

<b>Monday, April 12, 2004</b>		
	7:00 P.M. <b>PUBLIC HEARING</b> - FY05 Operating Budgets ( <i>3<sup>rd</sup> floor Council Hearing Room</i> )	PH; held
<b>Tuesday, April 13, 2004</b>		
	8:30 <b>INVOCATION</b> - Reverend Ben Shambaugh, St. John's Episcopal Church, Olney	Invocation
	8:35 <b>GENERAL BUSINESS</b>	
	A. <b>Announcement</b> - Agenda and Calendar Changes (Lauer)	Addenda: (1) Added introduction of Expedited Bill 9-04, Parking Districts – Montgomery Hills – Use of Funds and Deferred Bill 29-03, Forest Conservation – Equestrian Facilities; (2) Added a proposed closed session to obtain legal advice. The topic was Franchise Agreement for Clear Channel Outdoors, Inc. Noted T&E Comm. to begin at 2:15 p.m. on 4/15/04, & MFP Comm. on 4/21/04 is cancelled
	B. <b>Action</b> - Approval of Minutes: March 16 and 18, 2004 (Edgar)	Approved minutes of March 16, 2004, as amended & minutes of March 18, 2004, as submitted
	Approval of Closed Session Minutes: December 2, 2003, January 13, 22, February 3, 24, and March 9, 2004	Approved as submitted
	(1) <b>C. Acknowledgement</b> - Receipt of Petitions (Lacefield)	No petitions were received
	(2) 8:40 <b>CONSENT CALENDAR</b>	(8y; MS ta)*
	A. <b>Introduction</b> - Resolution to amend the Admissions and Amusement tax rate, sponsored by Councilmember Praisner (Healy)	Introduced
	<i>Public Hearing is scheduled for 5/11/04 at 7:30 pm.</i>	
	B. <b>Introduction</b> - Resolution calling upon the District of Columbia to recognize reciprocity by accepting out-of-state parking tags and placards designated for people with disabilities, sponsored by Councilmembers Denis and Leventhal (Hartman)	Introduced

<b>R-15-568</b>	<b>C. Action</b> - Resolution to establish the FY05 Work Program of the Interagency Public Information Working Group	Adopted
*y=yes; ta=temporarily absent		

RES/ORD	SUBJECT	ACTION
<b>R-15-569</b>	<b>D. Action</b> - Abandonment of a portion of Parklawn Drive (Orlin)	Adopted
<b>R-15-570</b>	<b>E. Action</b> - Extension until July 14, 2004 of Temporary Executive Regulation 5-04T, Electricity Procurement Regulations (Healy)	Adopted
<b>R-15-571</b>	<b>F. Action</b> - Resolution to establish the FY05 Work Program of the Interagency Training Team (Ferber)	Adopted
<b>R-15-572</b>	<b>G. Action</b> - Resolution to establish the FY05 Work Program of the Interagency Procurement Coordinating Committee (Healy)	Adopted
<b>R-15-573</b>	<b>H. Action</b> - Supplemental appropriation to the County Government's FY04 Operating Budget, Department of Housing and Community Affairs - \$223,537 for Long Branch Community Centers (Source: HUD Federal Grant (Trombka) <i>PHED Committee recommends approval.</i>	Adopted
<b>R-15-574</b>	<b>I. Action</b> - Confirmation of County Executive appointments to the Cable Compliance Commission: Diona Danielle Coe	Adopted
<b>R-15-575</b>	<b>J. Action</b> - Confirmation of County Executive appointments to the Solid Waste Advisory Committee: Sean M. Austin, Committee Vice Chair, V. Anthony Cammarota, Jr., David C. Frank, Thomas Jagodits, Maritza Figueroa-Mangene, Dennis F. Holt, Lee Levine, Benjamin Zindler, Denise Hawkins, Committee Chair (Ferber)	Adopted
	<b>K. Introduction</b> - Supplemental appropriation to the County Government's FY04 Operating Budget, Economic Development Fund - \$6,750,000 for Westfield Group and Bethesda Theatre Nederlander Project (Source: General Fund Undesignated Reserves and State Aid) <i>Public Hearing/Action is scheduled for 4/27/04 at 1:30 pm.</i>	Introduced

RES/ORD	SUBJECT	ACTION
<b>R-15-576</b>	(3) 8:50 <b>ACTION</b> - Resolution to approve franchise agreement for Clear Channel Outdoor, Inc.: Billboard Removal and Bus Shelters/Advertising (Orlin)	Adopted, as amended
	<i>T&amp;E Committee has no recommendation.</i>	
	<b>PROPOSED CLOSED SESSION</b> to consult with counsel to obtain legal advice, pursuant to Maryland Code, State Government Article, §10-508(a)(7). Topic is Franchise Agreement for Clear Channel Outdoor, Inc. (7 <sup>th</sup> Floor Conference room) (Orlin)	Held closed session
	(7) 10:30 <b>ANNUAL UPDATE</b> on Study of the Economy (Michaelson)	Received update
	(8) 11:00 <b>BIANNUAL REPORT</b> of the Montgomery County Planning Board (Michaelson)	Received report
	<b>RECESSED: 1:28 P.M.</b>	
	(9) 2:00 <b>PUBLIC HEARING</b> - Zoning Text Amendment 04-04, Combination Retail Stores - Zoning Regulations (Wilson)	PH; record open until close of business 4/27/04
	<i>PHED Committee worksession will be scheduled at a later date.</i>	
	3:00 <b>DISTRICT COUNCIL SESSION</b>	
<b>R-15-577</b>	(10) A. <b>Action</b> - Request for Oral Argument and/or Consideration of Hearing Examiner's Report and Recommendation: (Wilson)	Adopted, approving applications G-813 and G-814 (9y)*
	<b>Application No: G-813</b>	
	<b>Applicant:</b> Artery/Ryland Fairland LLC and M-NCPPC (Barbara A. Sears, Mark M. Viani and Michele Rosenfeld, Attorneys)	
	<b>Action:</b> R-200 & RE-2 to PD-2	
	<b>Property:</b> Fairland Regional Park and Parcels P303, P400, N700, N581, N300, P454, P202, P181, P258, P340, P125, P440, P75, P700, P517, located generally south of Maryland Route 198, Burtonsville	
	<b>Recommendations</b> :Planning Staff: Approve	
	Planning Board:Approve	
	Hearing Examiner: Approve	
	<i>*y=yes</i>	

