



January 10, 2022
AND COUNCIL
MEETING NO. 01 -22
ROCKVILLE, MARYLAND

Approved *Bridget Donnell Newton*
Attest: *Sara Taylor-Ferrell*
Approved Meeting No. 01-22
March 7, 2022

THE HONORABLE MAYOR AND COUNCIL PRESIDING

| Attendee Name | Title | Status |
|------------------------|---------------|---------|
| Bridget Donnell Newton | Mayor | Present |
| Monique Ashton | Councilmember | Present |
| Beryl L. Feinberg | Councilmember | Present |
| David Myles | Councilmember | Present |
| Mark Pierzchala | Councilmember | Present |

1. Convene

The Mayor and Council convened in a virtual hybrid Open meeting Session at 7:02 p.m. on Monday, January 10, 2022, via Webex.

Staff Present: City Manager Rob DiSpirito, Rockville Corporate Council Robert E. Dawson, and City Clerk/Director of Council Operations Sara Taylor-Ferrell.

The Mayor and Council recognized the life and achievements of Rockville City resident Fran Hawkins, Dr. Desmond Tutu, and actor Sidney Poitier.

2. Pledge of Allegiance

Mayor Bridget Donnell Newton led the Pledge of Allegiance.

3. Agenda Review

The Mayor and Councilmembers discussed and agreed to remove Agenda Item No. 13 from tonight's Agenda and move it to a future meeting.

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| | RESULT: APPROVED [4-0-1] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | Mark Pierzchala, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Myles, Councilmember Pierzchala |
| NOT IN FAVOR: | Beryl L. Feinberg, Councilmember |

City Clerk/Director of Council Operations Sara Taylor-Ferrell reported that the Community Forum Speakers List, Attachment D to Agenda Item No. 9, and a draft of CIP sheets are added to the end of the Agenda. Staff would like to add Old/New Business to this Agenda. They request direction from the Mayor and Council on the Montgomery Council Police Accountability Board and Administrative Charging Committees Bill No. 44-21, and Board of Health Regulation “Vaccine Passport”.

Councilmember Mark Pierzchala moved to add Old/New Business for these two Bills only.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Mark Pierzchala, Councilmember |
| SECONDER: | David Myles, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala |

FURTHER DISCUSSION

January 10, 2022. Agenda item 3

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4478

Time Stamp 03:50

4. COVID-19 Update

Emergency Manager, Dr. Mark Landahl, provided an update regarding the Impact of COVID-19 on the City, County, and State.

Councilmember Ashton noted that vaccines for children 5 and up are now available and also encouraged residents to visit the free COVID test pick up sites that have been organized throughout the City in collaboration with Montgomery County.

Councilmember David Myles recommended that members of the public, who are fully vaccinated and boosted, consider volunteering their time to assist others with vaccine registrations and testing handouts. Please visit Maryland Responds Medical Reserve Corp. <https://mdresponds.health.maryland.gov/> for additional volunteer information.

FURTHER DISCUSSION

January 10, 2022 Agenda item 4

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4478

Time Stamp 16:20

5. Presentation

A. Presentation of Traffic and Transportation Commission Annual Report

Principal Transportation Engineer Daniel Seo and Traffic and Transportation Chair Kathleen Kleinmann presented the Traffic and Transportation Commission Annual Report.

Staff recommends that the Mayor and Council receive the 2021/2022 annual report.

Questions from the Mayor and Council were addressed by staff and Ms. Kleinmann. The Mayor and Council provided their thoughts, comments.

January 10, 2022 Agenda item 5

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4478

Time Stamp 22:55

6. Boards and Commissions Appointments, and Reappointments

Mayor Bridget Donnell Newton noted the posting of the Priority Corridor Comments Map to the City's website. This site provides citizens the opportunity to post comments on Maryland Route 28, Maryland Route 355, and Maryland Route 586/Veirs Mill Road.

Councilmember Monique Ashton moved to submit a letter to the State which documents the fatalities, serious crashes along many of the State roads, and to look at possible reengineering to see how they might mitigate in support of Vision Zero.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | David Myles, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

