

MINUTES
COMMISSIONERS OF POOLESVILLE
February 4, 2019

Approved 2/19/19

CALL TO ORDER:

Commissioner Klobukowski called the meeting to order at 7:00 PM. Commissioners Radigan, Dickerson, Brown and Cook were in attendance as well as Town Attorney Jay Gullo, Town Engineer John Strong and Town Manager Wade Yost.

PLEDGE OF ALLEGIANCE:

Commissioner Klobukowski lead the pledge.

ANNOUNCEMENTS:

Proclamation Reva Hoewing – Commissioner Klobukowski presented Reva with a proclamation for running a successful business for 39 years in Poolesville. He said “through her encouragement and guidance, people have been able to develop their hidden talents in the pursuit of various crafts, providing them with hours of enjoyment and a feeling of pride and accomplishment. She will be missed, but I would not be surprised if she gets calls when someone is stuck on one of their crafts”.

Councilmembers Evan Glass and Will Jawando addressed the Commissioners and public. They discussed their committees and how they were against a second Potomac River crossing through the County’s Agricultural Reserve.

They both showed support for the proposed building of a new PHS co-located with a Western Montgomery County Community Center with a clinic and MCP Satellite Station. They also discussed the Maggie Nightingale Library.

Commissioner Klobukowski discussed health care and how we only had two doctors. One requires payment at the time of service, this practice has just taken on another doctor. The other doctor’s practice took health insurance. The latter one is affiliated with Adventist Health Care who told him to close his Poolesville office and ask his patients to drive approximately 13 miles to Germantown. There are people in Western Montgomery County who for a variety of reasons can no longer drive. They are dependent on local church members and WUMCO volunteers to drive them to doctors’ appointments, the pharmacy, to the grocery store down the road, etc. We have contacted Holy Cross Health and asked them if they could set up a clinic in Town but have not heard back and requested the councilmembers help.

Chief Manger and District 1 Commander Francke addressed the Commissioners. They discussed the lack of SRO division in the Montgomery County Police Department.

The current PHS School Resource Officer (SRO) has health issues and regular patrol officers are filling in. PHS only has three Security Assistants, where school of similar size (i.e., Seneca Valley and Damascus) have five. The Security staff can be left short-handed if one of them is sick, has a family emergency or is on vacation. So the SRO is necessary to ensure they have coverage Chief Manger disused how the situation could be resolved.

He also discussed the ratio of residents to police officers we have versus other Washington DC Metro area police departments.

Commissioner Klobukowski made the following announcements

1. Laytonsville Mayor Ruspi requested the Chapter’s help in getting a Route 108 bypass around Laytonsville back on the county’s list of county planning studies, because of ever increasing traffic problems. It is in Laytonville’s Comprehensive Plan which was adopted by the state and it was put on the county’s list in 2005, but the county dropped it from the list in 2014. So, Chapter municipalities will be endorsing Mayor Ruspi’s request to restore the bypass to the list.

2. I attended the Maryland Mayor's Association Conference in Annapolis where the Montgomery County Mayors (James Ruspi/Laytonsville, Tracy Furman/Kensington, Bridget Donnell Newton/Rockville, Jud Ashman/Gaithersburg, and me) won the team building contest, and were given presentations by:

Dr. Mary Beth Tung, Director of Maryland Energy Administration
<https://energy.maryland.gov/govt/Pages/default.aspx>
marybeth.tung@maryland.gov

Michael Binko, Founder & CEO of Startup Maryland
www.startupmd.org
mbinko@startupmd.org

Hank Greenberg, AARP MD state director
<https://states.aarp.org/aarp-maryland-contact-information/>
Contact Info on website. Couldn't find his email.

Small Cell 5G Infrastructure Info. Victor Tervala/lawyer for Baltimore and Lynn Board/lawyer for Gaithersburg gave presentations. Below are Mr. Tervala's recommendations for Maryland Municipalities Involving Small Cell Installations:

As soon as possible, establish Design and Aesthetic Standards to govern the appearance of poles and small cells installed on public right-of-way (streets and sidewalks) and on private property. Publish the standards in advance of their effective date. The design and aesthetic requirements cannot have the effect of prohibiting any wireless provider's wireless service. Include such things as:

1. The appearance of wireless facilities, including those relating to materials used for arranging, screening, landscaping and camouflaging;
2. The location of wireless facilities, including spacing requirements between wireless facilities;
3. The height of wireless facilities;
4. The design and appearance of poles owned by a wireless provider;
5. The location of poles, including spacing requirements between poles;
6. The height of poles;
7. The undergrounding of wireless facilities, which is possible; and
8. Any other design or aesthetic requirement that seeks to preserve the visual character of a neighborhood that may be affected by the installation of a wireless facility or pole.

