



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 Channel 6; repeated on 2/17/06 at 8 pm and 2/18/06 at 9 am

Monday, February 13, 2006

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room)(Wenger)

Tuesday, February 14, 2006

10:45 **INVOCATION** - Reverend Allison Smith, Bethesda United Church of Christ, Bethesda

10:50 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)
B. **Acknowledgement** - Receipt of Petitions (Lacefield)
C. **Action** - Approval of Minutes: January 31, 2006 (Lauer)

(3) 10:55 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to authorize Advance Taking - Brink Road Bridge over Goshen Branch Tributary (Orlin)
T&E Committee worksession tentatively scheduled for 3/2/06.
- B. **Action** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Looking Glass Networks, Inc. (Healy)
MFP Committee recommendation will be available 2/9/06.
- C. **Action** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: NextG Networks Atlantic, Inc. (Healy)
MFP Committee recommendation will be available 2/9/06.
- D. **Action** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiberlight, LLC. (Healy)
MFP Committee recommendation will be available 2/9/06.
- E. **Action** - Executive Regulation 19-05, Taxicab Rates (Orlin)
T&E Committee recommends approval.
- F. **Action** - Executive Regulation 21-04AMII, Amendments to Personnel Regulations - Performance-based pay for Unrepresented Employees (Davidson)
MFP Committee recommends approval as amended.



(3) 10:55 **CONSENT CALENDAR** *(continued)*

- G. **Action** - Executive Regulation 26-05AM, Schedule of Fees for Permits, Licenses and Certifications (Levchenko)
PHED Committee recommends approval as amended.
- I. **Action** - Approval of List of Supervisor of Assessments Candidates (Ferber)
- J. **Action** - Confirmation of County Executive appointments to the Animal Matters Hearing Board: Joyce Winston, Allan S. Cohen, Erin E. Chu, Eric Udler, Susan P. Cameron, Valerie A. Braden, Alfred J. Feruggiaro (Ferber)
- K. **Action** - Confirmation of County Executive appointment to the Fire and Rescue Commission: Man Cho (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Noise Control Advisory Board: Gregory Brown, Lonnie T. Cumberland (Ferber)
- M. **Introduction** - Special appropriations to the Housing Opportunities Commission's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Healy)
Public Hearing is scheduled for 3/7/06 at 1:30 pm.
- O. **Introduction** - Special appropriations to Montgomery College's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Sherer)
Public Hearing is scheduled for 3/7/06 at 1:30 pm.
- P. **Introduction** - Special appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Orlin)
Public Hearing is scheduled for 3/7/06 at 1:30 pm.
- Q. **Introduction** - Special appropriations to the County Government's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Orlin)
Public Hearing is scheduled for 3/7/06 at 1:30 pm.
- R. **Introduction** - Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Levchenko)
Public Hearing is scheduled for 3/7/06 at 1:30 pm.

(3) 10:55 **CONSENT CALENDAR** *(continued)*

S. **Introduction** - Special appropriations to the MCPS' FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Planell)
Public Hearing is scheduled for 3/7/06 at 1:30 pm.

T. **Introduction** - Special appropriations to the MNCPPC's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Michaelson)
Public Hearing is scheduled for 3/7/06 at 1:30 pm.

U. **Introduction** - Special appropriations to the MNCPPC's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Michaelson)
Public Hearing is scheduled for 3/7/06 at 1:30 pm.

11:00 **LEGISLATIVE SESSION Day #6**

A. Approval of Legislative Journal (Lauer)

B. Introduction of Bills

- (4) • **Bill 3-06**, Consumer Protection - Revisions, sponsored by the Council President at the request of the County Executive, and by Councilmember Perez (Faden)
Public Hearing is scheduled for 3/7/06 at 1:30 pm.

- (6) 11:05 **ACTION** - Resolution to amend the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: Multi-Use On Site Systems (Levchenko)
T&E Committee recommends approval with amendments.

12:00 **RECESS**

- (7) 1:30 **PUBLIC HEARING** - Special appropriation to the Montgomery County Public Schools' FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$3,300,000 for Seven Locks Elementary School Replacement (Source: G.O. Bonds)(Levchenko)
NOTICE: This public hearing will be continued to 3/7/06 at 7:30 pm. All speakers will be heard at that time.

- (8) 1:30 **PUBLIC HEARING** - Amendment to the County Government's FY05-10 CIP, DPWT, Division of Solid Waste Services - Gude Drive Processing Facility (Levchenko)
T&E Committee worksession tentatively scheduled for 2/27/06.

