

	Tuesday, December 14, 2004	
	(1) 8:30-9:00 DISCUSSION - State Legislative Program (6th floor Council Conference Room) (Wenger)	Discussion
	9:15 INVOCATION - Reverend Peter Bath, Sligo Adventist Church, Takoma Park	Held moment of silence
	9:20 PRESENTATION - Proclamation in recognition of retirement of Mary Edgar, Clerk of the Council by Council President Perez	Proclamation
	9:25 PRESENTATION - Certificates in recognition of eight Montgomery County high school students selected to the 2004 All-State Soccer Teams by Council President Perez	Proclamation
	9:30 PRESENTATION - Proclamation in recognition of William H. Hudnut, III, Mayor of the Town of Chevy Chase, for his many years of community service by Councilmember Denis	Proclamation
	9:35 GENERAL BUSINESS	
	A. Announcement - Agenda and Calendar Changes	See deferrals, additions, & changes on addendum to agenda
	B. Action - Approval of Minutes: (Edgar)	Approved closed session minutes of July 20 and October 5, 2004
	C. Acknowledgement - Receipt of Petitions (Lacefield)	No petitions
	9:40 CONSENT CALENDAR	Adopted (8y; MK ta))*
	A. Introduction - Special appropriation to the M-NCPPC's FY05 Capital Budget and amendment to the FY05-10 Capital Improvement Program - \$600,000 for Small Grant/Donor-Assisted Capital Improvements (Source: General and Park and Planning Current Revenue and Contributions)(Michaelson)	Introduced
	<i>Public Hearing is scheduled for 1/18/05 at 1:30 pm.</i>	
R-15-838	B. Action – Appointment to the Merit System Protection Board (Ferber)	Adopted
*y=yes; ta=temporarily absent		

RES/ORD	SUBJECT	ACTION
R-15-839	C. Action - Extension of appointment as Acting Chief, Volunteer Fire and Rescue Services: Fred Welsh(Ferber)	Adopted
	D. Action - Executive Regulation 11-03AM, Amendments to Montgomery County Personnel Regulations on Grievance procedures and other amendments(Faden)	Deferred Action
R-15-840	E. Action - Franchise agreement for use of public right of way: Jewish Federation of Greater Washington, Inc. (Healy)	Adopted
	<i>MFP Committee recommends approval with amendments.</i>	
R-15-841	F. Action - Confirmation of County Executive appointments to the Commission on People with Disabilities: Kathy L. Kolan, Angela J. Washington-Bivans	Adopted
R-15-842	G. Action - Confirmation of County Executive appointments to the County-wide Recreation Advisory Board: Donna Bartko, Joe Felperin, Seth P. Gerson, Kenneth S. Kramer, George Tarrico, Solly J. Thomas, Jr., David Magill, Stephen D. Earll, Noah Grosfeld-Katz, Sean Thomas Smith	Adopted
R-15-843	H. Action - Confirmation of County Executive appointments to the Criminal Justice Coordinating Commission: Steven G. Berry (Ferber)	Adopted
R-15-844	I. Action - Confirmation of County Executive appointment of Marketing Manager, Department of Economic Development: Robert W. McGlotten, Jr. (Ferber)	Adopted
R-15-845	K. Introduction/Suspension of Rules/Action - Resolution to appoint Elda Dodson as the Acting Clerk of the Montgomery County Council (Farber)	Adopted
	<i>Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.</i>	
R-15-846	L. Action - Resolution to amend Resolution 15-748 regarding Temporary Regulation 17-40T, Emergency Taxicab Fuel Surcharge (Orlin)	Adopted
	M. Action - Supplemental appropriation to the County Government's FY05 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Department of Correction and Rehabilitation - \$4,993,000 for Montgomery County Detention Center (MCDC) Reuse (Source: G. O. Bonds and State aid) (McMillan)	Deferred action until January 2005
	<i>PS Committee recommends approval with amendments.</i>	

RES/ORD	SUBJECT	ACTION
	(4) 9:45 BRIEFING - Intercounty Connector Environmental Impact Statement (Orlin)	Received briefing; discussion
R-15-847	(5) 11:00 ACTION - Resolution regarding Spending Affordability Guidelines for FY06 Operating Budget (Sherer) <i>MFP Committee recommendation will be available 12/13/04.</i>	Adopted, as recommended by the Committee (5y; NF, MS, SS n; MKta)*
	(See reconsideration/readoption of resolution below)	
	11:30 DISTRICT COUNCIL SESSION	
R-15-848	(6) A. Introduction - Zoning Text Amendment 04-26, Mixed-Use Town Center Zone, sponsored by the Council President at the request of the Planning Board <i>Action - Resolution to establish public hearing for 1/18/05.</i>	Introduced; set ph for 1/18/05 at 1:30 p.m. (8y; MK ta)*
O-15-40	(7) B. Action - Zoning Text Amendment 04-23, Private Educational Institution - I-1 Zone (Wilson) <i>PHED Committee recommends disapproval.</i>	Adopted (6y; PA, MP, NF n)*
O-15-41	(8) C. Action - Zoning Text Amendment 04-22, South Silver Spring Overlay Zone - Building Height <i>PHED Committee recommends approval with amendments.</i>	Adopted (6y; NF, MP, PA n)*
O-15-42	(9) D. Action - Zoning Text Amendment 04-21, Country Inn Zone - Remedial map amendment process <i>PHED Committee recommends approval.</i>	Adopted (9y)*
O-15-43	(10) E. Action - Zoning Text Amendment 04-24, U.S.29/Cherry Hill Road Employment Overlay Zone - Revisions <i>PHED Committee recommends approval.</i>	Adopted (9y)*
O-15-44	(11) F. Action - Zoning Text Amendment 04-20, Building Height Standards - revisions under certain circumstances - C-2 Zone (Wilson) <i>PHED Committee recommends approval with amendments.</i>	Adopted (9y)*
*y=yes; n=no; ta=temporarily absent		

