins Cemetery (Zyontz)

(10) B. **Action** - Resolution to extend time until October 11, 2010 for Council action on Kensington and Vicinity Sector Plan (Michaelson)

(11) C. **Action** - Purple Line Functional Plan (Orlin)

(12) D. **Action** - Executive Regulation 3-09AM, Agricultural Land Preservation Easement Purchases (BLTs) (Michaelson)
PHED Committee recommends approval as amended.

(13) E. **Action** - SRA 10-01, Public Utility Easements- Urban Roads (Zyontz)
T&E Committee recommendation will be available 7/22/10.

(14) F. **Action** - Hearing Examiner's report and recommendation - Local Map Amendment G-878, Germantown, LLC, Mateny Road, Germantown (Zyontz)

11:30 **LEGISLATIVE SESSION Day #23**

Introduction of Bills:

(15) A. **Expedited Bill 43-10**, Administration - Legislative Branch - County Council - Fiscal and Economic Impact Statements, sponsored by Councilmember Knapp, Floreen and Ervin (Drummer)
Public Hearing is scheduled for 9/21/10 at 1:30 pm.

(16) B. **Expedited Bill 44-10**, Room Rental and Transient Tax - Exemption - Corporate Facility, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 9/21/10 at 1:30 pm.

(17) C. **Bill 45-10**, Personnel - Disability Retirement - Eligibility - Total and Partial Incapacity, sponsored by Councilmembers Trachtenberg, Andrews and Berliner (Drummer)
Public Hearing is scheduled for 9/28/10 at 1:30 pm.

11:30 **LEGISLATIVE SESSION Day #23 (continued)**

Introduction of Bills (continued):

- (17.1) D. **Bill 46-10**, Motor Vehicles and Traffic - Parking Regulations - Utility Trailers, sponsored by Councilmember Knapp (Drummer)
Public Hearing is scheduled for 9/28/10 at 1:30 pm.

Call of Bills for Final Reading:

- (18) A. **Bill 17-10**, Public Utility Easement - Urban Roads (Zyontz)
T&E Committee recommendation will be available 7/22/10.
- (19) 11:45 **ACTION** - Executive Regulation 2-10AM, Home Energy Loan Program (Levchenko)
T&E Committee recommends approval as amended.

12:00 **RECESS**

- (20) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 10-09, Central Business District (CBD) Standards - Transient Lodging (Zyontz)
PHED Committee worksession tentatively scheduled for 9/20/10 .

1:45 **ACTION** on the following agreements:

- (21) A. Resolution to approve Memorandum of Agreement with Montgomery County Career Fire Fighters Association (IAFF) (Drummer)
MFP Committee recommendation will be available 7/26/10.
- (22) B. Resolution to approve Memorandum of Agreement with Municipal and County Government Employees Organization (MCGEO) (Drummer)
MFP Committee recommendation will be available 7/26/10.
- (23) C. Resolution to approve Memorandum of Agreement with Montgomery County Volunteer Fire Rescue Association (MCVFRA) (Drummer)
MFP Committee recommendation will be available 7/26/10.
- (24) D. Resolution to approve Memorandum of Agreement with Fraternal Order of Police (FOP) (Drummer)
MFP Committee recommendation will be available 7/26/10.

- (25) 2:10 **ACTION** - Proposed Charter Amendments: (Faden/Mihill)

- A. Resolution to place proposed amendments to County Charter on November ballot and approve ballot language
- B. Resolution to certify qualification of Charter Amendment petitions for November ballot

- (26) 2:20 **ACTION** - Resolution to approve ballot language for referendum on County law (Faden/Mihill)

July 27, 2010

Page 5

(27) 2:30 **PRESENTATION and STATUS REPORT** - Sligo Creek Golf Course Task Force Report

(Zyontz)

3:00 **ADJOURN**

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 7/30/10 at 9 pm

The next regular Council Session is scheduled for September 21, 2010. The agenda schedule will be mailed and posted to the web site on September 16, 2010. Please see the listing below for future Council meetings and public hearings. Council Committees will meet on September 20, 2010; see the Committee agenda for a list of meetings.

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Aug 2 to Sep 17, 2010

RECESS

Sep 21, 2010

8:30 am

Coffee with the County Executive

Sep 21, 2010

9:30 am

Regular Session

Sep 28, 2010

9:30 am

Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

September 21, 2010

1:30 pm ZTA 10-08, Agricultural Zones - Pet Day Care

1:30 pm ZTA 10-10, Transit Mixed-Use (TMX) Zone - Parking Standards

1:30 pm ZTA 10-11, Administrative and Technical Amendments

1:30 pm Resolution to approve amendment to the Comprehensive Solid Waste Management Plan: recycling in public schools

1:30 pm **Expedited Bill 42-10**, Personnel - Retirement - Furlough - Imputed Compensation - Represented Employees

1:30 pm Special appropriations to the MCPS' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program:

➤ \$480,090 for Planned Lifecycle Asset Replacement (Source: State Aid - Qualified Zone Academy Bonds (QZAB))

➤ \$602,651 for Planned Lifecycle Asset Replacement (Source: State Aging Schools Program)

7:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes

September 28, 2010

1:30 p.m. Amendment to the Master Plan for Historic Preservation: Greenwich Forest/Animal Industry/Higgins Cemetery



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.

The next regular Council Session is scheduled for September 21, 2010. The agenda schedule will be mailed and posted to the web site on September 16, 2010. Please see the listing below for future Council meetings and public hearings. Council Committees will meet on September 20, 2010; see the Committee agenda for a list of meetings.

FUTURE COUNCIL MEETINGS

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

Aug 2 to Sep 17, 2010

RECESS

Aug 12, 2010	10:00 am	Hold for Council Session to certify ballot questions
Sep 21, 2010	8:30 am	Coffee with the County Executive
Sep 21, 2010	9:30 am	Regular Session
Sep 21, 2010	12:00 pm	Lunch with Board of Education
Sep 28, 2010	9:30 am	Regular Session

September 21, 2010

1:30 pm	ZTA 10-08, Agricultural Zones - Pet Day Care
1:30 pm	ZTA 10-10, Transit Mixed-Use (TMX) Zone - Parking Standards
1:30 pm	ZTA 10-11, Administrative and Technical Amendments
1:30 pm	ZTA 10-12, Rural Density Transfer (RDT) Zone - Child lot standards
1:30 pm	Resolution to approve amendment to the Comprehensive Solid Waste Management Plan: recycling in public schools
1:30 pm	Expedited Bill 42-10 , Personnel - Retirement - Furlough - Imputed Compensation - Represented Employees
1:30 pm	Expedited Bill 43-10 , Administration - Legislative Branch - County Council - Fiscal Impact Statements
1:30 pm	Expedited Bill 47-10 , Administration - Legislative Branch - County Council - Economic Impact Statements
1:30 pm	Expedited Bill 44-10 , Room Rental and Transient Tax - Exemption - Corporate Facility
1:30 pm	Special appropriations to the MCPS' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program: <ul style="list-style-type: none"> ➤ \$480,090 for Planned Lifecycle Asset Replacement (Source: State Aid - Qualified Zone Academy Bonds (QZAB)) ➤ \$602,651 for Planned Lifecycle Asset Replacement (Source: State Aging Schools Program)
7:30 pm	Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes

September 28, 2010

1:30 p.m.	Amendment to the Master Plan for Historic Preservation: Greenwich Forest/Animal Industry/Higgins Cemetery
1:30 p.m.	Bill 45-10 , Personnel - Disability Retirement - Eligibility - Total and Partial Incapacity
1:30 p.m.	Bill 46-10 , Motor Vehicles and Traffic - Parking Regulations - Utility Trailers



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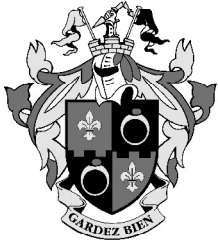
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Tuesday, September 21, 2010

- (1) 8:30-9:30 **COFFEE** with the County Executive (*6th floor Council Conference Room – Not Televised*)
- (2) 9:45 **INVOCATION** - Sister Pat Mensing, Our Lady of Mercy Catholic Parish, Potomac
- (3) 9:50 **PRESENTATION** - Proclamation in recognition of Constitution Week by Councilmember Knapp
- (4) 9:55 **GENERAL BUSINESS** (Lauer)
- A. **Announcement** - Agenda and Calendar Changes
The public hearing on the FY12 WSSC Spending Control Limits is scheduled for October 5, 2010 at 1:30 pm.
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: July 20, 2010
- (5) 10:00 **CONSENT CALENDAR**
- A. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: NewPath Networks, LLC (Mihill)
Action is tentatively scheduled for 9/28/10.
 - B. **Introduction** - Resolution to approve the FY11 schedule of revenue estimates and appropriations (Sherer)
Action is tentatively scheduled for 9/28/10.
 - C. **Introduction** - Supplemental appropriation to the County Government's FY11 Operating Budget, Office of Emergency Management and Homeland Security - \$1,545,000 for the FFY08 Urban Areas Security Initiative (UASI) emergency Medical Services (EMS) Burn Baseline Capacity Grant (Source: Federal grant) (McMillan)
Public Hearing/Action is scheduled for 10/5/10 at 1:30 pm.

(5) 10:00 **CONSENT CALENDAR** (*continued*)

D. **Introduction** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: International Baccalaureate Organization (Ferber)

Action is tentatively scheduled for 9/28/10.

E. **Introduction** - Resolution to approve categorical transfer of \$900,000 for MCPS' FY10 Operating Budget (McGuire)

ED Committee worksession tentatively scheduled for 9/23/10.

F. **Receipt and Release** - Office of Legislative Oversight Report 2011-1: A Review of Publicly Funded Family Planning Programs (Renkema)

HHS Committee worksession tentatively scheduled for 10/4/10.

(6) 10:05 **BRIEFING** - White Flint Financing (Faden/Orlin/Michaelson)

11:00 **DISTRICT COUNCIL SESSION**

(7) A. **Announcement** - A public hearing is scheduled for October 26, 2010 at 1:30 pm on a Corrective Map Amendment (G-891) for property located at 19330 Liberty Mill Road, Germantown (Michaelson)

(8) B. **Action** - Resolution to extend time until November 23, 2010 for Council action on Housing Element of General Plan (McMillan)

(10) D. **Action** - Request for Oral Argument and/or Hearing Examiner's report and recommendation - Local Map Amendment G-885, Bowie Mill Road, LLC, (Elm Street Development), 18241 Bowie Mill Road, Olney (Zyontz)

(11) E. **Action** - Request for Oral Argument and/or Hearing Examiner's report and recommendation - Local Map Amendment G-879, Kensington Heights 2, LLC, 2609 McComas Avenue, Kensington (Zyontz)

12:00 **RECESS** 12:00 *Lunch with Board of Education (5CCR)*

1:30 **PUBLIC HEARINGS:**

(12) A. Zoning Text Amendment 10-08, Agricultural Zones - Pet Day Care (Zyontz)
PHED Committee worksession tentatively scheduled for 9/27/10.

(13) B. Resolution to approve amendment to the Comprehensive Solid Waste Management Plan: recycling in public schools (Levchenko)
T&E Committee worksession tentatively scheduled for 9/30/10.

(14) C. Zoning Text Amendment 10-10, Transit Mixed-Use (TMX) Zone - Parking Standards (Zyontz)
PHED Committee worksession tentatively scheduled for 9/27/10.

1:30 **PUBLIC HEARINGS** (*continued*):

- (15) D. Zoning Text Amendment 10-11, Administrative and Technical Amendments (Zyontz)
PHED Committee worksession tentatively scheduled for 9/27/10.
- (16) E. Zoning Text Amendment 10-12, Rural Density Transfer (RDT) Zone - Child lot standards (Michaelson)
PHED Committee worksession tentatively scheduled for 9/27/10.
- (17) F. **Expedited Bill 42-10**, Personnel - Retirement - Furlough - Imputed Compensation - Represented Employees (Drummer)
MFP Committee worksession tentatively scheduled for 10/4/10.
- (18) G. **Expedited Bill 43-10**, Administration - Legislative Branch - County Council - Fiscal Impact Statements (Drummer)
MFP Committee worksession tentatively scheduled for 9/27/10.
- (19) H. **Expedited Bill 47-10**, Administration - Legislative Branch - County Council - Economic Impact Statements (Drummer)
MFP Committee worksession tentatively scheduled for 9/27/10.
- (20) I. **Expedited Bill 44-10**, Room Rental and Transient Tax - Exemption - Corporate Facility (Faden)
MFP Committee worksession tentatively scheduled for 10/4/10.

