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 CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 2/1/08 at 8 pm

Monday, January 28, 2008

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

Tuesday, January 29, 2008

9:30 **MOMENT OF SILENCE**

9:35 **PRESENTATION** - Joint Proclamation in recognition of Asian Lunar New Year Celebration by Council President Knapp and County Executive Leggett

9:45 **PRESENTATION** - Proclamation in recognition of Quince Orchard High School Football team for winning Maryland State championship, by Council President Knapp and Councilmember Andrews

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

A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
(2) C. **Action** - Approval of Minutes: January 11, 2008

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

A. **Introduction** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)
Public Hearing by T&E Committee is scheduled for 2/26/08 at 7:30 pm.

B. **Receipt and Release** - Office of Legislative Oversight Report 2008-6, Department of Health and Human Services: Review of FY07 Behavioral Health and Crisis Services Staffing (Rubin/Renkema)
HHS Committee worksession tentatively scheduled for 2/4/08.

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

C. **Action** - Resolution regarding use of the Housing Initiative Fund for Advanced Land Acquisitions (McMillan)

D. **Action** - Resolution to amend Resolution 16-164 for the FY08 Designation of Entities for Non-Competitive Award Status for the following: (McGuire)
- Community Ministry of Montgomery County
- Montgomery County coalition for the Homeless

10:00 **DISTRICT COUNCIL SESSION**

(4) A. **Action** - Development Plan Amendment **DPA 07-2** (Zyontz)

Applicant: Pettit Companies (C. Robert Dalyrmple and Debra S. Borden, Attorneys)
Property: 381,555 square feet located at the southwest corner of Woodfield Road (MD 124) and Muncaster Mill Road/Snouffer School Road (MD 115), Gaithersburg
Action: Amend the Development Plan approved in 1985 from Local Map Amendment G-420

Recommendations:		
	Planning Staff:	Approve
	Planning Board:	Approve
	Hearing Examiner:	Approve

10:10 **LEGISLATIVE SESSION Day #3**

A. Approval of Legislative Journal: December 4 and 11, 2007, January 15, 2008 (Lauer)
B. Introduction of Bills

(4.5) • **Bill 2-08**, Consumer Protection - Domestic Workers - Employment Contracts, sponsored by Councilmembers Elrich and Leventhal (Drummer)
Public Hearing is scheduled for 2/26/08 at 7:30 pm.

(5) 10:05 **BRIEFING** - Process used for decisions regarding LiveNation/J.C. Penney building in Silver Spring (Ferber)

(6) 10:45 **INTERVIEW** - County Executive's appointee: Director, Bethesda-Chevy Chase Regional Services Center: Kenneth B. J. Hartman *(6th floor Council Conference Room)* (Ferber)

11:15 **ADJOURN** *11:30 - Lunch Meeting with Montgomery County Planning Board (3CCR)*

POSTPONED:

7:30 **PUBLIC HEARINGS on the following:**

NOTE: These two hearings have been postponed to Tuesday, February 5, 2008 at 1:30 pm

- **Bill 38-07**, Moderately Priced Dwelling Units (MPDU) - Amendments (Faden)
PHED Committee worksession tentatively scheduled for 3/13/08.

- Zoning Text Amendment 07-17, Growth Policy - Special Exceptions and Local Zoning Map Amendments (Zyontz)

Thursday, January 31, 2008

7:30 **PUBLIC HEARINGS on the following** ***(continued)*:**
Note: This hearing was originally scheduled for January 17, 2008 but was postponed because of weather conditions.

- **Bill 29-07**, Environmental Sustainability - Climate Protection - Motor Vehicles (Mihill)
  T&E Committee worksession tentatively scheduled for 2/21/08.

- **Bill 30-07**, Buildings - Energy Efficiency (Mihill)
  MFP Committee worksession tentatively scheduled for 2/19/08.

- **Bill 31-07**, Real Property - Energy Performance Audits (Mihill)
  MFP Committee worksession tentatively scheduled for 2/19/08.

- **Bill 32-07**, Environmental Sustainability - Climate Protection Plan (Mihill)
  T&E Committee worksession tentatively scheduled for 2/21/08.

- **Bill 33-07**, Renewable Energy (Mihill)
  MFP Committee worksession tentatively scheduled for 2/19/08.

- **Bill 34-07**, Planning Procedures - Greenhouse Gas Emissions (Mihill)
  T&E Committee worksession tentatively scheduled for 2/21/08.

- **Bill 35-07**, Consumer Protection - Energy and Environmental Advocacy (Mihill)
  MFP Committee worksession tentatively scheduled for 2/19/08.

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 5, 2008:

