

COUNCIL and COMMITTEE SESSION SUMMARY

Wednesday, July 26, 2006 – Tuesday, August 1, 2006

*This summary is not intended to be the official record of the Council --
Official minutes are available for that purpose in the Office of Legislative Information Services*

PS/MFP	9:30 AM - 7CHR	
Jul 27	(1)•Special appropriation - Office of the State’s Attorney - \$22,050 for Health Benefits for State’s Attorney’s Scholars program (McMillan)	Recommended approval
	(2)•Public Safety Communications Equipment (McMillan/Davidson)	Held discussion
PS	10:30 AM - 7CHR	
Jul 27	(1)•Briefing - Police Department Crime Statistics (McMillan)	Received briefing
	(2)•Briefing - MCFRS non-emergency transport from new Germantown Emergency Center to Shady Grove Adventist Hospital (Davidson)	Received briefing
	(3)•Update - 6th District Police Station (McMillan)	Received update
	• PROPOSED CLOSED SESSION to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, pursuant to Maryland Code, State Government Article, §10-508 (a)(14). Topic is Police Headquarters (<i>6th floor Conference Room</i>) (McMillan/Faden)	Held closed session
PS	9:30 AM - 7CHR	
Jul 31	(1)•Update on Multi-Agency Driver Training Track and PSTA (Davidson/McMillan)	Received update
	(2)•Update on MCFRS CIP projects (Davidson)	Received update
	(3)•Overview - proposed Fire Safety Code fee regulations (Davidson)	Received overview
MFP	2:00 PM - 7CHR <i>To be televised live on County Cable Montgomery</i>	
Jul 31	(1)• Bill 32-05 , Contracts and Procurement - Service Contracts (Faden)	Recommended approval, as amended
	(2)•Quarterly Review - Comcast, Starpower, and Verizon Customer Service (Healy)	Received quarterly review
	(3)•Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiber Technologies Networks, L.L.C. (Healy)	Recommended approval
	(4)•Executive Regulation 16-06, Personnel Regulations - Amendment to extend the sunset date (Davidson)	Recommended approval

RES/ORD	SUBJECT	ACTION
	Tuesday, August 1, 2006	
	9:30 INVOCATION - Venkataramany Balakrishnan, Sri Siva Vishnu Temple	Gave invocation
	9:30 PRESENTATION - Proclamation in recognition of Derick Berlage's service to Montgomery County, by Council President Leventhal	Proclamation presented
	9:35 GENERAL BUSINESS	
	A. Announcement - Agenda and Calendar Changes	Noted addendum
	• The public hearing on the FY08 Annual Budget Priorities and Performance Measures will be held on September 19, 2006 at 7:30 pm.	
	(1) B. Acknowledgement - Receipt of Petitions	Acknowledged receipt of petition
	C. Action - Approval of Minutes: June 29 and July 18, 2006 (Lauer)	Approved (7y; TPta; MSa)*
	(2) 9:40 CONSENT CALENDAR	Approved (7y; TPta; MSa)*
	A. Introduction - Special appropriation to MNCPPC's FY07 Operating Budget - \$142,450 for soccer club game fee subsidies at Soccerplex, sponsored by Councilmember Silverman (Source: General Fund Reserves) (Michaelson)	Introduced
	<i>Public Hearing is scheduled for 9/19/06 at 1:30 pm.</i>	
	B. Introduction - Special appropriation to the County Government's FY07 Operating Budget, Arts and Humanities Council Non-Departmental Account - \$80,000 for National Philharmonic, sponsored by Council President Leventhal (Source: General Fund Reserves) (Davidson)	Introduced
	<i>Public Hearing/Action is scheduled for 9/19/06 at 1:30 p.m.</i>	
	C. Receipt and Release - Office of Legislative Oversight Report 2006-8, An Evaluation of the Police Department's Victim/Witness Assistance Unit (Howard)	Received and released
	<i>PS Committee worksession tentatively scheduled for 9/25/06.</i>	
	*y=yes; ta=temporarily absent; a=absent	