1:30 **PUBLIC HEARINGS/ACTION:**

- (21) A. Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program - \$602,651 for Planned Lifecycle Asset Replacement (Source: State funds) (McGuire)
- (22) B. Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program - \$480,090 for Planned Lifecycle Asset Replacement (Source: State Aid - Qualified Zone Academy Bonds (QZAB)) (McGuire)

2:00 **ADJOURN**

- (23) 2:45 **PROPOSED CLOSED SESSION** to discuss appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction, pursuant to Maryland Code, State Government Article, §10-508 (a)(1)(i). Topic is interview of applicant for Hearing Examiner. (*6th floor Council Conference Room*) (Grossman)
- (24) 7:30 **PUBLIC HEARING by T&E Committee** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)
This hearing has been postponed to 9/28/10 at 1:30 pm.

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 9/24/10 at 9 pm*

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Sep 28, 2010	9:30 am	Regular Session
Oct 5, 2010	9:30 am	Regular Session
Oct 12, 2010	9:30 am	Regular Session
Oct 19, 2010	9:30 am	Regular Session
Oct 26, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

September 28, 2010

- 1:30 p.m. Amendment to the Master Plan for Historic Preservation: Greenwich Forest/Animal Industry/Higgins Cemetery
- 1:30 p.m. **Bill 45-10**, Personnel - Disability Retirement - Eligibility - Total and Partial Incapacity
- 1:30 p.m. **Bill 46-10**, Motor Vehicles and Traffic - Parking Regulations - Utility Trailers
- 1:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes - *Note: This hearing was postponed from September 21, 2010.*

October 5, 2010

- 1:30 pm FY12 WSSC Spending Control Limits
- 1:30 pm Supplemental appropriation to the County Government's FY11 Operating Budget, Office of Emergency Management and Homeland Security -\$1,545,000 for the FFY08 Urban Areas Security Initiative (UASI) emergency Medical Services (EMS) Burn Baseline Capacity Grant

October 26, 2010

- 1:30 pm Corrective Map Amendment (G-891) for property located at 19330 Liberty Mill Road, Germantown



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MONTGOMERY COUNCIL SEEKS APPLICANTS FOR
COUNTY COMMISSION ON REDISTRICTING
Deadline: Monday, November 15, 2010, 5:00 P.M.

The Montgomery County Council is seeking applicants for one position on the County's nine-member Commission on Redistricting. The position must be filled by Feb. 1, 2011. The deadline to apply for consideration is 5 p.m. on Monday, Nov. 15.

The Montgomery County Charter states that the County shall be divided into five Council districts for the purpose of nominating and electing five members of the Council. Each district shall be compact in form and be composed of adjoining territory. The new districts will be in effect for the 2014 Council election.

The Charter requires that the Council shall appoint a Commission on Redistricting. The Commission shall be composed of four members from each political party chosen from a list of eight individuals submitted by the central committee of each political party which polled at least 15 percent of the total vote cast for all candidates for the Council in the last preceding regular election. Each list shall include at least one individual who resides in each Council district. In addition to those appointees, the Council appoints one additional member of the Commission.

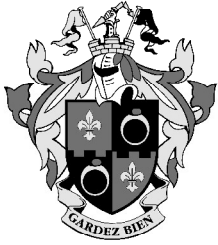
The Commission shall include at least one member who resides in each Council district, and the number of members of the Commission who reside in the same Council district shall not exceed the number of political parties which submitted a list to the Council.

By Nov. 15, 2011, the Commission shall present a plan of Council districts, together with a report explaining the plan to the Council. Within 30 days after receiving the plan, the Council shall hold a public hearing on it. If within 90 days after presentation of the Commission's plan no other law reestablishing the boundaries of the Council districts has been enacted, then the plan, as submitted, shall become law.

Letters, with resume, expressing interest in a position on the Commission on Redistricting must be received in the Office of the Montgomery County Council, 100 Maryland Avenue, 5th Floor, Rockville, Maryland 20850, no later than 5 p.m., Monday, Nov. 15, 2010. It is the Council's policy not to consider applications received after the deadline.

###

FOR INFORMATION: Linda M. Lauer, 240-777-7979



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Tuesday, September 28, 2010

- (1) 9:30 **INVOCATION** - Rick Price, First Church of Christ, Scientist, Gaithersburg
- (2) 9:35 **PRESENTATION** - Proclamation in recognition of Emergency Preparedness Month by Councilmember Andrews
- (3) 9:40 **PRESENTATION** - Proclamation in recognition of October as Mentor Month by Councilmember Andrews
- (4) 9:45 **GENERAL BUSINESS** (Lauer)
 - A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: July 27, 2010
- (5) 9:50 **CONSENT CALENDAR**
 - A. **Introduction** - Resolutions to support application for State Community Legacy Program grant: Wheaton-Long Branch-Silver Spring Community Legacy Area (Michaelson)
Action is tentatively scheduled for 10/5/10.
 - B. **Introduction** - Resolution to terminate Clarksburg Town Center Development District, sponsored by Councilmember Knapp (Faden)
Public Hearing is scheduled for 10/19/10 at 1:30 pm.
 - C. **Introduction** - Supplemental appropriation to the County Government's FY11 Operating Budget, Montgomery County Fire and Rescue Services - \$839,450 for the Urban Area Security Initiative (UASI) Emergency Medical Services (EMS) Basic Life Support Restock Supplies Award (Source: Federal grant) (McGuire)
Public Hearing/Action is scheduled for 10/5/10 at 1:30 pm.
 - D. **Action** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: NewPath Networks, LLC (Mihill)
 - E. **Action** - Resolution to approve the FY11 schedule of revenue estimates and appropriations (Sherer)

(5) 9:50 **CONSENT CALENDAR** (*continued*)

F. **Action** - Resolution to approve amendment to the Comprehensive Solid Waste Management Plan: recycling in public schools (Levchenko)

G. **Action** - Resolutions to approve abandonments of a portion of Clarksridge Road, Overlook Park Drive, and Clarksburg Square Road within the Clarksburg Town Center Subdivision in Clarksburg (Arthur)
T&E Committee recommendations will be available 9/23/10.

H. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: International Baccalaureate Organization (Ferber)

I. **Action** - Resolution to approve categorical transfer of \$900,000 for MCPS' FY10 Operating Budget (McGuire)
ED Committee recommendation will be available 9/23/10.

(6) 9:55 **ACTION** - Resolution to appoint the Hearing Examiner, Office Zoning and Administrative Hearings: Lynn A. Robeson (Grossman)

(7) 10:00 **UPDATE** - Update on economic indicators and County Fiscal Plan (Farber)

(8) 11:00 **BRIEFING** - White Flint Financing (Faden/Orlin/Michaelson)

12:00 **RECESS**

1:30 **PUBLIC HEARINGS:**

(9) A. Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)
This hearing was postponed from 9/21/10. T&E Committee worksession tentatively scheduled for 9/30/10.

(10) B. **Bill 45-10**, Personnel - Disability Retirement - Eligibility - Total and Partial Incapacity (Drummer)
PS/MFP Committee worksession tentatively scheduled for 10/4/10.

(11) C. **Bill 46-10**, Motor Vehicles and Traffic - Parking Regulations - Utility Trailers (Drummer)
T&E Committee worksession tentatively scheduled for 10/7/10.

(12) D. Amendment to the Master Plan for Historic Preservation: Greenwich Forest/Animal Industry/Higgins Cemetery (Zyontz)
PHED Committee worksession tentatively scheduled for 10/4/10.

ADJOURN

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 10/1/10 at 9 pm

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on October 5, 2010:

- Adult Public Guardianship Review Board: Barbara Silver, Allison Orlina
- Committee on Hate/Violence: Namatie Mansaray
- Commission on Juvenile Justice: Lauree Hemke, Risa Mainprize, Amy Morantes, Jihan Asher, Stacey Boehm-Russell, Carole Brown, Susan Cruz, Ashok Kapur, Mehul Madia, Wendy Pulliam, Daniel (Dan) McCollum, Gladstone Marcus
- Domestic Violence Coordinating Council: Drew Tracy
- Energy and Air Quality Advisory Committee: Kenneth Cantor
- Ethics Commission: Kenita Barrow
- Fire and Emergency Services Commission: Michael McAdams, Paul Lilly Ronald Ogens
- Friendship Heights Transportation Management District Advisory Committee: Cobey Kuff, Edward Axler
- Human Rights Commission: Ruth Martin, Stacey Ormsby, Terry Vann
- Mid-County Citizens Advisory Board: Karla Fortunato
- Pedestrian and Traffic Safety Advisory Committee: Darrel Droblich
- Commission on People with Disabilities: Sheila Langston, Catherine Mello, Marie (Lu) Merrick, Cindy Ostrowski, Jennifer Wolfsheimer, Megan Larson, John Miers, Marcie Povitsky, Susan Hartung
- Silver Spring Transportation Management District Advisory Committee: Cherian Eapen
- Workforce Investment Board: Filip Feller, Lori Golino, Susan Heltemes, Susan Leggett-Johnson, Steve Kornblatt, David Gamse, Anthony (Tony) Cancelosi, Sharan London, Dawn Weglein

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Oct 5, 2010	9:30 am	Regular Session
Oct 12, 2010	9:30 am	Regular Session
Oct 19, 2010	9:30 am	Regular Session
Oct 26, 2010	9:30 am	Regular Session
Nov 1, 2010 to Nov 12, 2010		RECESS
Nov 11, 2010		HOLIDAY

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

October 5, 2010

- 1:30 pm FY12 WSSC Spending Control Limits
- 1:30 pm Supplemental appropriation to the County Government's FY11 Operating Budget, Office of Emergency Management and Homeland Security -\$1,545,000 for the FFY08 UASI EMS Burn Baseline Capacity Grant
- 1:30 pm Supplemental appropriation to the County Government's FY11 Operating Budget, MCFRS - \$839,450 for the UASI EMS Basic Life Support Restock Supplies Award

October 19, 2010

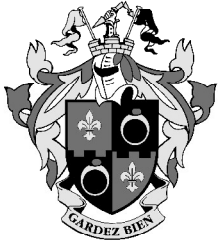
- 1:30 pm Resolution to terminate Clarksburg Town Center Development District

October 26, 2010

- 1:30 pm Corrective Map Amendment (G-891) for property located at 19330 Liberty Mill Road, Germantown



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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

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ADDENDUM

Tuesday, October 5, 2010

(4) 9:45 CONSENT CALENDAR

- Change:** E. **Introduction** - Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Office of the County Executive - \$21,616,000 for the Public Safety System Modernization (Source: Short-Term Financing) (Toregas)
Public Hearing/Action is scheduled for 10/26/10 at 1:30 pm.
- Deferred:** I. **Action** - Resolution to amend Resolution 16-1373 for the FY11 Designation of Entities for Non-Competitive Award Status: IMPACT Silver Spring, Inc.(McMillan)

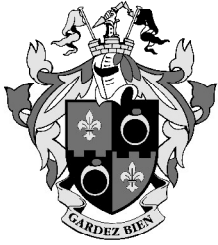
10:00 LEGISLATIVE SESSION Day # 28

Call of Bills for Final Reading:

- Deferred:** (11) C. **Expedited Bill 19-10**, Taxes - Transportation Impact Tax - Amendments
MFP Committee recommends approval with amendments. (Orlin/Faden)
- Deferred:** (12) D. **Bill 1-10**, Development - Coordination, Oversight (Faden)
This item has been deferred to 10/12/10.
- Deferred:** (13) E. **Bill 17-10**, Public Utility Easement - Urban Roads (Zyontz)
T&E Committee recommended disapproval.

