

**AGENDAS**  
**2006**

**ADDENDUM**

**Tuesday, January 17, 2006**

Add: (8.1) **INTRODUCTION** - Special appropriation to the County Government's FY06 Operating Budget, NDA Community Grants - \$300,000 to reimburse expenses of the Clarksburg Town Center Advisory Committee, Inc. (Source: General fund reserves) (Faden)  
*A Public Hearing will be scheduled at a later date.*

*This meeting will be televised live on Channel 6;  
repeated on 1/20/06 at 8 pm and 1/21/06 at 9 am*

## **Tuesday, January 17, 2006**

9:30 **INVOCATION** - Reverend Carolyn Roberts, United Church of Christ Seneca Valley

9:35 **GENERAL BUSINESS**

A. **Announcement** - Agenda and Calendar Changes (Lauer)

B. **Action** - Approval of Minutes: December 6, 2005 (Lauer)

(1) C. **Acknowledgement** - Receipt of Petitions (Lacefield)

(2) 9:40 **CONSENT CALENDAR**

A. **Introduction** - Resolution to approve Development Impact Tax Memorandum of Understanding with City of Rockville (Orlin)  
*T&E Committee worksession tentatively scheduled for 1/19/06.*

B. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Montgomery County Fire and Rescue Service - \$1,277,500 for Local Fire and Rescue Departments, FY05 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant (Source: State grant) (Davidson)  
*Public Hearing is scheduled for 1/31/06 at 1:30 pm.*

D. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Looking Glass Networks, Inc. (Healy)  
*Public Hearing is scheduled for 2/7/06 at 1:30 pm.*

E. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: NextG Networks Atlantis, Inc. (Healy)  
*Public Hearing is scheduled for 2/7/06 at 1:30 pm.*

F. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiberlight, LLC. (Healy)  
*Public Hearing is scheduled for 2/7/06 at 1:30 pm.*

G. **Introduction** - Resolution to support state financing for Oakfield Apartments, Phase II in Wheaton (McMillan)  
*Action is tentatively scheduled for 1/24/06.*

(2) 9:40 **CONSENT CALENDAR** *(continued)*

H. **Action** - Resolution to amend Resolution #15-1025 to increase PAYGO by \$10 million in FY06 (Orlin)  
*MFP Committee recommends approval.*

I. **Action** - Resolution to support state financing for Covenant Village Apartments in Germantown (McMillan)

J. **Action** - Confirmation of County Executive appointments to the Silver Spring Recreation Advisory: Robin N. Bradshaw, Stephen D. Earll (Ferber)

K. **Action** - Confirmation of County Executive appointments to the Noise Control Advisory Board: Paul Arveson, Rudy Volin (Ferber)

L. **Action** - Confirmation of County Executive appointment to the Housing Opportunities Commission: Norman Cohen (Ferber)

(3) 9:45 **DISCUSSION** - Royce Hanson, Special Adviser on the Development Approval and Implementation Process (Michaelson)

(3.1) 11:00 **DISCUSSION** of the following: (Faden)  
• Legal and related expenses incurred by the Clarksburg Town Center Advisory Committee (CTCAC) concerning the Clarksburg Town Center Project  
• Costs of the Clarksburg Town Center mediation process

12:00 **DISTRICT COUNCIL SESSION**

(4) A. **Action** - Zoning Text Amendment 5-14, Sign Ordinance - Limited Duration Signs  
*PHED Committee recommends disapproval.* (Wilson/Healy)

12:15 **RECESS**

(9) 1:30 **PUBLIC HEARING** - Franchise Agreement for Use of Public Right of Way: MD-CLEC LLC (Healy)  
*MFP Committee worksession tentatively scheduled for 1/23/06.*

(10) 1:30 **PUBLIC HEARING** - **Bill 41-05**, Health Services - Advisory Board for Montgomery Cares Program - Establishment (Boucher/Planell)  
*HHS Committee worksession tentatively scheduled for 1/23/06.*

(11) 1:30 **PUBLIC HEARING** - **Expedited Bill 42-05**, Minority Owned Business Purchasing Program - Extension (Healy)  
*MFP Committee worksession tentatively scheduled for 1/23/06.*

(12) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 05-21, Corporate Training Center - C-P Zone (Wilson)  
*PHED Committee worksession tentatively scheduled for 1/26/06.*

- (13) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the Montgomery College's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$1,100,000 for King Street Art Center (Source: Major Facilities Capital Projects Fund) (Sherer)  
*ED Committee worksession tentatively scheduled for 1/26/06.*
- (14) 1:30 **PUBLIC HEARING** - Special appropriation to the County Government's FY06 Operating Budget, Montgomery County Fire and Rescue Service - \$1,940,260 for Interim Fire Station in Clarksburg (Source: Consolidated Fire Tax District) (Davidson)  
*PS Committee worksession tentatively scheduled for 1/26/06.*
- (15) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Montgomery County Homeland Security Department - \$400,000 for Homeland Security grant award (Source: Federal grant) (Davidson)  
*HSC Committee worksession tentatively scheduled for 1/30/06.*
- (16) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget for Homeland Security grant awards: Department of Police - \$298,550; Montgomery County Fire and Rescue Services - \$294,330; and Montgomery County Homeland Security Department - \$5,670 (Source: Federal grant) (Davidson)  
*HSC Committee worksession tentatively scheduled for 1/30/06.*
- (17) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery County Public Schools' FY06 Operating Budget - \$600,000 for Field Trip Fund (Source: Charges for Service) (Planell)
- (18) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services - \$264,600 for Crossroads Youth Community Opportunity Center (Source: Federal grant) (Planell)  
*HHS Committee recommendation will be available 1/23/06.*
- (19) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Police - \$1,000,000 for Homeland Security grant award (Source: Federal grant) (McMillan)  
*HSC Committee worksession tentatively scheduled for 1/30/06.*
- 1:30 **PUBLIC HEARING/ACTION** on the following special appropriations and amendments (Source: Program Open Space): (Michaelson)
- (20) • Special appropriation to M-NCPPC's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program (CIP) - \$400,000 for Acquisition: Local Parks
- (21) • Special appropriation to County Government's FY06 Capital Budget - \$1,921,000 for Acquisition: Non-Local Parks
- (22) • Amendment to M-NCPPC's FY05-10 Capital Improvements Program (CIP) - \$1,921,000 for Acquisition: Non-Local Parks
- (23) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Non-Departmental Account - \$8,000,000 for Future/Federal/State/Other Grants (Source: Federal, state, or other grants) (Sherer)

- (24) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery County Public Schools' FY06 Operating Budget - \$10,550,000 for Provision for Future Supported Projects (Source: Federal and state grants) (Planell)
- 2:00 **DISTRICT COUNCIL SESSION** (*continued*)
- (5) B. **Action** - Shady Grove Sector Plan (Michaelson)
- (6) C. **Action** - Zoning Text Amendment 05-02, Transit Oriented, Mixed Use Zone (Michaelson)
- (7) D. **Action** - Zoning Text Amendment 05-09, Wholesale Trade Uses - I-3 Zone (Wilson/Healy)
- (8) E. **Action** - Zoning Text Amendment 05-06, Building Materials and Supplies - R&D Zone (Wilson/Healy)
- 5:00 **ADJOURN**
- (25) 7:00 **PUBLIC HEARINGS** on the following items related to the County's Development Approval and Implementation Process:
- ZTA 05-19, Site Plan Enforcement (Wilson)
  - ZTA 05-17, Site Plan Enforcement (Wilson)
  - SRA 05-04, Site Plan Enforcement (Wilson)
  - **Bill 35-05**, Permitting Services - Site Plan Enforcement (Faden)
  - SRA 05-06, Subdivision and Site Plans - Coordination with other agencies (Faden)
  - ZTA 05-20, Site Plans - Approval, Amendment, and Enforcement (Faden)
  - SRA 05-05, Planning Board Actions - Enforcement (Faden)
  - ZTA 05-18, Planning Board Public Hearings - Hearing Examiner (Wilson)
- PHED Committee worksession tentatively scheduled for 1/30/06.*

### Thursday, January 19, 2006

- 7:00 **PUBLIC HEARING** - ZTA 05-23, TDR Easement - Nonresidential Uses (Healy/Wilson)  
*T&E Committee worksession tentatively scheduled for 3/16/06.*
- 7:30 **PUBLIC HEARING by T&E Committee** - Resolution to amend the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: Multi-Use On-Site Systems(Levchenko)  
*T&E Committee worksession tentatively scheduled for 2/2/06.*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on January 24, 2006:**

County's Labor Relations Administrator, Fire and Rescue Collective Bargaining Unit: Andrew M. Strongin  
County's Labor Relations Administrator, Municipal and County Government Employees Organization: Andrew M. Strongin  
Chairperson, Disability Arbitration Board: Mollie H. Bowers

### 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.

<b>Jan 23, 2006</b>	12:30 pm	State Legislation
<b>Jan 24, 2006</b>	8:00 am	Cardinal McCarrick - St. Mary's Catholic Church, Rockville
<b>Jan 24, 2006</b>	9:30 am	Regular Session
<b>Jan 30, 2006</b>	12:30 pm	State Legislation
<b>Jan 31, 2006</b>	9:30 am	Regular Session
<b>Feb 6, 2006</b>	12:30 pm	State Legislation
<b>Feb 7, 2006</b>	9:30 am	Regular Session
<b>Feb 13, 2006</b>	12:30 pm	State Legislation
<b>Feb 14, 2006</b>	9:30 am	Regular Session
<b>Feb 20, 2006</b>		HOLIDAY
<b>Feb 21-24, 2006</b>		RECESS
<b>Feb 27, 2006</b>	12:30 pm	State Legislation
<b>Feb 28, 2006</b>	9:30 am	Regular Session

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### January 24, 2006

- 1:30 pm ZTA 05-22, Transit Station Zones - Central Business District
- 1:30 pm **Bill 43-05**, Weapons - Restrictions - Deer Management
- 1:30 pm **Bill 44-05**, Motor Vehicles - Parking Violations
- 7:30 pm Damascus Master Plan

#### January 31, 2006

- 1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, MCFRS - \$1,277,500 for Local Fire and Rescue Departments, FY05 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant

#### February 7, 2006

- 1:30 pm Special appropriation to MC's FY06 Capital Budget and amendment to FY05-10 CIP - \$100,000 for facility planning - CESC
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Looking Glass Networks, Inc.
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: NextG Networks Atlantis, Inc.
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiberlight, LLC.
- 7:00 pm FY07 Capital Budget and FY07-12 CIP

#### February 8, 2006

- 7:00 pm FY07 Capital Budget and FY07-12 CIP - MCPS

#### February 9, 2006

- 7:00 pm FY07 Capital Budget and FY07-12 CIP



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*This meeting will be televised live on Channel 6;*

## **COUNCIL PUBLIC HEARING**

**Thursday, January 19, 2006**  
**7th floor Council Hearing Room**

- (1) 7:00 **PUBLIC HEARING - ZTA 05-23, TDR Easement - Nonresidential Uses** (Healy/Wilson)  
*T&E Committee worksession tentatively scheduled for 3/16/06.*
- (2) 7:30 **PUBLIC HEARING by T&E Committee - Resolution to amend the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: Multi-Use On-Site Systems(Levchenko)**  
*T&E Committee worksession tentatively scheduled for 2/2/06.*



## **ADDENDUM**

**Tuesday, January 24, 2006**

**Add:** 9:35 **PRESENTATION** - Joint proclamation recognizing Lunar New Year Day, by Council President Leventhal

**Defer:** (5) 9:55 **ACTION** - Resolution to establish a Transportation Management District (TMD) in Greater Shady Grove (Orlin)

**Defer:** (9) 10:20 **DISCUSSION** - Planning Board response to the report and recommendations of Royce Hanson, Special Adviser on the Development Approval and Implementation Process (Michaelson)

**NOTE:** The Council's Ad Hoc Committee on Information and Outreach will meet at the conclusion of this morning's session in the 6th floor Council Conference Room.

*This meeting will be televised live on Channel 6;  
repeated on 1/27/06 at 8 pm and 1/28/06 at 9 am*

## **Monday, January 23, 2006**

- (1) 12:30 **DISCUSSION** - State Legislative Program (6CCR) (Wenger)

## **Tuesday, January 24, 2006**

9:30 **INVOCATION** - Reverend Connie Paulson, Millian Memorial United Methodist Church, Rockville

9:35 **PRESENTATION** - Proclamation in recognition of Jerrold Perlet, Principal of Sherwood Elementary School, winner of the 2005 Washington Post Distinguished Educational Leadership Award for Montgomery County by Councilmember Praisner

9:40 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: December 13, 2005 (Lauer)

(3) 9:45 **CONSENT CALENDAR**

A. **Introduction** - Supplemental appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 CIP:

- (1) Department of Environmental Protection - \$968,000 for Montclair Manor Flood Mitigation (Source: Federal and State Aid) (Levchenko)  
(2) Department of Public Works and Transportation - \$262,000 for Glen Echo Park (Source: Federal aid) (Sherer)  
(3) Department of Police - \$1,190,000 for Vehicle Recovery Facility (Source: G.O. Bonds) (McMillan)  
(4) DPWT, Division of Solid Waste Services - \$7,211,000 for Transfer Station Improvements (Source: Solid Waste Disposal Fund) (Levchenko)  
*Public Hearings are scheduled for 2/14/06 at 1:30 pm.*

(3) 9:45 **CONSENT CALENDAR** *(continued)*

- B. **Introduction** - Amendment to the County Government's FY05-10 CIP, DPWT, Division of Solid Waste Services - Gude Drive Processing Facility (Levchenko)  
*Public Hearing is scheduled for 2/14/06 at 1:30 pm.*
- C. **Introduction** - Resolutions to transfer project balances within the MCPS' FY06 Capital Budget and amendments to the FY05-10 CIP: (Levchenko)
- \$750,000 from Northwest High School to MCPS Local Unliquidated Surplus Account (Source: G.O. Bonds)
  - \$750,000 from MCPS Local Unliquidated Surplus Account to Current Replacements/Modernizations (Source: G.O. Bonds)
- ED Committee worksession tentatively scheduled for 1/26/06.*
- D. **Introduction** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Host International, Inc. (Ferber)  
*Action is scheduled for 1/31/06.*
- E. **Action** - Resolution to approve Development Impact Tax Memorandum of Understanding with City of Rockville (Orlin)  
*T&E Committee recommendation will be available 1/19/06.*
- F. **Action** - Extension of time until April 1, 2006 for Council action on Executive Regulation 19-05, Taxicab Rates (Orlin)  
*T&E Committee worksession tentatively scheduled for 2/2/06.*
- G. **Action** - Executive Regulation 12-05, Department of Recreation Fee Procedure (Sherer)
- H. **Action** - Resolution to support state financing for Oakfield Apartments, Phase II in Wheaton (McMillan)
- I. **Action** - Confirmation of County Executive appointment of the County's Labor Relations Administrator, Fire and Rescue Collective Bargaining Unit: Andrew M. Strongin (Ferber)
- J. **Action** - Confirmation of County Executive appointment of the County's Labor Relations Administrator, Municipal and County Government Employees Organization: Andrew M. Strongin (Ferber)
- K. **Action** - Confirmation of County Executive appointment of the Chairperson, Disability Arbitration Board: Mollie H. Bowers (Ferber)
- L. **Introduction** - Special appropriation to MCPS' 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)  
*Public Hearing is scheduled for 2/14/06 at 1:30 pm.*

- (5) 9:55 **ACTION** - Resolution to establish a Transportation Management District (TMD) in Greater Shady Grove (Orlin)  
*T&E Committee recommendation will be available 1/19/06.*

10:00 **LEGISLATIVE SESSION Day #3**

- Not done:** A. Approval of Legislative Journal: December 6 and 13, 2005 (Lauer)  
B. Introduction of Bills  
(6) • **Bill 1-06**, Personnel - Special Days of Commemoration, sponsored by Council President Leventhal (Boucher)  
*Public Hearing is scheduled for 2/16/06 at 7:30 pm.*

10:05 **DISTRICT COUNCIL SESSION**

- (7) A. **Action** - Resolution to extend time for Issuance of Hearing Examiner's Report and Recommendation on Local Map Amendment G-836 (Wilson)
- (8) B. **Action** - Zoning Text Amendment 5-14, Sign Ordinance - Limited Duration Signs  
*PHED Committee recommends disapproval.* (Wilson/Healy)
- (8.1) C. **Introduction** - Zoning Text Amendment 06-01, Rural Village Center Overlay Zone - Revisions, sponsored by Council President at the request of the Planning Board (Wilson)  
*Action - Resolution to establish public hearing for 2/28/06 at 1:30 pm.*
- (8.2) D. **Introduction** - Zoning Text Amendment 06-02, Mixed Used Town Center Zone - Revisions, sponsored by Council President at the request of the Planning Board (Wilson)  
*Action - Resolution to establish public hearing for 2/28/06 at 1:30 pm.*
- (8.3) E. **Introduction** - Zoning Text Amendment 06-03, Rural Neighborhood Cluster Zone - TDR Option, sponsored by Council President at the request of the Planning Board (Wilson)  
*Action - Resolution to establish public hearing for 2/28/06 at 1:30 pm.*
- (8.4) F. **Introduction** - Zoning Text Amendment 06-04, Rural Neighborhood Cluster Zone - Rural Open Space, sponsored by Councilmember Praisner (Wilson)  
*Action - Resolution to establish public hearing for 2/28/06 at 1:30 pm.*

- (9) 10:20 **DISCUSSION** - Planning Board response to the report and recommendations of Royce Hanson, Special Adviser on the Development Approval and Implementation Process (Michaelson)

11:45 **RECESS**

- (10) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 05-22, Transit Station Zones - Central Business District (Wilson/Healy)  
*PHED Committee worksession tentatively scheduled for 1/26/06.*
- (11) 1:30 **PUBLIC HEARING** - **Bill 43-05**, Weapons - Restrictions - Deer Management (Boucher)  
*PS Committee worksession tentatively scheduled for 3/20/06.*

- (12) 1:30 **PUBLIC HEARING - Bill 44-05**, Motor Vehicles - Parking Violations (Boucher)  
*T&E Committee worksession tentatively scheduled for 2/2/06.*
- 2:00 **ADJOURN**
- 2:00 **PHED Committee** (7th floor Council Hearing Room)
- (13) 7:30 **PUBLIC HEARING - Damascus Master Plan** (Michaelson/White)  
*PHED Committee worksession tentatively scheduled for 2/3/06.*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on January 31, 2006:**

Advisory Committee on Consumer Affairs: Ethiopia Alfred-Bekele, Kirk Holmes

Board of Registration for Building Contractors: Joel R. Albert

Chairperson, Disability Arbitration Board: John C. Monahan

Commission on Aging: Barbara L. Glaser, Michael H. Goldman, Vivien Hseuh, Stewart B. Oneglia, Juanita Perry, Marcia Pruzan, David M. Richman

Community Action Board: Marsha Johnson, Melissa A. Flynn, Mary Jane Villforth-Smith, Julie S. Maltzman

Human Rights Commission: Charles J. Butler, Russell Campbell, Sr., Richard Fein, Harold Brittain, Nicolle Noguera, Gail D. Street

Long Branch Advisory Committee: Pastor Eymeris Acevedo, Sr., Guy F. Campbell, III, Juan C. Chedrauy, Rose Crenca, Henrietta Dagadu, Philippa Jackson, Andrew W. Kleine, Yen Le, Alphonse L. MacDonald, Anita Morrison, Anissa Perez, Hans D. Riemer, Brad J. Stewart, Jacquelyn Van Croft, Cynthia Rubenstein

Solid Waste Advisory Committee: Craig L. Simoneau, Robert LaCount

Taxicab Services Advisory Committee: Wilson Krahnke

Upcounty Citizens Advisory Board: Robert Thompson

Victim Services Advisory Board: Iheoma U. Iruka, Vicki Reese, M.D., Lucy Shafner, Rev. Lester P. Stano, Julius A. Wilberg, Jeredine Williams, Tameca N. Jackson

Wheaton Urban District Advisory Committee: Linda Amendt

### FUTURE COUNCIL MEETINGS

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**Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.**

<b>Jan 30, 2006</b>	12:30 pm	State Legislation
<b>Jan 31, 2006</b>	9:30 am	Regular Session
<b>Feb 6, 2006</b>	12:30 pm	State Legislation
<b>Feb 7, 2006</b>	9:30 am	Regular Session
<b>Feb 13, 2006</b>	12:30 pm	State Legislation
<b>Feb 14, 2006</b>	9:30 am	Regular Session
<b>Feb 20, 2006</b>		HOLIDAY
<b>Feb 21-24, 2006</b>		RECESS
<b>Feb 27, 2006</b>	12:30 pm	State Legislation
<b>Feb 28, 2006</b>	9:30 am	Regular Session

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### January 31, 2006

1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, MCFRS - \$1,277,500 for Local Fire and Rescue Departments, FY05 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant

#### February 7, 2006

1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Looking Glass Networks, Inc.  
1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: NextG Networks Atlantic, Inc.  
1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiberlight, LLC.  
7:00 pm FY07 Capital Budget and FY07-12 CIP

#### February 8, 2006

7:00 pm FY07 Capital Budget and FY07-12 CIP - MCPS

#### February 9, 2006

7:00 pm FY07 Capital Budget and FY07-12 CIP

#### February 14, 2006

1:30 pm Supplemental appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 CIP:  
➤ DEP - \$968,000 for Montclair Manor Flood Mitigation  
➤ DPWT - \$262,000 for Glen Echo Park  
➤ DOP - \$1,190,000 for Vehicle Recovery Facility  
➤ DPWT, DSWS - \$7,211,000 for Transfer Station Improvements  
1:30 pm Amendment to the County Government's FY05-10 CIP, DPWT, Division of Solid Waste Services - Gude Drive Processing Facility  
1:30 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



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## **ADDENDUM**

**Tuesday, January 31, 2006**

(3) 9:45 **CONSENT CALENDAR**

**Defer:** F. **Action** - Supplemental appropriation to the Montgomery College's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$1,100,000 for King Street Art Center (Source: Major Facilities Capital Projects Fund) (Sherer)

10:10 **DISTRICT COUNCIL SESSION**

**Add:** (6.1) **Introduction** - Zoning Text Amendment 06-05, C-2 Zone - Site Plan Review, sponsored by Councilmember Praisner (Wilson)  
*Action* - Resolution to establish public hearing for 3/7/06 at 1:30 pm.

**NOTICE:** The public hearing on the Special appropriation of \$3,300,000 for Seven Locks Elementary School Replacement has been continued to March 7, 2006 at 7:30 pm. All speakers will be heard at that time.

*This meeting will be televised live on Channel 6;  
repeated on 2/3/06 at 8 pm and 2/4/06 at 9 am*

**Monday, January 30, 2006**

- (1) 12:30 **DISCUSSION** - State Legislative Program (6CCR) (Wenger)

**Tuesday, January 31, 2006**

9:30 **INVOCATION** - Reverend Rosetta Robinson, Community Ministry of Montgomery County, Rockville

9:35 **PRESENTATION** - Proclamation in recognition of Paul Schwartz, a local filmmaker, for making "F.D.", a profile of the firefighting profession, by Councilmember Andrews

9:40 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: January 17, 2006 (Lauer)

(3) 9:45 **CONSENT CALENDAR**

A. **Introduction** - Resolution to establish an incubator program for emerging non-profit organizations, sponsored by Council President Leventhal (Ervin/Planell)  
*HHS/MFP Committee worksession tentatively scheduled for 2/6/06.*

B. **Action** - Appointment of special counsel to represent the Montgomery County Self-Insurance Fund on certain cases - Joann Robertson (Faden)

C. **Action** - Franchise Agreement for Use of Public Right of Way: MD-CLEC LLC (Healy)  
*MFP Committee recommends approval.*

D. **Action** - ICB Regulation 20-05: Community Use of School and Other Public Facilities (Arthur)  
*ED Committee recommendation will be available 1/26/06.*



(3) 9:45 **CONSENT CALENDAR** *(continued)*

- E. **Action** - Special appropriation to the County Government's FY06 Operating Budget, Montgomery County Fire and Rescue Service - \$1,940,260 for Interim Fire Station in Clarksburg (Source: Consolidated Fire Tax District) (Davidson)  
*PS Committee recommends approval.*
- F. **Action** - Supplemental appropriation to the Montgomery College's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$1,100,000 for King Street Art Center (Source: Major Facilities Capital Projects Fund) (Sherer)  
*ED Committee recommendation will be available 1/26/06.*
- G. **Action** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services - \$264,600 for Crossroads Youth Community Opportunity Center (Source: Federal grant) (Planell)  
*HHS Committee recommends approval.*
- H. **Action** - Executive Regulation 23-05, Financial Disclosure (Boucher)  
*MFP Committee recommends approval.*
- I. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Host International, Inc. (Ferber)
- J. **Action** - Confirmation of County Executive appointments to the Advisory Committee on Consumer Affairs: Ethiopia Alfred-Bekele, Kirk Holmes (Ferber)
- K. **Action** - Confirmation of County Executive appointment to the Board of Registration for Building Contractors: Joel R. Albert (Ferber)
- L. **Action** - Confirmation of County Executive appointment of Chairperson, Disability Arbitration Board: John C. Monahan (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the Commission on Aging: Barbara L. Glaser, Michael H. Goldman, Vivien Hseuh, Stewart B. Oneglia, Juanita Perry, Marcia Pruzan, David M. Richman (Ferber)
- N. **Action** - Confirmation of County Executive appointments to the Community Action Board: Marsha Johnson, Melissa A. Flynn, Mary Jane Villforth-Smith, Julie S. Maltzman (Ferber)
- O. **Action** - Confirmation of County Executive appointments to the Solid Waste Advisory Committee: Craig L. Simoneau, Robert LaCount (Ferber)
- P. **Action** - Confirmation of County Executive appointments to the Human Rights Commission: Charles J. Butler, Russell Campbell, Sr., Richard Fein, Harold Brittain, Nicolle Nogueras, Gail D. Street (Ferber)

(3) 9:45 **CONSENT CALENDAR** *(continued)*

- Q. **Action** - Confirmation of County Executive appointments to the Long Branch Advisory Committee: Pastor Eymenis Acevedo, Sr., Guy F. Campbell, III, Juan C. Chedrauy, Rose Crenca, Henrietta Dagadu, Philippa Jackson, Andrew W. Kleine, Yen Le, Alphonse L. MacDonald, Anita Morrison, Anissa Perez, Hans D. Riemer, Brad J. Stewart, Jacquelyn Van Croft, Cynthia Rubenstein (Ferber)
- R. **Action** - Confirmation of County Executive appointment of Chair, Taxicab Services Advisory Committee: Wilson Krahnke (Ferber)
- S. **Action** - Confirmation of County Executive appointment to the Upcounty Citizens Advisory Board: Robert Thompson (Ferber)
- T. **Action** - Confirmation of County Executive appointments to the Victim Services Advisory Board: Iheoma U. Iruka, Vicki Reese, M.D., Lucy Shafner, Rev. Lester P. Stano, Julius A. Wilberg, Jeredine Williams, Tameca N. Jackson (Ferber)
- U. **Action** - Confirmation of County Executive appointment to the Wheaton Urban District Advisory Committee: Linda Amendt (Ferber)

9:55 **LEGISLATIVE SESSION Day #4**

- A. Approval of Legislative Journal: December 6 and 13, 2005 (Lauer)
- B. Introduction of Bills
- C. Call of Bills for Final Reading
- (4) • **Bill 36-05**, Transportation Management Districts - Fees (Boucher/Orlin)  
*T&E Committee recommends approval with amendments.*
- (5) • **Bill 41-05**, Health Services - Advisory Board for Montgomery Cares Program - Establishment (Boucher/Planell)  
*HHS Committee recommends approval with amendments.*

10:10 **DISTRICT COUNCIL SESSION**

- (6) A. **Action** - Remand to Hearing Examiner: Local Map Amendment G-819, Hampden Lane LLC (Faden/Wilson)
- (7) 10:15 **BOARD OF HEALTH** - Update on Pandemic Influenza/Avian Influenza (Planell)
- (8) 11:00 **ACTION** - Facility Planning Review - Norfolk Avenue in Bethesda (Orlin)

12:00 **RECESS**

- (9) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Montgomery County Fire and Rescue Service - \$1,277,500 for Local Fire and Rescue Departments, FY05 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant (Source: State grant) (Davidson)  
*PS Committee worksession tentatively scheduled for 2/2/06.*
- 1:45 **DISTRICT COUNCIL SESSION** (*continued*)
- (10) B. **Action** - Woodmont Triangle Amendment to the Bethesda CBD Sector Plan (Michaelson)
- (11) C. **Action** - Zoning Text Amendment 05-08, Minimum Lot Area and Transfer of Density - CBD Zones (Wilson)
- 5:00 **ADJOURN**

**The following appointment was received from the County Executive and is tentatively scheduled for confirmation on February 7, 2006:**

Community Action Board: Michael A. Smith, M.D.

#### 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.

<b>Feb 6, 2006</b>	12:30 pm	State Legislation
<b>Feb 7, 2006</b>	9:30 am	Regular Session
<b>Feb 13, 2006</b>	12:30 pm	State Legislation
<b>Feb 14, 2006</b>	9:30 am	Regular Session
<b>Feb 20, 2006</b>		HOLIDAY
<b>Feb 21-24, 2006</b>		RECESS
<b>Feb 27, 2006</b>	12:30 pm	State Legislation
<b>Feb 28, 2006</b>	9:30 am	Regular Session
<b>Mar 6, 2006</b>	12:30 pm	State Legislation
<b>Mar 7, 2006</b>	9:30 am	Regular Session
<b>Mar 13, 2006</b>	12:30 pm	State Legislation
<b>Mar 14, 2006</b>	9:30 am	Regular Session
<b>Mar 20, 2006</b>	12:30 pm	State Legislation
<b>Mar 21, 2006</b>	9:30 am	Regular Session
<b>Mar 27, 2006</b>	12:30 pm	State Legislation
<b>Mar 28, 2006</b>	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**  
**To testify call 240-777-7931**

**February 7, 2006**

- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Looking Glass Networks, Inc.
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: NextG Networks Atlantic, Inc.
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiberlight, LLC.
- 7:00 pm FY07 Capital Budget and FY07-12 CIP

**February 8, 2006**

- 7:00 pm FY07 Capital Budget and FY07-12 CIP - MCPS

**February 9, 2006**

- 7:00 pm FY07 Capital Budget and FY07-12 CIP

**February 14, 2006**

- 1:30 pm Supplemental appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 CIP:
- DEP - \$968,000 for Montclair Manor Flood Mitigation
  - DPWT - \$262,000 for Glen Echo Park
  - DOP - \$1,190,000 for Vehicle Recovery Facility
  - DPWT, DSWS - \$7,211,000 for Transfer Station Improvements
- 1:30 pm Amendment to the County Government's FY05-10 CIP, DPWT, Division of Solid Waste Services - Gude Drive Processing Facility
- 1:30 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

**February 16, 2006**

- 7:30 pm **Bill 1-06**, Personnel - Special Days of Commemoration

**February 28, 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 Space
- 7:30 pm Damascus Master Plan (*Continuation*)



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**ADDENDUM**

**Tuesday, February 7, 2006**

(3) 9:50 **CONSENT CALENDAR** *(continued)*

**Add:**

J. **Action** - Re-adoption of a resolution setting transportation fees, charges, and fares

(Orlin)

*This meeting will be televised live on Channel 6;  
repeated on 2/10/06 at 8 pm and 2/11/06 at 9 am*

**Monday, February 6, 2006**

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

**Tuesday, February 7, 2006**

9:30 **INVOCATION** - Deacon Greg Schaffer, St. Francis Assisi, Derwood

9:35 **PRESENTATION** - Proclamation in recognition of the Gaithersburg High Girls Volleyball Team, Winners of the Maryland 4A State Title Championship, by Councilmember Andrews

9:40 **PRESENTATION** - Proclamation in recognition of Joshua R. Hartman's heroic acts, by Councilmember Praisner

9:45 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: January 19, 23 and 24, 2006 (Lauer)

(3) 9:50 **CONSENT CALENDAR**

- A. **Introduction** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)  
*Public Hearing is scheduled for 3/14/06 at 7:30 pm.*  
B. **Action** - Appointment of FY07 Grants Advisory Group (Ferber)

(3) 9:50 **CONSENT CALENDAR** *(continued)*

- C. **Action** - Resolutions to transfer project balances within the MCPS' FY06 Capital Budget and amendments to the FY05-10 CIP: (Levchenko)
- \$750,000 from Northwest High School to MCPS Local Unliquidated Surplus Account (Source: G.O. Bonds)
  - \$750,000 from MCPS Local Unliquidated Surplus Account to Current Replacements/Modernizations (Source: G.O. Bonds)
- ED Committee worksession recommends approval.*
- D. **Action** - Resolution to establish an incubator program for emerging non-profit organizations (Ervin/Planell)
- MFP/HHS Committee recommendation will be available 2/6/06.*
- E. **Action** - Supplemental appropriation to the County Government's FY06 Operating Budget, Montgomery County Homeland Security Department - \$400,000 for Homeland Security grant award (Source: Federal grant) (Davidson)
- HSC Committee recommends approval.*
- F. **Action** - Supplemental appropriation to the County Government's FY06 Operating Budget for Homeland Security grant awards: Department of Police - \$298,550; Montgomery County Fire and Rescue Services - \$294,330; and Montgomery County Homeland Security Department - \$5,670 (Source: Federal grant) (Davidson)
- HSC Committee recommends approval.*
- G. **Action** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Police - \$1,000,000 for Homeland Security grant award (Source: Federal grant) (McMillan)
- HSC Committee recommends approval.*
- H. **Action** - Supplemental appropriation to the County Government's FY06 Operating Budget, Montgomery County Fire and Rescue Service - \$1,277,500 for Local Fire and Rescue Departments, FY05 Senator Amoss Fire, Rescue and Ambulance Fund (State 508) Grant (Source: State grant) (Davidson)
- PS Committee recommendation will be available 2/2/06.*
- I. **Action** - Confirmation of County Executive appointment to the Community Action Board: Michael A. Smith, M.D. (Ferber)

- (4) 10:00 **ACTION** - Spending Affordability Guidelines for the FY07 Capital Budget and other general CIP assumptions (Orlin)
- MFP Committee recommends approval.*

10:45 **DISTRICT COUNCIL SESSION**

- (5) A. **Introduction** - Zoning Text Amendment 06-06, Off-Street Parking - RE-200 and RE-1 Zones, sponsored by Councilmember Praisner (Wilson)  
*Action* - Resolution to establish public hearing for 3/14/06 at 1:30 pm.
- (6) B. **Action** - Zoning Text Amendment 05-22, Transit Station Zones - Central Business District (Wilson/Healy)  
*PHED Committee recommends approval with amendments.*
- (7) C. **Action** - Zoning Text Amendment 05-21, Corporate Training Center - C-P Zone (Wilson/Healy)  
*PHED Committee recommends approval.*
- (7.1) D. **Action** - Resolution to establish public hearing on Zoning Text Amendment 06-01, Rural Village Center Overlay Zone - Revisions for March 7, 2006 at 1:30 pm (Wilson)
- (7.2) E. **Action** - Resolution to establish public hearing on Zoning Text Amendment 06-02, Mixed Used Town Center Zone - Revisions for March 7, 2006 at 1:30 pm (Wilson)
- (7.3) F. **Action** - Resolution to establish public hearing on Zoning Text Amendment 06-03, Rural Neighborhood Cluster Zone - TDR Option for March 7, 2006 at 1:30 pm (Wilson)
- (7.4) G. **Action** - Resolution to establish public hearing on Zoning Text Amendment 06-04, Rural Neighborhood Cluster Zone - Rural Open Space for March 7, 2006 at 1:30 pm (Wilson)

11:00 **LEGISLATIVE SESSION Day # 5**

- A. Approval of Legislative Journal: January 24, 2006 (Lauer)
- B. Introduction of Bills
- (8) • **Bill 2-06**, Collective Bargaining - County Employees - Fact Finding, sponsored by the Council President at the request of the County Executive (Faden)  
*Public Hearing is scheduled for 3/7/06 at 1:30 pm.*
- C. Call of Bills for Final Reading
- (9) • **Bill 44-05**, Motor Vehicles - Parking Violations (Boucher)  
*T&E Committee recommendation will be available 2/2/06.*
- (10) • **Expedited Bill 42-05**, Minority Owned Business Purchasing Program - Extension (Healy)  
*MFP Committee recommends approval as amended.*
- (11) 11:20 **ACTION** - Special appropriation to the Maryland-National Capital Park and Planning Commission's FY06 Operating Budget - \$1,153,100 for Development Review Division (Source: Development Review Special Revenue Fund) (Michaelson)  
*PHED Committee recommends approval with amendments.*

12:00 **RECESS**



February 7, 2006

Page 4

- (12) 1:30 **PUBLIC HEARING** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Looking Glass Networks, Inc. (Healy)  
*MFP Committee worksession tentatively scheduled for 2/9/06.*
- (13) 1:30 **PUBLIC HEARING** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: NextG Networks Atlantic, Inc. (Healy)  
*MFP Committee worksession tentatively scheduled for 2/9/06.*
- (14) 1:30 **PUBLIC HEARING** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiberlight, LLC. (Healy)  
*MFP Committee worksession tentatively scheduled for 2/9/06.*
- 1:45 **ADJOURN**
- 2:00 **MFP Committee** (6th floor Council Conference Room)
- 7:00 **PUBLIC HEARING** - FY07 Capital Budget and FY07-12 Capital Improvements Program (3rd floor Council Hearing Room)

### Wednesday, February 8, 2006

- 7:00 **PUBLIC HEARING** - FY07 Capital Budget and FY07-12 Capital Improvements Program - MCPS (3rd floor Council Hearing Room)

### Thursday, February 9, 2006

- 7:00 **PUBLIC HEARING** - FY07 Capital Budget and FY07-12 Capital Improvements Program - *HEARING CANCELLED*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 14, 2006:**

Animal Matters Hearing Board: Joyce Winston, Allan S. Cohen, Erin E. Chu, Eric Udler, Susan P. Cameron, Valerie A. Braden, Alfred J. Feruggiaro

Fire and Rescue Commission: Man Cho

Noise Control Advisory Board: Gregory Brown, Lonnie T. Cumberland

### FUTURE COUNCIL MEETINGS

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Feb 13, 2006	12:30 pm	State Legislation
Feb 14, 2006	9:30 am	Regular Session
Feb 20, 2006		HOLIDAY

**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.**

<b>Feb 21-24, 2006</b>		RECESS
<b>Feb 27, 2006</b>	12:30 pm	State Legislation
<b>Feb 28, 2006</b>	9:30 am	Regular Session
<b>Mar 6, 2006</b>	12:30 pm	State Legislation
<b>Mar 7, 2006</b>	9:30 am	Regular Session
<b>Mar 13, 2006</b>	12:30 pm	State Legislation
<b>Mar 14, 2006</b>	9:30 am	Regular Session
<b>Mar 20, 2006</b>	12:30 pm	State Legislation
<b>Mar 21, 2006</b>	9:30 am	Regular Session
<b>Mar 27, 2006</b>	12:30 pm	State Legislation
<b>Mar 28, 2006</b>	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**  
To testify call 240-777-7931

**February 14, 2006**

- 1:30 pm Supplemental appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 CIP:
- DEP - \$968,000 for Montclair Manor Flood Mitigation
  - DPWT - \$262,000 for Glen Echo Park
  - DOP - \$1,190,000 for Vehicle Recovery Facility
  - DPWT, DSWS - \$7,211,000 for Transfer Station Improvements
- 1:30 pm Amendment to the County Government's FY05-10 CIP, DPWT, Division of Solid Waste Services - Gude Drive Processing Facility
- 1:30 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 *(continued to March 7, 2006 at 7:30 pm)*

**February 16, 2006**

- 7:30 pm **Bill 1-06**, Personnel - Special Days of Commemoration

**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
- 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**

- 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.

*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.*

HEARING CONTINUED TO 2/28/06

**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.**

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

(3) 10:50 **CONSENT CALENDAR**

**Add:** G. **Introduction** - Resolution to establish policy on parking at County libraries, sponsored by Councilmembers Andrews, Denis, Perez, Floreen, Subin and Silverman (Mandel-Trupp)  
*HHS Committee worksession tentatively scheduled for 3/2/06.*

**Add:** 2:45 **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)

*This meeting will be televised live on Channel 6;  
repeated on 3/3/06 at 8 pm and 3/4/06 at 9 am*

**Monday, February 27, 2006**

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

**Tuesday, February 28, 2006**

9:30 **HHS/T&E Committee** (*7th floor Council Hearing Room*)

10:30 **INVOCATION** - Reverend Donald Kelly, The People's Community Baptist Church, Silver Spring

10:35 **PRESENTATION** - Proclamation in recognition of the efforts of the Potomac Area Newcomers Club, by Councilmember Denis

10:40 **PRESENTATION** - Proclamation in recognition of the Montgomery County High School students semi-finalists in the Intel Science Talent Search, by Councilmember Floreen

10:45 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: February 7, 2006 (Lauer)

(3) 10:50 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental appropriation to the Montgomery College's FY06 Operating Budget - \$500,000 for Germantown Biotechnology Project (Source: Federal Aid) (Sherer)

*Public Hearing is scheduled for 3/14/06 at 1:30 pm.*

(3) 10:50 **CONSENT CALENDAR** *(continued)*

- B. **Introduction** - Special appropriation to the MCPS' FY06 Capital Budget - \$75,000 for accessibility improvements at Rollingwood Center, sponsored by Councilmember Silverman (Levchenko)

*Public Hearing is scheduled for 3/14/06 at 1:30 pm.*

- D. **Action** - Confirmation of County Executive appointments to the Silver Spring Citizens Advisory Board: John Evanoff, Korey Hartwich, Debbie Spielberg, Mary Pat Spon, Darian W. Unger, Victor Weissberg, Jerry Yokoyama (Ferber)

- E. **Introduction** - Supplemental appropriation to the Montgomery College's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - \$1,390,000 for Takoma Park/Silver Spring Parking Garage (Source: Montgomery College Major Facilities Capital Projects Fund) (Sherer)

*Public Hearing/Action is scheduled for 3/21/06 at 1:30 pm.*

- F. **Introduction** - Amendment to MCPS' FY05-10 Capital Improvements Program - Seven Locks Elementary School On-Site Replacement, sponsored by Councilmember Denis (Levchenko)

*Public Hearing is scheduled for 3/21/06 at 7:30 pm.*

10:55 **DISTRICT COUNCIL SESSION**

- (4) A. **Introduction** - Zoning Text Amendment 06-07, Farm Building Supplies and Construction - C-1 Zone, sponsored by Councilmember Knapp (Wilson)  
*Action* - Resolution to establish public hearing for 4/4/06 at 1:30 pm.

