

**COMMISSIONERS OF POOLESVILLE
MEETING OF MAY 2, 2011**

PRESENT: LINK HOEWING, JIM BROWN, CHUCK STUMP, JERRY KLOBUKOWSKI, AND EDDIE KUHLMAN. ALSO PRESENT WAS TOWN MANAGER, WADE YOST AND TOWN ENGINEER, JOHN STRONG.

Call to Order

Mr. Kuhlman: All right good evening ladies and gentlemen. Welcome to the Commissioners May 2, 2011 Commissioners Meeting. For the record all Commissioners are present as well as Town Staff Mr. Yost, and Town Engineer, Mr. Strong. First order of business will be the Pledge of Allegiance if you'd please rise, Jerry.

Pledge of Allegiance

Mr. Klobukowski: On behalf of Navy Day I certainly will.

All: I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible with liberty and justice for all.

Announcements

Mr. Kuhlman: All right thank you everybody. Under announcements we will be having an Executive Session this evening for interview of a candidate that applied to be on the Ethics Commission. Also we are looking for volunteers to serve on the Planning Commission and at least one...

Mr. Hoewing: Two CEDC positions.

Mr. Kuhlman: Two CEDC positions, business both...

Mr. Yost: Ms. Bodmer just resigned.

Mr. Kuhlman: Ok and also we have the form from MML, Maryland Municipal League that if we have any legislative action requests we want to put in for next year, think about that we can discuss it at the next meeting if you have anything. Are there any other announcements?

Approval of Minutes

Mr. Kuhlman: Hearing none we will move on to the approval of minutes of the April 18, 2011 meeting, is there a motion for approval?

Mr. Klobukowski: So moved.

Mr. Kuhlman: Is there a second?

Mr. Stump: Second.

Mr. Kuhlman: All in favor?

All: Aye.

Mr. Kuhlman: Motion carries unanimously.

Open Forum & Citizen's Comments on Agenda Items

Mr. Kuhlman: Open forum & citizen's comments on agenda items, tonight we will have a presentation by Studio 28 West about their operation out on Route 28, anybody have any comments there? We will have discussion on a Parks Board recommendation to install some portable speed humps in Town, any comment there? And then finally Ordinance No. 184, which deals with parking off of the road

on the grass mainly and trailers, this has been the request of several citizens in Town that have to deal with neighbors that have mud in their front yards where they continually park cars instead of grass, any comments there, Mr. Roit.

Mr. Roit: Bob Roit, 17301 Dowden Way. With regard to the parking ordinance I would hope the Commissioners put some penalties in there rather than just pass an ordinance and we wind up with a situation where the individual is cited but there is no penalty and I might suggest the situation where whoever is doing the inspections may cite the homeowner and a period of time be granted for restoration, if restoration is not accomplished the Town will hire a contractor to come in, perform the restoration and bill the homeowner.

Mr. Kuhlman: All right Sir. Yes George.

Mr. Coakley: George Coakley, 17304 Brown Road. In regards to the parking ordinance I haven't seen it yet or what the change is or recommendations are but on Brown Road we have individuals that park on the grass area, have no problems, everyone gets along so I hope this isn't an ordinance that tries to --- everything and ends up being negative for as many people as it provides a positive.

Mr. Kuhlman: We will be introducing an Ordinance tonight, there will be a public hearing held in the future on this and we will welcome all comments. All right anything in general by anybody? Seeing no hands we have no old business, we will go to the new business, presentation by Studio 28 West, David Shneyer, please have a seat and I need your name and address for the record please.

Mr. Shneyer: David Shneyer, 19520 Darnestown Road in Beallsville. Actually Studio 28 West is something that --- working on but I came mainly to talk about a Senior Center that we are trying to create. I'm not sure how it got switched it could be that I left a flyer about 2 years --- music at our Retreat Center. So let me (inaudible) Retreat Center called Sanctuary on 28 and we are busy on most weekends, the weekdays are slow, so we were thinking how can we generate more activity during the week to support the Retreat Center but also to serve the community, so Studio 28 West the idea of creating the school of music was one idea and we have 6 teachers who are ready to teach kids and those out here in this part of the county, there is no school of music out here, but the main thing that we are working on and has taken a lot more time recently is this idea of creating a senior club or a senior center out here, now I learned that a number of years ago there was an attempt to do that but it didn't attract enough interest so it stopped. I have been in touch with, maybe you know the names, Otis --- from the Department of Health and Human Services from the county and also with Phyllis Makala, Phyllis Makala is the Recreation Supervisor for I guess we are in the southern region, I am not sure how these regions break down, but these are the Montgomery County Department of Recreation so I've had meetings with them and with others to see what it would take to create a senior center, they think it is a great idea and they think that perhaps our facility because it is an old house and on a large piece of property and the seniors can engage in a little bit of gardening and be outside and it might be just the right place. How did the idea of a senior center come about, I was at the hardware store and talking to John and others about what are some of the needs out here in the area and John said you know maybe a place for seniors to go and then this woman walks in, her name is Barbara I forget her last name, and he said speak to her, and so I got