RES/ORD	SUBJECT	ACTION
	D. Receipt and Release - Office of Legislative Oversight Report 2006-10, Follow-Up Memorandum Report on OLO Report 2002-4: An Evaluation of the Montgomery County's Sign Approval and Enforcement Process (Latham)	Received and released
	<i>T&E Committee worksession tentatively scheduled for 9/21/06.</i>	
R-15-1562	E. Action - Resolution regarding Montgomery County Municipal Separate Storm Sewer System, National Pollutant Discharge Elimination System Permit (Parr)	Adopted
R-15-1563	F. Action - Resolution to approve categorical transfer of \$300,000 for MCPS FY06 Provision for Future Supported Projects (Planell)	Adopted
R-15-1564	G. Action - Extension of time for Council action on resolutions due to expire August 31, 2006 (Lauer)	Adopted
R-15-1565	H. Action - Resolution to approve County's Highway Noise Policy (Orlin)	Adopted
	<i>T&E Committee recommends approval with amendments.</i>	
R-15-1566	I. Action - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: AboveNet Communications, Inc. (Healy)	Adopted
	<i>MFP Committee recommends approval.</i>	
R-15-1567	J. Action - Resolution to approve License Agreement for Use of Public Right-of-Way: United RST LLC (Healy)	Adopted
	<i>MFP Committee recommends approval.</i>	
R-15-1568	K. Action - Resolution to amend Resolution 15-1471 for the FY07 Designation of Entities for Non-Competitive Award Status for the following: Caroline Center and Secure Care Services, Inc.; and St. Anne's Episcopal Church (McGuire)	Adopted
R-15-1569	L. Action - Confirmation of County Executive appointment to the Alcoholic Beverages Advisory Board: Theodore A. Seale (Ferber)	Adopted
R-15-1570	M. Action - Confirmation of County Executive appointments to the Alcohol and Other Drug Abuse Advisory Council: James Lethbridge, Steven T. Coulter, M.D., Paula McCrimmon (Ferber)	Adopted

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R-15-1571	N. Action - Confirmation of County Executive appointments to the Board of Social Services: Carolyn Branson, Nancy Kaplan, Carmen M. Knight, Marta S. Marks, G. Bruce Vanderver, M.D., Carolyn Williams (Ferber)	Adopted
R-15-1572	O. Action - Confirmation of County Executive appointments to the Commission on Children and Youth: Michelle Shay, Judith Laurenson, Mary H. Silva, Denyse Fredriksson (Ferber)	Adopted
R-15-1573	P. Action - Confirmation of County Executive appointment to the Commission on Juvenile Justice: Deborah Kears (Ferber)	Adopted
R-15-1574	Q. Action - Confirmation of County Executive appointments to the Commission on Landlord-Tenant Affairs: Andrea R. Mack, Denise F. Hawkins (Alternate Member), Tangela T. Bullock, Roger D. Luchs, Brijette C. Chenet (Ferber)	Adopted
R-15-1575	R. Action - Confirmation of County Executive appointment to the Committee on Hate/Violence: Kent Weaver (Ferber)	Adopted
R-15-1576	S. Action - Confirmation of County Executive appointments to the Committee for Ethnic Affairs: Ravi Bakhru, Amani Elkassabany, Harry Iceland, Ismail Kenessy, Jin Kim, Ghiyath Nakshbendi, Kimberly Powell (Ferber)	Adopted
R-15-1577	T. Action - Confirmation of County Executive appointments to the Dickerson Area Facilities Implementation Group: Walter Sonnevill, Heinz Bachmann, Eric Cronquist, Joseph LaDana (Ferber)	Adopted
R-15-1578	U. Action - Confirmation of County Executive appointments to the Energy and Air Quality Advisory Committee: Ann Elsen, David B. Faerberg, Jody Foster, Sandi Rudenstein, Gurpreet Singh, Grace D. Soderberg (Ferber)	Adopted
R-15-1579	V. Action - Confirmation of County Executive appointments to the Mid-County Citizens Advisory Board: Eileen Cahill, Jennifer Deng-Pickett, Andrew Fraser, Seth E. Jacobson, Mary F. Scholl, Gabriel Ruiz, Joy Turner (Ferber)	Adopted
R-15-1580	W. Action - Confirmation of County Executive appointments to the Silver Spring Urban District Advisory Committee: M. Genevieve Hardesty, Nancy Schwiesow, Barbara V. Henry, Peter B. Esker, Jon M. Lourie, Abrielle B. Anderson, Renee Okon (Ferber)	Adopted