10:45 DISTRICT COUNCIL SESSION

- Deferred:** (14) A. **Action** - Subdivision Regulation Amendment 10-01, Public Utility Easements- Urban Roads (Zyontz)
T&E Committee recommended disapproval.



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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Tuesday, October 5, 2010

- (1) 9:30 **INVOCATION** - Reverend Steve Robertson, Chevy Chase Presbyterian Church, Chevy Chase
- (2) 9:35 **PRESENTATION** - Proclamation in recognition of Connie Morella and Mike Barnes for their work with the Montgomery County's 2010 Complete Count Committee by Council President Floreen and County Executive Leggett
- (3) 9:40 **GENERAL BUSINESS** (Lauer)
 - A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Closed Session Minutes: September 21, 2010
- (4) 9:45 **CONSENT CALENDAR**
 - A. **Introduction** - Resolution to designate County Business Development Corporation (Faden)
Action is tentatively scheduled for 10/12/10.
 - B. **Introduction** - Resolutions to support an application for the State's Community Investment Tax Credit Program: Jewish Social Service Agency (Michaelson)
Action is tentatively scheduled for 10/12/10.
 - C. **Introduction** - Resolutions to support an applications for the State's Neighborhood BusinessWorks Program Loan: The Limerick Pub, LLC (Michaelson)
Action is tentatively scheduled for 10/12/10.
 - D. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: TW Telecom of Maryland, LLC (TWTC) (Mihill)
Action is tentatively scheduled for 10/12/10.
 - E. **Introduction** - Supplemental appropriation to the County Government's FY 11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Department of Technology Services - \$21,616,000 for the Public Safety System Modernization (Source: Short-Term Financing) (Toregas)
Public Hearing/Action is scheduled for 10/26/10 at 1:30 pm.

(4) 9:45 **CONSENT CALENDAR** (*continued*)

- F. **Introduction** - Resolution of consent to and support of the application for expansion of an Enterprise Zone: City of Gaithersburg Olde Towne Central Business District (Ferber)
Action is tentatively scheduled for 10/12/10.
- G. **Introduction** - Special appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Department of Transportation - \$385,000 for infrastructure design for White Flint District West (Source: current revenue) (Orlin/Michaelson/Faden)
Public Hearing is scheduled for 10/26/10 at 7:30 pm.
- H. **Introduction** - Resolution to approve White Flint Development Tax District transportation infrastructure improvements, sponsored by the Council President at the request of the County Executive (Michaelson/Faden/Orlin)
Public Hearing is scheduled for 10/26/10 at 7:30 pm.
- I. **Action** - Resolution to amend Resolution 16-1373 for the FY11 Designation of Entities for Non-Competitive Award Status: IMPACT Silver Spring, Inc. (McMillan)
- J. **Action** - Resolutions to support application for State Community Legacy Program grant: Wheaton-Long Branch-Silver Spring Community Legacy Area (Michaelson)
- K. **Action** - Confirmation of County Executive appointments to the Adult Public Guardianship Review Board: Barbara Silver, Allison Orlina (Lauer)
- L. **Action** - Confirmation of County Executive appointment to the Committee on Hate/Violence: Namatie Mansaray (Lauer)
- M. **Action** - Confirmation of County Executive appointments to the Commission on Juvenile Justice: Lauree Hemke, Risa Mainprize, Amy Morantes, Jihan Asher, Stacey Boehm-Russell, Carole Brown, Susan Cruz, Ashok Kapur, Mehul Madia, Wendy Pulliam, Daniel (Dan) McCollum, Gladstone Marcus (Lauer)
- N. **Action** - Confirmation of County Executive appointment to the Domestic Violence Coordinating Council: Drew Tracy (Lauer)
- O. **Action** - Confirmation of County Executive appointment to the Energy and Air Quality Advisory Committee: Kenneth Cantor (Lauer)
- P. **Action** - Confirmation of County Executive appointment to the Ethics Commission: Kenita Barrow (Lauer)
- Q. **Action** - Confirmation of County Executive appointments to the Fire and Emergency Services Commission: Michael McAdams, Paul Lilly, Ronald Ogens (Lauer)
- R. **Action** - Confirmation of County Executive appointments to the Friendship Heights Transportation Management District Advisory Committee: Cobey Kuff, Edward Axler (Lauer)

(4) 9:45 **CONSENT CALENDAR** (*continued*)

- S. **Action** - Confirmation of County Executive appointments to the Human Rights Commission: Ruth Martin, Stacey Ormsby, Terry Vann (Lauer)
 - T. **Action** - Confirmation of County Executive appointment to the Mid-County Citizens Advisory Board: Karla Fortunato (Lauer)
 - U. **Action** - Confirmation of County Executive appointment to the Pedestrian and Traffic Safety Advisory Committee: Darrel Droblich (Lauer)
 - V. **Action** - Confirmation of County Executive appointments to the Commission on People with Disabilities: Sheila Langston, Catherine Mello, Marie (Lu) Merrick, Cindy Ostrowski, Jennifer Wolfsheimer, Megan Larson, John Miers, Marcie Povitsky, Susan Hartung (Lauer)
 - X. **Action** - Confirmation of County Executive appointment to the Silver Spring Transportation Management District Advisory Committee: Cherian Eapen (Lauer)
 - Y. **Action** - Confirmation of County Executive appointments to the Workforce Investment Board: Filip Feller, Lori Golino, Susan Heltemes, Susan Leggett-Johnson, Steve Kornblatt, David Gamse, Anthony (Tony) Cancelosi, Sharan London, Dawn Weglein (Lauer)
- (5) 9:55 **ACTION** - Reappointment to Board of Appeals: Catherine Titus (Lauer)

10:00 **LEGISLATIVE SESSION Day # 28**

Introduction of Bills:

- (6) A. **Bill 48-10**, Technical Corrections, sponsored by County Council (Mihill)
Public Hearing is scheduled for 10/26/10 at 1:30 pm.
- (7) B. **Bill 49-10**, Personnel and Human Resources - Organ Donor Leave, sponsored by Councilmember Knapp (Drummer)
Public Hearing is scheduled for 10/26/10 at 1:30 pm.
- (8) C. **Bill 50-10**, Special Taxing District - White Flint - Creation, sponsored by the Council President at the request of the County Executive (Faden/Orlin/Michaelson)
Public Hearing is scheduled for 10/26/10 at 7:30 pm.

Call of Bills for Final Reading:

- (9) A. **Expedited Bill 43-10**, Administration - Legislative Branch - County Council - Fiscal Impact Statements (Drummer)
MFP Committee recommends approval with amendments.

10:00 **LEGISLATIVE SESSION Day # 28 (continued)**

Call of Bills for Final Reading (continued):

- (10) B. **Expedited Bill 47-10**, Administration - Legislative Branch - County Council - Economic Impact Statements (Drummer)
MFP Committee recommends approval with amendments.
- (11) C. **Expedited Bill 19-10**, Taxes - Transportation Impact Tax - Amendments (Orlin/Faden)
MFP Committee recommends approval with amendments.
- (12) D. **Bill 1-10**, Development - Coordination, Oversight (Faden)
PHED Committee recommends approval with amendments.
- (13) E. **Bill 17-10**, Public Utility Easement - Urban Roads (Zyontz)
T&E Committee recommended disapproval.

10:45 **DISTRICT COUNCIL SESSION**

- (14) A. **Action** - Subdivision Regulation Amendment 10-01, Public Utility Easements- Urban Roads (Zyontz)
T&E Committee recommended disapproval.
- (15) B. **Action** - Resolution to extend time until December 10, 2010 for Council action on Kensington and Vicinity Sector Plan (Michaelson)
- (16) C. **Action** - Zoning Text Amendment 10-11, Administrative and Technical Amendments (Zyontz)
PHED Committee recommends approval.
- (17) D. **Action** - Zoning Text Amendment 10-10, Transit Mixed-Use (TMX) Zone - Parking Standards (Zyontz)
PHED Committee recommends approval.
- (18) E. **Action** - Zoning Text Amendment 10-08, Agricultural Zones - Pet Day Care (Zyontz)
PHED Committee recommends approval.

11:45 **RECESS**

1:30 **PUBLIC HEARINGS:**

- (19) A. FY12 WSSC Spending Control Limits (Levchenko)
T&E Committee worksession tentatively scheduled for 10/7/10.

1:30 **PUBLIC HEARINGS/ACTION:**

- (20) A. Supplemental appropriation to the County Government's FY11 Operating Budget, Office of Emergency Management and Homeland Security - \$1,545,000 for the FFY08 Urban Areas Security Initiative (UASI) Emergency Medical Services (EMS) Burn Baseline Capacity Grant (Source: Federal grant) (McMillan)

1:30 **PUBLIC HEARINGS/ACTION** (*continued*):

- (21) B. Supplemental appropriation to the County Government’s FY11 Operating Budget, Montgomery County Fire and Rescue Services - \$839,450 for the Urban Area Security Initiative (UASI) Emergency Medical Services (EMS) Basic Life Support Restock Supplies Award (Source: Federal grant) (McGuire)

2:00 **ADJOURN**

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 10/8/10 at 9 pm

FUTURE COUNCIL MEETINGS

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

Oct 12, 2010	9:30 am	Regular Session
Oct 19, 2010	9:30 am	Regular Session
Oct 26, 2010	9:30 am	Regular Session
Nov 1, 2010 to Nov 12, 2010		RECESS
Nov 11, 2010		HOLIDAY

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

October 19, 2010

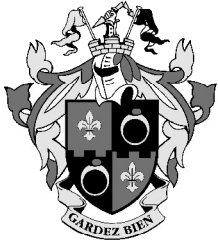
1:30 pm Resolution to terminate Clarksburg Town Center Development District

October 26, 2010

- 1:30 pm Corrective Map Amendment (G-891) for property located at 19330 Liberty Mill Road, Germantown
- 1:30 pm Supplemental appropriation to the County Government’s FY 11 Capital Budget and amendment to the FY11-16 CIP, DTS - \$21,616,000 for the Public Safety System Modernization
- 1:30 pm **Bill 48-10**, Technical Corrections
- 1:30 pm **Bill 49-10**, Personnel and Human Resources - Organ Donor Leave
- 7:30 pm **Bill 50-10**, Special Taxing District - White Flint – Creation
- 7:30 pm Special appropriation to the County Government’s FY11 Capital Budget and amendment to the FY11-16 CIP, DOT - \$385,000 for infrastructure design for White Flint District West
- 7:30 pm Resolution to approve White Flint Development Tax District transportation infrastructure improvements



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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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ADDENDUM

Tuesday, October 12, 2010

9:55 **LEGISLATIVE SESSION Day # 29**

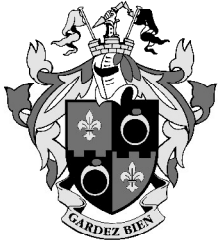
Introduction of Bills

Add: (4.5)

- A. **Expedited Bill 51-10**, Administration - Council Budget Office, sponsored by Councilmember Knapp, Council Vice-President Ervin, and Council President Floreen

(Mihill)

Public Hearing is scheduled for 10/26/10 at 1:30 pm.



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Tuesday, October 12, 2010

9:55 **LEGISLATIVE SESSION Day # 29**

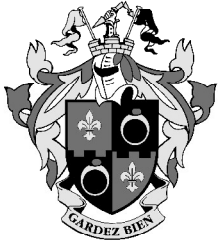
Introduction of Bills

Add: (4.5)

- A. **Expedited Bill 51-10**, Administration - Council Budget Office, sponsored by Councilmember Knapp, Council Vice-President Ervin, and Council President Floreen

(Mihill)

Public Hearing is scheduled for 10/26/10 at 1:30 pm.