to talking to her and she said yeah that would be a wonderful thing to have in this part of the county, so I spoke to a few more people about the idea and said maybe we should try to pursue it. So I am pursuing it, I have done a fair amount of research, I've created here for you to look at, at your leisure, kind of what we are talking about in terms of purpose, and what the membership might look like, what eligibility requirements might look like, what our responsibilities to the seniors would be an their responsibility to us, so I will just leave this with you and for the record you can all share, but I am here asking to speak to you all because it would make sense for the Town Commissioners to know about this project, to get your feedback on whether or not you think this is a worthwhile thing kind of getting into or if I am just kind of barking up the wrong tree, because if you feel there is not a need I am not going to pursue it, if you feel that there is a need then I will pursue it. I created a tentative budget for this program, I know that you don't have money to support this, I got a sense of that after speaking with folks, but I am not looking so much for the money because I think we could raise it in different ways, but I am looking more for feedback, possible support in getting the word out and any other kind of involvement you all would like to have in the senior center.

Mr. Kuhlman: Any comments?

Mr. Klobukowski: The only thing I would recommend is he talk to some other Pastors of the other churches in the area to see if they could maybe identify people who would be considered eligible to participate in your senior center and then talk with those people individually to see how they feel because I know they tried this stuff at Owens Park and I know Owens Park is a little bit a ways away and if the person is a senior depending on how old they are they may not have the ability for transportation so that causes a little bit of a problem. But if the churches work with them and maybe the Pastors could figure out ways to bring them up here for certain activities or whatever, you might have a better idea of what the total senior population would be. And also the Barnesville I would talk with the Barnesville Commissioners as well, Luke Vedders is the current President...

Mr. Kuhlman: Until tomorrow.

Mr. Klobukowski: Until tomorrow and they are going to have an election but Bonnie Brown, Luke Vedders, I am not sure who else, I know Barbara Davidson is running and I can't think of the gentleman...

Mr. Kuhlman: Houston.

Mr. Shneyer: How do I find out who the leaders are?

Mr. Brown: Probably just call Town Hall tomorrow, call here tomorrow and we will let you know.

Mr. Klobukowski: Yeah they can give you the phone number up there.

Mr. Kuhlman: Or just drive over to Barnesville Town Hall tomorrow they will all be hanging around there. All right anybody else?

Mr. Brown: Yeah first of all thanks a lot for bringing it to everybody's attention, it is a worthwhile venture. I happen to almost live with 2 seniors, my wife's parents and they are actually the leaders of the senior center that they attend down in Germantown and I can tell you this, they are kind of they are not militant but they really have their likes and their dislikes and what can happen is large groups of seniors will follow other seniors to certain activities or places they find acceptable,

so I watched, I had to sit at a dinner for probably an hour and a half trying to talk them down because they wanted to impose a \$40.00 per person per yearly fee on the people that were attending the Gaithersburg Senior Center that were not living in Gaithersburg and that was \$80.00 total and it was the worst thing that ever happened. And I even volunteered to pay and they didn't care, it was just about how could they possibly charge for something that they got for free before. So just as much input as you could possibly get from the seniors that actually attend centers now and my in-laws are lovely people they just have a game plan about what works and what doesn't work and they love their center, they attend it religiously and they have made the new center they go to because they abandoned ship on Gaithersburg and they have made it their new place to hang out and there is probably 50 of them that come there on an every other day basis.

Mr. Shneyer: You say Germantown Center, is that a neighborhood center or is it open 3 or 4 days a week?

Mr. Brown: Yeah I think they have senior programming at the Germantown Community Center and that is where these guys go.

