

MFP ITEM #3-6  
October 5, 2009

**Worksession**

**MEMORANDUM**

October 1, 2009

TO: Management and Fiscal Policy Committee

FROM: ~~W~~ Amanda Mihill, Legislative Analyst *A. Mihill*  
Michael Faden, Senior Legislative Attorney

SUBJECT: **Worksession #2:**  
Bill 21-09, Boards, Committees, and Commissions – Amendments  
Bill 20-09, Boards, Committees, and Commissions – Committee Evaluation  
Review Board (CERB) Recommendations  
Resolution to repeal the Dickerson Area Facilities Implementation Group  
Resolution to implement recommendations of the Committee Evaluation Review  
Board

The above bills and resolutions, sponsored by Councilmember Leventhal, were introduced on April 21, 2009. A public hearing was held May 12. At its June 29 worksession, the Committee heard from members of affected Boards, Committees, and Commissions (B/C/Cs) and received an overview of the provisions of the bills and resolutions. Please refer to the memorandum for that worksession for detailed background information.

**June 29 Worksession**

As Committee members will recall, at the June 29 worksession, the Committee received an overview of the bills' provisions, any relevant recommendations from the Committee Evaluation Review Board (CERB), and testimony received and listened to a variety of speakers on these proposals. At the worksession, Committee members unanimously, but tentatively, recommended against all provisions of the bills and resolutions with the exception of codifying the Agricultural Advisory Committee in legislation. The attached version of Bill 20-09 and the resolution to implement recommendations of CERB incorporates this recommendation (see ©19-22, lines 439-518 and ©24-25). Council staff has worked with staff from the County's Agricultural Services Division to ensure that Bill 20-09 as amended appropriately codifies the Agriculture Advisory Committee. Agricultural Services Division staff did not raise objections to the attached version of the bill. Council staff notes one change to the bill on ©22, lines 513-515, which is different than the bill shared with Agricultural Services Division staff. The change would allow the Executive to re-appoint the current members of the Agricultural Advisory Committee with Council confirmation.

This packet contains:

	<u>Circle</u>
Bill 20-09 materials	
Bill 20-09	1
Legislative Request Report	23
Resolution	24
Fiscal Impact Statement	26
Bill 21-09 materials	
Bill 21-09	27
Legislative Request Report	37
Resolution	38
Fiscal Impact Statement	39
Statement from Councilmember Leventhal	40
List of B/C/Cs	43

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Bill No. 20-09  
Concerning: Boards, Committees, and  
Commissions - Committee Evaluation  
Review Board (CERB)  
Recommendations  
Revised: 5/7/2009 Draft No. 2  
Introduced: April 21, 2009  
Expires: October 21, 2010  
Enacted: \_\_\_\_\_  
Executive: \_\_\_\_\_  
Effective: \_\_\_\_\_  
Sunset Date: None  
Ch. \_\_\_\_\_, Laws of Mont. Co. \_\_\_\_\_

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

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By: Councilmember Leventhal

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**AN ACT** to:

- (1) establish an Agricultural Advisory Committee; and
- [[~~(2)~~] establish the Agricultural Preservation Advisory Board and the Rustic Roads Advisory Committee as subcommittees of the Agricultural Advisory Committee;
- (3) terminate the recreation advisory boards and the Committee on Hate/Violence;
- (4) rename and amend the duties of the Committee on Ethnic Affairs; and]]
- [[~~(5)~~] (2) generally amend County law regarding the membership, structure, and functions of boards, committees, and commissions.

[[By amending

Montgomery County Code  
Chapter 2B, Agricultural Land Preservation  
Section 2B-1

Chapter 27, Human Rights and Civil Liberties  
Sections 27-53 through 27-57, 37-61, and 27-63

Chapter 41, Recreation and Recreation Facilities  
Sections 41-21 through 41-30]]

By adding

Montgomery County Code  
Chapter 2B, Agricultural Land Preservation  
Article III, Agricultural Advisory Committee  
Section [[~~2B-20~~] 2B-21

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*



- 26                   (B) 3 members to a 1 year term who have no significant direct  
 27                   financial interest in farming, to represent broad non-farm  
 28                   County interests; and
- 29                   (C) the following members to a 3 year term:
- 30                   (i) 1 member who knows rural preservation techniques  
 31                   through practical experience and training;
- 32                   (ii) 1 member who knows roadway engineering through  
 33                   practical experience and training;
- 34                   (iii) 1 member who represents civic associations located  
 35                   in the Agricultural Reserve; and
- 36                   (iv) 1 member who represents civic associations in areas  
 37                   located outside the Agricultural Reserve where there  
 38                   are rustic roads.
- 39                   (3) The Committee may designate ex-officio members as necessary.
- 40                   (4) Notwithstanding subparagraph (2), those members who are  
 41                   appointed to the Agricultural Preservation Advisory  
 42                   Subcommittee serve a 5 year term.
- 43                   (5) If a member is appointed to fill a vacancy before a term expires,  
 44                   the successor serves the rest of the unexpired term.
- 45                   (d) Officers, meetings, subcommittees, and compensation.
- 46                   (1) The Committee must elect a chair and vice-chair from among the  
 47                   Committee's members.
- 48                   (2) The Executive must designate, subject to confirmation by the  
 49                   Council, a Rustic Roads Advisory Subcommittee. The  
 50                   Subcommittee must consist of 3 members appointed under  
 51                   subparagraph (c)(2)(A) and the 4 members appointed under  
 52                   subparagraph (c)(2)(C). The Chair of the Planning Board must

53 designate a member of the planning staff as a non-voting  
 54 Subcommittee member.

55 (3) The Executive must designate, subject to confirmation by the  
 56 Council, an Agricultural Preservation Advisory Subcommittee.  
 57 This subcommittee serves as the Agricultural Preservation  
 58 Advisory Board required under §2-504.1 of the Agriculture  
 59 Article of the Maryland Code and established in County Code  
 60 §2B-2.

61 (4) A member serves without compensation. However, a member  
 62 may request reimbursement for mileage and dependent care costs  
 63 at rates established by the County.

64 (e) Duties.

65 (1) The Commission must:

66 (A) advise the Executive and Council on all matters affecting  
 67 agriculture in the County;

68 (B) bring matters of particular importance to the attention of  
 69 the Executive and Council; and

70 (C) comment on matters referred to it by the Executive and  
 71 Council.

72 (2) The Rustic Roads Advisory Subcommittee must:

73 (A) promote public awareness and knowledge of the County  
 74 rustic roads program;

75 (B) review and comment on classification of rustic roads and  
 76 exceptional rustic roads; and

77 (C) review and comment on Executive Regulations and other  
 78 County policies and programs that may affect the rustic  
 79 roads program.

- 80 (f) Annual Report. By December 1 each year, the Committee must submit
- 81 to the Executive and Council an annual report that:
- 82 (1) outlines its activities;
- 83 (2) identifies problems affecting agriculture in the County;
- 84 (3) make recommendations for government programs that may be
- 85 necessary to maintain a healthy agricultural economy in the
- 86 County; and
- 87 (4) reports on the status of the rustic roads program.
- 88 (g) Staff. The Chief Administrative Officer must provide appropriate staff
- 89 to the Committee.

90 **49-77. Definitions.**

91 In this Article, the following terms have the meanings indicated:

92 [*Committee* means the Rustic Roads Advisory Committee.]

93 \* \* \*

94 **49-80. [Rustic Roads Advisory Committee] Reserved.**

95 [(a) *Membership.* The County Executive must appoint, subject to  
96 confirmation by the County Council, a Rustic Roads Advisory  
97 Committee. The Committee has 7 voting members. Each member must  
98 be a resident of the County. The Executive should appoint:

- 99 (1) 3 members who are owner-operators of commercial farmland
- 100 earning 50 percent or more of their income from farming;
- 101 (2) one member who knows rural preservation techniques through
- 102 practical experience and training;
- 103 (3) one member who knows roadway engineering through practical
- 104 experience and training;
- 105 (4) one member who represents civic associations located in the
- 106 Agricultural Reserve; and

107 (5) one member who represents civic associations in areas located  
108 outside the Agricultural Reserve where there are rustic roads.

109 The Chairman of the Planning Board must designate a member of the  
110 planning staff as a non-voting Committee member.]

111 [(b) *Officers.* The Committee must elect a chair annually. The Committee  
112 may select other officers annually as it finds appropriate. A member  
113 must not serve as chair for more than 2 consecutive years.]

114 [(c) *Meetings.* The Committee must meet at the call of the chair as often as  
115 required to perform its duties, but at least 6 times each year. The  
116 Committee must also meet if two-thirds of the voting members request  
117 in writing that a meeting be held. The Chair must give reasonable  
118 advance notice of all meetings to members of the Committee and the  
119 public. A majority of the members are a quorum to transact business.]

120 [(d) *By-laws.* The Committee may adopt by-laws to govern its activities.]

121 [(e) *Duties.* The Committee must:

122 (1) promote public awareness and knowledge of the County rustic  
123 roads program;

124 (2) review and comment on classification of rustic roads and  
125 exceptional rustic roads;

126 (3) review and comment on Executive Regulations and other County  
127 policies and programs that may affect the rustic roads program;  
128 and

129 (4) report on June 1 of each even numbered year to the Executive,  
130 the Council, and the Planning Board on the status of the rustic  
131 roads program.]

132 [(f) *Staff.* The Chief Administrative Officer must provide the Committee  
133 with staff, offices, and supplies as are appropriated for it.]]]

134

135 **[[Sec. 2. Sections 41-21 through 41-30 are amended as follows:**136 **41-21. Recreation board.**

137 (a) There is a County Recreation Board. Each member is appointed by the  
 138 County Executive and confirmed by the County Council for a 3-year  
 139 term beginning on July 1. A member serves until a successor is  
 140 appointed and confirmed.

141 (b) The voting members of the Board are:

142 (1) 1 representative from each [recreation area advisory board]

143 Regional Service Center's Citizens Advisory Board; and

144 (2) 15 members appointed from the County at-large to represent a  
 145 cross-section of the population of the County.

146 (c) The ex officio, nonvoting members of the Board are:

147 (1) a representative of the Department of Parks of the Maryland-  
 148 National Capital Park and Planning Commission;

149 (2) an administrative representative of the Board of Education;

150 (3) the immediate past Chair of the County Recreation Board, unless  
 151 that person serves on the Board in another capacity;

152 (4) a representative of the Office of Community Use of Public  
 153 Facilities;

154 (5) a representative of the Community Action Board;

155 (6) a representative of the Commission on Aging; and

156 (7) a representative of the Commission on People with Disabilities.

157 (d) The Executive must also appoint 3 members to each Regional Service  
 158 Center Citizens Advisory Board to serve as a subcommittee on  
 159 recreation issues. Each subcommittee must advise the Advisory Board  
 160 to which it reports on recreation (but not parks) needs in that geographic

161 area, and must communicate regularly, through the Advisory Board,  
 162 with the County Recreation Board.

163 **41-22. Same-Duties and responsibilities.**

164 The County Recreation Advisory Board must:

165 \* \* \*

166 (h) [Coordinate the activities of the recreation area advisory boards]  
 167 collaborate with the various Regional Service Center Citizens Advisory  
 168 Boards on area recreation issues.