1:30 **PUBLIC HEARING** - Supplemental appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 CIP:

- (9) • Department of Environmental Protection - \$968,000 for Montclair Manor Flood Mitigation (Source: Federal and State Aid) (Levchenko)
T&E Committee worksession tentatively scheduled for 2/27/06.
- (10) • Department of Public Works and Transportation, Division of Solid Waste Services - \$7,211,000 for Transfer Station Improvements (Source: Solid Waste Disposal Fund) (Levchenko)
T&E Committee worksession tentatively scheduled for 2/27/06.
- (11) • Department of Public Works and Transportation - \$262,000 for Glen Echo Park (Source: Federal aid) (Sherer)
MFP Committee worksession tentatively scheduled for 2/27/06.
- (12) • Department of Police - \$1,190,000 for Vehicle Recovery Facility (Source: G.O. Bonds) (McMillan)
PS Committee worksession tentatively scheduled for 2/27/06.

2:00 **ADJOURN**

Thursday, February 16, 2006

- 7:30 **PUBLIC HEARING by MFP Committee - Bill 1-06, Personnel - Special Days of Commemoration** (Boucher)
MFP Committee worksession tentatively scheduled for 3/9/06.

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 28, 2006:

Silver Spring Citizens Advisory Board: John Evanoff, Korey Hartwich, Debbie Spielberg, Mary Pat Spon, Darian W. Unger, Victor Weissberg, Jerry Yokoyama

The next regular Council Session is scheduled for February 28, 2006. The agenda and committee schedule will be mailed and posted to the web site on February 23, 2006. Please see the listing below for future Council meetings and public hearings.

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.

Feb 20, 2006		HOLIDAY
Feb 21-24, 2006		RECESS
Feb 27, 2006	12:30 pm	State Legislation
Feb 28, 2006	9:30 am	Regular Session

FUTURE COUNCIL MEETINGS *(continued)*

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.

Mar 6, 2006	12:30 pm	State Legislation
Mar 7, 2006	9:30 am	Regular Session
Mar 13, 2006	12:30 pm	State Legislation
Mar 14, 2006	9:30 am	Regular Session
Mar 20, 2006	12:30 pm	State Legislation
Mar 21, 2006	9:30 am	Regular Session
Mar 27, 2006	12:30 pm	State Legislation
Mar 28, 2006	9:30 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

February 28, 2006

7:30 pm Damascus Master Plan *(Continuation)*

March 7, 2006

1:30 pm ZTA 06-01, Rural Village Center Overlay Zone - Revisions

1:30 pm ZTA 06-02, Mixed Used Town Center Zone - Revisions

1:30 pm ZTA 06-03, Rural Neighborhood Cluster Zone - TDR Option

1:30 pm ZTA 06-04, Rural Neighborhood Cluster Zone - Rural Open

1:30 pm ZTA 06-05, C-2 Zone - Site Plan Review

1:30 pm **Bill 2-06**, Collective Bargaining - County Employees - Fact Finding

1:30 pm Special appropriation to the HOC's FY06 Capital Budget and amendments to the FY05-10 CIP - Various projects relating to maintenance of Physical and Technology Infrastructure

1:30 pm Special appropriations to Montgomery College's FY06 Capital Budget and amendments to the FY05-10 CIP - Various projects relating to maintenance of Physical and Technology Infrastructure

1:30 pm Special appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 CIP - Various projects relating to maintenance of Physical and Technology Infrastructure

1:30 pm Special appropriations to the County Government's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure

1:30 pm Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 CIP - Various projects relating to maintenance of Physical and Technology Infrastructure

1:30 pm Special appropriations to the MCPS' FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure

1:30 pm Special appropriations to the MNCPPC's FY06 Capital Budget and amendments to the FY05-10 CIP - Various projects relating to maintenance of Physical and Technology Infrastructure

1:30 pm Special appropriations to the MNCPPC's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue)

7:30 pm Special appropriation to the MCPS' FY06 Capital Budget and amendment to the FY05-10 CIP - \$3,300,000 for Seven Locks Elementary School Replacement *(Continuation)*

March 14, 2006

1:30 pm ZTA 06-06, Off-Street Parking - RE-200 and RE 1 Zones

7:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes



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ADDENDUM

Tuesday, February 14, 2006

(3) 10:55 **CONSENT CALENDAR**

Add: V. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Homeland Security - \$417,300 for Department of Homeland Security Urban Areas Security Initiative (Source: Federal grant) (Davidson)

Public Hearing/Action is scheduled for 2/28/06 at 1:30 pm.

Add: (13) 1:45 **BRIEFING** - Cost calculations in the FY07-12 CIP (Sherer)

Add: 2:30 **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 American Financial Services Association, et al, vs Montgomery County. (6th Floor Council Conference Room) (Faden)

NOTICE: The evening public hearing planned for February 16 on **Bill 1-06**, Personnel - Special Days of Commemoration, has been continued to February 28, 2006 at 1:30 pm. All speakers will be heard at that time.