Mr. Shneyer: Because other neighborhood centers were forced to close because of the budget.

Mr. Brown: Right I don't think Gaithersburg, I think Gaithersburg is still around they just had to raise fees and then the Germantown one got taken over by my in-laws group, so I don't want to use the word gang, but you know anyway thank you.

Mr. Kuhlman: Any comments over here? Back in the early 90's the Town tried to have a Senior Center here in Town, we had a lady who unfortunately is now deceased Dottie Turner, worked with the Town and we put up some money and had a space and it went well, but they ended up moving it out to Owens Park and operated it through Montgomery County, and that lasted a few years I think and then they just disband for whatever reason, now Owens Park is closed. The Town is looking at some point in the future at building a Community Center right here in Town and hopefully a seniors program would be part of that. It is at best, at very best 5 to 10 years away so we are interested in trying to help you, I'm assuming that this would be a for profit business or a non-profit?

Mr. Shneyer: I will leave the budget, we are trying to cover our costs, we are looking for a part time staff person, we are talking about a 3 day program, Tuesday, Wednesday, Thursday from 9 or 10 to about 3 in the afternoon. Most of the neighborhood centers that have (inaudible) usually they are 3 or 4 days during the week, so that is our model and we want to cover our costs and have ideally pay (inaudible) we are more interested in kind of the payment of the use of the facility would be, if there is a profit involved it is paying for the use of the facility, like we would charge any other group that would come in for the day, our fee for example for a days worth of activities is \$500.00 for a group to come in the morning and afternoon to spend time, so if there is a senior center there, we would be thinking in terms less than that for the senior center and that would cover our costs and maybe make a little bit to help pay the mortgage, but that is about it, we are not looking to make a lot of money. One of the reasons the Owens Center closed is there were only 8 or 9 people who would regularly show up and the County just couldn't do it. We are hoping that we can try to at least get 20 people on a regular basis. So I will leave

the numbers here with you because they are based on what people would pay, some people in town said you could probably charge seniors \$30.00 a month to have a facility like this and a food service provider, someone who provides food for other senior centers and the way that works is there are subsidies, in fact there are still subsidies available for providing food, catered lunches to the senior centers and there is the option of the seniors who are able to afford paying something for those lunches, so that is kind of all figured into this rough very tentative draft budget, which you are welcome to look at but this is not like a big money making proposition, this is a way to use our facility, there is a Foundation that is interested in helping us, especially with the idea and the uniqueness in doing this at the Retreat Center where there are outdoor opportunities for the seniors, we have a large garden, 75% of our vegetables goes to --- so the seniors would during the season help with that garden in whatever way they wanted to. One of the problems that I think that seniors have is not feeling like they are as useful as they used to be and this is a great way for them to feel useful. So that is really it in a nutshell. I get a sense I should continue to pursue this?

Mr. Brown: Oh yeah.

Mr. Hoewing: Yeah good idea.

Mr. Kuhlman: Just anything you might need in the future just connect with Wade during Town Hall hours, Monday through Friday and he can decide whether it is something that needs to come to us or he can take care of it himself all right Sir. Thank you very much and good luck.

Mr. Shneyer: Thank you.

Mr. Kuhlman: All right portable speed humps Mr. Brown, Parks Board recommendation.

Mr. Brown: Parks Board got together and discussed the idea of some sort of speed limiting devices on Tom Fox Avenue and with the Tom Fox being slated to be paved next summer and the desire of a good number of the residents interested in doing something for speed abatement between now and then not waiting for that timeframe, they made the recommendation that we look at potentially purchasing portable speed humps and moving forward with installation of those potentially say three of them in order to bridge the gap between now and when Tom Fox is paved next year. Keeping in mind that the recommendation would definitely be that Tom Fox would be slated for built in speed humps when next year's paving and curb and guttering took place.

Mr. Kuhlman: All right comments? Staff has a recommendation also.