169 **[41-25. Recreation area advisory boards-Created.]**

170 [In each recreation area created pursuant to this article, there shall be one (1)  
 171 recreation area advisory board which shall serve as the representative body for such  
 172 area on recreation matters.]

173 **[41-26. Same-Purpose; goals and opportunities.]**

174 [The recreation area advisory boards shall encourage the development of  
 175 desirable recreational and park opportunities in the designated recreation areas of the  
 176 county, so that all the people may live enriched lives, find greater enjoyment and  
 177 happiness, have better mental health, greater physical vitality and deeper moral  
 178 strength. To accomplish this purpose, each board shall be concerned with the  
 179 following recreational goals and opportunities:]

180 [(a) Opportunities that reflect the interests and needs of recreation area  
 181 residents.]

182 [(b) Opportunities within the financial ability of all the people.]

183 [(c) Equality of opportunity for all people, regardless of race, origin,  
 184 religion, age or sex.]

185 [(d) Year-round opportunity for all ages and both sexes.]

- 186 [(e) A wide range and diversity of individual choices (e.g., camping, dance,  
187 drama, athletics, fine arts, performing arts, games, music, social  
188 recreation, crafts and special events).]
- 189 [(f) A balanced emphasis within the range of individual choices.]
- 190 [(g) Opportunities for varying degrees of skill.]
- 191 [(h) Opportunities for the individual, the family and groups.]
- 192 [(i) Opportunities for progressive advancement.]
- 193 [(j) Opportunities for creative expression.]
- 194 [(k) Active and passive opportunities.]
- 195 [(l) Opportunities that utilize other community resources.]
- 196 [(m) Relating opportunities to other community agencies.]
- 197 [(n) Opportunities for residents to participate in recreational planning.]
- 198 [(o) Assistance to individuals and groups seeking their own opportunities.]
- 199 [(p) Indoor and outdoor recreation opportunities centrally located and easily  
200 accessible.]
- 201 [(q) Advice on the acquisition of open space to satisfy recreational pursuits,  
202 prevent overcrowding, make the district a more attractive place to live,  
203 conserve wooded areas and stream valleys, preserve historical,  
204 geological and horticultural features, and preserve areas of natural  
205 beauty.]
- 206 [(r) Recreation grounds and facilities based upon user interests and needs  
207 and population ratio.]

208 **[41-27. Membership.]**

- 209 [(a) Each recreation area advisory board consists of 9 members and 2  
210 alternates, each of whom resides in the designated recreation area. Each  
211 member is appointed by the county executive, subject to confirmation  
212 by the county council. Individual appointments to a board must reflect a

213 wide diversity of recreational interests. The Executive must consider  
214 geographical representation from different neighborhood centers in the  
215 recreation area. In order to maintain continuity on each recreation area  
216 advisory board, the Executive must appoint 3 members of each board  
217 annually and appoint the 2 alternates every 3 years. Each member serves  
218 3 years or until a successor is confirmed. A regular board member must  
219 not serve more than 2 consecutive full terms, but any member may be  
220 reappointed after a lapse of one year. A vacancy occurring before a term  
221 expires is filled for the remainder of the unexpired term of the  
222 predecessor. Appointments to unexpired terms are not a full term.]

223 [(b) When the Executive appoints an alternate member of a recreation area  
224 advisory board, the Executive must designate whether the appointee  
225 would serve as the primary or secondary alternate. Alternate members  
226 may participate in board discussions but must not vote unless acting for  
227 an absent board member. When a board member resigns, the first  
228 alternate becomes a full member for the remainder of the former  
229 member's term and the second alternate becomes the first alternate.]

230 [(c) A municipality with an active recreation program in a designated  
231 County recreation area may designate one or more representatives to  
232 serve as non-voting, ex officio members of the recreation area advisory  
233 board for that area.]

234 [(d) The members of each board serve without compensation. The  
235 department of recreation must designate a department employee to  
236 advise each board, and the director of the department must ask the  
237 Maryland-National Capital Park and Planning Commission to have a  
238 staff member present at meetings of each board.]

239 **[41-28. Same-Chairperson and vice-chairperson.]**

240 [The chairperson and vice-chairperson shall be elected by each recreation area  
241 advisory board from among its members. The term of the chairperson and vice-  
242 chairperson shall be one (1) year, and each shall be eligible for reelection for an  
243 additional one-year term. No chairperson or vice-chairperson shall serve  
244 consecutively for more than two (2) years.]

245 **[41-29. Meetings; quorum.]**

246 [Each recreation area advisory board meets in public session on call by the  
247 chairman as frequently as necessary to perform its duties, but not less than 10 times  
248 annually. Reasonable notice must be given for all meetings of the board. A majority  
249 of the members of the board is a quorum for the transaction of business, and a  
250 majority vote of those present at any meeting is required for any action taken by the  
251 board.]

252 **[41-30. Duties.]**

253 [Each board must advise the county recreation board, the county executive, the  
254 county council, the director of the county department of recreation, and the  
255 Montgomery County Planning Board about the appropriate number and nature of  
256 recreation programs, neighborhood and community parks, and facilities for leisure  
257 activities and the well-being of county residents. A board also may:]

258 [(a) Study and appraise the existing and future recreation needs of its  
259 recreation area in terms of program, facilities and services, and suggest  
260 plans to meet those needs.]

261 [(b) Provide general comments on annual budget requests for recreation and  
262 parks, programs and facilities.]

263 [(c) Support high standards in recreation leadership and in quality of  
264 program service.]

- 265 [(d) Encourage cooperation with other related agencies and assist in
- 266 correlating community forces for the development of recreation and
- 267 parks.]
- 268 [(e) Render advice on the design and layout of recreation grounds and
- 269 facilities.]
- 270 [(f) Advise the county council on legislative and budgetary matters
- 271 regarding recreation.]
- 272 [(g) Inform the Regional Citizens Advisory Board about matters related to
- 273 recreation and parks, and collaborate with the Regional Board on
- 274 planning, conservation, environment, and other issues that affect park
- 275 and recreation facilities and services.]]]

276 **[[41-25 – 41-30. Reserved.]]**

277 **[[Sec. 3. Sections 27-53 through 27-57, 27-61, and 27-63 are amended as**  
 278 **follows:**

279 **Article VII. Multicultural Affairs Advisory Committee [for Ethnic Affairs].**

280 **27-53. Multicultural Affairs Advisory Committee [for Ethnic Affairs] –**  
 281 **Established; membership; terms of membership; chairperson.**

- 282 (a) [Establishing the Committee] *Established.* The County Executive must
- 283 appoint, subject to confirmation by the Council, a Multicultural Affairs
- 284 Advisory Committee [for Ethnic Affairs is established for an indefinite
- 285 term].
- 286 (b) *Membership.*
- 287 [(1) All members must be appointed by the County Executive and
- 288 confirmed by the County Council.
- 289 (2) There must be] The Committee has 26 members, of whom:
- 290 [(A)] (1) 14 are identified with ethnic groups in the County; and

291 [(B)] (2) 12 are identified with the general public, including the  
 292 business and education communities.

293 (c) *Terms of members.* Each member must be appointed for a 3-year term  
 294 that begins on April 1, except for a member appointed to complete an  
 295 unexpired term. A member appointed to fill a vacancy serves the rest of  
 296 the unexpired term. Each member continues in office until a successor  
 297 is appointed and qualified.

298 (d) *Chairperson.* The Committee must elect a chairperson. The chairperson  
 299 serves a one- year term, unless reelected.

300 **27-54. Responsibilities of the Committee.**

301 The Committee should:

302 (a) create a forum for all ethnic groups in the County, help to integrate  
 303 diverse communities in the County, and identify existing and potential  
 304 problems and possible solutions[.];

305 (b) advise the County Executive[, and County Council[, and the Office of  
 306 Minority and Multicultural Affairs] on public policy that relates to  
 307 ethnic affairs;

308 (c) emphasize the richness of the lingual and cultural diversity in the  
 309 County, including the promotion of interaction and interchange among  
 310 ethnic groups;

311 (d) advise the [Office of Minority and Multicultural Affairs] Executive or  
 312 the Executive's designee about the organization of an annual heritage  
 313 festival to celebrate ethnic diversity in the County;

314 (e) advise the [Office of Minority and Multicultural Affairs] Executive or  
 315 the Executive's designee about ways [of introducing and welcoming] to  
 316 introduce and welcome permanent and temporary residents from other

- 317 countries to the County and [integrating] integrate them into the  
 318 community;
- 319 (f) advise the [Office of Minority and Multicultural Affairs] Executive or  
 320 the Executive's designee about special needs of ethnic groups for public  
 321 services, including interpreters, health, housing, employment, and  
 322 education, and monitor any programs that provide these services;
- 323 (g) advise the [Office of Minority and Multicultural Affairs] Executive or  
 324 the Executive's designee about providing information in as many  
 325 languages as possible;
- 326 (h) advise the [Office of Minority and Multicultural Affairs] Executive or  
 327 the Executive's designee about promoting involvement of all ethnic  
 328 groups in the government, business, and community affairs of the  
 329 County; [and]
- 330 (i) communicate with the Maryland State Ethnic Heritage Commission and  
 331 other comparable public and private organizations[.]; and
- 332 (j) address issues relating to hate/violence in the County, including:
- 333 (1) develop and distribute information about hate/violence in the  
 334 County;
- 335 (2) advise the Council, the Executive, and County agencies about  
 336 hate/violence in the County, and recommend policies, programs,  
 337 legislation, or regulations necessary to reduce the incidence of  
 338 acts of hate/violence; and
- 339 (3) establish a subcommittee, with members designated by the  
 340 Executive under Section 27-26(a)(4), to manage the Partnership  
 341 Fund for Victims of Hate/Violence.

\* \* \*

343 **27-55. Annual ethnic heritage festival.**

344 (a) The [Office of Minority and Multicultural Affairs] Executive or the  
345 Executive's designee must:

346 (1) organize an annual ethnic heritage festival; and

347 (2) provide for citizen participation in the festival planning.

348 (b) The Committee should assist the [Office of Minority and Multicultural  
349 Affairs] Executive or the Executive's designee in planning the festival.

350 **27-56. Reports.**

351 (a) By December 1 each year, the Committee must report to the County  
352 Executive[,], and the County Council[,], and the Office of Minority and  
353 Multicultural Affairs].

354 (b) The report must include:

355 (1) a summary of the activities, accomplishments, plans, and  
356 objectives of the Committee[.]; and

357 (2) the source and amount of any contribution received to support the  
358 Committee's activities.

359 **27-57. Committee support.**

360 The [Office of Minority and Multicultural Affairs] Executive or the  
361 Executive's designee must provide appropriate support to assist the Committee in its  
362 work.

363 **27-61. [Reserved] Contributions.**

364 The Committee may solicit and accept contributions from public and private  
365 sources to support the activities of the Committee, notwithstanding any provision of  
366 Chapter 19A to the contrary. Committee staff must not solicit or accept contributions  
367 for the Committee, but may be assigned administrative tasks related to Committee  
368 fundraising.

