



**Tuesday, January 15, 2019
MAYOR AND COUNCIL
MEETING NO. 03-19
ROCKVILLE, MARYLAND**

Approved: *Bridget Donnell Newton*
Attest: *Sara Ferrell Taylor*
Approved Meeting No. 31-19;
September 9, 2019

THE HONORABLE MAYOR AND COUNCIL PRESIDING

Attendee Name	Title	Status
Bridget Donnell Newton	Mayor	Present
Beryl L. Feinberg	Councilmember	Present
Virginia D. Onley	Councilmember	Present
Mark Pierzchala	Councilmember	Present

1. Convene

The Mayor and Council convened in Open Session at 7:00 p.m. on Tuesday, January 15, 2019 in the Mayor and Council Chambers, City Hall, 111 Maryland Avenue, Rockville, Maryland.

Staff Present: City Manager Rob DiSpirito, City Attorney Debra Daniel and City Clerk/Director of Council Operations Sara Ferrell Taylor.

2. Pledge of Allegiance

Mayor Bridget Donnell Newton led the Pledge of Allegiance.

3. Agenda Review

City Clerk/Director of Council Operations Sara Ferrell Taylor stated there were no changes to the agenda and noted that the Monday, January 14, 2019 was moved to Tuesday, January 15, 2019.

4. City Manager's Report

City Manager Rob DiSpirito presented information on events and topics: City of Rockville's assistance to furloughed federal employees; Rockville's 47th annual Martin Luther King Jr. Day celebration; comprehensive wayfinding program being developed with a 16-question survey

available; a community workshop for the East Rockville Design Guidelines scheduled for January 24, 2019; workshop for community members to help evaluate Rockville's transit needs on Tuesday, January 29, 2019; some facilities to close for the Martin Luther King Jr. Day celebration.

5. Boards and Commissions Appointments, Reappointments and Announcements of Vacancies

A. Boards and Commissions Appointments, Reappointments and Announcements of Vacancies

Councilmember Mark Pierzchala moved to appoint Richard Stolz to serve an unexpired term until December 31, 2021 to the Compensation Commission.

RESULT:	APPROVED (UNANIMOUS)
MOVER:	Councilmember Mark Pierzchala
SECONDER:	Councilmember Beryl L. Feinberg
IN FAVOR:	Mayor Bridget Donnell Newton, Councilmember Beryl L. Feinberg, Councilmember Virginia D. Onley, Councilmember Mark Pierzchala

Councilmember Virginia D. Onley moved to appoint Barry Klein to serve a four-year term until December 31, 2022 to the Compensation Commission.

RESULT:	APPROVED (UNANIMOUS)
MOVER:	Councilmember Virginia D. Onley
SECONDER:	Councilmember Beryl L. Feinberg
IN FAVOR:	Mayor Bridget Donnell Newton, Councilmember Beryl L. Feinberg, Councilmember Virginia D. Onley, Councilmember Mark Pierzchala

Councilmember Beryl L. Feinberg moved to appoint Janice P. Frankle to serve a four-year term until December 31, 2022 to the Compensation Commission.

RESULT:	APPROVED (UNANIMOUS)
MOVER:	Councilmember Beryl L. Feinberg
SECONDER:	Councilmember Virginia D. Onley
IN FAVOR:	Mayor Bridget Donnell Newton, Councilmember Beryl L. Feinberg, Councilmember Virginia D. Onley, Councilmember Mark Pierzchala

Mayor Bridget Donnell Newton read the list of vacancies: one alternate member needed for the Board of Appeals; one member for the Cultural Arts Commission, Human Rights Commission, Planning Commission, Sign Review Board; three members and one alternate for the Historic District Commission; four members for the Senior Citizens Commission; and two for the Compensation Commission. City Clerk/Director of Council Operations Sara Ferrell Taylor noted that one member is also needed for the Board of Supervisors of Elections. Councilmember Beryl L. Feinberg noted that one member is also needed for the Human Services **Advisory** Commission.

6. Community Forum

<i>Name</i>	<i>Topic</i>
David Brenner	Citation 8
Gene Thirolf	Recent storm; APFS/APFO
Melissa McKenna	APFS
Randy Alton	APFS
Drew Powell	RSCC activities planned this year
Brigitta Mullican	APFS

7. Mayor and Council's Response to Community Forum

The Mayor and Council thanked all speakers for their participation in Community Forum.

8. Mayor and Council Announcements

The Mayor and Council provided updates on their recent activities, including Boards and Commission meetings and Community events.