Mr. Yost: Well once we did get the recommendation from the Parks Board I did not have the chance to attend that particular meeting, we looked it up and John and I we contacted Montgomery County Department of Transportation to hear of there experiences with these speed humps and how they use them, which is typically in a parking lot or travel like you said or marked for not to be traveled in, a turn lane and things like that. Basically with these sections you would have to have 10 to 12 sections to span that roadway and there is 6 four inch lag bolts per each one so you are going to drill 60 to 72 holes into the asphalt, which is really going to weaken the integrity, compromise the integrity of the roadway in three different sections, so I think the thought process of the Parks Board after reading the minutes was they felt

these should be moved from location to location so it is more of a one time use at best if you were to consider this, but certainly the biggest thing is it does slow traffic down to 10 to 15 miles per hour and if you have a 25 mile an hour speed limit and someone hits it at 25 which is the speed limit it could cause damage to their car and other things like that, so our recommendation is not to use this type.

Mr. Kuhlman: All right comments?

Mr. Brown: I am certain the Parks Board will accept your recommendation but we will let you know officially then after Wednesday night but I don't see why it wouldn't be. The thrust of the thought process was investigation.

Mr. Kuhlman: I checked with a friend of mine that works down there at NIST on grounds crew and they had installed a few of these some time ago, figuring they would help but they put them on the straight-aways where they wanted slow but people were still doing 25 because you can get over it fairly easy at 25 and they said they weren't lasting long at all, they would end up all busted up at that speed limit so they quit using them altogether. I would not support this myself. All right any other comments?

Mr. Stump: Tend to agree more in favor of a real solution when we repave that road, not these guys.

Mr. Hoewing: When is the repaving supposed to start?

Mr. Yost: It is in the 2013 budget so we could really do it in the summer of 2012.

Mr. Hoewing: Ok sounds reasonable.

Mr. Kuhlman: Ok any further comments? All right Ordinance 184 Parking Ordinance, Wade?

Mr. Yost: Ok as we previously discussed this Ordinance is actually...

Mr. Kuhlman: Oh and please use the set marked revised up in the upper left hand corner.

Mr. Yost: It addresses a number of things, as you recall 2 years ago we passed an Ordinance that was similar to the County's Ordinance regarding recreational vehicles and trailers, they said they can only be parked on the side of a roadway, public roadway for 18 hours and we have a conflict in our Code currently that says unless it is parked adjacent to your property, which kind of throws out the idea that you can't control them anywhere from anybody, so we wanted to take care of that because an issue came up just recently actually where we ran into the problem where the person used the Code Book and said hey I can park in front of my house it says I can, but the intent of the original legislation we passed 2 years ago was not to allow them on a roadway because they block the view from anybody trying to cross the road and sometimes they are trashy and they don't belong on our roadway. So this just ties it together so there is not any ambiguity within our Code Book or a conflict. And the other part of the legislation actually further define what a trailer is because there was discrepancies of a recreational trailer versus just a trailer that is used to haul junk in or shrubs or whatever so it will be all inclusive that any type of trailer like that will not be included and so Jay did put in there the exact section of the transportation article of Maryland to cover that and we used that particular section so if it changes instead of having our own definition our Code changes and updates itself with that. And then the third part of this, any questions on those two first parts?

Mr. Hoewing: Is the definition then referencing the 11.6.169 is that where the definition we are using is?

Mr. Yost: Exactly I actually gave a copy of it. It is stapled to the back of yours. So this really just clarifies things in the Code it doesn't change anything that we have been doing so far.

Mr. Hoewing: What is a pole trailer?

Mr. Yost: It is what is used by utility companies for telephone poles.

Mr. Hoewing: So why are they included then.

Mr. Yost: They are covered under another section but it is strange the way they made it like that.

Mr. Hoewing: Ok.

Mr. Yost: Now with the biggest part of this section we are talking about adding is to address like I said earlier people that park in the right of way and on the yards that are causing huge erosion problems and there are not that many in town but we have received complaints and really there is nothing we can do about it right now. We did take a look at some jurisdictions have legislation that says you can only park on paved and concrete areas and we didn't want to get that strict so we actually met with the County Code Enforcement Officers to see what they do for their particular right of ways as well as the State and they have legislation that says that if parking causes erosion problems they do have to repair it and keep it maintained that way. So that is kind of the avenue we are taking so it is not a wide brush stroke you just can't park, but if your parking causes damage on the property you have to fix it and it is really to prevent erosion and there are a couple streets in town that when it rains there is mud coming down the roadways because so many people are doing it as well as tire tracks, it looks like a dirt road at times after snows because there is so much mud being tracked onto the roadway. So it does that, it protects the vegetation requirement and then Mr. Roit was speaking of damages and we do have a section in here also that speaks to the damages, that it has to be repaired by the property owner, it doesn't have a specific timeframe, typically in our Code Enforcement we do have a 30 day notice that we give out for trash accumulation and things like that to come into compliance before we actually right a citation and then it does say in here that if they do not come into compliance within that certain timeframe we can take the appropriate action which would be levying a fine as well as going on the property as long as it is to the right of way or easement and making the necessary repairs and then billing the property owner. That is the way it has been approached.