Montgomery County, Maryland

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Tuesday, October 12, 2010

- (1) 9:30 **INVOCATION** - Rabbi Jacob Blumenthal, Shaare Torah Congregation, Gaithersburg
- (2) 9:35 **GENERAL BUSINESS** (Lauer)
 - A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: September 21 and 28, 2010
- (3) 9:40 **CONSENT CALENDAR**
 - A. **Action** - Resolution to designate County Business Development Corporation (Faden)
 - B. **Action** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: TW Telecom of Maryland, LLC (TWTC) (Mihill)
 - C. **Action** - Resolutions to support an application for the State's Community Investment Tax Credit Program: Jewish Social Service Agency (Michaelson)
 - D. **Action** - Resolutions to support an application for the State's Neighborhood BusinessWorks Program Loan: The Limerick Pub, LLC (Michaelson)
 - E. **Action** - Resolution of consent to and support for the application for expansion of an Enterprise Zone: City of Gaithersburg Olde Towne Central Business District (Ferber)
- (4) 9:45 **WORKSESSION** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)

Action is tentatively scheduled for 10/19/10.
- 9:55 **LEGISLATIVE SESSION Day # 29**

Introduction of Bills
Call of Bills for Final Reading:
- (5) A. **Expedited Bill 42-10**, Personnel - Retirement - Furlough - Imputed Compensation - Represented Employees (Drummer)

MFP Committee recommends approval.

9:55 **LEGISLATIVE SESSION Day # 29** *(continued)*

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

- (6) B. **Expedited Bill 19-10**, Taxes - Transportation Impact Tax - Amendments (Orlin/Faden)
MFP Committee recommends approval with amendments.
- (7) C. **Bill 1-10**, Development - Coordination, Oversight (Faden)
PHED Committee recommends approval with amendments.

10:10 **DISTRICT COUNCIL SESSION**

- (8) A. **Action** - Diagrammatic Plan Amendment 10-3, Limited Partnership, a proposed amendment to the development plan in Local Map Amendment G-718 (MXN) zone, 14426 Traville Garden Circle, Rockville (Zyontz)
- (10) C. **Oral Argument and Action** on Hearing Examiner's report and recommendation - Local Map Amendment G-879, Kensington Heights 2, LLC, 2609 McComas Avenue, Kensington (Zyontz)
- (11) D. **Request for Oral Argument and/or Action** on Hearing Examiner's report and recommendation - Local Map Amendment No. G-864, Christ Evangelical Lutheran Church of Bethesda-Chevy Chase, 8011 and 8015 Old Georgetown Road, Bethesda (Zyontz)
- (11.5) E. **Introduction** - Historic Preservation Amendment (HPA) 10-1 - Historic Preservation Master Plan - Amendments, sponsored by Councilmember Knapp (Zyontz)
Action - Resolution to establish public hearing for 11/23/10 at 1:30 pm.

- (12) 11:15 **BOARD OF HEALTH:** (McMillan)
A. Update from Dr. Ulder J. Tillman, County Health Officer
B. Annual Meeting with Commission on Health
C. Update on school gardens

12:00 **ADJOURN**

1:30 **PS/MFP Committee** *(7th floor Council Hearing Room)*

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 10/15/10 at 9 pm*

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Oct 26, 2010	9:30 am	Regular Session
Nov 1, 2010 to Nov 12, 2010		RECESS
Nov 11, 2010		HOLIDAY
Nov 16, 2010		HOLD
Nov 23, 2010	9:30 am	Regular Session
Nov 25, 2010		HOLIDAY
Nov 30, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

October 19, 2010

1:30 pm Resolution to terminate Clarksburg Town Center Development District

October 26, 2010

- 1:30 pm Corrective Map Amendment (G-891) for property located at 19330 Liberty Mill Road, Germantown
- 1:30 pm Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Office of the County Executive - \$21,616,000 for the Public Safety System Modernization
- 1:30 pm **Bill 48-10**, Technical Corrections
- 1:30 pm **Bill 49-10**, Personnel and Human Resources - Organ Donor Leave
- 7:30 pm **Bill 50-10**, Special Taxing District - White Flint – Creation
- 7:30 pm Special appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 CIP, DOT - \$385,000 for infrastructure design for White Flint District West
- 7:30 pm Resolution to approve White Flint Development Tax District transportation infrastructure improvements



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**MONTGOMERY COUNTY COUNCIL SEEKS APPLICANTS FOR
GRANTS ADVISORY GROUP
APPLICATION DEADLINE IS 4 P.M. ON FRIDAY, NOV. 12**

The Montgomery County Council is seeking applicants for positions on its Fiscal Year 2012 Grants Advisory Group. The Council will appoint the volunteer community panel to review grant applications and advise it on proposals received from the non-profit community. Letters of interest from applicants must be received no later than 4 p.m. on Friday, Nov. 12.

The Council believes that a strong partnership with non-profit organizations is critical in meeting the County's needs. The Council has established a grants process in which the Council accepts applications from non-profit organizations seeking funds, forwards proposals to the Grants Advisory Group for advice and comments and then makes funding decisions during its spring budget deliberations.

It is anticipated that the Grants Advisory Group will be appointed in December and will be asked to report to the Council by the end of April 2011. Panel members will need to attend training sessions and review relevant materials during late January and February. The applications review will take place between March 1 and April 15.

The Grants Advisory Group will be asked to provide the Council with comments on each of the grant proposals. The workload will vary based on the number of applications received and panel members appointed; however, it is expected that each member would review approximately 20 applications. Panel members should anticipate approximately six-to-eight meetings between the beginning of February and mid-April, with the potential for weekly meetings in March.

Volunteers for the Grants Advisory Group can come from panels reviewing Community Development Block Grants or Community Service Grants, as well as from other advisory boards or community groups. Applicants for the Advisory Group cannot be employees of, or member of a board of, a nonprofit group applying for grant funding. The Council will designate the chair of the Advisory Group.

Interested applicants living or working in the County should submit their letter of interest with a resume to: Council President Nancy Floreen, Montgomery County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, MD 20850 or via email to County.Council@montgomerycountymd.gov.

Letters of interest must be received no later than 4 p.m. on Friday, Nov. 12. Questions regarding the Grants Advisory Group should be directed to Peggy Fitzgerald-Bare, Council Grants Manager at 240-777-7924 or peggy.fitzgerald-bare@montgomerycountymd.gov

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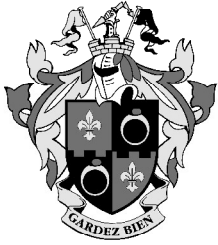
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ADDENDUM

Tuesday, October 19, 2010

- 9:30 **PROPOSED CLOSED SESSION** to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is to discuss a specific company's move into the County. *(6th Floor Council Conference Room)* (Faden)

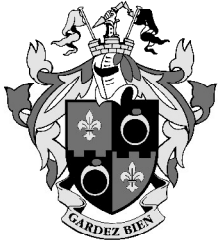
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Tuesday, October 19, 2010

- (1) 10:30 **INVOCATION** - Reverend Dr. Bob Maddox, Westmoreland United Church of Christ, Bethesda
- (2) 10:35 **GENERAL BUSINESS** (Lauer)
 - A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
- (3) 10:40 **CONSENT CALENDAR**
 - A. **Introduction** - Resolution to approve FY12 Council Grants process (McMillan)
Action tentatively scheduled for 10/26/10.
 - B. **Action** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)
 - C. **Introduction** - Resolution to support an application for the State's Community Investment Tax Credit Program: Jewish Federation of Greater Washington (Michaelson)
Action is tentatively scheduled for 10/26/10.
 - D. **Action** - Appointment of special counsel to represent the County in the collection of transient taxes: Rifkin, Livingston, Levitan & Silver, LLC; Robert K. Finnell; Byrd Law Group, P.C.; and Crongeyer Law Firm, P.C. (Faden)
 - E. **Action** - Appointment of special counsel to represent the County in legal proceedings concerning regulating delivery of energy: Stanley W. Balis (Faden)
 - F. **Introduction** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Thales Communications, Inc. (Ferber)
Action is tentatively scheduled for 10/26/10.
 - G. **Introduction** - Resolution to support an application for the State's Community Investment Tax Credit Program: Rebuilding Together Montgomery County (Michaelson)
Action is tentatively scheduled for 10/26/10.

10:45 **LEGISLATIVE SESSION Day # 30**

Call of Bills for Final Reading:

- (4) A. **Bill 34-10**, Finance - Public Facilities - Private Projects (Mihill)
MFP Committee recommends disapproval.
- (5) B. **Bill 1-10**, Development - Coordination, Oversight (Faden)
PHED Committee recommends approval with amendments.

11:30 **DISTRICT COUNCIL SESSION**

- (8) A. **Introduction** - Subdivision Regulation Amendment 10-03, Master Plan Conformance - Roadway Classifications, sponsored by Councilmember Knapp (Zyontz)
Public Hearing is scheduled for 11/23/10 at 1:30 pm.
- (9) B. **Action** - Development Plan Amendment 10-2, Woodmont View (G-808) (Zyontz)

11:45 **RECESS**

1:30 **PUBLIC HEARING:**

- (10) A. Resolution to terminate Clarksburg Town Center Development District (Faden)

1:45 **DISTRICT COUNCIL SESSION (continued)**

- (11) C. **Oral Argument and Action** - Hearing Examiner's report and recommendation - Local Map Amendment No. G-864, Christ Evangelical Lutheran Church of Bethesda-Chevy Chase, 8011 and 8015 Old Georgetown Road, Bethesda (Zyontz)
- (12) 3:00 **OVERVIEW** - White Flint Financing (Faden/Orlin/Michaelson)

4:30 **ADJOURN**

- (13) 4:30 **INTERVIEWS** - Inspector General Nominating Panel (Mihill)
(6th floor Council Conference Room)

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 10/22/10 at 9 pm*

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on October 26, 2010:

Advisory Board for Montgomery Cares Program: Duane Taylor

Bethesda Urban Partnership, Inc. Board of Directors: Anne Martin, Christopher Bruch, Peter Hodgson, Marc Korman

Board of License Commissioners: Keith Um

Community Action Board: Matthew Green, K. Anita Mpambara-Cox

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on October 26, 2010 (continued):

County-wide Recreation Advisory Board: David Magill, Chris Richardson, George Schlapo, James Zepp

Commission on Health: Kathleen McManus

Library Board: Syed Amir, W. David Chiles, Lois Neuman, Robyn Watts

Nominations for Property Tax Assessment Appeals Board:

Regular Member (Position 1): James McKee, Fred Silverman, Brandon Smith

Alternate Member: Matthew Zaborsky, Yonelle Moore, Charles vonGoins

Solid Waste Advisory Committee: Kenneth Miller

Water Quality Advisory Group: Elizabeth Forbes

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Oct 26, 2010	9:30 am	Regular Session
Nov 1, 2010 to Nov 12, 2010		RECESS
Nov 11, 2010		HOLIDAY
Nov 16, 2010		HOLD
Nov 23, 2010	9:30 am	Regular Session
Nov 25, 2010		HOLIDAY
Nov 30, 2010	9:30 am	Regular Session
Dec 7, 2010	9:30 am	Regular Session
Dec 14, 2010	8:30 am	Meeting with County Executive
Dec 14, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

October 26, 2010

1:30 pm Corrective Map Amendment (G-891) for property located at 19330 Liberty Mill Road, Germantown

1:30 pm Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 CIP, Office of the County Executive - \$21,616,000 for the Public Safety System Modernization

1:30 pm **Bill 48-10**, Technical Corrections

1:30 pm **Bill 49-10**, Personnel and Human Resources - Organ Donor Leave

1:30 pm **Expedited Bill 51-10**, Administration - Council Budget Office

7:30 pm **Bill 50-10**, Special Taxing District - White Flint – Creation

7:30 pm Special appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 CIP, DOT - \$385,000 for infrastructure design for White Flint District West

7:30 pm Resolution to approve White Flint Development Tax District transportation infrastructure improvements

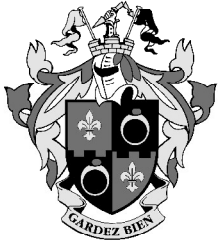
November 23, 2010

1:30 pm HPA 10-1 - Historic Preservation Master Plan – Amendments

1:30 pm SRA 10-03, Master Plan Conformance - Roadway Classifications



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.



