



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

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

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

This meeting will be televised live on Channel 6; repeated on 9/23/05 at 8 pm and 9/24/05 at 9 am

Tuesday, September 20, 2005

10:00 **INVOCATION** - Reverend Rosetta Robinson, Community Ministry of MC, Rockville

10:05 **PRESENTATION** - Proclamation honoring Mary Ann Viverette, as the first woman President of the International Association of Chiefs of Police by Councilmember Andrews

10:10 **PRESENTATION** - Proclamation honoring the winners of The First Tee's Sixth Annual Life Skills and Leadership Academy by Councilmember Praisner

10:15 **GENERAL BUSINESS**

- A. **Announcement** - Agenda and Calendar Changes (Lauer)
- B. **Action** - Approval of Minutes: September 6, 2005 (Lauer)
- C. **Acknowledgement** - Receipt of Petitions (Lacefield)

(1)

(2) 10:20 **CONSENT CALENDAR**

- A. **Introduction** - Joint Resolution to support application for designation of Downtown Wheaton as an Arts and Entertainment District (Ferber)
- B. **Introduction** - Supplemental appropriation to the County Government's FY06 Capital Budget, Montgomery County Fire and Rescue Service - \$3,346,000 for Travilah Fire Station project (Source: G.O. Bonds) (Davidson)
Public Hearing is scheduled for 10/11/05 at 1:30 pm.
- C. **Introduction** - Supplemental appropriation to the County Government's FY06 Capital Budget, DPWT, Division of Solid Waste Services - \$3,250,000 for Transfer Station and related ancillary facilities (Source: Solid Waste Disposal Fund) (Levchenko)
Public Hearing is scheduled for 10/11/05 at 1:30 pm.
- D. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Sheriff's Office - \$321,720 for Grants to Encourage Arrest Policies and Enforcement of Protective Orders (Source: federal grant) (McMillan)
Public Hearing is scheduled for 10/11/05 at 1:30 pm;
PS Committee worksession tentatively scheduled for 10/10/05.

(2) 10:20 **CONSENT CALENDAR** *(continued)*

- E. **Action** - Confirmation of County Executive appointments to the Commission on Children and Youth: Robin E. Sparer
- F. **Action** - Confirmation of County Executive appointments to the Commission on Health: Lee Goldberg, Dr. Howard Levine
- G. **Action** - Confirmation of County Executive appointments to the Silver Spring Urban District Advisory Committee: Edward Baca-Asher
- H. **Action** - Confirmation of County Executive appointments to the Mid-County Citizens Advisory Board: L. Blaine Charak, Cheryl A. Czekaj, Seth E. Jacobson, Gabriel Ruiz, Tuva K. Welp
- I. **Action** - Confirmation of County Executive appointments to the Pedestrian Safety Advisory Committee: Thomas Fitzpatrick
- J. **Action** - Confirmation of County Executive appointments to the Interagency Coordinating Board for Community Use of Public Facilities: Henry Lee, Raul Medrano

10:25 **DISTRICT COUNCIL SESSION**

- (3) A. **Introduction** - Zoning Text Amendment 05-12, C-2 Zone, Special Development Procedure, sponsored by Councilmember Leventhal (Wilson)
Action - Resolution to establish public hearing for 10/25/05 at 1:30 pm.
- (4) B. **Action** - Consideration of Hearing Examiner's Report and Recommendation, or resolution to extend time for Council action until November 1, 2005 (Wilson)
Application No: G-830
Applicant: White Flint Crossing, LLC (Steven A. Robins, Attorney)
Property: 5.4 acres west of Rockville Pike, south of Nicholson Lane, east of Woodglen Drive, and north of Security Lane
Action: Rezone from C-2 to TS-M zone
Recommendations: Planning Staff: Approve
Planning Board: Approve
Hearing Examiner: Approve
- (5) C. **Action** - Resolution to establish public hearing on October 25, 2005 at 1:30 pm for the amendment to the Master Plan for Historic Preservation: Moreland and Sycamore Store (Arthur)
- (6) D. **Action** - Olney Sectional Map Amendment (G-838) (Michaelson)
PHED Committee recommendation will be available 9/19/05.