A. Board and Commission Appointments and Reappointments

Councilmember Beryl L. Feinberg moved the new appointment of Michael Donahue to the Community Policing Advisory Board, as a voting member, to serve a three-year term until January 1, 2025.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Beryl L. Feinberg, Councilmember |
| SECONDER: | David Myles, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Beryl L. Feinberg moved the new appointment of Rici Rutkoff to the Community Policing Advisory Board, as an alternate, to serve a three-year term until January 1, 2025.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Beryl L. Feinberg, Councilmember |
| SECONDER: | David Myles, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Beryl L. Feinberg moved the new appointment of Carter Fensterstock to the Community Policing Advisory Board, as youth representative, to serve a one-year term until January 1, 2023.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Beryl L. Feinberg, Councilmember |
| SECONDER: | David Myles, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember David Myles moved the new appointment of Norman Hampton to the Compensation Commission to serve a three-year term until January 1, 2025.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | David Myles, Councilmember |
| SECONDER: | Monique Ashton, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Mark Pierzchala moved the new appointment of Rosemary Storey to the Cultural Arts Commission to serve a three-year term until January 1, 2025.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Mark Pierzchala, Councilmember |
| SECONDER: | Monique Ashton, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Monique Ashton moved the reappointment of Susan Koester to the Environment Commission to serve an ~~unexpired~~ three-year term until September 1, 2024.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | Beryl L. Feinberg, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Monique Ashton moved the new appointment of Kevin Gash to the Ethic Commission to serve a three-year term until January 1, 2025.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | Mark Pierzchala, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Beryl L. Feinberg moved the new appointment of Sinan Wolf-Gazo to the Human Rights Commission to serve a three-year term until January 1, 2025

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Beryl L. Feinberg, Councilmember |
| SECONDER: | Mark Pierzchala, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Beryl L. Feinberg moved the new appointment of Molly Cullen to the Human Rights Commission to serve a three-year term until January 1, 2025

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Beryl L. Feinberg, Councilmember |
| SECONDER: | Mark Pierzchala, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Mark Pierzchala moved the appointment of Kathleen Linehan to the Recreation and Park Advisory Board to serve a three-year term until January 1, 2025.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Mark Pierzchala, Councilmember |
| SECONDER: | Monique Ashton, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Monique Ashton moved the appointment of Michael Scott to serve on the Board of Rockville Economic Development Inc. (REDI)

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | David Myles, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Beryl L. Feinberg moved the appointment of Sarah Morgan to the Traffic and Transportation Commission to serve a three-year term until January 1, 2025.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Beryl L. Feinberg, Councilmember |
| SECONDER: | Monique Ashton, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

7. Community Forum

| Name | Topic |
|---|--|
| Speaker by Computer and Written Comments Noreen Bryan Co-Chair for Planning Area 4 Neighborhood Plan | Interim Zoning Updates for Planning Area 4 |
| Speaker by Computer and Written Comments Patrick Woodward CO-Chair for Planning Area 4 Neighborhood Plan | Interim Zoning Updates for Planning Area 4 |
| Speaker by Computer Judy Rudolph | Vitality of Rockville Town Center |
| Speaker by Computer Clark Reed Chair, Rockville Environment Commission | Rockville Environment Commission |

8. Consent

- A. Draft Position Statements - Public Hearing -Special Appropriation to the County's FY22 Operating Budget - Payments to Municipalities**
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Councilmember Monique Ashton moved Consent Agenda Item A – Public Hearing Special Appropriation to the County’s FY22 Operating Budget – Payments to Municipalities.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | Beryl L. Feinberg, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

9. Introduction and Possible Adoption of an Ordinance to Amend Ordinance #19-21 to Appropriate Funds and Levy Taxes for Fiscal Year 2022 - FY 2022 Budget Amendment (Amendment #2)

Senior Budget and Financial Analyst Mary Sue Martin provided an overview of the Budget Amendment #2 regarding the American Rescue Plan Act (ARPA). A public hearing was held on October 25, 2021, for community input on use of the allocation.

Staff recommends that the Mayor and Council introduce the attached ordinance to amend Ordinance #19-21 to appropriate funds and levy taxes for Fiscal Year 2022 (Budget Amendment #2).

Questions from the Mayor and Council were addressed by staff. The Mayor and Council provided their thoughts, comments.

Councilmember Mark Pierzchala introduced the Ordinance.

Councilmember Beryl L. Feinberg waived the layover period.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Beryl L. Feinberg, Councilmember |
| SECONDER: | David Myles, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Mark Pierzchala moved to adopt the Ordinance.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Mark Pierzchala, Councilmember |
| SECONDER: | Monique Ashton, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

FURTHER DISCUSSION

January 10, 2022 Agenda item 9.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4478

video timestamp 46:40

10. Discussion and Instructions and Possible Introduction and Possible Adoption of an Ordinance to Grant Street Closing and Abandonment Application, SCA2022-00108 for a 0.05 Acre Portion of an Unnamed Roadway Adjacent to 205 Mount Vernon Place

Principal Transportation Engineer Andrew Luetkemeier presented an overview of the street application and abandonment application.

Questions from the Mayor and Council were addressed by staff. The Mayor and Council provided their thoughts, comments.

Councilmember Beryl L. Feinberg introduced the Ordinance.