Agricultural Advisory Committee: James R. Clifford, George Lechlider, Randy Stabler, Robert Beall, Gregory P. Stone, Lois O. Stoner, Lee M. Langstaff
Board of Social Services: William J. Goodwin, Nathan A. Brown
Board of Electrical Examiners: N.B. (Tommy) Le, Yen-Ming Chen
Commission on Aging: Judith Wells, Danielle F. Benjamin, Marvin Freedenberg, Frances M. Goldstein, John G. Honig, Diane Vy Nguyen-Vu, Alan Kreger, Paula Post, Zoe P. Lefkowitz, Jordan S. Harburger, Elaine Kotell Binder, Harriette E. Rindner, Blanche H. Keller
Commission on Children and Youth: Diane H. Laviolette, Tammie Archie, Jane de Winter,
Committee for Ethnic Affairs: Jennifer B. Freedman, Josefina Beck, Lobna Ismail, Walton E. Dawson, Chau (Christy) B. Hoang, Jayasree (Jai) Kundu, Mark Puryear, Irma Hafeez, Alexander Taku
Commission on Health: Duane J. Taylor
Criminal Justice Coordinating Commission: Vernon H. Scott, Wendy Povitsky Stickle, Robert Ulino
Forest Conservation Advisory Committee: Joshua O. Maisel, Andrew T. Der, Jeffrey H. Schwartz, Norman E. Mease, Ginny Barnes, Victor J. Bonilla, Linda G. Silversmith, Pamela Browning, James B. Hubbard, Kevin F. Mack, John G. Jessen, Daniel E. Lyons, Clark M. Wagner, Daniel P. Landry, Caren W. Madsen, David C. Plummer, Laura Miller, Brett Linkletter, Mark Pfefferle, Edward G. Dress, Jr.
Historic Preservation Commission: Timothy J. Duffy, Warren Fleming, Thomas C. Jester
Human Rights Commission: Daniel A. Joya, Tina Patterson, Russell C. Campbell, Sr., Andrea Diane Graham, Candace J. Groudine, Dina Shafey, Hermann Wendorff, Tracey D. Williams
Silver Spring Transportation Management District Advisory Committee: G. Michael Price
Solid Waste Advisory Committee: Leslie Alexander, Mark Glazer, Jessica Abralind, Edward Lee, Sean D. McCarty, Paula R. Jenson, Steven E. Sprague

FUTURE COUNCIL MEETINGS

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

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

Feb 4, 2008	12:30 pm	State Legislative Program
Feb 5, 2008	11:00 am	Regular Session
Feb 11, 2008	12:30 pm	State Legislative Program
Feb 12, 2008	9:30 am	Regular Session
Feb 18, 2008		HOLIDAY
Feb 25, 2008	12:30 pm	State Legislative Program
Feb 26, 2008	9:30 am	Regular Session
Mar 4, 2008	8:30 am	Breakfast with County Executive
Mar 4, 2008	9:30 am	Regular Session
Mar 10, 2008	12:30 pm	State Legislative Program
Mar 11, 2008	9:30 am	Regular Session
Mar 17, 2008	12:30 pm	State Legislative Program
Mar 18, 2008	9:30 am	Regular Session
Mar 24 - 28, 2008		RECESS
Mar 31, 2008	12:30 pm	State Legislative Program

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

Jan 31, 2008 ***(rescheduled from January 17, 2008)***

7:30 pm **Bill 29-07**, Environmental Sustainability - Climate Protection - Motor Vehicles
7:30 pm **Bill 30-07**, Buildings - Energy Efficiency
7:30 pm **Bill 31-07**, Real Property - Energy Performance Audits
7:30 pm **Bill 32-07**, Environmental Sustainability - Climate Protection Plan
7:30 pm **Bill 33-07**, Renewable Energy
7:30 pm **Bill 34-07**, Planning Procedures - Greenhouse Gas Emissions
7:30 pm **Bill 35-07**, Consumer Protection - Energy and Environmental Advocacy

Feb 5, 2008

1:30 pm Resolution to approve a Franchise Agreement for Cable Television Service: Cavalier IPTV, LLC
1:30 pm **Expedited Bill 1-08**, Personnel - Disability Retirement - Group F and G
1:30 pm **Bill 38-07,** Moderately Priced Dwelling Units (MPDU) - Amendments ***(rescheduled from 1/29/08)***
1:30 pm ZTA 07-17, Growth Policy - Special Exceptions and Local Zoning Map Amendments ***(rescheduled from 1/29/08)***
7:00 pm FY09 Capital Budget and FY09-14 CIP

Feb 6, 2008

7:00 pm FY09 Capital Budget and FY09-14 CIP - MCPS

Feb 7, 2008

7:00 pm FY09 Capital Budget and FY09-14 CIP

FUTURE PUBLIC HEARINGS *(continued)*
To testify call 240-777-7931

Feb 12, 2008

1:30 pm Resolutions to amend the MCPS FY07-12 CIP and transfer $9,300,000 unexpended project balance within the FY08 Capital Budget to Unliquidated Surplus:
- Fallsmead ES Addition - $1,800,000
- Luxmanor ES Addition - $2,700,000
- Pyle MS Addition - $700,000
- Stedwick ES Addition - $700,000
- Travilah ES Addition - $1,600,000
- Wayside ES Addition - $600,000
- Westland MS Addition - $1,200,000

1:30 pm Resolution to amend the MCPS FY07-12 Capital Improvements Program (CIP) and transfer $10,363,000 from Unliquidated Surplus to:
- Clarksburg ES #8 - $2,250,000
- Current Replacements/Modernizations - $8,113,000
- Bells Mill ES - $6,100,000
- Cashell ES - $950,000
- Walter Johnson HS - $588,000
- Richard Montgomery HS - $475,000

1:30 pm Special appropriation to the MCPS' FY08 Capital Budget and amendment to the FY07-12 CIP, Current Replacements/Modernizations - $300,000 for Richard Montgomery High School artificial turf pilot project

1:30 pm Resolution to amend FY08 Transportation Fees, Charges, and Fares

Feb 26, 2008

1:30 pm ZTA 08-01, Green Area - Definition

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

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

Montgomery County Council
Legislative Information Services

Packet Index

Tuesday, January 29, 2008

Item Number	Note	Staff
Agenda Item # 4	This item will be available Monday, January 28.	Zyontz