



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office to obtain current information.

This meeting will be televised live on Channel 6; repeated on 7/16/04 at 8 pm and 7/17/04 at 9 am

Tuesday, July 13, 2004

9:15 **INVOCATION** - Father John Enzler, Our Lady of Mercy, Potomac

9:20 **PRESENTATION** - Proclamation to the Maryland-National Capital Park and Planning Commission, recipient of the Congress for the New Urbanism's 2004 Charter Award of Excellence by Councilmember Andrews

9:25 **GENERAL BUSINESS**

A. **Announcement** - Agenda and Calendar Changes (Lauer)

B. **Action** - Approval of Minutes: May 14, June 17 and June 22, 2004 (Edgar)

(1) C. **Acknowledgement** - Receipt of Petitions (Lacefield)

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

A. **Introduction** - Resolution to support State Financing for the Rehabilitation of Spring Garden Apartments in Silver Spring (Trombka)
Action is tentatively scheduled for 7/20/04.

B. **Introduction** - Resolution to support State Financing for the Rehabilitation of Chevy Chase Lake Apartments in Chevy Chase (Trombka)
Action is tentatively scheduled for 7/20/04.

C. **Introduction** - Resolution to consolidate the issuance of certain authorized bonds (Sherer)
Action is tentatively scheduled for 7/27/04.

D. **Introduction** - Resolution to consolidate new authority to issue commercial paper bond anticipation notes with all previously authorized notes (Sherer)
Action is tentatively scheduled for 7/27/04.

E. **Introduction** - Resolution to approve the FY05 schedule of revenue estimates and appropriations (Sherer)
Action is tentatively scheduled for 7/20/04.

(2) 9:25 **CONSENT CALENDAR** *(continued)*

- F. **Introduction** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant to the Mills Corporation (Ferber)
- G. **Action** - Extension until October 4, 2004 of Temporary Executive Regulation 8-04T, Emergency Taxicab Fare Surcharge (Orlin)
- H. **Action** - Executive Regulation 6-04AM, Amendments to Personnel Regulations - Sick Leave Donor Program (Davidson)
MFP Committee recommends approval as amended.
- I. **Action** - Supplemental appropriation to the County Government's FY04 Capital Budget and amendment to the FY03-08 Capital Improvements Program, Technology Investment Fund (TIF) - \$395,000 for Enterprise Resource Planning Requirements Study (Source: TIF Revolving Fund - Current Revenue) (Trombka)
MFP and ED Committees recommend approval as an FY05 special appropriation.
- J. **Action** - Confirmation of County Executive appointments the to Local Management Board for Children, Youth and Families: David T. Jones, Ellie N. Salour (Ferber)
- K. **Action** - Confirmation of County Executive appointments to the Mental Health Advisory Committee: Miriam L. Yarmolinsky, Kim-Renee Allen, Celia Young, Denise Fay-Guthrie, Randall R. Myers, Officer Joan Logan, Myriam Schinazi, Kenneth Ratcliffe (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Silver Spring Urban District Advisory Committee: Bryant F. Foulger, Dale Mangum, Robert R. Middleton, Charles Atwell (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the Upcounty Citizens Advisory Board: Heinz Bachmann, David Whitcomb (Ferber)
- N. **Action** - Confirmation of County Executive appointments to the Wheaton Urban District Advisory Committee: Filippo Leo, Brett Schneider (Ferber)
- O. **Introduction/Suspension of Rules/Action** - Resolution to support Major League Baseball in the District of Columbia, sponsored by Councilmember Denis (Hartman)
Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.
- P. **Introduction** - Supplemental Appropriation to the County Government's FY05 Operating Budget, NDA Support for the Arts and Recreation - \$1,500,000 for Partnership for Arts and Recreation initiative (Source: Designated Reserves) (Davidson)
Public Hearing/Action is scheduled for 7/27/04 at 1:30 pm.

9:35 **DISTRICT COUNCIL SESSION**

- (3) A. **Action** - Resolution to dismiss DPA 01-2, Auto Park Investment Partnership No. II (Wilson)
- (4) B. **Introduction** - Resolutions to approve use of Advance Land Acquisition Revolving Fund (ALARF) for acquisition of real property as follows: 1) Woodstock Equestrian Park Addition Lots 6, 7 & 8, Beallsville Property; 2) Linthicum East Elementary School Site (Wilson)
- (5) 9:40 **WORKSESSION** - Executive Regulation 26-03AM, Cable Modem Service Standards (Healy)
- (6) 10:45 **WORKSESSION** - Proposed Charter Amendments and recommendations of Charter Review Commission (Faden/Healy)
Action is tentatively scheduled for 7/27/04.

