



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 2/13/09 at 7 pm

Monday, February 9, 2009

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

Tuesday, February 10, 2009

9:00 **PROPOSED CLOSED SESSION** to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is to discuss a specific company's potential move to the County. (*6th Floor Council Conference Room*) (Faden/Ferber)

9:30 **TRIBUTE** to Councilmember Don Praisner

10:30 **INVOCATION** - Imam Daud Hanif, Ahmadiyya Movement in Islam, Silver Spring

10:35 **PRESENTATION** - Proclamation in recognition of Rabbi Gerry Serotta, recipient of the Raphael Lemkin Human Rights Award by Councilmember Leventhal

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

- (2) A. **Announcement** - Agenda and Calendar Changes
B. **Acknowledgement** - Receipt of Petitions
C. **Action** - Approval of Minutes and Legislative Journal: January 12, 22, 26, and 27, 2009

(3) 10:45 **CONSENT CALENDAR**

A. **Introduction** - Resolution to schedule Special Election to fill Council vacancy (Faden)
Action is scheduled for February 24, 2009.

B. **Introduction** - Resolution to amend the FY09 Office of Legislative Oversight Work Program: Addition of FY10 budget-related projects (Orlansky)
Action is scheduled for February 24, 2009.

(3) 10:45 **CONSENT CALENDAR** *(continued)*

- C. **Introduction** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)
Public Hearing is scheduled for 3/10/09 at 1:30 pm.
- D. **Introduction** - Supplemental appropriation to MNCPPC's FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program - Woodstock Equestrian Center Phase II (Source: Contributions, State Bonds and State Aid) (Michaelson)
Public Hearing is scheduled for 3/3/09 at 1:30 pm.
- E. **Action** - Resolution to authorize Advance Taking - Woodfield Road Extended (Orlin)
T&E Committee recommends approval.
- F. **Action** - Supplemental appropriation to the County Government's FY09 Operating Budget, Montgomery County Fire and Rescue Service - \$930,000 for Urban Area Security Initiative (UASI) Metropolitan Medical Response System (MMRS) Grant Award (Source: Federal Grant) (Davidson)
PS Committee recommends approval.
- G. **Action** - Executive Regulation 30-08, Taxicab Rates (Orlin)
T&E Committee recommends approval.

10:50 **LEGISLATIVE SESSION Day # 6**

- A. Introduction of Bills
- (3.1) • **Expedited Bill 3-09**, Local Small Business Reserve Program - Revisions, sponsored by the Council President at the request of the County Executive (Drummer)
Public Hearing is scheduled for 3/3/09 at 1:30 pm.
- (3.2) • **Expedited Bill 4-09**, Development Impact Tax - Deferral, sponsored by the Council President at the request of the County Executive (Faden/Orlin)
Public Hearing is scheduled for 3/3/09 at 1:30 pm.
- (3.3) • **Expedited Bill 5-09**, Permit Fees - New Construction - Deferral, sponsored by the Council President at the request of the County Executive (Faden)
Public Hearing is scheduled for 3/3/09 at 1:30 pm.
- B. Call of Bills for Final Reading
- C. Miscellaneous Business:
- (4) • **Action** - Resolution to extend expiration date until August 31, 2009 of **Bill 19-07**, Eating and Drinking Establishments - Nutrition Labeling (Lauer)

10:55 **DISTRICT COUNCIL SESSION**

- (5) A. **Introduction** - Subdivision Regulation Amendment 09-01, Adequate Public Facilities - Validity Period, sponsored by the Council President at the request of the County Executive (Faden/Zyontz)
Action - Resolution to establish public hearing for 3/17/09 at 1:30 pm.
- (6) B. **Action** - Zoning Text Amendment 08-17, Wheaton Central Business Districts - Boundaries (Zyontz)
PHED Committee recommends approval.
- (7) 11:00 **ACTION** - Spending Affordability Guidelines for FY10 Operating Budget (Sherer)
MFP Committee recommendations will be available 2/9/09.
- (8) 11:30 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice regarding pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is bankruptcy litigation. (6th floor Conference Room) (Faden)
- 12:30 **RECESS** - *Brown-Bag Lunch for Councilmembers - Briefing on Neighborhood Safety Net Initiative (6CCR)*
- (9) 1:30 **PUBLIC HEARING - Expedited Bill 2-09**, Property Tax Credit - Renewable Energy - Amendments (Mihill)
MFP Committee worksession tentatively scheduled for 2/23/09.
- (10) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the MNCPPC's FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program - \$87,345,000 for SilverPlace/MRO Headquarters Mixed-Use Project (Source: Certificates of Participation and Park and Planning Current Revenue) (Michaelson)
PHED Committee worksession tentatively scheduled for 3/2/09.
- (11) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$250,000 for Bus Stop Improvements (Source: State Aid) (Orlin)
T&E Committee recommendation will be available 2/9/09.
- (12) 2:00 **FOLLOW-UP DISCUSSION** with State, County and Planning Board officials to review the State's plan to mitigate environmental impacts of the Intercounty Connector (ICC) (Orlin)
- 4:00 **ADJOURN**
- (13) 7:30 **PUBLIC HEARING** - FY10 Capital Budget and amendments to FY09-14 Capital Improvements Program (CIP), and the WSSC's FY10-15 CIP (Orlin)