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

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

ADDENDUM

Tuesday, October 26, 2010

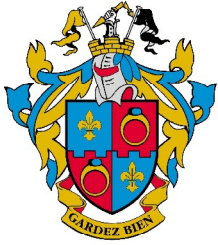
(5) 9:50 **CONSENT CALENDAR** *(continued)*

Add: T. **Introduction** - Resolution to approve sale of Peary High School (Zyontz/Faden)
Public Hearing is scheduled for 11/23/10 at 7:30 pm.

10:05 **LEGISLATIVE SESSION Day # 31**

Introduction of Bills:

Add: (6.4) D. **Expedited Bill 55-10**, Taxation - Transportation Impact Tax - Credits - Amendments, sponsored by Councilmembers Knapp and Elrich (Faden/Orlin)
Public Hearing is scheduled for 11/23/10 at 1:30 pm.



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Tuesday, October 26, 2010

- (1) 9:00 **INTERVIEW** by Councilmembers - County's Labor Relations Administrator, Fire and Rescue Collective Bargaining Unit: Homer C. LaRue (6CCR) (Drummer)
- (2) 9:30 **MOMENT OF SILENCE**
- (3) 9:35 **PRESENTATIONS:**
 - A. Proclamation in recognition of the Family Justice Center Foundation, by Councilmember Trachtenberg
 - B. Proclamation in recognition of Verizon Wireless Hopeline Project and Verizon Foundation, by Councilmember Trachtenberg
- (4) 9:45 **GENERAL BUSINESS** (Lauer)
 - A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: October 5 and 12, 2010
- (5) 9:50 **CONSENT CALENDAR**
 - A. **Action** - Resolution to approve FY12 Council Grants process (McMillan)
 - B. **Action** - Resolution to appoint Inspector General Nominating Panel (Mihill)
 - C. **Action** - Resolutions to support applications for the State's Community Investment Tax Credit Program: Jewish Federation of Greater Washington and Rebuilding Together Montgomery County (Michaelson)
 - D. **Action** - HHS Committee report and recommendations on OLO Report 2011-1, A Review of Publicly-Funded Family Planning Services (Renkema)
 - E. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Thales Communications, Inc. (Ferber)

(5) 9:50 **CONSENT CALENDAR** (*continued*)

- F. **Action** - Resolution to extend time until June 30, 2011 for Council action on Executive Regulation 10-10, Anti-Cruelty Conditions for Dogs (Farag)
- G. **Action** - Confirmation of County Executive appointment to the Advisory Board for Montgomery Cares Program: Duane Taylor (Lauer)
- H. **Action** - Confirmation of County Executive appointments to the Bethesda Urban Partnership, Inc. Board of Directors: Anne Martin, Christopher Bruch, Peter Hodgson, Marc Korman (Lauer)
- I. **Action** - Confirmation of County Executive appointment to the Board of License Commissioners: Keith Um (Lauer)
- J. **Action** - Confirmation of County Executive appointment to the Community Action Board: Matthew Green, K. Anita Mpambara-Cox (Lauer)
- K. **Action** - Confirmation of County Executive appointments to the County-wide Recreation Advisory Board: David Magill, Chris Richardson, George Schlapo, James Zepp (Lauer)
- L. **Action** - Confirmation of County Executive appointment to the Commission on Health: Kathleen McManus (Lauer)
- M. **Action** - Confirmation of County Executive appointments to the Library Board: Syed Amir, W. David Chiles, Lois Neuman, Robyn Watts (Lauer)
- N. **Action** - Confirmation of County Executive nominations for Property Tax Assessment Appeals Board: Regular Member (Position 1): James McKee, Fred Silverman, Brandon Smith and Alternate Member: Matthew Zaborsky, Yonelle Moore, Charles vonGoins (Lauer)
- O. **Action** - Confirmation of County Executive appointment to the Solid Waste Advisory Committee: Kenneth Miller (Lauer)
- P. **Action** - Confirmation of County Executive appointment to the Water Quality Advisory Group: Elizabeth Forbes (Lauer)
- Q. **Action** - Confirmation of County Executive appointment to the Washington Suburban Sanitary Commission: Roscoe Moore (Lauer)
- R. **Introduction** - Resolution to designate the Montgomery County Department of Police to receive records of the activities of licensed junk dealers and scrap metal processors (Drummer)

Action is tentatively scheduled for 11/23/10.

(5) 9:50 **CONSENT CALENDAR** (*continued*)

S. **Introduction** - Resolution to support application for the State's Community Investment Tax Credit Program: Housing Opportunity Community Partners, Inc.(Michaelson)
Action is tentatively scheduled for 11/23/10.

(6) 9:55 **ACTION** - FY12 WSSC Spending Control Limits (Levchenko)
T&E Committee recommendation will be available 10/21/10.

10:05 **LEGISLATIVE SESSION Day # 31**

Introduction of Bills:

(6.1) A. **Bill 52-10**, Commission on Veterans Affairs - Membership, sponsored by the Council President at the request of the County Executive (Mihill)
Public Hearing is scheduled for 11/23/10 at 1:30 pm.

(6.2) B. **Expedited Bill 53-10**, Forest Conservation - Conforming Amendments, sponsored by Council President at request of Planning Board (Faden/Mihill)
Public Hearing is scheduled for 11/23/10 at 1:30 pm.

(6.3) C. **Expedited Bill 54-10**, Retirement - Investments, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 11/23/10 at 1:30 pm.

Call of Bills for Final Reading:

(7) A. **Bill 46-10**, Motor Vehicles and Traffic - Parking Regulations - Utility Trailers (Drummer)
PS Committee recommends approval.

Miscellaneous Business:

(9) A. **Action** - Resolution to extend expiration dates until December 31, 2011 for **Bill 22-09**, Enforcement of County Laws - Notice of Violation - Appeals and **Bill 24-09**, Buildings - Permits and Inspections (Lauer)

10:30 **DISTRICT COUNCIL SESSION**

(10) A. **Action** - Zoning Text Amendment 10-12, Rural Density Transfer (RDT) Zone - Child lot standards (Michaelson)
PHED Committee recommends approval with amendments.

(11) B. **Action** - Local Map Amendment No. G-864, Christ Evangelical Lutheran Church of Bethesda-Chevy Chase, 8011 and 8015 Old Georgetown Road, Bethesda (Zyontz)

(12) C. **Action** - Amendment to the Master Plan for Historic Preservation: Animal Industry and Higgins Cemetery (Zyontz)
PHED Committee recommends approval.

(13) D. **Action** - Zoning Text Amendment 10-09, Central Business District (CBD) Standards - Transient Lodging (Zyontz)
PHED Committee recommends approval with amendments.

10:30 **DISTRICT COUNCIL SESSION** (*continued*)

- (14) E. **Action** - Zoning Text Amendment 09-03, Home Occupations and Residential Off-street Parking (Zyontz)
PHED Committee recommends approval with amendments.

12:30 **RECESS**

1:30 **PUBLIC HEARINGS:**

- (15) A. **Bill 48-10**, Technical Corrections (Mihill)
Action is tentatively scheduled for 11/23/10.
- (16) B. **Bill 49-10**, Personnel and Human Resources - Organ Donor Leave (Drummer)
MFP Committee worksession tentatively scheduled for 11/22/10.
- (17) C. **Expedited Bill 51-10**, Administration - Council Budget Office (Mihill)
MFP Committee worksession will be scheduled at a later date.

1:30 **PUBLIC HEARINGS/ACTION:**

- (18) A. Corrective Map Amendment (G-891) for property located at 19330 Liberty Mill Road, Germantown (Michaelson)
The Council will be sitting as the District Council for action on this item.
- (19) B. Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Office of the County Executive - \$21,616,000 for the Public Safety System Modernization (Source: Short-Term Financing) (Toregas)
MFP/PS Committee recommendation will be available 10/25/10.

- (20) 2:00 **ACTION** - Resolution to terminate Clarksburg Town Center Development District (Faden)

- (21) 2:15 **SEMI-ANNUAL REPORT** of the Montgomery County Planning Board (Michaelson)

4:00 **ADJOURN**

(22) 7:30 **PUBLIC HEARINGS:**

- A. Special appropriation to the County Government’s FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Department of Transportation - \$385,000 for infrastructure design for White Flint District West (Source: current revenue) (Orlin/Michaelson/Faden)
- B. Resolution to approve White Flint Development Tax District transportation infrastructure improvements (Michaelson/Faden/Orlin)
PHED/MFP Committee worksession tentatively scheduled for 11/9/10.
- C. **Bill 50-10**, Special Taxing District - White Flint - Creation (Faden/Orlin/Michaelson)
PHED/MFP Committee worksession tentatively scheduled for 11/9/10.

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 10/29/10 at 9 pm

The following reappointment was received from the County Executive and is tentatively scheduled for confirmation on October 26, 2010:

Washington Suburban Sanitary Commission: Roscoe Moore

The following appointment was received from the County Executive and is tentatively scheduled for interview on October 26, 2010 and confirmation on November 23, 2010:

County’s Labor Relations Administrator, Fire and Rescue Collective Bargaining Unit: Homer C. LaRue

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Nov 1, 2010 to Nov 12, 2010		RECESS
Nov 11, 2010		HOLIDAY
Nov 16, 2010		HOLD
Nov 23, 2010	9:30 am	Regular Session
Nov 25, 2010		HOLIDAY
Nov 30, 2010	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS
To testify call 240-777-7803**

November 23, 2010

- 1:30 pm HPA 10-1 - Historic Preservation Master Plan – Amendments
- 1:30 pm SRA 10-03, Master Plan Conformance - Roadway Classifications
- 1:30 pm **Bill 52-10**, Commission on Veterans Affairs – Membership
- 1:30 pm **Expedited Bill 53-10**, Forest Conservation - Conforming Amendments
- 1:30 pm **Expedited Bill 54-10**, Retirement – Investments

#####

**MONTGOMERY COUNTY COUNCIL SEEKS APPLICANTS FOR
GRANTS ADVISORY GROUP
APPLICATION DEADLINE IS 4 P.M. ON FRIDAY, NOV. 12**

The Montgomery County Council is seeking applicants for positions on its Fiscal Year 2012 Grants Advisory Group. The Council will appoint the volunteer community panel to review grant applications and advise it on proposals received from the non-profit community. Letters of interest from applicants must be received no later than 4 p.m. on Friday, Nov. 12.

The Council believes that a strong partnership with non-profit organizations is critical in meeting the County’s needs. The Council has established a grants process in which the Council accepts applications from non-profit organizations seeking funds, forwards proposals to the Grants Advisory Group for advice and comments and then makes funding decisions during its spring budget deliberations.

It is anticipated that the Grants Advisory Group will be appointed in December and will be asked to report to the Council by the end of April 2011. Panel members will need to attend training sessions and review relevant materials during late January and February. The applications review will take place between March 1 and April 15.

The Grants Advisory Group will be asked to provide the Council with comments on each of the grant proposals. The workload will vary based on the number of applications received and panel members appointed; however, it is expected that each member would review approximately 20 applications. Panel members should anticipate approximately six-to-eight meetings between the beginning of February and mid-April, with the potential for weekly meetings in March.

Volunteers for the Grants Advisory Group can come from panels reviewing Community Development Block Grants or Community Service Grants, as well as from other advisory boards or community groups. Applicants for the Advisory Group cannot be employees of, or member of a board of, a nonprofit group applying for grant funding. The Council will designate the chair of the Advisory Group.

Interested applicants living or working in the County should submit their letter of interest with a resume to: Council President Nancy Floreen, Montgomery County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, MD 20850 or via email to County.Council@montgomerycountymd.gov.

Letters of interest must be received no later than 4 p.m. on Friday, Nov. 12. Questions regarding the Grants Advisory Group should be directed to Peggy Fitzgerald-Bare, Council Grants Manager at 240-777-7924 or peggy.fitzgerald-bare@montgomerycountymd.gov

#####

MONTGOMERY COUNCIL SEEKS APPLICANTS FOR
COUNTY COMMISSION ON REDISTRICTING
Deadline: Monday, November 15, 2010, 5:00 P.M.