- (5) B. **Action** - Zoning Text Amendment 05-20, Site Plans - Approval, Amendment, and Enforcement (Faden)  
*PHED Committee recommends approval with amendments.*

- (6) C. **Action** - Zoning Text Amendment 05-18, Planning Board Public Hearings - Hearing Examiner (Faden/Wilson/Healy)  
*PHED Committee recommends approval with amendments.*

- (7) D. **Action** - SRA 05-05, Planning Board Actions - Enforcement (Faden)  
*PHED Committee recommends approval with amendments.*

- (8) E. **Action** - SRA 05-06, Subdivision and Site Plans - Coordination with other agencies (Faden)  
*PHED Committee recommends approval with amendments.*

12:30 **RECESS**

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

- (10) 1:30 **PUBLIC HEARING/ACTION** - 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)

**CONTINUATION** of morning session, if necessary

2:00 **ADJOURN**

2:00 or immediately following Council session: **PROPOSED CLOSED SESSION** for the purpose of considering acquisition of real property for a public purpose and matters related directly thereto; to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State; and to consult with staff, consultants, or other individuals about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a)(3), (4), and (8). Topic is Site 2 acquisition. (6th floor Conference Room) (Farber/Faden)

3:00 **PHED Committee immediately following Council session (7CHR)**

- (11) 7:30 **CONTINUATION OF PUBLIC HEARING** - Damascus Master Plan (Michaelson/White)  
*PHED Committee worksession tentatively scheduled for 3/3/06.*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 7, 2006:**

Agricultural Advisory Committee: Tom Linthicum, J. Keith Patton, Jr., Gene Walker, Vincent Berg, Hall Sisson, Lawrence Zoeller

Historic Preservation Commission: Nuray Anahtar, Lee J. Burstyn, Jef Fuller

Upcounty Recreation Advisory Board: Aranthan Steve Jones II, R. Scott McKernon, Deanna Tomasetti

**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.**

<b>Mar 6, 2006</b>	12:30 pm	State Legislation
<b>Mar 7, 2006</b>	9:30 am	Regular Session
<b>Mar 13, 2006</b>	12:30 pm	State Legislation
<b>Mar 14, 2006</b>	9:30 am	Regular Session
<b>Mar 20, 2006</b>	12:30 pm	State Legislation
<b>Mar 21, 2006</b>	9:30 am	Regular Session
<b>Mar 27, 2006</b>	12:30 pm	State Legislation
<b>Mar 28, 2006</b>	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.**

<b>Apr 4, 2006</b>	9:30 am	Regular Session
<b>Apr 6, 2006</b>	2:00 pm	Council Worksession
<b>Apr 18, 2006</b>	9:30 am	Regular Session
<b>Apr 25, 2006</b>	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

**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 **Bill 3-06**, Consumer Protection - Revisions
- 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 MC'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
- 1:30 pm Supplemental appropriation to the MC's FY06 Operating Budget - \$500,000 for Germantown Biotechnology Project
- 1:30 pm Special appropriation to the MCPS' FY06 Capital Budget - \$75,000 for accessibility improvements at Rollingwood Center
- 7:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes

**March 21, 2006**

- 1:30 pm Supplemental appropriation to the MC's FY06 Capital Budget and amendments to the FY05-10 CIP - \$1,390,000 for Takoma Park/Silver Spring Parking Garage
- 7:30 pm Amendment to MCPS' FY05-10 Capital Improvements Program - Seven Locks Elementary School On-Site Replacement



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**ADDENDUM**  
**March 7, 2005**

(3) 10:40 **CONSENT CALENDAR**

**Add:**

L. **Action** - Appointment of special counsel to provide legal advice  
regarding federal copyright law : Edell, Shapero & Finnan, LLC

(Faden)

*This meeting will be televised live on Channel 6;  
repeated on 3/10/06 at 8 pm and 3/11/06 at 9 am*

**Tuesday, March 7, 2006**

10:30 **INVOCATION** - Chaplain Edco Bailey, Shady Grove Adventist Hospital, Rockville

10:35 **GENERAL BUSINESS**

**A. Announcements:**

- Agenda and Calendar Changes (Lauer)
- Public Hearing schedule for the FY07 Operating Budgets:  
April 5, 6, 17, and 18 at 7:00 pm, and April 5, 2006 at 1:30 pm.  
*Persons wishing to testify should call 240-777-7931 beginning March 16, 2006.*

- (2) **B. Acknowledgement** - Receipt of Petitions (Lacefield)  
**C. Action** - Approval of Minutes: January 30, February 13, 14, and 16, 2006 (Lauer)

(3) 10:40 **CONSENT CALENDAR**

**A. Introduction** - Supplemental appropriation to the County Government's FY06 Capital Budget, Department of Public Works and Transportation - \$472,000 for Elevator Modernization in Council Office Building (Source: Current Revenue) (Sherer)  
*Public Hearing/Action is scheduled for 3/21/06 at 1:30 pm.*

**B. Introduction** - Resolution to endorse Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant to assist WorldSpace, Inc.'s relocation to Montgomery County (Ferber)  
*Action is scheduled for 3/14/06.*

**C. Action** - Resolution to amend the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: Derwood Bible Church multi-use system (Levchenko)  
*T&E Committee recommends denial.*

**D. Action** - Resolution to authorize Advance Taking - Brink Road Bridge over Goshen Branch Tributary (Orlin)  
*T&E Committee recommendation will be available 3/2/06.*

**E. Action** - Recommendation for nomination to the Board of Investment Trustees (Ferber)

**F. Action** - Confirmation of County Executive appointments to the Agricultural Advisory Committee: Tom Linthicum, J. Keith Patton, Jr., Gene Walker, Vincent Berg, Hall Sisson (Ferber)



(3) 10:40 **CONSENT CALENDAR** *(continued)*

G. **Action** - Confirmation of County Executive appointments to the Historic Preservation Commission: Nuray Anahtar, Lee J. Burstyn, Jef Fuller (Ferber)

H. **Action** - Confirmation of County Executive appointments to the Upcounty Recreation Advisory Board: Aranthan Steve Jones II, R. Scott McKernon, Deanna Tomasetti (Ferber)

I. **Introduction** - Resolution to support increased funding for Metro, sponsored by Councilmembers Knapp and Floreen (Fuhrmann)

J. **Introduction** - Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program:

- \$975,000 Relocatable Classrooms for Acceleration of the Full-Day Kindergarten Initiative (Source: Current Revenue) (Levchenko)
- \$3,050,000 for Rehab/Renovation of Closed Schools (Downcounty Consortium Elementary School #28) and for Linkages to Learning space (Source: G.O. Bonds) (Levchenko)

*Public Hearing is scheduled for 3/28/06 at 1:30 pm.*

K. **Introduction** - Special appropriation to the MCPS' FY06 Capital Budget- \$3,000,000 for Relocatable Classrooms (Source: Current Revenue) (Levchenko)

*Public Hearing is scheduled for 3/28/06 at 1:30 pm.*

10:45 **DISTRICT COUNCIL SESSION**

(4) A. Consideration of Hearing Examiner's Report and Recommendation: (Wilson)

**Application No: G-836**  
**Applicant:** J. Kirby Development, LLC (Barbara Sears and Scott Wallace, Attorneys)  
**Property:** 16.013 acres located at 2929, 3001 and 3031 Bel Pre Road, Wheaton  
**Action:** Rezone from RE-2 to PD-2 Zone

<b>Recommendations:</b>	Planning Staff:	Approve
	Planning Board:	Approve
	Hearing Examiner:	Remand

(5) B. Consideration of Hearing Examiner's Report and Recommendation: (Wilson)

**Application No: G-820**  
**Applicant:** Normandy Farms Joint Venture (Jody S. Kline, Attorney)  
**Property:** 6.53 acres located at 10710 Falls Road, Rockville  
**Action:** Rezone from RE-2/TDR to Country Inn

<b>Recommendations:</b>	Planning Staff:	Approve
	Planning Board:	Approve
	Hearing Examiner:	Approve

(6) 11:00 **DISCUSSION** - Status Report on Pandemic Next Steps: Influenza/Avian Influenza (McGuire/Davidson)

11:45 **RECESS**

- (7) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-01, Rural Village Center Overlay Zone - Revisions (Wilson)  
*PHED Committee worksession tentatively scheduled for 3/17/06.*
- (8) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-02, Mixed Used Town Center Zone - Revisions (Wilson)  
*PHED Committee worksession tentatively scheduled for 3/17/06.*
- (9) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-03, Rural Neighborhood Cluster Zone - TDR Option (Wilson)  
*PHED Committee worksession tentatively scheduled for 3/17/06.*
- (10) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-04, Rural Neighborhood Cluster Zone - Rural Open Space (Wilson)  
*PHED Committee worksession tentatively scheduled for 4/3/06.*
- (11) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-05, C-2 Zone - Site Plan Review (Wilson)  
*PHED Committee worksession tentatively scheduled for 4/3/06.*
- (12) 1:30 **PUBLIC HEARING - Bill 2-06**, Collective Bargaining - County Employees - Fact Finding (Faden)  
*MFP Committee worksession will be scheduled at a later date.*
- (13) 1:30 **PUBLIC HEARING - Bill 3-06**, Consumer Protection - Revisions (Faden)  
*PHED Committee worksession tentatively scheduled for 4/3/06. date later changed*
- (14) 1:30 **PUBLIC HEARING** - 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)  
*Action is tentatively scheduled for 3/14/06.*
- (15) 1:30 **PUBLIC HEARING** - 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)  
*Action is tentatively scheduled for 3/14/06.*
- (16) 1:30 **PUBLIC HEARING** - 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)  
*Action is tentatively scheduled for 3/14/06.*
- (17) 1:30 **PUBLIC HEARING** - Special appropriations to the County Government's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Orlin)  
*Action is tentatively scheduled for 3/14/06.*

- (18) 1:30 **PUBLIC HEARING** - 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)  
*Action is tentatively scheduled for 3/14/06.*
  
- (19) 1:30 **PUBLIC HEARING** - Special appropriations to the MCPS' FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Planell)  
*Action is tentatively scheduled for 3/14/06.*
  
- (20) 1:30 **PUBLIC HEARING** - 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)  
*Action is tentatively scheduled for 3/14/06.*
  
- (21) 1:30 **PUBLIC HEARING** - Special appropriations to the MNCPPC's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Michaelson)  
*Action is tentatively scheduled for 3/14/06.*

**ADJOURN**

- 2:00 **HHS/ED Committee** or immediately following Council session (*7th floor Council Hearing Room*)
  
- (22) 7:30 **PUBLIC HEARING (*3rd floor Council Hearing Room*)** - 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)  
*ED Committee worksession tentatively scheduled for 3/9/06.*

**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.**

<b>Mar 13, 2006</b>	12:30 pm	State Legislation
<b>Mar 14, 2006</b>	9:30 am	Regular Session
<b>Mar 20, 2006</b>	12:30 pm	State Legislation
<b>Mar 21, 2006</b>	9:30 am	Regular Session
<b>Mar 27, 2006</b>	12:30 pm	State Legislation
<b>Mar 28, 2006</b>	9:30 am	Regular Session
<b>Apr 4, 2006</b>	9:30 am	Regular Session
<b>Apr 18, 2006</b>	9:30 am	Regular Session
<b>Apr 25, 2006</b>	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**  
**To testify call 240-777-7931**

**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
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- 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 MC's FY06 Capital Budget and amendments to the FY05-10 CIP - Various projects relating to maintenance of Physical and Technology Infrastructure
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- 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
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- 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
- 1:30 pm Supplemental appropriation to the MC's FY06 Operating Budget - \$500,000 for Germantown Biotechnology Project
- 1:30 pm Special appropriation to the MCPS' FY06 Capital Budget - \$75,000 for accessibility improvements at Rollingwood Center
- 7:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes

**March 21, 2006**

- 1:30 pm Supplemental appropriation to the MC's FY06 Capital Budget and amendments to the FY05-10 CIP - \$1,390,000 for Takoma Park/Silver Spring Parking Garage
- 1:30 pm Supplemental appropriation to the County Government's FY06 Capital Budget, DPWT - \$472,000 for Elevator Modernization in Council Office Building
- 7:30 pm Amendment to MCPS' FY05-10 Capital Improvements Program - Seven Locks Elementary School On-Site Replacement

**March 28, 2006**

- 1:30 pm Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program:
  - \$975,000 Relocatable Classrooms for Acceleration of the Full-Day Kindergarten Initiative
  - \$3,050,000 for Rehab/Renovation of Closed Schools (Downcounty Consortium Elementary School #28) and for Linkages to Learning space
- 1:30 pm Special appropriation to the MCPS' FY06 Capital Budget- \$3,000,000 for Relocatable Classrooms

**April 4, 2006**

- 1:30 pm ZTA 06-07, Farm Building Supplies and Construction - C-1 Zone



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**COUNCIL SEEKS APPLICANTS  
FOR POSITION OF  
CHAIRMAN OF THE MONTGOMERY COUNTY PLANNING BOARD**

**Deadline 5:00 P.M. April 12, 2006**

The Montgomery County Council is seeking applicants for a position on the Montgomery County Planning Board for the expiring term of Mr. Derick Berlage (Democrat). Mr. Berlage serves as Chairman of the Planning Board, and his term will expire on June 14, 2006. Mr. Berlage has indicated that he wishes to be considered for reappointment. The Council expects to designate the appointee as Chairman.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. This position can be filled by a Democrat (D), Republican (R), or an Independent (I). Current members are: Derick Berlage, Chairman (D), Allison Bryant (R), Wendy Collins Perdue (D), John Robinson (D), and Meredith K. Wellington (R). In appointing a Chairman for the Board, the Council will establish the salary for the Chairman within a range of \$134,000 to \$150,000.

The Planning Board serves as the Council's principal adviser on land use planning and community planning. Planning Board members also serve as Commissioners of the Maryland-National Capital Park and Planning Commission. Some of the Board's responsibilities with regard to planning are: 1) preparation and amendment of the County General Plan; 2) preparation and amendment of the Master Plans and functional plans; 3) formulation of subdivision regulations; 4) preparation of or recommendations on Text Amendments to the Zoning Ordinance; 5) implementation of the subdivision process by reviewing and approving all preliminary plans, site plans, and other plans for development; 6) advice on the planning implication of capital facilities and programs of the County Government, Montgomery College, WSSC and Montgomery County Public Schools; and 7) approval of the work program and the annual operating budget for the Park and Planning Department and Central Administrative Services.

The Planning Board sits as the Park Commission and approves the annual operating budget and Capital Improvements Program for the County park system, land acquisition contracts and major development contracts for parks, development plans for individual park facilities, policies for park operations, and park user fees. These functions require a meeting at least once each month.

The Montgomery County Planning Board meets all day every Thursday. The entire Maryland-National Capital Park and Planning Commission meets the second Wednesday of every month. Two full days a week are spent in meetings. Substantial additional time is required for preparatory work and other activities related to Planning Board responsibilities.

The Chairman's responsibilities are to perform a leadership role with respect to the Montgomery County portion of the Commission as well as to chair the meetings of the Planning Board; to assist in developing overall vision and direction for the Commission; to oversee the functioning of the Montgomery County Planning Board staff; to provide guidance on preparation of budgets by Park and Planning Department staff for presentation to the Board; to represent the Planning Board at official meetings; to present the

March 7, 2006

Page 7

Planning Board's position, especially before the County Council; and to serve as Chairman or Vice Chairman of the Maryland-National Capital Park and Planning Commission as well as to carry out other customary duties of the office.

Letters expressing interest in being considered for the position, including a resume, should be addressed to Council President George L. Leventhal and must be received in the Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850, no later than 5:00 P.M. on Wednesday, April 12, 2006. It is the Council's policy not to consider applications received after the deadline. After the April 12 closing date, Councilmembers will review the letters of application and select applicants for interviews to be held in June or July.

Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review, and interviews are conducted in public. A resume of professional and civic experience should be included with letters of application. A financial statement of assets, debts, income, and family property interests will be required of all applicants; only the candidate appointed will be required to make the financial statement available to the public.

\*\*\*\*\*

FOR INFORMATION: Justina Ferber, (240) /777-7938

## **ADDENDUM**

**Tuesday, March 14, 2006**

(3) 9:55 **CONSENT CALENDAR**

**Add:**

H. **Action** - Resolution to deny an amendment to the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: Derwood Bible Church multi-use system (Levchenko)

B. Introduction of Bills:

(5.1)

- **Expedited Bill 4-06**, Commission on Human Rights - Discrimination in Housing - Repeal, sponsored by Councilmembers Knapp and Denis (Healy)

**DATE CHANGE:**

*Public Hearing is scheduled for 4/25/06 at 7:30 pm.*



*This meeting will be televised live on Channel 6;  
repeated on 3/17/06 at 8 pm and 3/18/06 at 9 am*

## **Monday, March 13, 2006**

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

## **Tuesday, March 14, 2006**

9:30 **INVOCATION** - Imam Daud Ahmad Hanif, Ahmadiya Movement in Islam, Inc., Silver Spring

9:35 **PRESENTATION** - Joint proclamation in recognition of March 13-17 as MS Awareness Week in Montgomery County by Council President Leventhal

9:45 **PRESENTATION** - Joint proclamation in recognition of William Hwang, Rahul Satija, and Nicholas Schmitz as recipients of the Rhodes Scholarship by Councilmember Floreen

9:50 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: February 27, 2006 (Lauer)

(3) 9:55 **CONSENT CALENDAR**

A. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Housing and Community Affairs - \$4,000,000 for Montgomery Housing Initiative Fund (Source: Condominium Transfer Tax revenues) (McMillan)

*Public Hearing/Action is scheduled for 3/28/06 at 1:30 pm.*

B. **Introduction** - Resolution to increase the FY06 Monetary Cap on Payment in Lieu of Taxes (PILOT) Agreements (McMillan)

*PHED Committee worksession is tentatively scheduled for 4/26/06.*

(3) 9:55 **CONSENT CALENDAR** (*continued*)

- C. **Action** - Appointment of special counsel to provide legal services to the Board of Investment Trustees: Morgan, Lewis & Bockius, LLP (Faden)
- D. **Action** - Appointment of special counsel to provide legal services in a debt collection matter: Benson & Elkins-MacDonald, P.I. (Faden)
- E. **Action** - Resolution to endorse Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant to assist WorldSpace, Inc.'s relocation to Montgomery County (Ferber)
- F. **Action** - Supplemental appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 CIP:
  - 1) Department of Environmental Protection - \$968,000 for Montclair Manor Flood Mitigation (Source: Federal and State Aid) (Levchenko)  
*T&E Committee recommends approval.*
  - 2) Department of Public Works and Transportation - \$262,000 for Glen Echo Park (Source: Federal aid) (Sherer)  
*MFP Committee recommends approval.*
  - 3) Department of Police - \$1,190,000 for Vehicle Recovery Facility (Source: G.O. Bonds) (McMillan)  
*PS Committee recommends approval.*
  - 4) 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 recommends approval with amendments.*
- G. **Action** - Resolution to approve the abandonment of an Alley in Block D in the Silver Spring CBD (Orlin)

(4) 10:00 **ACTION - Proposed Uses of One-Time FY06 Revenue** (Source: Current Revenue): (Farber)

- A. 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 (Healy)
- B. 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 (Sherer)
- C. 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 (Sherer)

(4) 10:00 **ACTION - Proposed Uses of One-Time FY06 Revenue** *(continued)*:

- D. Special appropriations to the County Government's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Sherer)
- E. 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 (Levchenko)
- F. Special appropriations to the MCPS' FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Planell)
- G. 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 (Michaelson)
- H. Special appropriations to the MNCPPC's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Michaelson)

10:50 **DISTRICT COUNCIL SESSION**

- (5) A. **Action** - Resolution to establish public hearing on April 18, 2006 at 1:30 pm for the amendment to the Master Plan for Historic Preservation: Higgins Tavern (Arthur)

10:55 **LEGISLATIVE SESSION Day # 9**

- A. Approval of Legislative Journal: January 31, February 7, and 14, 2006 (Lauer)
- B. Introduction of Bills:
  - (5.1) • **Expedited Bill 4-06**, Commission on Human Rights - Discrimination in Housing - Repeal, sponsored by Councilmembers Knapp and Denis (Healy)  
*Public Hearing is scheduled for 4/20/06 at 7:30 pm.*

11:00 **WORKSESSION - FY07-12 Capital Improvements Program:**

- (6) • Department of Liquor Control PS (Ferber)
- (7) • Correction and Rehabilitation (McMillan)
- (8) • Integrated Justice Information System (IJIS) PS/MFP (McMillan)
- (9) • Police PS (McMillan)
- (10) • Fire and Rescue/Police joint projects (McMillan/Davidson)
- (11) • Fire and Rescue (Davidson)

12:15 **RECESS**

(12) 1:30 **PUBLIC HEARING** - Special appropriation to the MCPS' FY06 Capital Budget - \$75,000 for accessibility improvements at Rollingwood Center (Source: GO Bonds)(Levchenko)  
*ED Committee worksession tentatively scheduled for 3/23/06.*

(13) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-06, Off-Street Parking - RE-200 and RE-1 Zones (Wilson)  
*PHED Committee worksession tentatively scheduled for 4/3/06.*

(14) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery College's FY06 Operating Budget - \$500,000 for Germantown Biotechnology Project (Source: Federal Aid) (Sherer)

2:00 **WORKSESSION - FY07-12 Capital Improvements Program:**

(15) • Washington Suburban Sanitary Commission T&E (Levchenko)

(16) • Montgomery College ED (Sherer)

(17) • Department of Health and Human Services HHS (Planell)

(18) • Recreation PHED (Sherer)

(19) • General Government projects (Ferber)

(20) • Cost Sharing-MCG: Adventist Hospital (Ferber)

4:30 **ADJOURN**

6:30 **Meeting with Maryland Municipal League** (3rd floor Council Conference Room)

(21) 7:30 **PUBLIC HEARING by T&E Committee** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)  
*T&E Committee worksession tentatively scheduled for 3/30/06.*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 21, 2006:**

Adult Public Guardianship Review Board: Linda Anderson, Judith R. Bernstein, Ellen B. Franks, Barry Gorman

Commission on Health: Barbara Aranda-Naranjo

County-wide Recreation Advisory Board: Emilio Cecchi, James A. Erickson, Noah Grosfeld-Katz, George Tarrico

Telecommunications Advisory Committee: Maxine Hillary

Western Area Recreation Advisory Board: James Krzyminski, David Magill, Coblens H. Scherr, Bette C. Thompson

**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.**

<b>Mar 20, 2006</b>	12:30 pm	State Legislation
<b>Mar 21, 2006</b>	9:30 am	Regular Session
<b>Mar 27, 2006</b>	12:30 pm	State Legislation
<b>Mar 28, 2006</b>	9:30 am	Regular Session
<b>Apr 3, 2006</b>	12:30 pm	State Legislation
<b>Apr 4, 2006</b>	9:30 am	Regular Session and Council Worksession-Damascus M.P.
<b>Apr 18, 2006</b>	9:30 am	Regular Session
<b>Apr 25, 2006</b>	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

**March 14, 2006**

- 1:30 pm ZTA 06-06, Off-Street Parking - RE-200 and RE 1 Zones
- 1:30 pm Supplemental appropriation to the MC's FY06 Operating Budget - \$500,000 for Germantown Biotechnology Project
- 1:30 pm Special appropriation to the MCPS' FY06 Capital Budget - \$75,000 for accessibility improvements at Rollingwood Center
- 7:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes

**March 21, 2006**

- 1:30 pm Supplemental appropriation to the MC's FY06 Capital Budget and amendments to the FY05-10 CIP - \$1,390,000 for Takoma Park/Silver Spring Parking Garage
- 1:30 pm Supplemental appropriation to the County Government's FY06 Capital Budget, DPWT - \$472,000 for Elevator Modernization in Council Office Building
- 7:30 pm Amendment to MCPS' FY05-10 Capital Improvements Program - Seven Locks Elementary School On-Site Replacement

**March 28, 2006**

- 1:30 pm Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program:
  - \$975,000 Relocatable Classrooms for Acceleration of the Full-Day Kindergarten Initiative
  - \$3,050,000 for Rehab/Renovation of Closed Schools (Downcounty Consortium Elementary School #28) and for Linkages to Learning space
- 1:30 pm Special appropriation to the MCPS' FY06 Capital Budget- \$3,000,000 for Relocatable Classrooms
- 1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, DHCA - \$4,000,000 for Montgomery Housing Initiative Fund

**April 4, 2006**

- 1:30 pm ZTA 06-07, Farm Building Supplies and Construction - C-1 Zone

**April 5, 2006**

- 1:30 pm FY07 Operating Budgets
- 7:00 pm FY07 Operating Budgets

**April 6, 2006**

- 7:00 pm FY07 Operating Budgets

**April 17, 2006**

- 7:00 pm FY07 Operating Budgets

**April 18, 2006**

- 7:00 pm FY07 Operating Budgets



**If persons with disabilities need services or aides to participate in any Council activity, please call 240-777-7900 five days in advance. This agenda is available in an alternative format upon request.**

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**COUNCIL SEEKS APPLICANTS  
FOR POSITION OF  
CHAIRMAN OF THE MONTGOMERY COUNTY PLANNING BOARD**

**Deadline 5:00 P.M. April 12, 2006**

The Montgomery County Council is seeking applicants for a position on the Montgomery County Planning Board for the expiring term of Mr. Derick Berlage (Democrat). Mr. Berlage serves as Chairman of the Planning Board, and his term will expire on June 14, 2006. Mr. Berlage has indicated that he wishes to be considered for reappointment. The Council expects to designate the appointee as Chairman.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. This position can be filled by a Democrat (D), Republican (R), or an Independent (I). Current members are: Derick Berlage, Chairman (D), Allison Bryant (R), Wendy Collins Perdue (D), John Robinson (D), and Meredith K. Wellington (R). In appointing a Chairman for the Board, the Council will establish the salary for the Chairman within a range of \$134,000 to \$150,000.

The Planning Board serves as the Council's principal adviser on land use planning and community planning. Planning Board members also serve as Commissioners of the Maryland-National Capital Park and Planning Commission. Some of the Board's responsibilities with regard to planning are: 1) preparation and amendment of the County General Plan; 2) preparation and amendment of the Master Plans and functional plans; 3) formulation of subdivision regulations; 4) preparation of or recommendations on Text Amendments to the Zoning Ordinance; 5) implementation of the subdivision process by reviewing and approving all preliminary plans, site plans, and other plans for development; 6) advice on the planning implication of capital facilities and programs of the County Government, Montgomery College, WSSC and Montgomery County Public Schools; and 7) approval of the work program and the annual operating budget for the Park and Planning Department and Central Administrative Services.

The Planning Board sits as the Park Commission and approves the annual operating budget and Capital Improvements Program for the County park system, land acquisition contracts and major development contracts for parks, development plans for individual park facilities, policies for park operations, and park user fees. These functions require a meeting at least once each month.

The Montgomery County Planning Board meets all day every Thursday. The entire Maryland-National Capital Park and Planning Commission meets the second Wednesday of every month. Two full days a week are spent in meetings. Substantial additional time is required for preparatory work and other activities related to Planning Board responsibilities.

The Chairman's responsibilities are to perform a leadership role with respect to the Montgomery County portion of the Commission as well as to chair the meetings of the Planning Board; to assist in developing overall vision and direction for the Commission; to oversee the functioning of the Montgomery County Planning Board staff; to provide guidance on preparation of budgets by Park and Planning Department staff for presentation to the Board; to represent the Planning Board at official meetings; to present the

March 14, 2006

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Planning Board's position, especially before the County Council; and to serve as Chairman or Vice Chairman of the Maryland-National Capital Park and Planning Commission as well as to carry out other customary duties of the office.

Letters expressing interest in being considered for the position, including a resume, should be addressed to Council President George L. Leventhal and must be received in the Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850, no later than 5:00 P.M. on Wednesday, April 12, 2006. It is the Council's policy not to consider applications received after the deadline. After the April 12 closing date, Councilmembers will review the letters of application and select applicants for interviews to be held in June or July.

Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review, and interviews are conducted in public. A resume of professional and civic experience should be included with letters of application. A financial statement of assets, debts, income, and family property interests will be required of all applicants; only the candidate appointed will be required to make the financial statement available to the public.

\*\*\*\*\*

FOR INFORMATION: Justina Ferber, (240) /777-7938

## **ADDENDUM**

**Tuesday, March 21, 2006**

(3) 9:45 **CONSENT CALENDAR**

**Delete:** J. **Action** - Resolution to establish a Transportation Management District (TMD)  
in Greater Shady Grove (Orlin)

**Add:** L. **Introduction** - Resolution to approve a Mutual Aid Agreement between the  
County and Chevy Chase Village: Noise control (Boucher)

1:45 **WORKSESSION - FY07-12 Capital Improvements Program:**

**Add:** (16.1) • Wheaton and Long Branch redevelopment projects PHED (McMillan)



*This meeting will be televised live on Channel 6;  
repeated on 3/24/06 at 8 pm and 3/25/06 at 9 am*

## **Tuesday, March 21, 2006**

9:30 **INVOCATION** - Rabbi Stuart Weinblatt, B'nai Tzedek, Potomac

9:35 **PRESENTATION** - Proclamation in recognition of Walt Whitman Varsity Boys Basketball Team, Winners of the Maryland State title by Councilmember Silverman

9:40 **GENERAL BUSINESS**

A. **Announcement** - Agenda and Calendar Changes (Lauer)

(2) B. **Acknowledgement** - Receipt of Petitions (Lacefield)

C. **Action** - Approval of Minutes: February 28 and March 7, 2006 (Lauer)

(3) 9:45 **CONSENT CALENDAR**

A. **Action** - Executive Regulation 3-06, Purchases from Minority Owned Businesses (Healy)  
*MFP Committee recommends approval.*

B. **Action** - Executive Regulation 1-06, Position Description for Minority, Female, and Disabled Persons Business Affairs Manager, Department of Economic Development (Ferber)

C. **Action** - Executive Regulation 18-05AM, Certification Standards for Training, Experience, and Credentialing Requirements (Davidson)  
*PS Committee recommends approval as amended.*

(3) 9:45 **CONSENT CALENDAR** *(continued)*

- D. **Receipt and Release** - Office of Legislative Oversight Report 2006-4: A Base Budget Review of MCPS Staff Development (Howard/Latham)  
*ED Committee worksession tentatively scheduled for 5/1/06.*
- E. **Action** - Confirmation of County Executive appointments to the Adult Public Guardianship Review Board: Linda Anderson, Judith R. Bernstein, Ellen B. Franks, Barry Gorman (Ferber)
- F. **Action** - Confirmation of County Executive appointment to the Commission on Health: Barbara Aranda-Naranjo (Ferber)
- G. **Action** - Confirmation of County Executive appointments to the County-wide Recreation Advisory Board: Emilio Cecchi, James A. Erickson, Noah Grosfeld-Katz, George Tarrico (Ferber)
- H. **Action** - Confirmation of County Executive appointment to the Telecommunications Advisory Committee: Maxine Hillary (Ferber)
- I. **Action** - Confirmation of County Executive appointments to the Western Area Recreation Advisory Board: James Krzyminski, David Magill, Coblens H. Scherr, Bette C. Thompson (Ferber)
- J. **Action** - Resolution to establish a Transportation Management District (TMD) in Greater Shady Grove (Orlin)
- K. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Montgomery County Fire and Rescue Service - \$2,630,000 for Homeland Security grant award (Source: Federal Grant) (Davidson)  
*Public Hearing/Action is scheduled for 4/4/06 at 1:30 pm.*

9:50 **LEGISLATIVE SESSION Day # 10**

- A. Approval of Legislative Journal (Lauer)
  - B. Introduction of Bills
  - C. Call of Bills for Final Reading
- (4) • **Bill 28-05**, Building Permits - Adequate Public Facilities  
*PHED Committee recommends approval with amendments.*

9:55 **DISTRICT COUNCIL SESSION**

- (5) A. **Action** - Subdivision Regulation Amendment 05-03, Adequate Public Facilities - Validity Period (Faden)  
*PHED Committee recommends approval with amendments.*
- (6) B. **Introduction** - Zoning Text Amendment 06-08, Accessory Buildings - One-Family Residential Zones, sponsored by Councilmember Praisner (Wilson)  
*Action - Resolution to establish public hearing for 4/25/06 at 1:30 pm.*

10:00 **WORKSESSION - FY07-12 Capital Improvements Program:**

- (7) • Conservation of Natural Resources T&E (Ferber)
  - agricultural land preservation
- (8) • - storm drains, stormwater management (Levchenko)
- (9) • Solid Waste Management (Levchenko)
- (10) • Transportation T&E (Orlin)

12:15 **RECESS - 12:30 - PHED Committee in 6CCR**

- (11) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Capital Budget, Department of Public Works and Transportation - \$472,000 for Elevator Modernization in Council Office Building (Source: Current Revenue) (Sherer)
- (12) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery College's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - \$1,390,000 for Takoma Park/Silver Spring Parking Garage (Source: Montgomery College Major Facilities Capital Projects Fund) (Sherer)  
*ED Committee recommends approval.*

1:45 **WORKSESSION - FY07-12 Capital Improvements Program:**

- (13) • Libraries HHS (Davidson)
- (14) • Public Arts Trust (Davidson)
- (15) • Cost Sharing-MCG: Adventure Theatre and Old Blair Auditorium (Davidson)
- (16) • Housing and Community Affairs PHED (McMillan)
- (17) • Housing Opportunities Commission (Healy)
- (18) • Revenue Authority (Healy)
- (19) • Park and Planning PHED (Michaelson)

4:30 **ADJOURN**

- (20) 7:30 **PUBLIC HEARING** - Amendment to MCPS' FY05-10 Capital Improvements Program - Seven Locks Elementary School On-Site Replacement, sponsored by Councilmember Denis (Levchenko)  
*ED Committee worksession tentatively scheduled for 3/23/06.*

### FUTURE COUNCIL MEETINGS

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

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Mar 28, 2006	9:30 am	Regular Session
Apr 3, 2006	12:30 pm	State Legislation
Apr 4, 2006	9:30 am	Regular Session and Council Worksession-Damascus M.P.
Apr 18, 2006	9:30 am	Regular Session
Apr 25, 2006	9:30 am	Regular Session

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### March 28, 2006

- 1:30 pm Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program:
- \$975,000 Relocatable Classrooms for Acceleration of the Full-Day Kindergarten Initiative
  - \$3,050,000 for Rehab/Renovation of Closed Schools (Downcounty Consortium Elementary School #28) and for Linkages to Learning space
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#### April 4, 2006

- 1:30 pm ZTA 06-07, Farm Building Supplies and Construction - C-1 Zone
- 1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, MCFRS - \$2,630,000 for Homeland Security grant award

#### April 5, 2006

- 1:30 pm FY07 Operating Budgets
- 7:00 pm FY07 Operating Budgets - MCPS

#### April 6, 2006

- 7:00 pm FY07 Operating Budgets

#### April 17, 2006

- 7:00 pm FY07 Operating Budgets

#### April 18, 2006

- 1:30 pm Amendment to the Master Plan for Historic Preservation: Higgins Tavern
- 7:00 pm FY07 Operating Budgets

#### April 25, 2006

- 7:30 pm Expedited Bill 4-06, Commission on Human Rights - Discrimination in Housing - Repeal



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Planning Board's position, especially before the County Council; and to serve as Chairman or Vice Chairman of the Maryland-National Capital Park and Planning Commission as well as to carry out other customary duties of the office.

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\*\*\*\*\*

**FOR INFORMATION: Justina Ferber, (240) 777-7938**

**ADDENDUM**  
**Tuesday, March 28, 2006**

2:30 **WORKSESSION - FY07-12 Capital Improvements Program:**

**Add:** (15.1)      • DPWT: Brookville Service Park      T&E      (Orlin)

*This meeting will be televised live on Channel 6;  
repeated on 3/31/06 at 8 pm and 4/1/06 at 9 am*

## **Monday, March 27, 2006**

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

## **Tuesday, March 28, 2006**

9:30 **INVOCATION** - Dilawar Singh Dhatt, Guru Nanak Foundation of America, Silver Spring

9:35 **PRESENTATION** - Proclamation to Montgomery County Alumnae Chapter of Delta Sigma Theta Sorority, Inc. in recognition of Delta Youth Day in Montgomery County by Councilmember Floreen

9:40 **GENERAL BUSINESS**

- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: March 13, 14, and 15, 2006 (Lauer)

(3) 9:45 **CONSENT CALENDAR**

A. **Introduction** - Resolution to establish Ad Hoc Agricultural Policy Working Group, sponsored by Council President Leventhal (Ervin)  
*Action is tentatively scheduled for 4/4/06.*

B. **Introduction** - Resolution to approve the National Capital Region Mutual Aid Agreement (Boucher)  
*Public Hearing/Action is scheduled for 4/18/06 at 1:30 pm.*



(3) 9:45 **CONSENT CALENDAR** *(continued)*

- C. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$720,000 for Custodial Contract for County Facilities (Source: General Fund Undesignated Reserves) (Sherer)  
*Public Hearing is scheduled for 4/18/06 at 1:30 pm.*
- D. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$1,000,000 for Emergency Tree Maintenance (Source: General Fund Undesignated Reserves) (Orlin)  
*Public Hearing/Action is scheduled for 4/18/06 at 1:30 pm.*
- E. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$4,163,830 for Division of Transit Services (Source: Mass Transit Fund) (Orlin)  
*Public Hearing is scheduled for 4/18/06 at 1:30 pm.*
- F. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Office of the Sheriff - \$627,320 for Courtroom/Courthouse Security and Transport Program (Source: General Fund Undesignated Reserves) (McGuire)  
*Public Hearing/Action is scheduled for 4/18/06 at 1:30 pm.*
- G. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Circuit Court - \$143,890 for Adjudication Program (Source: General Fund Undesignated Reserves) (McGuire)  
*Public Hearing/Action is scheduled for 4/18/06 at 1:30 pm.*
- H. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services - \$181,640 for Behavioral Health and Crisis Services, Shelter Services Program (Source: General Fund Undesignated Reserves) (McGuire)  
*Public Hearing is scheduled for 4/18/06 at 1:30 pm.*
- I. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Correction and Rehabilitation - \$1,751,910 for Detention Services-MCCF Program (Source: General Fund Undesignated Reserves)(McMillan)  
*Public Hearing/Action is scheduled for 4/18/06 at 1:30 pm.*
- J. **Action** - Special appropriation to the MCPS' FY06 Capital Budget - \$75,000 for accessibility improvements at Rollingwood Center (Source: GO Bonds) (Levchenko)  
*ED Committee recommendation will be available 3/23/06.*

9:50 **WORKSESSION - FY07-12 Capital Improvements Program:**

- (3.1) • Park and Planning: Silver Place/MRO Headquarters Mixed Use Project PHED

10:15 **DISCUSSION/ACTION on the following:**

- (4) • 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)  
*ED Committee recommendations will be available 3/23/06.*
- (5) • Amendment to MCPS' FY05-10 Capital Improvements Program - Seven Locks Elementary School On-Site Replacement (Levchenko)  
*ED Committee recommendations will be available 3/23/06.*

10:45 **WORKSESSION - FY07-12 Capital Improvements Program:**

- (6) • Montgomery County Public Schools ED (Levchenko)

12:30 **RECESS**

1:30 **PUBLIC HEARING** - Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program:

- (7) • \$975,000 Relocatable Classrooms for Acceleration of the Full-Day Kindergarten Initiative (Source: Current Revenue) (Levchenko)
- (8) • \$3,050,000 for Rehab/Renovation of Closed Schools (Downcounty Consortium Elementary School #28) and for Linkages to Learning space (Source: G.O. Bonds) (Levchenko)  
*ED Committee worksession tentatively scheduled for 3/30/06.*
- (9) 1:30 **PUBLIC HEARING** - Special appropriation to the MCPS' FY06 Capital Budget- \$3,000,000 for Relocatable Classrooms (Source: Current Revenue) (Levchenko)  
*ED Committee worksession tentatively scheduled for 3/30/06.*

- (10) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Housing and Community Affairs - \$4,000,000 for Montgomery Housing Initiative Fund (Source: Condominium Transfer Tax revenues) (McMillan)

- (11) 2:00 **BRIEFINGS** - Housing Initiative Fund and MPDU Compliance (McMillan)  
NOTE: MPDU briefing will be rescheduled

- (12) 2:25 **ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Housing and Community Affairs - \$4,000,000 for Montgomery Housing Initiative Fund (Source: Condominium Transfer Tax revenues) (McMillan)

2:30 **WORKSESSION - FY07-12 Capital Improvements Program:**

- (13) • Judicial Center Annex PS (McMillan)
- (14) • General Government projects MFP (Sherer)
- (15) • FiberNet (Sherer)

3:00 **DISTRICT COUNCIL SESSION**

- (17) A. **Introduction** - Zoning Text Amendment 06-09, Corrective Map Amendment - Split-zoned property, sponsored by Councilmember Silverman (Wilson)  
*Action* - Resolution to establish public hearing for 5/2/06 at 1:30 pm.
- (18) B. **Introduction** - Zoning Text Amendment 06-10, Subordinate Structure - Revisions, sponsored by Councilmembers Praisner and Silverman (Wilson)  
*Action* - Resolution to establish public hearing for 5/2/06 at 1:30 pm.

3:05 **LEGISLATIVE SESSION Day #11**

- A. Approval of Legislative Journal: March 14, 2006 (Lauer)
- B. Introduction of Bills
- (19) • **Bill 5-06**, Elected Officials - Compensation, sponsored by Council President at request of the Committee to Study Compensation of County Executive, County Council, Sheriff, and State's Attorney (Boucher)  
*Public Hearing is scheduled for 4/18/06 at 1:30 pm.*
- C. Call of Bills for Final Reading
- (20) • **Bill 1-06**, Personnel - Special Days of Commemoration (Boucher)  
*MFP Committee recommends approval with amendments.*

3:30 **ADJOURN**

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 4, 2006:**

Alcoholic Beverages Advisory Board: Sheri L. Turnbow

Board of Investment Trustees: Mary Ellen (Meg) Menke, John Lodge Gillespie, Jr.