Councilmember Mark Pierzchala waived the layover period.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Mark Pierzchala, Councilmember |
| SECONDER: | David Myles, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

Councilmember Mark Pierzchala moved to adopt the Ordinance.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Mark Pierzchala, Councilmember |
| SECONDER: | Beryl L. Feinberg, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

FURTHER DISCUSSION

January 10, 2022 Agenda item 10.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4478

video timestamp 49:35

11. Discussion of City Operations and Mayor and Council Meetings in Response to the Pandemic Surge

City Manager Rob DiSpirito presented the staff report and recommendations to the Mayor and Council on the response to the Pandemic Surge.

Staff request direction for the Mayor and Council on the Premium Pay and/or Lump Sum disbursement.

Questions from the Mayor and Council were addressed by staff. The Mayor and Council provided their thoughts, comments, and directions.

Councilmember Beryl L. Feinberg moved to direct staff to come back with a premium pay, lump sum scheme, to acknowledge the essential work during the pandemic done by current and new employees, part-time, full-time and definition equally applied to employees; and include a list of job description and about the 30-day waiting period and full-time base of 1200 lump sum.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Beryl L. Feinberg, Councilmember |
| SECONDER: | Mark Pierzchala, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

FURTHER DISCUSSION

January 10, 2022 Agenda item 11.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4478

video timestamp 52:20

THE MAYOR AND COUNCIL WENT INTO A BRIEF RECESS AT 8:53 P.M. THE MAYOR AND COUNCIL WORKSESSION RECONVENED AT 9:01 P.M.

Councilmember Beryl L. Feinberg left the meeting for the evening at 8:53 P.M.

12. Discussion, Instruction, and Possible Adoption of a Resolution to Approve the Climate Action Plan and Possible Adoption of a Resolution to Transition the City On-Road Fleet to Cleaner and More Efficient Fuel Sources

Sustainability Coordinator Amanda Campbell presented a brief overview of the changes; clean fleet resolution to approve Climate Action Plan.

Questions from the Mayor and Council were addressed by staff. The Mayor and Council provided their thoughts, comments, and directions.

Councilmember Monique Ashton moved to adopt the Resolution to Approve the Climate Action Plan.

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| | RESULT: APPROVED [4-0-1] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | Mark Pierzchala, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Myles, Councilmember Mark Pierzchala |
| ABSENT: | Councilmember Beryl L. Feinberg |

Councilmember Monique Ashton moved to adopt the Resolution to Transition the City On-Road Fleet to Cleaner and More Efficient Fuel Sources, with edits.

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| | RESULT: APPROVED [4-0-1] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | Mark Pierzchala, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Myles, Councilmember Pierzchala |
| ABSENT: | Beryl L. Feinberg, Councilmember |

FURTHER DISCUSSION

January 10, 2022 Agenda item 12.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4478

video timestamp 2:00:03

13. Near-Term Implementation Plan of the New Comprehensive Plan

The Mayor and Council voted to move this agenda item to the January 31, 2022 meeting.

14. Old/New Business

Assistant to the City Manager Linda Moran presented the two bills which have a hearing on February 18, 2022. Added to County Legislation Bills; Bill 44-21 Police Accountability Board-Administrative Charging Committee established and Board of Health Regulation to prevent the spread of COVID-19 in the County, Vaccination Requirements to Ener Bars, Restaurants, Fitness center, and other covered establishments.

Staff is asking the Mayor and Council to authorize staff to work with an elected official to prepare and finalize written testimony for inclusion in the public records.

Councilmember Monique Ashton moved to proceed with a letter and work with Councilmember Mark Pierzchala on the Bill 44-21.

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| | RESULT: APPROVED [UNANIMOUS] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | Mark Pierzchala, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Feinberg Councilmember Myles, Councilmember Mark Pierzchala |

The Mayor and Council agreed for staff to provide additional information on the Board of Health Regulations to prevent the spread of Covid-19 in the County, vaccination requirements to enter bars, restaurants, fitness centers, and other covered establishments as they are not clear on the vaccination requirements or making any decisions at this time.

Councilmember Monique Ashton reminded the Community of the upcoming Martin Luther King celebration at noon on January 17, 2022.

Councilmember David Myles noted the passing of actress Betty White.

FURTHER DISCUSSION

January 10, 2022. Agenda Item 14.

https://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4478

Video Time Stamp 2:37:15

15. Adjournment

There being no further business the meeting adjourned at 9:53 p.m.

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| | RESULT: APPROVED [4-0-1] |
| MOVER: | Monique Ashton, Councilmember |
| SECONDER: | Mark Pierzchala, Councilmember |
| IN FAVOR: | Mayor Newton, Councilmember Ashton, Councilmember Myles, Councilmember Pierzchala |
| ABSENT: | Beryl L. Feinberg, Councilmember |