



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 12/11/09 at 9 pm*

**Tuesday, December 8, 2009**

9:00 **COFFEE** with the County Executive (*6th floor Council Conference Room*)

10:00 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice, and to consult about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is ADA compliance. (*6<sup>th</sup> floor Council Conference Room*) (Faden)

10:45 **INVOCATION** - Reverend Roger Fritts, Cedar Lane Unitarian Universalist Church, Bethesda

10:50 **GENERAL BUSINESS** (Lauer)

A. **Announcement** - Agenda and Calendar Changes

- The public hearing on the **Kensington and Vicinity Sector Plan** will be held on February 2, 2010 at 7:30 pm.

(1) B. **Acknowledgement** - Receipt of Petitions

C. **Action** - Approval of Minutes: November 24, 2009

(2) 10:55 **CONSENT CALENDAR**

A. **Introduction** - Resolution regarding equity in County employee group insurance plans (Farber)

*MFP Committee recommends approval.*

B. **Action** - End-of-Year Transfer for FY09 County Government Operating Budget (Sherer)

C. **Action** - Resolution to extend time until June 30, 2010 for Council action on Executive Regulation 03-09, Agricultural Land Preservation Easement Purchases (Michaelson)

D. **Action** - Resolution to extend time until June 30, 2010 for Council action on Executive Regulation 13-06, Taxicab Customer Service Plans and Service Requirements (Mihill)



(2) 10:55 **CONSENT CALENDAR** *(continued)*

- E. **Action** - Amendment to the Maryland-National Capital Park and Planning Commission's FY09-14 Capital Improvements Program - South Germantown Recreational Park: SoccerPlex Facilities (Foster)  
*PHED Committee recommends approval.*
- F. **Action** - Amendment to the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category change for Eglise De Dieu De Silver Spring (Levchenko)  
*T&E Committee recommends deferral.*
- G. **Action** - Resolution to approve the abandonment of a portion of an Evans Parkway in the Northbrook Estates Subdivision, Silver Spring (Kinikin)  
*T&E Committee recommends approval.*
- H. **Action** - Appointment of Grants Advisory Group (Ferber)
- I. **Action** - Reappointment to Merit System Protection Board: Bruce E. Wood (Ferber)
- J. **Receipt and Release** - Office of Legislative Oversight Report 2010-4, An Evaluation of the Local Small Business Reserve Program (Renkema/Rubin)  
*T&E Committee worksession tentatively scheduled for 1/14/10.*
- K. **Action** - Confirmation of County Executive appointments to the Advisory Committee on Consumer Protection: Walter Woods, Jeffrey Bloch, Meena Gowda, Yosefi Seltzer (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Cable and Communications Advisory Committee: Kelly Cameron, Suzanne Weiss, Alex Cohen, Benjamin Wu (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the County-wide Recreation Advisory Board: Arquilla Ridgell, Peter Freeman, Ronald MacNab (Ferber)
- N. **Action** - Confirmation of County Executive appointments to the Criminal Justice Coordinating Commission: Chiquita Arrington, Steven Berry, Vanessa Hall (Ferber)
- O. **Action** - Confirmation of County Executive appointments to the Department of Permitting Services Advisory Committee: David Kochanski, Andrew Einsmann (Ferber)
- P. **Action** - Confirmation of County Executive appointments to the Friendship Heights Transportation Management District Advisory Committee: Marc Esposito, David Torchinsky (Ferber)
- Q. **Action** - Confirmation of County Executive appointments to the Forest Conservation Advisory Committee: Jeffrey Schwartz, David Plummer, Linda Silversmith, Mark Buscaino, Kenneth Ferebee, W. Don Galloway, Kevin Smith (Ferber)

(2) 10:55 **CONSENT CALENDAR** *(continued)*

- R. **Action** - Confirmation of County Executive appointments to the Noise Control Advisory Board: Rose Anuri, Wendy Davis, L. Shea De Lutis-Smith, Jared Hosid, Patrick Kapust, Dave Samuelson (Ferber)
- S. **Action** - Confirmation of County Executive appointments to the Victim Services Advisory Board: H. David Rose, Rachel Goldfarb, Marille Herrman, Linda Anderson, Sandra Barnhard, Lisa Fadden, Virginia Lyons (Ferber)
- T. **Action** - Confirmation of County Executive appointment to the Upcounty Recreation Advisory Board: Soma Datta (Ferber)
- U. **Introduction/Suspension of Rules/Action** - Resolution to support state financing for renovation of National Park Seminary Apartments and allocation of Low Income Housing Tax Credits (McMillan)  
*Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.*

11:05 **DISTRICT COUNCIL SESSION**

- (3) A. **Introduction** - Zoning Text Amendment 09-14, Hearing Examiner - Report Dissemination, sponsored by Councilmember Knapp (Zyontz)  
*Action - Resolution to establish public hearing for 1/19/10 at 1:30 pm.*
- (4) 11:10 **ACTION** - Resolution to approve the abandonment of portions of public alleys within Parking Lot No. 3, Silver Spring (Kinikin)  
*T&E Committee recommends approval.*
- (4.1) 11:20 **ACTION** - Resolution to approve Dedicated but Unmaintained County Roads Policy (Orlin)  
*T&E Committee recommendation will be available 12/7/09.*
- (5) 11:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY10 Operating Budget, Department of Health and Human Services - \$450,000 for Positive Youth Development - Up County Youth Opportunity Center (Source: Federal Office of Justice Programs grant) (Yao)

11:45 **ADJOURN**

**The next regular Council Session is scheduled for January 12, 2010. The agenda schedule will be mailed and posted to the web site on January 7, 2010. Please see the listing below for future Council meetings and public hearings. Council Committees will meet on January 11, 2010; see the Committee agenda for a list of meetings.**

**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.**

<b>Dec 14, 2009 to Jan 8, 2010</b>		RECESS
<b>Dec 25, 2009 Jan 1, 2010</b>		HOLIDAY HOLIDAY
<b>Jan 12, 2010</b>	9:30 am	Regular Session
<b>Jan 15, 2010</b>	9:00 am	CIP Transmittal
<b>Jan 18, 2010 Jan 19, 2010</b>	9:30 am	HOLIDAY Regular Session
<b>Jan 25, 2010</b>	12:30 pm	State Legislative Program
<b>Jan 26, 2010</b>	9:30 am	Regular Session
<b>Jan 28, 2010</b>	2:00 pm	Interviews - Planning Board

**FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7803**

**Jan 12, 2010**

- 1:30 pm ZTA 09-11, Residential Zones - Agricultural vending
- 1:30 pm ZTA 09-12, Rural Service Zone - Development standards
- 1:30 pm **Expedited Bill 41-09**, Taxation - Property Tax Credit - Business Incubator
- 1:30 pm **Bill 42-09**, Common Ownership Communities - Dispute Resolution
- 1:30 pm **Bill 43-09**, Callithea Farm Stables - Lease Amendment and Extension
- 7:30 pm **Bill 46-09**, Personnel - Regulations - Persons with Disabilities - Hiring Preference

**Jan 19, 2010**

- 1:30 pm ZTA 09-13, Transit Mixed-Use (TMX) Zone - Prior Approvals
- 1:30 pm **Expedited Bill 45-09**, Contracts and Procurement - Amendments

**Feb 2, 2010**

- 7:30 pm Kensington and Vicinity Sector Plan



**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](mailto:County_Council@montgomerycountymd.gov). This document is available in alternative formats upon request.**