11:00 **LEGISLATIVE SESSION Day #27**

- A. Approval of Legislative Journal: July 26 and September 6, 2005 (Lauer)
- B. Introduction of Bills
- (7) • **Expedited Bill 27-05**, Forest Conservation - Penalties, sponsored by Councilmembers Silverman, Denis, Floreen, Andrews, Praisner and Subin (Faden)
Public Hearing is scheduled for 10/11/05 at 1:30 pm.
- C. Call of Bills for Final Reading
- (8) • **Bill 18-05**, Offenses - Public Places (Boucher)
PS Committee recommends approval with amendments.
- (9) • **Bill 37-04**, Animal Control - Revisions (Healy)
PS Committee recommends approval with amendments.
- (10) 12:00 **ACTION** - Executive Regulation 20-C4AM, Microchipping of Animals (McMillan)
PS Committee recommends approval as amended.
- 12:15 **RECESS**
- (11) 1:30 **PUBLIC HEARING** - Spending Affordability Guidelines for FY07 Capital Budget and FY07-12 Capital Improvements Program (Orlin)
MFP Committee worksession tentatively scheduled for 9/26/05.
- (12) 1:30 **PUBLIC HEARING - Bill 25-05**, Consumer Protection - Office - Powers and Duties (Faden)
PHED Committee worksession tentatively scheduled for 9/29/05.
- (13) 1:30 **PUBLIC HEARING - Bill 23-05**, Domestic Violence Coordinating Council - Establishment (Boucher)
PS Committee worksession tentatively scheduled for 10/10/05.
- (14) 1:30 **PUBLIC HEARING - Expedited Bill 24-05**, Department of Economic Development - Non-merit position - Minority Business Affairs Manager (Boucher)
PHED Committee worksession tentatively scheduled for 9/29/05.
- (15) 1:30 **PUBLIC HEARING - Bill 20-05**, Transmission Facility Coordination - Amendments (Healy/Wilson)
MFP Committee worksession tentatively scheduled for 10/17/05.
- (16) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 05-10, Telecommunication Facility - Amendments (Healy/Wilson)
MFP Committee worksession tentatively scheduled for 10/17/05
- (17) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Police - \$1,381,300 for COPS Technology Grant Program (Source: Federal Grant) (McMillan)
PS/MFP Committee worksession tentatively scheduled for 9/22/05.
- (18) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the Montgomery County Public Schools' FY06 Operating Budget - \$291,500 for Ultra Low Sulfur Diesel Fuel (Source: State Aid) (Planell)
Action is tentatively scheduled for 9/27/05.

- (19) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery County Public Schools' FY06 Operating Budget - \$225,000 for Real Estate Management Fund (Source: Other-Rental Revenue) (Planell)
- 2:25 **ADJOURN**
- 2:30 **PROPOSED CLOSED SESSION** to consult with counsel to obtain legal advice, pursuant to Maryland Code, State Government Article, §10-508 (a)(7). Topic is the County's MFD program. (6th Floor Council Conference Room) (Faden)

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on September 27, 2005:

Advisory Board on Victims and their Families: Madeleine Tolmach, Richard Robinson
Board of Registration for Building Contractors: Leo Schwartz
Workforce Investment Board: Patrick Flanagan, Susan K. Heltemes, Edmund F. Hodge, Kathryn Jo Mannes, Andrew B. Larson, Edward W. Rose, Gerald Shapiro, Carrie Shelton, Dewey Thomas, Jr., Sharon Julius, Patrick Baker, Harriet Shapiro

FUTURE COUNCIL MEETINGS

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

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

Sep 27, 2005	9:15 am	Regular Session
Oct 11, 2005	9:15 am	State Legislative Program
Oct 11, 2005	10:30 am	Regular Session
Oct 18, 2005	9:15 am	Regular Session
Oct 19, 2005	7:30 pm	Town Hall Meeting-Friendship Heights Village Center
Oct 25, 2005	9:15 am	State Legislative Program
Oct 25, 2005	10:30 am	Regular Session
Oct 26, 2005	7:00 pm	Briefing for Elected Officials - State Transportation Program

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

September 27, 2005

1:30 pm Special appropriation to MCPS' FY06 Capital Budget and amendments to the FY05-10 CIP - \$23,790,000 for Broad Acres Elementary School, Current Replacements/Modernizations, Gaithersburg High School and Watkins Mill Elementary School

1:30 pm **Bill 26-05**, Stormwater - Drainage and Runoff

7:30 pm 2005-2007 Growth Policy

September 29, 2005

7:30 pm Amendments to the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes



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