The Montgomery County Council is seeking applicants for one position on the County’s nine-member Commission on Redistricting. The position must be filled by Feb. 1, 2011. The deadline to apply for consideration is 5 p.m. on Monday, Nov. 15.

The Montgomery County Charter states that the County shall be divided into five Council districts for the purpose of nominating and electing five members of the Council. Each district shall be compact in form and be composed of adjoining territory. The new districts will be in effect for the 2014 Council election.

The Charter requires that the Council shall appoint a Commission on Redistricting. The Commission shall be composed of four members from each political party chosen from a list of eight individuals submitted by the central committee of each political party which polled at least 15 percent of the total vote cast for all candidates for the Council in the last preceding regular election. Each list shall include at least one individual who resides in each Council district. In addition to those appointees, the Council appoints one additional member of the Commission.

The Commission shall include at least one member who resides in each Council district, and the number of members of the Commission who reside in the same Council district shall not exceed the number of political parties which submitted a list to the Council.

By Nov. 15, 2011, the Commission shall present a plan of Council districts, together with a report explaining the plan to the Council. Within 30 days after receiving the plan, the Council shall hold a public hearing on it. If within 90 days after presentation of the Commission’s plan no other law reestablishing the boundaries of the Council districts has been enacted, then the plan, as submitted, shall become law.

Letters, with resume, expressing interest in a position on the Commission on Redistricting must be received in the Office of the Montgomery County Council, 100 Maryland Avenue, 5th Floor, Rockville, Maryland 20850, no later than 5 p.m., Monday, Nov. 15, 2010. It is the Council’s policy not to consider applications received after the deadline.

###

FOR INFORMATION: Linda M. Lauer, 240-777-7979



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.

The next regular Council Session is scheduled for November 23, 2010. The agenda schedule will be mailed and posted to the web site on November 18, 2010. Please see the listing below for future Council meetings and public hearings. Council Committees will meet on November 9 and 16, 2010; see the Committee agenda for a list of meetings.

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

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

Nov 1, 2010 to Nov 12, 2010		RECESS
Nov 11, 2010		HOLIDAY
Nov 23, 2010	9:30 am	Regular Session
Nov 25, 2010		HOLIDAY
Nov 30, 2010	9:30 am	Regular Session
Dec 7, 2010	9:30 am	Regular Session
Dec 14, 2010	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

November 23, 2010

- 1:30 pm HPA 10-1 - Historic Preservation Master Plan - Amendments
- 1:30 pm SRA 10-03, Master Plan Conformance - Roadway Classifications
- 1:30 pm **Bill 52-10**, Commission on Veterans Affairs - Membership
- 1:30 pm **Expedited Bill 53-10**, Forest Conservation - Conforming Amendments
- 1:30 pm **Expedited Bill 54-10**, Retirement - Investments
- 1:30 pm **Expedited Bill 55-10**, Taxation - Transportation Impact Tax - Credits - Amendments
- 7:30 pm Resolution to approve sale of Peary High School



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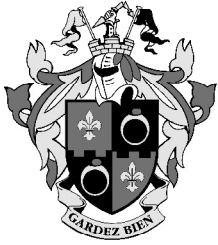
Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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ADDENDUM

Tuesday, November 23, 2010

10:00 **LEGISLATIVE SESSION Day # 34**

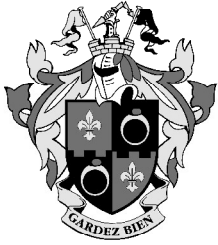
Introduction of Bills:

Add: (7.1)

B. Expedited Bill 57-10, Personnel - Collective Bargaining - Impasse Procedures, sponsored by Council Vice President Ervin, Council President Floreen, and Councilmembers Andrews, Berliner, Elrich, Knapp, Navarro, Trachtenberg, and Leventhal

(Drummer)

Public Hearing is scheduled for 12/7/10 at 1:30 pm.



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

Council Hearing Room, 100 Maryland Avenue, Rockville, Maryland 20850

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Tuesday, November 23, 2010

- (1) 9:30 **INVOCATION** - Mary Alice Rose, First Church of Christ, Scientist, Chevy Chase
- (2) 9:35 **PRESENTATIONS**
 - A. Proclamation in recognition of Pancreatic Cancer Awareness Month, by Council President Floreen
 - B. Proclamation in recognition of National American Indian Heritage Month and American Indian Heritage Day, by Council Vice President Ervin
- (3) 9:45 **GENERAL BUSINESS** (Lauer)
 - A. **Announcements** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: October 19, 2010
- Approval of Closed Session Minutes: October 19, 2010
- (4) 9:50 **CONSENT CALENDAR**
 - A. **Introduction** - End-of-Year Transfer for FY10 County Government Operating Budget (Sherer)
 - B. **Introduction** - Resolution regarding Montgomery County Public Schools' State funding request for school construction (Levchenko)
ED Committee worksession tentatively scheduled for 11/29/10.
 - C. **Introduction** - Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Department of Transportation - \$5,005,000 for Montrose Parkway West (Source: G.O. Bonds) (Orlin)
Public Hearing is scheduled for 12/7/10 at 1:30 pm.

(4) 9:50 **CONSENT CALENDAR** (*continued*)

- D. **Introduction** - Supplemental appropriation to the County Government's FY11 Operating Budget, Montgomery County Fire and Rescue Services - \$1,250,000 for Urban Area Security Initiative Technical Rescue Task Force Equipment/Training Grant Award (Source: Federal Grant) (McGuire)
Public Hearing/Action is scheduled for 12/7/10 at 1:30 pm.
- E. **Introduction** - Supplemental appropriation to the Montgomery County Public Schools' FY11 Operating Budget - \$599,722 for Readiness and Management for Schools (REMS) Grant Program (Source: Federal Grant) (McGuire)
Public Hearing/Action is scheduled for 12/7/10 at 1:30 pm.
- F. **Introduction** - Supplemental appropriation to the Montgomery County Public Schools' FY11 Operating Budget - \$999,918 for Teaching American History Project, "Unveiling History: Exploring America's Past" (Source: Federal Grant) (McGuire)
Public Hearing/Action is scheduled for 12/7/10 at 1:30 pm.
- G. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, American Recovery and Reinvestment Act (ARRA) - \$1,624,000 for Energy Efficiency and Conservation Block Grant (EECBG) (Source: Federal Grant) (Levchenko)
Public Hearing/Action is scheduled for 12/7/10 at 1:30 pm.
- H. **Introduction** - Resolution to consolidate previously authorized notes for sale and issuance as a single issue (Faden)
Action is tentatively scheduled for 11/30/10.
- J. **Action** - Approval of special legal counsels for Ethics Commission (Faden)
- K. **Action** - Resolution to designate the Montgomery County Department of Police to receive records of the activities of licensed junk dealers and scrap metal processors (Drummer)
- L. **Action** - Resolution to support application for the State's Community Investment Tax Credit Program: Housing Opportunity Community Partners, Inc. (Michaelson)
- M. **Action** - Confirmation of County Executive appointment to the County's Labor Relations Administrator, Fire and Rescue Collective Bargaining Unit: Homer C. LaRue (Drummer)

9:55 **DISTRICT COUNCIL SESSION**

- (5) A. **Introduction** - Resolution to approve use of Advance Land Acquisition Fund (ALARF) for acquisition of real property: King Property, addition to the Ridge Road Recreational Park (Michaelson)
Action is tentatively scheduled for 11/30/10.

9:55 **DISTRICT COUNCIL SESSION** (*continued*)

- (6) B. **Action** - Resolution to extend time until January 22, 2011 for Council action on Housing Element of General Plan (McMillan)

10:00 **LEGISLATIVE SESSION Day # 34**

Introduction of Bills:

- (7) A. **Expedited Bill 56-10**, Bond Authorization, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 11/30/10 at 1:30 pm.

Call of Bills for Final Reading:

- (8) A. **Bill 48-10**, Technical Corrections (Mihill)
- (9) B. **Bill 34-10**, Finance - Public Facilities - Private Projects (Mihill)
MFP Committee recommends disapproval.

10:30 **WORKSESSION** on White Flint Financing: (Faden/Orlin/Michaelson)

- (10) A. **Bill 50-10**, Special Taxing District - White Flint - Creation;
- (11) B. Resolution to approve White Flint Development Tax District transportation infrastructure improvements; and
- (12) C. Special appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Department of Transportation - \$385,000 for infrastructure design for White Flint District West (Source: current revenue)

12:00 **RECESS**

1:30 **PUBLIC HEARINGS:**

- (13) A. Historic Preservation Amendment 10-1, Historic Preservation Master Plan - Amendments (Zyontz)
Action is tentatively scheduled for 11/30/10.
- (14) B. **Bill 52-10**, Commission on Veterans Affairs - Membership (Mihill)
Action is tentatively scheduled for 11/30/10.
- (15) C. **Expedited Bill 53-10**, Forest Conservation - Conforming Amendments (Faden/Mihill)
Action is tentatively scheduled for 11/30/10.
- (16) D. **Expedited Bill 54-10**, Retirement - Investments (Drummer)
Action is tentatively scheduled for 11/30/10.

1:30 **PUBLIC HEARINGS** *(continued)*:

(17) E. **Expedited Bill 55-10**, Taxation - Transportation Impact Tax - Credits - Amendments (Faden/Orlin)
Action is tentatively scheduled for later this afternoon.

(18) F. Subdivision Regulation Amendment 10-03, Master Plan Conformance - Roadway Classifications (Zyontz)
Action is scheduled immediately following this hearing.

1:50 **DISTRICT COUNCIL SESSION**

(18) A. Subdivision Regulation Amendment 10-03, Master Plan Conformance - Roadway Classifications (Zyontz)
PHED Committee recommends disapproval.

1:55 **LEGISLATIVE SESSION Day # 34** *(continued)*

Call of Bills for Final Reading:

(17) D. **Expedited Bill 55-10**, Taxation - Transportation Impact Tax - Credits - Amendments (Faden/Orlin)

(19) 2:15 **PRESENTATION** - Office of Legislative Oversight Report 2011-2, Achieving a Structurally Balanced Budget in Montgomery County, Part I: Expenditure and Revenue Trends (Orlansky)

4:15 **ADJOURN**

(20) 7:30 **PUBLIC HEARING** - Resolution to approve sale of Peary High School (Zyontz)
ED/MFP Committee worksession tentatively scheduled for 11/29/10.