Cable Compliance Commission: Diona Street-Coe, David D. Freishtat, Barbara Keating

Commission on Aging: Ceceil Belong

Community Action Board: Marlon Mitchell, Lisa Conlon, Russell Campbell

Taxicab Services Advisory Committee: Feliciano Mpembele, Sheryl Sears, H. Joy Sharp

### 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.

<b>Apr 3, 2006</b>	12:30 pm	State Legislation
<b>Apr 4, 2006</b>	9:30 am	Regular Session and Council Worksession-Damascus M.P.
<b>Apr 18, 2006</b>	9:30 am	Regular Session
<b>Apr 25, 2006</b>	9:30 am	Regular Session

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### April 4, 2006

1:30 pm ZTA 06-07, Farm Building Supplies and Construction - C-1 Zone  
1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, MCFRS - \$2,630,000 for Homeland Security grant award

#### April 5, 2006

1:30 pm FY07 Operating Budgets  
7:00 pm FY07 Operating Budgets - MCPS

#### April 6, 2006

7:00 pm FY07 Operating Budgets

#### April 17, 2006

7:00 pm FY07 Operating Budgets

#### April 18, 2006

1:30 pm Amendment to the Master Plan for Historic Preservation: Higgins Tavern  
1:30 pm Resolution to approve the National Capital Region Mutual Aid Agreement  
1:30 pm Supplemental appropriations to the County Government's FY06 Operating Budget

- DPWT - \$720,000 for Custodial Contract for County Facilities
- DPWT - \$4,163,830 for Division of Transit Services
- DPWT - \$1,000,000 for Emergency Tree Maintenance
- Office of the Sheriff - \$627,320 for Courtroom/Courthouse Security and Transport Program
- Circuit Court - \$143,890 for Adjudication Program
- DOCR - \$1,751,910 for Detention Services-MCCF Program
- DHHS - \$181,640 for Behavioral Health and Crisis Services, Shelter Services Program

7:00 pm FY07 Operating Budgets

#### April 25, 2006

1:30 pm ZTA 06-08, Accessory Buildings - One-Family Residential Zones  
7:30 pm **Expedited Bill 4-06**, Commission on Human Rights - Discrimination in Housing - Repeal

#### April 26, 2006

7:30 pm T&E Committee/WMATA re: Glenmont Garage



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**ADDENDUM**  
**Tuesday, April 4, 2006**

(2) 9:45 **CONSENT CALENDAR** *(continued)*

- Change:** C. **Introduction** - Resolutions to set amount of Property Tax Credit for Income Tax Offset, one sponsored by Councilmember Silverman and one sponsored by Councilmember Praisner (Faden)
- Add:** P. **Introduction** - Special appropriation to the County Government's FY06 Operating Budget, State's Attorneys Office - \$27,160 for Juvenile Prosecution Division (Source: General Fund Undesignated Reserves) (McMillan)  
*Public Hearing/Action is scheduled for 4/18/06 at 1:30 pm.*
- Add:** Q. **Introduction** - Resolution to amend Fuel/Energy tax rates, sponsored by Councilmember Praisner (Faden)  
*Public hearing is scheduled for 4/27/06 at 7:30 pm.*

*This meeting will be televised live on Channel 6;  
repeated on 4/7/06 at 8 pm and 4/8/06 at 9 am*

**Tuesday, April 4, 2006**

9:30 **INVOCATION** - Reverend Rosetta Robinson, Community Ministry of Montgomery County, Rockville

9:35 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)

9:40 **PRESENTATION** - Proclamation in recognition of April as Autism Awareness Month by Councilmember Knapp

(2) 9:45 **CONSENT CALENDAR**

- A. **Introduction** - Special appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services - \$700,940 for Maternity Partnership Program (Source: General Fund Undesignated Reserves) (Planell)  
*Public Hearing/Action is scheduled for 4/18/06 at 1:30 pm.*
- B. **Introduction** - Supplemental appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Montgomery County Fire and Rescue Service - \$30,750,000 for Fire Apparatus Replacement (Source: Certificates of Participation) (Davidson)  
*Public Hearing is scheduled for 4/25/06 at 1:30 pm.*
- C. **Introduction** - Resolution to set amount of Property Tax Credit for Income Tax Offset (Faden)  
*Public Hearing is scheduled for 4/27/06 at 7:30 pm.*

(2) 9:45 **CONSENT CALENDAR** *(continued)*

- D. **Introduction** - Resolution to establish FY07 Solid Waste Service Charges (Levchenko)  
*Public Hearing is scheduled for 4/27/06 at 7:30 pm.*
- E. **Introduction** - Resolution to establish FY07 Water Quality Protection Charge (Levchenko)  
*Public Hearing is scheduled for 4/27/06 at 7:30 pm.*
- F. **Introduction** - Resolution to amend FY07 Transportation Fees, Charges, and Fares (Orlin)  
*Public Hearing is scheduled for 4/27/06 at 7:30 pm.*
- G. **Action** - Resolution to set public hearing on intent to consider increasing FY07 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sherer)  
*Public Hearing is scheduled for 4/27/06 at 7:30 pm.*
- H. **Action** - Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program:
- \$975,000 Relocatable Classrooms for Acceleration of the Full-Day Kindergarten Initiative (Source: Current Revenue) (Levchenko)
  - \$3,050,000 for Rehab/Renovation of Closed Schools (Downcounty Consortium Elementary School #28) and for Linkages to Learning space (Source: G.O. Bonds) (Levchenko)  
*ED Committee recommendation will be available 3/30/06.*
- I. **Action** - Special appropriation to the MCPS' FY06 Capital Budget- \$3,000,000 for Relocatable Classrooms (Source: Current Revenue) (Levchenko)  
*ED Committee recommendation will be available 3/30/06.*
- J. **Action** - Confirmation of County Executive appointment to the Alcoholic Beverages Advisory Board: Sheri L. Turnbow (Ferber)
- K. **Action** - Confirmation of County Executive appointments to the Board of Investment Trustees: Mary Ellen (Meg) Menke, John Lodge Gillespie, Jr. (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Cable Compliance Commission: Diona Street-Coe, David D. Freishtat, Barbara Keating (Ferber)
- M. **Action** - Confirmation of County Executive appointment to the Commission on Aging: Ceceil Belong (Ferber)
- N. **Action** - Confirmation of County Executive appointments to the Community Action Board: Marlon Mitchell, Lisa Conlon, Russell Campbell (Ferber)
- O. **Action** - Confirmation of County Executive appointments to the Taxicab Services Advisory Committee: Feliciano Mpembele, Sheryl Sears, H. Joy Sharp (Ferber)

9:50 **LEGISLATIVE SESSION Day # 12**

A. Introduction of Bills

- (3) • **Expedited Bill 6-06**, Property Tax Credits - Revisions (Faden)  
*Public Hearing is scheduled for 4/27/06 at 7:30 pm.*

9:55 **DISTRICT COUNCIL SESSION**

- (4) A. **Introduction** - Zoning Text Amendment 06-11, Wheaton Overlay Zone - Revisions, sponsored by Councilmembers Perez and Praisner (Wilson)  
*Action - Resolution to establish public hearing for 6/13/06 at 1:30 pm.*

- (5) B. **Introduction** - Resolution to amend fees for the administration and enforcement of Sign Permits and Licenses, and add fees for signs subject to MNCPPC site plans (Levchenko)  
*Public Hearing is scheduled for 4/27/06 at 7:30 pm.*

- (6) C. **Introduction** - Resolution to establish fees for Nonconforming Use Certification(Levchenko)  
*Public Hearing is scheduled for 4/27/06 at 7:30 pm.*

- (7) 10:00 **ACTION** - Resolution to establish Ad Hoc Agricultural Policy Working Group (Ervin)

- (8) 10:15 **ACTION** - Resolution to establish policy on parking at County libraries (Davidson/McGuire)  
*HHS Committee recommends approval.*

10:30 **WORKSESSION** on the following:

- (9) • Damascus Master Plan (Michaelson/White)  
(10) • ZTA 06-01, Rural Village Center Overlay Zone - Revisions (Wilson/White)  
(11) • ZTA 06-02, Mixed Use Town Center Zone - Revisions (Wilson/White)  
(12) • ZTA 06-03, Rural Neighborhood Cluster Zone - TDR Option (Wilson/White)

12:15 **RECESS**

- (13) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-07, Farm Building Supplies and Construction - C-1 Zone (Wilson)  
*PHED Committee worksession will be scheduled at a later date.*

- (14) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Montgomery County Fire and Rescue Service - \$2,630,000 for Homeland Security grant award (Source: Federal Grant) (Davidson)



April 4, 2006

Page 4

1:45 **WORKSESSION** on the following:

- |      |                                                            |                    |
|------|------------------------------------------------------------|--------------------|
| (9)  | • Damascus Master Plan                                     | (Michaelson/White) |
| (10) | • ZTA 06-01, Rural Village Center Overlay Zone - Revisions | (Wilson/White)     |
| (11) | • ZTA 06-02, Mixed Use Town Center Zone - Revisions        | (Wilson/White)     |
| (12) | • ZTA 06-03, Rural Neighborhood Cluster Zone - TDR Option  | (Wilson/White)     |

5:00 **ADJOURN**

### **Wednesday, April 5, 2006**

1:30 **PUBLIC HEARING** - FY07 Operating Budgets

7:00 **PUBLIC HEARING** - FY07 Operating Budgets - MCPS

### **Thursday, April 6, 2006**

7:00 **PUBLIC HEARING** - FY07 Operating Budgets

**The next regular Council Session is scheduled for April 18, 2006. The agenda and committee schedule will be mailed and posted to the web site on April 13, 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.**

<b>Apr 10-14, 2006</b>		<b>RECESS</b>
<b>Apr 18, 2006</b>	9:30 am	Regular Session
<b>Apr 25, 2006</b>	9:30 am	Regular Session
<b>May 2, 2006</b>	9:30 am	Regular Session
<b>May 8, 2006</b>	9:30 am	Council Budget Worksession
<b>May 9, 2006</b>	9:30 am	Regular Session and Council Budget Worksession
<b>May 10, 2006</b>	9:30 am	Council Budget Worksession
<b>May 11, 2006</b>	9:30 am	Council Budget Worksession
<b>May 11, 2006</b>	3:00 pm	Bi-County Meeting at WSSC
<b>May 12, 2006</b>	9:30 am	Council Budget Worksession
<b>May 15, 2006</b>	9:30 am	Council Budget Worksession
<b>May 16, 2006</b>	9:30 am	Regular Session and Council Budget Worksession
<b>May 17, 2006</b>	9:30 am	Council Budget Worksession
<b>May 18, 2006</b>	9:30 am	Council Budget Worksession

**FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

**April 5, 2006**

1:30 pm FY07 Operating Budgets

7:00 pm FY07 Operating Budgets - MCPS

**April 6, 2006**

7:00 pm FY07 Operating Budgets

**April 17, 2006**

7:00 pm FY07 Operating Budgets

**April 18, 2006**

1:30 pm Amendment to the Master Plan for Historic Preservation: Higgins Tavern

1:30 pm Resolution to approve the National Capital Region Mutual Aid Agreement

1:30 pm **Bill 5-06**, Elected Officials - Compensation

1:30 pm Special appropriation to the County Government's FY06 Operating Budget, DHHS - \$700,940 for Maternity Partnership Program

1:30 pm Supplemental appropriations to the County Government's FY06 Operating Budget

➤ DPWT - \$720,000 for Custodial Contract for County Facilities

➤ DPWT - \$4,163,830 for Division of Transit Services

➤ DPWT - \$1,000,000 for Emergency Tree Maintenance

➤ Office of the Sheriff - \$627,320 for Courtroom/Courthouse Security and Transport Program

➤ Circuit Court - \$143,890 for Adjudication Program

➤ DOCR - \$1,751,910 for Detention Services-MCCF Program

➤ DHHS - \$181,640 for Behavioral Health and Crisis Services, Shelter Services Program

7:00 pm FY07 Operating Budgets

**April 25, 2006**

1:30 pm ZTA 06-08, Accessory Buildings - One-Family Residential Zones

1:30 pm Supplemental appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, MCFRS - \$30,750,000 for Fire Apparatus Replacement

7:30 pm **Expedited Bill 4-06**, Commission on Human Rights - Discrimination in Housing - Repeal

**April 27, 2006**

7:30 pm Resolution to set amount of Property Tax Credit for Income Tax Offset

7:30 pm Resolution to establish FY07 Solid Waste Service Charges

7:30 pm Resolution to establish FY07 Water Quality Protection Charge

7:30 pm Resolution to amend FY07 Transportation Fees, Charges, and Fares

7:30 pm Resolution to set public hearing on intent to consider increasing FY07 General Fund tax rate above the Constant Yield Tax Rate (CYTR)

**May 2, 2006**

1:30 pm ZTA 06-09, Corrective Map Amendment - Split-zoned property

1:30 pm ZTA 06-10, Subordinate Structure - Revisions

7:30 pm Options for Seven Locks Elementary School Replacement



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*This meeting will be televised live on Channel 6;  
repeated on 4/21/06 at 8 pm and 4/22/06 at 9 am*

## **Monday, April 17, 2006**

7:00 **PUBLIC HEARING** - FY07 Operating Budgets

## **Tuesday, April 18, 2006**

9:30 **INVOCATION** - Ms. Susan Troxel, Spiritual Assembly of the Baha'is of Montgomery County, Gaithersburg

9:35 **PRESENTATION** - Proclamation in recognition of April as Organ and Tissue Donation Awareness Month by Council President Leventhal

9:40 **PRESENTATION** - Proclamation in recognition of Winston Churchill Community Ice Hockey Club, Winners of the Maryland Scholastic Hockey League State Championship by Councilmember Denis

9:45 **PRESENTATION** - Proclamation in recognition of a successful season by the American Basketball Association's Maryland Nighthawks team by Councilmember Silverman

9:50 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: March 21, 27 and 28, 2006 (Lauer)  
Approval of Closed Session Minutes: December 6, 2005, February 14 and 28, 2006

(2) 9:55 **CONSENT CALENDAR**

- A. **Introduction** - Supplemental appropriations to the County Government's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Department of Housing and Community Affairs (Source: Federal Aid) (McMillan)
- \$199,000 for Fenton Street Village Pedestrian Linkages
  - \$199,000 for Long Branch Pedestrian Linkages
  - \$746,000 for South Silver Spring Pedestrian Linkages
- Public Hearing/Action is scheduled for 5/9/06 at 1:30 pm.*

(2) 9:55 **CONSENT CALENDAR** *(continued)*

- B. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services, Public Health Services - \$195,060 for the Housing Opportunities for Persons Living with Aids Program Grant (Source: Maryland Department of Health and Mental Hygiene) (Planell)  
*Public Hearing/Action is scheduled for 5/2/06 at 1:30 pm.*
- C. **Introduction** - Resolution to establish the FY07 Work Program of the Interagency Public Information Working Group (Lacefield)  
*Action is scheduled for 4/25/06.*
- D. **Introduction** - Resolution to establish the FY07 Work Program of the Interagency Procurement Coordinating Committee (Healy)  
*Action is scheduled for 4/25/06.*
- E. **Introduction** - Resolution to authorize Variable Rate Demand Note Program (Sherer)  
*Action is scheduled for 4/25/06.*
- F. **Receipt and Release** - Office of Legislative Oversight Report 2006-5: A Base Budget Review of the Montgomery County Park Police (Trombka)  
*PS/PHED Committee worksession tentatively scheduled for 4/21/06.*
- G. **Action** - Resolutions to amend Resolution 15-1015 for the FY06 Designation of Entities for Non-Competitive Award Status for the following: (McGuire)
- Coalition for the Homeless
  - Centro Familia
  - Providers of services to developmentally disabled individuals: ARC of Montgomery County, Jewish Vocational Services, Secure Care Services, Inc.
- H. **Action** - Contract Renewals for Audit Services (Howard)  
*MFP Committee recommends approval.*
- I. **Introduction** - Special appropriation to MCPS' FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$2,100,000 for Replacement and Removal of Relocatable Classrooms (Source: Current Revenue)(Levchenko)  
*ED Committee worksession tentatively scheduled for 5/1/06.*  
*Public Hearing/Action is scheduled for 5/9/06 at 1:30 pm.*

10:00 **LEGISLATIVE SESSION Day # 13**

- A. Approval of Legislative Journal: March 21 and 28, 2006 (Lauer)
- B. Introduction of Bills:
  - (3) • **Bill 07-06**, Special Capital Improvements Project - Clarksburg Fire Station, sponsored by the Council President at the request of the County Executive (Orlin)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*
  - (4) • **Bill 08-06**, Special Capital Improvements Project - East Germantown Fire Station, sponsored by the Council President at the request of the County Executive (Orlin)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*
  - (5) • **Bill 09-06**, Special Capital Improvements Project - Animal Shelter, sponsored by the Council President at the request of the County Executive (Orlin)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*
  - (6) • **Bill 10-06**, Special Capital Improvements Project - North County Maintenance Depot, sponsored by the Council President at the request of the County Executive (Orlin)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*
  - (7) • **Bill 11-06**, Special Capital Improvements Project - Gaithersburg Library Renovation, sponsored by the Council President at the request of the County Executive (Orlin)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*
  - (8) • **Bill 12-06**, Transmission Facility Coordination, sponsored by the Council President at the request of the County Executive (Faden)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*
  - (9) • **Bill 13-06**, Alcohol and Other Drug Abuse Advisory Council - Amendments, sponsored by the Council President at the request of the County Executive (Faden)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*
  - (10) • **Expedited Bill 14-06**, Personnel - Salary Schedules - Medical Doctors, sponsored by the Council President at the request of the County Executive (Boucher)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*
  - (11) • **Bill 15-06**, Offenses - Loitering, sponsored by the Council President at the request of the County Executive (Faden)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*
  - (11.5) • **Expedited Bill 16-06**, Fire and Rescue Services - Training Standards, sponsored by the Council President at the request of the County Executive (Faden)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*
- (12) 10:05 **OVERVIEW** - FY07 Operating Budget (Farber)
- (13) 10:25 **ACTION** - Consideration of Spending Affordability Guidelines for FY07 Operating Budget (Sherer)  
*MFP Committee recommendations will be available 4/17/06.*

- (14) 11:00 **WORKSESSION** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)  
*T&E Committee recommends approval with amendments.*  
*Action is tentatively scheduled for 4/25/06.*
- 11:20 **DISTRICT COUNCIL SESSION**
- (15) A. **Action** - Zoning Text Amendment 05-12, C-2 Zone, Special Development Procedure (Wilson/Healy)  
*PHED Committee recommends disapproval.*
- (16) B. **Action** - Zoning Text Amendment 06-04, Rural Neighborhood Cluster Zone - Rural Open Space (Wilson/Healy)  
*PHED Committee recommends approval.*
- (17) C. **Introduction** - Resolution to approve City of Gaithersburg Annexation Petition for Crown Farm (Wilson)  
*Action is tentatively scheduled for 4/25/06.*
- 12:15 **RECESS** - 12:30 Meeting (6th floor Council Conference Room):
- **PROPOSED CLOSED SESSION** 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). Topic is Planning Board Chair. (Farber)
  - **Discussion** - Process for Planning Board Chair Search (if needed) (Ferber)
- (18) 1:30 **PUBLIC HEARING - Bill 5-06**, Elected Officials - Compensation (Boucher)  
*Action is tentatively scheduled for 5/2/06.*
- (19) 1:30 **PUBLIC HEARING** - Amendment to the Master Plan for Historic Preservation: Higgins Tavern (Arthur)  
*PHED Committee worksession tentatively scheduled for 4/28/06.*
- (20) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$720,000 for Custodial Contract for County Facilities (Source: General Fund Undesignated Reserves) (Sherer)  
*T&E Committee worksession tentatively scheduled for 4/27/06.*
- (21) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$4,163,830 for Division of Transit Services (Source: Mass Transit Fund) (Orlin)  
*T&E Committee worksession tentatively scheduled for 4/20/06.*
- (22) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services - \$181,640 for Behavioral Health and Crisis Services, Shelter Services Program (Source: General Fund Undesignated Reserves) (McGuire)  
*Action is tentatively scheduled for 4/25/06.*

- (23) 1:30 **PUBLIC HEARING/ACTION** - Resolution to approve the National Capital Region Mutual Aid Agreement (Boucher)
- (24) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services - \$700,940 for Maternity Partnership Program (Source: General Fund Undesignated Reserves) (Planell)  
*HHS Committee recommends approval.*
- (25) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Office of the Sheriff - \$627,320 for Courtroom/Courthouse Security and Transport Program (Source: General Fund Undesignated Reserves) (McMillan)  
*PS Committee recommends approval with amendments.*
- (26) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Circuit Court - \$143,890 for Adjudication Program (Source: General Fund Undesignated Reserves) (McMillan)  
*PS Committee recommends approval with amendments.*
- (27) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY06 Operating Budget, State's Attorneys Office - \$27,160 for Juvenile Prosecution Division (Source: General Fund Undesignated Reserves) (McMillan)  
*PS Committee recommends approval.*
- (28) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Correction and Rehabilitation - \$1,751,910 for Detention Services-MCCF Program (Source: General Fund Undesignated Reserves) (McMillan)  
*PS Committee recommends approval.*
- (29) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$1,000,000 for Emergency Tree Maintenance (Source: General Fund Undesignated Reserves) (Orlin)  
*T&E Committee recommends approval.*

**ADJOURN**

- 2:30 **T&E Committee** (7th floor Council Hearing Room)  
2:30 **ED Committee** (3rd floor Council Conference Room)  
5:00 **PHED Committee** (7th floor Council Hearing Room)

7:00 **PUBLIC HEARING** - FY07 Operating Budgets (3rd floor Council Hearing Room)

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on April 25, 2006:**

Commission on Landlord-Tenant Affairs: Clifton O. Bell, William J. Goodwin

County-wide Recreation Advisory Board: Kathleen Curtis Fiskin, George Aman, Barbara A. Carry

Noise Control Advisory Board: Paul Shang

Silver Spring Transportation Management District Advisory Committee: Ali Mahmood, Julian M. Leidman, Catherine S. Wilde

Upcounty Recreation Advisory Board: Lou Sousa, Tim Truman, Robert D. Caverly

Western Montgomery County Citizens Advisory Board: Sandra-Lee El-Haj, Alan M. Freeman, Ann Hill, John C. Alexander, Sue F. Knapp

Department of Economic Development, Minority, Female, Disabled Business Affairs Manager: Katie Knowlin

### 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.

Apr 25, 2006	9:30 am	Regular Session
May 2, 2006	9:30 am	Regular Session
May 8, 2006	9:30 am	Council Budget Worksession
May 9, 2006	9:30 am	Regular Session and Council Budget Worksession
May 10, 2006	9:30 am	Council Budget Worksession
May 11, 2006	9:30am	Council Budget Worksession
May 11, 2006	3:00 pm	Bi-County Meeting at WSSC
May 15, 2006	9:30 am	Council Budget Worksession
May 16, 2006	9:30 am	Regular Session and Council Budget Worksession
May 17, 2006	9:30 am	Council Budget Worksession
May 18, 2006	9:30 am	Council Budget Worksession
May 25, 2006	10:00 am	Council Budget - Action

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### April 25, 2006

1:30 pm	ZTA 06-08, Accessory Buildings - One-Family Residential Zones
1:30 pm	Supplemental appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, MCFRS - \$30,750,000 for Fire Apparatus Replacement
7:30 pm	<b>Expedited Bill 4-06</b> , Commission on Human Rights - Discrimination in Housing - Repeal



**FUTURE PUBLIC HEARINGS (continued)**

**To testify call 240-777-7931**

**April 27, 2006**

- 7:30 pm Resolutions to set amount of Property Tax Credit for Income Tax Offset
- 7:30 pm Resolution to establish FY07 Solid Waste Service Charges
- 7:30 pm Resolution to amend Fuel/Energy tax rates
- 7:30 pm Resolution to establish FY07 Water Quality Protection Charge
- 7:30 pm Resolution to amend FY07 Transportation Fees, Charges, and Fares
- 7:30 pm Intent to consider increasing FY07 General Fund tax rate above the Constant Yield Tax Rate (CYTR)
- 7:30 pm Resolution to amend fees for the administration and enforcement of Sign Permits and Licenses, and add fees for signs subject to MNCPPC site plans
- 7:30 pm Resolution to establish fees for Nonconforming Use Certification
- 7:30 pm **Expedited Bill 6-06**, Property Tax Credits - Revisions

**May 2, 2006**

- 1:30 pm ZTA 06-09, Corrective Map Amendment - Split-zoned property
- 1:30 pm ZTA 06-10, Subordinate Structure - Revisions
- 1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, DHHS, Public Health Services - \$195,060 for the Housing Opportunities for Persons Living with Aids Program Grant
- 7:30 pm Options for Seven Locks Elementary School Replacement

**May 9, 2006**

- 1:30 pm Supplemental appropriations to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, DHCA
  - \$199,000 for Fenton Street Village Pedestrian Linkages
  - \$199,000 for Long Branch Pedestrian Linkages
  - \$746,000 for South Silver Spring Pedestrian Linkages
- 1:30 pm Special appropriation to MCPS' FY06 Capital Budget and amendment to the FY05-10 CIP - \$2,100,000 for Replacement and Removal of Relocatable Classrooms

**June 13, 2006**

- 1:30 pm ZTA 06-11, Wheaton Overlay Zone - Revisions



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**ADDENDUM**  
**Tuesday, April 25, 2006**

(2) 9:45 **CONSENT CALENDAR**

**Add:** S. **Introduction** - Resolution to approve Mutual Aid Agreement with the Maryland-National Capital Park Police (Boucher)  
*Public Hearing is scheduled for 5/9/06 at 1:30 pm.*

**Add:** T. **Introduction** - Resolution to amend the County's Energy Policy regarding clean and renewable energy and energy efficiency, sponsored by Council President Leventhal (Ervin)

*This meeting will be televised live on Channel 6;  
repeated on 4/28/06 at 8 pm and 4/29/06 at 9 am*

**Tuesday, April 25, 2006**

9:30 **INVOCATION** - Rabbi Greg Harris, Congregation Beth El of MC, Bethesda

9:35 **PRESENTATION** - Golden Shovel Awards by Councilmember Floreen

9:40 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: April 4, 5 and 6, 2006 (Lauer)

(2) 9:45 **CONSENT CALENDAR**

- A. **Receipt and Release** - Office of Legislative Oversight Report 2006-6, Base Budget  
Review of the Office of Human Rights (Richards/Langevin)  
*HHS Committee worksession tentatively scheduled for 5/1/06.*
- C. **Action** - Resolution to extend time until May 15, 2006 for Council action to indicate  
intent regarding the actions necessary to implement amendments to the Collective  
Bargaining Agreement with the Municipal & County Government Employees'  
Organization (MCGEO), Local 1994 (Faden)
- D. **Action** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage  
Systems Plan: water and sewer category changes (Levchenko)

(2) 9:45 **CONSENT CALENDAR** *(continued)*

- E. **Action** - Resolution to establish the FY07 Work Program of the Interagency Public Information Working Group (Lacefield)  
*MFP Committee recommends approval.*
- F. **Action** - Resolution to establish the FY07 Work Program of the Interagency Procurement Coordinating Committee (Healy)  
*MFP Committee recommends approval.*
- G. **Action** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$4,163,830 for Division of Transit Services (Source: Mass Transit Fund) (Orlin)  
*T&E Committee recommendation will be available 4/20/06.*
- H. **Action** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services - \$181,640 for Behavioral Health and Crisis Services, Shelter Services Program (Source: General Fund Undesignated Reserves) (McGuire)  
*HHS Committee recommends approval.*
- I. **Action** - Resolutions to amend Resolution 15-1015 for the FY06 Designation of Entities for Non-Competitive Award Status for the following: (McGuire)  
  - Community Ministry and Coalition for the Homeless
  - Collaboration Council for Children, Youth, and Families*HHS Committee recommends approval.*
- J. **Action** - Resolution to appoint members of the Ad Hoc Agricultural Policy Working Group (Ferber)
- K. **Action** - Resolution to authorize Variable Rate Demand Note Program (Sherer)
- L. **Action** - Confirmation of County Executive appointments to the Commission on Landlord-Tenant Affairs: Clifton O. Bell, William J. Goodwin (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the County-wide Recreation Advisory Board: Kathleen Curtis Fiskien, George Aman, Barbara A. Carry (Ferber)
- N. **Action** - Confirmation of County Executive's appointee for Minority, Female, Disabled Business Affairs Manager, Department of Economic Development: Katie Knowlin (Ferber)
- O. **Action** - Confirmation of County Executive appointment to the Noise Control Advisory Board: Paul Shang (Ferber)

(2) 9:45 **CONSENT CALENDAR** *(continued)*

P. **Action** - Confirmation of County Executive appointments to the Silver Spring Transportation Management District Advisory Committee: Ali Mahmood, Julian M. Leidman, Catherine S. Wilde (Ferber)

Q. **Action** - Confirmation of County Executive appointments to the Upcounty Recreation Advisory Board: Lou Sousa, Tim Truman, Robert D. Caverly (Ferber)

R. **Action** - Confirmation of County Executive appointments to the Western Montgomery County Citizens Advisory Board: Sandra-Lee El-Haj, Alan M. Freeman, Ann Hill, John C. Alexander, Sue F. Knapp (Ferber)

**LEGISLATIVE SESSION Day # 14**

A. Approval of Legislative Journal: April 4, 2006 (Lauer)

B. Introduction of Bills

(2.5) • **Bill 17-06**, Buildings - Energy Efficiency and Environmental Design, sponsored by Council President Leventhal (Boucher)  
*Public Hearing is scheduled for 6/20/06 at 1:30 pm.*

9:50 **WORKSESSION/ACTION on the following:**

(3) A. Compensation and Benefits (all agencies) (Farber)  
*MFP Committee recommendation will be available 4/20/06.*

(4) 10:10 **BRIEFING** - Moderately Priced Dwelling Unit (MPDU) Compliance (McMillan)

10:40 **DISTRICT COUNCIL SESSION**

(5) A. **Introduction** - Zoning Text Amendment 06-12, Moderately Priced Dwelling Units (MPDUs) - Corner Lots, sponsored by Councilmember Floreen (Wilson)  
*Action* - Resolution to establish public hearing for 6/13/06 at 1:30 pm.

(6) B. **Introduction** - Zoning Text Amendment 06-13, Established Building Line - Revisions, sponsored by District Council at the request of the County Executive (Wilson)  
*Action* - Resolution to establish public hearing for 6/13/06 at 1:30 pm.

(7) C. **Action** - Resolution to approve City of Gaithersburg Annexation Petition for Crown Farm (Wilson)  
*PHED Committee recommends approval.*

12:15 **RECESS**

- (8) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-08, Accessory Buildings - One-Family Residential Zones (Wilson)  
*PHED Committee worksession will be scheduled at a later date.*
- (9) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Montgomery County Fire and Rescue Service - \$30,750,000 for Fire Apparatus Replacement (Source: Certificates of Participation) (Davidson)  
*PS/MFP Committee worksession tentatively scheduled for later today.*
- 1:45 **ADJOURN**
- 2:00 **PS/MFP Committee** (7th floor Council Hearing Room)  
2:00 **T&E Committee** (3rd floor Council Conference Room)
- (10) 7:30 **PUBLIC HEARING - Expedited Bill 4-06**, Commission on Human Rights - Discrimination in Housing - Repeal (Healy)  
*HHS Committee worksession will be scheduled at a later date.*

**Thursday, April 27, 2006**

- 7:30 **PUBLIC HEARING by MFP Committee** on the following:
- **Expedited Bill 6-06**, Property Tax Credits - Revisions (Faden)
  - Resolutions to set amount of Property Tax Credit for Income Tax Offset (Faden)
  - Resolution to amend Fuel/Energy tax rates (Faden)
  - Resolution to amend fees for the administration and enforcement of Sign Permits and Licenses, and add fees for signs subject to MNCPPC site plans (Levchenko)
  - Resolution to establish fees for Nonconforming Use Certification (Levchenko)
  - Resolution to establish FY07 Solid Waste Service Charges (Levchenko)
  - Resolution to establish FY07 Water Quality Protection Charge (Levchenko)
  - Resolution to amend FY07 Transportation Fees, Charges, and Fares (Orlin)
  - Intent to consider increasing FY07 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sherer)

### 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.

May 2, 2006	9:30 am	Regular Session
May 8, 2006	9:30 am	Council Budget Worksession
May 9, 2006	9:30 am	Regular Session and Council Budget Worksession
May 9, 2006		Meeting re: Bi-County Budgets
May 10, 2006	9:30 am	Council Budget Worksession
May 11, 2006	9:30am	Council Budget Worksession
May 11, 2006	3:00 pm	Bi-County Meeting at WSSC
May 15, 2006	9:30 am	Council Budget Worksession
May 16, 2006	9:30 am	Regular Session and Council Budget Worksession
May 17, 2006	9:30 am	Council Budget Worksession
May 18, 2006	9:30 am	Council Budget Worksession
May 25, 2006	10:00 am	Council Budget - Action
May 29, 2006		HOLIDAY
May 30-Jun 9, 2006		RECESS

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### April 27, 2006

7:30 pm Resolutions to set amount of Property Tax Credit for Income Tax Offset  
7:30 pm Resolution to establish FY07 Solid Waste Service Charges  
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7:30 pm **Expedited Bill 6-06**, Property Tax Credits - Revisions

#### May 2, 2006

1:30 pm ZTA 06-09, Corrective Map Amendment - Split-zoned property  
1:30 pm ZTA 06-10, Subordinate Structure - Revisions  
1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, DHHS, Public Health Services - \$195,060 for the Housing Opportunities for Persons Living with Aids Program Grant  
7:30 pm Options for Seven Locks Elementary School Replacement

#### May 9, 2006

1:30 pm **Bill 07-06**, Special Capital Improvements Project - Clarksburg Fire Station  
1:30 pm **Bill 08-06**, Special Capital Improvements Project - East Germantown Fire Station  
1:30 pm **Bill 09-06**, Special Capital Improvements Project - Animal Shelter  
1:30 pm **Bill 10-06**, Special Capital Improvements Project - North County Maintenance Depot  
1:30 pm **Bill 11-06**, Special Capital Improvements Project - Gaithersburg Library Renovation  
1:30 pm **Bill 12-06**, Transmission Facility Coordination  
1:30 pm **Expedited Bill 14-06**, Personnel - Salary Schedules - Medical Doctors  
1:30 pm **Expedited Bill 16-06**, Fire and Rescue Services - Training Standards

**FUTURE PUBLIC HEARINGS** *(continued)*

**To testify call 240-777-7931**

**May 9, 2006** *(continued)*

1:30 pm Supplemental appropriations to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, DHCA

- \$199,000 for Fenton Street Village Pedestrian Linkages
- \$199,000 for Long Branch Pedestrian Linkages
- \$746,000 for South Silver Spring Pedestrian Linkages

1:30 pm Special appropriation to MCPS' FY06 Capital Budget and amendment to the FY05-10 CIP - \$2,100,000 for Replacement and Removal of Relocatable Classrooms

**June 13, 2006**

1:30 pm ZTA 06-11, Wheaton Overlay Zone - Revisions

1:30 pm **Bill 15-06**, Offenses - Loitering



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*This meeting will be televised live on Channel 6;*

## **COUNCIL MEETING**

**Thursday, April 27, 2006**  
**7th floor Council Hearing Room**

7:30 **PUBLIC HEARING by MFP Committee** on the following:

- (1) • **Expedited Bill 6-06**, Property Tax Credits - Revisions (Faden)
- (2) • Resolutions to set amount of Property Tax Credit for Income Tax Offset (Faden)
- (3) • Resolution to amend Fuel/Energy tax rates (Faden)
- (4) • Resolution to amend fees for the administration and enforcement of Sign Permits and Licenses, and add fees for signs subject to MNCPPC site plans (Levchenko)
- (5) • Resolution to establish fees for Nonconforming Use Certification (Levchenko)
- (6) • Resolution to establish FY07 Solid Waste Service Charges (Levchenko)
- (7) • Resolution to establish FY07 Water Quality Protection Charge (Levchenko)
- (8) • Resolution to amend FY07 Transportation Fees, Charges, and Fares (Orlin)
- (9) • Intent to consider increasing FY07 General Fund tax rate above the Constant Yield Tax Rate (CYTR) (Sherer)

**ADDENDUM**  
**Tuesday, May 2, 2006**

(2) 10:40 **CONSENT CALENDAR**

**Add:** E. **Introduction** - Amendment to WSSC's FY06-11 Capital Improvements Program and Budget Supplement to FY06 Capital Budget, Blue Plains WWTP: Liquid Train Projects, Part 2 - \$14,210,400 million for costs related to the McGaughan Company claim (Source: WSSC Fund Balance) (Levchenko)  
*Public Hearing is scheduled for 5/25/06 at 11:30 am.*

*This meeting will be televised live on Channel 6;  
repeated on 5/5/06 at 8 pm and 5/6/06 at 9 am*

**Tuesday, May 2, 2006**

10:30 **INVOCATION** - Reverend Dr. Roy Howard, Saint Mark Presbyterian Church

10:35 **GENERAL BUSINESS**

**A. Announcements:**

(Lauer)

- Agenda and Calendar Changes
- The Report and Recommendations of the Charter Review Commission will be presented to the Council on June 13, 2006. The Council will conduct a public hearing on these recommendations and other proposed Charter Amendments on June 27 at 1:30 pm.

(1) **B. Acknowledgement** - Receipt of Petitions

(Lacefield)

**C. Action** - Approval of Minutes: April 17 and 18, 2006

(Lauer)

(2) 10:40 **CONSENT CALENDAR**

**A. Action** - Resolution to increase the FY06 Monetary Cap on Payment in Lieu of Taxes (PILOT) Agreements

(McMillan)

*PHED Committee recommends approval as amended.*

**B. Action** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$720,000 for Custodial Contract for County Facilities (Source: General Fund Undesignated Reserves)

(Sherer)

*T&E Committee recommendation will be available 4/27/06.*

(2) 10:40 **CONSENT CALENDAR** *(continued)*

C. **Action** - Supplemental appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Montgomery County Fire and Rescue Service - \$30,750,000 for Fire Apparatus Replacement (Source: Certificates of Participation) (Davidson)  
*PS/MFP Committee recommends approval.*

D. **Action** - Resolution to establish a Transportation Management District (TMD) in Greater Shady Grove (Orlin)  
*T&E Committee recommends approval.*

(3) 10:45 **COUNCIL SITTING AS BOARD OF HEALTH** - *There are no issues for the Board to address at this time. The Board will receive an update from the County Health Officer on June 20, 2006.* (McGuire)

10:45 **DISTRICT COUNCIL SESSION**

(4) A. **Action** - Amendment to the Master Plan for Historic Preservation: Higgins Tavern (Arthur)  
*PHED Committee recommendation will be available 4/28/06.*

(5) B. **Action** - Zoning Text Amendment 06-06, Off-Street Parking - RE-200 and RE 1 Zones (Wilson)  
*PHED Committee recommendation will be available 4/28/06.*

11:00 **LEGISLATIVE SESSION Day # 15**

A. Approval of Legislative Journal: April 18, 2006 (Lauer)

B. Introduction of Bills

C. Call of Bills for Final Reading

(6) • **Bill 5-06**, Elected Officials - Compensation (Boucher)

(7) • **Bill 3-06**, Consumer Protection - Revisions (Faden)  
*PS Committee recommends approval.*

(8) 11:25 **BRIEFING** - Regional growth visioning efforts of Reality Check Plus (RCP) (Michaelson)

11:45 **RECESS**

(9) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-09, Corrective Map Amendment - Split-zoned property (Wilson)  
*PHED Committee worksession tentatively scheduled for 6/21/06.*

(10) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-10, Subordinate Structure - Revisions (Wilson)  
*PHED Committee worksession tentatively scheduled for 6/21/06.*

May 2, 2006

Page 3

- (11) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services, Public Health Services - \$195,060 for the Housing Opportunities for Persons Living with Aids Program Grant (Source: Maryland Department of Health and Mental Hygiene) (Planell)

1:45 **ADJOURN**

2:00 **MFP Committee** (7th floor Council Hearing Room)

2:00 **T&E Committee** (3rd floor Council Conference Room)

- (12) 7:30 **PUBLIC HEARING** - Options for Seven Locks Elementary School Replacement (Levchenko)  
(3rd floor Council Hearing Room)  
*ED Committee worksession tentatively scheduled for 5/4/06.*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on May 9, 2006:**

Committee on Hate/Violence: Aminah Makhdoom, Rika T. Mitrik, Brenda L. Wolff

East County Citizens Advisory Board: Thomas J. Aylward III, Sheala Durant, Freda Z. Hartman, Collen C. Ionata, Barbara F. Medina, Benoy Thomas

Fire and Rescue Commission: Gregory DeHaven

Local Management Board for Children, Youth and Families: Carol W. Garvey, M.D., Arva Jackson, Jerrilyn Matthews, George Margolies, Beryl Feinberg, Ulder Tillman, M.D., Irene Briggs

Pedestrian Safety Advisory Committee: Gerald A. Donaldson, Michael Flood, Robin Jeweler

Rustic Roads Advisory Committee: Fred Lechliden, Todd Butler, Cheryl Imperatore, Michael A. Seebold

### FUTURE COUNCIL MEETINGS

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May 8, 2006	9:30 am	Council Budget Worksession
May 9, 2006	9:30 am	Regular Session and Council Budget Worksession
May 9, 2006		Meeting re: Bi-County Budgets
May 10, 2006	9:30 am	Council Budget Worksession
May 11, 2006	9:30am	Council Budget Worksession
May 11, 2006	3:00 pm	Bi-County Meeting at WSSC
May 15, 2006	9:30 am	Council Budget Worksession
May 16, 2006	9:30 am	Regular Session and Council Budget Worksession
May 17, 2006	9:30 am	Council Budget Worksession
May 18, 2006	9:30 am	Council Budget Worksession
May 25, 2006	10:00 am	Council Budget - Action
May 29, 2006		HOLIDAY
May 30-Jun 9, 2006		RECESS

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### May 9, 2006

1:30 pm **Bill 07-06**, Special Capital Improvements Project - Clarksburg Fire Station  
1:30 pm **Bill 08-06**, Special Capital Improvements Project - East Germantown Fire Station  
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1:30 pm **Expedited Bill 16-06**, Fire and Rescue Services - Training Standards  
1:30 pm Supplemental appropriations to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, DHCA  
➤ \$199,000 for Fenton Street Village Pedestrian Linkages  
➤ \$199,000 for Long Branch Pedestrian Linkages  
➤ \$746,000 for South Silver Spring Pedestrian Linkages  
1:30 pm Special appropriation to MCPS' FY06 Capital Budget and amendment to the FY05-10 CIP - \$2,100,000 for Replacement and Removal of Relocatable Classrooms  
1:30 pm Resolution to approve Mutual Aid Agreement with the Maryland-National Capital Park Police

#### June 13, 2006

1:30 pm ZTA 06-11, Wheaton Overlay Zone - Revisions  
1:30 pm **Bill 15-06**, Offenses - Loitering  
1:30 pm ZTA 06-12, Moderately Priced Dwelling Units (MPDUs) - Corner Lots  
1:30 pm ZTA 06-13, Established Building Line - Revisions

#### June 20, 2006

1:30 pm **Bill 17-06**, Buildings - Energy Efficiency and Environmental Design



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## COUNCIL MEETING

**Monday, May 8, 2006**  
**7th floor Council Hearing Room**

### 9:30 WORKSESSION - FY07 Operating Budget

- |      |                                                                                                                      |     |             |
|------|----------------------------------------------------------------------------------------------------------------------|-----|-------------|
| (1)  | • Washington Suburban Sanitary Commission                                                                            | T&E | (Levchenko) |
| (2)  | • <b>CIP Budget Adjustments:</b> WSSC                                                                                |     | (Levchenko) |
| (3)  | • Montgomery College                                                                                                 | ED  | (Sherer)    |
| (4)  | • <b>CIP Budget Adjustment:</b> Montgomery College                                                                   |     | (Sherer)    |
| (5)  | • Community Use of Public Facilities                                                                                 |     | (Arthur)    |
| (6)  | • Liquor Control/Board of License Commissioners                                                                      | PS  | (Ferber)    |
| (7)  | • <b>CIP:</b> Liquor Warehouse Expansion Project                                                                     |     | (Ferber)    |
| (8)  | • County Executive                                                                                                   | MFP | (Ferber)    |
| (9)  | • NDA: Inauguration and Transition                                                                                   |     | (Arthur)    |
| (10) | • NDAs: County Associations, Public Technology, Inc., Council of Governments,<br>and Boards, Committees, Commissions |     | (McGuire)   |
| (11) | • NDA: Charter Review Commission                                                                                     |     | (Ferber)    |
| (12) | • Utilities                                                                                                          |     | (Sherer)    |

**RECESS - 12:30 PHED Committee** (*6th floor Council Conference Room*) **CANCELLED**

### 1:30 WORKSESSION - FY07 Operating Budget

- |        |                                                                                                                              |      |                       |
|--------|------------------------------------------------------------------------------------------------------------------------------|------|-----------------------|
| (13)   | • Park and Planning                                                                                                          | PHED | (Michaelson)          |
| (13.1) | • Park Police                                                                                                                |      | (Michaelson/McMillan) |
| (14)   | • <b>CIP:</b> Wheaton Tennis Bubble, SoccerPlex, and S. Germantown Recreational Park:<br>Non-SoccerPlex facilities (MOOseum) |      | (Michaelson)          |

1:30 **WORKSESSION - FY07 Operating Budget** *(continued)*

(15)	• Public Information Office	MFP	(Ferber)
(16)	• Ethics Commission		(Ferber)
(17)	• NDA Leases		(Sherer)
(18)	• <b>CIP:</b> General Government: Glen Echo		(Sherer)
(19)	• Office of Management and Budget		(Sherer)
(20)	• NDA: Conference and Visitor's Bureau	PHED	(Ferber)
(21)	• NDA: Conference Center		(Ferber)
(22)	• Economic Development		(Ferber)
(24)	• Criminal Justice Overview	PS	(McMillan)
(25)	• Department of Police		(McMillan)

**ADJOURN**



**ADDENDUM**  
**Tuesday, May 9, 2006**

(2) 9:45 **CONSENT CALENDAR**

- Deferred:** H. **Action** - Confirmation of County Executive appointment to the Fire and Rescue Commission: Gregory DeHaven (Ferber)
- Add:** L. **Introduction** - Resolution to approve Fire Station 18 Relocation (Davidson)  
*PS Committee worksession tentatively scheduled for 5/10/06.*

*This meeting will be televised live on Channel 6;  
repeated on 5/12/06 at 8 pm*

**Tuesday, May 9, 2006**

9:30 **INVOCATION** - Imam Daud Hanif, Ahmadiyya Movement in Islam, Silver Spring

9:35 **PRESENTATION** - Proclamation in recognition of Montgomery County History Day winners by Councilmembers Denis and Andrews

9:45 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: April 25, 2006 (Lauer)

(2) 9:45 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve WSSC System Development Charge (Levchenko)  
*Action is tentatively scheduled for 5/17/06.*
- B. **Introduction** - Resolution to establish the FY07 Work Program of the Interagency Training Team (Davidson)  
*Action is tentatively scheduled for 5/16/06.*
- C. **Action** - Report and recommendations of the PS/PHED Committees regarding Office of Legislative Oversight Report 2006-5, A Base Budget Review of the Montgomery County Park Police (Trombka)
- D. **Action** - Indication of Council's intention regarding the actions necessary to implement amendments to the Collective Bargaining Agreement with the Municipal & County Government Employees' Organization (MCGEO), Local 1994 (Faden)
- E. **Action** - Extension of time until August 1, 2006 for Council action on Executive Regulation 25-05, Disruptive Behavior - Recreation Programs (Sherer)

(2) 9:45 **CONSENT CALENDAR** *(continued)*

- F. **Action** - Confirmation of County Executive appointments to the Committee on Hate/Violence: Aminah Makhdoom, Rika T. Mitrik, Brenda L. Wolff (Ferber)
- G. **Action** - Confirmation of County Executive appointments to the East County Citizens Advisory Board: Thomas J. Aylward III, Sheala Durant, Freda Z. Hartman, Collen C. Ionata, Barbara F. Medina, Benoy Thomas (Ferber)
- H. **Action** - Confirmation of County Executive appointment to the Fire and Rescue Commission: Gregory DeHaven (Ferber)
- I. **Action** - Confirmation of County Executive appointments to the Local Management Board for Children, Youth and Families: Carol W. Garvey, M.D., Arva Jackson, Jerrilyn Matthews, George Margolies, Beryl Feinberg, Ulder Tillman, M.D., Irene Briggs (Ferber)
- J. **Action** - Confirmation of County Executive appointments to the Pedestrian Safety Advisory Committee: Gerald A. Donaldson, Michael Flood, Robin Jeweler (Ferber)
- K. **Action** - Confirmation of County Executive appointments to the Rustic Roads Advisory Committee: Fred Lechliden, Todd Butler, Cheryl Imperatore, Michael A. Seebold (Ferber)

9:50 **LEGISLATIVE SESSION Day # 16**

- A. Approval of Legislative Journal: April 25, 2006 (Lauer)
- B. Introduction of Bills
- (3) • **Expedited Bill 18-06**, Urban Districts - Use of Funds, sponsored by the Management and Fiscal Policy Committee and Transportation and Environment Committee (Healy)  
*Public Hearing is scheduled for 5/16/06 at 9:45 am.*

9:55 **DISTRICT COUNCIL SESSION**

- (4) A. **Action** - Resolution to establish public hearing on the Woodmont Sectional Map Amendment (G-853) for June 13, 2006 at 1:30 pm. (Michaelson)
- (5) B. **Action** - Resolution to establish public hearing on the Shady Grove Sectional Map Amendment (G-852) for June 13, 2006 at 1:30 pm. (Michaelson)
- (6) C. **Introduction** - Zoning Text Amendment 06-14, Transit Oriented, Mixed Use Zone (TOMX/TDR) - Standards, sponsored by District Council (Zyontz/Wilson)  
*Action - Resolution to establish public hearing for 6/13/06 at 1:30 pm.*

9:55 **DISTRICT COUNCIL SESSION** (*continued*)

- (7) **D. Introduction** - Zoning Text Amendment 06-15, Residential Mixed Use Development  
- RMX-2C/TDR Zone - Standards, sponsored by District Council (Zyontz/Wilson)  
*Action* - Resolution to establish public hearing for 6/13/06 at 1:30 pm.