369 **[27-63. Committee on Hate/Violence.]**

370        [(a) *Members.* The County Executive must appoint, subject to confirmation  
371                    by the County Council, a Committee on Hate/Violence. The Committee  
372                    consists of 15 voting members and 6 ex-officio nonvoting members.  
373                    Each voting member must, when appointed, reside in the County.

374        (1) *Voting members.* The voting members must broadly reflect the  
375                    geographic, economic, and social diversity of the County.

376                    (A) At least 9 voting members should be identified with ethnic  
377                    or other groups in the County frequently subject to acts of  
378                    hate/violence.

379                    (B) At least 2 voting members should be parents of school-age  
380                    children.

381                    (C) At least one voting member should be identified with the  
382                    County business community.

383        (2) *Nonvoting members.* The County Council, County Executive,  
384                    Department of Police, Commission on Human Rights,  
385                    Montgomery County Public Schools, and Montgomery College,  
386                    should each designate an ex-officio nonvoting member of the  
387                    Committee.

388        (3) *Term.* Each voting member serves a 3-year term. A voting  
389                    member must not serve more than 2 consecutive full terms. A  
390                    member appointed to fill a vacancy serves the rest of the  
391                    unexpired term. Members continue in office until their  
392                    successors are appointed and qualified.

393        (4) *Compensation.* Voting members receive no compensation for  
394                    their services.

- 395 (5) *Removal.* The County Executive, with the consent of the County  
 396 Council, may remove a voting member for neglect of or inability  
 397 to perform the duties of the office, misconduct in office, or  
 398 serious violation of law. Before the Executive removes a  
 399 member, the Executive must give the member notice of the  
 400 reason for removal and a fair opportunity to reply. Section 2-  
 401 148(c) applies only to voting members of the Commission.]
- 402 [(b) *Chair and Vice Chair.* The Committee must annually elect one voting  
 403 member as chair and another as vice chair, and may elect other officers.]
- 404 [(c) *Meetings.* The Committee meets at the call of the chair as often as  
 405 required to perform its duties, but at least 10 times each year. The  
 406 Committee must also meet if a majority of the voting members file a  
 407 written request for a meeting with the chair at least 7 days before the  
 408 proposed meeting. A majority of the voting members are a quorum for  
 409 the transaction of business, and a majority of the voting members  
 410 present at any meeting may take any official action.]
- 411 [(d) *Staff.* The Office of the Commission on Human Rights must provide the  
 412 Committee with staff, offices, and supplies as are appropriated for it.]
- 413 [(e) *Duties.* The Committee must:
- 414 (1) adopt rules and procedures as necessary to perform its functions;
  - 415 (2) keep a record of its activities and minutes of all meetings, which  
 416 must be kept on file and open to the public during business hours  
 417 upon request;
  - 418 (3) develop and distribute information about hate/violence in the  
 419 County;
  - 420 (4) promote educational activities that demonstrate the positive value  
 421 of ethnic and social diversity in the County;

- 422 (5) advise the County Council, the County Executive, and County  
 423 agencies about hate/violence in the County, and recommend  
 424 policies, programs, legislation, or regulations necessary to reduce  
 425 the incidence of acts of hate/violence;
- 426 (6) submit an annual report by October 1 to the Executive and  
 427 Council on the activities of the Committee, including the source  
 428 and amount of any contribution received to support the activities  
 429 of the Committee; and
- 430 (7) establish a subcommittee, with members designated by the  
 431 Executive under Section 27-26(a)(4), to manage the Partnership  
 432 Fund for Victims of Hate/Violence.]
- 433 [(f) *Contributions.* The Committee may solicit and accept contributions  
 434 from public and private sources to support the activities of the  
 435 Committee notwithstanding any provision of Chapter 19A to the  
 436 contrary. Committee staff must not solicit or accept contributions for  
 437 the Committee, but may be assigned administrative tasks related to  
 438 Committee fundraising.]]]

439 **Sec. 1. Section 2B-21 is added as follows:**

440 **Article III. Agricultural Advisory Committee**

441 **2B-21. Agricultural Advisory Committee.**

- 442 (a) *Definition.* In this Section, “Committee” means the Agricultural  
 443 Advisory Committee.
- 444 (b) *Established.* The Executive must appoint, subject to confirmation by  
 445 the Council, an Agricultural Advisory Committee.
- 446 (c) *Composition; Term.*
- 447 (1) The Committee has 15 voting members.
- 448 (2) The Executive should appoint:

- 449                   (A) 12 members to a 3-year term who are bona fide farmers  
 450                   who represent the total farm community and reflect a  
 451                   variety of farm sizes, geographical locations and  
 452                   agricultural projects, at least 3 of whom must be owner-  
 453                   operators of commercial farm land earning 50% or more of  
 454                   their income from farming, and including;
- 455                   (i) 1 farm economist; and  
 456                   (ii) 1 conservationist; and
- 457                   (B) 3 members who have no significant direct financial interest  
 458                   in farming, to a 1-year term to represent broad non-farm  
 459                   County interests. These members may be appointed to  
 460                   successive terms.
- 461                   (3) The Committee may designate ex-officio members as necessary.  
 462                   (4) If a member is appointed to fill a vacancy before a term expires,  
 463                   the successor serves the rest of the unexpired term.
- 464                   (d) Officers, meetings, and compensation.
- 465                   (1) The Committee must elect a chair and vice-chair from among its  
 466                   members.
- 467                   (2) The Committee meets at the call of the Chair. The Committee  
 468                   must meet as often as necessary to perform its duties, but not less  
 469                   than 10 times each year.
- 470                   (3) A member serves without compensation. However, a member  
 471                   may request reimbursement for mileage and dependent care costs  
 472                   at rates established by the County.
- 473                   (e) Duties.
- 474                   (1) The Committee must:

- 475                    (A) advise the Executive and Council on all matters affecting  
 476                                    agriculture in the County;  
 477                    (B) bring matters of particular importance to the attention of  
 478                                    the Executive and Council; and  
 479                    (C) comment on matters referred to it by the Executive and  
 480                                    Council.

481       (f) Annual Report. By January 30 each year, the Committee must submit  
 482                    to the Executive and Council an annual report that:

- 483                    (1) outlines the activities undertaken the previous calendar year;  
 484                    (2) identifies problems affecting agriculture in the County; and  
 485                    (3) make recommendations for government programs that may be  
 486                                    necessary to maintain a healthy agricultural economy in the  
 487                                    County.

488       (g) Advocacy. The Committee must not engage in any advocacy activity at  
 489                    the State or federal levels unless that activity is approved by the Office  
 490                    of Intergovernmental Relations.

491       (h) Staff. The Chief Administrative Officer must provide appropriate staff  
 492                    to the Committee.

493       **Sec. [[4]] 2. Transition.**

494       [[a)] In appointing the initial members of the Agricultural Advisory  
 495                    Committee established in County Code §2B-20, inserted by Section 1 of  
 496                    this Act, the County Executive must appoint the current members of the  
 497                    Agricultural Preservation Advisory Board to the Agricultural  
 498                    Preservation Advisory Subcommittee to serve the remainder of their  
 499                    terms.

500       (b) In appointing the initial members of the Agricultural Advisory  
 501                    Committee established in County Code §2B-20, inserted by Section 1 of

502 this Act, the Executive must appoint the current members of the Rustic  
503 Roads Advisory Committee to the Rustic Roads Advisory  
504 Subcommittee to serve the remainder of their terms.

505 (c) The Executive may continue the term of any member who currently  
506 serves on the Agricultural Advisory Committee, but the Agricultural  
507 Advisory Committee must not exceed 19 members.

508 (d) The Executive may stagger the initial terms of appointed members so  
509 that approximately one-third of the terms expire each year.]]

510 Section 2B-21, as added by Sec. 1 of this Act, establishes an Agricultural  
511 Advisory Committee. This Committee continues the Agricultural Advisory  
512 Committee created under Council Resolution 7-1138 and restructured under Council  
513 Resolution 8-705. The County Executive may reappoint, subject to Council  
514 confirmation, the members of the Agricultural Advisory Committee to continue to  
515 serve the remainder of their terms on the Agricultural Advisory Committee. The  
516 Executive should continue to stagger the terms of the members of the Agricultural  
517 Advisory Committee so that approximately one-third of the terms continue to expire  
518 each year.

519 *Approved:*

520

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Philip M. Andrews, President, County Council

Date

521 *Approved:*

522

---

Isiah Leggett, County Executive

Date

## LEGISLATIVE REQUEST REPORT

### Bill 20-09, Boards, Committees, and Commissions – Committee Evaluation Review Board (CERB) Recommendations

<b>DESCRIPTION:</b>	Bill 20-09 would codify the Agricultural Advisory Committee; establish the Agricultural Preservation Advisory Board and the Rustic Roads Advisory Committee as subcommittees of the Agricultural Advisory Committee; terminate the recreation advisory boards and the Committee on Hate/Violence; rename and amend the duties of the Committee on Ethnic Affairs; and generally amend the County law regarding the membership, structure, and functions of boards, committees, and commissions.
<b>PROBLEM:</b>	The Committee Evaluation and Review Board (CERB), in their report on the County's system of boards, committees and commissions, recommended many changes to specific boards, committees and commissions.
<b>GOALS AND OBJECTIVES:</b>	To help the County's boards, committees and commissions run more efficiently and productively. To make it easier for boards, committees and commission to find applicants willing to serve.
<b>COORDINATION:</b>	Council and Executive staff; Chief Administrative Officer.
<b>FISCAL IMPACT:</b>	To be requested.
<b>ECONOMIC IMPACT:</b>	To be requested.
<b>EVALUATION:</b>	To be requested.
<b>EXPERIENCE ELSEWHERE:</b>	To be researched.
<b>SOURCE OF INFORMATION:</b>	Amanda Mihill, Legislative Analyst (240) 777-7815
<b>APPLICATION WITHIN MUNICIPALITIES:</b>	Applies only to County boards, committees, and commissions.
<b>PENALTIES:</b>	N/A

Resolution No: \_\_\_\_\_  
Introduced: \_\_\_\_\_  
Adopted: \_\_\_\_\_

COUNTY COUNCIL  
FOR MONTGOMERY COUNTY MARYLAND

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By: Councilmember Leventhal

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Subject: Resolution to implement recommendations of the Committee Evaluation Review Board (CERB)

**Background**

1. Section 2-146 of the Montgomery County Code provides for the appointment every ten years of a citizen's Committee Evaluation and Review Board (CERB) to review the Montgomery County Boards, Committees and Commissions. The most recent CERB was appointed in March 2002 and submitted its final report to the County Executive and County Council in July 2004.
2. The Council adopted Resolution No. 7-1138 establishing the Agricultural Advisory Committee on April 3, 1973.
3. The Council adopted Resolution No. 8-705 restructuring the Agricultural Advisory Committee on March 16, 1976.
4. [[The latest report of the Committee Evaluation Review Board, issued in July 2004, recommended that the Agricultural Advisory Committee, the Agricultural Preservation Advisory Board, and the Rustic Roads Advisory Committee be merged into one committee.
- 5.]]Bill 20-09 would create the Agricultural Advisory Committee in County law.
- [[6. The Council adopted Resolution No. 14-1511 on November 26, 2002 which authorized the County Executive to establish a Silver Spring Transportation System Management Advisory Committee.
7. The Council adopted Resolution No. 8-449 on September 2, 1975 dissolving the Takoma-East Silver Spring Commission and recommending the Executive establish a Silver Spring Area Citizens Advisory Board.]]

