

	Thursday, September 23, 2004	
	7:30 PUBLIC HEARING on the following proposals to amend the County's Moderately Priced Dwelling Unit (MPDU) Program (continued): –	PH; record open until close of business 10/1/04
	ZTA 04-14, MPDU – Dwelling unit types – one family residential zones	
	SRA 04-01, MPDU – Exceptions – Master Plan conformity requirements and Tertiary Road requirement	
	Bill 24-04, MPDU – Amendments	
	Bill 25-04, MPDU – Amendments	
	Bill 27-03, MPDU – Amendments	
	ZTA 03-09, MPDU – Large lot zones	
	Tuesday, September 28, 2004	
	(1) 9:00-10:00 MEETING - Board of Appeals (<i>6th floor Council Conference Room</i>) (Lauer)	Discussion
	10:15 INVOCATION - Reverend Connie Miller, Saint Luke Lutheran Church, Derwood	Invocation
	10:20 PRESENTATION - Proclamation in recognition of October 2004 as “Mentor Month” by Councilmember Andrews	Proclamation
	10:25 GENERAL BUSINESS	
	A. Announcement - Agenda and Calendar Changes (Lauer)	Addendum: deferred action on the confirmation of the CE appointments to the Mid-County Citizens Advisory Board; added a proposed closed session at 2:30 P.M. which was removed from the agenda (see below); T&E Committee to meet at 9:30 a.m., on 10/5/04 & and the Council will meet at 1:00 p.m. on 10/5/04
	B. Action - Approval of Minutes: September 14, 2004 (Edgar)	Approved as amended

RES/ORD	SUBJECT	ACTION
	(2) C. Acknowledgement - Receipt of Petitions (Lacefield)	No petitions were received
	(3) 10:30 CONSENT CALENDAR	(7y; MP a, MS ta)*
	A. Introduction - Supplemental appropriation to the County Government's FY05 Operating Budget, Department of Housing and Community Affairs - \$350,000 for Maryland Community Legacy Grant (Source: Maryland Department of Housing and Community Development)	Introduced
	<i>Public Hearing is scheduled for 10/12/04 at 1:30 pm.</i>	
	B. Introduction - Special appropriation to the County Government's FY05 Operating Budget, Montgomery County Fire and Rescue Service - \$760,000 for Apparatus Maintenance Improvements (Source: Fire Tax District Fund Balance) (Davidson)	Introduced
	<i>Public Hearing is scheduled for 10/5/04 at 1:30 pm.</i>	
R-15-748	C. Action - Resolution to approve Temporary Regulation 17-04T, Temporary Taxicab Emergency Fuel Surcharge (Orlin)	Adopted
R-15-749	D. Action - Resolution to support state financing for the rehabilitation of Barclay Apartments in Bethesda (Trombka)	Adopted
R-15-750	E. Action - Resolution for Categorical Transfers for Montgomery County Public Schools' FY04 Operating Budget (Planell)	Adopted
	<i>ED Committee recommendation will be available on 9/23/04.</i>	
R-15-751	F. Action - Confirmation of County Executive appointment to the Agricultural Advisory Committee: James R. Clifford, Sr. (Ferber)	Adopted
R-15-752	G. Action - Confirmation of County Executive appointment to the Commission on Aging: Nguyen Minh Chau (Ferber)	Adopted
R-15-753	H. Action - Confirmation of County Executive appointment to the Commission on Health: Dan Moskowitz (Ferber)	Adopted
*y=yes;a=absent; ta=temporarily absent		