10:00 **WORKSESSION - FY07 Operating Budget**

- Department of Public Works and Transportation: T&E (Orlin)
- (8) - DPWT Overview
- (9) - General Fund - Transportation
- (10) - NDA: HOA Road Maintenance Reimbursement
- (11) - Mass Transit Fund
- (12) - Parking Lot Districts
- (13) - NDA: Rockville Parking District
- (14) - **CIP**: Transportation projects

12:15 **RECESS** - 12:30 - Meeting regarding Bi-County Budgets (6CCR) (Farber)

- (15) 1:30 **PUBLIC HEARING - Bill 07-06**, Special Capital Improvements Project - Clarksburg Fire Station (Orlin)  
*Action is tentatively scheduled for 5/25/06.*

- (16) 1:30 **PUBLIC HEARING - Bill 08-06**, Special Capital Improvements Project - East Germantown Fire Station (Orlin)  
*Action is tentatively scheduled for 5/25/06.*

- (17) 1:30 **PUBLIC HEARING - Bill 09-06**, Special Capital Improvements Project - Animal Shelter (Orlin)  
*Action is tentatively scheduled for 5/25/06.*

- (18) 1:30 **PUBLIC HEARING - Bill 10-06**, Special Capital Improvements Project - North County Maintenance Depot (Orlin)  
*Action is tentatively scheduled for 5/25/06.*

- (19) 1:30 **PUBLIC HEARING - Bill 11-06**, Special Capital Improvements Project - Gaithersburg Library Renovation (Orlin)  
*Action is tentatively scheduled for 5/25/06.*

- (20) 1:30 **PUBLIC HEARING - Bill 12-06**, Transmission Facility Coordination (Faden)  
*MFP Committee worksession tentatively scheduled for 6/12/06.*

- (21) 1:30 **PUBLIC HEARING - Expedited Bill 14-06**, Personnel - Salary Schedules - Medical Doctors (Boucher)  
*MFP/HHS Committee worksession tentatively scheduled for 6/12/06.*

- (22) 1:30 **PUBLIC HEARING - Expedited Bill 16-06**, Fire and Rescue Services - Training Standards (Faden)  
*PS Committee worksession tentatively scheduled for 6/15/06.*
- (23) 1:30 **PUBLIC HEARING - Resolution to approve Mutual Aid Agreement with the Maryland-National Capital Park Police** (Boucher)  
*PS Committee worksession tentatively scheduled for 6/19/06.*
- (24) 1:30 **PUBLIC HEARING/ACTION - Special appropriation to MCPS' FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$2,100,000 for Replacement and Removal of Relocatable Classrooms (Source: Current Revenue)** (Levchenko)  
*ED Committee recommends approval.*
- (25) 1:30 **PUBLIC HEARING/ACTION - Supplemental appropriations to the County Government's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Department of Housing and Community Affairs (Source: Federal Aid)** (McMillan)
  - \$199,000 for Fenton Street Village Pedestrian Linkages
  - \$199,000 for Long Branch Pedestrian Linkages
  - \$746,000 for South Silver Spring Pedestrian Linkages

2:15 **WORKSESSION - FY07 Operating Budget**

- (26) • Department of Public Works and Transportation: T&E (Sherer)
  - Selected General Fund programs
- (27) - Solid Waste Services, including FY07 Solid Waste Service Charges (Levchenko)
- (28) - Fleet Management and Motor Pool Fund Contribution NDA (Healy)
- (29) • Procurement MFP (Healy)
- (30) • County Attorney (Sherer)
- (31) • Office of Human Resources (Wilson)
- (32) • Intergovernmental Relations (Wilson)
- (33) • Inspector General (Wilson)
- (34) • Recreation PHED (Sherer)
- (35) • **CIP Budget Adjustment:** Gaithersburg Aquatic Center (Sherer)

5:00 **ADJOURN**

### 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.

<b>May 10, 2006</b>	9:30 am	Council Budget Worksession
<b>May 11, 2006</b>	9:30am	Council Budget Worksession
<b>May 11, 2006</b>	3:00 pm	Bi-County Meeting at WSSC
<b>May 15, 2006</b>	9:30 am	Council Budget Worksession
<b>May 16, 2006</b>	9:30 am	Regular Session and Council Budget Worksession
<b>May 17, 2006</b>	9:30 am	Council Budget Worksession
<b>May 18, 2006</b>	9:30 am	Council Budget Worksession
<b>May 25, 2006</b>	9:30 am	Council Budget - Final Action
<b>May 29, 2006</b>		HOLIDAY
<b>May 30-Jun 9, 2006</b>		RECESS

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### May 16, 2006

9:45 am **Expedited Bill 18-06**, Urban Districts - Use of Funds

#### May 25, 2006

11:30 am Amendment to WSSC's FY06-11 CIP and Budget Supplement to FY06 Capital Budget, Blue Plains WWTP: Liquid Train Projects, Part 2 - \$14,210,400 million for costs related to the McGaughan Company claim

#### June 13, 2006

1:30 pm **Bill 15-06**, Offenses - Loitering

1:30 pm ZTA 06-11, Wheaton Overlay Zone - Revisions

1:30 pm ZTA 06-12, Moderately Priced Dwelling Units (MPDUs) - Corner Lots

1:30 pm ZTA 06-13, Established Building Line - Revisions

#### June 20, 2006

1:30 pm **Bill 17-06**, Buildings - Energy Efficiency and Environmental Design

1:30 pm Resolution to amend the County's Energy Policy regarding clean and renewable energy and energy efficiency

#### June 27, 2006

1:30 pm Report and Recommendations of the Charter Review Commission



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*This meeting will be televised live on Channel 6;  
repeated on 5/13/06 at 8 pm*

## **COUNCIL MEETING**

**Thursday, May 11, 2006  
3rd floor Council Hearing Room**

### **9:30 WORKSESSION - FY07 Operating Budget**

- (1) • 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)
- (2) • Amendment to MCPS' FY05-10 Capital Improvements Program - Seven Locks Elementary School On-Site Replacement (Levchenko)
- (3) • **FY07-12 CIP:** Issues related Seven Locks Elementary School Replacement (Levchenko)
- (3.1) • MCPS pension plan improvements (Farber)
- (4) • Montgomery County Public Schools ED (Planell)

### **ADJOURN**

- (5) 3:00 **MEETING** with Prince George's County Council regarding Bi-County Budgets (Farber)  
*(at Washington Suburban Sanitary Commission Headquarters)*



*This meeting will be televised live on Channel 6;  
repeated on 5/16/06 at 8 pm*

## **COUNCIL MEETING**

**Monday, May 15, 2006  
7th floor Council Hearing Room**

### **9:30 WORKSESSION - FY07 Operating Budget**

- |      |                                                                                                                      |     |                    |
|------|----------------------------------------------------------------------------------------------------------------------|-----|--------------------|
| (1)  | • Circuit Court                                                                                                      | PS  | (McMillan/McGuire) |
| (2)  | • Finance                                                                                                            | MFP | (Sherer)           |
| (2)  | • Risk Management, and NDAs for Risk Management, Working Families Income Supplement, and Restricted Donations        |     | (Sherer)           |
| (3)  | • Debt Service                                                                                                       |     | (Sherer)           |
| (4)  | • NDAs: Grants to Municipalities in Lieu of Shares Tax, Future Federal/State/Other Grants, Takoma Park Police Rebate |     | (Sherer)           |
| (5)  | • NDA: Municipal Tax Duplication                                                                                     |     | (Sherer)           |
| (6)  | • Department of Environmental Protection                                                                             | T&E | (Levchenko)        |
| (7)  | • Department of Permitting Services                                                                                  |     | (Levchenko)        |
| (8)  | • Department of Homeland Security                                                                                    | HSC | (Davidson)         |
| (9)  | • Fire and Rescue Services                                                                                           | PS  | (Davidson)         |
| (10) | • NDA: Arts and Humanities Council                                                                                   | HHS | (Davidson)         |
| (11) | • NDA: Community Grants - Arts and humanities                                                                        |     | (Davidson)         |

**RECESS - 12:00 Noon - ED Committee (7th floor Council Hearing Room)**

### **1:30 WORKSESSION - FY07 Operating Budget**

- |      |                             |         |         |
|------|-----------------------------|---------|---------|
| (12) | • Regional Services Centers | MFP     | (Healy) |
| (13) | • Urban Districts           | MFP/T&E | (Healy) |

1:30 **WORKSESSION - FY07 Operating Budget** *(continued)*

- |                  |                                                         |      |                   |
|------------------|---------------------------------------------------------|------|-------------------|
| (14)             | • Board of Appeals                                      | PHED | (Wilson)          |
| (15)             | • Hearing Examiner                                      |      | (Wilson)          |
| (16)             | • People's Counsel                                      |      | (Wilson)          |
| (17)             | • NDA: Historical Activities                            |      | (Arthur)          |
| (18)             | • Economic Development Fund                             |      | (Ferber)          |
| (19)             | • Department of Health and Human Services               | HHS  | (Planell/McGuire) |
| (20)             | • Merit System Protection Board                         | MFP  | (McGuire)         |
| (21)             | • Office of Legislative Oversight and Independent Audit |      | (Orlansky)        |
| (22)             | • Council Office                                        |      | (Farber)          |
| (#3.1 from 5/11) | • MCPS pension plan improvements                        | ED   | (Farber)          |
| (#4 from 5/11)   | • Montgomery County Public Schools                      |      | (Planell)         |

**ADJOURN**

**ADDENDUM**  
**Tuesday, May 16, 2006**

(2) 9:40 **CONSENT CALENDAR**

**Change:** B. **Introduction** - Special appropriation to the MCPS' FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$2,500,000 for Walter Johnson High School Modernization (Source: Current Revenue) (Levchenko)

9:55 **DISTRICT COUNCIL SESSION**

**Change: (4)** A. **Introduction** - Zoning Text Amendment 06-16, Site Plans - Energy Efficiency and Environmental Design, sponsored by Council President Leventhal, Councilmembers Praisner and Silverman (Boucher)  
*Action* - Resolution to establish public hearing for 6/20/06 at 1:30 pm.

**Change: (5)** B. **Introduction** - Subdivision Regulation Amendment 06-01, Preliminary Subdivision Plans - Energy Efficiency and Environmental Design, sponsored by Council President Leventhal, Councilmembers Praisner and Silverman (Boucher)  
*Action* - Resolution to establish public hearing for 6/20/06 at 1:30 pm.

10:00 **WORKSESSION - FY07 Operating Budget**

**Add:** (#20 from 5/15) • Merit System Protection Board MFP (McGuire)  
**Add:** (#21 from 5/15) • Office of Legislative Oversight and Independent Audit (Orlansky)  
**Add:** (#22 from 5/15) • Council Office (Farber)

**Defer:** (7) • Community Grants (Planell)

*This meeting will be televised live on Channel 6;  
repeated on 5/19/06 at 8 pm*

**Tuesday, May 16, 2006**

9:30 **INVOCATION** - Reverend Francis G. Kazista, St John the Baptist Catholic Church,  
Silver Spring           Moment of Silence

9:35 **GENERAL BUSINESS**

**A. Announcements:**

- Agenda and Calendar Changes (Lauer)
- The Council will conduct a public hearing on June 20, 2006 at 1:30 pm on a resolution to amend the County's Energy Policy regarding clean and renewable energy and energy efficiency

(1) **B. Acknowledgement** - Receipt of Petitions (Lacefield)  
**C. Action** - Approval of Minutes: May 2, 2006 (Lauer)

(2) 9:40 **CONSENT CALENDAR**

**A. Introduction/Suspension of Rules/Action** - Resolution acknowledging election returns from Village of Drummond (Lauer)  
*Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.*

**B. Introduction** - Special appropriation to the MCPS' FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$2,500,000 for Walter Johnson High School Modernization (Source: G.O.Bonds) (Levchenko)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*

**C. Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$5,957,700 for Snow Removal/Wind and Rain Storm Clean Up (Source: General Fund Undesignated Reserves) (Orlin)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*

**D. Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Circuit Court - \$160,000 for the Trial Court Research Partnership (Source: State grant) (McMillan)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*

(2) 9:40 **CONSENT CALENDAR** *(continued)*

E. **Action** - Resolution to establish the FY07 Work Program of the Interagency Training Team (Davidson)

*MFP Committee recommends approval.*

F. **Action** - Report and recommendations of the HHS Committee regarding OLO Report 2006-6: Base Budget Review of Office of Human Rights (Richards/Langevin)

G. **Action** - Report and recommendations of the ED Committee regarding OLO Report 2006-4: Base Budget Review of MCPS Staff Development (Howard/Latham)

H. **Introduction** - Resolution to authorize grant application request for the Annual Transportation Plan (Orlin)

*Action is tentatively scheduled for 5/25/06.*

I. **Action** - Confirmation of County Executive appointment to the Fire and Rescue Commission: Gregory DeHaven (Ferber)

(3) 9:45 **PUBLIC HEARING - Expedited Bill 18-06**, Urban Districts - Use of Funds (Healy)  
*Action is tentatively scheduled for 5/17/06.*

9:55 **DISTRICT COUNCIL SESSION**

(4) A. **Introduction** - Zoning Text Amendment 06-16, Site Plans - Energy and Environmental Design, sponsored by Council President Leventhal (Boucher)

*Action - Resolution to establish public hearing for 6/20/06 at 1:30 pm.*

(5) B. **Introduction** - Subdivision Regulation Amendment 06-01, Preliminary Subdivision Plans - Energy and Environmental Design, sponsored by Council President Leventhal(Boucher)

*Action - Resolution to establish public hearing for 6/20/06 at 1:30 pm.*

10:00 **WORKSESSION - FY07 Operating Budget**

(6) • Grants for Adult Literacy and ESOL (Sherer)

(7) • Community Grants (Planell)

12:15 **RECESS - 12:30 MFP Committee** *(6th floor Council Conference Room)*

1:30 **WORKSESSION - FY07 Operating Budget**

- Deferred items

**ADJOURN**

5:30 **HHS Committee** *(7th floor Council Hearing Room)*

### FUTURE COUNCIL MEETINGS

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

May 17, 2006	9:30 am	Council Budget Worksession
May 18, 2006	9:30 am	Council Budget Worksession
May 25, 2006	9:30 am	Council Budget - Final Action
May 29, 2006		HOLIDAY
May 30-Jun 9, 2006		RECESS
Jun 13, 2006	9:30 am	Regular Session
Jun 20, 2006	9:30 am	Regular Session
Jun 27, 2006	9:30 am	Regular Session

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### May 25, 2006

11:30 am Amendment to WSSC's FY06-11 CIP and Budget Supplement to FY06 Capital Budget, Blue Plains WWTP: Liquid Train Projects, Part 2 - \$14,210,400 million for costs related to the McGaughan Company claim

#### June 13, 2006

- 1:30 pm **Bill 15-06**, Offenses - Loitering
- 1:30 pm Woodmont Sectional Map Amendment (G-853)
- 1:30 pm Shady Grove Sectional Map Amendment (G-852)
- 1:30 pm ZTA 06-11, Wheaton Overlay Zone - Revisions
- 1:30 pm ZTA 06-12, Moderately Priced Dwelling Units (MPDUs) - Corner Lots
- 1:30 pm ZTA 06-13, Established Building Line - Revisions
- 1:30 pm ZTA 06-14, Transit Oriented, Mixed Use Zone (TOMX/TDR) - Standards
- 1:30 pm ZTA 06-15, Residential Mixed Use Development - RMX-2C/TDR Zone - Standards
- 1:30 pm Special appropriation to the MCPS' FY06 Capital Budget and amendment to the FY05-10 CIP - \$2,500,000 for Walter Johnson High School Modernization
- 1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget
  - DPWT - \$5,957,700 for Snow Removal/Wind and Rain Storm Clean Up
  - Circuit Court - \$160,000 for the Trial Court Research Partnership

#### June 20, 2006

- 1:30 pm **Bill 17-06**, Buildings - Energy Efficiency and Environmental Design
- 1:30 pm Resolution to amend the County's Energy Policy regarding clean and renewable energy and energy efficiency

#### June 27, 2006

- 1:30 pm Proposed Charter Amendments and recommendations of Charter Review Commission



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**ADDENDUM**  
**Wednesday, May 17, 2006**

**Add:** 12:30 **DISCUSSION** - Cost Sharing-MCG: Adventist HealthCare Project

(Ferber)

*This meeting will be televised live on Channel 6;  
repeated on 5/18/06 at 8 pm*

**REVISED**  
**COUNCIL MEETING**  
**Wednesday, May 17, 2006**  
**7th floor Council Hearing Room**

9:30 **WORKSESSION - FY07 Operating Budget**

- (#7 from 5/16)      • Community Grants (Planell)
- (1) 10:30 **STATUS REPORT** - Overview of Revenues and Expenditures (Farber)
- (2) 10:45 **CONSENT CALENDAR**
- A. **Action** - Executive Regulation 4-06, Residential Waste Estimates for System Benefit Charges (Levchenko)
- B. **Action** - Resolution to establish FY07 Solid Waste Service Charges (Levchenko)  
*T&E Committee recommends approval with amendments.*
- C. **Action** - Resolution to approve WSSC System Development Charge (Levchenko)  
*T&E Committee recommends approval.*
- D. **Action** - Resolution to establish FY07 Water Quality Protection Charge (Levchenko)  
*T&E Committee recommends approval with amendments.*
- E. **Action** - Resolution to amend fees for the administration and enforcement of Sign Permits and Licenses, and add fees for signs subject to MNCPPC site plans (Levchenko)  
*T&E Committee recommends approval.*
- F. **Action** - Resolution to establish fees for Nonconforming Use Certification (Levchenko)  
*T&E Committee recommends approval.*
- (3) 10:50 **ACTION** - Resolution to set amount of Property Tax Credit for Income Tax Offset (Faden)  
*MFP Committee recommends approval of resolution sponsored by MFP Chair Praisner.*



11:00 **LEGISLATIVE SESSION Day # 17**

- A. Approval of Legislative Journal: May 2, 2006 (Lauer)
  - B. Introduction of Bills
  - C. Call of Bills for Final Reading
- (5)       • **Expedited Bill 6-06**, Property Tax Credits - Revisions (Faden)  
              *MFP Committee recommendation will be available 5/16/06.*
- (6)       • **Expedited Bill 16-06**, Fire and Rescue Services - Training Standards (Faden)  
              *PS Committee recommends approval with amendments.*
- (.5) 11:30 **WORKSESSION** - Seven Locks Elementary School Replacement project and other  
              Churchill Cluster issues (Levchenko)

12:30 **ADJOURN**

*This meeting will be televised live on Channel 6;  
repeated on 5/20/06 at 9 am and 8 pm*

## **COUNCIL MEETING**

**Thursday, May 18, 2006  
7th floor Council Hearing Room**

**Announcement:** The Council will conduct a public hearing on the Reorganization Plan for the Office of the Board of License Commissioners on Tuesday, June 20 at 1:30 pm.

### **REVISED 5/17/06**

#### **11:00 WORKSESSION - CIP and Operating Budget:**

- (1) • Capital Budget Wrap-Up and CIP Reconciliation (Orlin)
- (2) • Council Reconciliation Items for FY07 Capital and Operating Budgets (Farber)
- (2.1) 11:30 **INTRODUCTION** - Resolution to amend Resolution #15-1272 to decrease PAYGO in FY06 (Orlin)
- (3) 11:35 **WORKSESSION** - Damascus Master Plan - Bypass issue (Orlin)

#### **12:00 ADJOURN**

1:30 **PHED Committee** *THIS MEETING HAS BEEN CANCELLED*

2:15 **HSC Committee** *THIS MEETING HAS BEEN CANCELLED*

## ADDENDUM

Thursday, May 25, 2006

### 10:05 LEGISLATIVE SESSION Day # 19

- Delete:(22)**                   • **Expedited Bill 19-06**, Taxicabs - Amendments, sponsored by Councilmember Perez and Council President Leventhal (Faden)
- Delete:(25)**                   • **Bill 22-06**, Procurement - Health Insurance Preference, sponsored by Councilmembers Perez and Andrews (Faden)
- (27.1)                       • **Bill 25-06**, Procurement - Exemptions, sponsored by the Council President at the request of the County Executive (Faden)
- Date Change*                       *Public Hearing is scheduled for 6/20/06 at 1:30 pm.*

### 10:15 DISTRICT COUNCIL SESSION

- Delete:(34)**                   B. **Introduction** - Zoning Text Amendment 06-18, Building Coverage - RE-1 Cluster, sponsored by Council President Leventhal (Zyontz)

*This meeting will be televised live on Channel 6;  
repeated on 5/26/06 at 8 pm and,  
on 5/27/06 at 9 am and 8 pm*

## **COUNCIL MEETING**

**Thursday, May 25, 2006  
7th floor Council Hearing Room**

9:30 **ACTION** - Approval Resolutions for the FY07 Capital Budget and the FY07-12 Capital Improvements Program:

- 1) County Government (Orlin)
- 2) Montgomery County Public Schools (Levchenko)
- 3) Montgomery College (Sherer)
- 4) Maryland-National Capital Park and Planning Commission (Michaelson)
- 5) Revenue Authority (Healy)
- 6) Housing Opportunities Commission (Healy)
- 7) Aggregate Capital Budget for County General Obligation Bonds (Orlin)
  - Spending Affordability Guidelines
- 8) Aggregate Capital Budget for Park and Planning Bonds (Orlin)
  - Spending Affordability Guidelines
- 9) FY07 State Participation (Orlin)

**ACTION** - Approval Resolutions for FY07 Operating Budget:

- 10) County Government (McMillan/Levchenko)
- 11) Montgomery County Public Schools (Planell)
- 12) Montgomery College (Sherer)
- 13) Maryland-National Capital Park and Planning Commission (Michaelson)
- 14) Administrative Expense Budget of the Washington Suburban Transit Commission (Orlin)
- 15) Aggregate Operating Budget (Sherer)
  - Spending Affordability Guidelines

**ACTION** - Resolutions to Approve:

- 16) WSSC - FY07-12 Capital Improvements Program (Levchenko)
- 17) WSSC - FY07 Capital and Operating Budgets (Levchenko)
- 18) Cable Television Communications Plan (Healy)

**ACTION:**

- 19) Resolution to establish the FY07 Property Tax Rates (Sherer)
- 20) Resolution to authorize the substitution of Current Revenue for General Obligation Bonds in FY07 (Orlin)

(21) 10:00 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve FY07 Salary Schedule for Medical Doctors (Boucher)  
*HHS/MFP Committee worksession tentatively scheduled for 6/12/06.*
- B. **Introduction** - Resolution to approve Pay Differential for Treatment Team Supervisors (Boucher)  
*HHS/MFP Committee worksession tentatively scheduled for 6/12/06.*
- C. **Introduction** - Special appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Montgomery County Fire and Rescue Service - \$800,000 for Fire Apparatus Replacement (Source: Contribution) (Davidson)  
*Public Hearing/Action is scheduled for 6/20/06 at 1:30 pm.*
- D. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Silver Spring Regional Services Center - \$175,000 for Northwest Park/Oakview Week and Seed Crime Prevention Program (Source: Federal U.S. Dept. of Justice) (Healy)  
*Public Hearing/Action is scheduled for 6/13/06 at 1:30 pm.*
- E. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Housing and Community Affairs - \$2,000,000 for Montgomery Housing Initiative Fund (Source: Condominium Transfer Tax Revenues) (McMillan)  
*Public Hearing/Action is scheduled for 6/13/06 at 1:30 pm.*
- F. **Action** - Resolution to amend Resolution #15-1272 to decrease PAYGO in FY06 (Orlin)
- G. **Action** - Resolution on Transportation Fees, Charges, and Fares (Orlin)  
*T&E Committee recommends approval with amendments.*
- H. **Action** - Resolution to authorize grant application request for the Annual Transportation Plan (Orlin)
- I. **Action** - Resolution to approve Fire Station 18 Relocation (Davidson)  
*PS Committee recommends approval.*

10:05 **LEGISLATIVE SESSION Day # 19**

- A. Approval of Legislative Journal (Lauer)
- B. Introduction of Bills
- (22) • **Expedited Bill 19-06**, Taxicabs - Amendments, sponsored by Councilmember Perez and Council President Leventhal (Faden)  
*Public Hearing is scheduled for 6/20/06 at 1:30 pm.*

10:05 **LEGISLATIVE SESSION Day # 19** *(continued)*

B. Introduction of Bills *(continued)*

- (23) • **Expedited Bill 20-06**, SoccerPlex - Lease Amendments, sponsored by the Council President at the request of the Montgomery County Planning Board (Faden)  
*Public Hearing is scheduled for 6/13/06 at 7:30 pm.*
- (24) • **Bill 21-06**, Retirement Savings Plan - Distribution of Benefit, sponsored by the Council President at the request of the County Executive (Boucher)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*
- (25) • **Bill 22-06**, Procurement - Health Insurance Preference, sponsored by Councilmembers Perez and Andrews (Faden)  
*Public Hearing is scheduled for 6/20/06 at 1:30 pm.*
- (26) • **Bill 23-06**, Special Capital Improvements Project - Judicial Center Annex, sponsored by County Council (Orlin)  
*Public Hearing/Action is scheduled for 6/13/06 at 1:30 pm.*
- (27) • **Bill 24-06**, Special Capital Improvements Project - Silver Spring Library, sponsored by County Council (Orlin)  
*Public Hearing/Action is scheduled for 6/13/06 at 1:30 pm.*
- (27.1) • **Bill 25-06**, Procurement - Exemptions, sponsored by the Council President at the request of the County Executive (Faden)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*
- (27.2) • **Expedited Bill 26-06**, Personnel - Retirement - Miscellaneous Amendments, sponsored by the Council President at the request of the County Executive (Boucher)  
*Public Hearing is scheduled for 6/13/06 at 1:30 pm.*

C. Call of Bills for Final Reading

- (28) • **Bill 07-06**, Special Capital Improvements Project - Clarksburg Fire Station (Orlin)
- (29) • **Bill 08-06**, Special Capital Improvements Project - East Germantown Fire Station (Orlin)
- (30) • **Bill 09-06**, Special Capital Improvements Project - Animal Shelter (Orlin)
- (31) • **Bill 10-06**, Special Capital Improvements Project - North County Maintenance Depot (Orlin)
- (32) • **Bill 11-06**, Special Capital Improvements Project - Gaithersburg Library Renovation (Orlin)

10:15 **DISTRICT COUNCIL SESSION**

- (33) A. **Introduction** - Zoning Text Amendment 06-17, Accessibility Improvement - Exemption, sponsored by the District Council at the request of the County Executive (Zyontz)  
*Action - Resolution to establish public hearing for 7/11/06 at 1:30 pm.*

10:15 **DISTRICT COUNCIL SESSION** (*continued*)

- (34) B. **Introduction** - Zoning Text Amendment 06-18, Building Coverage - RE-1 Cluster, sponsored by Council President Leventhal (Zyontz)  
*Action* - Resolution to establish public hearing for 7/11/06 at 1:30 pm.
- (35) C. **Action** - Damascus Master Plan (Michaelson/White)
- (36) D. **Action** - Zoning Text Amendment 06-01, Rural Village Center Overlay Zone - Revisions (Zyontz/White)
- (37) E. **Action** - Zoning Text Amendment 06-02, Mixed Used Town Center Zone - Revisions (Zyontz/White)
- (38) F. **Action** - Zoning Text Amendment 06-03, Rural Neighborhood Cluster Zone - TDR Option (Zyontz/White)
- (39) 11:30 **PUBLIC HEARING/ACTION** - Amendment to WSSC's FY06-11 Capital Improvements Program and Budget Supplement to FY06 Capital Budget, Blue Plains WWTP: Liquid Train Projects, Part 2 - \$14,210,400 million for costs related to the McGaughan Company claim (Source: WSSC Fund Balance) (Levchenko)
- (40) 11:45 **UPDATE** - Report on Fourth of July fireworks displays (Healy)

12:00 **ADJOURN**

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on June 13, 2006:**

Commission on Child Care: Leon T. Andrews, Jr., David Moore, Amy L. Schartner, Jeanne B. Berg, Sharon Heselden, Anne Schmitz, Mary Ellen Savarese, Erica Serrano

Commission on Common Ownership Communities: Vicki Satern Vergagni, Bryan K. Cook, Staci M. Gelfound, Jeff A. Kivitz

Criminal Justice Coordinating Commission: Dennis Nial

Mid-County Recreation Advisory Board: Stephaine S. Theofanos

Sign Review Board: Anthony Frazier, Travis S. Putvain, David Y. Yao

Silver Spring Recreation Advisory Board: Aaron Brickman, Tchad Moore, Lane Tapley

Wheaton Urban District Advisory Committee: William J. Schu, Linda Amendt, Abraham Silverman, Janet Yu

**The next regular Council Session is scheduled for June 13, 2006. The agenda and committee schedule will be mailed and posted to the web site on June 8, 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.**

<b>May 29, 2006</b>		HOLIDAY
<b>May 30-Jun 9, 2006</b>		RECESS
<b>Jun 13, 2006</b>	9:30 am	Regular Session
<b>Jun 20, 2006</b>	9:30 am	Regular Session
<b>Jun 27, 2006</b>	9:30 am	Regular Session
<b>Ju1 11, 2006</b>	9:30 am	Regular Session
<b>Jul 18, 2006</b>	9:30 am	Regular Session
<b>Jul 25, 2006</b>	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

**June 13, 2006**

- 1:30 pm **Bill 15-06**, Offenses - Loitering
- 1:30 pm Woodmont Sectional Map Amendment (G-853)
- 1:30 pm Shady Grove Sectional Map Amendment (G-852)
- 1:30 pm Zoning Text Amendments (ZTAs)
  - 06-11, Wheaton Overlay Zone - Revisions
  - 06-12, Moderately Priced Dwelling Units (MPDUs) - Corner Lots
  - 06-13, Established Building Line - Revisions
  - 06-14, Transit Oriented, Mixed Use Zone (TOMX/TDR) - Standards
  - 06-15, Residential Mixed Use Development - RMX-2C/TDR Zone - Standards
- 1:30 pm Special appropriation to the MCPS' FY06 Capital Budget and amendment to the FY05-10 CIP - \$2,500,000 for Walter Johnson High School Modernization
- 1:30 pm Supplemental appropriations to the County Government's FY06 Operating Budget
  - DPWT - \$5,957,700 for Snow Removal/Wind and Rain Storm Clean Up
  - Circuit Court - \$160,000 for the Trial Court Research Partnership
  - Silver Spring Regional Services Center - \$175,000 for Northwest Park/Oakview Week and Seed Crime Prevention Program
  - DHCA - \$2,000,000 for Montgomery Housing Initiative Fund

**June 20, 2006**

- 1:30 pm **Bill 17-06**, Buildings - Energy Efficiency and Environmental Design
- 1:30 pm Resolution to amend the County's Energy Policy regarding clean and renewable energy and energy efficiency
- 1:30 pm ZTA 06-16, Site Plans - Energy Efficiency and Environmental Design
- 1:30 pm SRA 06-01, Preliminary Subdivision Plans - Energy Efficiency and Environmental Design
- 1:30 pm Reorganization Plan for the Office of the Board of License Commissioners
- 1:30 pm Special appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, MCFRS - \$800,000 for Fire Apparatus Replacement

**June 27, 2006**

- 1:30 pm Proposed Charter Amendments and recommendations of Charter Review Commission



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[www.montgomerycountymd.gov/council](http://www.montgomerycountymd.gov/council)



*This meeting will be televised live on Channel 6;  
repeated on 6/16/06 at 8 pm and 6/17/06 at 9 am*

**Tuesday, June 13, 2006**

- (1) 9:00 **INTERVIEWS** - Applicants for Montgomery County Planning Board Chair (Ferber)  
*(3rd floor Council Conference Room)*
- 11:00 **INVOCATION** - Reverend Bruce Jones, Concord-St. Andrew's United Methodist Church, Bethesda
- 11:05 **GENERAL BUSINESS**
- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: (Lauer)
- (3) 11:10 **CONSENT CALENDAR**
- A. **Introduction** - Special appropriation to the MCPS' FY06 Operating Budget, \$240,400 for the 21<sup>st</sup> Century Cybercafe Learning Center Project at Rockville High School (Source: State Grant) (Planell)  
*Public Hearing/Action is scheduled for 6/27/06 at 1:30 pm.*
- B. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Homeland Security - \$25,000 for National Capital Region Exercise and Training Strategy (Source: Federal Urban Area Security Initiative Grant) (Davidson)  
*Public Hearing/Action is scheduled for 6/27/06 at 1:30 pm.*
- C. **Introduction** - Resolutions to create three Agricultural Districts: Richard and Nancy Biggs farm in Damascus; Bernice Doody et al. Trust farm in Damascus; and Lonnie Luther farm in Damascus (Wilson)  
*Public Hearing/Action is scheduled for 6/27/06 at 1:30 pm.*

(3) 11:10 **CONSENT CALENDAR** *(continued)*

- D. **Action** - Confirmation of County Executive appointments to the Commission on Child Care: Leon T. Andrews, Jr., David Moore, Amy L. Schartner, Jeanne B. Berg, Sharon Heselden, Anne Schmitz, Mary Ellen Savarese, Erica Serrano (Ferber)
- E. **Action** - Confirmation of County Executive appointments to the Commission on Common Ownership Communities: Vicki Satern Vergagni, Bryan K. Cook, Staci M. Gelfound, Jeff A. Kivitz (Ferber)
- F. **Action** - Confirmation of County Executive appointment to the Criminal Justice Coordinating Commission: Dennis Nial (Ferber)
- G. **Action** - Confirmation of County Executive appointment to the Mid-County Recreation Advisory Board: Stephanie S. Theofanos (Ferber)
- H. **Action** - Confirmation of County Executive appointments to the Sign Review Board: Anthony Frazier, Travis S. Putvain, David Y. Yao (Ferber)
- I. **Action** - Confirmation of County Executive appointments to the Silver Spring Recreation Advisory Board: Aaron Brickman, Tchad Moore, Lane Tapley (Ferber)
- J. **Action** - Confirmation of County Executive appointments to the Wheaton Urban District Advisory Committee: William J. Schu, Linda Amendt, Abraham Silverman, Janet Yu (Ferber)
- K. **Introduction** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services, STD/HIV Prevention and Treatment Program - \$467,060 for Housing Opportunities for Persons with AIDS Program Grant (Source: Federal HUD) (Planell)  
*Public Hearing/Action is scheduled for 6/27/06 at 1:30 pm.*

11:15 **DISTRICT COUNCIL SESSION**

- (4) A. **Introduction** - Zoning Text Amendment 06-18, Planned Retirement Community (PRC) Zone - Development Standards, sponsored by Councilmember Knapp (Zyontz)  
*Action - Resolution to establish public hearing for 7/18/06 at 1:30 pm.*
- (5) B. **Introduction** - Zoning Text Amendment 06-19, Florist - Office-Moderate Density (O-M) Zone, sponsored by Councilmember Knapp (Zyontz)  
*Action - Resolution to establish public hearing for 7/18/06 at 1:30 pm.*
- (6) C. **Introduction** - Zoning Text Amendment 06-20, Mixed-Use-Town Center/TDR (MXTC/TDR) Zone - Establishment, sponsored by District Council (Zyontz)  
*Action - Resolution to establish public hearing for 7/18/06 at 1:30 pm.*

- (7) 11:20 **UPDATE** - Report on Fourth of July fireworks displays (Healy)
- (8) 11:40 **PRESENTATION** - Report of the Charter Review Commission (Healy)  
*Public Hearing on recommendations of Charter Review Commission and proposed charter amendments is scheduled for 6/27/06 at 1:30 pm.*
- 12:15 **RECESS**
- (9) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-11, Wheaton Overlay Zone - Revisions (Zyontz)  
*PHED Committee worksession tentatively scheduled for 6/21/06.*
- (10) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-12, Moderately Priced Dwelling Units (MPDUs) - Corner Lots (Zyontz)  
*PHED Committee worksession tentatively scheduled for 6/21/06.*
- (11) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-13, Established Building Line - Revisions (Zyontz)  
*PHED Committee worksession tentatively scheduled for 6/19/06.*
- (12) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-14, Transit Oriented, Mixed Use Zone (TOMX/TDR) - Standards (Zyontz/Wilson)  
*PHED Committee worksession tentatively scheduled for 7/10/06.*
- (13) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-15, Residential Mixed Use Development - RMX-2C/TDR Zone - Standards (Zyontz/Wilson)  
*PHED Committee worksession tentatively scheduled for 7/10/06.*
- (14) 1:30 **PUBLIC HEARING** - Shady Grove Sectional Map Amendment (G-852) (Michaelson)  
*PHED Committee worksession tentatively scheduled for 7/10/06.*
- (15) 1:30 **PUBLIC HEARING** - Woodmont Sectional Map Amendment (G-853) (Michaelson)  
*PHED Committee worksession tentatively scheduled for 7/10/06.*
- (16) 1:30 **PUBLIC HEARING** - **Bill 15-06**, Offenses - Loitering (Faden)  
*PS Committee worksession tentatively scheduled for 6/19/06.*
- (17) 1:30 **PUBLIC HEARING** - **Bill 21-06**, Retirement Savings Plan - Distribution of Benefit (Boucher)  
*MFP Committee worksession tentatively scheduled for 6/19/06.*
- (18) 1:30 **PUBLIC HEARING** - **Expedited Bill 26-06**, Personnel - Retirement - Miscellaneous Amendments (Boucher)  
*MFP Committee worksession tentatively scheduled for 6/19/06.*
- (19) 1:30 **PUBLIC HEARING** - **Bill 23-06**, Special Capital Improvements Project - Judicial Center Annex (Orlin)  
*Action is tentatively scheduled for later this afternoon.*

- (20) 1:30 **PUBLIC HEARING - Bill 24-06**, Special Capital Improvements Project - Silver Spring Library (Orlin)  
*Action is tentatively scheduled for later this afternoon.*
- (21) 1:30 **PUBLIC HEARING** - Special appropriation to the MCPS' FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$2,500,000 for Walter Johnson High School Modernization (Source: Current Revenue) (Levchenko)  
*ED Committee worksession tentatively scheduled for 6/22/06.*
- (22) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Silver Spring Regional Services Center - \$175,000 for Northwest Park/Oakview Weed and Seed Crime Prevention Program (Source: Federal U.S. Dept. of Justice) (Healy)
- (23) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Public Works and Transportation - \$5,957,700 for Snow Removal/Wind and Rain Storm Clean Up (Source: General Fund Undesignated Reserves) (Orlin)
- (24) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Circuit Court - \$160,000 for the Trial Court Research Partnership (Source: State grant) (McGuire)
- (25) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Housing and Community Affairs - \$2,000,000 for Montgomery Housing Initiative Fund (Source: Condominium Transfer Tax Revenues) (McMillan)
- 3:25 **LEGISLATIVE SESSION Day # 21**
- A. Approval of Legislative Journal (Lauer)  
B. Introduction of Bills  
C. Call of Bills for Final Reading
- (19) • **Bill 23-06**, Special Capital Improvements Project - Judicial Center Annex (Orlin)
- (20) • **Bill 24-06**, Special Capital Improvements Project - Silver Spring Library (Orlin)
- 3:30 **ADJOURN**
- 3:30 **PHED Committee** (7th floor Council Hearing Room)
- (26) 7:30 **PUBLIC HEARING by PHED Committee - Expedited Bill 20-06**, SoccerPlex - Lease Amendments (Faden/Michaelson)  
*PHED Committee worksession tentatively scheduled for 6/26/06.*

