

**AGENDA  
COMMISSIONERS OF POOLESVILLE  
April 3, 2023  
19721 BEALL STREET  
7:00 PM**

*To join the meeting, go to Youtube.com. Search "Pooleville"  
Click the "Filter" Icon and Click "Today"  
The Town Commission Meeting will be visible  
A link is also on the Town Webpage*

*The meeting starts at 7 PM. You will only be able to see the meeting once it starts*

1. **Call To Order**

2. **Pledge Of Allegiance**

3. **Public Hearing:**

Ordinance 225 Fiscal Year 2024 Budget & Tax Rate

Documents:

[ORDINANCE NO 225 - FY24 BUDGET.PDF](#)

4. **Announcements**

4.I. Appointment To The Planning Commission

4.II. Arbor Day Proclamation

5. **Commissioners/Committee Reports**

Martin Radigan - Planning Commission

Ed Reed - Fair Access and Sustainable Pooleville

Sarah Paksima - Fair Access

Jeff Eck - Parks, Recreation and Streets

6. **Approval Of Minutes**

6.I. Minutes Of March 20, 2023, And Closed Session

6.II. Closed Session March 22, 2023

6.III. Closed Session March 29, 2023

7. **Public Comment**

*To be able to speak during public comment, either in person or virtual, you will need to contact Town Hall by noon on the day of the meeting. You will have to have access to Zoom Conferencing to join the meeting virtually.*

8. **Old Business**

9. **New Business**

9.I. 100% Renewable Energy Resolution

Documents:

9.II. FY 2023 Paving Contract Award

Documents:

[PAVING RECOMENDATION OF AWARD.PDF](#)

10. **Town Manager's Report**

11. **Adjournment**

12. **To Join The Meeting, Go To Youtube.com Search "Poolesville"**

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**Public Testimony is Limited to Three Minutes  
This is a tentative agenda subject to change.**

**Ordinance No:** 225  
**Introduced:** March 20, 2023  
**Public Hearing:** April 3, 2023  
**Adopted:**  
**Effective:** July 1, 2023

**TOWN OF POOLEVILLE  
FISCAL YEAR 2024 BUDGET & TAX RATE**

PURSUANT to Section 82.13 A.-F. of the Charter of the Town of Poolesville, the President and Commissioners shall adopt an annual budget and tax rate that provides a complete financial plan for the budget year and contains estimates of anticipated revenues and proposed expenditures.

WHEREAS, a budget fulfilling the requirements of the Charter has been prepared; and

WHEREAS, pursuant to the provisions of Sec. 82.13.A.(b) of the Charter of the Town of Poolesville, a public hearing on said budget has been held on April 3, 2023, after the required notice was given in the Frederick News Post on March 22, 2023, pursuant to Sec. 82.13.B. of the Charter of the Town of Poolesville; and

WHEREAS, the proposed budget includes a tax rate higher than the Constant Yield Tax Rate. The Town of Poolesville published the notice in the Frederick News Post on March 23, 2023, as required in the State Statute.

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND COMMISSIONERS OF THE TOWN OF POOLESVILLE:

Section One: That the Budget attached hereto and incorporated herein is hereby adopted as the budget for the Town of Poolesville for Fiscal Year July 1, 2023, through June 30, 2024.

Section Two: That the real property tax rate for the Town of Poolesville shall be \$0.1781 per \$100.00 of assessed real property value.

APPROVED THIS    DAY OF

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James E. Brown, President  
Commissioners of Poolesville

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Barbara L. Evans, Town Clerk

# **Town of Poolesville 100% Renewable Energy Resolution**

WHEREAS, the Maryland Clean Energy Jobs Act (SB-516) passed by the state of Maryland on May 22, 2019 requires 50% of Maryland's energy to come from renewable sources and 14.5% from in-state solar, by 2030; and

WHEREAS, Montgomery County passed a resolution on December 5, 2017 to cut greenhouse gas emissions by 80 percent by 2027 and to zero emissions by 2035; and

WHEREAS, the Town of Poolesville has a public-private partnership to power most of the local government's electrical needs via the Poolesville Solar Array, has encouraged electric vehicle adoption by providing public EV charging access, and established the Sustainable Poolesville committee to promote awareness of sustainability issues, identify opportunities for the Town to cost-effectively reduce its environmental impact, and facilitate initiatives to capture these opportunities; and

WHEREAS, clean energy sources such as wind are now more affordable than fossil fuel sources; and energy efficiency measures that drive down energy demand are the most cost effective means to reduce fossil fuel consumption; and

WHEREAS, renewable energy represents an enormous economic opportunity for the Town of Poolesville to create jobs in an emerging industry, increase economic security and expand prosperity for local residents, reduce air pollution and associated public health risks, reduce the strain on water resources, and save consumers money