**Action**

The County Council for Montgomery County Maryland approves the following resolution:

1. Resolution Nos. 7-1138 and 8-705 establishing and restructuring the Agricultural Advisory Committee are repealed.
- [[2. Resolution No. is amended by deleting paragraphs 4, 5, and 6 and deleting references to the Silver Spring Transportation Management District Advisory Committee in paragraph 7.
3. In addition to the duties assigned in Resolution No. 8-449 and other County law or resolutions, the Silver Spring Citizens Advisory Board may advise the Transportation Management Organization, any employer, any party with whom the County contracts under Resolution No. 14-1511 and Section 42A-23(b), and the County government on all aspects of programs, management, and finances relating to the transportation system and demand management in the Silver Spring Transportation Management Districts and its vicinity, including:
  - (a) propose guidelines for traffic mitigation plans;
  - (b) monitor the implementation of the traffic mitigation plans;
  - (c) evaluate progress in attaining the commuting goals specified in the Annual Growth Policy;
  - (d) recommend government, private, or joint actions to facilitate attainment of the commuting goals specified in the Annual Growth Policy;
  - (e) advise the Director of DPWT on parking policies;
  - (f) review traffic patterns and control measures in the Silver Spring TMD and vicinity, including neighborhood parking and pedestrian access and safety; and
  - (g) submit comments and recommendations on the Director's report required under Code Section 42A-27.]]

This is a correct copy of Council action.

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Linda M. Lauer, Clerk of the Council

LL 20-09



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OFFICE OF MANAGEMENT AND BUDGET

Isiah Leggett  
County Executive

Joseph F. Beach  
Director

MEMORANDUM

June 24, 2009

TO: Phil Andrews, President, County Council  
FROM: Joseph F. Beach, Director  
SUBJECT: Council Bill 20-09, Boards, Committees, and Commissions – Committee Evaluation Review Board (CERB) Recommendations and Resolution to implement recommendations of the Committee Evaluation Review Board

2009 JUN 24 PM 3:58

The purpose of this memorandum is to transmit a fiscal impact statement to the Council on the subject legislation.

LEGISLATION SUMMARY

The bill would codify the Agricultural Advisory Committee; establish the Agricultural Preservation Advisory Board and the Rustic Roads Advisory Committee as subcommittees of the Agricultural Advisory Committee; terminate the recreation advisory boards and the Committee on Hate/Violence; and rename and amend the duties of the Committee on Ethnic Affairs. The Resolution would repeal certain resolutions creating and restructuring the Agricultural Advisory Committee and terminate the Silver Spring Transportation Management District Advisory Committee and assign its duties to the Silver Spring Citizens Advisory Boards.

FISCAL AND ECONOMIC SUMMARY

The proposed legislation may result in additional staff time. Commuter Services staff will have to attend both the main Citizens Advisory Board meetings and the likely subcommittee, which will be formed to handle TMD-specific issues (since it is unlikely there will be adequate time at the main CAC meetings). However, this impact can be absorbed within existing resources.

There is no economic impact.

The following contributed to and concurred with this analysis: Jeremy Criss, Department of Economic Development; Gabriel Albornoz, Department of Recreation; Bruce Adams, Office of Community Partnership; Natalie Cantor, Mid-County Regional Services Center; Joy Nurmi, East County Regional Services Center; Catherine Matthews, UpCounty Regional Services Center; Ken Hartman, Bethesda-Chevy Chase Regional Services Center; Roylene Roberts, Silver Spring Regional Services Center; Sandra Brecher, Department of Transportation

JFB:brg

Office of the Director

Bill No. 21-09  
Concerning: Boards, Commissions, and  
Commissions – Amendments  
Revised: 4/16/2009 Draft No. 1  
Introduced: April 21, 2009  
Expires: October 21, 2010  
Enacted: \_\_\_\_\_  
Executive: \_\_\_\_\_  
Effective: \_\_\_\_\_  
Sunset Date: None  
Ch. \_\_\_\_\_, Laws of Mont. Co. \_\_\_\_\_

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Councilmember Leventhal

**AN ACT** to:

- (1) merge the Cable and Communications Advisory Committee and the Cable Compliance Commission;
- (2) change the duties of the Solid Waste Advisory Committee;
- (3) require the Silver Spring Citizens Advisory Committee to serve as the Silver Spring Urban District Advisory Committee; and
- (4) generally amend County law regarding the membership, structure, and functions of boards, committees, and commissions.

By amending

Montgomery County Code  
Chapter 8A, Cable Communications  
Sections 8A-3, 8A-30, and 8A-31

Chapter 48, Solid Wastes  
Sections 48-38, 48-39, and 48-41

Chapter 49, Streets and Roads  
Sections 49-77 and 49-80

Chapter 68A, Montgomery County Urban Districts  
Section 68A-5

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*



28 **8A-31. Committee on Cable and Telecommunications [Compliance**  
 29 **Commission].**

30 (a) *Established.* The County Executive must appoint, subject to  
 31 confirmation by the Council, a Committee on Cable [Compliance  
 32 Commission] and Telecommunications [is established to adjudicate  
 33 subscriber complaints involving customer cable service and other  
 34 consumer protection claims that arise under this Chapter, any regulation  
 35 adopted or franchise agreement approved under this Chapter, or Section  
 36 11-4A].

37 (b) *Membership.* The [Commission] Committee is comprised of [5] 17  
 38 voting members [appointed by the County Executive and confirmed by  
 39 the County Council. Each appointee must be appointed to a 3-year  
 40 term]. The Commission should include:

- 41 (1) a cable television service subscriber;
- 42 (2) a broadband Internet service subscriber;
- 43 (3) an individual with general business experience; [and]
- 44 (4) an individual with technical experience in communications[.];
- 45 (5) 1 representative nominated by the County Chapter of the  
 46 Maryland Municipal League;
- 47 (6) 1 representative nominated by the City of Rockville; and
- 48 (7) 1 representative nominated by the City of Takoma Park.

49 (c) *Officers.* The [Commissioners] members annually must elect a chair  
 50 and vice chair of the [Commission] Committee. An individual must not  
 51 serve more than 2 consecutive terms as chair.

52 (d) [Reserved]. *Meetings.* The Committee meets at the call of the chair as  
 53 often as required to perform its duties, but at least quarterly. A majority  
 54 of the voting members are a quorum for the transaction of business, and

55 a majority of the voting members present at any meeting may take any  
 56 official action.

57 (e) *Ethics.* Each member of the [Commission] Committee is subject to  
 58 Chapter 19A, except that the member must file a limited public financial  
 59 disclosure statement regarding any communication-related activities and  
 60 interests and a full confidential financial disclosure statement.

61 (f) *Authority.* The [Commission may] Committee must:

62 (1) advise and make recommendations to the County Executive,  
 63 County Council, and the Department of Technology Services on  
 64 all telecommunications issues, including the administration of  
 65 this Chapter and any franchise agreement or application; and

66 (2) adjudicate subscriber complaints involving customer cable  
 67 service and other consumer protection claims that arise under this  
 68 Chapter, any regulation adopted or franchise agreement approved  
 69 under this Chapter, or Section 11-4A, and in so doing:

70 [(1)] (A) [Require] require a franchisee to provide a refund to a  
 71 complainant.

72 [(2)] (B) [Appoint] appoint a qualified person to mediate a case if  
 73 the complainant and respondent agree to binding or non-  
 74 binding mediation. A consent order resulting from  
 75 mediation and approved by the [Commission] Committee  
 76 is an order of the [Commission] Committee. If the  
 77 mediator or the [Commission] Committee finds that the  
 78 parties are not likely to agree to a mediated consent order  
 79 within a reasonable time, the [Commission] Committee  
 80 must decide the case.

81                    [(3)] (C) [Order] order a franchisee to pay damages of up to  
82                    \$1,000 to a person injured or aggrieved by the franchisee's  
83                    actions. This limit applies separately to each violation.

84            (g) *Hearing Procedures.*

85            (1) The Administrative Procedures Act (Article II of Chapter 2A)  
86            applies to a complaint filed with the [Commission] Committee  
87            and governs the [Commission's] Committee's hearings and  
88            decisions, unless otherwise expressly provided in this Chapter.  
89            The [Commission] Committee may issue procedural rules under  
90            method (2) to implement this subsection.

91            (2) Before filing a complaint with the [Commission] Committee, a  
92            complainant must file the complaint with the county [cable  
93            administrator] Cable Administrator. If the [cable administrator]  
94            Cable Administrator is unable to resolve the complaint to the  
95            complainant's satisfaction within 30 days, the complainant may  
96            file the complaint with the [Commission] Committee.

97            (3) If the [Commission] Committee decides to conduct a public  
98            hearing on the complaint, the [Commission] Committee must  
99            notify the complainant, the franchisee, the county cable  
100            administrator or the County's Chief Information Officer (CIO),  
101            and any other person that [Commission] Committee rules require  
102            to be notified. Except as provided in Section 2A-9, the notice  
103            must be sent at least 15 days before the hearing. The  
104            [Commission] Committee may hold a hearing at the request of  
105            any party to the complaint (which may include the cable  
106            administrator or CIO) or on the [Commission's] Committee's  
107            own initiative, or may decide a complaint without a hearing.

- 108 (h) *Legal representation.* The County Attorney must provide legal advice  
109 and representation to the [Commission] Committee and must enforce  
110 any [Commission] Committee order. The County Attorney may  
111 represent the interests of the County in any proceeding before the  
112 [Commission] Committee, consistent with policies established by the  
113 Council.
- 114 (i) *Conflicting subscriber agreement.* Any provision in a subscriber  
115 agreement, whether written or oral, that conflicts with this Chapter, a  
116 franchise agreement, or any regulation or other legal requirement is  
117 unenforceable. An unenforceable provision does not affect other  
118 provisions of the subscriber agreement that can be given effect without  
119 the unenforceable provision. “Subscriber agreement” includes any  
120 agreement that the franchisee requires a subscriber to agree to as a  
121 condition of receiving cable service or any other products and services.
- 122 (j) *Fee.* The Executive may issue regulations under method (3) setting a  
123 reasonable fee for filing a complaint with the [Commission] Committee.  
124 The filer must pay the fee to the County when filing a complaint. The  
125 [Commission] Committee, [cable administrator] Cable Administrator,  
126 or CIO may waive the filing fee upon request if the fee would [be]  
127 create a financial hardship for the complainant. If the parties agree to a  
128 consent order after mediation, the [Commission] Committee may refund  
129 the filing fee. The [Commission] Committee may order the losing party  
130 to pay another party’s filing fees or other reasonable expenses related to  
131 the hearing, including attorney’s fees, in addition to ordering payment  
132 of damages.