**The following appointment was received from the County Executive and is tentatively scheduled for confirmation on June 20, 2006:**

Assistant Chief, Management Services Bureau: Drew J. Tracy

**The following Council appointment is tentatively scheduled for confirmation on June 27, 2006:**

Montgomery County Airpark Liaison Committee: Steven A. Inkellis

### 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.

<b>Jun 20, 2006</b>	9:30 am	Regular Session
<b>Jun 20, 2006</b>	11:15 am	Interviews - MCPB Chair
<b>Jun 20, 2006</b>	2:30 pm	Interviews - MCPB Chair
<b>Jun 27, 2006</b>	9:30 am	Regular Session
<b>Ju1 11, 2006</b>	9:30 am	Regular Session
<b>Jul 18, 2006</b>	9:30 am	Regular Session
<b>Jul 25, 2006</b>	9:30 am	Regular Session
<b>Aug 1, 2006</b>	9:30 am	Regular Session

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### June 20, 2006

- 1:30 pm **Bill 17-06**, Buildings - Energy Efficiency and Environmental Design
- 1:30 pm Resolution to amend the County's Energy Policy regarding clean and renewable energy and energy efficiency
- 1:30 pm ZTA 06-16, Site Plans - Energy Efficiency and Environmental Design
- 1:30 pm SRA 06-01, Preliminary Subdivision Plans - Energy Efficiency and Environmental Design
- 1:30 pm Reorganization Plan for the Office of the Board of License Commissioners
- 1:30 pm Special appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 CIP, MCFRS - \$800,000 for Fire Apparatus Replacement
- 1:30 pm **Bill 25-06**, Procurement - Exemptions

#### June 27, 2006

- 1:30 pm Proposed Charter Amendments and recommendations of Charter Review Commission
- 1:30 pm Special appropriation to the MCPS' FY06 Operating Budget, \$240,400 for the 21<sup>st</sup> Century Cybercafe Learning Center Project at Rockville High School
- 1:30 pm Supplemental appropriations to the County Government's FY06 Operating Budget
  - Department of Homeland Security - \$250,000 for National Capital Region Exercise and Training Strategy
  - DHHS, STD/HIV Prevention and Treatment Program - \$467,060 for Housing Opportunities for Persons with AIDS Program Grant
- 1:30 pm Resolutions to create three Agricultural Districts: Richard and Nancy Biggs farm in Damascus; Bernice Doody et al. Trust farm in Damascus; and Lonnie Luther farm in Damascus

#### July 11, 2006

- 1:30 pm Zoning Text Amendments 06-17, Accessibility Improvement - Exemption



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**Addendum**  
**Tuesday, June 20, 2006**

9:45 **DISTRICT COUNCIL SESSION**

- Add:** (2.1) A. **Action** - Resolution to establish public hearing on the Damascus Sectional Map Amendment (G-854) for July 25, 2006 at 1:30 pm. (Michaelson)

*This meeting will be televised live on Channel 6;  
repeated on 6/23/06 at 8 pm and 6/24/06 at 9 am*

**Tuesday, June 20, 2006**

9:30 **INVOCATION**

9:35 **GENERAL BUSINESS**

- A. **Announcement** - Agenda and Calendar Changes (Lauer)
- B. **Acknowledgement** - Receipt of Petitions (Lacefield)
- (1) C. **Action** - Approval of Minutes: May 8, 9, 10, 16, 17 and 18, 2006 (Lauer)

(2) 9:40 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to authorize payment of Clarksburg Town Center remediation costs (Farber)  
*Action is tentatively scheduled for 6/27/06.*
- B. **Introduction** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)  
*Public Hearing is scheduled for 7/18/06 at 7:30 pm.*
- C. **Introduction** - Resolution to approve Development Impact Tax Memorandum of Understanding with City of Gaithersburg (Orlin)  
*T&E Committee worksession tentatively scheduled for 6/22/06.*
- D. **Introduction** - Resolution to support Healthy Maryland Initiative, sponsored by Council President Leventhal and Councilmembers Perez and Silverman (McGuire)  
*Action is tentatively scheduled for 6/27/06.*
- E. **Action** - Resolution to amend Resolution 15-1471 to delete Budget Provision #58 (Fireworks) and amend Section G, the FY07 Designation of Entities for Non-Competitive Contract Award Status (McMillan)
- F. **Action** - Confirmation of County Executive appointment to Assistant Chief, Management Services Bureau: Drew J. Tracy (Ferber)

- (3) 9:45 **BOARD OF HEALTH** - Update from Dr. Ulder J. Tillman, County Health Officer (Planell)
- 10:10 **LEGISLATIVE SESSION Day # 22**
- A. Approval of Legislative Journal: May 9, 17 and 25, 2006 (Lauer)
- B. Introduction of Bills
- (4) • **Expedited Bill 27-06**, Taxicabs - Amendments, sponsored by Councilmember Perez and Council President Leventhal (Faden)  
*Public Hearing is scheduled for 7/11/06 at 1:30 pm.*
- (5) • **Bill 28-06**, Procurement - Health Insurance Preference, sponsored by Councilmembers Perez, Andrews and Council President Leventhal (Faden)  
*Public Hearing is scheduled for 7/11/06 at 1:30 pm.*
- (6) • **Bill 29-06**, Housing Advisory Commission - Establishment, sponsored by Councilmember Silverman (White)  
*Public Hearing is scheduled for 7/11/06 at 1:30 pm.*
- 10:15 **WORKSESSION** on the following:
- (7) • ZTA 05-16, Workforce Housing - Metro Station Policy Area (Wilson/Healy)
- (8) • **Bill 30-05**, Housing - Workforce Housing Program (Faden/McMillan)
- (9) 11:45 **INTERVIEW** - Applicant for Montgomery County Planning Board Chair (Ferber)  
*(3rd floor Council Conference Room)*
- 12:30 **RECESS**
- 1:30 **PUBLIC HEARINGS on the following:**
- (10) • **Bill 17-06**, Buildings - Energy Efficiency and Environmental Design (Boucher)
- (11) • Zoning Text Amendment 06-16, Site Plans - Energy Efficiency and Environmental Design (Boucher)
- (12) • Subdivision Regulation Amendment 06-01, Preliminary Subdivision Plans - Energy Efficiency and Environmental Design (Boucher)  
*T&E Committee worksession will be scheduled at a later date.*
- (13) 1:30 **PUBLIC HEARING** - Resolution to amend the County's Energy Policy regarding clean and renewable energy and energy efficiency (Sherer)  
*MFP Committee worksession tentatively scheduled for 6/26/06.*
- (14) 1:30 **PUBLIC HEARING - Bill 25-06**, Procurement - Exemptions (Healy)  
*MFP Committee worksession tentatively scheduled for 7/17/06.*
- (15) 1:30 **PUBLIC HEARING** - Reorganization Plan for the Office of the Board of License Commissioners (Ferber)  
*PS/MFP Committee worksession tentatively scheduled for 7/6/06.*



- (16) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program, Montgomery County Fire and Rescue Service - \$800,000 for Fire Apparatus Replacement (Source: Contribution) (Davidson)  
*PS Committee recommends approval.*
- 2:15 **ADJOURN**
- (9) 2:30 **INTERVIEWS** - Applicants for Montgomery County Planning Board Chair (Ferber)  
*(3rd floor Council Conference Room)*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on June 27, 2006:**

Adult Public Guardianship Review Board: Linda Anderson, Roger Peele, M.D., Elaine Hoover, Robert C. Elliott, M.D.  
Commission on Children and Youth: Yvette F. Butler, M.D. (Vice Chair), Jennifer J. Carson, Cheryl Danner, (Co-Chairs) Kelcey R. Klass, Susan Smythers, Colleen Robichaud, Patricia (Trish) M. Gill, Jihan Asher, Alex Kim, Anjalee Martin, Cassandra M. Maxwell, Ben Moskowitz, Kelly Outram, Emma H. Ross  
East County Recreation Advisory Board: B. Emmanuel Akinshola, Mark Pharaoh  
Firearm Safety Committee: August J. Corazza, Thomas R. Willats  
Upcounty Citizens Advisory Board: Heinz B. Bachmann, Joel M. Cockrell, Alan R. Duncan, Tobi Printz-Platnick, Loretta L. Dunn Schmitzer, Kevin G. Schwartz, Rebecca D. Willens

**FUTURE COUNCIL MEETINGS**

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**Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.**

<b>Jun 27, 2006</b>	9:30 am	Regular Session
<b>Jul 4, 2006</b>		HOLIDAY
<b>Jul 11, 2006</b>	9:30 am	Regular Session
<b>Jul 18, 2006</b>	9:30 am	Regular Session
<b>Jul 25, 2006</b>	9:30 am	Regular Session
<b>Aug 1, 2006</b>	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**  
**To testify call 240-777-7931**

**June 27, 2006**

- 1:30 pm Proposed Charter Amendments and recommendations of Charter Review Commission
- 1:30 pm Special appropriation to the MCPS' FY06 Operating Budget, \$240,400 for the 21<sup>st</sup> Century Cybercafe Learning Center Project at Rockville High School
- 1:30 pm Supplemental appropriations to the County Government's FY06 Operating Budget
  - Department of Homeland Security - \$25,000 for National Capital Region Exercise and Training Strategy
  - DHHS, STD/HIV Prevention and Treatment Program - \$467,060 for Housing Opportunities for Persons with AIDS Program Grant
- 1:30 pm Resolutions to create three Agricultural Districts: Richard and Nancy Biggs farm in Damascus; Bernice Doody et al. Trust farm in Damascus; and Lonnie Luther farm in Damascus

**July 11, 2006**

- 1:30 pm Zoning Text Amendments (ZTAs)
  - 06-17, Accessibility Improvement - Exemption

**July 18, 2006**

- 1:30 pm Zoning Text Amendments (ZTAs)
  - 06-18, Planned Retirement Community (PRC) Zone - Development Standards
  - 06-19, Florist - Office-Moderate Density (O-M) Zone
  - 06-20, Mixed-Use-Town Center/TDR (MXTC/TDR) Zone - Establishment



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## ADDENDUM

Tuesday, June 27, 2006

(2) 9:40 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve the Mutual Aid Agreement between Montgomery County Fire and Rescue Service and National Institutes of Health (NIH) (Boucher)

**Change:** *Action is tentatively scheduled for 7/11/06.*

- Deferred to later today:** G. **Action** - Executive Regulation 8-06, Telecommuting Incentive Tax Credit (Healy)  
*MFP Committee recommends approval.*

- Deferred:** H. **Action** - Executive Regulation 2-06, Clean Energy Rewards Program (Levchenko)  
*T&E Committee recommendation will be available 6/22/06.*

- Add:** U. **Introduction** - Special appropriation to the County Government's FY07 Operating Budget, Montgomery County Fire and Rescue Service - \$2,590,000 for Apparatus Management Plan (Source: Consolidated Fire Tax District Fund) (Davidson)  
*Public Hearing/Action is scheduled for 7/11/06 at 1:30 pm.*

9:50 **LEGISLATIVE SESSION Day # 23**

B. Introduction of Bills

- Added: (3.1)** • **Expedited Bill 31-06**, Maryland Emergency Management Assistance Compact - Adoption, sponsored by the Council President at the request of the County Executive (Boucher)  
*Public Hearing/Action is scheduled for 7/18/06 at 1:30 pm.*

- Deleted: (5)** • **Bill 32-06**, Real Property - Property Tax - Disclosure, sponsored by Councilmember Andrews (White)

- (6) • **Expedited Bill 33-06**, Property Tax - Tax Credit - Nonprofit Swim Clubs, sponsored by Councilmembers Silverman, Denis and Floreen (Faden)  
**Change:** *Public Hearing is scheduled for 7/11/06 at 1:30 pm.*

*This meeting will be televised live on Channel 6;  
repeated on 6/30/06 at 8 pm and 7/1/06 at 9 am*

**Tuesday, June 27, 2006**

9:30 **INVOCATION** - Reverend Lon Dring, Jr., Retired Executive Director Community  
Ministry of Montgomery County

9:35 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: June 13, 2006 (Lauer)  
Approval of Closed Session Minutes: April 18, 2006

(2) 9:40 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve the Mutual Aid Agreement between  
Montgomery County Fire and Rescue Service and National Institutes of Health (NIH)(Boucher)  
*Public Hearing/Action is scheduled for 7/18/06 at 1:30 pm.*
- B. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-  
of-Way: AboveNet Communications, Inc. (Healy)  
*Public Hearing is scheduled for 7/18/06 at 1:30 pm.*
- C. **Action** - Resolution to authorize payment of Clarksburg Town Center mediation costs(Farber)
- D. **Action** - Resolution to approve Development Impact Tax Memorandum of  
Understanding with City of Gaithersburg (Orlin)  
*T&E Committee recommends approval.*
- E. **Action** - Resolution to support Healthy Maryland Initiative (McGuire)

(2) 9:40 **CONSENT CALENDAR** *(continued)*

- F. **Action** - Special appropriation to the MCPS' FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$2,500,000 for Walter Johnson High School Modernization (Source: Current Revenue) (Levchenko)  
*ED Committee recommendation will be available 6/22/06.*
- G. **Action** - Executive Regulation 8-06, Telecommuting Incentive Tax Credit (Healy)  
*MFP Committee recommends approval.*
- H. **Action** - Executive Regulation 2-06, Clean Energy Rewards Program (Levchenko)  
*T&E Committee recommendation will be available 6/22/06.*
- I. **Action** - Executive Regulation 10-06AM, Schedule of Fees for Permits, Licenses and Certifications (Levchenko)  
*T&E Committee recommendations will be available 6/26/06.*
- J. **Action** - Executive Regulation 11-06, Permit Fees and regulations related to Construction Debris Reclamation Facility (Levchenko)  
*T&E Committee recommendations will be available 6/26/06.*
- K. **Action** - Council appointment to the Montgomery County Airpark Liaison Committee: Steven A. Inkellis (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Adult Public Guardianship Review Board: Linda Anderson, Roger Peele, M.D., Elaine Hoover, Robert C. Elliott, M.D. (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the Commission on Children and Youth: Yvette F. Butler, M.D. (Vice Chair), Jennifer J. Carson, Cheryl Danner, (Co-Chairs) Kelcey R. Klass, Susan Smythers, Colleen Robichaud, Patricia (Trish) M. Gill, Jihan Asher, Alex Kim, Anjalee Martin, Cassandra M. Maxwell, Ben Moskowitz, Kelly Outram, Emma H. Ross (Ferber)
- N. **Action** - Confirmation of County Executive appointments to the East County Recreation Advisory Board: B. Emmanuel Akinshola, Mark Pharaoh (Ferber)
- O. **Action** - Confirmation of County Executive appointments to the Firearm Safety Committee: August J. Corazza, Thomas R. Willats (Ferber)
- P. **Action** - Confirmation of County Executive appointments to the Upcounty Citizens Advisory Board: Heinz B. Bachmann, Joel M. Cockrell, Alan R. Duncan, Tobi Printz-Platnick, Loretta L. Dunn Schmitzer, Kevin G. Schwartz, Rebecca D. Willens (Ferber)

(2) 9:40 **CONSENT CALENDAR** *(continued)*

Q. **Introduction** - Special appropriations to the MNCPPC's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program (CIP): (Michaelson)

- 1) \$4,145,000 for Acquisition: Local Parks (Source: Program Open Space)
- 2) \$640,000 Greenbriar Local Park (Source: Program Open Space and Park and Planning Bonds)
- 3) \$750,000 for Ballfield Initiatives (Source: Program Open Space and G.O. Bonds)
- 4) \$1,000,000 for PLAR: Non-Local Parks (Source: Program Open Space and G.O. Bonds)
- 5) \$2,398,000 for Black Hill Trail Renovation and Extension (Source: Program Open Space and G.O. Bonds)

*Public Hearing is scheduled for 7/18/06 at 1:30 pm.*

R. **Introduction** of the following amendments to the MNCPPC's FY07-12 Capital Improvements Program: (Michaelson)

- 1) Elmhirst Parkway Neighborhood Park
- 2) Takoma-Piney Branch Local Park

*Public Hearing is scheduled for 7/18/06 at 1:30 pm.*

S. **Introduction** of 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)
- 2) Amendment to the MNCPPC's FY07-12 Capital Improvements Program - Acquisition: Non-Local Parks

*Public Hearing is scheduled for 7/18/06 at 1:30 pm.*

T. **Introduction** - Resolution to approve License Agreement for Use of Public Right-of-Way: United RST LLC (Healy)

*Public Hearing is scheduled for 7/18/06 at 1:30 pm.*

9:50 **LEGISLATIVE SESSION Day # 23**

A. Approval of Legislative Journal: June 23, 2006 (Lauer)

B. Introduction of Bills

- (3) • **Bill 30-06**, Personnel - Retirement - Investments, sponsored by the Council President at the request of the County Executive (Healy)  
*Public Hearing is scheduled for 7/18/06 at 1:30 pm.*

- (5) ~~Deleted~~ • **Bill 32-06**, Real Property - Property Tax - Disclosure, sponsored by Councilmember Andrews (White)  
*Public Hearing is scheduled for 7/18/06 at 1:30 pm.*

- (6) • **Expedited Bill 33-06**, Property Tax - Tax Credit - Nonprofit Swim Clubs, sponsored by Councilmembers Silverman and Denis (Faden)  
*Public Hearing is scheduled for 7/18/06 at 1:30 pm.*

9:50 **LEGISLATIVE SESSION Day # 23** *(continued)*

B. Introduction of Bills *(continued)*

C. Call of Bills for Final Reading

- (7) • **Bill 21-06**, Retirement Savings Plan - Distribution of Benefit (Boucher)  
*MFP Committee recommends approval.*
- (8) • **Expedited Bill 26-06**, Personnel - Retirement - Miscellaneous Amendments (Boucher)  
*MFP Committee recommends approval with amendments.*
- (9) • **Expedited Bill 14-06**, Personnel - Salary Schedules - Medical Doctors (Boucher/Planell)  
*MFP/HHS Committee recommends approval.*

10:20 **ACTION** on the following:

- (10) • Resolution to approve Pay Differential for Treatment Team Supervisors (Boucher/Planell)
- (11) • Resolution to approve FY07 Salary Schedule for Medical Doctors (Boucher/Planell)
- (12) • Executive Regulation 24-05, Amendment to Personnel Regulations to include a Salary Schedule for Medical Doctors (Boucher/Planell)  
*HHS/MFP Committee recommends approval.*

10:25 **DISTRICT COUNCIL SESSION**

- (13) A. **Introduction** - Zoning Text Amendment 06-21, Building Coverage - RE-1 Cluster, sponsored by Council President Leventhal (Zyontz)  
*Action - Resolution to establish public hearing for 8/1/06 at 1:30 pm.*

10:30 **WORKSESSION** on the following:

- (15) • **Bill 30-05**, Housing - Workforce Housing Program *(continued)* (Faden/McMillan)
- (14) • ZTA 05-16, Workforce Housing - Metro Station Policy Area (Wilson/Healy)

12:15 **RECESS**

- (16) 1:30 **PUBLIC HEARING** - Proposed Charter Amendments and recommendations of Charter Review Commission (Faden/Healy)  
*Council worksession is tentatively scheduled for 7/11/06.*
- (17) 1:30 **PUBLIC HEARING/ACTION** - Resolutions to create three Agricultural Districts: Richard and Nancy Biggs farm in Damascus; Bernice Doody et al. Trust farm in Damascus; and Lonnie Luther farm in Damascus (Wilson)
- (18) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the MCPS' FY06 Operating Budget, \$240,400 for the 21<sup>st</sup> Century Cybercafe Learning Center Project at Rockville High School (Source: State Grant) (Planell)
- (19) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Homeland Security - \$25,000 for National Capital Region Exercise and Training Strategy (Source: Federal Urban Area Security Initiative Grant) (Davidson)

- (20) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Health and Human Services, STD/HIV Prevention and Treatment Program - \$467,060 for Housing Opportunities for Persons with AIDS Program Grant (Source: Federal HUD) (Planell)
- (21) 2:00 **SEMI-ANNUAL REPORT** of the Montgomery County Planning Board (Michaelson)
- 5:00 **ADJOURN**

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on July 11, 2006:**

Dickerson Area Facilities Implementation Group: Matthew C. McMillen

Strathmore Hall Foundation Board of Directors: Jerome W. Breslow, Dianne Kay

Domestic Violence Coordinating Council: Chief Deirdre I. Walker, Judith Vaughan-Prather, Dudley Warner, Jr., Sharon Trexler, Dorothy Fait, Matthew J. Felix, Diane Hayes, Susan C. Mize, Donna Rismiller

#### **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.**

<b>Jul 4, 2006</b>		HOLIDAY
<b>Jul 11, 2006</b>	9:30 am	Regular Session
<b>Jul 18, 2006</b>	9:30 am	Regular Session
<b>Jul 25, 2006</b>	9:30 am	Regular Session
<b>Aug 1, 2006</b>	9:30 am	Regular Session



**FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

**July 11, 2006**

- 1:30 pm **Expedited Bill 27-06**, Taxicabs - Amendments
- 1:30 pm **Bill 28-06**, Procurement - Health Insurance Preference
- 1:30 pm **Bill 29-06**, Housing Advisory Commission - Establishment
- 1:30 pm Zoning Text Amendments (ZTAs)
  - 06-17, Accessibility Improvement - Exemption

**July 18, 2006**

- 1:30 pm Zoning Text Amendments (ZTAs)
  - 06-18, Planned Retirement Community (PRC) Zone - Development Standards
  - 06-19, Florist - Office-Moderate Density (O-M) Zone
  - 06-20, Mixed-Use-Town Center/TDR (MXTC/TDR) Zone - Establishment
  
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way AboveNet Communications, Inc
- 1:30 pm Resolution to approve the Mutual Aid Agreement between Montgomery County Fire and Rescue Service and National Institutes of Health (NIH)
- 7:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes

**July 25, 2006**

- 1:30 pm Damascus Sectional Map Amendment (G-854)



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*This meeting will be televised live on Channel 6*

## **COUNCIL MEETING**

**Thursday, June 29, 2006**  
**7th floor Council Hearing Room**

12:00 **BRIEFING** - Impact of June 2006 Rainfall and Flooding

**ADDENDUM #2**  
**Tuesday, July 11, 2006**

(2) 10:40 **CONSENT CALENDAR**

- Add:** O. **Introduction** - Special appropriation to the County Government's FY07 Capital Budget - \$1,800,000 for Legacy Open Space (Source: Program Open Space Acquisition Funds) (Michaelson)  
*Public Hearing is scheduled for 8/1/06 at 1:30 pm.*
- Add:** P. **Introduction** - Amendment to Maryland-National Capital Park and Planning Commission's FY07-12 Capital Improvements Program - Legacy Open Space (Michaelson)  
*Public Hearing is scheduled for 8/1/06 at 1:30 pm.*

**ADDENDUM**  
**Tuesday, July 11, 2006**

(2) 10:40 **CONSENT CALENDAR**

- Add:** L. **Introduction** - Special appropriation to the County Government's FY07 Operating Budget , Department of Health and Human Services - \$293,580 for Adult Dental Services (Source: General Fund Reserves) (Planell)  
*Public Hearing/Action is scheduled for 7/25/06 at 1:30 pm.*
- Add:** M. **Action** - Resolution to approve the abandonment of a portion of unimproved Legion Drive, Montco Addition, Damascus (Orlin)
- Add:** N. **Action** - Resolution to approve the abandonment of a portion of unimproved Hendry Estates Subdivision, Bethesda (Orlin)

*This meeting will be televised live on Channel 6;  
repeated on 7/14/06 at 8 pm and 7/15/06 at 9 am*

## **Tuesday, July 11, 2006**

9:30 **MFP Committee - 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 *Verizon Maryland, Inc vs Montgomery County*. (6th Floor Council Conference Room) (Healy)

10:30 **INVOCATION** - Reverend Donald Kelly, The People's Community Baptist Church, Silver Spring

### 10:35 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: May 15 and 25, 2006 (Lauer)

### (2) 10:40 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve County's Highway Noise Policy (Orlin)  
*T&E Committee worksession tentatively scheduled for 7/13/06.*
- B. **Introduction** - Resolution to approve Village of Drummond Regulations governing Building Permits (Faden)  
*Action is tentatively scheduled for 7/18/06.*
- C. **Introduction** - Resolution to authorize Certificates of Participation (COPs) - \$30,750,000 for Fire Apparatus Replacement Financing (Sherer)  
*Action is tentatively scheduled for 7/18/06.*
- D. **Action** - Resolution to amend the County's Energy Policy regarding clean and renewable energy and energy efficiency (Sherer)  
*MFP Committee recommends approval.*

(2) 10:40 **CONSENT CALENDAR** *(continued)*

- E. **Action** - Executive Regulation 2-06AM, Clean Energy Rewards Program (Levchenko)  
*T&E Committee recommends approval as amended.*
- F. **Action** - Abandonment of a portion of King Street in Silver Spring (Orlin)
- G. **Action** - Executive Regulation 25-05, Disruptive Behavior - Recreation Programs (Sherer)  
*PHED Committee recommends approval.*
- H. **Action** - Resolution to approve the Mutual Aid Agreement between Montgomery County Fire and Rescue Service and National Institutes of Health (NIH) (Boucher)
- I. **Action** - Confirmation of County Executive appointment to the Dickerson Area Facilities Implementation Group: Matthew C. McMillen (Ferber)
- J. **Action** - Confirmation of County Executive appointments to the Domestic Violence Coordinating Council: Chief Deirdre I. Walker, Judith Vaughan-Prather, Dudley Warner, Jr., Sharon Trexler, Dorothy Fait, Matthew J. Felix, Diane Hayes, Susan C. Mize, Donna Rismiller (Ferber)
- K. **Action** - Confirmation of County Executive appointments to the Strathmore Hall Foundation Board of Directors: Jerome W. Breslow, Dianne Kay (Ferber)

10:45 **LEGISLATIVE SESSION Day # 25**

- A. Approval of Legislative Journal: June 20, 2006 (Lauer)
  - B. Introduction of Bills
  - C. Call of Bills for Final Reading
- (3)           • **Bill 12-06**, Transmission Facility Coordination (Healy)  
*MFP Committee recommends approval.*
- (4)           • **Bill 15-06**, Offenses - Loitering (Healy)  
*PS Committee recommends approval with amendments.*
- (5) 10:55 **WORKSESSION** - Proposed Charter Amendments and recommendations of Charter Review Commission (Faden/Healy)  
*Action is tentatively scheduled for 7/25/06.*

11:30 **DISTRICT COUNCIL SESSION**

- (6) deferred A. **Action** - Zoning Text Amendment 06-08, Accessory Buildings - One-Family Residential Zones (Wilson)  
*PHED Committee recommends approval with amendments.*
- (7)           B. **Action** - Zoning Text Amendment 06-10, Subordinate Structure - Revisions (Wilson)  
*PHED Committee recommends approval with amendments.*

11:30 **DISTRICT COUNCIL SESSION** *(continued)*

- (8) C. **Action** - Zoning Text Amendment 06-12, Moderately Priced Dwelling Units (MPDUs) - Corner Lots (Zyontz)  
*PHED Committee recommends approval.*
- (9) D. **Action** - Zoning Text Amendment 06-07, Farm Building Supplies and Construction - C-1 Zone (Healy)  
*PHED Committee recommends approval with amendments.*

12:15 **RECESS**

- (11) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-17, Accessibility Improvement - Exemption (Zyontz)  
*PHED Committee worksession tentatively scheduled for 7/17/06.*
- (12) 1:30 **PUBLIC HEARING - Expedited Bill 27-06**, Taxicabs - Amendments (Faden)  
*T&E Committee worksession tentatively scheduled for 7/13/06.*
- (13) 1:30 **PUBLIC HEARING - Bill 29-06**, Housing Advisory Commission - Establishment (White)  
*PHED Committee worksession will be scheduled at a later date.*
- (14) 1:30 **PUBLIC HEARING - Bill 28-06**, Procurement - Health Insurance Preference (Faden)  
*MFP Committee worksession will be scheduled at a later date.*
- (15) 1:30 **PUBLIC HEARING - Expedited Bill 33-06**, Property Tax - Tax Credit - Nonprofit Swim Clubs (Faden)  
*MFP Committee worksession is tentatively scheduled for 7/17/06.*
- (16) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY07 Operating Budget, Montgomery County Fire and Rescue Service - \$2,590,000 for Apparatus Management Plan (Source: Consolidated Fire Tax District Fund) (Davidson)

2:45 **DISTRICT COUNCIL SESSION** *(continued)*

- (17) F. **Action** - Zoning Text Amendment 05-16, Workforce Housing - Metro Station Policy Area (Wilson/Healy)

3:00 **LEGISLATIVE SESSION Day # 25** *(continued)*

- (18) C. Call of Bills for Final Reading  
• **Bill 30-05**, Housing - Workforce Housing Program (Faden/McMillan)

5:00 **ADJOURN**

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on July 18, 2006:**

Advisory Board for the Montgomery Cares Program: Blanca Gomez, 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

Committee on Hate/Violence: Vincent M. Lewis, Robert Cephas, Tanzila Sheikh

Commission for Women: Holly Fechner, Leila Afas, Fauzia S. Rashid, Judy A. Goldberg, Tedi S. Osias

Community Action Board: Craig Holston

Mental Health Advisory Committee: Julia Scheerer, Sabrina L. Schram, Richard D. Sharp, Celia Young, Mary Carter-Williams, Heidi K. Smith, Denise Fay-Guthrie, Randall R. Myers, Elizabeth Arnold

Silver Spring Transportation Management District Advisory Committee: James S. Polk, Edward M. Furgol, Andrew Wexler, Charles A. Segerman, Robin Goudy, Michael Hunston, Geoffrey Krieg, Suvita Melehy

Water Quality Advisory Group: Jill Coutts, David C. Plummer, Michael R. Smith, Scott E. Kauff

### **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.**

<b>Jul 18, 2006</b>	9:30 am	Regular Session
<b>Jul 25, 2006</b>	9:30 am	Regular Session
<b>Aug 1, 2006</b>	9:30 am	State Legislation
<b>Aug 1, 2006</b>	10:30 am	Regular Session



**FUTURE PUBLIC HEARINGS**  
**To testify call 240-777-7931**

**July 18, 2006**

- 1:30 pm Zoning Text Amendments (ZTAs)
- 06-18, Planned Retirement Community (PRC) Zone - Development Standards
  - 06-19, Florist - Office-Moderate Density (O-M) Zone
  - 06-20, Mixed-Use-Town Center/TDR (MXTC/TDR) Zone - Establishment
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: AboveNet Communications, Inc
- 1:30 pm Resolution to approve License Agreement for Use of Public Right-of-Way: United RST LLC
- 1:30 pm **Bill 30-06**, Personnel - Retirement - Investments
- 1:30 pm **Expedited Bill 31-06**, Maryland Emergency Management Assistance Compact - Adoption
- 1:30 pm Special appropriations to the MNCPPC's FY07 Capital Budget and amendments to the FY07-12 CIP:
- \$4,145,000 for Acquisition: Local Parks
  - \$640,000 for Greenbriar Local Park
  - \$750,000 for Ballfield Initiatives
  - \$1,000,000 for PLAR: Non-Local Parks
  - \$2,398,000 for Black Hill Trail Renovation and Extension
- 1:30 pm Amendments to the MNCPPC's FY07-12 CIP:
- Elmhirst Parkway Neighborhood Park
  - Takoma-Piney Branch Local Park
- 1:30 pm Special appropriation to the MNCPPC's FY07 Capital Budget -\$4,000,000 for Acquisition: Non-Local Parks
- 1:30 pm Amendment to the MNCPPC's FY07-12 CIP - Acquisition: Non-Local Parks
- 7:30 pm Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes

**July 25, 2006**

- 1:30 pm Damascus Sectional Map Amendment (G-854)

**August 1, 2006**

**August 1, 2006**

- 1:30 pm Zoning Text Amendments 06-21, Building Coverage - RE-1 Cluster



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**COUNCIL SEEKS APPLICANTS  
FOR BOARD OF APPEALS**

**DEADLINE 5:00 P.M., September 18, 2006**

The Montgomery County Council is seeking applicants for a four-year term on the County Board of Appeals. The term of Angelo Caputo, (Republican) will expire in September 2006. Mr. Caputo has served two full terms on the Board and is not eligible for reappointment.

By law, no more than three members of the Board shall be from the same political party. This position can be filled by a Republican (R) or a voter who declines to affiliate with a party, or is a member of another party officially recognized by the Board of Elections. Current members of the Board are: Donna Barron, (Republican); Angelo Caputo, (Republican); Allison Ishihara Fultz, Chairman (Democrat), Caryn Hines (Democrat), and Wendell Holloway, Ph.D. (Democrat). Members of County boards, committees and commissions may not serve on more than one such group at a time.

Members of the Board receive \$14,330 annually, with the Chairman receiving \$20,515. Salaries are adjusted annually each December to reflect 50 percent of the change in the Washington Area Consumer Price Index.

Duties of the Board of Appeals are: (1) make decisions on most applications for special exceptions as provided in the Zoning Ordinance, (2) hear and decide requests for variances from development standards contained in the Zoning Ordinance, and (3) hear appeals from certain administrative decisions rendered by County Government agencies.

The Board normally holds weekly hearings all day Wednesday and worksessions every other week. If necessary to accommodate an extended caseload or continued hearings, the Board schedules hearings on other weekdays. Members are expected to prepare for the hearings by reading the cases to be heard and to share the workload of drafting and editing opinions or to follow-up on investigations on specific cases. Members work approximately 15-25 hours a week.

The principal jurisdiction of the Board of Appeals (concerning special exceptions and variances under the Zoning Ordinance) does not include the municipalities of Brookeville, Poolesville, Laytonsville, Rockville, Barnesville, Gaithersburg, and Washington Grove. The normal Council practice is not to appoint residents of those municipalities to this Board.

Letters expressing interest, including a resume listing professional and civic experience, should be addressed to Council President George L. Leventhal, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850, and must be **received no later than 5:00 p.m., Monday, September 18**. It is the Council's policy not to consider applications received after the deadline. After the September 18 deadline, Councilmembers will review the letters of application and select applicants for interviews to be held in late September or early October.

Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review, and interviews are open to the public. A financial statement of assets, debts, income, and family property interests will be required of all applicants; only the appointed candidate will be required to make the financial statement available to the public.

# # #

**ADDENDUM #2**  
**Tuesday, July 18, 2006**

10:15 **DISTRICT COUNCIL SESSION**

- Add:** (12.1)      A. **Action** - Resolution to amend previously adopted resolution to establish the public hearing on Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones for September 26, 2006 at 1:30 pm. (Zyontz)

**ADDENDUM**  
**Tuesday, July 18, 2006**

(2) 9:45 **CONSENT CALENDAR**

**Deferred:** D. **Action** - Resolution to approve County's Highway Noise Policy (Orlin)

10:00 **LEGISLATIVE SESSION Day # 26**

C. Call of Bills for Final Reading

**Deferred:** (4) • **Expedited Bill 27-06**, Taxicabs - Amendments (Faden)  
*T&E Committee recommendation will be available 7/13/06.*

10:15 **DISTRICT COUNCIL SESSION**

**Deferred:** (11) G. **Action** - Zoning Text Amendment 06-08, Accessory Buildings - One-Family Residential Zones (Wilson)

*This meeting will be televised live on Channel 6;  
repeated on 7/21/06 at 8 pm and 7/22/06 at 9 am*

**Tuesday, July 18, 2006**

9:30 **INVOCATION** - Reverend Scott Winnette, Bradley Hills Presbyterian Church, Bethesda

9:35 **PRESENTATION** from M-NCPPC and the Heritage Tourism Alliance of maps of all Montgomery County parks and historic sites, by Councilmember Praisner

9:40 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: May 11, June 20 and 27, 2006 (Lauer)

(2) 9:45 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve the Office of Legislative Oversight's FY07 Work Program (Orlansky)  
*Action is tentatively scheduled for 7/25/06.*
- B. **Introduction** - 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, sponsored by Councilmember Subin (McMillan)  
*Public Hearing/Action is scheduled for 8/1/06 at 1:30 pm.*
- C. **Introduction** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiber Technologies Networks, L.L.C. (Healy)  
*MFP Committee worksession tentatively scheduled for 7/31/06.  
Public Hearing/Action is scheduled for 9/19/06 at 1:30 pm.*
- D. **Action** - Resolution to approve County's Highway Noise Policy (Orlin)  
*T&E Committee recommendation will be available 7/13/06.*
- E. **Action** - Resolution to approve Village of Drummond regulations governing building permits (Faden)
- F. **Action** - Resolution to appoint Leonard Grant to fill vacancy on Friendship Heights Village Council (Faden)

(2) 9:45 **CONSENT CALENDAR** *(continued)*

- G. **Action** - Resolution to authorize Certificates of Participation (COPs) - \$30,750,000 for Fire Apparatus Replacement Financing (Sherer)
- I. **Action** - Confirmation of County Executive appointments to the Committee on Hate/Violence: Vincent M. Lewis, Robert Cephas (Ferber)
- J. **Action** - Confirmation of County Executive appointments to the Commission for Women: Holly Fechner, Leila Afas, Fauzia S. Rashid, Judy A. Goldberg, Tedi S. Osias (Ferber)
- K. **Action** - Confirmation of County Executive appointment to the Community Action Board: Craig Holston (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Mental Health Advisory Committee: Julia Scheerer, Sabrina L. Schram, Richard D. Sharp, Celia Young, Mary Carter-Williams, Heidi K. Smith, Denise Fay-Guthrie, Randall R. Myers, Elizabeth Arnold (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the Silver Spring Transportation Management District Advisory Committee: James S. Polk, Edward M. Furgol, Andrew Wexler, Charles A. Segerman, Robin Goudy, Michael Hunston, Geoffrey Krieg, Suvita Melehy (Ferber)
- N. **Action** - Confirmation of County Executive appointments to the Water Quality Advisory Group: Jill Coutts, David C. Plummer, Michael R. Smith, Scott E. Kauff (Ferber)

10:00 **LEGISLATIVE SESSION Day # 26**

- A. Approval of Legislative Journal: June 27, 2006 (Lauer)
  - B. Introduction of Bills
  - C. Call of Bills for Final Reading
- (4)           • **Expedited Bill 27-06**, Taxicabs - Amendments (Faden)  
*T&E Committee recommendation will be available 7/13/06.*

10:15 **DISTRICT COUNCIL SESSION**

- (5) A. **Introduction** - Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones, sponsored by Councilmember Praisner (Zyontz)  
*Action* - Resolution to establish public hearing for 9/19/06 at 1:30 pm.  
NOTE: PH date changed to 9/26/06

10:15 **DISTRICT COUNCIL SESSION** (*continued*)

- (6) B. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**Application No: G-846**  
**Applicant:** FF Realty, LLC (Todd D. Brown, Attorney)  
**Property:** 6.69 acres located at 12207 Georgia Avenue, Silver Spring  
**Action:** Rezone from R-30 to RT-15  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Approve
- (7) C. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**Application No: G-847**  
**Applicant:** FF Realty, LLC (Todd D. Brown, Attorney)  
**Property:** 4.64 acres located at 2301 Shorefield Road, Silver Spring  
**Action:** Rezone from R-20 to RT-15  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Approve
- (8) D. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**Application No: G-839**  
**Applicant:** Winchester Homes, Inc. (Stacy P. Silber, Attorney)  
**Property:** 6.09 acres located at 11800 Darnestown Road, Gaithersburg  
**Action:** Rezone from R-200/TDR and R-200 to R-T 8  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Approve
- (9) E. **Action** - Woodmont Sectional Map Amendment (G-853) (Michaelson)  
*PHED Committee recommends approval.*
- (10) F. **Action** - Zoning Text Amendment 06-13, Established Building Line - Revisions (Zyontz)  
*PHED Committee recommends approval.*
- (11) G. **Action** - Zoning Text Amendment 06-08, Accessory Buildings - One-Family Residential Zones (Wilson)  
*PHED Committee recommends approval with amendments.*
- (12) H. **Action** - Zoning Text Amendment 06-11, Wheaton Overlay Zone - Revisions (Zyontz)  
*PHED Committee recommends approval with amendments.*

12:15 **RECESS**

- (13) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-18, Planned Retirement Community (PRC) Zone - Development Standards (Zyontz)  
*PHED Committee worksession tentatively scheduled for 7/24/06.*
- (14) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-19, Florist - Office - Moderate Density (O-M) Zone (Zyontz)  
*PHED Committee worksession tentatively scheduled for 7/24/06.*
- (15) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-20, Mixed-Use-Town Center/TDR (MXTC/TDR) Zone - Establishment (Zyontz)  
*PHED Committee worksession tentatively scheduled for 9/18/06.*
- (16) 1:30 **PUBLIC HEARING** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: AboveNet Communications, Inc. (Healy)  
*MFP Committee worksession tentatively scheduled for 7/24/06.*
- (17) 1:30 **PUBLIC HEARING** - Resolution to approve License Agreement for Use of Public Right-of-Way: United RST LLC (Healy)  
*MFP Committee worksession tentatively scheduled for 7/24/06.*
- (18) 1:30 **PUBLIC HEARING - Bill 30-06**, Personnel - Retirement - Investments (Healy)  
*MFP Committee worksession tentatively scheduled for 7/24/06.*
- (19) 1:30 **PUBLIC HEARINGS** - Special appropriations to the MNCPPC's FY07 Capital Budget and amendments to the FY07-12 Capital Improvements Program (CIP): (Michaelson)  
1) \$4,145,000 for Acquisition: Local Parks (Source: Program Open Space)  
2) \$640,000 for Greenbriar Local Park (Source: Program Open Space and Park and Planning Bonds)  
3) \$750,000 for Ballfield Initiatives (Source: Program Open Space and G.O. Bonds)  
4) \$1,000,000 for PLAR: Non-Local Parks (Source: Program Open Space and G.O. Bonds)  
5) \$2,398,000 for Black Hill Trail Renovation and Extension (Source: Program Open Space and G.O. Bonds)  
*PHED Committee worksession is tentatively scheduled for 7/24/06.*
- (20) 1:30 **PUBLIC HEARINGS** on the following amendments to the MNCPPC's FY07-12 Capital Improvements Program: (Michaelson)  
1) Elmhirst Parkway Neighborhood Park  
2) Takoma-Piney Branch Local Park  
*PHED Committee worksession is tentatively scheduled for 7/24/06.*
- (21) 1:30 **PUBLIC HEARINGS** 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)  
2) Amendment to the MNCPPC's FY07-12 Capital Improvements Program - Acquisition: Non-Local Parks  
*PHED Committee worksession is tentatively scheduled for 7/24/06.*



July 18, 2006

Page 5

(22) 1:30 **PUBLIC HEARING - Expedited Bill 31-06**, Maryland Emergency Management Assistance Compact - Adoption (Boucher)  
*Action is tentatively scheduled at the conclusion of the hearing.*

2:10 **LEGISLATIVE SESSION Day # 26** (continued)

(22) C. Call of Bills for Final Reading  
• **Expedited Bill 31-06**, Maryland Emergency Management Assistance Compact - Adoption (Boucher)

2:15 **ADJOURN**

(23) 7:30 **PUBLIC HEARING by T&E Committee** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)  
*T&E Committee worksession tentatively scheduled for 7/25/06.*

#### **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.**

<b>Jul 25, 2006</b>	9:30 am	Regular Session
<b>Aug 1, 2006</b>	9:30 am	State Legislation
<b>Aug 1, 2006</b>	10:30 am	Regular Session

#### **FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

##### **July 25, 2006**

1:30 pm Damascus Sectional Map Amendment (G-854)  
1:30 pm Special appropriation to the County Government's FY07 Operating Budget, DHHS - \$293,580 for Adult Dental Services

##### **August 1, 2006**

1:30 pm Zoning Text Amendment 06-21, Building Coverage - RE-1 Cluster  
1:30 pm Special appropriation to the County Government's FY07 Capital Budget - \$1,800,000 for Legacy Open Space  
1:30 pm Amendment to Maryland-National Capital Park and Planning Commission's FY07-12 CIP - Legacy Open Space  
1:30 pm 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

##### **September 19, 2006**

1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiber Technologies Networks, L.L.C.



