



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](http://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.*

## Tuesday, April 27, 2010

9:00 **INVOCATION** - Reverend Ron Foster, Bethesda United Methodist Church, Bethesda

9:05 **PRESENTATION** - Golden Shovel Awards by Council President Floreen

9:15 **PRESENTATION** - Proclamation in recognition of the winners of the Montgomery County History Day Competition by Councilmember Andrews

9:25 **PRESENTATION** - Proclamation in recognition of the Springbrook Boys Basketball team for winning the 4 Maryland State Championship by Councilmember Navarro

9:30 **GENERAL BUSINESS** (Lauer)

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

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

C. **Action** - Approval of Minutes: April 13, 2010

(2) 9:35 **CONSENT CALENDAR**

A. **Action** - Resolution to approve COG Region Forward Report (Michaelson)

B. **Action** - Resolution to support Low Income Housing Tax Credits for RST Development for the Galaxy Apartments in Silver Spring (McMillan)

C. **Action** - Resolution to extend time until May 15, 2010 to consider collective bargaining agreements (Drummer)  
*MFP Committee recommends approval.*

D. **Action** - Confirmation of County Executive appointment to the Agricultural Preservation Advisory Board: Robert Cissel (Ferber)

E. **Action** - Confirmation of County Executive appointments to the Committee on Hate/Violence: Melissa Jamison, Nicholas Crouch, Jo-Ann Harrison, Lorraine Lee, Rafael Medoff, Dawinder (Dave) Sidhu, Jheanelle Wilkins (Ferber)

(2) 9:35 **CONSENT CALENDAR** *(continued)*

- F. **Action** - Confirmation of County Executive appointment to the Historic Preservation Commission: Margaret Maher (Ferber)
- G. **Action** - Confirmation of County Executive appointments to the Commission on Juvenile Justice: Margaret Currie, Christopher Fogleman, Barbara Holtz, Dana Pisanelli (Ferber)
- H. **Action** - Confirmation of County Executive appointment to the Pedestrian and Traffic Safety Advisory Committee: David Sharp (Ferber)
- I. **Action** - Confirmation of County Executive appointments to the Silver Spring Citizens Advisory Board: Nestor Alvarenga, Rebecca Howland, Tina Johnson, Deborah Linn, Daniel Morales, Mary Murphy, Richard Ripley, Susan Zusy (Ferber)
- J. **Action** - Confirmation of County Executive appointments to the Strathmore Hall Foundation Board of Directors: Richard Carter, Solomon Graham (Ferber)
- K. **Action** - Confirmation of County Executive appointments to the Western Montgomery County Citizens Advisory Board: Michele Cornwell, Nancy Regelin, Sally Kaplan, Margaret Dennis, Jeffrey Hearle, Fritz Hirst, Ilaya Hopkins, Daniel Hoffman (Ferber)
- L. **Introduction** - Resolution to amend rates of Telephone Tax (Faden)  
*Public Hearing is scheduled for 5/18/10 at 1:30 pm.*

9:40 **LEGISLATIVE SESSION Day #11**

- A. Introduction of Bills:
  - (3) • **Bill 28-10**, Economic Development - Business Development Corporation - Establishment, sponsored by Council President Floreen and Councilmembers Trachtenberg, Ervin, Navarro, and Knapp (Faden)  
*Public Hearing is scheduled for 5/18/10 at 1:30 pm.*
  - (3.1) • **Bill 29-10**, Taxes - Excise Tax - Carbon Dioxide Emissions, sponsored by Councilmember Berliner (Faden)  
*Public Hearing is scheduled for 5/18/10 at 1:30 pm.*
- B. Call of Bills for Final Reading:
  - (4) • **Expedited Bill 9-10**, Personnel - Retirement Incentive Program (Drummer)  
*MFP Committee recommends approval with amendments.*

10:00 **DISTRICT COUNCIL SESSION**

- (5) A. **Action** - Zoning Text Amendment 09-07, Life Sciences Center (LSC) Zone - Revisions (Zyontz)  
*PHED Committee recommends approval with amendments.*

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- (6) 10:45 **ACTION** - Resolution to amend Growth Policy: White Flint Metro Station Policy Area (Orlin)
- (7) 11:15 **BRIEFING** - Study of MNCPPC Central Administrative Services (Michaelson/Toregas)
- 12:00 **RECESS**
- (8) 1:30 **PUBLIC HEARING** - Intent to consider increasing FY11 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sherer)
- (9) 1:30 **PUBLIC HEARING** - Resolution to set amount of Property Tax Credit for Income Tax Offset (Faden)  
*MFP Committee worksession tentatively scheduled for 5/6/10.*
- (10) 1:30 **PUBLIC HEARING - Expedited Bill 16-10**, Personnel - Retirement - Imputed Compensation Limit (Drummer)  
*MFP Committee worksession tentatively scheduled for 4/29/10.*
- (11) 1:30 **PUBLIC HEARING - Expedited Bill 18-10**, Personnel - Retirement - Furlough - Imputed Compensation (Drummer)  
*MFP Committee worksession tentatively scheduled for 4/29/10.*
- (12) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY10 Capital Budget and amendment to the FY09-14 Capital Improvements Program, Department of Transportation - \$3,500,000 for Resurfacing: Residential/Rural Roads (Source: G.O. Bonds) (Orlin)  
*Action is tentatively scheduled for 5/27/10.*