133 (k) *Staff and other support.* The Chief Administrative Officer must provide  
 134 the services and County facilities that are reasonably necessary for the  
 135 [Commission] Committee to perform its duties.

136 **Sec. 2. Sections 48-38, 48-39, and 48-41 are amended as follows:**

137 **48-38. Established; composition; terms.**

138 (a) *Creation:* The County Executive must appoint a Solid Waste Advisory  
 139 Committee, subject to confirmation by the County Council.

140 (b) *Composition:*

141 (1) The Committee has 15 voting members.

142 (2) The Committee has one ex officio nonvoting member  
 143 representing the Maryland-National Capital Park and Planning  
 144 Commission.

145 (c) *Appointment:*

146 (1) The County Executive should appoint members so that the  
 147 Committee membership reflects:

148 (A) broad geographic areas of the [county] County;

149 (B) the solid waste industry;

150 (C) business users;

151 (D) a representative of the County Chapter of the Maryland  
 152 Municipal League; and

153 (E) the general public.

154 (2) The Executive must request from the Council, and the Council  
 155 may submit, a list of nominees to be considered for appointment  
 156 by the Executive.

157 (d) *Term:* The term of members of the Committee is 3 years. A member  
 158 serves until a successor has been appointed and qualified.

159 **48-39. Duties.**

160 The [committee shall be advisory to the county council and the county  
 161 executive on all matters relating to solid waste management within the county. In  
 162 particular, the committee shall] Committee must:

163 (a) advise the County Council and County Executive on all matters relating  
 164 to solid waste management in the County;

165 (b) [Review] review and offer recommendations on the ten-year solid waste  
 166 management plans for the [county.] County;

167 [(b)] (c) [Investigate] investigate and make recommendations on systematic  
 168 programs and alternative methods, both public and private, for the  
 169 storage, collection, transportation, processing, disposal and resource  
 170 recovery of solid wastes, including sludge[.];

171 [(c)] (d) [Evaluate] evaluate the impact of the solid waste management  
 172 program on citizens, institutions, business, and industry throughout the  
 173 [county.] County;

174 [(d)] (e) [Recommend] recommend methods to assure public involvement in  
 175 solid waste planning, and develop educational programs to inform the  
 176 public on all aspects of solid waste management[.];

177 [(e)] (f) [Recommend local] recommend County and state legislation  
 178 necessary to accomplish effective solid waste management[.];

179 [(f)] (g) [Review] review and comment on the annual [county] County budget  
 180 for solid waste activities.

181 [(g)] (h) advise the County on the execution of the policies and strategies in the  
 182 Facilities Master Plan for the Solid Waste Operations in the Dickerson  
 183 Area; and

184 (i) [Submit] to the [county executive] Executive and [county council]  
 185 Council, and make available to the general public, an annual report of  
 186 the activities of the [committee] Committee.

187 \* \* \*

188 **48-41. Administrative and staff support.**

189 The [chief administrative officer shall make available to] Chief Administrative  
 190 Officer must provide the [committee] Committee administrative and staff  
 191 services and facilities necessary to assist the [committee] Committee in its  
 192 work.

193 **Sec. 2. Section 68A-5 is amended as follows:**

194 **68A-5. Advisory committees.**

195 (a) *Composition.* Each urban district must have an advisory committee, or  
 196 an urban district corporation board of directors, whose members are  
 197 appointed by the County Executive and confirmed by the County  
 198 Council.

199 \* \* \*

200 (3) The Silver Spring Citizens Advisory Committee must serve as  
 201 the Silver Spring Urban District Advisory Committee [has 11  
 202 members. The County Executive must strive to appoint the  
 203 members so that:

204 (A) two members are persons nominated by the Greater Silver  
 205 Spring Chamber of Commerce;

206 (B) three members represent optional method developers;

207 (C) three members represent a business that employs fewer  
 208 than 25 employees;

209 (D) two members represent a residential community in the  
 210 urban district; and

211 (E) one member represents a residential community in or  
212 outside of the urban district and is a member of the Silver  
213 Spring Citizens Advisory Board.]

214 **Sec. 3. Transition.** In appointing the initial members of the Committee on  
215 Cable and Telecommunications established in County Code §8A-31, inserted by  
216 Section 1 of this Act, the Executive may continue the term of any member who  
217 currently serves on the Cable and Communications Advisory Committee or the Cable  
218 Compliance Commission, but must not continue more than 17 members. The  
219 Executive may stagger the initial terms of appointed members so that approximately  
220 one-third of the terms expire each year.

221 *Approved:*

222

---

Philip M. Andrews, President, County Council Date

223 *Approved:*

224

---

Isiah Leggett, County Executive Date

225 *This is a correct copy of Council action.*

226

---

Linda M. Lauer, Clerk of the Council Date

## LEGISLATIVE REQUEST REPORT

### Bill 21-09, Boards, Committees, and Commissions – Amendments

<b>DESCRIPTION:</b>	Bill 21-09 would merge the Cable and Communications Advisory Committee and the Cable Compliance Commission; change the duties of the Solid Waste Advisory Committee; require the Silver Spring Citizens Advisory Committee to serve as the Silver Spring Urban District Advisory Committee; and generally amend the County law regarding the membership, structure, and functions of boards, committees, and commissions.
<b>PROBLEM:</b>	The County has a significant number of committees and sometimes faces difficulties recruiting applicants will to serve on the committees.
<b>GOALS AND OBJECTIVES:</b>	To help the County's boards, committees and commissions run more efficiently and productively. To make it easier for boards, committees and commission to find applicants willing to serve.
<b>COORDINATION:</b>	Council and Executive staff; Chief Administrative Officer.
<b>FISCAL IMPACT:</b>	To be requested.
<b>ECONOMIC IMPACT:</b>	To be requested.
<b>EVALUATION:</b>	To be requested.
<b>EXPERIENCE ELSEWHERE:</b>	To be researched.
<b>SOURCE OF INFORMATION:</b>	Amanda Mihill, Legislative Analyst (240) 777-7815
<b>APPLICATION WITHIN MUNICIPALITIES:</b>	Applies only to County boards, committees, and commissions.
<b>PENALTIES:</b>	N/A

Resolution No: \_\_\_\_\_  
Introduced: \_\_\_\_\_  
Adopted: \_\_\_\_\_

COUNTY COUNCIL  
FOR MONTGOMERY COUNTY MARYLAND

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By: Councilmember Leventhal

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Subject: Resolution to repeal the Dickerson Area Facilities Implementation Group

**Background**

1. The Council adopted Resolution No. 13-1498 on December 1, 1998 establishing the Facilities Implementation Group.
2. The Council adopted Resolution No. 15-1165 on October 11, 2005 which changed the name of the Facilities Implementation Group to the Dickerson Area Facilities Implementation Group.
3. Bill 21-09 would require the Solid Waste Advisory Committee to perform the functions of the Dickerson Area Facilities Implementation Group.

**Action**

The County Council for Montgomery County Maryland approves the following resolution:

Resolution No. 13-1498 establishing the Facilities Implementation Group is repealed.

This is a correct copy of Council action.

---

Linda M. Lauer, Clerk of the Council



OFFICE OF MANAGEMENT AND BUDGET

Isiah Leggett  
County Executive

Joseph F. Beach  
Director

MEMORANDUM

June 24, 2009

TO: Phil Andrews, President, County Council  
FROM: Joseph F. Beach, Director  
SUBJECT: Council Bill 21-09, Boards, Committees, and Commissions

The purpose of this memorandum is to transmit a fiscal impact statement to the Council on the subject legislation.

LEGISLATION SUMMARY

The bill would merge the Cable and Communications Advisory Committee and the Cable Compliance Commission; change the duties of the Solid Waste Advisory Committee; and require the Silver Spring Citizens Advisory Committee to serve as the Silver Spring Urban District Advisory Committee.

FISCAL AND ECONOMIC SUMMARY

The proposed legislation has no fiscal impact as the functions for the terminated Committees and Boards do not go away when they are folded into other Committees and Boards.

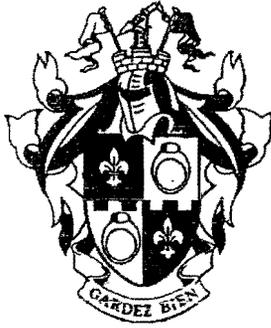
There is also no economic impact.

The following contributed to and concurred with this analysis: Richard Hands, Department of Solid Waste Services; Helen Ni, Department of Technology Services; Roylene Roberts, Silver Spring Regional Services Center; Mike Coveyou, Department of Finance.

JFB:brg

- c: Kathleen Boucher, Assistant Chief Administrative Officer
- Dee Gonzalez, Offices of the County Executive
- Richard Hands, Solid Waste Services
- Helen Ni, Department of Technology Services
- Roylene Roberts, Silver Spring Regional Services Center
- Brady Goldsmith, Office of Management and Budget

Office of the Director



# Montgomery County Council

*From the Office of Councilmember George Leventhal*

*April 21, 2009*

Contact:

Walt Harris: 240-777-7945 / Chris Gillis 240-777-7811

## **Councilmember George L. Leventhal's Statement on Introduction of Bills 20-09 And 21-09 Before the County Council**

ROCKVILLE, April 21, 2009—Montgomery County Councilmember George L. Leventhal (D-At Large) said the following today after introducing Bills 20-09 and 21-09 before the County Council [Note: Public hearings are scheduled for May 12 on both bills.]:

Currently, there are 84 boards, committees, and commissions in the County. In 2004, the County's Committee Evaluation and Review Board issued a report noting that Montgomery County had more boards, committees and commissions than any of the neighboring jurisdictions that it surveyed:

Jurisdiction	Number of Boards, Committees, and Commissions
Anne Arundel County	44
Baltimore County	35
Howard County	34
<b>Montgomery County</b>	<b>84</b>
Prince George's County	51
Fairfax County	73
Arlington County	42

Today I am introducing two bills and two resolutions that collectively would reduce the number of boards, committees and commissions in the County by 12 to 72. Let me stress that I value the input that the Executive and Council receive from our dedicated citizen volunteers. I am not trying to silence their voices, nor do I want to limit opportunities to participate in democratic decision making. Most boards and commissions have multiple vacancies each year. If my bills pass, those citizens whose seats may be eliminated will have the chance to reapply for other board, committee and/or commission appointments very quickly.

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Bill 20-09 would implement recommendations of the 2004 CERB Report that were not implemented in 2005. It is consistent with a bill that Marilyn Praisner and I introduced in 2005, only a small portion of which was ultimately enacted.

Bill 21-09 would implement suggestions from agencies and the community in the same vein as the CERB Report.