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**COUNCIL SEEKS APPLICANTS  
FOR BOARD OF APPEALS**

**DEADLINE 5:00 P.M., September 18, 2006**

The Montgomery County Council is seeking applicants for a four-year term on the County Board of Appeals. The term of Angelo Caputo, (Republican) will expire in September 2006. Mr. Caputo has served two full terms on the Board and is not eligible for reappointment.

By law, no more than three members of the Board shall be from the same political party. This position can be filled by a Republican (R) or a voter who declines to affiliate with a party, or is a member of another party officially recognized by the Board of Elections. Current members of the Board are: Donna Barron, (Republican); Angelo Caputo, (Republican); Allison Ishihara Fultz, Chairman (Democrat), Caryn Hines (Democrat), and Wendell Holloway, Ph.D. (Democrat). Members of County boards, committees and commissions may not serve on more than one such group at a time.

Members of the Board receive \$14,330 annually, with the Chairman receiving \$20,515. Salaries are adjusted annually each December to reflect 50 percent of the change in the Washington Area Consumer Price Index.

Duties of the Board of Appeals are: (1) make decisions on most applications for special exceptions as provided in the Zoning Ordinance, (2) hear and decide requests for variances from development standards contained in the Zoning Ordinance, and (3) hear appeals from certain administrative decisions rendered by County Government agencies.

The Board normally holds weekly hearings all day Wednesday and worksessions every other week. If necessary to accommodate an extended caseload or continued hearings, the Board schedules hearings on other weekdays. Members are expected to prepare for the hearings by reading the cases to be heard and to share the workload of drafting and editing opinions or to follow-up on investigations on specific cases. Members work approximately 15-25 hours a week.

The principal jurisdiction of the Board of Appeals (concerning special exceptions and variances under the Zoning Ordinance) does not include the municipalities of Brookeville, Poolesville, Laytonsville, Rockville, Barnesville, Gaithersburg, and Washington Grove. The normal Council practice is not to appoint residents of those municipalities to this Board.

Letters expressing interest, including a resume listing professional and civic experience, should be addressed to Council President George L. Leventhal, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850, and must be **received no later than 5:00 p.m., Monday, September 18**. It is the Council's policy not to consider applications received after the deadline. After the September 18 deadline, Councilmembers will review the letters of application and select applicants for interviews to be held in late September or early October.

Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review, and interviews are open to the public. A financial statement of assets, debts, income, and family property interests will be required of all applicants; only the appointed candidate will be required to make the financial statement available to the public.

# # #

**ADDENDUM**  
**Tuesday, July 25, 2006**

(2) 9:10 **CONSENT CALENDAR**

**Add**  
**Sponsor:** A. **Introduction** - Resolution regarding Montgomery County Municipal Separate Storm Sewer System, National Pollutant Discharge Elimination System Permit, sponsored by Councilmembers Perez and Praisner (Parr)

*This meeting will be televised live on Channel 6;  
repeated on 7/28/06 at 8 pm and 7/29/06 at 9 am*

## **Tuesday, July 25, 2006**

9:00 **INVOCATION** - Chaplain Ted Asfaw, Shady Grove Adventist Hospital, Rockville

9:05 **GENERAL BUSINESS**

- (1)           A. **Announcement** - Agenda and Calendar Changes (Lauer)  
              B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
              C. **Action** - Approval of Minutes: July 11, 2006 (Lauer)

(2)   9:10 **CONSENT CALENDAR**

- A. **Introduction** - Resolution regarding Montgomery County Municipal Separate Storm Sewer System, National Pollutant Discharge Elimination System Permit, sponsored by Councilmember Perez (Parr)  
*Action is tentatively scheduled for 8/1/06.*
- B. **Introduction** - Resolution to approve categorical transfer of \$300,000 for MCPS FY06 Provision for Future Supported Projects (Planell)  
*Action is tentatively scheduled for 8/1/06.*
- C. **Action** - Resolution to approve the Office of Legislative Oversight's FY07 Work Program (Orlansky)  
*MFP Committee recommends approval.*

- (3)   9:15 **ACTION** - Resolution to approve the following: (Ferber)
- Establish salary of Planning Board Chairman
  - Appointment of member of Maryland-National Capital Park & Planning Commission
  - Designation of Chairman of Montgomery County Planning Board

(4) 10:15 **ACTION** - Proposed Charter Amendments: (Faden)

A. Resolution to place proposed amendments to County Charter on November ballot and approve ballot language

B. Resolution to certify qualification of Charter Amendment petitions for November ballot

10:45 **DISTRICT COUNCIL SESSION**

(5) A. **Action** - Resolution to extend time until October 11, 2006, for Council action on Shady Grove Sectional Map Amendment (G-852) (Michaelson)

(6) B. **Action** - Zoning Text Amendment 06-17, Accessibility Improvement - Exemption (Zyontz)  
*PHED Committee recommends approval.*

(7) C. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)

**Application No: G-819**

**Applicant:** Hampden Lane LLC, (Erica Leatham, Attorney)

**Property:** Part of Lot 5, Block 24B, located at 4804 Montgomery Lane, and consisting of 6,480 square feet; Part of Lot 6, Block 24B, located at 4802 Montgomery Lane, and consisting of 6,477 square feet; Part of Lot 8, Block 24D, located at 4905 Hampden Lane and consisting of 4,919 square feet; and Part of Lot 9, Block 24D, located at 4901 Hampden Lane, and consisting of 4,670 square feet; all located in the Edgemoor Subdivision, Bethesda

**Action:** Re-zone from R-10 and R-60 to TS-R

<b>Recommendations:</b>	Planning Staff:	Approve
	Planning Board:	Approve
	Hearing Examiner:	Approve

(8) 11:00 **ACTION** - Resolution to declare intent of Council regarding Reorganization Plan for the Office of the Board of License Commissioners (Ferber)  
*PS/MFP Committee recommends approval.*

11:45 **LEGISLATIVE SESSION Day #27**

A. Approval of Legislative Journal: July 11, 2006 (Lauer)

B. Introduction of Bills

(9) • **Bill 34-06**, Work Release/Pre-Release Programs - Amendments, sponsored by Council President at the request of the County Executive (White)  
*Public Hearing is scheduled for 9/19/06 at 1:30 pm.*

(10) • **Bill 35-06**, Property Tax Credit - Senior Citizens, sponsored by Councilmember Praisner (Faden)  
*Public Hearing is scheduled for 9/19/06 at 1:30 pm.*

C. Call of Bills for Final Reading

(11) • **Bill 25-06**, Procurement - Exemptions (Healy)  
*MFP Committee recommends approval with amendments.*

11:45 **LEGISLATIVE SESSION Day # 27** *(continued)*

C. Call of Bills for Final Reading *(continued)*

- (12)           • **Expedited Bill 33-06**, Property Tax - Tax Credit - Nonprofit Swim Clubs           (Faden)  
                  *MFP Committee recommends approval with amendments.*
- (13)           • **Bill 7-04**, Off-the-Road Motorcycles - Registration and Operation           (Healy)  
                  *PS Committee recommends approval with amendments.*

**RECESS**

- (15)   1:30   **PUBLIC HEARING** - Damascus Sectional Map Amendment (G-854)           (Michaelson)  
                  *PHED Committee worksession tentatively scheduled for 9/18/06.*
- (16)   1:30   **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's  
                  FY07 Operating Budget , Department of Health and Human Services - \$293,580 for  
                  Adult Dental Services (Source: General Fund Reserves)           (Planell)

**ADJOURN**

- 2:00   **T&E Committee** *(7th floor Council Hearing Room)*  
5:00   **PHED Committee** *(7th floor Council Hearing Room)*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on August 1, 2006:**

Alcoholic Beverages Advisory Board: Theodore A. Seale

Alcohol and Other Drug Abuse Advisory Council: James Lethbridge, Steven T. Coulter, M.D., Paula McCrimmon

Board of Social Services: Carolyn Branson, Nancy Kaplan, Carmen M. Knight, Marta S. Marks, G. Bruce Vanderver, M.D., Carolyn Williams

Commission on Children and Youth: Michelle Shay, Judith Laurenson, Mary H. Silva, Denyse Fredriksson

Commission on Juvenile Justice: Deborah Kearse

Commission on Landlord-Tenant Affairs: Andrea R. Mack, Denise F. Hawkins (Alternate Member), Tangela T. Bullock, Roger D. Luchs, Brijette C. Chenet

Committee on Hate/Violence: Kent Weaver

Committee for Ethnic Affairs: Ravi Bakhru, Amani Elkassabany, Harry Iceland, Ismail Kenessy, Jin Kim, Ghiyath Nakshbendi, Kimberly Powell

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on August 1, 2006: (continued)**

Dickerson Area Facilities Implementation Group: Walter Sonnevile, Heinz Bachmann, Eric Cronquist, Joseph LaDana

Energy and Air Quality Advisory Committee: Ann Elsen, David B. Faerberg, Jody Foster, Sandi Rudenstein, Gurpreet Singh, Grace D. Soderberg

Mid-County Citizens Advisory Board: Eileen Cahill, Jennifer Deng-Pickett, Andrew Fraser, Seth E. Jacobson, Mary F. Scholl, Gabriel Ruiz, Joy Turner

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

Upcounty Citizens Advisory Board: Eric A. Cooper, Doug Noble

### FUTURE COUNCIL MEETINGS

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<b>Aug 1, 2006</b>	9:30 am	State Legislation
<b>Aug 1, 2006</b>	10:30 am	Regular Session
<b>Aug 7- Sep 15, 2006</b>		RECESS

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### August 1, 2006

1:30 pm	Zoning Text Amendment 06-21, Building Coverage - RE-1 Cluster
1:30 pm	Special appropriation to the County Government's FY07 Capital Budget - \$1,800,000 for Legacy Open Space
1:30 pm	Amendment to Maryland-National Capital Park and Planning Commission's FY07-12 CIP - Legacy Open Space
1:30 pm	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

#### September 19, 2006

1:30 pm	Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiber Technologies Networks, L.L.C.
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#### September 26, 2006

1:30 pm	Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones
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**COUNCIL SEEKS APPLICANTS  
FOR BOARD OF APPEALS**

**DEADLINE 5:00 P.M., September 18, 2006**

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# # #



## ADDENDUM

Tuesday, August 1, 2006

(2) 9:40 **CONSENT CALENDAR** *(continued)*

**Amount:** 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)

**Correction:** BB. **Action** - Resolution to approve the abandonment of a portion of Woodmont  
Avenue in Bethesda (Orlin)

10:15 **LEGISLATIVE SESSION Day # 28**

**Add**  
**sponsors:** (8.1) • **Bill 37-06**, Property Tax Credit - Green Buildings, sponsored by  
Councilmembers Floreen, Subin, Denis and Knapp (Boucher)

*This meeting will be televised live on Channel 6;  
repeated on 8/4/06 at 8 pm and 8/5/06 at 9 am*

## **Tuesday, August 1, 2006**

9:30 **INVOCATION** - Venkataramany Balakrishnan, Sri Siva Vishnu Temple

9:30 **PRESENTATION** - Proclamation in recognition of Derick Berlage's service to Montgomery County, by Council President Leventhal

9:35 **GENERAL BUSINESS**

A. **Announcement** - Agenda and Calendar Changes (Lauer)  
• 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 (Lacefield)  
C. **Action** - Approval of Minutes: June 29 and July 18, 2006 (Lauer)

(2) 9:40 **CONSENT CALENDAR**

A. **Introduction** - Special appropriation to MNCPPC's FY07 Operating Budget - for soccer club game fee subsidies at Soccerplex, sponsored by Councilmember Silverman (Source: General Fund Reserves) (Michaelson)  
*Public Hearing is scheduled for 9/19/06 at 1:30 pm.*

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)  
*Public Hearing/Action is scheduled for 9/19/06 at 1:30 p.m.*

C. **Receipt and Release** - Office of Legislative Oversight Report 2006-8, An Evaluation of the Police Department's Victim/Witness Assistance Unit (Howard)  
*PS Committee worksession tentatively scheduled for 9/25/06.*

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)  
*T&E Committee worksession tentatively scheduled for 9/21/06.*

(2) 9:40 **CONSENT CALENDAR** *(continued)*

- E. **Action** - Resolution regarding Montgomery County Municipal Separate Storm Sewer System, National Pollutant Discharge Elimination System Permit (Parr)
- F. **Action** - Resolution to approve categorical transfer of \$300,000 for MCPS FY06 Provision for Future Supported Projects (Planell)
- G. **Action** - Extension of time for Council action on resolutions due to expire August 31, 2006 (Lauer)
- H. **Action** - Resolution to approve County's Highway Noise Policy (Orlin)  
*T&E Committee recommends approval with amendments.*
- I. **Action** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: AboveNet Communications, Inc. (Healy)  
*MFP Committee recommends approval.*
- J. **Action** - Resolution to approve License Agreement for Use of Public Right-of-Way: United RST LLC (Healy)  
*MFP Committee recommends approval.*
- 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)
- L. **Action** - Confirmation of County Executive appointment to the Alcoholic Beverages Advisory Board: Theodore A. Seale (Ferber)
- 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)
- 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)
- O. **Action** - Confirmation of County Executive appointments to the Commission on Children and Youth: Michelle Shay, Judith Laurenson, Mary H. Silva, Denyse Fredriksson (Ferber)
- P. **Action** - Confirmation of County Executive appointment to the Commission on Juvenile Justice: Deborah Kearsse (Ferber)

(2) 9:40 **CONSENT CALENDAR** *(continued)*

- 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)
- R. **Action** - Confirmation of County Executive appointment to the Committee on Hate/Violence: Kent Weaver (Ferber)
- 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)
- T. **Action** - Confirmation of County Executive appointments to the Dickerson Area Facilities Implementation Group: Walter Sonnevill, Heinz Bachmann, Eric Cronquist, Joseph LaDana (Ferber)
- 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)
- 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)
- 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)
- X. **Action** - Confirmation of County Executive appointments to the Upcounty Citizens Advisory Board: Eric A. Cooper, Doug Noble (Ferber)
- 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)
- Z. **Action** - Resolution to approve the abandonment of a portion of Willowbrook Drive in Potomac (Orlin)
- AA. **Introduction** - Resolution to Approve County Guaranteed Bond Financing Plan for Housing Opportunities Commission: Wheaton Metro Kiss and Ride Development (Healy)  
*Public Hearing/Action is scheduled for 9/19/06 at 1:30 pm.*
- BB. **Introduction** - Resolution to approve the abandonment of a portion of Woodmont Avenue in Bethesda (Orlin)

(2) 9:40 **CONSENT CALENDAR** *(continued)*

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)  
*Public Hearing is scheduled for 9/19/106 at 1:30 pm.*

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)  
*Public Hearing is scheduled for 9/19/106 at 1:30 pm.*

9:50 **DISTRICT COUNCIL SESSION**

(3) A. **Introduction** - Zoning Text Amendment 06-23, Signs - Place of Assembly, sponsored by Council President Leventhal (Zyontz)  
*Action - Resolution to establish public hearing for 9/21/06 at 7:30 pm.*

(4) B. **Action** - Zoning Text Amendment 06-19, Florist - Office-Moderate Density (O-M) Zone (Zyontz)  
*PHED Committee recommends approval.*

(5) C. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**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)  
**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

(7) E. **Action** - Resolution to extend time for Council action on G-842/DPA 06-2 until October 31, 2006 (Zyontz)  
*Note: Extension will be required if oral argument is granted above.*

10:15 **LEGISLATIVE SESSION Day # 28**

- A. Approval of Legislative Journal: July 18, 2006 (Lauer)
- B. Introduction of Bills
  - (8) • **Bill 36-06**, Forest Preservation Advisory Committee - Establishment sponsored by Councilmembers Perez, Denis, Praisner and Leventhal (White/Faden)  
*Public Hearing is scheduled for 9/19/06 at 1:30 pm.*
  - (8.1) • **Bill 37-06**, Property Tax Credit - Green Buildings, sponsored by Councilmember Floreen (Boucher)  
*Public Hearing is scheduled for 9/19/06 at 1:30 pm.*
- C. Call of Bills for Final Reading
  - (9) • **Bill 32-05**, Contracts and Procurement - Service Contracts (Faden)  
*MFP Committee recommendations will be available 7/31/06.*
  - (10) • **Expedited Bill 20-06**, SoccerPlex - Lease Amendments (Faden)  
*PHED Committee recommends approval with amendments.*
- (11) 11:00 **WORKSESSION/ACTION** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)  
*Action may be deferred to 9/19/06.*
- (12) 12:00 **STATUS REPORT** - Recommendations of the C&O Task Force (Hartman)
- 12:15 **RECESS**
- (13) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-21, Building Coverage - RE-1 Cluster (Zyontz)  
*PHED Committee worksession tentatively scheduled for a later date.*
- (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)  
*PS/MFP Committee recommendations will be available 7/27/06.*
- (15) 1:30 **PUBLIC HEARING/ACTION** - Amendment to MNCPPC's FY07-12 Capital Improvements Program - Legacy Open Space (Michaelson)
- (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)

- (17) 2:00 **ACTION** - Special appropriations to the MNCPPC's FY07 Capital Budget and amendments to the FY07-12 Capital Improvements Program (CIP): (Michaelson)
- 1) \$4,145,000 for Acquisition: Local Parks (Source: Program Open Space)
  - 2) \$640,000 for Greenbriar Local Park (Source: Program Open Space and Park and Planning Bonds)
  - 3) \$750,000 for Ballfield Initiatives (Source: Program Open Space and G.O. Bonds)
  - 4) \$1,000,000 for PLAR: Non-Local Parks (Source: Program Open Space and G.O. Bonds)
  - 5) \$2,398,000 for Black Hill Trail Renovation and Extension (Source: Program Open Space and G.O. Bonds)
- PHED Committee recommends approval with amendments.*

- (18) 2:10 **ACTION** on the following amendments to the MNCPPC's FY07-12 Capital Improvements Program: (Michaelson)
- 1) Elmhirst Parkway Neighborhood Park
  - 2) Takoma-Piney Branch Local Park
- PHED Committee recommends approval with amendments.*

- (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)
  - 2) Amendment to the MNCPPC's FY07-12 Capital Improvements Program - Acquisition: Non-Local Parks
- PHED Committee recommends approval with amendments.*

2:30 **ADJOURN**

**The next regular Council Session is scheduled for September 19, 2006. The agenda and committee schedule will be mailed and posted to the web site on September 14, 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.**

**Aug 7- Sep 15, 2006**

RECESS

<b>Sep 19, 2006</b>	9:30 am	Regular Session
<b>Sep 26, 2006</b>	9:30 am	Regular Session
<b>Oct 3, 2006</b>	9:30 am	Regular Session
<b>Oct 10,, 2006</b>	9:30 am	Regular Session
<b>Oct 17, 2006</b>	9:30 am	Regular Session
<b>Oct 24, 2006</b>	9:30 am	Regular Session
<b>Oct 31, 2006</b>	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

**September 19, 2006**

- 1:30 pm **Bill 34-06**, Work Release/Pre-Release Programs - Amendments
- 1:30 pm **Bill 35-06**, Property Tax Credit - Senior Citizens
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiber Technologies Networks, L.L.C.
- 1:30 pm Special appropriation to the County Government's FY07 Operating Budget, Arts and Humanities Council NDA - \$80,000 for National Philharmonic
- 1:30 pm Resolution to Approve County Guaranteed Bond Financing Plan for HOC: Wheaton Metro Kiss and Ride Development
- 1:30 pm Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 CIP, DED - \$2,800,000 for Germantown Business Incubator
- 1:30 pm Supplemental appropriation to the Montgomery College's FY07 Capital Budget and amendment to the FY07-12 CIP - \$4,000,000 for Goldenrod Building Renovation

**September 26, 2006**

- 1:30 pm Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones



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*This meeting will be televised live on Channel 6*

**Tuesday, August 15, 2006**

- (1) 2:00 **ACTION** - Resolutions to amend previously adopted Resolution 15-1556 regarding Proposed Amendment to County Charter, and Resolution 15-1557 Qualification for Ballot of Petitioned Amendment to County Charter (Healy)
- 2:15 **DISTRICT COUNCIL SESSION**
- (2) A. **Action** - Resolution to establish public hearing for September 19, 2006 at 1:30 pm on Bethesda CBD Corrective Map Amendment (G-856): Edgemoor Lot 3, Block 12A (Michaelson)

**The next regular Council Session is scheduled for September 19, 2006. The agenda will be mailed and posted to the web site on September 14, 2006. The committee schedule will be posted to the website weekly and mailed on September 14, 2006. Please see the listing below for future Council meetings and public hearings.**

#### **FUTURE COUNCIL MEETINGS**

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**Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.**

- 1:30 pm **Bill 34-06**, Work Release/Pre-Release Programs - Amendments  
1:30 pm **Bill 35-06**, Property Tax Credit - Senior Citizens  
1:30 pm **Bill 37-06**, Property Tax Credit - Green Buildings  
1:30 pm **Bill 36-06**, Forest Preservation Advisory Committee - Establishment

**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.**

**September 19, 2006** *(continued)*

- 1:30 pm Bethesda CBD Corrective Map Amendment (G-856): Edgemoor Lot 3, Block 12A
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiber Technologies Networks, L.L.C.
- 1:30 pm Special appropriation to the County Government's FY07 Operating Budget, Arts and Humanities Council NDA - \$80,000 for National Philharmonic
- 1:30 pm Resolution to Approve County Guaranteed Bond Financing Plan for HOC: Wheaton Metro Kiss and Ride Development
- 1:30 pm Special appropriation to MNCPPC's FY07 Operating Budget - \$142,450 for soccer club game fee subsidies at Soccerplex
- 1:30 pm Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 CIP, DED - \$2,800,000 for Germantown Business Incubator
- 1:30 pm Supplemental appropriation to the Montgomery College's FY07 Capital Budget and amendment to the FY07-12 CIP - \$4,000,000 for Goldenrod Building Renovation
- 7:30 pm FY08 Annual Budget Priorities and Performance Measures

**September 21, 2006**

- 7:30 pm Zoning Text Amendment 06-23, Signs - Place of Assembly

**September 26, 2006**

- 1:30 pm Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones

**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.**

**Aug 7- Sep 15, 2006**

RECESS

- |                      |         |                 |
|----------------------|---------|-----------------|
| <b>Sep 19, 2006</b>  | 9:30 am | Regular Session |
| <b>Sep 26, 2006</b>  | 9:30 am | Regular Session |
| <b>Oct 3, 2006</b>   | 9:30 am | Regular Session |
| <b>Oct 10,, 2006</b> | 9:30 am | Regular Session |
| <b>Oct 17, 2006</b>  | 9:30 am | Regular Session |
| <b>Oct 24, 2006</b>  | 9:30 am | Regular Session |
| <b>Oct 31, 2006</b>  | 9:30 am | Regular Session |



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## ADDENDUM

Tuesday, September 19, 2006

(2) 9:45 CONSENT CALENDAR

**Add Sponsors:** D. **Introduction** - Special appropriations to the County Government's FY07 Operating Budget, Department of Recreation - \$206,270 for Paint Branch Sports Academy, \$206,270 for Springbrook Sports Academy, and \$169,230 for Wheaton Sports Academy, sponsored by Councilmembers Praisner, Subin, Perez, and Denis (Source: General Fund Reserve) (Sherer)  
*Public Hearing is scheduled for 10/3/06 at 1:30 pm.*

**Delete:** L. **Introduction** - Resolution to support Habitat for Humanity of Montgomery County, MD's application for the State's Community Investment Tax Credit Program (McMillan)

9:50 LEGISLATIVE SESSION Day # 31

### B. Introduction of Bills

(4.1) • **Expedited Bill 40-06**, Cable Communications - Amendments, sponsored by the Council President at the request of the County Executive (Faden/Healy)  
*Public Hearing is scheduled for 10/3/06 at 1:30 pm.*

(4.2) • **Expedited Bill 41-06**, Consumer Protection - Internet Access, sponsored by the Council President at the request of the County Executive (Faden/Healy)  
*Public Hearing is scheduled for 10/3/06 at 1:30 pm.*

**ANNOUNCEMENT:** The evening public hearing planned for September 21, 2006 on Zoning Text Amendment 06-23, Signs - Place of Assembly, has been continued to September 26, 2006 at 1:30 pm. All speakers will be heard at that time.

*This meeting will be televised live on Channel 6;  
repeated on 9/22/06 at 8 pm and 9/23/06 at 9 am*

## **Tuesday, September 19, 2006**

9:30 **INVOCATION** - Reverend Jan P. Lookingbill, Emmanuel Lutheran Church, Bethesda

9:35 **PRESENTATION** - Proclamation in recognition of Constitution Week by  
Councilmember Michael Knapp

### 9:40 **GENERAL BUSINESS**

- A. **Announcement** - Agenda and Calendar Changes (Lauer)
- (1) B. **Acknowledgement** - Receipt of Petitions (Lacefield)
- C. **Action** - Approval of Minutes: July 25, 2006 (Lauer)

### (2) 9:45 **CONSENT CALENDAR**

- A. **Introduction** - Resolution to approve the FY07 schedule of revenue estimates and appropriations (Sherer)  
*Action is tentatively scheduled for 9/26/06.*
- B. **Introduction** - Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Xspedius (Healy)  
*Public Hearing is scheduled for 10/10/06 at 1:30 pm.*
- C. **Introduction** - Resolution to adopt the National Incident Management System (NIMS) for Montgomery County (Davidson)  
*Action is tentatively scheduled for 9/26/06.*
- D. **Introduction** - Special appropriations to the County Government's FY07 Operating Budget, Department of Recreation - \$206,270 for Paint Branch Sports Academy, \$206,270 for Springbrook Sports Academy, and \$169,230 for Wheaton Sports Academy, sponsored by Councilmember Praisner (Source: General Fund Reserve) (Sherer)  
*Public Hearing is scheduled for 10/3/06 at 1:30 pm.*

(2) 9:45 **CONSENT CALENDAR** *(continued)*

- E. **Introduction** - Special appropriation to the Montgomery County Public Schools' FY07 Operating Budget - \$400,000 for Automated External Defibrillator Program (Source: General Fund Undesignated Reserves) (Planell)  
*Public Hearing is scheduled for 10/3/06 at 1:30 pm.*
- F. **Introduction** - Supplemental appropriation to the Montgomery County Public Schools' FY07 Operating Budget - \$997,433 for Teaching American History Program (Source: Federal Grant) (Planell)  
*Public Hearing/Action is scheduled for 10/3/06 at 1:30 pm.*
- G. **Introduction** - Resolution to approve categorical transfer of \$7,050,000 for MCPS' FY06 Operating Budget (Planell)  
*ED Committee worksession tentatively scheduled for 9/28/06.  
Action is scheduled for 10/3/06.*
- H. **Introduction** - Supplemental appropriation to the County Government's FY07 Operating Budget, Department of Health and Human Services, Children, Youth, and Family Services - \$370,211 for Crossroads Youth Opportunity Center Demonstration Grant (Source: U.S. Department of Justice, Office of Justice Programs) (McGuire)  
*Public Hearing is scheduled for 10/3/06 at 1:30 pm.*
- I. **Introduction** - Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program, Department of Public Works and Transportation - \$1,608,000 for Multi-Agency Driver Training Facility (Source: G.O. Bonds) (McMillan)  
*Public Hearing is scheduled for 10/10/06 at 1:30 pm.*
- J. **Receipt and Release** - Office of Legislative Oversight Report 2006-7, Department of Public Works and Transportation: Citizen Inquiries and Requests for Service (Trombka/Latham)  
*T&E Committee worksession tentatively scheduled for 10/12/06.*
- K. **Action** - Resolution to approve Economic Development Revenue Bond in an amount not to exceed \$20 million for The Heights School (Sherer)
- L. **Introduction** - Resolution to support Habitat for Humanity of Montgomery County, MD's application for the State's Community Investment Tax Credit Program (McMillan)  
*Action is scheduled for 9/26/06.*
- M. **Action** - Appointment of special counsel to provide legal services to Montgomery County and the Board of Investment Trustees: Linda Shore and Stephanie Monaco of Mayer, Brown, Rowe & Maw LLP (Faden)

(2) 9:45 **CONSENT CALENDAR** *(continued)*

N. **Action** - Executive Regulation 16-06, Personnel Regulations - Amendment to extend the sunset date (McGuire)  
*MFP Committee recommends approval.*

O. **Action** - Council nominee to the Bethesda Urban Partnership Board of Directors: Jack D. Hayes (Ferber)

P. **Receipt and Release** - OLO Report 2007-1, Review of Montgomery County Public Schools' "Serious Incident" Reporting (Orlansky/Rubin)  
*PS/ED Committee presentation and worksession tentatively scheduled for 10/19/06.*

9:50 **LEGISLATIVE SESSION Day # 31**

A. Approval of Legislative Journal: July 25, 2006 (Lauer)

B. Introduction of Bills

(3) • **Bill 38-06**, Technical Corrections, sponsored by County Council (White)  
*Public Hearing is scheduled for 10/10/06 at 1:30 pm.*

(4) • **Expedited Bill 39-06**, Streets and Roads - Fees - Preliminary Subdivision Plans, sponsored by the Council President at the request of the County Executive (Healy)  
*Public Hearing is scheduled for 10/24 /06 at 1:30 pm.*

10:00 **DISTRICT COUNCIL SESSION**

(5) A. **Introduction** - Subdivision Regulation Amendment 06-02, Fees - Preliminary Subdivision Plans, sponsored by the Council President at the request of the County Executive (Healy)  
*Action - Resolution to establish public hearing for 10/24/06 at 1:30 pm.*

(5.1) B. **Introduction** - Zoning Text Amendment 06-24, Home Occupations - Furniture displays, sponsored by Councilmember Denis (Zyontz)  
*Action - Resolution to establish public hearing for 10/24/06 at 1:30 pm.*

(6) C. **Action** - Resolution to establish public hearing for October 24, 2006 at 1:30 pm on Clarksburg Corrective Map Amendment (G-857) (White)

(7) D. **Action** - Resolution to extend time until November 22, 2006, for Council action on Damascus Sectional Map Amendment (G-854) (Michaelson)

(8) E. **Action** - Zoning Text Amendment 06-08, Accessory Buildings - One-Family Residential Zones (Zyontz)  
*PHED Committee recommends approval with amendments.*

10:00 **DISTRICT COUNCIL SESSION** (*continued*)

- (9) F. **Action** - Request for Oral Argument and/or Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**Application No: G-841**  
**Applicant:** Shady Grove Investors I, LLC and Shady Grove Investors, II, LLC (Scott C. Wallace, Attorney)  
**Property:** 6.92088 acres located at the Northeast quadrant of the intersection of Omega Drive and Research Boulevard, Gaithersburg  
**Action:** Rezone from C-2 to PD-44  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Deny
- (10) G. **Action** - Resolution to extend time for Council action on G-841 until October 31, 2006 (Zyontz)  
*Note: Extension will be required if oral argument is granted above.*
- (11) H. **Oral Argument** and Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**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

12:15 **RECESS**

- (13) 1:30 **PUBLIC HEARING - Bill 34-06**, Work Release/Pre-Release Programs - Amendments (White)  
*PS Committee worksession tentatively scheduled for 9/25/06.*
- (14) 1:30 **PUBLIC HEARING - Bill 35-06**, Property Tax Credit - Senior Citizens (Faden)  
*MFP Committee worksession tentatively scheduled for 9/25/06.*
- (15) 1:30 **PUBLIC HEARING - Bill 36-06**, Forest Preservation Advisory Committee - Establishment (White/Faden)  
*T&E Committee worksession tentatively scheduled for 9/26/06.*
- (16) 1:30 **PUBLIC HEARING - Bill 37-06**, Property Tax Credit - Green Buildings (Boucher)  
*MFP Committee worksession will be scheduled at a later date.*

- (17) 1:30 **PUBLIC HEARING** - Special appropriation to MNCPPC's FY07 Operating Budget - \$142,450 for soccer club game fee subsidies at Soccerplex (Source: General Fund Reserves) (Michaelson)  
*PHED Committee worksession tentatively scheduled for 9/28/06.*
- (18) 1:30 **PUBLIC HEARING** on the following supplemental appropriations: (Sherer)  
• 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)  
• 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)  
*ED Committee worksession tentatively scheduled for 9/28/06.*
- (19) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's FY07 Operating Budget, Arts and Humanities Council Non-Departmental Account - \$80,000 for National Philharmonic (Source: General Fund Reserves) (Davidson)
- (20) 1:30 **PUBLIC HEARING/ACTION** - Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiber Technologies Networks, L.L.C. (Healy)  
*MFP Committee recommends approval unless issues are raised at the hearing that require further review.*
- (21) 1:30 **PUBLIC HEARING/ACTION** - Resolution to Approve County Guaranteed Bond Financing Plan for Housing Opportunities Commission: Wheaton Metro Kiss and Ride Development (Healy)
- (22) 1:30 **PUBLIC HEARING/ACTION** - Bethesda CBD Corrective Map Amendment (G-856): Edgemoor Lot 3, Block 12A (Michaelson)  
*Council sitting as District Council for action on this item.*

**ADJOURN**

- (23) 7:30 **PUBLIC HEARING** - FY08 Annual Budget Priorities and Performance Measures (Farber)  
*MFP Committee worksession tentatively scheduled for 9/25/06.*

**Thursday, September 21, 2006**

- 7:30 **PUBLIC HEARING** - Zoning Text Amendment 06-23, Signs - Place of Assembly (Zyontz)  
*PHED Committee worksession tentatively scheduled for 9/28/06.*

THIS HEARING IS CONTINUED TO TUESDAY, September 26, 2006 at 1:30 pm.



### FUTURE COUNCIL MEETINGS

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

<b>Sep 26, 2006</b>	9:30 am	Regular Session
<b>Oct 3, 2006</b>	9:30 am	Regular Session
<b>Oct 10, 2006</b>	9:30 am	Regular Session
<b>Oct 17, 2006</b>	9:30 am	Regular Session
<b>Oct 24, 2006</b>	9:30 am	Regular Session
<b>Oct 31, 2006</b>	9:30 am	Regular Session

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### September 19, 2006

- 1:30 pm **Bill 34-06**, Work Release/Pre-Release Programs - Amendments
- 1:30 pm **Bill 35-06**, Property Tax Credit - Senior Citizens
- 1:30 pm **Bill 37-06**, Property Tax Credit - Green Buildings
- 1:30 pm **Bill 36-06**, Forest Preservation Advisory Committee - Establishment
- 1:30 pm Bethesda CBD Corrective Map Amendment (G-856): Edgemoor Lot 3, Block 12A
- 1:30 pm Resolution to approve Franchise Agreement for Use of Public Right-of-Way: Fiber Technologies Networks, L.L.C.
- 1:30 pm Special appropriation to the County Government's FY07 Operating Budget, Arts and Humanities Council NDA - \$80,000 for National Philharmonic
- 1:30 pm Resolution to Approve County Guaranteed Bond Financing Plan for HOC: Wheaton Metro Kiss and Ride Development
- 1:30 pm Special appropriation to MNCPPC's FY07 Operating Budget - \$142,450 for soccer club game fee subsidies at Soccerplex
- 1:30 pm Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 CIP, DED - \$2,800,000 for Germantown Business Incubator
- 1:30 pm Supplemental appropriation to the Montgomery College's FY07 Capital Budget and amendment to the FY07-12 CIP - \$4,000,000 for Goldenrod Building Renovation
- 7:30 pm FY08 Annual Budget Priorities and Performance Measures

#### September 21, 2006

- 7:30 pm Zoning Text Amendment 06-23, Signs - Place of Assembly

#### September 26, 2006

- 1:30 pm Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones

#### October 3, 2006

- 1:30 pm Special appropriation to the MCPS' FY07 Operating Budget - \$400,000 for Automated External Defibrillator Program
- 1:30 pm Supplemental appropriation to the MCPS' FY07 Operating Budget - \$997,433 for Teaching American History Program
- 1:30 pm Supplemental appropriation to the County Government's FY07 Operating Budget, DHHS, Children, Youth, and Family Services - \$370,211 for Crossroads Youth Opportunity Center Demonstration Grant
- 1:30 pm Special appropriations to the County Government's FY07 Operating Budget, Department of Recreation - \$206,270 for Paint Branch Sports Academy, \$206,270 for Springbrook Sports Academy, and \$169,230 for Wheaton Sports Academy

#### October 10, 2006

- 1:30 pm Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Xspedius



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## **ADDENDUM**

**Tuesday, September 26, 2006**

(2) 9:40 **CONSENT CALENDAR**

**Add:** E. **Introduction** - Special appropriations to the MNCPPC's FY07 Capital Budget: (Michaelson)  
1) \$2,545,000 for Acquisition: Local Parks (Source: Program Open Space)  
2) \$2,000,000 for Acquisition: Non-Local Parks (Source: Program Open Space)  
*Public Hearing is scheduled for 10/17/06 at 1:30 pm.*

**Add:** F. **Introduction** - Special appropriations to the MNCPPC's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program: (Michaelson)  
1) \$1,087,000 for South Germantown SoccerPlex (Source: G.O. Bonds, Contributions and Program Open Space)  
2) \$3,800,000 for Lake Needwood Dam Remediation (Source: G.O. Bonds and Current Revenue)  
3) \$563,000 for Ballfield Initiatives (Source: Program Open Space)  
4) \$188,000 for Restoration of Historic Structures (Source: Program Open Space)  
*Public Hearing is scheduled for 10/17/06 at 1:30 pm.*

**Add:** G. **Introduction** of the following amendments to the MNCPPC's FY07-12 Capital Improvements Program: (Michaelson)  
1) Rock Creek Trail Pedestrian Bridge  
2) Wheaton Tennis Bubble Renovation  
*Public Hearing is scheduled for 10/17/06 at 1:30 pm.*

*This meeting will be televised live on Channel 6;  
repeated on 9/29/06 at 8 pm and 9/30/06 at 9 am*

## **Tuesday, September 26, 2006**

9:30 **INVOCATION** - Reverend Ginger Luke, River Road Unitarian Universalist Church,  
Bethesda

9:35 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: August 1 and 15, 2006 (Lauer)

(2) 9:40 **CONSENT CALENDAR**

A. **Introduction** - Resolution to approve a certain finance plan of the Washington  
Suburban Sanitary Commission for the issuance of refunding bonds (Levchenko)  
*Action is tentatively scheduled for 10/3/06.*

B. **Introduction** - Supplemental appropriation to the Montgomery County Public  
Schools' FY07 Operating Budget - \$360,171 for Aging School Program (Source:  
State Grant) (Planell)  
*Public Hearing is scheduled for 10/10/06 at 1:30 pm.*

C. **Action** - Resolution to approve the FY07 schedule of revenue estimates and  
appropriations (Sherer)

D. **Action** - Resolution to adopt National Incident Management System (NIMS) in  
Montgomery County (Davidson)

- (3) 9:45 **ACTION** - Resolution to approve FY08 Budget Priorities and Performance Measures (Farber)  
*MFP Committee recommendations will be available 9/25/06.*

10:15 **DISTRICT COUNCIL SESSION**

- (4) A. **Action - Development Plan Amendment DPA 06-3** (Zyontz)  
**Applicant:** Cornerstone Land, LLC (Martin J. Hutt, Attorney)  
**Property:** 0.96 acres located at North side of Clopper Road between Route 118 & Liberty Mill Rd., Germantown  
**Action:** Amend the Development Plan accompanying LMA G-717  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: No Report
- (5) B. **Action - Zoning Text Amendment 06-20, Mixed-Use-Town Center/TDR (MXTC/TDR) Zone - Establishment** (Zyontz)  
*PHED Committee recommends approval.*
- (6) C. **Action - Damascus Sectional Map Amendment (G-854)** (Michaelson)  
*PHED Committee recommends approval.*
- (7) D. **Action - Consideration of Hearing Examiner's Report and Recommendation:** (Zyontz)  
**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
- (8) E. **Oral Argument and consideration of Hearing Examiner's Report and Recommendation:** (Zyontz)  
**Application No: G-841**  
**Applicant:** Shady Grove Investors I, LLC and Shady Grove Investors, II, LLC (Scott C. Wallace, Attorney)  
**Property:** 6.92088 acres located at the Northeast quadrant of the intersection of Omega Drive and Research Boulevard, Gaithersburg  
**Action:** Rezone from C-2 to PD-44  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Deny

12:30 **RECESS**

- (9) 1:30 **PUBLIC HEARING - Zoning Text Amendment 06-23, Signs - Place of Assembly** (Zyontz)  
*PHED Committee worksession tentatively scheduled for 9/28/06.*

September 26, 2006

Page 3

(10) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones (Zyontz)

*PHED Committee worksession tentatively scheduled for 9/28/06.*

2:00 **ED Committee** (6th floor Council Conference Room)

2:00 **T&E Committee** (7th floor Council Hearing Room)

**ADJOURN**

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on October 3, 2006:**

Advisory Board for the Montgomery Cares Program: Joy Austin-Lane

Board of License Commissioners: Eugene M. Thirolf

Board of Registration for Building Contractors: Anthony J. Crane

Commission on Health: Leslie P. Boss, Samuel P. Korper, Jessica B. Moore, Pamela Brancaccio, Wendy W. Friar

Commission on People with Disabilities: Shane Feldman, Stephen R. Hage, Arlene McCrehan, Janice M. Barrett, Craig A. Brieske, Anita L. Cohen, John G. Miers, Denise R. Thomas, Michael L. Hetchkop, Beth Mellen Harrison

Library Board: Althea Grey-McKenzie, Otto E. Lewis, Jr., Robert Lyford, Niyati P. Pandya, Aurelio "PJ" Rivera

**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.**

<b>Oct 3, 2006</b>	9:30 am	Regular Session
<b>Oct 10, 2006</b>	9:30 am	Regular Session
<b>Oct 17, 2006</b>	9:30 am	Regular Session
<b>Oct 24, 2006</b>	9:30 am	Regular Session
<b>Oct 31, 2006</b>	9:30 am	Regular Session
<b>Nov 6 - 20, 2006</b>		RECESS

**FUTURE PUBLIC HEARINGS**

**To testify call 240-777-7931**

**October 3, 2006**

- 1:30 pm Special appropriation to the MCPS' FY07 Operating Budget - \$400,000 for Automated External Defibrillator Program
- 1:30 pm Supplemental appropriation to the MCPS' FY07 Operating Budget - \$997,433 for Teaching American History Program
- 1:30 pm Supplemental appropriation to the County Government's FY07 Operating Budget, DHHS, Children, Youth, and Family Services - \$370,211 for Crossroads Youth Opportunity Center Demonstration Grant
- 1:30 pm Special appropriations to the County Government's FY07 Operating Budget, Department of Recreation - \$206,270 for Paint Branch Sports Academy, \$206,270 for Springbrook Sports Academy, and \$169,230 for Wheaton Sports Academy
- 1:30 pm **Expedited Bill 40-06**, Cable Communications - Amendments
- 1:30 pm **Expedited Bill 41-06**, Consumer Protection - Internet Access

**October 10, 2006**

- 1:30 pm Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Xspedius
- 1:30 pm **Bill 38-06**, Technical Corrections
- 1:30 pm Resolution to establish FY08 Spending Control Limits for the Washington Suburban Sanitary Commission
- 1:30 pm Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 CIP, DPWT - \$1,608,000 for Multi-Agency Driver Training Facility
- 1:30 pm Supplemental appropriation to the MCPS' FY07 Operating Budget - \$360,171 for Aging School Program

**October 24, 2006**

- 1:30 pm **Expedited Bill 39-06**, Streets and Roads - Fees - Preliminary Subdivision Plans
- 1:30 pm Subdivision Regulation Amendment 06-02, Fees - Preliminary Subdivision Plans
- 1:30 pm Zoning Text Amendment 06-24, Home Occupations - Furniture displays
- 1:30 pm Clarksburg Corrective Map Amendment (G-857)



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**COUNCIL SEEKS APPLICANTS  
FOR GRANTS ADVISORY GROUP**

**Deadline 5:00 P.M. November 9, 2006**

The County Council is seeking applicants for positions on its fiscal year 2008 Grants Advisory Group. The Council will appoint this community panel to review grant applications and advise it on proposals received from the non-profit community. The Council believes that a strong partnership with non-profit organizations is critical in meeting the County's needs. The Council has established a grants process in which the Council accepts applications from non-profit organizations seeking funds, forwards proposals to the Grants Advisory Group for advice and comments, and makes funding decisions during its spring budget deliberations.