RES/ORD	SUBJECT	ACTION
	(11) <b>B. Action</b> - Request for Oral Argument and/or Consideration of Hearing Examiner's Report and Recommendation: (Wilson)	See action above
	<b>Application No: G-814</b>	
	<b>Applicant:</b> Artery/Ryland Fairland LLC and M-NCPPC (Barbara A. Sears, Mark M. Viani, and Michele Rosenfeld, Attorneys)	
	<b>Action:</b> R-200 to PD-2	
	<b>Property:</b> Konterra Limited Partnership Property, Tract 9, Parcel A, located generally south of MD Route 198, Burtonsville	
	<b>Recommendations :</b> Planning Staff: Approve	
	Planning Board:Approve	
	Hearing Examiner: Approve	
<b>O-15-23</b>	(12) <b>C.Action</b> - Zoning Text Amendment 04-03, Special Exceptions - Hearing Provisions (Wilson)	Enacted (9y)*
	<i>PHED Committee recommends approval with amendments.</i>	
<b>O-15-24</b>	(13) <b>D.Action</b> - Zoning Text Amendment 04-01, Increased building height in the CBD-2 Zone under certain circumstances (Wilson)	Enacted (9y)*
	<i>PHED Committee recommends approval.</i>	
	<b>9:45 LEGISLATIVE SESSION Day # 9</b>	
	<b>A.</b> Approval of Legislative Journal – March 9 and 16, 2004 (Edgar)	Approved as submitted
	<b>B.</b> Introduction of Bills	
	(4) <b>Bill 8-04</b> , Admissions and Amusement Tax - Amendments, sponsored by Councilmember Praisner (Healy)	Introduced
	<i>Public Hearing is scheduled for 5/11/04 at 7:30 pm.</i>	
	(4.5) <b>Expedited Bill 9-04</b> , Parking Districts – Montgomery Hills – Use of Funds, sponsored by Councilmembers Perez and Praisner (Faden)	Introduced
	<i>Public Hearing is scheduled for 4/27/04 at 1:30 p.m.</i>	
	<b>C.</b> Call of Bills for Final Reading	
	(5) <b>Bill 29-03</b> , Forest Conservation - Equestrian facilities (Faden/Wilson)	Deferred
	<i>PHED Committee recommends approval as amended</i>	
*y=yes		

RES/ORD	SUBJECT	ACTION
	(6) <b>Bill 2-04</b> , Human Rights - Discrimination - Family Responsibilities (Faden)	Enacted (9y)*
	<i>HHS Committee recommends approval with amendments.</i>	
	<b>ADJOURNED: 3:30 P.M.</b>	
	(14) 7:00 <b>PUBLIC HEARING</b> - FY05 Operating Budgets ( <i>3<sup>rd</sup> floor Council Hearing Room</i> )	PH; held
*y=yes		

COMMITTEE	SUBJECT	ACTION
<b>PS Apr 1</b>	<b>9:30 AM – 7CHR To be televised live on County Cable Montgomery</b>	
	Bill 36-03, Fire and Rescue Services – Amendments (Faden/Davidson)	Worksession
<b>T&amp;E Apr 1</b>	<b>9:15 AM – 3CCR</b>	
	<b>PROPOSED CLOSED SESSION</b> to consult with staff, consultants, or other individuals about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508(a)(8). Topic is Clear Channel franchise agreement (3 <sup>rd</sup> floor Council Conference Room) (Faden)	Held closed session
	Resolution to approve franchise agreement for Clear Channel Outdoor, Inc.: Billboard Removal and Bus Shelters/Advertising (Orlin)	Worksession
<b>PHED Apr 1</b>	<b>10:30 AM – 3CCR</b>	
	(1) Supplemental Appropriation – DHCA - \$223,537 for Long Branch Community Centers	Recommended approval of the supplemental appropriation
	(2) ZTA 04-03, Special Exceptions – Hearing Provisions (Wilson)	Requested staff to consider for the operating budget whether Planning Board staff work on special exceptions should be quantified so that the fee covers a percentage of the staff cost. Recommended approval of ZTA 04-03.
	(3) ZTA 04-01, Increased building height in the CBD-2 Zone	Recommended approval of the ZTA with an 800-foot radius
<b>MFP APR 12</b>	<b>2:00 PM – 7CHR</b>	
	(1) FY03 Audit and Management Letters Review (Howard)	Reviewed audit and management letters
	(2) Franchise Agreement for Use of Public Right of Way: InSITE Solutions, LLC (Healy)	Worksession
	(3) Executive Regulation 27-03, Procurement (Healy)	Recommended approval
<b>T&amp;E Apr 13</b>	<b>1:00 PM – 6CCR</b>	
	Interview – County Executive’s Appointee to WSTC: Gordon J. Linton (Ferber)	Held interview