RES/ORD	SUBJECT	ACTION
R-15-849	(12) G. Action - Development Plan Amendment DPA 04-3 (Wilson)	Adopted, as amended to delete conditions a, b, & c (9y)*
	Applicant: Clarksburg Skylark, LLC (Roger Bain Attorney)	
	Property: Clarksburg: bounded by Newcut Road, Skylark Road, and Maryland Route 97	
	Action: Approval of DPA to add 2,000 sq. feet of indoor community space and certain conditions regarding use of that space	
	Recommendations: Planning Staff: Approve	
	Planning Board: Approve	
	Hearing Examiner: Not Required	
	(12.5) H. Introduction - Zoning Text Amendment 04- 27, Total Lot Coverage Requirements for the RE-2, RE-1, Rural, RC and RDT Zones (Wilson)	Introduced; deferred action on resolution to set public hearing
	<i>Action - Resolution to establish public hearing for 1/18/05 at 7:00 pm.</i>	
	12:15 LEGISLATIVE SESSION Day # 37	
	A. Approval of Legislative Journal - May 4, and November 16, 2004 (Edgar)	Approved the journal of 5/4 as submitted & the journal of 11/16 as amended
	B. Introduction of Bills	
	(13) • Bill 39-04 , Energy Policy – Clean Energy Rewards Program, sponsored by Councilmember Leventhal	Introduced
	<i>Public Hearing is scheduled for 2/1/05 at 1:30 pm.</i>	
	C. Call of Bills for Final Reading	
	(14) • Bill 26-04 , Vendors - Amendments	Enacted (9y)*
	<i>PS Committee recommends approval with amendments.</i>	
	(3) CONSENT CALENDAR (cont'd)	
R-15-850	N. Action - Supplemental appropriation to the County Government's FY05 Operating Budget, Montgomery County Fire and Rescue Service - \$4,270,560 for EMS Transport Fee & Apparatus Management Plan (Source: EMS Transport Fees) (Davidson)	Adopted as amended in the amount of \$928,240 (9y)*
	<i>PS Committee recommends approval with amendments to purpose, amount and funding source.</i>	
*y=yes		

RES/ORD	SUBJECT	ACTION
R-15-851	J. Action - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)	Adopted, as amended, approving amendments as shown on the attachment to the resolution (9y)*
	<i>T&E Committee recommends approval.</i>	
	ACTION – Resolution regarding Spending Affordability Guidelines for FY06 Operating Budget	Reconsidered and readopted R-15-847, as amended, to set the property tax rate at the charter limit.
	RECESSED: 1:45 P.M.	
	(15) 7:30 PUBLIC HEARING - Bill 36-04 , Commission on Human Rights - Discrimination in Housing - Amendments (7 th floor Council Hearing Room) (Healy)	PH; record open until close of business 1/10/05
	<i>HHS Committee worksession tentatively scheduled for 1/20/05.</i>	
	ADJOURNED: 10:40 P.M.	

COMMITTEE	SUBJECT	ACTION
T&E	9:30 AM – 7CHR	
Dec. 9	(1) Water and sewer category changes (Levchenko)	Recommended approval with changes
	(2) Ten-Year Comprehensive Solid Waste Management Plan (Trombka)	Worksession
PS/HHS	2:00 PM – 7CHR	
Dec. 9	(1) Update – Mental Health Services for Children Exposed to Domestic Violence (McMillan)	Received update
	(2) Briefing – Child Assessment Center (McMillan)	Received briefing
MFP	9:00 AM – 7CHR	
Dec 13	(1) Spending Affordability Guidelines (SAG) for FY06 Operating Budget (Sherer)	Agreed on recommendations to present to the Council on 12/14/04
	(2) Property Tax Issues (Sherer)	Discussion re issues raised at SAG public hearing on 12/7/04
	(3) Review – Interagency Telework Initiatives (Davidson)	Reviewed initiatives; discussion
	(4) Admissions and Amusement Tax – M-NCPPC and Revenue Authority (Healy/Michaelson)	Discussion
PHED	2:00 PM – 7CHR	
Dec 13	(3) Briefing – Department of Recreation Programming Vision (Sherer)	Received briefing
	(4) Briefing – Department of Recreation’s Rec Extra Program (Sherer)	Received briefing
	(1) Update – Action Plan for Affordable Housing (Trombka)	Received update
	(2) Update – Affordable and Special Needs Housing on Publicly-owned Land (Trombka)	Received update
PS	2:00 PM – 3CCR	
Dec 13	PROPOSED CLOSED SESSION 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 Montgomery County Correctional Facility.	Held closed session
	(1) Supplemental Appropriation – DOCR - \$4,993,000 for Montgomery County Detention Center Reuse (McMillan)	Recommended approval in the amount of \$4,097,000 (2y; MS n)*
<i>*y=yes; n=no</i>		

COMMITTEE	SUBJECT	ACTION
	(2) Discussion – Traffic Safety on Shady Grove Road (McMillan)	Discussion
	(3) Update – Apparatus Management Plan Implementation (Davidson)	Received update
PHED	8:00 AM – 7CHR	
Dec 16	Discussion with members of Business Advisory Council (Ferber)	Discussion