The Grants Advisory Group will be appointed by December 12, 2006 and will be asked to report to the Council by the end of April 2007. Panel members will need to attend training sessions and review relevant materials during late January and February. The applications review will take place between March 1 and April 15, with a report due to the Council by the end of April.

The Grants Advisory Group will be asked to provide the Council with comments on each of the grant proposals and, if necessary, make site visits for clarifications. The Advisory Group will consist of 20 to 24 members. The workload will vary based on the number of applications received and panel members appointed; however, it is expected that each member would review 25-35 applications.

The Grants Advisory Group will be appointed by the County Council and will represent a balance of different points of view and diversity in the County. Volunteers for the Grants Advisory Group can come from panels reviewing Community Development Block Grants or Community Service Grants as well as from other advisory boards or community groups. Applicants for the Advisory Group cannot be a member of a Board of a group applying for grant funding. The Council will designate the Chair and Vice-Chair of the Advisory Group.

Interested persons should submit their letter of interest with a resume to Council President, Montgomery County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Letters of interest **must be received no later than 5:00 p.m. on Thursday, November 9, 2006**. Questions regarding the Grants Advisory Group may be directed to Council staff member Joan Planell at 240/777-7949 or Justina Ferber at 240/777-7938.

###

## **ADDENDUM**

**Tuesday, October 3, 2006**

(2) 9:45 **CONSENT CALENDAR**

**Add:** N. **Introduction** - Special appropriation to the County Government's FY07 Operating Budget, Department of Health and Human Services - \$60,240 for Senior Nutrition Services (Source: Current Revenue), sponsored by Councilmembers Leventhal and Praisner (Planell)  
*Public Hearing is scheduled for 10/17/06 at 1:30 pm.*

10:30 **LEGISLATIVE SESSION Day # 32**

**Add:** A. Approval of Legislative Journal: August 1 and September 19, 2006 (Lauer)

(15) 1:30 **PUBLIC HEARING** - Special appropriations to the County Government's FY07 Operating Budget, Department of Recreation - \$206,270 for Paint Branch Sports Academy, \$206,270 for Springbrook Sports Academy, and \$169,230 for Wheaton Sports Academy (Source: General Fund Reserve) (Sherer)

**Change:** *PHED Committee worksession will be scheduled at a later date.*



*This meeting will be televised live on Channel 6;  
repeated on 10/6/06 at 8 pm and 10/7/06 at 9 am*

## **Tuesday, October 3, 2006**

9:30 **INVOCATION** - Reverend Scott Winnette, Bradley Hills Presbyterian Church, Bethesda

9:35 **PRESENTATION** - Proclamation in recognition of October 2006 as Mentor Month in Montgomery County by Councilmember Andrews

### 9:40 **GENERAL BUSINESS**

A. **Announcement** - Agenda and Calendar Changes (Lauer)

B. **Acknowledgement** - Receipt of Petitions (Lacefield)

(1) C. **Action** - Approval of Minutes: September 19, 2006 (Lauer)

### (2) 9:45 **CONSENT CALENDAR**

B. **Introduction** - Special appropriation to the County Government's FY07 Operating Budget, State's Attorney's Office - \$81,400 for Family Violence Unit (Source: General Fund Reserves) (McGuire)

*Public Hearing is scheduled for 10/17/06 at 1:30 pm.*

C. **Action** - Resolution to approve a certain finance plan of the Washington Suburban Sanitary Commission for the issuance of refunding bonds (Levchenko)

D. **Action** - Special appropriation to MNCPPC's FY07 Operating Budget - \$142,450 for soccer club game fee subsidies at Soccerplex (Source: General Fund Reserves) (Michaelson)  
*PHED Committee recommendation will be available 9/28/06.*

E. **Action** - Resolution to approve categorical transfer of \$7,050,000 for MCPS' FY06 Operating Budget (Planell)  
*ED Committee recommendation will be available 9/28/06.*

F. **Release and Receipt** - OLO Report 2007-2, A Study of Montgomery County Government's Recruitment Practices and Workforce Diversity (Richards)  
*MFP Committee worksession will be scheduled at a later date.*

- G. **Action** - Confirmation of County Executive appointment to the Advisory Board for the Montgomery Cares Program: Joy Austin-Lane (Ferber)
- H. **Action** - Appointment of Council representative to Nominating Committee for the Board of Trustees of Montgomery College (Ferber)
- I. **Action** - Confirmation of County Executive appointment to the Board of License Commissioners: Eugene M. Thirolf (Ferber)
- J. **Action** - Confirmation of County Executive appointment to the Board of Registration for Building Contractors: Anthony J. Crane (Ferber)
- K. **Action** - Confirmation of County Executive appointments to the Commission on Health: Leslie P. Boss, Samuel P. Korper, Jessica B. Moore, Pamela Brancaccio, Wendy W. Friar (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Commission on People with Disabilities: Shane Feldman, Stephen R. Hage, Arlene McCrehan, Janice M. Barrett, Craig A. Brieske, Anita L. Cohen, John G. Miers, Denise R. Thomas, Michael L. Hetchkop, Beth Mellen Harrison (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the Library Board: Althea Grey-McKenzie, Otto E. Lewis, Jr., Robert Lyford, Niyati P. Pandya, Aurelio "PJ" Rivera (Ferber)

- (3) 9:50 **ACTION** on the following supplemental appropriations: (Sherer)
- 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)
  - 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)
- ED Committee recommendation will be available 9/28/06.*

9:55 **DISTRICT COUNCIL SESSION**

- (4) A. **Action** - Zoning Text Amendment 06-14, Transit Oriented, Mixed Use Zone (TOMX/TDR) - Standards (Zyontz)  
*PHED Committee recommends approval with amendments.*
- (5) B. **Action** - Zoning Text Amendment 06-15, Residential Mixed Use Development - RMX-2C/TDR Zone - Standards (Zyontz)  
*PHED Committee recommends approval with amendments.*

9:55 **DISTRICT COUNCIL SESSION** *(continued)*

- (6) C. **Action** - Shady Grove Sectional Map Amendment (G-852), including a report on the Shady Grove Implementation Plan (Michaelson)  
*PHED Committee recommends approval*

10:30 **LEGISLATIVE SESSION Day # 32**

- A. Approval of Legislative Journal: September 19, 2006 (Lauer)  
B. Introduction of Bills
- (7) • **Bill 42-06**, Procurement - Employee Health Insurance Requirement, sponsored by Councilmember Subin (Faden)  
*Public Hearing is scheduled for 10/24/06 at 1:30 pm.*
- (8) • **Expedited Bill 43-06**, Ethics - Montgomery Cares Program - Advisory Board, sponsored by Council President Leventhal (Boucher)  
*Public Hearing is scheduled for 10/10/06 at 1:30 pm.*
- (9) • **Expedited Bill 44-06**, Parks Department - Golf Courses - Lease with Revenue Authority, sponsored by Council President at request of MNCPPC (Faden)  
*Public Hearing is scheduled for 10/17/06 at 1:30 pm.*
- (9.1) • **Expedited Bill 45-06**, Forest Conservation - Protection of Champion Trees, sponsored by Councilmember Denis (Faden)  
*Public Hearing is scheduled for 10/10/06 at 1:30 pm.*
- C. Call of Bills for Final Reading
- (10) • **Bill 34-06**, Work Release/Pre-Release Programs - Amendments (White)  
*PS Committee recommends approval with amendments.*
- (11) • **Bill 36-06**, Forest Preservation Advisory Committee - Establishment (White)  
*T&E Committee recommends approval with amendments.*
- (12) • **Expedited Bill 27-06**, Taxicabs - Amendments (Faden)  
*T&E Committee recommends approval with amendments.*

12:15 **RECESS**

- (13) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY07 Operating Budget, Department of Health and Human Services, Children, Youth, and Family Services - \$370,211 for Crossroads Youth Opportunity Center Demonstration Grant (Source: U.S. Department of Justice, Office of Justice Programs) (McGuire)  
*HHS Committee worksession tentatively scheduled for 10/9/06.*

- (14) 1:30 **PUBLIC HEARING** - Special appropriation to the Montgomery County Public Schools' FY07 Operating Budget - \$400,000 for Automated External Defibrillator Program (Source: General Fund Undesignated Reserves) (Planell)  
*ED Committee worksession tentatively scheduled for 10/12/06.*
- (15) 1:30 **PUBLIC HEARING** - Special appropriations to the County Government's FY07 Operating Budget, Department of Recreation - \$206,270 for Paint Branch Sports Academy, \$206,270 for Springbrook Sports Academy, and \$169,230 for Wheaton Sports Academy (Source: General Fund Reserve) (Sherer)  
*PHED Committee worksession tentatively scheduled for 10/30/06.*
- (16) 1:30 **PUBLIC HEARING - Expedited Bill 40-06**, Cable Communications - Amendments (Faden/Healy)  
*MFP Committee worksession tentatively scheduled for 10/5/06.*
- (17) 1:30 **PUBLIC HEARING - Expedited Bill 41-06**, Consumer Protection - Internet Access(Faden/Healy)  
*MFP Committee worksession tentatively scheduled for 10/5/06.*
- (18) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery County Public Schools' FY07 Operating Budget - \$997,433 for Teaching American History Program (Source: Federal Grant) (Planell)
- (19) 2:00 **BOARD OF HEALTH** (Planell)
  - Update from Dr. Ulder J. Tillman, County Health Officer
  - Annual Meeting with Commission on Health

3:00 **ADJOURN**

**FUTURE COUNCIL MEETINGS**

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Oct 10, 2006	9:30 am	Interviews - Board of Appeals
Oct 10, 2006	9:30 am	Regular Session
Oct 17, 2006	9:30 am	Regular Session
Oct 24, 2006	9:30 am	Regular Session
Oct 31, 2006	9:30 am	Regular Session
Nov 6 - 20, 2006		RECESS
Nov 10, 2006		HOLIDAY
Nov 24, 2006		HOLIDAY
Nov 28, 2006	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**  
**To testify call 240-777-7931**

**October 10, 2006**

- 1:30 pm Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Xspedius
- 1:30 pm **Bill 38-06**, Technical Corrections
- 1:30 pm Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 CIP, DPWT - \$1,608,000 for Multi-Agency Driver Training Facility
- 1:30 pm Supplemental appropriation to the MCPS' FY07 Operating Budget - \$360,171 for Aging School Program

**October 17, 2006**

- 1:30 pm FY07 Special appropriations and CIP amendments - Parks
  - 1) \$2,545,000 for Acquisition: Local Parks
  - 2) \$2,000,000 for Acquisition: Non-Local Parks
  - 3) \$1,087,000 for South Germantown SoccerPlex
  - 4) \$3,800,000 for Lake Needwood Dam Remediation
  - 5) \$563,000 for Ballfield Initiatives
  - 6) \$188,000 for Restoration of Historic Structures
  - 7) Rock Creek Trail Pedestrian Bridge
  - 8) Wheaton Tennis Bubble Renovation
- 1:30 pm Special appropriation to the County Government's FY07 Operating Budget, State's Attorney's Office - \$81,400 for Family Violence Unit
- 1:30 pm Resolution to establish FY08 Spending Control Limits for the Washington Suburban Sanitary Commission

**October 24, 2006**

- 1:30 pm **Expedited Bill 39-06**, Streets and Roads - Fees - Preliminary Subdivision Plans
- 1:30 pm Subdivision Regulation Amendment 06-02, Fees - Preliminary Subdivision Plans
- 1:30 pm ZTA 06-24, Home Occupations - Furniture displays
- 1:30 pm Clarksburg Corrective Map Amendment (G-857)



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## **ADDENDUM**

**Tuesday, October 10, 2006**

**Deferred:** 10:55 **PRESENTATION** - Proclamation in recognition of the 80<sup>th</sup> anniversary of the Greater Bethesda-Chevy Chase Chamber of Commerce by Councilmember Denis

(3) 11:05 **CONSENT CALENDAR**

**Deferred:** A. **Introduction** - Resolution to establish FY08 Spending Control Limits for the Washington Suburban Sanitary Commission (Levchenko)

**Add:** E. **Introduction** - Resolution to request development of a program to provide trees for Montgomery County Homeowners, sponsored by Councilmember Subin (Michaelson)  
*Action is tentatively scheduled for 10/17/06.*

**Add:** (6.1) 11:45 **BRIEFING** - Birchmere Project (Ferber)

**Add:** time change: 1:15 **PROPOSED CLOSED SESSION** to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State, pursuant to Maryland Code, State Government Article, §10-508 (a)(4). Topic is the Birchmere Project. (6<sup>th</sup> Floor Council Conference Room) (Ferber/Faden)



*This meeting will be televised live on Channel 6;  
repeated on 10/13/06 at 8 pm and 10/14/06 at 9 am*

**Tuesday, October 10, 2006**

- (1) 9:30-10:30 **INTERVIEWS** - Board of Appeals (*6th floor Council Conference Room*) (Ferber)
- 10:45 **INVOCATION** - Reverend Hattie Jackson, Glenmont United Methodist Church, Silver Spring
- 10:50 **PRESENTATION** - Proclamation in recognition of White Cane Safety Day by Councilmember Praisner
- 10:55 **PRESENTATION** - Proclamation in recognition of the 80<sup>th</sup> anniversary of the Greater Bethesda-Chevy Chase Chamber of Commerce by Councilmember Denis
- 11:00 **GENERAL BUSINESS**
- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: September 26, 2006 (Lauer)
- (3) 11:05 **CONSENT CALENDAR**
- A. **Introduction** - Resolution to establish FY08 Spending Control Limits for the Washington Suburban Sanitary Commission (Levchenko)  
*T&E worksession is scheduled for 10/12/06; Public Hearing/Action is scheduled for 10/17/06 at 1:30 pm.*
- B. **Introduction** - Supplemental appropriation to the Montgomery College's Capital Budget and amendment to the FY07-12 Capital Improvements Program - \$2,000,000 for King Street Art Center (Source: Private Contribution) (Sherer)  
*Public Hearing/Action is scheduled for 10/24/06 at 1:30 pm.*



(3) 11:05 **CONSENT CALENDAR** *(continued)*

C. **Introduction** - Supplemental appropriation to the County Government's FY07 Operating Budget, Department of Economic Development - \$126,800 for Conference and Visitor's Bureau NDA (Source: General Fund Undesignated Reserve) (Ferber)  
*Public Hearing/Action is scheduled for 10/24/06 at 1:30 pm.*

D. **Introduction** - Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Verizon Communications (Healy)  
*Public Hearing is scheduled for 10/31/06 at 1:30 pm.*

11:10 **DISTRICT COUNCIL SESSION**

(4) A. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**Application No: G-850**  
**Applicant:** Lot 31 Associates, LLC (C. Robert Dalrymple and Anne C. Martin, Attorneys)  
**Property:** 3.30 acres located at the Southwest and Southeast Quadrant of the intersection of Bethesda Avenue and Woodmont Avenue, Bethesda  
**Action:** Rezone from R-60 CBD to TS-M  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Approve

(5) B. **Action** - Zoning Text Amendment 06-05, C-2 Zone - Site Plan Review (Zyontz)  
*PHED Committee recommends approval with amendments.*

(6) C. **Action** - Zoning Text Amendment 06-22, Office - Real Estate - C-1 and C-2 Zones (Zyontz)  
*PHED Committee recommends approval with amendments.*

12:00 **RECESS**

(7) 1:30 **PUBLIC HEARING** - Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Xspedius (Healy)  
*MFP Committee worksession tentatively scheduled for 10/16/06.*

(8) 1:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program, Department of Public Works and Transportation - \$1,608,000 for Multi-Agency Driver Training Facility (Source: G.O. Bonds) (McMillan)  
*PS Committee worksession tentatively scheduled for 10/16/06.*

(9) 1:30 **PUBLIC HEARING - Bill 38-06**, Technical Corrections (White)  
*Action is tentatively scheduled for 10/17/06.*

- (10) 1:30 **PUBLIC HEARING - Expedited Bill 43-06**, Ethics - Montgomery Cares Program - Advisory Board (Boucher)  
*HHS Committee worksession tentatively scheduled for 10/16/06.*
- (11) 1:30 **PUBLIC HEARING - Expedited Bill 45-06**, Forest Conservation - Protection of Champion Trees (Faden)  
*T&E Committee worksession tentatively scheduled for 10/12/06.*
- (12) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery County Public Schools' FY07 Operating Budget - \$360,171 for Aging School Program (Source: State Grant) (Planell)
- (13) 2:00 **SEMI-ANNUAL REPORT** of the Montgomery County Planning Board (Michaelson)
- 5:00 **ADJOURN**

**FUTURE COUNCIL MEETINGS**

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Oct 17, 2006	9:30 am	State Legislative Program
Oct 17, 2006	10:30 am	Regular Session
Oct 24, 2006	9:30 am	Regular Session
Oct 31, 2006	9:30 am	Regular Session
Nov 6 - 20, 2006		RECESS
Nov 10, 2006		HOLIDAY
Nov 23, 2006		HOLIDAY
Nov 28, 2006	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**  
**To testify call 240-777-7931**

**October 17, 2006**

- 1:30 pm FY07 Special appropriations and CIP amendments - Parks
- 1) \$2,545,000 for Acquisition: Local Parks
  - 2) \$2,000,000 for Acquisition: Non-Local Parks
  - 3) \$1,087,000 for South Germantown SoccerPlex
  - 4) \$3,800,000 for Lake Needwood Dam Remediation
  - 5) \$563,000 for Ballfield Initiatives
  - 6) \$188,000 for Restoration of Historic Structures
  - 7) Rock Creek Trail Pedestrian Bridge
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- State's Attorney's Office - \$81,400 for Family Violence Unit
  - DHHS - \$60,240 for Senior Nutrition Services
- 1:30 pm Resolution to establish FY08 Spending Control Limits for the Washington Suburban Sanitary Commission

**October 24, 2006**

- 1:30 pm **Expedited Bill 39-06**, Streets and Roads - Fees - Preliminary Subdivision Plans
- 1:30 pm Subdivision Regulation Amendment 06-02, Fees - Preliminary Subdivision Plans
- 1:30 pm **Bill 42-06**, Procurement - Employee Health Insurance Requirement
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- 1:30 pm Supplemental appropriation to the Montgomery College's Capital Budget and amendment to the FY07-12 CIP - \$2,000,000 for King Street Art Center
- 1:30 pm Supplemental appropriation to the County Government's FY07 Operating Budget, DED - \$126,800 for Conference and Visitor's Bureau NDA
- 7:30 pm **Expedited Bill 44-06**, Parks Department - Golf Courses - Lease with Revenue Authority

**October 31, 2006**

- 1:30 pm Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Verizon Communications



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## **ADDENDUM**

**Tuesday, October 17, 2006**

**Add:** 10:40 **PRESENTATION** - Proclamation in recognition of “National Business Women’s Week” by Councilmember Floreen

(3) 10:50 **CONSENT CALENDAR**

**Add:** K. **Introduction** - Special appropriation to the County Government’s FY07 Operating Budget, Montgomery County Fire and Rescue Service - \$2,582,630 for Fire Code Enforcement - Fire Safety Code: Fee Schedule for Inspections, Permits, Licenses, Certificates and Exceptions (Source: Consolidated Fire Tax District) (Davidson)  
*Public Hearing is scheduled for 10/24/06 at 1:30 pm.*

**Add:** L. **Introduction** - Resolution to indicate Council's intention regarding the actions necessary to implement amendments to the Collective Bargaining Agreement with the Municipal & County Government Employees’ Organization (MCGEO), Local 1994 (Wage Compression Reopener) (Faden)  
*Public Hearing is scheduled for 10/31/06 at 1:30 pm.*

11:40 **DISTRICT COUNCIL SESSION**

**Deferred:** (13) C. **Action** - Zoning Text Amendment 06-18, Planned Retirement Community (PRC) Zone - Development Standards (Zyontz)

*This meeting will be televised live on Channel 6;  
repeated on 10/20/06 at 8 pm and 10/21/06 at 9 am*

## **Tuesday, October 17, 2006**

- (1) 9:30-10:15 **DISCUSSION** - State Legislative Program (*6th floor Council Conference Room*) (Wenger)
- 10:30 **INVOCATION** - Reverend Rosetta Robinson, Community Ministry of Montgomery County, Rockville
- 10:35 **PRESENTATION** - Proclamation in recognition of October 18, 2006 as “Disability Mentoring Day” by Councilmember Andrews
- 10:40 **PRESENTATION** - Proclamation in recognition of “Conflict Resolution Day” by Councilmember Praisner
- 10:45 **GENERAL BUSINESS**
- (2) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: October 3, 2006 (Lauer)
- (3) 10:50 **CONSENT CALENDAR**
- A. **Introduction** - Resolution to approve Memorandum of Understanding with City of Takoma Park regarding water quality control (Levchenko)  
*Action is tentatively scheduled for 10/24/06.*
- B. **Introduction** - Special appropriation to the County Government’s FY07 Operating Budget, Arts and Humanities Council Non-Departmental Account - \$50,000 for Levine School of Music, sponsored by Councilmember Floreen (Source: General Fund Reserve) (Davidson)  
*Public Hearing is scheduled for 10/24/06 at 1:30 pm.*

(3) 10:50 **CONSENT CALENDAR** *(continued)*

- C. **Introduction** - Resolution to approve License Agreement for Use of Public Right-of-Way: 1203 Fidler Lane, LLC  
*Public Hearing is scheduled for 11/28/06 at 1:30 pm.* (Healy)
- D. **Introduction** - Supplemental appropriation to the County Government's FY07 Operating Budget, Circuit Court - \$299,930 for Electronic Document Imaging Grant (Source: State Grant Funds Administrative Office of the Courts) (McGuire)  
*Public Hearing/Action is scheduled for 10/31/06 at 1:30 pm.*
- E. **Action** - Resolution to request development of a program to provide trees for Montgomery County Homeowners (Michaelson)
- G. **Action** - Supplemental appropriation to the County Government's FY07 Operating Budget, Department of Health and Human Services, Children, Youth, and Family Services - \$370, 211 for Crossroads Youth Opportunity Center Demonstration Grant (Source: U.S. Department of Justice, Office of Justice Programs) (McGuire)  
*HHS Committee recommends approval.*
- H. **Action** - Executive Regulation 17-06AM, Requirements for the Supportive Housing Rental Assistance Program (McGuire)  
*HHS Committee recommends approval.*
- I. **Action** - Report and recommendations of the PS Committee regarding Office of Legislative Oversight Report 2006-8, An Evaluation of the Police Department's Victim/Witness Assistance Unit (Howard)
- J. **Introduction** - Supplemental appropriations to the County Government's FY07 Operating Budget, Homeland Security Department (Source: USAI - Federal grant)(Davidson)
  - \$233,340 to implement "Hospital Surge"
  - \$333,340 to implement the National Capital Region Special Needs Project Surge Expansion Program*Public Hearing/Action is scheduled for 10/31/06 at 1:30 pm.*

(4) 10:55 **ACTION** - Appointment to Board of Appeals (Ferber)

(5) 11:00 **ACTION** - Amendment to the Comprehensive Water Supply and Sewerage System Plan: Hyde Property (Levchenko)

11:05 **LEGISLATIVE SESSION Day # 33**

- A. Approval of Legislative Journal: October 3, 2006 (Lauer)
- B. Introduction of Bills
- C. Call of Bills for Final Reading

- (6) • **Bill 38-06**, Technical Corrections (White/Faden)
- (7) • **Expedited Bill 40-06**, Cable Communications - Amendments (Faden/Healy)  
*MFP Committee recommends approval with amendments.*
- (8) • **Expedited Bill 41-06**, Consumer Protection - Internet Access (Faden/Healy)  
*MFP Committee recommends approval with amendments.*
- (9) • **Bill 26-05, Stormwater** - Drainage and Runoff (Faden)  
*T&E Committee recommends approval with amendments.*
- (10) • **Expedited Bill 45-06**, Forest Conservation - Protection of Champion Trees (Faden)  
*T&E Committee recommends approval.*

11:40 **DISTRICT COUNCIL SESSION**

- (11) A. **Action** - Request for Withdrawal without Prejudice of Local Map Amendment (Zyontz)  
**Application No:** G-809  
**Applicant:** Maria Ruth Burley, Centex Homes Developer (Jody Kline, Attorney)  
**Property:** 5.24 acres east side of Seven Locks Road, approximately 1,600 feet north of its intersection with Democracy Boulevard  
**Action:** Rezone from R-90 to R-T-8
- (12) B. **Action** - Zoning Text Amendment 06-23, Signs - Place of Assembly (Zyontz)  
*PHED Committee recommends approval with amendments.*
- (13) C. **Action** - Zoning Text Amendment 06-18, Planned Retirement Community (PRC) Zone - Development Standards (Zyontz)  
*PHED Committee recommends approval with amendments.*

12:30 **RECESS**

- (14) 1:30 **PUBLIC HEARINGS** on the following requests from Department of Parks - Program Open Space (POS) funds: (Michaelson)
- **Special appropriations to the MNCPPC's FY07 Capital Budget:**
    - 1) \$2,545,000 for Acquisition: Local Parks (Source: POS )
    - 2) \$2,000,000 for Acquisition: Non-Local Parks (Source: POS)
  - **Special appropriations to the MNCPPC's FY07 Capital Budget and amendment to the FY07-12 CIP:**
    - 1) \$1,087,000 for South Germantown SoccerPlex (Source: G.O. Bonds, Contributions and POS)
    - 2) \$3,800,000 for Lake Needwood Dam Remediation (Source: G.O. Bonds and Current Revenue)
    - 3) \$563,000 for Ballfield Initiatives (Source: POS)
    - 4) \$188,000 for Restoration of Historic Structures (Source: POS)
  - **Amendments to the MNCPPC's FY07-12 CIP:**
    - 1) Rock Creek Trail Pedestrian Bridge
    - 2) Wheaton Tennis Bubble Renovation

*PHED Committee worksession tentatively scheduled for 10/23/06.*
- (15) 1:30 **PUBLIC HEARING** - Special appropriation to the County Government's FY07 Operating Budget, State's Attorney's Office - \$81,400 for Family Violence Unit (Source: General Fund Reserves) (McGuire)  
*PS Committee worksession tentatively scheduled for 10/19/06.*
- (16) 1:30 **PUBLIC HEARING** - Special appropriation to the County Government's FY07 Operating Budget, Department of Health and Human Services - \$60,240 for Senior Nutrition Services (Source: Current Revenue) (Planell)  
*HHS Committee worksession tentatively scheduled for 10/23/06.*
- 2:00 **ADJOURN**
- 2:00 **MFP/HHS Committee** (7th floor Council Hearing Room)



### 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.

Oct 24, 2006	9:30 am	Regular Session
Oct 31, 2006	9:30 am	Regular Session
Nov 6 - 20, 2006		RECESS
Nov 10, 2006		HOLIDAY
Nov 23, 2006		HOLIDAY
Nov 28, 2006	9:30 am	Regular Session

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### October 24, 2006

- 1:30 pm **Expedited Bill 39-06**, Streets and Roads - Fees - Preliminary Subdivision Plans
- 1:30 pm Subdivision Regulation Amendment 06-02, Fees - Preliminary Subdivision Plans
- 1:30 pm **Bill 42-06**, Procurement - Employee Health Insurance Requirement
- 1:30 pm ZTA 06-24, Home Occupations - Furniture displays
- 1:30 pm Clarksburg Corrective Map Amendment (G-857)
- 1:30 pm Supplemental appropriation to the Montgomery College's Capital Budget and amendment to the FY07-12 CIP - \$2,000,000 for King Street Art Center
- 1:30 pm Supplemental appropriation to the County Government's FY07 Operating Budget, DED - \$126,800 for Conference and Visitor's Bureau NDA
- 1:30 pm Special appropriation to the County Government's FY07 Operating Budget, Arts and Humanities Council NDA - \$50,000 for Levine School of Music,
- 7:30 pm **Expedited Bill 44-06**, Parks Department - Golf Courses - Lease with Revenue Authority

#### October 31, 2006

- 1:30 pm Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Verizon Communications
- 1:30 pm Supplemental appropriation to the County Government's FY07 Operating Budget, Circuit Court - \$299,930 for Electronic Document Imaging Grant
- 1:30 pm Supplemental appropriations to the County Government's FY07 Operating Budget, Homeland Security Department
  - \$233,340 for Urban Areas Security Initiative Grant
  - \$333,340 for Urban Areas Security Initiative Grant

#### November 28, 2006

- 1:30 pm Resolution to approve License Agreement for use of Public Right-of-Way: 1203 Fidler Lane, LLC



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**ADDENDUM**

**Tuesday, October 24, 2006**

(2) 9:55 **CONSENT CALENDAR**

**Add:**

J. **Introduction** - Special appropriation to the County Government's Arts and Humanities Council Non-Departmental Account, Heritage Montgomery - \$25,000 for stabilization of Loving Charity Hall in the Warren Historic District Restoration (Source: General Fund Reserves)

*Public Hearing/Action is scheduled for 10/31/06 at 1:30 pm.*

(Davidson)

*This meeting will be televised live on Channel 6;  
repeated on 10/27/06 at 8 pm and 10/28/06 at 9 am*

## **Tuesday, October 24, 2006**

9:30 **INVOCATION** - Imam Faizul Khan, Islamic Society of the Washington Area, Silver Spring

9:35 **PRESENTATION** - Proclamation in recognition of the 80<sup>th</sup> anniversary of the Greater Bethesda-Chevy Chase Chamber of Commerce by Councilmember Denis

9:40 **PRESENTATION** - Proclamation in recognition of October 28 as Montgomery County's 20<sup>th</sup> "Community Service Day" by Councilmember Praisner

### 9:50 **GENERAL BUSINESS**

- (1) A. **Announcement** - Agenda and Calendar Changes (Lauer)  
B. **Acknowledgement** - Receipt of Petitions (Lacefield)  
C. **Action** - Approval of Minutes: October 10, 2006 (Lauer)

### (2) 9:55 **CONSENT CALENDAR**

A. **Introduction** - Resolution to approve FY08 Council Grants process (Planell)  
*Action tentatively scheduled for 10/31/06.*

B. **Introduction** - Resolutions to support applications for State Community Legacy Funding: (McMillan)  
• Wheaton-Long Branch-Silver Spring area  
• Burtonsville East County area  
*Action is tentatively scheduled for 10/31/06.*

C. **Introduction** - Resolutions to support applications for the State's Community Investment Tax Credit Program: (McMillan)  
• Montgomery Housing Partnership, Inc.  
• Pyramid Atlantic  
• Jewish Community Relations Council of Greater Washington  
• Latino Economic Development Corporation  
• Rebuilding Together\*Montgomery County  
*Action is tentatively scheduled for 10/31/06.*

(2) 9:55 **CONSENT CALENDAR** *(continued)*

E. **Action** - Supplemental appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program, Department of Public Works and Transportation - \$1,608,000 for Multi-Agency Driver Training Facility (Source: G.O. Bonds) (McMillan)  
*PS Committee recommends approval.*

F. **Action** - Special appropriation to the County Government's FY07 Operating Budget, State's Attorney's Office - \$81,400 for Family Violence Unit (Source: General Fund Reserves) (McGuire)  
*PS Committee recommendation will be available 10/19/06.*

G. **Action** - Special appropriation to the Montgomery County Public Schools' FY07 Operating Budget - \$400,000 for Automated External Defibrillator Program (Source: General Fund Undesignated Reserves) (Planell)  
*ED Committee recommendation will be available 10/19/06.*

H. **Action** - Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Xspedius (Healy)  
*MFP Committee recommends approval.*

I. **Action** - Resolution to approve Memorandum of Understanding with City of Takoma Park regarding water quality control (Levchenko)

10:00 **LEGISLATIVE SESSION Day # 34**

- A. Approval of Legislative Journal (Lauer)
- B. Introduction of Bills
- C. Call of Bills for Final Reading

(3) • **Expedited Bill 43-06**, Ethics - Montgomery Cares Program - Advisory Board (Boucher)  
*HHS Committee recommends approval with amendments.*

10:10 **DISTRICT COUNCIL SESSION**

(4) A. **Action** - Request for Oral Argument or Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)

**Application No:** G-836

**Applicant:** J. Kirby Development, LLC and Vedanta Center of Greater Washington, D.C., Inc. (Barbara A. Sears and Scott C. Wallace, Attorneys)

**Property:** 16 acres located at 2929, 3001 and 3031 Bel Pre Road, Silver Spring

**Action:** Rezone from RE-2 Zone to PD-2 Zone

**Recommendations:**

Planning Staff:	Approve
Planning Board:	Approve
Hearing Examiner:	Approve

10:10 **DISTRICT COUNCIL SESSION** (*continued*)

- (5) B. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)

**Application No:** G-849

**Applicant:** Winchester Homes, Inc. (Stacy P. Silber, Attorney)

**Property:** 4.917 acres located on the north side of Darnestown Road, approximately 400 feet west of the intersection of Darnestown Road and Travilah Road, Gaithersburg

**Action:** Rezone from R-90 to RT-8

**Recommendations:** Planning Staff: Approve

Planning Board: Approve

Hearing Examiner: Approve

- (6) 10:20 **WORKSESSION** - Fire Safety Code Regulations: Executive Regulation 5-06, Fee Schedule for Inspections, Permits, Licenses, Certificates and Exceptions; Executive Regulation 6-06, Fire Protection Systems; and Executive Regulation 7-06, Building Construction (Davidson)

*Action is tentatively scheduled for 10/31/06.*

11:15 **RECESS**

- (7) 1:30 **PUBLIC HEARING - Expedited Bill 39-06**, Streets and Roads - Fees - Preliminary Subdivision Plans (Healy)

*T&E Committee worksession tentatively scheduled for 10/26/06.*

- (8) 1:30 **PUBLIC HEARING** - Subdivision Regulation Amendment 06-02, Fees - Preliminary Subdivision Plans (Healy)

*T&E Committee worksession tentatively scheduled for 10/26/06.*

- (9) 1:30 **PUBLIC HEARING** - Zoning Text Amendment 06-24, Home Occupations - Furniture displays (Zyontz)

*PHED Committee worksession tentatively scheduled for 10/26/06.*

- (10) 1:30 **PUBLIC HEARING** - Special appropriation to the County Government's FY07 Operating Budget, Arts and Humanities Council Non-Departmental Account - \$50,000 for Levine School of Music, sponsored by Councilmember Floreen (Source: General Fund Reserve) (Davidson)

*Action is scheduled for 10/31/06.*

- (11) 1:30 **PUBLIC HEARING** - Special appropriation to the County Government's FY07 Operating Budget, Montgomery County Fire and Rescue Service - \$2,582,630 for Fire Code Enforcement - Fire Safety Code: Fee Schedule for Inspections, Permits, Licenses, Certificates and Exceptions (Source: Consolidated Fire Tax District) (Davidson)  
*Action is tentatively scheduled for 10/31/06.*
- (12) 1:30 **PUBLIC HEARING - Bill 42-06**, Procurement - Employee Health Insurance Requirement (Faden)  
*MFP/HHS Committee worksession will be scheduled at a later date.*
- (13) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery College's Capital Budget and amendment to the FY07-12 Capital Improvements Program - \$2,000,000 for King Street Art Center (Source: Private Contribution) (Sherer)  
*ED Committee recommendation will be available 10/19/06.*
- (14) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY07 Operating Budget, Department of Economic Development - \$126,800 for Conference and Visitor's Bureau NDA (Source: General Fund Undesignated Reserve) (Ferber)
- (15) 1:30 **PUBLIC HEARING/ACTION** - Clarksburg Corrective Map Amendment (G-857) (White)  
*Council sitting as District Council for action on this item.*

**ADJOURN**

- (16) 7:30 **PUBLIC HEARING - Expedited Bill 44-06**, Parks Department - Golf Courses - Lease with Revenue Authority (Faden)  
*PHED Committee worksession tentatively scheduled for 10/26/06.*

**The following appointments were received from the County Executive and are tentatively scheduled for confirmation on October 31, 2006:**

Adult Public Guardianship Review Board: Robert Jerrett, III

Bethesda Urban Partnership, Inc. Board of Directors: Jack D. Hayes, Michele Horwitz Cornwell, Thomas D. Murphy, Dee Carl Metz

Commission on Children and Youth: Meredith J. Myers, Barbara A. Ott, Vicki Stearn, Emily McDonell

Domestic Violence Coordinating Council: Phil Andrews, Deborah L. Horan

Silver Spring Transportation Management District Advisory Committee: Sgt. Thomas Harmon, Sandra L. Brecher, Muriel E. Bowser

Upcounty Recreation Advisory Board: Stanley A. Fisher, Deanna Tomasetti, Tim Truman

Water Quality Advisory Group: David C. Merkin

Workforce Investment Board: Donald Carroll Moragne, Gerald Shapiro, Toby C. Studley, Warren W. Williams, David N. Rodich, Shelley A. Johnson, Stephen D. Cain, Stewart L. Edelstein, Kate Garvey, Harriet Shapiro

### FUTURE COUNCIL MEETINGS

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Oct 31, 2006	9:30 am	Regular Session
Nov 6 - 20, 2006		RECESS
Nov 10, 2006		HOLIDAY
Nov 23, 2006		HOLIDAY
Nov 28, 2006	9:30 am	Regular Session
Dec 5, 2006	9:30 am	Regular Session
Dec 12, 2006	9:30 am	Regular Session

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### October 31, 2006

- 1:30 pm Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Verizon Communications
- 1:30 pm Supplemental appropriation to the County Government's FY07 Operating Budget, Circuit Court - \$299,930 for Electronic Document Imaging Grant
- 1:30 pm Supplemental appropriations to the County Government's FY07 Operating Budget, Homeland Security Department
  - \$233,340 for Urban Areas Security Initiative Grant
  - \$333,340 for Urban Areas Security Initiative Grant
- 1:30 pm Resolution to indicate Council's intention regarding the actions necessary to implement amendments to the Collective Bargaining Agreement with the MCGEO, Local 1994

#### November 28, 2006

- 1:30 pm Resolution to approve License Agreement for use of Public Right-of-Way: 1203 Fidler Lane, LLC



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**COUNCIL SEEKS APPLICANTS FOR  
GRANTS ADVISORY GROUP**

**Deadline 5:00 P.M. November 9, 2006**

The County Council is seeking applicants for positions on its fiscal year 2008 Grants Advisory Group. The Council will appoint this community panel to review grant applications and advise it on proposals received from the non-profit community. The Council believes that a strong partnership with non-profit organizations is critical in meeting the County's needs. The Council has established a grants process in which the Council accepts applications from non-profit organizations seeking funds, forwards proposals to the Grants Advisory Group for advice and comments, and makes funding decisions during its spring budget deliberations.

The Grants Advisory Group will be appointed by December 12, 2006 and will be asked to report to the Council by the end of April 2007. Panel members will need to attend training sessions and review relevant materials during late January and February. The applications review will take place between March 1 and April 15, with a report due to the Council by the end of April.

The Grants Advisory Group will be asked to provide the Council with comments on each of the grant proposals and, if necessary, make site visits for clarifications. The Advisory Group will consist of 20 to 24 members. The workload will vary based on the number of applications received and panel members appointed; however, it is expected that each member would review 25-35 applications.

The Grants Advisory Group will be appointed by the County Council and will represent a balance of different points of view and diversity in the County. Volunteers for the Grants Advisory Group can come from panels reviewing Community Development Block Grants or Community Service Grants as well as from other advisory boards or community groups. Applicants for the Advisory Group cannot be a member of a Board of a group applying for grant funding. The Council will designate the Chair and Vice-Chair of the Advisory Group.

Interested persons should submit their letter of interest with a resume to Council President, Montgomery County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Letters of interest must be received no later than 5:00 p.m. on Thursday, November 9, 2006. Questions regarding the Grants Advisory Group may be directed to Council staff member Joan Planell at 240/777-7949 or Justina Ferber at 240/777-7938.