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 24, 2009:

- Adult Public Guardianship Review Board: Joyce S. Glenner
Animal Matters Hearing Board: Arnold L. Tunis, Robert D. Henne
Commission on Health: Richard Takamoto
Commission on Juvenile Justice: Wendy Pulliam, Robert J. Goldman, Elijah L. Wheeler Jr., Gladstone M. Marcus
Human Rights Commission: Melissa A. Jamison, Betsy Jett, Tina E. Patterson, Suresh K. Gupta, Hermann Wendorff
Library Board: Pamela C. Byrd
Solid Waste Advisory Committee: Odell Hall, Steven E. Sprague, Sara B. Ducey, Susan Filocco, Edward L. Violette, Kurt S. Osuch
Victim Services Advisory Board: W. Brad Nes, Naureen R. Weissman, Tazeen A. Ahmad, Debbie Kempl, Judith H. Whiton, Norman F. Workman, Kareem A. Davis, Samantha Y. Davis, Parker O'Shea
Wheaton Urban District Advisory Committee: Eric A. Aldrette

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 16, 2009		HOLIDAY
Feb 23, 2009	12:30 pm	State Legislation
Feb 24, 2009	9:30 am	Regular Session
Mar 2, 2009	12:30 pm	State Legislation
Mar 3, 2009	8:30 am	Coffee with the County Executive
Mar 3, 2009	9:30 am	Regular Session
Mar 3, 2009	11:30 am	Lunch Meeting with Board of Education
Mar 9, 2009	12:30 pm	State Legislation
Mar 10, 2009	9:30 am	Regular Session
Mar 16, 2009	8:30 am	Meeting with the County Executive - OB Transmittal
Mar 16, 2009	12:30 pm	State Legislation
Mar 17, 2009	9:30 am	Regular Session
Mar 18, 2009	7:30 pm	Town Hall Meeting
Mar 19, 2009	6:30 pm	Meeting with Maryland Municipal League
Mar 23, 2009	12:30 pm	State Legislation
Mar 24, 2009	9:30 am	Regular Session
Mar 24, 2009	12:30 pm	Council Brown-Bag Lunch
Mar 30, 2009	12:30 pm	State Legislation
Mar 31, 2009	8:30 am	Coffee with the County Executive
Mar 31, 2009	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

Feb 24, 2009

- 1:30 pm Resolution to amend the Ten-Year Comprehensive Solid Waste Management Plan
- 1:30 pm Supplemental appropriation to the Montgomery College's FY09 Capital Budget and amendment to the FY09-14 CIP - \$507,143 for the Goldenrod Building Renovation
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: XO Communications Services, Inc.
- 1:30 pm Budget amendment for the MNCPPC's FY09 Operating Budget - Planning Department and Commissioners' Office - Transfer of appropriation and increase in expenditure authority for reorganization

Mar 3, 2009

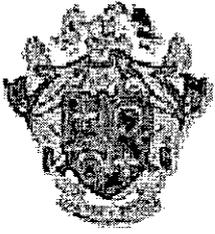
- 1:30 pm Supplemental appropriation to MNCPPC's FY09 Capital Budget and amendment to the FY09-14 CIP - Woodstock Equestrian Center Phase II

Mar 10, 2009

- 1:30 pm Corrective Map Amendments: G-871, Rosemont Section of the Gaithersburg Vicinity Master Plan; G-872, Sieling Property at 14668 Southlawn Lane in Rockville; G-869, Rural Village Center Overlay Zone at Darnestown Road and Seneca Road in Darnestown
- 1:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes
- 7:30 pm Amendment to the Master Plan for Historic Preservation: Falkland Apartments



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, February 10, 2009

Item Number	Note	Staff
Agenda Item #3.2	This item will be available on Monday, February 9.	Faden/Orlin
Agenda Item #3.3	This item will be available on Monday, February 9.	Faden
Agenda Item #8	There is no material for this item.	Faden



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ADDENDUM

Tuesday, February 10, 2009

(3) 10:45 **CONSENT CALENDAR**

Change: A. **Introduction/Suspension of Rules/Action** - Resolution to schedule Special Election to fill Council vacancy (Faden)
Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.

Change: D. **Introduction** - Special appropriation to MNCPPC's FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program - Woodstock Equestrian Center Phase II (Source: Contributions, State Bonds and State Aid) (Michaelson)
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Change: *PHED Committee worksession will be scheduled at a later date.*