RES/ORD	SUBJECT	ACTION
R-15-1581	X. Action - Confirmation of County Executive appointments to the Upcounty Citizens Advisory Board: Eric A. Cooper, Doug Noble (Ferber)	Adopted
R-15-1582	Y. Action - Confirmation of County Executive appointments to the Advisory Board for the Montgomery Cares Program: James T. Marrinan, Charles H. Short, Cesar Palacios, Safia Qadri, Pernell Crockett, Gary A. Colangelo, DDS, Brent Ewig, Hugh F. Hill, M.D., Peter W. Monge, Richard C. Bohrer, Okianer Christian Dark, Arthur F. Woodward, Jr., M.D., Ulder Tillman, M.D., Daryl Plevy (Ferber)	Adopted
R-15-1583	Z. Action - Resolution to approve the abandonment of a portion of Willowbrook Drive in Potomac (Orlin)	Adopted
	AA. Introduction - Resolution to Approve County Guaranteed Bond Financing Plan for Housing Opportunities Commission: Wheaton Metro Kiss and Ride Development (Healy) <i>Public Hearing/Action is scheduled for 9/19/06 at 1:30 pm.</i>	Introduced
	CC. Introduction - Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program, Department of Economic Development - \$2,800,000 for Germantown Business Incubator (Source: State Aid & Current Revenue) (Sherer) <i>Public Hearing is scheduled for 9/19/106 at 1:30 pm.</i>	Introduced
	DD. Introduction - Supplemental appropriation to the Montgomery College's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program - \$4,000,000 for Goldenrod Building Renovation (Source: Current Revenue) (Sherer) <i>Public Hearing is scheduled for 9/19/106 at 1:30 pm.</i>	Introduced
R-15-1584	BB. Action - Resolution to approve the abandonment of a portion of Woodmont Avenue in Bethesda (Orlin)	Adopted, with amendment (7y; TPta, MSa)*
	9:50 DISTRICT COUNCIL SESSION	
	(3) A. Introduction - Zoning Text Amendment 06-23, Signs - Place of Assembly, sponsored by Council President Leventhal, <u>Councilmembers Knapp and Silverman</u> (Zyontz)	Introduced
R-15-1585	<i>Action - Resolution to establish public hearing for 9/21/06 at 7:30 pm.</i>	
O-15-81	(4) B. Action - Zoning Text Amendment 06-19, Florist - Office-Moderate Density (O-M) Zone (Zyontz) <i>PHED Committee recommends approval.</i>	Enacted (7y; TPta; MSa)*
*y=yes; ta= temporarily absent; a=absent		

RES/ORD	SUBJECT	ACTION
R-15-1586	(5) C. Action - Consideration of Hearing Examiner's Report and Recommendation:(Zyontz)	Adopted, with amendment (7y; TPta; MSa)*
	Application No: G-840	
	Applicant: Magruder/Reed Communities, LLC (Anne C. Martin, Attorney)	
	Property: 3.28 acres located at 17720 Washington Grove Lane, Gaithersburg	
	Action: Rezone from R-90/TDR5 to RT-10	
	Recommendations: Planning Staff: Approve	
	Planning Board: Approve	
	Hearing Examiner: Approve	
	(6) D. Action - Requests for Oral Argument and/or Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)	Granted oral argument
	Application No: G-842/DPA 06-2	
	Applicant: Hampden Lane Associates, L.L.C. (Patricia A. Harris, Attorney)	
	Property: 22,611 square feet located at 4913, 4915, 4917, 4919 and 4921 Hampden Lane, Bethesda	
	Action: Rezone from R-60 to TS-R	
	Recommendations: Planning Staff: Approve	
	Planning Board: Approve	
	Hearing Examiner: Remand	
R-15-1587	(7) E. Action - Resolution to extend time for Council action on G-842/DPA 06-2 until October 31, 2006 (Zyontz)	Adopted (8y; MSa)*
	10:15 LEGISLATIVE SESSION Day # 28	
	A. Approval of Legislative Journal: July 18, 2006	Approved (8y; MSa)*
	B. Introduction of Bills	
	(8) • Bill 36-06 , Forest Preservation Advisory Committee - Establishment sponsored by Councilmembers Perez, Denis, Praisner and Leventhal (White/Faden)	Introduced
	<i>Public Hearing is scheduled for 9/19/06 at 1:30 pm.</i>	
	(8.1) • Bill 37-06 , Property Tax Credit - Green Buildings, sponsored by Councilmember Floreen, <u>Subin, Denis and Knapp</u> (Boucher)	Introduced
	<i>Public Hearing is scheduled for 9/19/06 at 1:30 pm.</i>	
*y=yes; ta= temporarily absent; a=absent		