Mr. Kuhlman: All right questions?

Mr. Hoewing: My daughter bought a house on Whitaker and to George's point, until this year with the rain I don't think this probably has been that severe, but because of the rain there is a lot of rutting in that road and a lot of people have parked to the side, the challenge from my standpoint though is that there is a car the next door neighbors kids are parking on their side of the right of way and it has caused a huge rut, it is not their fault though, it's the neighbor, why should they have to repair this if their neighbor caused all the problem?

Mr. Kuhlman: Well Montgomery County just passed a new Ordinance that goes into effect, went into effect already, you can't park on any grass at all.

Mr. Hoewing: Well I wouldn't have a problem with that, that is not what this says though.

Mr. Yost: We didn't want to have a wide brush approach to it and penalize everybody.

Mr. Kuhlman: But see here I think the one thing to think about Link is like my neighbor across the street had a party Saturday evening and there is just no place to park for people unless they pull off on that grass, now I don't have a problem with something like that happening for an evening, but when you ride through certain parts of Town and you see that strip from the edge of the asphalt to the swale is just a rutted up mud hole mess and the mud is being drug out on the road that is what we really need to get after.

Mr. Klobukowski: Well there is also people parking on sidewalks too on Hoskinson, I've seen it, I haven't run down that way in a while but they used to, but anyway.

Mr. Kuhlman: At least they are not tearing up the grass.

Mr. Yost: Well that is illegal we could write them a citation.

Mr. Kuhlman: Wade one other question I have got, according to this definition on the last page, I think this presents a problem itself, if this is the definition of trailer number 3 is constructed so that no part of its weight rests on the towing vehicle, most of the trailers that we see around town have weight that rests on the towing vehicle.

Mr. Yost: And I wonder if they are talking about the tongue of the vehicle or like a 5th wheel that sits up on top of the vehicle. I thought the same thing but...

Mr. Kuhlman: I like where we are going but I think before we set this for a public hearing we need to have an opportunity to confer with Council and he was tied up with an election at the other municipality he represents tonight, they were having their election tonight and he had to be there, but I'd like to really delay doing anything with this until we can sit down and have a conversation with him, myself.

Mr. Klobukowski: I have a few things. One what prevents the guy from well instead of tearing up the swale I will just go and get some concrete blocks and put them in the ground and then drive my car on the blocks, so therefore I am not eroding anything because I'm driving, or they go and get some railroad ties and plunk them down and they park their cars on those, I saw that on Bauer Drive.

Mr. Hoewing: Yeah there are at least 2 houses in our area where they've taken gravel and put on the side and park there all the time.

Mr. Klobukowski: My other question is, is this thing gives reasonable time, I would rather have that defined, no ambiguity, I mean we ran into that with other Ordinances before where we were sort of ambiguous, what is a reasonable amount of time, in other words if you guys give the guy 2 weeks to fix it and he doesn't and you say that period of time, I think people need to know, if you are going to do something you tell them a specific time not reasonable because what I define as reasonable, Eddie defines or you define as reasonable is completely different.

Mr. Kuhlman: Valid point Jerry. The other thing going along with what Jerry was asking earlier about railroad ties and all that, I don't know how often you all get on Hempstone Avenue but there are 2 or 3 homeowners over there that have done a very nice job, they have dug up to park right off the street and installed those cinderblocks that lay down on the side that have the perforations in it and had the

grass growing through it, so they have a good service to pull off on but yet you still mow, I don't know whether we can get to the point of defining that that is the repair we want, that if you want to use that area to park cars.

Mr. Klobukowski: I don't think that was ever the intent though, way back when, a swale is supposed to be a swale, a grassy surface, not someone coming in and engineering it to be a parking space and I have gone through other places, I know what Bob is talking about and other couples I have spoken to at length on this thing so number one that may be the greatest thing since sliced bread for them but the whole intent of the swale is not to be paved over, not to be encumbered in any way.