WHEREAS, people of color, immigrants, refugees, economically disadvantaged residents, older people and children, people who are homeless, and people with existing mental and physical health conditions experience the impacts of climate change disproportionately; and

WHEREAS, clean energy is one of the fastest growing employment sectors and creates opportunities for good local jobs within the town; and

WHEREAS, cities across the nation have made commitments to transition to 100 percent clean energy and the Town of Poolesville strives to remain a leader among its peer towns; and

WHEREAS, "renewable energy" includes energy derived from wind, solar, geothermal, and wave technology sources. These sources of energy have significant public health co-benefits associated that can help address pressing environmental justice challenges in sensitive communities in the Town of Poolesville and around the country; and

WHEREAS, low-impact, small hydro and some forms of small-scale biomass may be considered “renewable energy” after being evaluated for public health, sustainability and environmental justice implications.

WHEREAS, “renewable energy” specifically excludes energy derived from fossil fuels, nuclear, incineration of municipal and medical waste, and large-scale future hydroelectric development.

NOW THEREFORE IT BE RESOLVED by the Town Commission of Poolesville, the Town of Poolesville establishes a One Hundred Percent (100%) renewable energy goal for municipal electricity use by 2030 including at least 80% renewable energy by 2027.

Introduced on [DATE] by: Adopted on [DATE]



CLARK | AZAR & ASSOCIATES

March 28, 2023

Contract No. 100.061

Mr. Wade Yost, Town Manager  
Town of Poolesville  
19721 Beall Street  
Poolesville, MD 20837

Re: Recommendation of Award for Contract 100.061  
Roadway Repairs and Repaving at Various Locations FY 2023

Dear Mr. Yost,

Clark | Azar & Associates (CAA) has completed its review of the bids for the referenced contract and recommends the award to Mt Laney Co. Inc.

Nine contractors submitted bids. Bid were opened at Town Hall on March 2, 2023, at 11:00 a.m. in the following order:

MT Laney Co. Inc.	\$ 613,315.00
Pleasants Construction Co.	\$ 647,350.00
Image Asphalt Maintenance Co.	\$ 658,330.00
American Asphalt Paving Co. LLC	\$ 673,670.00
Francis O. Day, Inc.	\$ 694,203.00
Finley Asphalt and Sealing	\$ 781,672.40
Luis Construction Co.	\$ 891,301.15
Ross Contracting	\$ 916,400.00
CJ Miller LLC	\$ 966,978.00

The areas to be milled are the following:

- McKernon Way
- Butler Road
- Sumter Way
- Koteen Way
- Doctor Moore Court
- Chiswell Street
- Westerly Ave. (Hughes Road to Fisher Ave)
- Oxley Farm Road (older section)
- Hughes Rd, (Tom Fox to Westerly Ave)
- Selby Court
- Miscellaneous Full Depth Patches throughout Town
- Patch work on Fisher Avenue and Elgin Road
- Curb and Gutter Repairs and Sidewalk Repairs

Clark | Azar & Associates, Inc.  
20440 Century Boulevard, Suite 220  
Germantown, MD 20874  
(301) 528-2010  
[www.clarkazar.com](http://www.clarkazar.com)



CLARK | AZAR & ASSOCIATES

CAA discussed the project with the Project Manager, the contractor has a clear understanding of the project and has accounted for the pricing of the project. This contractor has performed similar work in the Town.

Based on our discussions with the contractor and its references, it is our opinion MT Laney, Inc, is the most responsive bidder. As Town Engineer, CAA recommends awarding Contract No. 100.061 for Roadway Repairs and Repaving at Various Locations FY 2023 to MT Laney, Inc, for the sum of \$ 613,315.00 (Six Hundred Thirteen Thousand Three hundred fifteen Dollars).

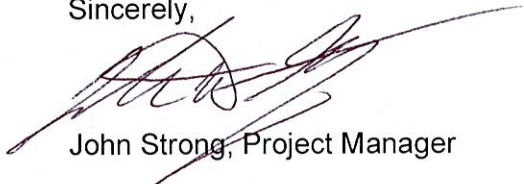
We recommend a contingency fee of 10% be established for unforeseen conditions. This equates to \$61,331.00 (Sixty-One Thousand Three Hundred Thirty-One Dollars).

We recommend establishment of a budget of 2.5% of the cost for engineering services and administration of \$15,333.00 (Fifteen Thousand Three Hundred Thirty-Three Dollars).

CAA's recommendation is to set the total budget for this portion of the project \$689,979.00 (Six Hundred Eighty-Nine Thousand, Nine Hundred Seventy-Nine Dollars).

If we can be of further assistance, please feel free to contact us.

Sincerely,



John Strong, Project Manager