9. Public Hearing on Project Plan PJT2017-00007, Shady Grove Neighborhood Center, for a Proposed Mixed-Use Center Consisting of Commercial, Office and Residential Uses at 15825 Shady Grove Road, 2 and 4 Choke Cherry Road and 2092-2098 Gaither Road; Lantian/1788/Shady Grove 31 III LLC, Applicants

Community Planning and Development staff member Brian Wilson provided a powerpoint overview presentation on the proposed development. Director of Community Planning and

Development Ricky Barker and City Forester Wayne Noll provided additional information for the Mayor and Council’s review. The proposed application is the first advertised public hearing after the information briefing held March 13, 2017. The following concerns expressed at the initial briefings included:

- Expression of concern regarding a lack of playgrounds and tot lots
- Provide a wide diversity of unit sizes ranging from 1-3 bedrooms
- Provide additional MPDUs above the minimum requirement
- Additional Open Space
- King Farm shuttle service sharing
- Ensure there is adequate parking for townhome owners and visitors
- Provide rooftop amenities

The Planning Commission recommended approval of the application at their December 12, 2018 meeting after some revisions to the proposed concept. The Public Hearing opened at 7:54 p.m. The following individual(s) presented testimony:

Bob Eliot

The complete testimony of this evening’s speaker(s) may be found in the official Public Hearing file in the offices of the City Clerk/Director of Council Operations. The Public Hearing closed at 8:06 p.m. and the record will remain open until further information is received from WSSC.

10. Consent Agenda

A. Authorize the City Manager to Execute a Contract of Sale for the Purchase of Property at 6 Taft Court

RESULT:	APPROVED (UNANIMOUS)
MOVER:	Councilmember Virginia D. Onley
SECONDER:	Councilmember Beryl L. Feinberg
IN FAVOR:	Mayor Bridget Donnell Newton, Councilmember Beryl L. Feinberg, Councilmember Virginia D. Onley, Councilmember Mark Pierzchala

11. Report from Adequate Public Facilities Standards (APFS) Work Group on Schools Regarding Options to Address a Potential Residential Moratorium

Dr. Kelly of the APFS Work Group thanked all who gave up their time to include City staff, Councilmembers Mark Pierzchala and Councilmember Beryl L. Feinberg and to Mayor Bridget Donnell Newton. Dr. Kelly also stated that their mission was to provide the Mayor and Council recommendations for the meeting on modifications to the APFS for schools that seeks to enable economic development to thrive while not undermining the educational quality and experience of children.

Discussion items on the agenda include:

- APFS Work Group for Schools
- Work Group Meetings
- Work Group **unable to reach consensus on recommendations**

The Mayor and Council proceeded to engage in a lengthy discussion with questions of clarification being addressed by staff and the APFS Work Group members. A Public Hearing will be held on January 22, 2019 on potential changes to the APFS Schools test with a possible decision to be made on January 28, 2019.

THE MAYOR AND COUNCIL WENT INTO A BRIEF RECESS AT 8:58 P.M. THE MAYOR AND COUNCIL MEETING RECOVERED AT 9:15 P.M.

12. Discussion of Millennial Engagement and Employment in the City of Rockville

City Manager staff member Marylou Berg made a brief introduction of Matt Thornhill, Futurist with the Institute for Tomorrow. Two Rockville millennials were also introduced to come to speak to the Mayor and Council: Mary Baltimore, who serves on the City's Cultural Arts Commission and oversees different millennial jobs in her position; and Cliff **Veirs**, Chamber of Commerce Board Chair and a businessman in Rockville.

Matt Thornhill presented a presentation on understanding millennials for the Mayor and Council's review. After further discussion and questions from the Mayor and Council addressed by the guests, Councilmember Feinberg suggested having a follow-up conversation on next steps scheduled on a future agenda.

13. Presentation and Discussion of the Planning Commission Draft of the North Stonestreet Avenue Comprehensive Master Plan Amendment

Community Planning and Development Services staff member Andrea Giles provided a brief presentation with staff recommending that the Mayor and Council approve the draft of the

North Stonestreet Avenue Comprehensive Master Plan Amendment and set the public hearing for February 25, 2019.

Options of action for the Mayor and Council consideration are:

- *Adopt* the plan as set by the Planning Commission
- *Modify* the plan and then adopt it
- *Remand* the plan back to the Planning Commission for additional work, or
- *Disapprove* the plan

Questions of clarification from the Mayor and Council were addressed by staff. Councilmember Mark Pierzchala moved to approve the release of the Annual Comprehensive Master Plan draft to make the plan public and set the Public Hearing for February 25, 2019.