Mr. Kuhlman: There is nothing that would disrupt the swale itself Jerry it's the grass from the edge of the asphalt to the swale.

Mr. Yost: The only problem with allowing them to do something like that is the event there is a water main break or a utility that needs to be repaired we are going to tear it out and we are not putting it back.

Mr. Hoewing: And they are fairly un-uniform and probably some look good and some will look bad kind of situation.

Mr. Brown: Yeah if I installed it, it would look really bad, crooked and bad.

Mr. Kuhlman: The other option is make them all no parking.

Mr. Klobukowski: Well I think we ought to, like you said earlier about having a party or something that should be allowed, have an anniversary party or graduation party or have relatives come over or something, I think there is a test to being fair and reasonable.

Mr. Kuhlman: But in response to your comments Jerry I mean I am looking at a lot of these homes especially in the older subdivisions have small driveways, especially if there was a 1 car garage and a small driveway and you have kids at home, everybody has got a car, some people have got to park out on the street. So I have no problem with what has been done on Hempstone myself in front of a few homes that look very nice, it doesn't impede the stormwater management.

Mr. Klobukowski: The other remedy would be for the homeowner to widen his driveway so that all the cars could park in the driveway, and some of these driveways I'm thinking about mine because I don't want to come over like my one friend did and get hung up backing out of the driveway between the swale and the driveway, that is the remedy there make your driveway wider and you can do that and it is within the Code as long as you don't cover so much, make so much of your area pervious. So there are remedies to do it.

Mr. Kuhlman: All right what is the recommendation or thoughts here do we look at this a little more?

Mr. Stump: In general I am not sure I like the concept, that aside the wording is bad because it doesn't say this just applies to the right of ways, the way it is worded right now it applies to any property.

Mr. Yost: Right which is why...

Mr. Stump: Which is why it pushes me even more to being not sure to adamantly against it, if you want to talk about the right of ways, easements, yeah you might get me, if you are talking about how I am using my personal property in other ways you are going to have to convince me real hard, I haven't heard anything even remotely to push me in that direction yet, so I need to mow it over some more.

Mr. Klobukowski: A clarifying question, so you are saying it would be all right for someone to go ahead and continually park their car in the front yard.

Mr. Hoewing: Technically it would be.

Mr. Stump: Sure there is nothing wrong with that.

Mr. Klobukowski: 24 hours a day, 365.

Mr. Hoewing: We can't do anything about it.

Mr. Stump: Yeah it is already covered.

Mr. Klobukowski: See I have a problem with that. I know it is happening but we are not enforcing it, it shouldn't happen.

Mr. Hoewing: Technically remind me Wade I think this is true, you don't even have to have a driveway technically, if I remember.

Mr. Yost: Well the Subdivision Code requires it now but there was an older one that you did not have to.

Mr. Hoewing: So we now have a Code that says you have to have a driveway because that wasn't the case in the past. In the past when I was on the Planning Commission you didn't even have to have a driveway at your house, that was up to you, obviously people build houses with driveways normally but you don't have to so you could park in the grass anyway technically.

Mr. Yost: You could pave your whole grass if you wanted to.

Mr. Hoewing: Yeah and we can't do anything about that either, you can put gravel on it if you want to.

Mr. Yost: But it was the erosion aspect that is why the County has that law now.

Mr. Stump: Well I understand where it is going but it is worded incredibly broadly right now.

Mr. Yost: Well they want to have it as wide as possible.

Mr. Kuhlman: Yeah I mean it really comes into play with like somebody that has like a boat that backs it off the driveway onto the grass.

Mr. Hoewing: But that would be a trailer that would be covered.

Mr. Klobukowski: If you are back behind the lot line, which is generally defined as the front of the house, I have no problem with that. But when I see people parking 3 or 4 cars diagonally across the swale then I have a problem with that.

Mr. Stump: So do I but this wording covers the me put it in my backyard too where no one can see it but me and I got a big problem with that, its just too broad, there is no limitation on this whatsoever right now.

Mr. Kuhlman: All right well submit your questions to Wade and so the Town Attorney can be prepared to have discussions at the next meeting on this.

Mr. Hoewing: We could have a special party provision, because it looks like they've got a good parking situation over at George's neighborhood so people could park over there and have a shuttle bus to their place. What is wrong with that idea?

