

MINUTES
COMMISSIONERS OF POOLESVILLE
January 22, 2019

CALL TO ORDER:

Commissioner Klobukowski called the meeting to order at 7:30 PM. Commissioners Radigan, Dickerson and Cook were in attendance as well as Town Engineer John Strong and Town Manager Wade Yost.

PLEDGE OF ALLEGIANCE:

Commissioner Radigan lead the pledge.

ANNOUNCEMENTS:

Councilmember's Friedson and Albornoz addressed the Commissioners and public.

Commissioner Klobukowski made the following announcements

1. Chief Manger attended the Montgomery County Maryland Municipal League Chapter's 17 January Meeting. He talked about:
 - SRO's that no every officer is suited to nor wants to be an SRO
 - that MC had a less police per capita than other counties like PG which has 2.4 per capita. He said the average is 1.4, but when you factor in other municipal police departments (i.e., Takoma Park, Gaithersburg, Rockville, and Chevy Chase) it goes up to 1.6.
 - That you must be selective in who you allow to be a police officer, (i.e., don't want cowboys).
 - He spoke to where the county high crime areas were: Eastern Border, Wheaton, Silver Spring, Germantown, and Aspen Hill areas.
 - He mentioned one councilmember's proposal to have an outside law enforcement organization review future police shootings which end in a fatality.

Monica Marquina/our Chapter Secretary informed us Governor Hogan's FY 2020 budget includes \$255.9 million in Highway User Revenue funds to local jurisdictions, this is a \$24 million increase from last year.

Lynn Board, attorney representing the Chapter in the Small Cell 5G Antenna Rollout gave a report on what has happened and going to happen, a copy of her report I have sent to all of you and PC members.

The requirements placed on counties/municipalities by the FCC Order

Courts appeals on the FCC's Order

Legal way ahead

MACO/MML Proposed State Legislation

She also mentioned 5G has not yet been fully developed, so we still aren't sure of the requirements, but we have heard that it will require more poles closer together. She heard numbers between every 50 feet to every 250 feet – clearly many more poles that the 300-500 that the industry is currently talking about.

During conversations with Crown Castle and AT&T, both stated that the installations they are currently seeking are to fill gaps in 4G coverage and so they can be ready for 5G once it is available.

Also, unlike Maryland Delegate Davis who is sponsoring Small Cell 5G legislation in the House, as of this writing there is no Senate Sponsor.

There is a movement to establish an industry – state/county/municipal working group to hopefully come to some agreement on the rollout; however, right now MACO/MML is at loggerheads with the industry.

We hope, but there is little or no confidence, that Congress will step in to help us.

It was mentioned that even though the Small Cell Antenna Installers (i.e. Mobility, Crown Castle, and others) are not utilities, the FCC is treating them as if they are.

2. As you know Councilmember Jawando he could attend our 4 February Commissioners meeting; however, Councilmember Riemer has replied that he could not, so asked him if he could attend our 19 February meeting, but not have received a reply. I emailed Councilmember Glass asking him if he would be able to attend our 4 February mtg too, and he said yes.
3. As we are not immune to the federal government machinations going on in DC, I want to caution everyone that this coming year's Town budget will be impacted, how much or how severe remains to be seen. I say this based on Comptroller Franchot comments in the Washington Post last week and on a 15 January WBAL interview program on how much that state is losing. In his words, the "analysis found that 172,000 Maryland federal workers are impacted by the shutdown. Specifically, every two weeks, they are not receiving more than \$778 million in wages, and our state and local coffers are also being impacted — with a \$57.5 million reduction in income tax revenue, and \$2.1 million decrease in sales tax revenue."
4. We need to be more transparent about the meetings we attend with government or commercial activities. In order to do so we need to provide, a report on meetings that we attend, the meetings purpose, who attended, and the salient points.

Commissioner Cook announced that she had attended the assembly's opening day ceremonies.

Commissioner Dickerson announced the there was a January 31st Grape Crush Facility update meeting. Commissioners Cook and Radigan said they would try to attend.