These bills and resolutions, if enacted, would:

- Merge the Agricultural Advisory Committee, Agricultural Preservation Advisory Board, and the Rustic Roads Advisory Committee by codifying the Agricultural Advisory Committee, increasing its membership to 19, and establishing the Agricultural Preservation Advisory Board and Rustic Roads Advisory Committee as subcommittees of the Agricultural Advisory Committee.
- Merge the recreation advisory boards with the area citizens advisory boards.
- Merge the Committee on Hate/Violence with the Committee on Ethnic Affairs by terminating the Committee on Hate/Violence and expanding the duties of the Committee on Ethnic Affairs and renaming the Committee the Multicultural Affairs Advisory Committee.
- Terminate the Silver Spring Transportation Management District and assign its duties to the Silver Spring Citizens Advisory Board.
- Merge the Cable and Communications Advisory Committee with the Cable Compliance Commission by creating the Committee on Cable and Telecommunications and increasing its membership to 17.
- Merge the Silver Spring Urban District Advisory Committee with the Silver Spring Citizens Advisory Committee by requiring the Citizens Advisory Committee to perform the duties of the Urban District Advisory Committee.
- Merge the Solid Waste Advisory Committee and the Dickerson Area Facilities Implementation Group by terminating the Dickerson Area Facilities Implementation Group and assigning its duties to the Solid Waste Advisory Committee.

Making these changes to the structure of the County's committee system would:

- Help the County's boards, committees and commissions run more efficiently and productively;
- Make it easier for boards, committees and commission to find applicants willing to serve;
- Free up County staff time to allow staff to focus on other important issues, thus increasing productivity; and
- Reduce expenses, particularly in operating costs, associated with having committees that in some cases perform similar functions.

I know that some, and maybe all, of these proposals will be controversial. I wish it had been possible to do more outreach to all the affected boards, committees and commissions before I introduced these bills, but I didn't get the staff draft of the bill until last week and in order to have the bills considered while the FY 2010 budget is before us, I had to go ahead and introduce them now. Please just consider the introduction of the bills to be the start of the conversation. I am quite flexible about the specific proposals in both bills.

Some will say that because these boards and commissions are staffed by volunteers, they do not cost the county any money. However, paid county employees do staff each of these groups, with tasks that may include arranging meeting times and locations, preparing agendas, keeping in contact with chairs and/or members, and attending the meetings. We don't yet have an estimate of the actual cost savings of these two bills, but a back-of-the-envelope calculation shows that we could be saving, at the very least, almost 4 weeks of staff time per year. If each of the 12 eliminated boards, committee and commissions has one meeting per month, and requires only one hour of staff time per month, that's 144 hours or more than 3-1/2 weeks. If we find that each group, on average, requires 4 hours per month of paid county staff time -- a very conservative estimate -- that's more than 14 weeks -- nearly four months of staff time -- per year. At a time when the County Executive has proposed to eliminate 400 positions, thereby increasing the workload on all remaining workers, we need to ease that burden where possible.

Times were good in 2005, when Marilyn Praisner and I first tried to make progress in this area, and it was easy for Councilmembers to turn down proposals that offered relatively small savings, in the face of opposition from the board, commission and committee members who would have been affected. In 2009, I sincerely hope my colleagues and the Executive Branch will take this under more serious consideration.

I understand that various colleagues will not be able to support every proposal in both of these bills. I will not be critical of any member who takes these suggestions seriously and finds that he or she just can't support some of them. I do request that the Management and Fiscal Policy Committee and the full Council consider these proposals promptly and in the sincere spirit in which they are introduced. With such deep budget cuts being proposed and 400 jobs being eliminated, I think now is an important time to consider whether some restructuring, workload reduction and greater efficiency can be achieved in county government.

###



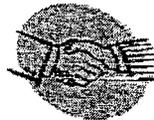
Policy and Procedures



List of Boards, Committees and Commissions



Meeting Calendar



Vacancy Notices



Council Policy Regarding Appointments

Appointments are made by the County Executive and confirmed by the County Council unless otherwise indicated.

**☑** indicates Council appointments.

**Ⓒ** indicates Confidential financial disclosure required.

**☑☑** indicates dual Executive and Council appointments.

**Ⓓ** indicates Public financial disclosure required.

**(#)** indicates number of members.

**Adult Public Guardianship Review Board (11)** J

*Created:* Md. Annotated Code, Family Law Section 14-402(a)

*Description:* Responsible for reviewing each adult public Guardianship twice a year.

Members serve three- year terms without compensation

*Type of Positions:* various

**Aging, Commission on (no less than 18)** J

*Created:* Mo. Co. Code Section 27-35

*Description:* Responsible for reviewing issues related to the health and welfare of senior citizens, including local, state, and federal programs that impact elderly residents. Members must be County residents. Members serve three-year terms without compensation.

*Type of Positions:* Seniors (the majority) and non-seniors

**Agricultural Advisory Committee (15)** J

*Created:* Mo. Co. Resolution No. 8-705

*Description:* Advises County officials on issues affecting local agriculture All members serve without compensation. Farmers serve three-year terms; non-farmers serve one-year terms.

*Type of Positions:* farmers and non-farmers (includes a farm economist and a conservationist)

**Agricultural Preservation Advisory Board (5)** J

*Created:* Md. Annotated Code 1977, Section 2-504.1; Mo. Co. Code. Section 2B-2 (b) as amended

*Description:* Advises the County Executive and County Council on proposed land preservation purchases and the establishment and review of agricultural districts. Members serve five-year terms without compensation. All members must be county residents.

*Type of Positions:* at least 3 owner-operators of commercial farms earning 50% or more of their income from farming, the others are non-farmers

**Airpark Liaison Committee (16) Ⓒ** J

*Created:* County Council Resolution No. 11-1826

*Description:* Advises the County Council on issues related to the Montgomery County Airpark in Gaithersburg

*Type of Positions:* various

**Alcohol and Other Drug Abuse Advisory Council (25)** J

*Created:* Mo. Co. Code, Section 24-41

*Description:* Identifies local alcohol and other drug abuse prevention program needs, and assists the Department of Health and Human Services in the development of public education programs and an alcohol and drug abuse plan. Members serve three-year terms without compensation.

*Type of Positions:* various

### **Alcoholic Beverages Advisory Board (5)**

*Created:* Maryland Annotated Code, Article 2B, Section 159C, Chapter 832.

*Description:* Responsible for reporting quarterly to the County Executive and County Council on recommendations for improvement of alcoholic beverage control and enforcement issues in the County. Members serve four-year terms without compensation and must be residents and registered voters of Montgomery County (MC).

*Type of Positions:* 3 general public; 1 holder of either a Class B or 3 beer, wine and liquor license in Montgomery County and 1 holder of any other class license in Montgomery County

### **Animal Matters Hearing Board (10) Ⓞ**

*Created:* Mo. Co. Code 5-104

*Description:* Hears and determines complaints and appeals on animal issues; reviews operations and issues associated with animal control, including the County's animal shelter budget and standards and procedures for dealing with stray animals. Members serve three-year terms without compensation.

*Type of Positions:* 5 members and 1 alternate for each member: veterinarian or veterinarian technician, Humane Society representative, 3 public members, including a representative of licensed animal fanciers

### **Appeals Board of (5) Ⓞ Ⓞ**

*Created:* Mo. Co. Code, Sections 2-108.

*Description:* Holds hearings and determines action on certain land issues, including special exceptions, zoning variances and ordinances. Members are appointed by the County Council and serve four-year terms with compensation. All members must be county residents.

*Type of Positions:* general public (no more than three members may be of the same political party)

### **Bethesda Urban Partnership, Inc. Board of Directors (11)**

*Created:* Mo. Co. Code Section 68A-10 as amended

*Description:* Assists in directing urban district services for the Bethesda area, including maintenance and improvement of the streetscape and streetscape amenities, and activities promoting downtown Bethesda. Members serve three-year terms without compensation.

*Type of Positions:* various

### **Cable and Communications Advisory Committee (13-19) Ⓞ**

*Created:* Mo. Co. Code, Section 8A-31, as amended

*Description:* Assists the County in overseeing the cable television franchise agreement and advises on use of the cable system, allocation of grants for public service, and technology issues. Members serve three-year terms without compensation.

*Type of Positions:* general public members, representatives of the Md. Municipal League, and the cities of Rockville and Takoma Park

### **Cable Compliance Commission (5) Ⓞ**

*Created:* Bill No. 28-02

*Description:* Decides subscriber complaints which have not been resolved by the cable administrator concerning customer cable service or any other product or service that uses the equipment of the franchise agreements such as one-way or interactive video, audio, data and information services.

*Type of Positions:* Should include a cable TV service subscriber, broadband internet service

subscriber, an individual with general business experience, an individual with technical experience in communications.

**Charter Review Commission (11) EC**

*Created:* Charter of Montgomery County Maryland, Section 509.

*Description:* Reviews the County Charter and makes recommendations on proposed Charter amendments. Members serve four-year terms without compensation.

*Type of Positions:* general public (no more than 6 from the same political party)

**Child Care, Commission on (23-25)**

*Created:* Mo. Co. Code Section 27-62

*Description:* Advises the County Executive and County Council on issues associated with child care policies, programs and services for affordable, high-quality, and accessible care. Members serve three-year terms without compensation.

*Type of Positions:* parents of children receiving child care services, providers of child care services, the business community and general public, a representative of the Md. Municipal League, Montgomery County Chapter, and other non-voting public agency members

**Children and Youth, Commission on (27)**

*Created:* Mo. Co. Code Section 27-48.

*Description:* Advises the County Executive, County Council, Department of Health and Human Services, and the Board of Education on the development of coordinated community and government policies, programs and services, which support children, youth, and families.

*Type of Positions:* agency representatives, parents, youth, a private school representative, and required public agencies

**Citizen's Review Panel for Children and Advisory Group (7, 5)**

*Created:* Emergency Bill No. 32-00

*Description:* Implements State law regarding local citizens review boards and evaluates state and local agency responses to child protection needs; the advisory group provides technical and professional advice to the panel about child protective services.

*Type of Positions:* public members and persons with expertise in prevention and treatment of child abuse and neglect

**Committee Evaluation and Review Board (9)**

*Created:* Mo. Co. Code, Section 2-146

*Description:* Reviews and evaluates the current system of boards, committees, and commissions. Issues addressed by the committee may include length of terms, number of consecutive terms that can be served by a member, conflict of interest standards, and methods used for advertising vacancies. Members serve without compensation. (The CERB was appointed in 2002 and currently completing a study of all BCCs.)

*Type of Positions:* general public

**Common Ownership Communities, Commission on (21)**

*Created:* Mo. Co. Code, Section 10B-3

*Description:* Advises the County Executive and County Council on ways to handle issues associated with common ownership of property in communities; promotes public awareness of the rights and obligations of living in common ownership communities; and works to eliminate disputes and maintain property value. Members serve three-year terms without compensation.

*Type of Positions:* residents of self-managed and professionally managed common ownership communities (COC); professionals associated with common ownership communities; real estate sales/developer representatives and ex-officio nonvoting agency representatives

**Community Action Board (27-39)**

*Created:* Mo. Co. Code, Section 27-41

45

*Description:* Develops and coordinates community action programs for people in need.

Members serve four-year terms without compensation.

*Type of Positions:* 1/3 represent low-income persons, 1/3 public officials; others include representatives from business, industry, labor, religious, private welfare, private education, minority, civic, and other major private organizations

**Consumer Protection, Advisory Committee on (9)**

*Created:* Mo. Co. Code Section 11-3

*Description:* Advises the Office of Consumer Protection on consumer issues related to the agency's duties and functions. Members serve three-year terms without compensation.