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 11/26/10 at 9 pm

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on November 30, 2010:

Advisory Committee on Consumer Protection: Jason Levine, Barry Klein, Sarah Klein

Alcohol and Other Drug Abuse Advisory Council: Mary Wilson, Thomas Didone

Board of Electrical Examiners: Yen-Ming Chen, N.B. (Tommy) Le

Board of Registration for Building Contractors: Frederick Kranz, Millard (Brandon) Howard

Cable and Communications Advisory Committee: Richard Wells, Michael Gelman, Paul Goldberg, Michael Reiter

Citizens Review Panel for Children: Joanna DeWolfe, Ronna Cook

Commission on Landlord-Tenant Affairs: David Peller, Galia Steinbach, David Greenstein, Denise Hawkins, Jay Hutchins, Kenneth Lemberg

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on November 30, 2010 (*continued*):

Commission on Veterans Affairs: Henry Richard (Rich) Fales, Jerry Godwin, Sharon Hodge, Elizabeth McCarthy, Carl Bedell

Committee for Ethnic Affairs: Ashwani Arora, J'amie D'Aguiar, Paul Tembunde, Fahad Syed

Community Action Board: Laurie-Anne Sayles

Criminal Justice Coordinating Commission: Wendy Stickle, William Sollod, Kathleen Dumais, Vernon Scott

Friendship Heights Transportation Management District Advisory Committee: William Nathan, Allison Lazare, Thomas Austing

Noise Control Advisory Board: John Fuchs

Washington Suburban Transit Commission: Hoan Dang, Kathryn Porter

FUTURE COUNCIL MEETINGS

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

Nov 25, 2010		HOLIDAY
Nov 30, 2010	9:30 am	Regular Session
Dec 7, 2010	9:30 am	Regular Session
Dec 14, 2010	9:30 am	Regular Session
Dec 20, 2010 to Jan 14, 2011		RECESS
Jan 1, 2011		HOLIDAY
Jan 17, 2011		HOLIDAY

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

November 30, 2010

1:30 pm Expedited Bill 56-10, Bond Authorization

December 7, 2010

1:30 pm Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 CIP, DOT- \$5,005,000 for Montrose Parkway West

1:30 pm Supplemental appropriation to the County Government's FY11 Operating Budget, MCFRS - \$1,250,000 for UASI Technical Rescue Task Force Equipment/Training Grant Award

1:30 pm Supplemental appropriation to the MCPS' FY11 Operating Budget

- \$599,722 for Readiness and Management for Schools (REMS) Grant Program
- -\$999,918 for Teaching American History Project, "Unveiling History: Exploring America's Past"

1:30 pm Special appropriation to the MCPS' FY11 Capital Budget and amendment to the FY11-16 CIP, ARRA - \$1,624,000 for Energy Efficiency and Conservation Block Grant (EECBG)



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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

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Tuesday, November 30, 2010

- (1) 9:30 **INVOCATION** - Mrs. Jennie Y. Kellogg, Baha'i Faith Community of Montgomery County Northwest, Gaithersburg
- (2) 9:35 **PRESENTATION** - Proclamation honoring former Council staff member Minna Davidson, by Council President Floreen and Councilmember Andrews
- (3) 9:40 **GENERAL BUSINESS** (Lauer)
 - A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: October 26, 2010
- (4) 9:45 **CONSENT CALENDAR**
 - A. **Action** - Resolution regarding Montgomery County Public Schools' State funding request for school construction (Levchenko)
ED Committee recommendation will be available 11/29/10.
 - B. **Action** - Executive Regulation 12-10, Excise Tax on Major Emitters of Carbon Dioxide (Faden)
MFP Committee recommends approval.
 - C. **Action** - Resolution to appoint Clarksburg Infrastructure Working Group (Vitale)
 - D. **Action** - Confirmation of County Executive appointments to the Advisory Committee on Consumer Protection: Jason Levine, Barry Klein, Sarah Klein (Lauer)
 - E. **Action** - Confirmation of County Executive appointments to the Alcohol and Other Drug Abuse Advisory Council: Mary Wilson, Thomas Didone (Lauer)
 - F. **Action** - Confirmation of County Executive appointments to the Board of Electrical Examiners: Yen-Ming Chen, N.B. (Tommy) Le (Lauer)

(4) 9:45 **CONSENT CALENDAR** (*continued*)

- G. **Action** - Confirmation of County Executive appointments to the Board of Registration for Building Contractors: Frederick Kranz, Millard (Brandon) Howard (Lauer)
- H. **Action** - Confirmation of County Executive appointments to the Cable and Communications Advisory Committee: Richard Wells, Michael Gelman, Paul Goldberg, Michael Reiter (Lauer)
- I. **Action** - Confirmation of County Executive appointments to the Citizens Review Panel for Children: Joanna DeWolfe, Ronna Cook (Lauer)
- J. **Action** - Confirmation of County Executive appointments to the Commission on Landlord-Tenant Affairs: David Peller, Galia Steinbach, David Greenstein, Denise Hawkins, Jay Hutchins, Kenneth Lemberg (Lauer)
- K. **Action** - Confirmation of County Executive appointments to the Commission on Veterans Affairs: Henry Richard (Rich) Fales, Jerry Godwin, Sharon Hodge, Elizabeth McCarthy, Carl Bedell (Lauer)
- L. **Action** - Confirmation of County Executive appointments to the Committee for Ethnic Affairs: Ashwani Arora, J'amie D'Aguiar, Paul Tembunde, Fahad Syed (Lauer)
- M. **Action** - Confirmation of County Executive appointment to the Community Action Board: Laurie-Anne Sayles (Lauer)
- N. **Action** - Confirmation of County Executive appointments to the Criminal Justice Coordinating Commission: Wendy Stickle, William Sollod, Kathleen Dumais, Vernon Scott (Lauer)
- O. **Action** - Confirmation of County Executive appointments to the Friendship Heights Transportation Management District Advisory Committee: William Nathan, Allison Lazare, Thomas Austing (Lauer)
- P. **Action** - Confirmation of County Executive appointment to the Noise Control Advisory Board: John Fuchs (Lauer)
- Q. **Action** - Confirmation of County Executive appointments to the Washington Suburban Transit Commission: Hoan Dang, Kathryn Porter (Lauer)
- R. **Action** - Appointment of special counsel to represent the County in preparing a deed of trust and filing a lien in Fauquier County, Virginia: Lucia Anna Trigiani with Mercer Trigiani (Faden)

9:55 **DISTRICT COUNCIL SESSION**

- (5) A. **Action** - Historic Preservation Amendment (HPA) 10-1 - Historic Preservation Master Plan - Amendments (Zyontz)
PHED Committee recommends approval with amendments.
- (6) B. **Action** - Resolution to approve use of Advance Land Acquisition Fund (ALARF) for acquisition of real property: King Property, addition to the Ridge Road Recreational Park (Michaelson)

10:00 **LEGISLATIVE SESSION Day # 35**

Call of Bills for Final Reading:

- (7) A. **Expedited Bill 54-10**, Retirement - Investments (Drummer)
MFP Committee recommends enactment.
- (8) B. **Bill 52-10**, Commission on Veterans Affairs - Membership (Mihill)
- (9) C. **Expedited Bill 53-10**, Forest Conservation - Conforming Amendments (Faden/Mihill)
T&E Committee recommends enact with amendments.
- (10) D. **Bill 21-10**, Special Capital Improvements Project - Glenmont Fire Station (Faden/McGuire)
PS Committee recommends enact with amendments.
- (11) E. **Bill 6-10**, Noise Control - Arts and Entertainment Activities (Faden)
T&E Committee recommends enact with amendments.

11:15 **FAREWELL TO 16TH COUNCIL** - Comments by Council President Nancy Floreen and presentations to Councilmembers Duchy Trachtenberg and Mike Knapp

12:00 **RECESS**

- (12) 1:30 **PUBLIC HEARING - Expedited Bill 56-10**, Bond Authorization (Faden)
Action is scheduled at the conclusion of the hearing.

1:35 **LEGISLATIVE SESSION Day # 35 (continued)**

Call of Bills for Final Reading (continued):

- (12) F. **Expedited Bill 56-10**, Bond Authorization (Faden)
- (12) 1:40 **ACTION** - Resolution to consolidate previously authorized notes for sale and issuance as a single issue (Faden)
- (13) 1:45 **ACTION** - Resolution to approve Memorandum of Agreement with Montgomery County Career Fire Fighters Association (IAFF) - special pay (Drummer)
PS/MFP Committee recommends rejection.

(14) 1:50 **ACTION** - Resolution to approve sale of Peary High School (Zyontz/Faden)
ED/MFP Committee recommendation will be available 11/29/10.

2:45 **LEGISLATIVE SESSION Day # 35 (continued)**

Call of Bills for Final Reading (continued):

(15) G. **Bill 50-10**, Special Taxing District - White Flint - Creation (Faden/Orlin/Michaelson)

(16) **ACTION** - Resolution to approve White Flint Development Tax District transportation infrastructure improvements (Michaelson/Faden/Orlin)

(17) **ACTION** - Special appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Department of Transportation - \$385,000 for infrastructure design for White Flint District West (Source: current revenue) (Orlin/Michaelson/Faden)

5:00 **ADJOURN**

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 12/3/10 at 9 pm

FUTURE COUNCIL MEETINGS

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

Dec 7, 2010	9:30 am	Regular Session
Dec 9, 2010	9:30 am	Interviews - Redistricting Commission
Dec 14, 2010	9:30 am	Regular Session
Dec 16, 2010	9:30 am	Interviews - Redistricting Commission
Dec 20, 2010 to		RECESS
Jan 14, 2011		
Jan 1, 2011		HOLIDAY
Jan 17, 2011		HOLIDAY

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

December 7, 2010

- 1:30 pm Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 CIP, DOT- \$5,005,000 for Montrose Parkway West
- 1:30 pm Supplemental appropriation to the County Government's FY11 Operating Budget, MCFRS - \$1,250,000 for UASI Technical Rescue Task Force Equipment/Training Grant Award
- 1:30 pm Supplemental appropriation to the MCPS' FY11 Operating Budget
- \$599,722 for Readiness and Management for Schools (REMS) Grant Program
 - \$999,918 for Teaching American History Project, "Unveiling History: Exploring America's Past"
- 1:30 pm Special appropriation to the MCPS' FY11 Capital Budget and amendment to the FY11-16 CIP, ARRA - \$1,624,000 for Energy Efficiency and Conservation Block Grant (EECBG)
- 1:30 pm **Expedited Bill 57-10**, Personnel - Collective Bargaining - Impasse Procedures



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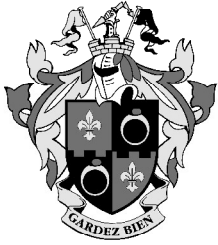
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ADDENDUM

Tuesday, December 7, 2010

(3) 10:15 CONSENT CALENDAR

Add:

B. Introduction - Resolution supporting offshore wind turbines for the production of clean energy, sponsored by Councilmember Leventhal

(Vitale)

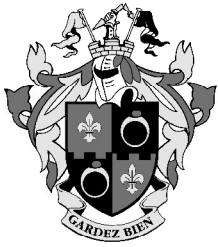
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Tuesday, December 7, 2010

- (1) 9:30 **INVOCATION** - Pastor Marv Tollefson, Christ Evangelical Lutheran Church, Bethesda
9:35 **COMMENTS** by Council President Nancy Floreen
9:45 **ELECTION OF COUNCIL OFFICERS**
- (2) 10:15 **GENERAL BUSINESS** (Lauer)
 - A. **Announcement** - Agenda and Calendar Changes
 - B. **Acknowledgement** - Receipt of Petitions
- (3) 10:15 **CONSENT CALENDAR**
 - A. **Action** - End-of-Year Transfer for FY10 County Government Operating Budget (Sherer)
- 10:20 **LEGISLATIVE SESSION Day # 36**

Introduction of Bills:
- (4) A. **Bill 58-10**, Contracts and Procurement - Sale of Surplus School - Amendments, sponsored by Councilmembers Andrews and Ervin (Drummer)
Public Hearing is scheduled for 1/18/11 at 1:30 pm.
- 10:25 **DISTRICT COUNCIL SESSION**
- (5) A. **Action** - Resolution to extend time until February 11, 2011 for Council action on Amendment to the Master Plan for Historic Preservation: Greenwich Forest (Zyontz)
- (6) B. **Action** - Resolution to extend time until February 8, 2011 for Council action on Kensington and Vicinity Sector Plan (Michaelson)
- (7) 10:30 **RECEIPT AND RELEASE** - Office of Legislative Oversight Report 2011-2, Achieving a Structurally Balanced Budget in Montgomery County, Part II: Options for Long-Term Fiscal Balance (Orlansky)
- 12:15 **RECESS**

1:30 **PUBLIC HEARINGS:**

- (8) A. Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Department of Transportation - \$5,005,000 for Montrose Parkway West (Source: G.O. Bonds) (Orlin)
T&E Committee worksession tentatively scheduled for 12/13/10.
- (9) B. **Expedited Bill 57-10**, Personnel - Collective Bargaining - Impasse Procedures (Drummer)
GO Committee worksession tentatively scheduled for 12/7/10 at 3:00 pm.