RES/ORD	SUBJECT	ACTION
R-15-754	I. Action - Confirmation of County Executive appointments to the Commission on Juvenile Justice: Lola Demma, Mario A. Ellis, Leon T. Geter, Eric V. Kothari, Mary A. Harrell, Alicia Muhammad, Jeffrey M. Penn, Carrie Fried Mulford, Leonard Briskman, David Eddy, David Cook (Ferber)	Adopted
R-15-755	J. Action - Confirmation of County Executive appointment to the Commission for Women: Holly Fechner (Ferber)	Adopted
R-15-756	K. Action - Confirmation of County Executive appointments to the Criminal Justice Coordinating Commission: Mary Betters, Dolores A. Kozloski, Roger Fairfax, Roger Manno, Craig Uchida, Delegate Kathleen M. Dumais (Ferber)	Adopted
R-15-757	L. Action - Confirmation of County Executive appointment to the East County Citizens Advisory Board: Rochelle L. Rollins(Ferber)	Adopted
R-15-758	M. Action - Confirmation of County Executive appointment to the Mental Health Advisory Committee: Lauren Milner (Ferber)	Adopted
	N. Action - Confirmation of County Executive appointments to the Mid-County Citizens Advisory Board: Walter S. Booth, Alexandra Tsiros, L. Blaine Charak, James C. Wallace, Patricia Lee, Alec J. Stone, Tuva K. Welp (Ferber)	Deferred
R-15-759	O. Action - Confirmation of County Executive appointments to the Noise Control Advisory Board: Martin J. Beam, Stephen R. Herm, Timothy M. Reed, Janice Ruggles, Sgt. Michael J. Watts, Fonda E. Woodard (Ferber)	Adopted
R-15-760	P. Action - Confirmation of County Executive appointment to the Silver Spring Citizens Advisory Board: Alan S. Bowser(Ferber)	Adopted
R-15-761	Q. Action - Confirmation of County Executive appointment to the Silver Spring Transportation System Management Advisory Committee: Catherine S. Wilde (Ferber)	Adopted

RES/ORD	SUBJECT	ACTION
R-15-762	R. Action - Confirmation of County Executive appointment to the Wheaton Urban District Advisory Committee: Harold Weinberg (Ferber)	Adopted
R-15-763	S. Action - Confirmation of County Executive appointment to the Upcounty Citizens Advisory Board: Nicholas Alexander (Ferber)	Adopted
	(4) 10:35 ACTION - Executive Regulations 34-03AMII, Towing Rules and Regulations (McMillan)	Worksession
	<i>PS Committee recommends approval as amended.</i>	
	10:50 LEGISLATIVE SESSION Day # 28	
	A. Approval of Legislative Journal – July 27 and September 14, 2004 (Edgar)	Approved as amended
	B. Introduction of Bills	
	C. Call of Bills for Final Reading	
	(5) Bill 29-04 , Sewers, Sewage Disposal and Drainage - Water and Sewer Category Changes - Procedures and Fees (Healy)	Enacted (7y; MP a, MS ta)*
	<i>T&E Committee recommendation will be available 9/23/04.</i>	
	(6) Bill 28-04 , Weapons - Technical Amendments	Enacted (7y; MP a, MS ta)*
	<i>PS Committee recommends approval.</i>	
	11:00 DISTRICT COUNCIL SESSION	
R-15-764	(7) A. Introduction - Zoning Text Amendment 04-20, Building Height Standards - revisions under certain circumstances - C-2 Zone, sponsored by Councilmember Denis	Introduced; adopted resolution setting PH for 11/9/04 at 1:30 P.M.
	Action - Resolution to establish public hearing for 11/9/04 at 1:30 pm.	
R-15-765	(8) B. Action - Resolution to establish public hearing on the Shady Grove Sector Plan for November 4, 2004 at 6:30 pm(Michaelson)	Adopted
O-15-29	(9) C. Action - Zoning Text Amendment 04-15, Historic District Preservation - PD Zone waivers (Wilson)	Enacted (7y; MP a, MS ta)*
	<i>PHED Committee recommends approval with amendments.</i>	
*y=yes;a=absent ta=temporarily absent		

