

MINUTES
COMMISSIONERS OF POOLESVILLE
October 2, 2023

***** This meeting was conducted live and streamed with live time posting to YouTube. Notice of the meeting date, time and agenda were posted in advance, physically at the Town Hall, on the Town's Website, and on social media. Prior to the start of the meeting, it was confirmed that the public could view the meeting on YouTube.**

Call to Order:

Commissioner Brown called the meeting to order at 7:00 P.M. Commissioners Paksima, Reed, Radigan, and Eck were in attendance. Also in attendance was Town Manager Yost, Assistant Manager Anderegg and Town Engineer Strong.

Pledge of Allegiance:

Commissioner Eck led the Pledge of Allegiance.

Commissioner Reports/Announcements:

Commissioner Eck announced several PACC events, PHS career day, Fair Access executive forum, WUMCO scarecrow contest, P-ville Day 5K run, Poolesville Senior events and a National Communication Test.

Commissioner Radigan reported on the September 13 Planning Commission meeting, the community bike ride, and a conversation with Delegate David Fraser-Hidalgo regarding an MDE water/climate change report.

Commissioner Paksima reported on the Poolesville Day VP breakfast, Crossvines conference for economic development, transportation hearing and an agrotourism hearing.

Commissioner Reed discussed the great job the PHS students did at the VIP Breakfast.

President Brown discussed the Co-Op Market and The retirement of Town Clerk Barbara Evans.

Public Comment

Tom Kettler complimented Barbara Evans for her many years of service and suggested that the Commissioners consider giving a priority to local bidders on construction projects.

Approval of Minutes

Commissioner Radigan motioned to approve the September 5, 2023, minutes. Seconded by Commissioner Paksima. Motion carried 5-0.

Old Business

Halmos Restroom Facilities – Engineer Strong presented the bid results and recommendation. Manager Yost discussed the budget and required amendment. Commissioner Paksima motioned to transfer \$161,000 from Unrestricted Funds to Acct. #2035 “Halmos Restrooms”. Seconded by Commissioner Radigan. Motion carries 5-0. Commissioner Radigan motioned to award the \$270,859 contract to PBI Commercial. Seconded by Commissioner Paksima. Motion carries 5-0.

New Business

Appointment to the Fair Access Committee – President Brown introduced Nancy Kidd and his support for her appointment. Commissioner Paksima motioned to appoint. Seconded by Commissioner Reed. Motion carried 5-0.

Montgomery County Pesticide Law 33b – Manager Yost briefed the Commissioners on a resident's request to reconsider opting into the law. He also discussed past hearings and water protection considerations. Sustainable Poolesville members Don Street and Solidad Aguilar discussed the importance of opting into the law. After a brief discussion, Commissioner Radigan motioned to opt into the Montgomery County Pesticide Law 33b. Seconded by Commissioner Reed. Motion carries 5-0.

- [] (ii) Any other personnel matter that affects one or more specific individuals;
- (2.) [] To protect the privacy or reputation of individuals with respect to a matter that is not related to public business;
- (3.) [] To consider the acquisition of real property for a public purpose and matters directly related thereto;
- (4.) [] To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;
- (5.) [] To consider the investment of public funds;
- (6.) [] To consider the marketing of public securities;
- (7.) [X] To consult with counsel to obtain legal advise;
- (8.) [] To consult with staff, consultants or other individuals about pending or potential litigation;
- (9.) [] To conduct collect bargaining negotiations or consider matters that related to the negotiations;
- (10.) [] To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including:
 - (i) the deployment of fire and police services and staff
 - (ii) the development and implementation of emergency plans
- (11.) [] To prepare, administer or grade a scholastic, licensing, or qualifying examinations;
- (12.) [] To conduct or discuss and investigative proceeding on actual or possible criminal conduct;
- (13.) [] To comply with a specific constitutional, statutory or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;
- (14.) [] Before a contract is awarded or bids are opened, discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

D. TOPICS DISCUSS:

E. PERSONS PRESENT AT CLOSED SESSION: (If listing an individual as present would thwart the purpose of closing the meeting, do not list the name but note that an individual was not listed for this reason).

Town Manager Yost and Asst. Town Manager Anderegg

F. ACTIONS TAKEN AT CLOSED SESSION:

Commissioner Reed motioned to approve on December 31, 2023 the appointment of Maggie Leibrand as Town Clerk. Seconded by Commissioner Radigan. Motion carried