2:30 **ADJOURN**

*This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30;  
repeated on 4/30/10 at 9 pm*

### 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.

May 4, 2010	9:30 am	Regular Session
May 10, 2010	9:30 am	Council Budget Worksession
May 11, 2010	9:30 am	Regular Session & Council Budget Worksession
May 12, 2010	9:30 am	Council Budget Worksession
May 12, 2010	1:30 pm	Interviews - MCPB Chair
May 13, 2010	9:30 am	Council Budget Worksession
May 13, 2010	3:00 pm	Meeting with Prince George's County Council
May 14, 2010	9:30 am	Council Budget Worksession
May 17, 2010	9:30 am	Council Budget Worksession
May 18, 2010	9:30 am	Regular Session & Council Budget Worksession
May 19, 2010	9:30 am	Council Budget Worksession
May 20, 2010	9:30 am	Council Budget Worksession
May 21, 2010	9:30 am	Council Budget Worksession
May 27, 2010	9:30 am	Final Budget Action
May 31, 2010		HOLIDAY
June 1 to June 11, 2010		RECESS

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7803

#### May 4, 2010

1:30 pm Expedited Bill 14-10, Recordation Tax - Allocation of Revenue

#### May 11, 2010

1:30 pm ZTA 10-05, Special Exception Procedures - Telecommunication Facilities

1:30 pm Expedited Bill 19-10, Taxes - Transportation Impact Tax - Amendments

#### May 18, 2010

1:30 pm White Flint Sectional Map Amendment

#### May 20, 2010

7:30 pm ZTA 10-04, C-2 Zone - Automobile Filling Stations - Note: This hearing has been continued from April 20, 2010.

#### June 15, 2010

1:30 pm SRA 10-01, Public Utility Easements- Urban Roads

1:30 pm Bill 17-10, Public Utility Easement - Urban Roads

1:30 pm Bill 20-10, Special Capital Improvements Project - MCPS Food Distribution Facility Relocation

1:30 pm Bill 21-10, Special Capital Improvements Project - Glenmont Fire Station 18 Replacement

1:30 pm Bill 22-10, Special Capital Improvements Project - Travilah Fire Station

1:30 pm Bill 23-10, Special Capital Improvements Project - 3rd District Police Station

1:30 pm Bill 24-10 Special Capital Improvements Project - Equipment Maintenance and Operations Center (EMOC)

1:30 pm Bill 25-10, Special Capital Improvements Project - Olney Library Renovation and Addition

1:30 pm Bill 26-10, Special Capital Improvements Project - 6th District Police Station

1:30 pm Bill 27-10, Special Capital Improvements Project - North County Maintenance Depot



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.



**Montgomery County Council**  
Legislative Information Services

***Packet Index***

***Tuesday, April 27, 2010***

Item Number	Note	Staff
Agenda Item #2L	This item will be available Monday, April 26.	Faden

**The following items are anticipated to be added/changed/deleted on the agenda by addendum:**

**ADDENDUM**

**Tuesday, April 27, 2010**

(2) 9:35 **CONSENT CALENDAR** *(continued)*

M. **Introduction** - Amendments to the FY09-14 Capital Improvements Programs of Montgomery County Government and the Maryland-National Capital Park and Planning Commission, reflecting the County Executive's April 22 budget adjustments for FY10 (Orlin)  
*Public Hearing is scheduled for 5/18/10 at 1:30 pm.*

9:40 **LEGISLATIVE SESSION Day #11**

A. Introduction of Bills:

**Change:(3.1)**

• **Expedited Bill 29-10**, Taxes - Excise Tax - Carbon Dioxide Emissions, sponsored by Councilmember Berliner (Faden)

## ADDENDUM

Tuesday, April 27, 2010

(2) 9:35 **CONSENT CALENDAR** *(continued)*

**Add:** M. **Introduction** - Amendments to the FY09-14 Capital Improvements Programs of Montgomery County Government and the Maryland-National Capital Park and Planning Commission, reflecting the County Executive's April 22 budget adjustments for FY10 (Orlin)  
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**Add:** (3) A. Introduction of Bills:  
• **Bill 28-10**, Economic Development - Business Development Corporation - Establishment, sponsored by Council President Floreen and Councilmembers Trachtenberg, Ervin, Navarro, Knapp, Leventhal and Berliner (Faden)

**Change:**(3.1) • **Expedited Bill 29-10**, Taxes - Excise Tax - Carbon Dioxide Emissions, sponsored by Councilmember Berliner (Faden)