OPEN FORUM:

Community Service Officers Tara Bond and Michelle Smith addressed the Commissioners and Public

APPROVAL OF MINUTES:

Commissioner Dickerson motioned to approve the minutes of January 7, 2019 as amended by Commissioner Klobukowski. Seconded by Commissioner Cook. Motion carried 5-0.

NEW BUSINESS:

Grant Request – John Poole House

HMD President Maureen O'Connell present a request for interior and exterior repairs and exterior lighting. While past grant requests were to maintain the structure, this request included repairs and lighting that would facilitate in having more community events and future fund raising.

The Commissioners discussed the proposal in depth and will take up the issue at the next meeting. In the meantime, staff was directed to tour the facility with Maureen to evaluate deficiencies and report back to the Commissioners.

No Parking Hempstone Court

The Commissioners considered the Parks and Streets Board to establish a no parking zone in the circle portion of Hempstone Court. Residents spoke out against the proposed zone and submitted a petition signed by Hempstone

Court residents. Another resident voiced concerns that she had received from a bus driver regarding the difficulty in navigating the circle when vehicles are parked on the roadway.

After a short discussion, the Commissioner tasked staff with evaluating turning radiuses with and without parked vehicles and report back at the next meeting.

Wastewater Capacity Report

Manager Yost presented the 2018 annual wastewater capacity report. The report detailed the years total discharge flow of 765,000 GPD, which is slightly higher than the permitted 750,000 GPD. The report included outstanding housing construction permits and approved plans used to calculate the capacity. Using the 3-year rolling average required by the State, the capacity left is 112,000 GPD.

OLD BUSINESS:

TOWN MANAGER’S REPORT:

Town Manager Yost reported:

Wi-Fi Antenna RFP

Bid opening on January 30. So, we should have that on our next agenda for consideration.

Trash & Recycling

Feb 20, RFP Opening

Grocery Store

The Grocery Store deal has fallen through.

Gary Dobbs reported that the center owner had spent substantial funds to develop plans and had taken out a \$1 million loan to construct. He said that getting specific build-out requirements from tenant was difficult and caused the delays.

Jason Kirsch reported that he had laid out significant funds for equipment and had promises that he would be under roof last October 2018. He said that he had a clause to get out of the signed contract if specific milestones were not met. So, with the unending delays, he took the out for his own protection.

Both parties remarked that they are still interested in making something happen, just not with each other.

Jason is currently researching the small space next to Anytime Fitness but would rather purchase a commercial property and construct his own building.

Dunkin Donuts

Spoke with the Magruder’s management team and it appears as though all permits are all secured, and they will be prepared to mobilize within the next two weeks, dependent on weather.

WWTP Lagoon

The WWTP has a hold facility which is used as an equalization basin for high events, typically rain caused Inflow and Infiltration. Basically, it stores excess wastewater until it can be introduced into the main influent when high flows decrease.

One of the berms is showing signs of a leak. It appears as though it may be following electrical and airline conduits, or it could be separation between the earthen dam and clay liner. In any event we need to have an expert come in to evaluate and determine the cause and what solutions to employ. I have emergency infrastructure funds to perform the evaluation, \$9,600. I will continue to update as things progress.

COMMITTEE REPORTS:

PLANNING COMMISSION – Commissioner Radigan reported on the 5G Cell ordinance discussions and wastewater capacity report.

PARKS BOARD – Commissioner Cook reported on the Hempstone no parking issue and sidewalk prioritization list should come to this board February 22nd. She also announced Coffee with a cop and a public meet and greet at Watershed on February 12th.

APPROVED 2/4/19

EVENTS COMMITTEE – Commissioner Dickerson reported the Springfest Committee met, the date will be May 18th. The Southbound Band will perform, and the entrance fee will be \$40.00.

SCHOOL LIASON – Commissioner Klobukowski discussed the H.S. PTA meeting regarding increasing the number of staff security officers.

FAIR ACCESS - Commissioner Klobukowski discussed past and upcoming meetings.

ADJOURNMENT

A motion was made to adjourn by Commissioner Dickerson, seconded by Commissioner Radigan. Motion passed 5-0.