Establish all the administrative and operational cost involved in permitting the installation of a pole or a small cell in the municipality. These need to be the "actual costs" involved, and you must keep all the supporting data to "prove" they are the "actual costs". Current FCC rules only permit a municipality to charge the "actual cost" of administering a permit, as long as the costs are reasonable. Without "actual cost" data, a municipality will only be allowed to charge the FCC's established "safe harbor" fees, which may be significantly lower than the actual costs involved.

On Friday morning, Mayor Ruspi, Mayor Newton, and myself met with our Montgomery County Delegation raised the Small Cell issue, and made the points that:

- We are not against the roll out of new technology whether it is 5G, 6G, or XG we understand that they are necessary to keep our economy vibrant and improve our citizens quality of life.
- It is the FCC's ruling which endorses the industry's one size fits methodology for all intents and purposes abrogates/ usurps municipality and county home rule to which we object.
- Not all municipalities or counties are alike, we need the delegation's help to help preserve home rule for municipalities and counties.
- Through the Mayor's Association and MML, we are willing to work with the industry to reach an equitable resolution/compromise which will preserve home rule while allow the industry to rollout 5G3.

3. I have extended an invitation to Montgomery Countryside Alliance to attend our 4 March meeting, and they have accepted, and At-Large Councilmember Hans Riemer will be attending our 18 March meeting.

4. I received an email from Anita Vassallo/Acting Director Montgomery County Public Libraries Administration asking us to support a quick on-line survey of the Poolesville and the surrounding area residents concerning the Maggie Nightingale Library's hours of operation. They have heard the current hours are not meeting the needs of the community, especially mothers with young children, and want to get community input regarding a change. She said they are not in a position to add additional hours, but we could adjust the current schedule. They want to put a link to the survey on our website to get as many residents as possible take the survey and will be running an ad in the Monocle.

Commissioner Radigan reported that an HMD event would take place at the old Town Hall on Sunday and that he had attended a Grape Crush Facility update meeting.

Commissioner Cook provided an update and presentation on the Grape Crush Facility.

OPEN FORUM:

None

APPROVAL OF MINUTES:

Commissioner Radigan motioned to approve the minutes of January 22, 2019. Seconded by Commissioner Cook. Motion carried 4-0-1 with Commissioner Brown abstaining.

NEW BUSINESS:

None

OLD BUSINESS:

Grant Request – John Poole House

Town Manager Yost provided a detailed report of a recent inspection of the property with recommendations to consider for the grant proposal.

HMD President Maureen O'Connell spoke on behalf of the 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 Commissioner Dickerson motioned to approve \$2,600 from the FY2019 #570 account. Seconded by Commissioner Radigan. Motion carried 5-0.

No Parking Hempstone Court

Town Engineer Strong briefed the Commissioners on the vehicle turning radiuses. Although the turning is limited by the overall original size, the parking of vehicles in the center should not impede the flow of traffic.

After a short discussion, the Commissioner decide to take no action.

WIFI Proposals

Commissioner Klobukowski presented the sole proposal. After a short discussion, Commissioner Radigan motioned to accept the proposal conditioned upon the approval of the Board of Zoning Appeals. Seconded by Commissioner Cook. Motion carried 5-0.

TOWN MANAGER'S REPORT:

Town Manager Yost reported:

Trash & Recycling

Feb 20, RFP Opening

Dunkin Donuts

We have a pre-construction meeting scheduled for Wednesday morning.

Jim Clifford

Planning Chair Cal Sneed and I have a meeting scheduled with Jim Clifford on Wednesday morning.

Councilmember Friedson

I received a call after our January 22nd meeting from Councilmembers Friedson's office following up on the County Road take-over. I gave them the details and the contacts. They were to make contact with the Department of Transportation and the County Attorney.

Electrical Vehicle Chargers

We should be receiving our 2 replacement chargers this week, at no cost. They have been out of service for a month or so.

The newly awarded fast type chargers are still under consideration. Potomac Edison is determining if and how a 3-phase power source can be located on this side of Fisher Avenue.

Manhole Relining Contractor

The manhole relining contractor has mobilized in Town and should be here performing repairs for the next two weeks.

Wells

Well 11 still on hold due to muddy conditions and well 14 still under review with MDE.

LGIT Healthcare

We received a \$57,000 rebate through LGIT Healthcare. The pool we are in did well and our employees as a separate group had little to no major healthcare costs this past year.

COMMITTEE REPORTS:

PLANNING COMMISSION – Commissioner Radigan reported a worksession is scheduled for Tuesday.

PARKS BOARD – Commissioner Cook reported that the Board had discussed Sidewalks and Farmer's Markets on Whalen Commons.

EVENTS COMMITTEE – Commissioner Dickerson reported a meeting was scheduled for next week.

SCHOOL LIASON – Commissioner Klobukowski will be testifying tomorrow night before the Montgomery County Council in support of Poolesville Cluster capital improvement needs at the Montgomery County Council Building, 3rd floor Hearing Room at 7:30PM.

FAIR ACCESS - Commissioner reported that a meeting was scheduled for tomorrow morning.

ADJOURNMENT

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