*Type of Positions:* public members, business members and Community Action Board representatives

**Criminal Justice Coordinating Commission (30)**

*Created:* Mo. Co. Code Section 2-60 as amended

*Description:* Evaluates the organization and adequacy of law enforcement and the administration of justice in the County pertaining to local issues and agencies. Members serve four-year terms without compensation.

*Type of Positions:* 30 members total (twenty are ex-officio). The County Executive appoints, subject to Council confirmation, a member of the MC Council selected by the Council President, a member of the County Legislative Delegation selected jointly by the Chairs of the House and Senate Delegations; 7 members of the public, one of whom must be a member of the Maryland bar who practices law in the County; an employee of the Division of Parole and Probation in the State Department of Public Safety and Correctional Services, after giving the Director of the Division an opportunity to make a recommendation; an employee of the State Department of Juvenile Justice, after giving the Secretary of the Department an opportunity to make a recommendation; and a member of the Advisory Board on Victims and their Families, after giving the Board an opportunity to make a recommendation.

**Crossroads Development, Commission on (21)**

*Created:* Memorandum of Understanding Between MC, PG County, and State of Md.

*Description:* Addresses long-standing procedural issues of inter-jurisdictional communications in the Crossroads (Takoma Park/Langley Park) region. Priority issues are day labor, transit, public safety, education, and training and assistance to immigrant communities.

*Type of Positions:*

**Dickerson Area Facilities Implementation Group (18)**

*Created:*

*Description:* Addresses community and environmental issues and concerns pertaining to the operations of the County's solid waste facilities located in the Dickerson area.

*Type of Positions:* various

**Domestic Violence Coordinating Council (15)**

*Created:* Mo. Co. Code, Sec. 2-59

*Description:* Advises the County Executive, County Council, and Criminal Justice Coordinating Commission on policies, programs, and legislation necessary to prevent domestic violence; facilitates community-wide response to domestic violence; coordinates with other domestic violence prevention agencies; develops recommendations to coordinate services; reviews quality of programs; evaluates data; advocates for policy or legislation in conjunction with the Office of Intergovernmental Relations. Members serve three year terms without compensation.

*Type of Positions:* 10 agency representatives, 5 public members including one attorney and one individual who is a former victim of domestic violence.

**East County Citizens Advisory Board (18)**

**Created: Resolution 12-1032 (created 1993)**

*Description:* Advises the County Executive and the County Council on issues and needs for the East County area and advocates for regional priorities. Members work closely with the East County Regional Services Center staff. Members serve three-year terms without compensation.

*Type of Positions:* a cross-section of citizens living and working in the Eastern County

**Electrical Examiners, Board of (5) Ⓞ**

*Created: Mo. Co. Code Section 17-12.*

*Description:* Advises the Director of the Department of Permitting Services on the issuance of licenses for journeyman electricians, master electricians and master electricians limited and shall ascertain by appropriate examination the qualifications and capabilities of all persons who desire such licenses. Reviews the Montgomery County Electrical Code and recommends changes as appropriate.

*Type of Positions:* 4 licensed electricians (1 who is a professional engineer) and 1 general public member

**Energy and Air Quality Advisory Committee (15)**

*Created: Mo. Co. Code Section 18-A-5, as amended*

*Description:* Advises the County Executive and County Council on matters concerning energy and air quality; develops recommendations to promote energy consciousness. Members serve three-year terms without compensation.

*Type of Positions:* citizens technically knowledgeable and interested in energy and air quality

**Ethics Commission (5) Ⓞ**

*Created: Mo. Co. Code Section 19A-5.*

*Description:* Administers the County Ethics Law which provides complainants with a forum to report alleged unethical behavior by officials or County employees. Acts on requests for waivers for outside employment by employees and waivers from ethics law prohibitions.

*Type of Positions:* public members (no more than 3 members may be of the same political party)

**Ethnic Affairs, Committee for (26)**

*Created: Mo. Co. Code Section 27-53*

*Description:* Advises the County Executive and County Council on public policy that relates to ethnic affairs; promotes maximum involvement of all ethnic groups in the County in government, business and community affairs. The committee also assists the County in organizing an annual ethnic heritage festival. Members serve three-year terms without compensation.

*Type of Positions:* 13 selected from ethnic groups and 13 from business and education communities in the County

**Fire and Rescue Commission (7) Ⓞ**

*Created: Mo. Co. Code, 21-4B, as amended*

*Description:* Responsible for the coordination and direction of the County's fire and rescue services, which includes the independent volunteer fire and rescue corporations and the County's Department of Fire and Rescue Services. Members serve three-year terms with compensation.

*Type of Positions:* 2 representatives of local volunteer fire/rescue department personnel; 2 county career fire/rescue personnel, and 3 public members

**Firearm Safety Committee (7)**

*Created: Mo. Co. Code Section 57-2 amended 1991.*

*Description:* Approves certificates for target, trap and skeet ranges, and shooting areas which specify the type of gun or ammunition which may be used. The committee also makes recommendations to the County Executive and County Council on the extension of area

(47)

boundaries for firearms use. Members serve three-year terms without compensation.

*Type of Positions:* general public

**Friendship Heights Transportation Management District Advisory Committee (23)**

*Created:*

*Description:* Advises the County government on all aspects of implementing a transportation management system in the Friendship Heights TMD. Members serve three-year terms without compensation.

*Type of Positions:* various

**Glen Echo Park Partnership Board of Directors (9-25, 3-4 appointed by County Executive)**

*Created:*

*Description:* Articles of Incorporation and Bylaws of the Glen Echo Park Operating Entity, Inc. Provides policy guidance to direct the affairs of the organization and its management; leads fundraising efforts; provides oversight for the program, site and facilities, finances and public relations activities.

*Type of Positions:* Park users, residents, cooperators and general public

**Hate/Violence Committee (21)**

*Created:* Mo. Co. Code Section 27-63

*Description:* Advises the County Council, the County Executive and County agencies about hate/violence in the County and recommends such policies, programs, legislation or regulations as it finds necessary to reduce the incidence of acts of hate/violence. There is a Partnership Fund Subcommittee to compensate victims of hate/violence for personal injury and property damage. Members serve three-year terms without compensation.

*Type of Positions:* various

**Health, Commission on (19)**

*Created:* Mo. Co. Code Section 24-23

*Description:* Advises the County Executive and the County Council on public health issues, programs, services and facilities. Members serve three-year terms without compensation.

*Type of Positions:* Consumers (the majority) and providers of health care

**Historic Preservation Commission (9)**

*Created:* Mo. Co. Code. Section 24A-4.

*Description:* Responsible for reviewing and recommending historic sites and districts to the Planning Board. Also acts on applications for alteration, construction or demolition of designated historic sites and serves as a clearinghouse by reviewing proposals affecting historic preservation in the County. Members serve three-year terms without compensation.

*Type of Positions:* General public members and at least 1 member with special interest, knowledge or training in history, architecture, preservation and urban design

**Housing Opportunities Commission (7)**

*Created:* Maryland Code, Article 44A, Section 2-102 (b).

*Description:* Works to build, manage and finance housing for people with low or moderate incomes. The commission can also issue tax-exempt bonds to finance multi-family rental housing and single-family mortgages. Members serve five-year terms without compensation.

*Type of Positions:* general public

**Human Rights Commission and Case Review Board (15)**

*Created:* Mo. Co. Code. Section 27-2.

*Description:* Receives and investigates complaints of discrimination, and conducts educational programs to promote equal rights for all. Adopts regulations to ensure equal treatment for all citizens under County and State laws. Members serve three-year terms without compensation.

(48)

*Type of Positions:* general public

**Interagency Coordinating Board for Community Use of Public Facilities (12)**

*Created:* Mo. Co. Code Section 44-3 as amended

*Description:* Establishes policies to increase access to schools and other public facilities, including fee schedules, use regulations and conditions; develops and implements innovative use of facilities to meet community's needs. Members serve four-year terms without compensation.

*Type of Positions:* Nine voting members: the Chief Administrative Officer, Supt. of Schools, President, Montgomery College, 1 Planning Board member, 1 County Council member, 1 citizen appointed by the Supt. of schools and confirmed by the Board of Education; 3 citizens appointed by the County Executive and confirmed by the County Council; 3 ex-officio members: Board of Education member, representatives of the Association of Secondary School Principals (confirmed by Council) and the Elementary School Administrators Association (confirmed by Council)

**Investment Trustees, Board of (9) ©**

*Created:* Mo. Co. Code, Section 33-59 (1987)

*Description:* Sets policy and monitors the investment program for the assets of the County's employee retirement system. Members serve three-year terms without compensation.

*Type of Positions:* various

**Juvenile Justice, Commission on (33)**

*Created:* Mo. Co. Code, Section 12-36.

*Description:* Advises the County Executive, County Council and the Juvenile Court on matters concerning juvenile justice. Work includes gathering and disseminating information from public and private agencies serving youth, monitoring the Juvenile Justice System, visiting facilities, and closely following State and County legislative proposals affecting juveniles. Members serve three-year terms without compensation.

*Type of Positions:* general public and agency representatives

**Landlord-Tenant Affairs, Commission on (15) ©**

*Created:* Mo. Co. Code, Section 29-9. Emergency Bill 8-95, effective June 1995.

*Description:* Hears apartment license revocation appeals and landlord-tenant disputes. Members serve three-year terms without compensation.

*Type of Positions:* landlord, tenant and general public (4 each and one alternate in each category)

**Library Board (12)**

*Created:* Mo. Co. Code Section 2-46, as amended.

*Description:* Advises the County Executive and County Council on matters affecting the public library system including the acquisition and location of new library facilities and the adequacy of book collections and personnel needs. Members serve three-year terms without compensation.

*Type of Positions:* general public

**License Commissioners, Board of (5)**

*Created:* Maryland Annotated Code, Article 2B, Section 150, as amended

*Description:* Issues alcoholic beverage licenses and conducts hearings when violations regarding the sale of alcoholic beverages occur. Members serve four-year terms with compensation.

*Type of Positions:* general public (no more than three members may be of the same political party)

**Local Management Board for Children, Youth and Families (21)**

*Created:*

49

*Description:*  
*Type of Positions:*

**Long Branch Advisory Committee (37)**

*Created:*  
*Description:*  
*Type of Positions:*

**Mental Health Advisory Committee (22)**

*Created:* Mo. Co. Code Chapter 24-34, as amended  
*Description:* Monitors, reviews, and evaluates the allocation and adequacy of publicly-funded mental health services within the County. Members serve three-year terms without compensation.  
*Type of Positions:* various

**Merit System Protection Board (3)**

*Created:* Montgomery County Charter, Section 403  
*Description:* Serves as an appeal body on personnel actions. The board also conducts periodic studies and audits of the County's merit and retirement systems. Members serve three-year terms with compensation.  
*Type of Positions:* general public (no more than 2 members may be from the same political party)

**Mid-County Citizens Advisory Board (15)**

*Created:* Council Resolution No. 9-40  
*Description:* Advises the County Executive and the County Council on issues and needs for the Mid-County area and advocates for regional priorities. Members work closely with the Mid-County Regional Services Center staff. Members serve three-year terms without compensation.  
*Type of Positions:* a cross-section of citizens living and working in the mid-county region

**Montgomery Cares Program, Advisory Board for (15)**

*Created:* Mo. Co. Code, Ch. 24-47  
*Description:* Advises the County Executive, County Council, and Department of Health and Human Services on the development of the Montgomery Cares Program, which provides quality primary health care, referrals to discounted outpatient specialty care, and limited prescription medications for low-income, uninsured County residents. The Board's goal is to ensure a steady and measurable growth in the number of uninsured County residents accessing high quality and efficient health care services. Members serve two year terms without compensation  
*Type of Positions:* 12 agency and other representatives; 3 members of the public, who may be current or former recipients of services under the Montgomery Cares Program.