RES/ORD	SUBJECT	ACTION
	C. Call of Bills for Final Reading	
	(9) • Bill 32-05 , Contracts and Procurement - Service Contracts (Faden)	Enacted (8y; MSa)*
	<i>MFP Committee recommendations will be available 7/31/06.</i>	
	(10) • Expedited Bill 20-06 , SoccerPlex - Lease Amendments (Faden)	Enacted (7y; TPta; MSa)*
	<i>PHED Committee recommends approval with amendments.</i>	
R-15-1588	(11) 11:00 WORKSESSION/ACTION - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)	Adopted (6y; TP, SSa; MSa)*
	<i>Action may be deferred to 9/19/06.</i>	
	(12) 12:00 STATUS REPORT - Recommendations of the C&O Task Force (Hartman)	Received report
	12:48 RECESS	
	(13) 1:30 PUBLIC HEARING - Zoning Text Amendment 06-21, Building Coverage - RE-1 Cluster (Zyontz)	Held ph; record open until cob 9/6/06
	<i>PHED Committee worksession tentatively scheduled for a later date.</i>	
R-15-1589	(14) 1:30 PUBLIC HEARING/ACTION - Special appropriation to the County Government's FY07 Operating Budget, Office of the State's Attorney -\$22,050 for Health Benefits for State's Attorney's Scholars program (Source: General Fund Reserves) (McMillan)	Held ph; Adopted (6y; TP, MKta; MSa)*
	<i>PS/MFP Committee recommendations will be available 7/27/06.</i>	
R-15-1590	(15) 1:30 PUBLIC HEARING/ACTION - Amendment to MNCPPC's FY07-12 Capital Improvements Program - Legacy Open Space (Michaelson)	Held ph; Adopted (6y; TP, MKta; MSa)*
R-15-1591	(16) 1:30 PUBLIC HEARING/ACTION - Special appropriation to the County Government's FY07 Capital Budget - \$1,800,000 for Legacy Open Space (Source: Program Open Space Acquisition Funds) (Michaelson)	Held ph; Adopted (6y; TP, MKta; MSa)*
	<i>*y=yes; ta= temporarily absent; a=absent</i>	

RES/ORD	SUBJECT	ACTION
	(17) 2:00 ACTION - Special appropriations to the MNCPPC's FY07 Capital Budget and amendments to the FY07-12 Capital Improvements Program (CIP): (Michaelson)	(6y; MK, TPta; MSa)*
R-15-1592	1) \$4,145,000 for Acquisition: Local Parks (Source: Program Open Space)	Adopted \$2,545,000
	2) \$640,000 for Greenbriar Local Park (Source: Program Open Space and Park and Planning Bonds)	Not adopted
R-15-1593	3) \$750,000 for Ballfield Initiatives (Source: Program Open Space and G.O. Bonds)	Adopted with no additional funding
R-15-1594	4) \$1,000,000 for PLAR: Non-Local Parks (Source: Program Open Space and G.O. Bonds)	Adopted \$2,234,000
	5) \$2,398,000 for Black Hill Trail Renovation and Extension (Source: Program Open Space and G.O. Bonds)	Not adopted
	<i>PHED Committee recommends approval with amendments.</i>	
	(18) 2:10 ACTION on the following amendments to the MNCPPC's FY07-12 Capital Improvements Program: (Michaelson)	(6y; MK, TPta; MSa)*
R-15-1595	1) Elmhirst Parkway Neighborhood Park	Adopted
R-15-1596	2) Takoma-Piney Branch Local Park	Adopted
	<i>PHED Committee recommends approval with amendments.</i>	
	(19) 2:15 ACTION on the following resolutions: (Michaelson)	
	1) Special appropriation to the MNCPPC's FY07 Capital Budget -\$4,000,000 for Acquisition: Non-Local Parks (Source: Program Open Space)	Not adopted
R-15-1597	2) Amendment to the MNCPPC's FY07-12 Capital Improvements Program - Acquisition: Non-Local Parks	Adopted \$2,000,000 (6y; MK, TPta; MSa)*
	<i>PHED Committee recommends approval with amendments.</i>	
	2:20 ADJOURN	
*y=yes; ta= temporarily absent; a=absent		