1:30 **PUBLIC HEARINGS/ACTION:**

- (10) A. Supplemental appropriation to the County Government's FY11 Operating Budget, Montgomery County Fire and Rescue Services - \$1,250,000 for Urban Area Security Initiative Technical Rescue Task Force Equipment/Training Grant Award (Source: Federal Grant) (McGuire)
- (11) B. Supplemental appropriation to the Montgomery County Public Schools' FY11 Operating Budget - \$599,722 for Readiness and Management for Schools (REMS) Grant Program (Source: Federal Grant) (McGuire)
- (12) C. Supplemental appropriation to the Montgomery County Public Schools' FY11 Operating Budget - \$999,918 for Teaching American History Project, "Unveiling History: Exploring America's Past" (Source: Federal Grant) (McGuire)
- (13) D. Special appropriation to the Montgomery County Public Schools' FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, American Recovery and Reinvestment Act (ARRA) - \$1,624,000 for Energy Efficiency and Conservation Block Grant (EECBG) (Source: Federal Grant) (Levchenko)
- (14) 2:00 **PROPOSED CLOSED SESSION** to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is to discuss a specific company's retention in the County. (6th Floor Council Conference Room) (Faden/Ferber)

2:45 **ADJOURN**

3:00 **GO Committee** (7th floor Council Hearing Room)

Thursday, December 9, 2010

9:30 **INTERVIEWS** - Applicants and nominees for Commission on Redistricting (6CCR) (Lauer)

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 12/10/10 at 9 pm*

FUTURE COUNCIL MEETINGS

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

Dec 14, 2010	8:30 am	Meeting with County Executive
Dec 14, 2010	9:30 am	Regular Session
Dec 16, 2010	9:30 am	Interviews - Redistricting Commission
Dec 20, 2010 to Jan 14, 2011		RECESS
Dec 24, 2011		HOLIDAY
Dec 31, 2011		HOLIDAY
Jan 17, 2011		HOLIDAY
Jan 18, 2011	9:30 am	Regular Session
Jan 25, 2011	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

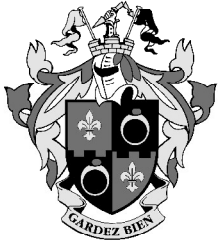
To testify call 240-777-7803

January 18, 2011

1:30 pm Bill 58-10, Contracts and Procurement - Sale of Surplus School – Amendments



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Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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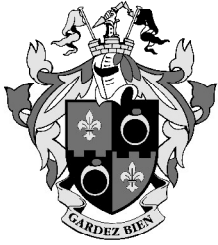
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Thursday, December 9, 2010

- (1) 9:30 **INTERVIEWS** - Applicants and Nominees for Commission on Redistricting (Lauer)
- (2) 11:45 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (McGuire)



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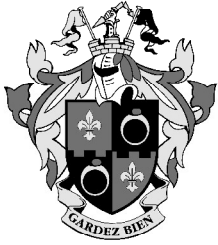
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ADDENDUM

Tuesday, December 14, 2010

Add: 9:00 (1.5) PROPOSED CLOSED SESSION to consider matters related to collective bargaining negotiations, pursuant to Maryland Code, State Government Article, §10-508 (a)(9). Topic is current negotiations. (6th Floor Council Conference Room)(Faden/Drummer)



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Tuesday, December 14, 2010

- (1) 8:30-9:30 **MEETING** with County Executive (*6th floor Council Conference Room*)
- (2) 9:45 **INVOCATION** - Rabbi Michael Safra, B'nai Israel Congregation, Rockville
- (3) 9:50 **PRESENTATION** - Proclamation in recognition of Steve Galen for being named a 2010 Purpose Prize Fellow, by Councilmember Leventhal
- (4) 9:50 **GENERAL BUSINESS** (Lauer)
 - A. **Announcement** - Agenda and Calendar Changes
The public hearing on the **Takoma/Langley Crossroads Sector Plan** will be held on January 25, 2011 at 7:30 pm.

The public hearing on the Spending Affordability Guidelines for FY12 Operating Budget will be held on January 25, 2011 at 1:30 pm.
 - B. **Acknowledgement** - Receipt of Petitions
 - C. **Action** - Approval of Minutes: November 23, 2010
- (5) 9:55 **CONSENT CALENDAR**
 - A. **Introduction** - Resolution to amend the Amended Silver Spring Urban Renewal Plan - Elevated Pedestrian Walkway, sponsored by Council President Ervin (Zyontz)
A Public Hearing will be scheduled at a later date.
 - B. **Introduction** - Supplemental appropriation to the County Government's FY11 Operating Budget, Department of Police - \$1,600,000 for the Government of the District of Columbia, Homeland Security and Emergency Management Agency, Urban Area Security Initiatives (UASI) Tactical Team Enhancements (Source: Federal Grant) (Farg)
Public Hearing is scheduled for 1/18/11 at 1:30 pm.
 - C. **Introduction** - Supplemental appropriation to the County Government's FY11 Operating Budget, Department of Police - \$218,330 for the U.S. Department of Justice (DOJ) Community Oriented Policing Services (COPS), Child Sexual Predator Program (Source: Federal Grant) (Farg)
Public Hearing/Action is scheduled for 1/18/11 at 1:30 pm.

(5) 9:55 **CONSENT CALENDAR** (*continued*)

- D. **Receipt** - End-of-Year Report of the Council's Audit Committee (Richards/Rubin)
- E. **Action** - Resolution supporting offshore wind turbines for the production of clean energy (Vitale)
- F. **Action** - Reappointment to Merit System Protection Board: Rodella Berry (Lauer)
- G. **Action** - Appointment of Grants Advisory Group (Fitzgerald-Bare)
- H. **Action** - Extension of time until August 31, 2011 for Council action on resolution to adopt Board of Health Regulation requiring a health impact assessment for major road projects (Lauer)
- I. **Action** - Resolution to extend time until June 30, 2011 for Council action on Executive Regulation 13-06, Taxicab Customer Service Plans and Service Requirements (Mihill)

- (6) 10:00 **ACTION** - Supplemental appropriation to the County Government's FY11 Capital Budget and amendment to the FY11-16 Capital Improvements Program, Department of Transportation - \$5,005,000 for Montrose Parkway West (Source: G.O. Bonds) (Orlin)
T&E Committee recommendation will be available 12/13/10.

10:05 **DISTRICT COUNCIL SESSION**

- (7) A. **Introduction** - Zoning Text Amendment 10-13, Hearing Examiner Waivers - Parking and Public Facilities, sponsored by Councilmember Floreen (Zyontz)
Public Hearing is scheduled for 1/18/2011 at 1:30 pm.
- (8) B. **Introduction** - Zoning Text Amendment 10-14, Rural Neighborhood Cluster/Transferable Development Rights (RNC/TDR) Zone - Land Uses, sponsored by Councilmember Floreen (Zyontz)
Public Hearing is scheduled for 1/18/2011 at 1:30 pm.
- (9) C. **Introduction** - Zoning Text Amendment 10-15, Agricultural Zones - Airstrips, sponsored by Councilmember Elrich (Zyontz)
Public Hearing is scheduled for 1/18/2011 at 1:30 pm.
- (11) D. **Action** - Resolution to amend Resolution 16-1517 - Diagrammatic Plan Amendment 10-3, Limited Partnership, a proposed amendment to the development plan in Local Map Amendment G-718 (MXN) zone, 14426 Traville Garden Circle, Rockville (Zyontz)
- (12) E. **Action** - Resolution to extend time until March 23, 2011 for Council action on Housing Element of General Plan (McMillan)
PHED Committee worksession tentatively scheduled for 1/20/11.

December 14, 2010

Page 3

(13) 10:10 **UPDATE** - Update on economic indicators and County Fiscal Plan (Farber)

(14) 11:00 **INTRODUCTION/Suspension of Rules/Action** - Resolution to approve FY11 Savings Plan (Farber)

11:15 **LEGISLATIVE SESSION Day # 37**

Introduction of Bills:

(15) A. **Expedited Bill 59-10**, Transportation Impact Tax - Amendments - White Flint Impact Tax District, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 1/18/11 at 1:30 pm.

(16) B. **Bill 60-10**, Erosion and Sediment Control - Violations, sponsored by Councilmember Elrich (Faden)
Public Hearing is scheduled for 1/18/11 at 1:30 pm.

Call of Bills for Final Reading:

(17) A. **Expedited Bill 57-10**, Personnel - Collective Bargaining - Impasse Procedures (Drummer)
GO Committee recommends enact with amendments.

Miscellaneous Business:

(18) A. Action - Resolution to extend expiration dates of **Bill 13/38-07**, Moderately Priced Dwelling Units -Amendments, until December 31, 2011 (Lauer)

12:30 **ADJOURN**

Thursday, December 16, 2010

9:30 **INTERVIEWS** - Applicants and nominees for Commission on Redistricting (6CCR) (Lauer)

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;
repeated on 12/17/10 at 9 pm*

The following appointment was received from the County Executive and is tentatively scheduled for interview on January 20, 2011 and confirmation at a later date:

Department of Health and Human Services, Chief Operating Officer: Brian Wilbon

The next regular Council Session is scheduled for January 18, 2011. The agenda schedule will be mailed and posted to the web site on January 13, 2011. Please see the listing below for future Council meetings and public hearings. Council Committees will meet on January 20, 2011; see the Committee agenda for a list of meetings.

FUTURE COUNCIL MEETINGS

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Dec 20, 2010 to Jan 14, 2011		RECESS
Dec 24, 2011		HOLIDAY
Dec 31, 2011		HOLIDAY
Jan 17, 2011		HOLIDAY
Jan 18, 2011	9:30 am	Regular Session
Jan 24, 2011	12:30 pm	State Legislative Program
Jan 25, 2011	9:30 am	Regular Session
Jan 31, 2011	12:30 pm	State Legislative Program

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

January 18, 2011

- 1:30 pm **Bill 58-10**, Contracts and Procurement - Sale of Surplus School – Amendments
- 1:30 pm Supplemental appropriation to the County Government’s FY11 Operating Budget, Department of Police
 - \$1,600,000 for the Government of the District of Columbia, Homeland Security and Emergency Management Agency, UASI Tactical Team Enhancement
 - \$218,330 for the U.S. Department of Justice (DOJ) Community Oriented Policing Services (COPS), Child Sexual Predator Program
- 1:30 pm ZTA 10-13, Hearing Examiner Waivers - Parking and Public Facilities
- 1:30 pm ZTA10-14, Rural Neighborhood Cluster/Transferable Development Rights (RNC/TDR) Zone - Land Uses
- 1:30 pm ZTA10-15, Agricultural Zones – Airstrips
- 1:30 pm **Bill 60-10**, , Erosion and Sediment Control – Violations
- 1:30 pm **Expedited Bill 59-10**, Transportation Impact Tax - Amendments - White Flint Impact Tax District

January 25, 2011

- 1:30 pm Spending Affordability Guidelines for FY12 Operating Budget
- 7:30 pm Takoma/Langley Crossroads Sector Plan



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Dec 20, 2010 to Jan 14, 2011		RECESS
Dec 24, 2011		HOLIDAY
Dec 31, 2011		HOLIDAY
Jan 17, 2011		HOLIDAY
Jan 18, 2011	9:30 am	Regular Session
Jan 24, 2011	12:30 pm	State Legislative Program
Jan 25, 2011	9:30 am	Regular Session
Jan 31, 2011	12:30 pm	State Legislative Program

FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

January 18, 2011

- 1:30 pm **Bill 58-10**, Contracts and Procurement - Sale of Surplus School – Amendments
- 1:30 pm Supplemental appropriation to the County Government’s FY11 Operating Budget, Department of Police
 - \$1,600,000 for the Government of the District of Columbia, Homeland Security and Emergency Management Agency, UASI Tactical Team Enhancement
 - \$218,330 for the U.S. Department of Justice (DOJ) Community Oriented Policing Services (COPS), Child Sexual Predator Program
- 1:30 pm ZTA 10-13, Hearing Examiner Waivers - Parking and Public Facilities
- 1:30 pm ZTA10-14, Rural Neighborhood Cluster/Transferable Development Rights (RNC/TDR) Zone - Land Uses
- 1:30 pm ZTA10-15, Agricultural Zones – Airstrips
- 1:30 pm **Bill 60-10**, Erosion and Sediment Control – Violations
- 1:30 pm **Expedited Bill 59-10**, Transportation Impact Tax - Amendments - White Flint Impact Tax District

January 25, 2011

- 1:30 pm Spending Affordability Guidelines for FY12 Operating Budget
- 7:30 pm Takoma/Langley Crossroads Sector Plan



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.