# # #



## ADDENDUM

Tuesday, October 31, 2006

(2) 9:40 **CONSENT CALENDAR**

**Add:** FF. **Introduction** - Supplemental appropriation to the Montgomery County Public Schools' FY07 Operating Budget - \$220,000 for Real Estate Management Fund (Source: REM Fund/Rental Revenue) (Planell)  
*Public Hearing/Action is scheduled for 11/28/06 at 1:30 pm.*

**Add:** GG. **Introduction** - Resolution to amend Transportation Fares, Fees, and Charges to establish free parking for motorcycles in spaces and areas where only motorcycle parking is permitted, sponsored by T&E Committee (Orlin)  
*Public Hearing and action is scheduled for 11/28/06 at 1:30 pm.*

**Add:** HH. **Introduction** - Special appropriation to the County Government's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program, Department of Public Works and Transportation - \$8,525,000 for Watkins Mill Road Extended (Source: G.O. Bonds, Impact Tax and Intergovernmental) (Orlin)  
*T&E Committee worksession tentatively scheduled for 11/27/06.  
Public Hearing/Action is scheduled for 11/28/06 at 1:30 pm.*

9:50 **LEGISLATIVE SESSION Day # 35**

**Add:** (3.1) B. Introduction of Bills  
• **Expedited Bill 47-06**, Motor Vehicles - Motorcycle Parking, sponsored by T&E Committee (Orlin)  
*Public Hearing and action is scheduled for 11/28/06 at 1:30 pm.*

*This meeting will be televised live on Channel 6;  
repeated on 11/3/06 at 8 pm and 11/4/06 at 9 am*

**Tuesday, October 31, 2006**

9:30 **INVOCATION** - Reverend Corey Sharpe, Faith United Methodist Church, Rockville

9:35 **GENERAL BUSINESS**

**A. Announcements:**

- Agenda and Calendar Changes (Lauer)
- A public hearing is scheduled for December 5, 2006 at 1:30 pm on the Spending Affordability Guidelines for FY08 Operating Budget

- (1) **B. Acknowledgement** - Receipt of Petitions (Lacefield)  
**C. Action** - Approval of Minutes: October 17, 2006 (Lauer)

(2) 9:40 **CONSENT CALENDAR**

**A. Introduction** - Resolution regarding Montgomery County Public Schools' State funding request for school construction (Levchenko)  
*ED Committee is tentatively scheduled for 11/27/06.*

**B. Introduction** - Resolution to establish FY08 Spending Control Limits for the Washington Suburban Sanitary Commission (Levchenko)  
*Public Hearing/Action is scheduled for 11/28/06 at 1:30 pm.*

**C. Introduction** - Resolution to consolidate the issuance of certain authorized bonds (Sherer)  
*Action is tentatively scheduled for 11/28/06.*

**D. Introduction** - Resolution to consolidate new authority to issue commercial paper bond anticipation notes with all previously authorized notes (Sherer)  
*Action is tentatively scheduled for 11/28/06.*

(2) 9:40 **CONSENT CALENDAR** *(continued)*

- E. **Introduction** - Supplemental appropriations to the County Government's FY07 Capital Budget and amendments to the FY07-12 Capital Improvements Program, Department of Public Works and Transportation: (Orlin)
- \$4,597,000 for Glenmont Metro Parking Expansion (Source: Revenue Bonds: Liquor Fund)
  - \$8,525,000 for State Transportation Participation for extension of Watkins Mill Road (Source: Revenue Bonds: Liquor Fund; Impact Tax; City of Gaithersburg)  
*T&E Committee worksession tentatively scheduled for 11/27/06.  
Public Hearing/Action is scheduled for 11/28/06 at 1:30 pm.*

- F. **Action** - Resolution to approve FY08 Council Grants process (Planell)  
*MFP/HHS Committee recommends approval.*

- G. **Action** - Resolution to approve the abandonment of portion of unimproved Burning Tree Road in the Marywood Subdivision in Bethesda (Orlin)

- H. **Action** - Mutual Aid Agreement with the Maryland-National Capital Park Police (Boucher)  
*PS Committee recommends approval with amendments.*

- I. **Action** - Special appropriations to the MNCPPC's FY07 Capital Budget: (Michaelson)
- \$2,545,000 for Acquisition: Local Parks (Source: Program Open Space)
  - \$2,000,000 for Acquisition: Non-Local Parks (Source: Program Open Space)
- NOTE:** **Non-local parks reconsidered on 11/28/06**  
*PHED Committee recommends approval.*

- J. **Action** - Special appropriations to the MNCPPC's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program: (Michaelson)
- \$1,087,000 for South Germantown SoccerPlex (Source: G.O. Bonds, Contributions and Program Open Space)
  - \$3,800,000 for Lake Needwood Dam Remediation (Source: G.O. Bonds and Current Revenue)
  - \$563,000 for Ballfield Initiatives (Source: Program Open Space)
  - \$188,000 for Restoration of Historic Structures (Source: Program Open Space)
  - \$2,398,000 for Black Hill Trail Renovation and Extension (Source: Program Open Space and G.O. Bonds)
- NOTE:** **Black Hill trail reconsidered on 11/28/06**  
*PHED Committee recommends approval as amended.*

- K. **Action** - of the following amendments to the MNCPPC's FY07-12 Capital Improvements Program: (Michaelson)
- Rock Creek Trail Pedestrian Bridge
  - Wheaton Tennis Bubble Renovation
- PHED Committee recommends approval.*

(2) 9:40 **CONSENT CALENDAR** *(continued)*

- L. **Action** - Special appropriation to the County Government's FY07 Operating Budget, Arts and Humanities Council Non-Departmental Account - \$50,000 for Levine School of Music (Source: General Fund Reserve) (Davidson)
- M. **Action** - Special appropriation to the County Government's FY07 Operating Budget, Montgomery County Fire and Rescue Service - \$2,582,630 for Fire Code Enforcement - Fire Safety Code: Fee Schedule for Inspections, Permits, Licenses, Certificates and Exceptions (Source: Consolidated Fire Tax District) (Davidson)  
*PS Committee recommends approval with amendments.*
- N. **Action** - Fire Safety Code Regulations: Executive Regulation 5-06AM, Fee Schedule for Inspections, Permits, Licenses, Certificates and Exceptions; Executive Regulation 6-06AM, Fire Protection Systems; and Executive Regulation 7-06AM, Building Construction (Davidson)  
*PS Committee recommends approval as amended.*
- O. **Action** - Resolutions to support applications for State Community Legacy Funding:(McMillan)
- Wheaton-Long Branch-Silver Spring area
  - Burtonsville East County area
- P. **Action** - Resolutions to support applications for the State's Community Investment Tax Credit Program: (McMillan)
- Montgomery Housing Partnership, Inc.
  - Pyramid Atlantic
  - Jewish Community Relations Council of Greater Washington
  - Latino Economic Development Corporation
  - Rebuilding Together\*Montgomery County
- Q. **Action** - Report and recommendations of the ED/PS Committee regarding OLO Report 2007-1, Review of MCPS' "Serious Incident" Reporting (Orlansky/Rubin)
- R. **Action** - Confirmation of County Executive appointment to the Adult Public Guardianship Review Board: Robert Jerrett, III (Ferber)
- S. **Action** - Confirmation of County Executive appointments to the Bethesda Urban Partnership, Inc. Board of Directors: Jack D. Hayes, Michele Horwitz Cornwell, Thomas D. Murphy, Dee Carl Metz (Ferber)
- T. **Action** - Confirmation of County Executive appointments to the Commission on Children and Youth: Meredith J. Myers, Barbara A. Ott, Vicki Stearn, Emily McDonell (Ferber)
- U. **Action** - Confirmation of County Executive appointments to the Domestic Violence Coordinating Council: Phil Andrews, Deborah L. Horan (Ferber)

(2) 9:40 **CONSENT CALENDAR** *(continued)*

- V. **Action** - Confirmation of County Executive appointments to the Silver Spring Transportation Management District Advisory Committee: Sgt. Thomas Harmon, Sandra L. Brecher, Muriel E. Bowser (Ferber)
- W. **Action** - Confirmation of County Executive appointments to the Upcounty Recreation Advisory Board: Stanley A. Fisher, Deanna Tomasetti, Tim Truman (Ferber)
- X. **Action** - Confirmation of County Executive appointment to the Water Quality Advisory Group: David C. Merkin (Ferber)
- Y. **Action** - Confirmation of County Executive appointments to the Workforce Investment Board: Donald Carroll Moragne, Gerald Shapiro, Toby C. Studley, Warren W. Williams, David N. Rodich, Shelley A. Johnson, Stephen D. Cain, Stewart L. Edelstein, Kate Garvey, Harriet Shapiro (Ferber)
- Z. **Introduction** - Resolution to authorize Advance Taking - Travilah Road Phase I - MD Route 28 to Welland Terrace (Orlin)  
*T&E Committee worksession tentatively scheduled for 11/27/06.*
- AA. **Introduction** - Resolution to authorize Advance Taking - Mouth of Monocacy Road Bridge (Orlin)  
*T&E Committee worksession tentatively scheduled for 11/27/06.*
- BB. **Action** - Resolution to approve the abandonment of a portion of unimproved Fraser Drive Montgomery Hills Forest, Silver Spring (Orlin)
- CC. **Action** - Resolution to approve the abandonment of a portion of unimproved Keokuk Street Brookdale Subdivision, Bethesda (Orlin)
- DD. **Action** - Resolution to approve the abandonment of a portion of unimproved of Cameron Street Air Rights Silver Spring (Orlin)
- EE. **Introduction** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Bethesda Theatre Nederlander Project (Ferber)  
*Action is tentatively scheduled for 11/28/06.*

9:50 **LEGISLATIVE SESSION Day # 35**

- A. Approval of Legislative Journal: October 17, 2006 (Lauer)
- B. Introduction of Bills
- (3) • **Expedited Bill 46-06**, Bond Authorization, sponsored by Council President at request of the County Executive (Sherer)  
*Public Hearing and action is scheduled for 11/28/06 at 1:30 pm.*

9:50 **LEGISLATIVE SESSION Day # 35** *(continued)*

C. Call of Bills for Final Reading

- (4) • **Expedited Bill 44-06**, Parks Department - Golf Courses - Lease with Revenue Authority (Faden)  
*PHED Committee recommendation will be available 10/26/06.*
- (5) • **Bill 35-06**, Property Tax Credit - Senior Citizens (Faden)  
*MFP Committee recommends approval with amendments.*
- (6) • **Expedited Bill 39-06**, Streets and Roads - Fees - Preliminary Subdivision Plans (Healy)  
*T&E Committee recommends approval.*

10:30 **DISTRICT COUNCIL SESSION**

- (7) A. **Action** - Subdivision Regulation Amendment 06-02, Fees - Preliminary Subdivision Plans (Healy)  
*T&E Committee recommends approval with amendments.*
- (8) B. **Action** - Zoning Text Amendment 06-24, Home Occupations - Furniture displays (Zyontz)  
*PHED Committee recommendation will be available 10/26/06.*
- (9) C. **Action** - Development Plan Amendment **DPA 06-4** (Zyontz)  
**Applicant:** The Donohoe Companies (White Flint Place) (Emily J. Vaias, Attorney)  
**Property:** 498,201 square feet located at Northeast Corner of Rockville Pike and Old Georgetown Road  
**Action:** Amendment to DPA 04-1 which amended the original Zoning Application G-726  
**Recommendations:**

Planning Staff:	Approve
Planning Board:	Approve
Hearing Examiner:	No Report
- (10) D. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**Application No:** **G-832**  
**Applicant:** Ralph J. Duffie, Inc. (Stephen J. Orens, Attorney)  
**Property:** 37.176 acres located at 400 feet northeast of Gateway Center Drive on the north side of Shawnee Lane, Clarksburg  
**Action:** Rezone from R-200 Zone to PD-11  
**Recommendations:**

Planning Staff:	Approve
Planning Board:	Approve
Hearing Examiner:	Approve

10:30 **DISTRICT COUNCIL SESSION** (*continued*)

- (11) E. **Oral Argument** and Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**Application No: G-836**  
**Applicant:** J. Kirby Development, LLC and Vedanta Center of Greater Washington, D.C., Inc. (Barbara A. Sears and Scott C. Wallace, Attorneys)  
**Property:** 16 acres located at 2929, 3001 and 3031 Bel Pre Road, Silver Spring  
**Action:** Rezone from RE-2 Zone to PD-2 Zone  
**Recommendations:** Planning Staff: Approve  
Planning Board: Approve  
Hearing Examiner: Approve

12:15 **RECESS**

- (12) 1:30 **PUBLIC HEARING** - Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Verizon Communications (Healy)  
*MFP Committee worksession tentatively scheduled for 11/13/06.*
- (13) 1:30 **PUBLIC HEARING** - Resolution to indicate Council's intention regarding the actions necessary to implement amendments to the Collective Bargaining Agreement with the Municipal & County Government Employees' Organization (MCGEO), Local 1994 (Wage Compression Reopener) (Faden)  
*MFP Committee worksession tentatively scheduled for 11/13/06.*
- (14) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY07 Operating Budget, Circuit Court - \$299,930 for Electronic Document Imaging Grant (Source: State Grant Funds Administrative Office of the Courts) (McGuire)
- (15) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriations to the County Government's FY07 Operating Budget, Homeland Security Department (Source: UASI - Federal grant) (Davidson)
  - \$233,340 to implement "Hospital Surge"
  - \$333,340 to implement the National Capital Region Special Needs Project Surge Expansion Program
- (16) 1:30 **PUBLIC HEARING/ACTION** - Special appropriation to the County Government's Arts and Humanities Council Non-Departmental Account, Heritage Montgomery - \$25,000 for stabilization of Loving Charity Hall in the Warren Historic District Restoration (Source: General Fund Reserves) (Davidson)

2:30 **DISTRICT COUNCIL SESSION** (*Continuation of morning session, if needed*)

- (11) E. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Zyontz)  
**Application No: G-836**

2:45 **ADJOURN**

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

Advisory Committee on Consumer Protection: Jeffrey P. Bloch, David J. Mason, Yosefi Seltzer, Craig Holston

Alcohol and Other Drug Abuse Advisory Council: Asante Hatcher, William T. Waller, Rosallah A. Karim, Hans I. Moore, Susan K. Malagari

Animal Matters Hearing Board: Joseph O. Vallina, III

Citizens Review Panel for Children: Charlotte Mullican, Karin M. Snedeker

Commission on Child Care: Wendy Goldberg Baber, Raquelle A. Carter, Carl L. Eggleston

Commission on Common Ownership Communities: Clara A. Perlingiero

Commission on Health: Peter B. Sherer, M.D.

Commission on Juvenile Justice: Jennifer D. Barmon, Joseph Fedeli, Dr. Lee H. Haller, Gwen Haney, Nancy Gannon Hornberger, David Jaffe, Ashok Kapur, Sharon M. Kelly, Marion W. Mattingly, Mary Poulin, Linda McMillan, Debra Grimes, Madeleine L. Jones, Captain Kathi Rhodes, Dennis Nial, Martha Young, Francha T. Davis, Pamela Littlewood, Mary Nicholas Drotleff, Mary Kay Siegfried

Committee for Ethnic Affairs: Enas Elhanafi

County-wide Recreation Advisory Board: Stanley Fisher, Jamaa Hill, Sean T. Smith, Craig A. Snedeker

Community Action Board: Ana G. Marshall, Trinette Chase, Abigail M. Kendzior, Thomas J. Begines, Trica Young-Williams, Steven M. Galen, Marlon Mitchell, Keith Melbourne

Department of Permitting Services Advisory Committee: Thomas Aylward, III, George Donovan, Tuva Welp, Larry Gordon, Caren W. Madsen, Joav Steinbach, Steven J. Kanstoroom, Cecile O'Connor, Frank G. Bossong, IV, Magdy B. Ibrahim, Jerome W. Oden, Chief Michael Donahue, Christopher Anderson, Rose Krasnow, Gregory Leck, Peg Robinson

East County Recreation Advisory Board: La Shane D. Crutchfield, William Kyle

Firearm Safety Committee: Raymond Roberts

Friendship Heights Transportation Management District Advisory Committee: Gregory S. Knoop, Garry K. Tyran, Mary Herman, R. Mallory Starr, Robert M. Schwarzbart, N. Leslie Olson, Kenneth G. Williams, Sandra L. Brecher, Captain Wayne M. Jerman

Glen Echo Park Partnership for Arts and Culture, Inc. Board of Directors: Gaylen M. Camera

Local Management Board for Children, Youth and Families: Leon T. Geter, Lori Rogovin, Delmas Wood, Angela English

Mid-County Recreation Advisory Board: Joseph Fritsch, Arguilla Ridgell

Noise Control Advisory Board: L. Shea DeLutis, Jared S. Hosid, Patrick J. Kapust, Sgt. Michael J. Watts

Western Area Recreation Advisory Board: Rochelle P. Gershenow, Monica Grasso, Andrew Ross



**FUTURE COUNCIL MEETINGS**

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

<b>Nov 6 - 20, 2006</b>		RECESS
<b>Nov 10, 2006</b>		HOLIDAY
<b>Nov 23, 2006</b>		HOLIDAY
<b>Nov 28, 2006</b>	9:30 am	Regular Session
<b>Dec 5, 2006</b>	9:30 am	Regular Session
<b>Dec 12, 2006</b>	9:30 am	Regular Session

**FUTURE PUBLIC HEARINGS**

To testify call 240-777-7931

**November 28, 2006**

- 1:30 pm Resolution to approve License Agreement for use of Public Right-of-Way: 1203 Fidler Lane, LLC
- 1:30 pm Supplemental appropriations to the County Government's FY07 Capital Budget and amendments to the FY07-12 CIP, DPWT
  - \$4,597,000 for Glenmont Metro Parking Expansion
  - \$8,525,000 for State Transportation Participation for extension of Watkins Mill Road
- 1:30 pm Resolution to establish FY08 Spending Control Limits for the Washington Suburban Sanitary Commission

**December 5, 2006**

- 1:30 pm Spending Affordability Guidelines for FY08 Operating Budget



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## **ADDENDUM**

**Tuesday, November 28, 2006**

(2) 9:40 **CONSENT CALENDAR**

**Add:** FF. **Introduction** - Supplemental appropriation to the County Government's FY07 Operating Budget, Community Grants Non-Department Account - \$360,000 for Takoma Park Community Center - Phase III (Source: General Fund Reserves) (Sherer)  
*Public Hearing is scheduled for 12/12/06 at 11:30 am.*

**Add:** (4.1) 10:20 **INTRODUCTION/SUSPENSION OF RULES/ACTION** - Resolution regarding future elementary school sites in the Shady Grove Sector Plan Area (Levchenko)  
*Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.*

**NOTE:** Introduced only; action deferred to a later date.

*This meeting will be televised live on Channel 6;  
repeated on 12/1/06 at 8 pm and 12/2/06 at 9 am*

**Tuesday, November 28, 2006**

9:30 **INVOCATION** - Mr. Steve Sharkey, First Church of Christ Scientist, Chevy Chase

9:35 **GENERAL BUSINESS**

A. **Announcement** - Agenda and Calendar Changes (Lauer)

B. **Action** - Approval of Minutes: October 24, 2006 (Lauer)

(1) C. **Acknowledgement** - Receipt of Petitions (Lacefield)

(2) 9:40 **CONSENT CALENDAR**

A. **Reconsideration/Amendment/Readoption** - Special appropriation to the MNCPPC's FY07 Capital Budget and amendment to the FY07-12 Capital Improvements Program - \$2,398,000 Black Hill Trail Renovation and Extension (Source: Program Open Space and G.O. Bonds) (Michaelson)  
*Corrected amount for this project is \$3,984,000.*

B. **Reconsideration/Amendment/Readoption** - Special appropriation to the MNCPPC's FY07 Capital Budget - \$2,000,000 for Acquisition: Non-Local Parks (Source: Program Open Space) (Michaelson)  
*Corrected agency for this project is County Government.*

C. **Introduction** - End-of-Year Transfer for FY06 County Government Operating Budget (Sherer)  
*Action is tentatively scheduled for 12/12/006.*

D. **Introduction** - Supplemental appropriation to the County Government's FY07 Operating Budget, Montgomery County Fire and Rescue Service - \$20,000 for Urban Areas Security Initiative (UASI) (Source: Federal Grant) (Davidson)  
*Public Hearing/Action is scheduled for 12/12/06 at 11:30 am.*

(2) 9:40 **CONSENT CALENDAR** *(continued)*

- E. **Introduction** - Supplemental appropriation to the County Government's FY07 Operating Budget, Department of Health and Human Services and Department of Police - \$1,974,460 for Maryland Regional Gang Prevention Initiative (Source: Federal grant) (McMillan/McGuire)  
*Public Hearing/Action is scheduled for 12/12/06 at 11:30 am.*
- F. **Action** - Resolution to amend previously adopted Resolution 15-1648, FY08 Process for Grant Proposals from Non-Profit Agencies: The application and specific procedures will be posted on the Council's website by December 15, 2006 (Planell)
- G. **Action** - Resolutions to petition the State for matching funds for Montgomery College: (Sherer)
- \$150,000 for roof replacement at Science North building at the Takoma Park/Silver Spring campus
  - \$11,559,000 for Cultural Arts Center of the Takoma Park/Silver Spring campus
  - \$1,000,000 for the Takoma Park Commons renovation
  - \$1,700,000 for the Bioscience Education Center on the Germantown campus
  - \$1,660,000 for the Rockville Science Center on the Rockville campus
- H. **Action** - Resolution regarding Montgomery County Public Schools' State funding request for school construction (Levchenko)  
*ED Committee recommendations will be available 11/27/06.*
- I. **Action** - Resolution to authorize Advance Taking - Travilah Road Phase I - MD Route 28 to Welland Terrace (Orlin)  
*T&E Committee recommendation will be available 11/27/06.*
- J. **Action** - Resolution to authorize Advance Taking - Mouth of Monocacy Road Bridge (Orlin)  
*T&E Committee recommendation will be available 11/27/06.*
- K. **Action** - Resolution to endorse the Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant: Bethesda Theatre Nederlander Project (Ferber)
- L. **Action** - Confirmation of County Executive appointments to the Advisory Committee on Consumer Protection: Jeffrey P. Bloch, David J. Mason, Yosefi Seltzer, Craig Holston (Ferber)
- M. **Action** - Confirmation of County Executive appointments to the Alcohol and Other Drug Abuse Advisory Council: Asante Hatcher, William T. Waller, Rosallah A. Karim, Hans I. Moore, Susan K. Malagari (Ferber)
- N. **Action** - Confirmation of County Executive appointment to the Animal Matters Hearing Board: Joseph O. Vallina, III (Ferber)
- O. **Action** - Confirmation of County Executive appointments to the Citizens Review Panel for Children: Charlotte Mullican, Karin M. Snedeker (Ferber)

(2) 9:40 **CONSENT CALENDAR** *(continued)*

- P. **Action** - Confirmation of County Executive appointments to the Commission on Child Care: Wendy Goldberg Baber, Raquelle A. Carter, Carl L. Eggleston (Ferber)
- Q. **Action** - Confirmation of County Executive appointment to the Commission on Common Ownership Communities: Clara A. Perlingiero (Ferber)
- R. **Action** - Confirmation of County Executive appointment to the Commission on Health: Peter B. Sherer, M.D. (Ferber)
- S. **Action** - Confirmation of County Executive appointments to the Commission on Juvenile Justice: Jennifer D. Barmon, Joseph Fedeli, Dr. Lee H. Haller, Nancy Gannon Hornberger, David Jaffe, Ashok Kapur, Sharon M. Kelly, Marion W. Mattingly, Mary Poulin, Linda McMillan, Debra Grimes, Madeleine L. Jones, Captain Kathi Rhodes, Dennis Nial, Martha Young, Francha T. Davis, Pamela Littlewood, Mary Nicholas Drotleff, Mary Kay Siegfried (Ferber)
- T. **Action** - Confirmation of County Executive appointment to the Committee for Ethnic Affairs: Enas Elhanafi (Ferber)
- U. **Action** - Confirmation of County Executive appointments to the County-wide Recreation Advisory Board; Stanley Fisher, Jamaa Hill, Sean T. Smith, Craig A. Snedeker (Ferber)
- V. **Action** - Confirmation of County Executive appointments to the Community Action Board: Ana G. Marshall, Trinette Chase, Abigail M. Kendzior, Thomas J. Begines, Trica Young-Williams, Steven M. Galen, Marlon Mitchell, Keith Melbourne (Ferber)
- W. **Action** - Confirmation of County Executive appointments to the Department of Permitting Services Advisory Committee: Thomas Aylward, III, George Donovan, Tuva Welp, Larry Gordon, Caren W. Madsen, Joav Steinbach, Steven J. Kanstoroom, Cecile O'Connor, Frank G. Bossong, IV, Magdy B. Ibrahim, Jerome W. Oden, Chief Michael Donahue, Christopher Anderson, Rose Krasnow, Gregory Leck, Peg Robinson (Ferber)
- X. **Action** - Confirmation of County Executive appointments to the East County Recreation Advisory Board: La Shane D. Crutchfield, William Kyle (Ferber)
- Y. **Action** - Confirmation of County Executive appointment to the Firearm Safety Committee: Raymond Roberts (Ferber)
- Z. **Action** - Confirmation of County Executive appointments to the Friendship Heights Transportation Management District Advisory Committee: Gregory S. Knoop, Garry K. Tyran, Mary Herman, R. Mallory Starr, Robert M. Schwarzbart, N. Leslie Olson, Kenneth G. Williams, Sandra L. Brecher, Captain Wayne M. Jerman (Ferber)

(2) 9:40 **CONSENT CALENDAR** *(continued)*

AA. **Action** - Confirmation of County Executive appointment to the Glen Echo Park Partnership for Arts and Culture, Inc. Board of Directors: Gaylen M. Camera (Ferber)

BB. **Action** - Confirmation of County Executive appointments to the Local Management Board for Children, Youth and Families: Leon T. Geter, Lori Rogovin, Delmas Wood, Angela English (Ferber)

CC. **Action** - Confirmation of County Executive appointments to the Mid-County Recreation Advisory Board: Joseph Fritsch, Arquilla Ridgell (Ferber)

DD. **Action** - Confirmation of County Executive appointments to the Noise Control Advisory Board: L. Shea DeLutis, Jared S. Hosid, Patrick J. Kapust, Sgt. Michael J. Watts (Ferber)

EE. **Action** - Confirmation of County Executive appointments to the Western Area Recreation Advisory Board: Rochelle P. Gershenow, Monica Grasso, Andrew Ross (Ferber)

(3) 9:50 **ACTION** - Resolution to approve the Franchise Agreement for Use of Public Right-of-Way: Verizon Communications (Healy)  
*MFP Committee recommendations will be available 11/27/06.*

(4) 10:15 **ACTION** - Resolution to indicate Council's intention regarding the actions necessary to implement amendments to the Collective Bargaining Agreement with the Municipal & County Government Employees' Organization (MCGEO), Local 1994 (Wage Compression Reopener) (Faden)  
*MFP Committee recommendations will be available 11/27/06.*

(5) 10:25 **ACTION** - Fire Safety Code Regulations: Executive Regulation 5-06AM, Fee Schedule for Inspections, Permits, Licenses, Certificates and Exceptions; Executive Regulation 6-06AM, Fire Protection Systems; and Executive Regulation 7-06AM, Building Construction (Davidson)  
*PS Committee recommends approval as amended.*

(6) 10:40 **ACTION** - Special appropriation to the County Government's FY07 Operating Budget, Montgomery County Fire and Rescue Service - \$2,582,630 for Fire Code Enforcement - Fire Safety Code: Fee Schedule for Inspections, Permits, Licenses, Certificates and Exceptions (Source: Consolidated Fire Tax District) (Davidson)  
*PS Committee recommends approval with amendments.*

10:45 **LEGISLATIVE SESSION Day # 38**

A. Approval of Legislative Journal: October 24, 2006 (Lauer)

B. Introduction of Bills

C. Call of Bills for Final Reading

(7) • **Bill 17-06, Buildings** - Energy Efficiency and Environmental Design (Boucher)  
*T&E Committee recommendations will be available 11/27/06.*

11:30 **PRESENTATIONS** - Salute to Councilmembers Howie Denis, Tom Perez, Steve Silverman, and Mike Subin

12:00 **RECESS**

- (8) 1:30 **PUBLIC HEARING/ACTION** - Resolution to approve License Agreement for Use of Public Right-of-Way: 1203 Fidler Lane, LLC (Healy)  
*MFP Committee recommends approval.*
- (9) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriations to the County Government's FY07 Capital Budget and amendments to the FY07-12 Capital Improvements Program, Department of Public Works and Transportation (Orlin)
  - \$4,597,000 for Glenmont Metro Parking Expansion (Source: Revenue Bonds: Liquor Fund)
  - \$8,525,000 for State Transportation Participation for extension of Watkins Mill Road (Source: Revenue Bonds, Liquor Fund; Impact Tax; City of Gaithersburg)
  - \$8,525,000 for Watkins Mill Road Extended (Source: G.O. Bonds, Impact Tax and City of Gaithersburg)*T&E Committee recommendation will be available 11/27/06.*
- (10) 1:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the Montgomery County Public Schools' FY07 Operating Budget - \$220,000 for Real Estate Management Fund (Source: REM Fund/Rental Revenue) (Planell)
- (11) 1:30 **PUBLIC HEARING/ACTION** - Resolution to establish FY08 Spending Control Limits for the Washington Suburban Sanitary Commission (Levchenko)
- (12) 1:30 **PUBLIC HEARING** - Resolution to amend Transportation Fares, Fees, and Charges to establish free parking for motorcycles in spaces and areas where only motorcycle parking is permitted (Orlin)  
*Action follows public hearings.*
- (13) 1:30 **PUBLIC HEARING - Expedited Bill 47-06**, Motor Vehicles - Motorcycle Parking (Orlin)  
*Action follows public hearings.*
- (14) 1:30 **PUBLIC HEARING - Expedited Bill 46-06**, Bond Authorization (Sherer)  
*Action follows public hearings.*
- 2:30 **LEGISLATIVE SESSION Day # 36 (continued)**
- C. Call of Bills for Final Reading (*continued*)
- (13) • **Expedited Bill 47-06**, Motor Vehicles - Motorcycle Parking (Orlin)  
*T&E Committee recommends approval.*
- (14) • **Expedited Bill 46-06**, Bond Authorization (Sherer)

- (14) 2:45 **ACTION on the following resolutions:** (Sherer)
  - Resolution to consolidate the issuance of certain authorized bonds
  - Resolution to consolidate new authority to issue commercial paper bond anticipation notes with all previously authorized notes

- (12) 2:50 **ACTION** - Resolution to amend Transportation Fares, Fees, and Charges to establish free parking for motorcycles in spaces and areas where only motorcycle parking is permitted (Orlin)
 

*T&E Committee recommends approval.*

3:00 **ADJOURN**

**The County Executive-Elect has indicated his intent to make the following appointment; the Council is tentatively scheduled to conduct an interview on December 5, 2006:**

Director, Office of Public Information: Patrick Lacefield

**FUTURE COUNCIL MEETINGS**

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Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

<b>Nov 23, 2006</b>		HOLIDAY
<b>Nov 28, 2006</b>	9:30 am	Regular Session
<b>Dec 5, 2006</b>	9:30 am	Regular Session
<b>Dec 5, 2006</b>	11:00 am	Interview - Director, Office of Public Information
<b>Dec 12, 2006</b>	9:30 am	Regular Session
<b>Dec 18 - 31, 2006</b>		RECESS
<b>Dec 25, 2006</b>		HOLIDAY

**FUTURE PUBLIC HEARINGS**

To testify call 240-777-7931

**December 5, 2006**

1:30 pm Spending Affordability Guidelines for FY08 Operating Budget

**December 12, 2006**

11:30 am Supplemental appropriation to the County Government's FY07 Operating Budget, MCFRS - \$20,000 for Urban Areas Security Initiative (UASI)

11:30 am Supplemental appropriation to the County Government's FY07 Operating Budget, DHHS and DOP - \$1,974,460 for Maryland Regional Gang Prevention Initiative

**January 17, 2007**

11:30 am Special appropriation to the County Government's FY07 Operating Budget, DOCR - \$759,730 for Detention Services - MCCF



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*This meeting will be televised live on Channel 6;  
repeated on 12/8/06 at 8 pm and 12/9/06 at 9 am*

## **REVISED AGENDA**

**Tuesday, December 5, 2006**

9:30 **INVOCATION** - Reverend Thewodros Asfaw, Shady Grove Adventist Hospital,  
Rockville

9:35 **GENERAL BUSINESS**

A. **Announcement** - Agenda and Calendar Changes (Lauer)

B. **Action** - Approval of Minutes: October 31, 2006 (Lauer)

Approval of Closed Session Minutes: October 10, 2006

(1) C. **Acknowledgement** - Receipt of Petitions (Lacefield)

9:40 **COMMENTS** by Council President George Leventhal

9:45 **ELECTION OF COUNCIL OFFICERS**

- Remarks by New Council President
- Announcement of Committee Assignments

(2) 10:30 **CONSENT CALENDAR**

A. **Introduction** - Resolution verifying Petition for Incorporation: Rollingwood (Faden)  
*Action is scheduled for 12/12/06.*

B. **Introduction** - Resolution regarding Strategic and Long Range Facility Planning,  
sponsored by Council Vice President Praisner (Orlin)  
*Action is tentatively scheduled for 12/12/06.*

C. **Introduction** - Resolution to support the Purple Line, Corridor Cities Transitway,  
and H.R., 3496, sponsored by Councilmembers Knapp and Floreen (Orlin)  
*Action is tentatively scheduled for 12/12/06.*

(2.1) 10:35 **INTRODUCTION** - Resolution directing Planning Board study of Growth Policy issues,  
sponsored by Council Vice President Praisner (Orlin/Faden)  
*Action is tentatively scheduled for 12/12/06.*

10:40 **DISTRICT COUNCIL SESSION**

- (2.2) A. **Introduction** - Subdivision Regulation Amendment 06-03, Preliminary Subdivision Plans - Approvals - Applicability of Growth Policy Amendments, sponsored by Council Vice President Praisner (Faden/Zyontz)  
*Action* - Resolution to establish public hearing for 1/16/07 at 7:30 pm.

- (3) 10:45 **OVERVIEW** - Economic Indicators and Fiscal Plan (Farber)

- (4) 11:00 **INTERVIEW** - County Executive's Appointee as Director, Office of Public Information: Patrick Lacefield (6th floor Council Conference Room) (Ferber)

11:15 **PROPOSED CLOSED SESSION** for the purpose of consulting with counsel to obtain legal advice regarding pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a) (7) and (8). Topic is American Financial Services v. Montgomery County (6th floor Conference Room)

12:00 **RECESS**

- (5) 1:30 **PUBLIC HEARING** - Resolution regarding Spending Affordability Guidelines for FY08 Operating Budget (Sherer)  
*MFP Committee worksession tentatively scheduled for 12/11/06.*

1:45 **ADJOURN**

2:00 **MFP/HHS Committees** (7th floor Council Hearing Room)

### FUTURE COUNCIL MEETINGS

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Dec 12, 2006	9:30 am	Regular Session
Dec 18 - 29, 2006		RECESS
Dec 25, 2006		HOLIDAY
Jan 1, 2007		HOLIDAY

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### December 5, 2006

1:30 pm Spending Affordability Guidelines for FY08 Operating Budget

#### December 12, 2006

11:30 am Supplemental appropriations to the County Government's FY07 Operating Budget

- MCFRS - \$20,000 for Urban Areas Security Initiative (UASI)
- DHHS and DOP - \$1,974,460 for Maryland Regional Gang Prevention Initiative
- Community Grants NDA - \$360,000 for Takoma Park Community Center - Phase III

#### January 16, 2007

11:30 am Special appropriation to the County Government's FY07 Operating Budget, DOCR - \$759,730 for Detention Services - MCCF



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Dec 12, 2006	9:30 am	Regular Session
Dec 18 - 29, 2006		RECESS
Dec 25, 2006		HOLIDAY
Jan 1, 2007		HOLIDAY

### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### December 5, 2006

1:30 pm Spending Affordability Guidelines for FY08 Operating Budget

#### December 12, 2006

11:30 am Supplemental appropriations to the County Government's FY07 Operating Budget

- MCFRS - \$20,000 for Urban Areas Security Initiative (UASI)
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#### January 16, 2007

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## ADDENDUM

Tuesday, December 12, 2006

### Time

**Change:**(1) 9:00 **DISCUSSION** - State Legislative Program (*6th floor Council Conference Room*) (Mihill)

**Add:** 10:00 **PROPOSED CLOSED SESSION** to consult with staff, consultants, or other individuals about pending or potential litigation, and 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)(8) and (14). Topic is bus transportation. (*6th Floor Council Conference Room*) (Faden)

### 11:25 **DISTRICT COUNCIL SESSION**

(9) C. **Introduction** - Zoning Text Amendment 06-26, Development Plan Findings - Amendments, sponsored by Councilmember Knapp (Zyontz)  
**Change:** *Action - Resolution to establish public hearing for 1/16/07 at 1:30 pm.*

(9.1) D. **Introduction** - Zoning Text Amendment 06-27, Planned Retirement Community (PRC) - Standards, sponsored by Councilmember Knapp (Zyontz)  
**Change:** *Action - Resolution to establish public hearing for 1/16/07 at 1:30 pm.*

*This meeting will be televised live on Channel 6;  
repeated on 12/15/06 at 8 pm and 12/16/06 at 9 am*

## **Tuesday, December 12, 2006**

- (1) 9:30 **DISCUSSION** - State Legislative Program (*6th floor Council Conference Room*) (Mihill)
- (2) 10:30 **INTERVIEW** - County Executive's Appointee as Chief Administrative Officer:  
Timothy Firestine (*6th floor Council Conference Room*) (Ferber)
- 11:00 **INVOCATION** - Jan Tunney, Spiritual Assembly of the Baha'i of Montgomery County,  
Gaithersburg
- 11:05 **GENERAL BUSINESS**
- A. **Announcement** - Agenda and Calendar Changes (Lauer)  
**Note:** Announced Public Forum on Montgomery County's Transportation  
Priorities to be held on January 25, 2007 at 7:30 pm.
- B. **Action** - Approval of Minutes: November 28, 2006 (Lauer)
- (3) C. **Acknowledgement** - Receipt of Petitions (Lacefield)
- (2) 11:10 **ACTION** - Confirmation of County Executive's appointee as Chief Administrative  
Officer: Timothy Firestine (Ferber)
- (4) 11:15 **ACTION** - Confirmation of County Executive's appointee for Director, Office of Public  
Information: Patrick Lacefield (Ferber)
- (5) 11:20 **CONSENT CALENDAR**
- A. **Receipt and Release** - Office of Legislative Oversight Report 2007-3, The  
Presentation of Workforce Information in Budget Documents (Kerr/Trombka)  
*MFP Committee worksession will be scheduled at a later date.*
- B. **Introduction** - Supplemental appropriation to the County Government's FY07  
Operating Budget, Non-Departmental Account - \$8,000,000 for  
Future/Federal/State/Other Grants (Source: Federal, State or Other Grant Revenues) (Farber)  
*Public Hearing/Action is scheduled for 1/16/07 at 1:30 pm.*

(5) 11:20 **CONSENT CALENDAR** *(continued)*

- C. **Introduction** - Special appropriation to the County Government's FY07 Operating Budget, Department of Correction and Rehabilitation - \$759,730 for Detention Services - Montgomery County Correctional Facility (MCCF) (Source: General Fund Undesignated Reserves) (McMillan)  
*Public Hearing is scheduled for 1/16/07 at 1:30 pm.*
- D. **Action** - Special appropriations to the County Government's FY07 Operating Budget, Department of Recreation - \$206,270 for Paint Branch Sports Academy, \$206,270 for Springbrook Sports Academy, and \$169,230 for Wheaton Sports Academy, sponsored by Councilmember Praisner (Source: General Fund Reserve) (Sherer)  
*PHED Committee recommendations will be available on 12/11/06.*
- E. **Action** - Resolution regarding Strategic and Long Range Facility Planning (Orlin)
- F. **Action** - Resolution to support the Purple Line, Corridor Cities Transitway, and H.R. 3496 (Orlin)
- G. **Action** - Executive Regulation 19-06AM, Non-Profit Organization Sign Permit and Sign Variance Fees (Levchenko)
- H. **Action** - Appointment of Grants Advisory Group (Ferber)
- I. **Action** - End-of-Year Transfer for FY06 County Government Operating Budget (Sherer)
- J. **Action** - Extension of effective date of Temporary Executive Regulation 24-06T, Floodplains, until March 28, 2007 (Levchenko)
- K. **Action** - Resolution verifying Petition for Incorporation: Rollingwood (Faden)

11:25 **LEGISLATIVE SESSION Day # 40**

- A. Approval of Legislative Journal: October 31 and November 28, 2006 (Lauer)
- B. Introduction of Bills
- (6)
  - **Bill 48-06**, Streets and Roads - Comprehensive Revisions, sponsored by Councilmember Floreen (Faden/Orlin)  
*Public Hearing is scheduled for 1/23/07 at 7:30 pm.*

11:25 **DISTRICT COUNCIL SESSION**

- (7) A. **Introduction** - Subdivision Regulation Amendment 06-04, Streets and Roads - Design Standards, sponsored by Councilmember Floreen (Faden/Orlin)  
*Action - Resolution to establish public hearing for 1/23/07 at 7:30 pm.*

11:25 **DISTRICT COUNCIL SESSION** (*continued*)

- (8) **B. Introduction** - Zoning Text Amendment 06-25, Signs - Generally and Arts Districts, sponsored by Councilmembers Floreen and Ervin (Zyontz)  
*Action* - Resolution to establish public hearing for 1/16/07 at 1:30 pm.
- (9) **C. Introduction** - Zoning Text Amendment 06-26, Development Plan Findings - Amendments, sponsored by Councilmember Knapp (Zyontz)  
*Action* - Resolution to establish public hearing for 1/23/07 at 7:30 pm.
- (9.1) **D. Introduction** - Zoning Text Amendment 06-27, Planned Retirement Community (PRC) - Standards, sponsored by Councilmember Knapp (Zyontz)  
*Action* - Resolution to establish public hearing for 1/23/07 at 7:30 pm.
- (10) 11:30 **PUBLIC HEARING** - Supplemental appropriation to the County Government's FY07 Operating Budget, Community Grants Non-Department Account - \$360,000 for Takoma Park Community Center - Phase III (Source: General Fund Reserves) (Sherer)  
*PHED Committee worksession tentatively scheduled for 1/22/07.*
- (11) 11:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY07 Operating Budget, Montgomery County Fire and Rescue Service - \$20,000 for Urban Areas Security Initiative (UASI) (Source: Federal Grant) (Davidson)
- (12) 11:30 **PUBLIC HEARING/ACTION** - Supplemental appropriation to the County Government's FY07 Operating Budget, Department of Health and Human Services and Department of Police - \$1,974,460 for Maryland Regional Gang Prevention Initiative (Source: Federal grant) (McMillan/McGuire)  
*PS Committee recommends 12/7/06.*
- (12.1) 11:45 **ACTION** - Resolution regarding Planning Board study of Growth Policy issues (Orlin/Faden)
- (13) 12:00 **ACTION** - Resolution regarding Spending Affordability Guidelines for FY08 Operating Budget (Sherer)  
*MFP Committee recommendation will be available 12/11/06.*

12:30 **ADJOURN**



The following appointment was received from the County Executive and is scheduled for interview on December 12, 2006 at 10:30 am. Confirmation is tentatively scheduled for later that day:

Chief Administrative Officer: Timothy L. Firestine

The next regular Council Session is scheduled for January 16, 2007. The agenda and committee schedule will be mailed and posted to the web site on January 11, 2007. 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.

Dec 18 - 29, 2006		RECESS
Dec 25, 2006		HOLIDAY
Jan 1, 2007		HOLIDAY
Jan 2 - 12, 2007		RECESS
Jan 15, 2007		HOLIDAY
Jan 16, 2007	9:30 am	Regular Session
Jan 22, 2007	12:30 pm	State Legislative Program
Jan 23, 2007	9:30 am	Regular Session
Jan 29, 2007	12:30 pm	State Legislative Program
Jan 30, 2007	9:30 am	Regular Session
Feb 5, 2007	12:30 pm	State Legislative Program
Feb 6, 2007	9:30 am	Regular Session
Feb 12, 2007	12:30 pm	State Legislative Program
Feb 13, 2007	9:30 am	Regular Session
Feb 26, 2007	12:30 pm	State Legislative Program
Feb 27, 2007	9:30 am	Regular Session

#### FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

#### January 16, 2007

1:30 pm Special appropriation to the County Government's FY07 Operating Budget, DOCR - \$759,730 for Detention Services - MCCF

1:30 pm Supplemental appropriation to the County Government's FY07 Operating Budget, NDA- \$8,000,000 for Future/Federal/State/Other Grants

7:30 pm Subdivision Regulation Amendment 06-03, Preliminary Subdivision Plans - Approvals - Applicability of Growth Policy Amendments



If persons with disabilities need services or aides to participate in any Council activity, please call 240-777-7900 five days in advance. This agenda is available in an alternative format upon request.

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