RESULT:	APPROVED (UNANIMOUS)
MOVER:	Councilmember Mark Pierzchala
SECONDER:	Councilmember Beryl L. Feinberg
IN FAVOR:	Mayor Bridget Donnell Newton, Councilmember Beryl L. Feinberg, Councilmember Virginia D. Onley, Councilmember Mark Pierzchala

14. Adoption of Resolution to Extend the Moratorium Approved on August 1, 2018, on the Filing, Acceptance, and Receipt of Applications for Special Exceptions, and Preapplications and Applications for Project Plans, Project Plan Amendments, Level 1 Site Plans, Level 2 Site Plans, Major Site Plan Amendments, and Minor Site Plan Amendments for Certain Uses in the Mixed-Use Employment (MXE) Zone Until July 1, 2019

Community Planning and Development Services staff member Jim Wasilak provided a brief summary of the resolution with staff recommending that the moratorium be extended to allow time for the required public review process to be completed for the Text Amendment that would affect changes to the Zoning Ordinance resulting from the study. Questions of clarification from the Mayor and Council were addressed by staff.

Councilmember Beryl L. Feinberg moved to adopt the resolution to extend the moratorium approved on August 1, 2018, on the filing, acceptance, and receipt of applications for special exceptions, and pre-applications and applications for project plan, project plan amendments, level 1 site plans, level 2 site plans, major site plan amendments, and minor site plan amendments for certain uses in the mixed-use employment (MXE) zone until July 1, 2019.

RESULT:	APPROVED (UNANIMOUS)
MOVER:	Councilmember Beryl L. Feinberg
SECONDER:	Councilmember Mark Pierzchala
IN FAVOR:	Mayor Bridget Donnell Newton, Councilmember Beryl L. Feinberg, Councilmember Virginia D. Onley, Councilmember Mark Pierzchala

15. Review and Comment - Mayor and Council Action Report

The Mayor and Council reviewed the Action Report.

A. Mayor and Council Action Report

Councilmember Beryl L. Feinberg requested that Item 2018-19 Volunteer Program be allotted more than 10 minutes time on the future agendas with additional subjects to be discussed. Councilmember Beryl L. Feinberg also requested Item 2018-16 City Clerk/Director of Council Operations role and space status be included on a February agenda **as this was first brought up on October 8, 2018.**

Mayor Bridget Donnell Newton requested a date for Item 2019-1, Accessory Structures. Councilmember Beryl L. Feinberg stated that the City should **monitor proposed** legislation on the County side for this item.

Councilmember Beryl L. Feinberg requested an update on the space availability for **the opioid presentation.** Deputy City Manager Jenny Kimball stated that it appears that March 30, 2019 is a possible date but will get an update from staff and will keep the Mayor and Council informed.

16. Review and Comment - Future Agendas

The Mayor and Council reviewed Future Agendas.

A. Future Agendas

The Mayor and Council discussed holding more than one public hearing for the King Farm Farmstead Task Force report to occur with one at City Hall and one ~~out~~ in the community. Only those meetings held at City Hall would be televised. It was also suggested that this public hearing take place on an off night in February. A doodle poll will be taken by the City Clerk/Director of Council Operations based on availability of staff and facility.

Councilmember Beryl L. Feinberg requested a follow up discussion **scheduled** on the Millennial Session. ~~BF-Follow-up from Millennial Session~~

17. Old/New Business

Delegate Julie Palakovich Carr sent an email out to the Mayor and Council suggesting a meeting with State Highway Administration Secretary Rahn and State Administrator Slater to come to Rockville to be part of an outreach where Rockville would hold and work with the State to facilitate the meeting. It was suggested that F. Scott Fitzgerald Theatre be the venue as it is a larger facility and also coordinate with the City of Gaithersburg as the issues impact their area as well.

Mayor and Council requested some times for an Administrative Function meeting with the three staff appointees: City Attorney, City Clerk/Director of Council Operations and City Manager. A doodle poll for possible dates will be sent out by the City Clerk/Director of Council Operations.

18. Adjournment

There being no further business, the meeting adjourned at 11:24 p.m.

RESULT:	APPROVED (UNANIMOUS)
MOVER:	Councilmember Beryl L. Feinberg
SECONDER:	Councilmember Mark Pierzchala
IN FAVOR:	Mayor Bridget Donnell Newton, Councilmember Beryl L. Feinberg, Councilmember Virginia D. Onley, Councilmember Mark Pierzchala