12:00 **RECESS**

- (7) 1:30 **PUBLIC HEARING - Bill 18-04**, Personnel - Retirement - Police (Healy)
MFP Committee worksession tentatively scheduled for 7/26/04.
- (8) 1:30 **PUBLIC HEARING/ACTION - Expedited Bill 19-04**, Personnel - Collective Bargaining - Police (Faden)
- (9) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY05 Operating Budget, Montgomery County Fire and Rescue Service - \$200,000 for Outreach and Recruitment (Source: General Fund) (Davidson)
PS Committee recommendation will be available 7/12/04.

2:00 **LEGISLATIVE SESSION Day # 20**

- A. Approval of Legislative Journal - June 22, 2004 (Edgar)
- B. Introduction of Bills
- (10) • **Expedited Bill 21-04**, Bond Authorization, sponsored by Council President at request of the County Executive (Sherer)
Public Hearing and action is scheduled for 7/27/04 at 1:30 pm.
- (11) • **Bill 22-04**, Health - Fitness Centers - Defibrillators, sponsored by Councilmember Praisner (Faden)
Public Hearing is scheduled for 9/14/04 at 1:30 pm.
- C. Call of Bills for Final Reading
- (12) • **Bill 29-03**, Forest Conservation - Equestrian facilities (Faden)
PHED Committee recommends approval with amendments.
- (13) • **Expedited Bill 16-04**, Transportation - Fees - Council Resolution (Faden)
T&E Committee recommends approval with amendments.

3:00 **ADJOURN**

3:00 **MFP Committee** (7th floor Council Hearing Room)

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on July 20, 2004:

Advisory Board on Victims and their Families: Nancy C. Barash, Sally Rogers, Craig L. Rice, Manjit Singh

Board of Electrical Examiners: Evan Bestland

Commission on Children and Youth: Diego Uriburu, Colleen Fee, John C. Munson, Allan Shedlin, Jr., Esther Breger, Christina Craver, James A. Davis, Katelyn Kinker, Adam M. Susser, Michael Williams, Cristina I. Vessels

Commission on Health: Cynthia Chao, Wayne E. Sauseda, Eva Feder, Arthur Williams, Paul Jung, M.D., Nancy J. Miller

Community Action Board: Traci Thompson Ferguson, M.D., Terry Seamens, Alyssa Sanders, Beverly Brown, Lauren Newman, Daniel Ehrenberg

Energy and Air Quality Advisory Committee: Mary E. Fowler, J. Michael Galway, Jason A. Holstine, Suzanne Matwyshen-Gillen, Jonathan Powell

Human Rights Commission: Lisa P. Kinard

Strathmore Hall Foundation Board of Directors: Marvin Address, Mary Kay Shartle-Galotto

COUNCIL MEETINGS

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

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|--------------------|----------|--------------------|
| Jul 20, 2004 | 9:15 am | Regular Session |
| Jul 27, 2004 | 9:00 am | Regular Session |
| Jul 27, 2004 | 12:30 pm | State Legislation. |
| Aug 9-Sep 10, 2004 | | Recess |
| Sep 6, 2004 | | Holiday |

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

July 20, 2004

1:30 pm ZTA 04-08, Security Pavilions - Residential and Agricultural Zones

1:30 pm Amendment to the WSSC's FY05-10 CIP: Piedmont Road Water Main and Clarksburg Area State 3 Water Main, Part 1

July 27, 2004

1:30 pm ZTA 04-09, Eating and Drinking Establishments - Office buildings - Revisions

1:30 pm Expedited Bill 21-04, Bond Authorization

September 14, 2004

1:30 pm Bill 22-04, Health - Fitness Centers - Defibrillators



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ADDENDUM

Tuesday, July 13, 2004

11:45 LEGISLATIVE SESSION Day #20

B. Introduction of Bills

Add: (6.5)

- **Bill 23-04**, Contracts and Procurement - Local Small Business Reserve Program, sponsored by Council President Silverman and Councilmembers Leventhal, Perez, and Floreen

(Healy)

Public Hearing is scheduled for 9/14/04 at 1:30 pm.

C. Call of Bills for Final Reading

Add: (8)

- **Expedited Bill 19-04**, Personnel - Collective Bargaining - Police
- MFP Committee recommendation will be available 7/12/04.*

(Faden)