**Montgomery County Planning Board (5)**

*Created:*  
*Description:*  
*Type of Positions:*

**Noise Control Advisory Board (11)**

*Created:* Mo. Co. Code Section 31-B-4  
*Description:* Reviews and makes recommendations to the Director, Department of Environmental Protection on the effectiveness of the County's noise control rules and regulations. Members serve three-year terms without compensation.  
*Type of Positions:* general public

**Partnership Board for Victims of Hate/Violence (7)**

*Created:* Mo. Co. Code Sec. 27-26F.

*Description:* Responsible for publicizing the Partnership Fund for victims of hate/violence incidents and solicits private contributions for the fund; may compensate a victim of hate/violence within set guidelines. Members serve three-year terms with compensation.

*Type of Positions:* general public

**Pedestrian Safety Advisory Committee (17)**

*Created:* Council Resolution No. 14-1281

*Description:* Advises the County Executive and County Council on the status of the implementation of the recommendations of the Pedestrian safety Task Force's Final Report involving education, enforcement, engineering and legislative actions.

*Type of Positions:* 9 public-at-large and other County and State Departments/agency representatives.

**People with Disabilities, Commission on (31)**

*Created:* Mo. Co. Code, Section 27-51 as amended

*Description:* Advises the County Executive and the County Council on matters relating to facilities and services for disabled County residents and legislation affecting people with disabilities. Members serve three-year terms without compensation.

*Type of Positions:* people with disabilities, parents of disabled, organizations/agencies that serve or represent people with disabilities; county government representatives

**Permitting (Department of) Services Advisory Committee (17)**

*Created:* Mo. Co. Code, Ch. 2-42B

*Description:* Advises the Dept. of Permitting Services on the performance of its functions and recommends to the Director, the Executive, and the Council any steps necessary to improve the Department's performance. *Type of Positions:* Regional Advisory Board representatives, civic association and environmental group representatives, and various County Departments/agency representatives.

*Type of Positions:* Regional Advisory Board representatives, civic association and environmental group representatives, and various County Departments/agency representatives.

**Property Tax Assessment Appeals Board (4)**

*Created:* Annotated Code of Maryland, Section 3-103, Tax Property Article

*Description:* Hears and determines appeals on property tax issues. Members serve five-year terms with compensation. Members are appointed by the Governor from a list provided by the County Executive and the County Council.

*Type of Positions:* general public

**Recreation Advisory Boards (county wide:31, upcounty:11, mid-county: 11, silver spring: 11, east county:11, western area: 11)**

*Created:* Mo. Co. Code Section 41-21-30.

*Description:* These advisory boards work with the various communities to determine recreational and park opportunities and needs in the County and designated areas. Members serve three-year terms without compensation.

*Type of Positions:* general public

**Registration for Building Contractors, Board of (5)**

*Created:* Mo. Co. Code Section 31C-4

*Description:* Provides for the licensing of residential building contractors. Members serve three-year terms without compensation.

*Type of Positions:* no more than two members may be active in the residential construction field

**Revenue Authority (5)**

51

*Created:* Mo. Co. Code Section 42-3.

*Description:* Works to develop, maintain and administer various self-supporting projects for public use, including golf courses, airparks, and HUD-financed retirement homes. Members serve five-year terms without compensation.

*Type of Positions:* general public

**Rustic Roads Advisory Committee (7)**

*Created:* Mo. Co. Code, Sec. 49-80

*Description:* Promotes public awareness of the County's rustic roads program, and reviews the classification of those Roadways designated as "rustic." Members serve three-year terms without compensation.

*Type of Positions:* various

**Sign Review Board (3)**

*Created:* Mo. Co. Code, Sec. 59-F2.1

*Description:* Reviews applications for sign permits and grants variances from sign ordinance regulations, as provided by law. Members serve three-year terms with compensation.

*Type of Positions:* an architect with a State license; a business member; and a general public member

**Silver Spring Citizens Advisory Board (18)**

*Created:* Resolution No. 8-449. Advises the County Executive and the County

*Description:* Council on issues and needs for the Silver Spring area and advocates for regional priorities. Members work closely with the Silver Spring Regional Services Center staff. Members serve three-year terms without compensation.

*Type of Positions:* a cross-section of citizens living and working in the Silver Spring region

**Silver Spring Civic Building Steering Committee (0)**

*Created:*

*Description:*

*Type of Positions:*

**Silver Spring Transportation System Management Advisory Committee (16)**

*Created:* Mo. Co. Section 42A-10

*Description:* Advises the County government on all aspects of implementing a transportation management system in the Silver Spring Central Business District and vicinity. Members serve three-year terms without compensation.

*Type of Positions:* various

**Silver Spring Urban District Advisory Committee (8)**

*Created:* Mo. Co. Code Sec. 68A-5 (a).

*Description:* Works closely with the Silver Spring Urban District on activities and issues associated with the downtown business area. Members serve three-year terms without compensation.

*Type of Positions:* various

**Social Services, Board of (13)**

*Created:* Maryland Code Article 88-A, Section 14 and Montgomery County Code Sec. 37-8

*Description:* Advises the County and State health and human services officials on matters relating to local social services programs. Members serve three-year terms without compensation. Type of Positions: general public and one member of the County Council

*Type of Positions:* general public and one member of the County Council

**Solid Waste Advisory Committee (16)**

*Created:* Mo. Co. Code Section 48-38

*Description:* Reviews and makes recommendations on the collection, transportation, and

storage of solid wastes and evaluates the County's solid waste management plan. Members serve three-year terms without compensation.

*Type of Positions:* representatives of the general public, solid waste and business industries and the Maryland Municipal League

**Strathmore Hall Foundation Board of Directors (21)**

*Created:* Resolution No. 9-1460

*Description:* Fosters support for the continuing development of the Strathmore Hall Arts Center and effective use of the center's facilities. Members serve three-year terms without compensation.

*Type of Positions:* general public

**Taxicab Service Advisory Committee (9)**

*Created:* Mo. Co. Code, Section 53-37. (1988)

*Description:* Examines public interest issues as they pertain to taxicab service in the County. Members serve three-year terms without compensation.

*Type of Positions:* industry/management representatives, taxicab owners and non-owner operators, and public representatives, including a person with a disability

**Technology Investment Fund Loan/Grant Committee (7)**

*Created:* County Council Resolution Nos. 12-1712 and 12-1713

*Description:* Advises the County Executive and Council on matters relating to the projects submitted for funding under the Technology Innovation Fund projects

*Type of Positions:* Montgomery County Government, MCPS, HOC, M-NCPPC, Montgomery College, WSSC, and a public representative

**Upcounty Citizens Advisory Board (20)**

*Created:* Resolution No. 10-1279, Resolution No. 12-1724

*Description:* Advises the County Executive and the County Council on issues and needs for the greater upcounty area and advocates for regional priorities. Members work closely with the Upcounty Regional Services Center staff. Members serve three-year terms without compensation.

*Type of Positions:* a cross-section of citizens living or working in the upcounty region

**Victim Services Advisory Board (22)**

*Created:* Mo. Co. Code - Article VII - Sec. 24-56

*Description:* Works with the County's Department of Health and Human Services to periodically review services and facilities for victims and their families. Members serve three-year terms without compensation.

*Type of Positions:* professional representatives from the mental health, dental, legal, medical and nursing professions, general public, a member of the clergy, and ex-officio members

**Washington Suburban Sanitary Commission (WSSC) (6)**

*Created:* Annotated Code of Maryland, Article 29, Sec. 1-102, as amended

*Description:* Annotated Code of Maryland, Article 29, Sec. 1-102, as amended This bi-county commission works to regulate the agency responsible for public water supply and water treatment and the sewer system. Members serve four-year terms with compensation.

*Type of Positions:* 3 general public appointed by the County Executive and confirmed by the Council; no more than two Executive appointees may be from the same political party

**Washington Suburban Transit Commission (WSTC) (6)**

*Created:* Senate Bill No. 3 Chapter 3 of the 1992 extended session.

*Description:* This multi-jurisdictional commission plans and coordinates transportation in the Washington metropolitan area. Members serve three-year terms with compensation.

*Type of Positions:* 2 general public appointed by the County Executive and confirmed by the Council; 1 general public is appointed by the Governor and confirmed by the Maryland State

Senate

**Water Quality Advisory Group (18)**

*Created:* Emergency Bill 25-94, Water Quality Discharges

*Description:* Advises the County Executive and County Council on issues associated with water quality in the County and State, including streams, rivers and other natural bodies of water. Members serve three-year terms without compensation.

*Type of Positions:* representatives include the academic and scientific community, agricultural community, business community, environmental community, public members, and public agency representatives

**Western Montgomery County Citizens Advisory Board (15)**

*Created:* Mo. Co. Resolution No. 9-714, 1980. (previously Bethesda-Chevy Chase Citizens Adv. Board)

*Description:* Advises the County Executive and the County Council on issues and needs for the western area of the county and advocates for regional priorities. Members work closely with the Bethesda-Chevy Chase Regional Services Center staff. Members serve three-year terms without compensation.

*Type of Positions:* 10 residents and 5 business representatives

**Wheaton Urban District Advisory Committee (11-13)**

*Created:* Mo. Co. Code, Sec. 68A-5 (a)

*Description:* Works with County government officials on matters relating to programs, activities and issues for the Wheaton Urban District. Members serve three-year terms without compensation.

*Type of Positions:* various

**Women, Commission for (15)**

*Created:* Mo. Co. Code Section 27-28.

*Description:* Works to promote women's issues and to eliminate inequality, discrimination and prejudice on the basis of sex in such areas as housing, recreation, employment, education, community services, and the judicial system. Members serve three-year terms without compensation.

*Type of Positions:* 9 members who are endorsed by organizations whose interests relate to the status of women and 6 independent members

**Workforce Investment Board (32)**

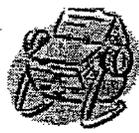
*Created:* Montgomery County Executive Order No. 159-02

*Description:* The Federal Workforce Investment Act of 1998 set forth guidelines for local areas to administer workforce programs and services in the local workforce investment area; this Board administers the Act and establishes policies to guide and lead the workforce agenda in Montgomery County.

*Type of Positions:* 16 business members, 3 community-based organizations, 2 labor organization representatives, and various County and State Department/agency representatives.



Policy and Procedures



List of Boards, Committees and Commissions



Meeting Calendar



Vacancy Notices



Council Policy Regarding Appointments