RES/ORD	SUBJECT	ACTION
R-15-766	(10) D. Action - Resolution to change Board of Appeals' Special Exception Filing Fees	Adopted (7y; MP a, MS ta)*
	(11) E. Action - Consideration of Hearing Examiner's Report and Recommendation: (Wilson)	Deferred until 10/5/04
	Application No: G-817	
	Applicant: Noyes Lane, LLC (C. Robert Dalrymple and Anne C. Martin, Attorneys)	
	Action: Rezone from R-60 to RT-12.5	
	Property: 2.7 acres west side of Georgia Ave, north and south of Noyes Drive, Silver Spring	
	Recommendations: Planning Staff: Approve	
	Planning Board: Approve	
	Hearing Examiner: Approve	
	(12) F. Action - Request for Oral Argument and/or Consideration of Hearing Examiner's Report and Recommendation: (Wilson)	Granted oral argument for 10/12/04 (6y; NF n; MP a, MS ta)*
	DPA 03-2	
	Applicant: Sandy Spring Builders, LLC (Martin J. Hutt, Attorney)	
	Action: Approval of six residential townhouses, instead of eight originally planned for Parcel A (one unit will also house a dental office)	
	Property: Property located on the northeast corner of Arlington Road and Edgemoor Lane, Bethesda, consisting of 12,832 sq ft	
	Recommendations: Planning Staff: Approve	
	Planning Board: Approve	
	Hearing Examiner: Approve	
	(13) 11:30 RECEIPT AND RELEASE - Office of Legislative Oversight Report 2004-8, An Interagency Study of Tree Management Practices (Richards)	Released report; received a briefing on the report
	<i>T&E Committee worksession tentatively scheduled for 10/7/04.</i>	
	RECESSED: 12:15 P.M.	
	(14) 1:30 PUBLIC HEARING - Supplemental appropriation to the County Government's FY05 Capital Budget, Department of Health and Human Services - \$408,000 for School Based Health Centers (Source: G.O. Bonds)(McGuire)	PH; record open until close of business today
	<i>HHS Committee worksession tentatively scheduled for 10/4/04.</i>	
*y=yes; n=no; ta=temporarily absent		

RES/ORD	SUBJECT	ACTION
R-15-767	(15) 1:30 PUBLIC HEARING/ACTION - Supplemental appropriation to the County Government's FY05 Operating Budget, DHCA, Montgomery Housing Initiative Fund - \$3,727,660 for Seneca Heights Apartment project (Source: State grant) (Trombka)	PH; record closed; adopted (6y; MP a, MS, SS ta)*
	(16) 1:30 PUBLIC HEARING/ACTION - Resolution to set transportation fees, charges, and fares	PH; deferred action until 10/12, without objection (MP a, MS, SS ta)*
	2:30 PROPOSED CLOSED SESSION to consult with counsel to obtain legal advice and to discuss appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction, pursuant to Maryland Code, State Government Article, §10-508 (a)(1)(i) and (7). Topic is WSSC.	Removed from addendum agenda
	(17) 2:15 INTERVIEWS - Board of Appeals Applicants (<i>continued</i>) (<i>6th floor Council Conference Room</i>) (Ferber)	Held interviews
	RECESSED: 2:30 P.M.	
	(18) 7:30 PUBLIC HEARING - Master Plan of Bikeways (Orlin)	PH; record open until close of business 10/8/04
	<i>T&E Committee worksession tentatively scheduled for 11/18/04.</i>	
	ADJOURNED: 8:46 P.M.	
*y=yes; a=absent ta=temporarily absent		

COMMITTEE	SUBJECT	ACTION
PHED Sep 23	9:30 AM – 7CHR <i>To be televised live on County Cable Montgomery</i>	
	(1) Roundtable – Women Business Owners (Ferber)	Discussion
ED Sep 23	2:00 PM – 7CHR	
	(1) Lifecycle Cost Analysis of Different School Modernization Strategies (Levchenko)	Cancelled
	(2) Review of MCPS Strategic Plan (Planell)	Discussion
	(3) Resolution for Categorical Transfers for MCPS' FY04 Operating Budget (Planell)	Recommended approval
T&E	2:00 PM – 3CCR	
Sep 23	(1) Bill 29-04, Sewers, Sewage Disposal and Drainage – Water and Sewer Category Changes – Procedures and Fees (Healy)	Recommended approval, and advised DEP that a waiver should be included in the regulations for affordable housing and senior housing units
	(3) MCPS Recycling (continued) (Trombka/Planell)	PowerPoint presentation; discussion
	(2) Annual Development Approval and Congestion Report (Orlin)	Received report
PHED Sep 27	9:00 AM – 7CHR <i>To be televised live on County Cable Montgomery</i>	
	ZTA 04-17, Rural Neighborhood Cluster Zone – Open Space Requirements (Michaelson)	Worksession