Mr. Kuhlman: Good idea.

Committee Reports

Mr. Kuhlman: Committee Reports, Planning Commission Mr. Coakley?

Mr. Coakley: George Coakley, Chairman of the Planning Commission. We haven't had a regular meeting since the last Commissioners Meeting. We do have a work session scheduled for tomorrow evening and we are going to mull over the last section we are working on which is the business community portion of the Master

Plan. So I think right now we are sort of shooting for possibly having a public hearing in August and hopefully get a final plan to the Town Commissioners in the September timeframe.

Mr. Kuhlman: Ok a little late but...

Mr. Hoewing: You can't blame the Chairman on this one.

Mr. Coakley: Any questions?

Mr. Kuhlman: Any way to speed that up?

Mr. Coakley: We will do our best.

Mr. Kuhlman: Ok. Thank you Sir. Parks Board, Mr. Brown?

Mr. Brown: Parks Board meets this Wednesday night. On the agenda is election of Officers, we will be receiving another presentation that I am sure will be similar to what the Commissioners have already seen from the Confederate Memorial proposal people and then last but not least we will be reviewing the Dr. Dillingham Tot Lot proposals.

Mr. Kuhlman: Very good.

Mr. Stump: Question, the Dr. Dillingham Tot Lot is the goal to put that in this spring or summer I am just trying to remember.

Mr. Yost: Next couple months.

Mr. Stump: Ok thank you.

Mr. Yost: Which was funded by \$60,000.00 from Community Parks & Playground.

Mr. Kuhlman: Bid openings were today?

Mr. Yost: Yes.

Mr. Kuhlman: All right CEDC Mr. Hoewing?

Mr. Hoewing: We had several things, first we had a presentation on the River & Cities program, which is actually Brunswick and towns north of here. It was an interesting program but frankly we are so far from the Canal that we probably don't fit it very well, most of the cities that are part of this it is actually a very good historical program...

Mr. Kuhlman: Somebody called me up and asked me about it and I said I have no idea what you are talking about.

Mr. Hoewing: That is what it was, it was good but we are just kind of too far away I think. They were trying to give us some ideas too like Brunswick had in particular how they used the program to encourage more use of their parks and the tourism and for them it is right, they are right on the river and the C&O Canal so it actually makes a lot of sense but I don't think it really fits us. They get all the bikers but they also admitted that most of the bicyclists don't spend any money in the town, so ok we are encouraging bicyclists but they don't spend any money on anything. So that was interesting but I don't think it really fits for us. Spent a lot of time on the agenda for the coming year, especially the Farmers' Market starting to plan for that, that is actually looking pretty good and underway and the SpringFest which is in the later stages of completion. Basically getting ready for the rest of the year so our projects are going forward and we are all set and it was a good meeting.

Mr. Kuhlman: The Fishing Tournament is what this Saturday?

Mr. Yost: May 7th, 9 am to 11 am.

Town Manager's Report

Mr. Kuhlman: All right Town Manager's Report.

Mr. Yost: That was one of them. Bid opening with Dr. Dillingham Park was another. We received 4 bids today and they did go out to the Parks Board, I will be reviewing those and give my recommendations and Wednesday night we will meet and hopefully have a recommendation to come back to this Board. And then hydro flushing is going on this week, it was advertised in the newsletter so a few neighborhoods done on that day or the next couple of days don't wash any white clothes. Typically it is not a problem but some sediment can get through and can stain white clothes. And the next meeting I will not be here so I don't know if you guys want to reschedule the meeting, which was scheduled for the 16th, I will be at the Maryland Rural Water Conference.

Mr. Kuhlman: All right you and I will get together next week and see what might be on the agenda and get an email off and see if we need to have a meeting or not.

Mr. Yost: You will have the Town Engineer and the Town Attorney here.

Mr. Brown: Oh no reason not to hold a meeting then.

Mr. Hoewing: We are in good hands.

Mr. Kuhlman: All right any questions for our illustrious Town Manager?

Mr. Stump: A quick update on the various paving projects around Town including the non-town ones.

Mr. Strong: Sure let me step up here so Cathy can hear me. They are moving rapidly through the Seneca Chase subdivision, they've done Munger Farm, Campbell, Titus, they are going to be doing, they are working on Wootton, they are going to be doing Wootton and then picking up Spates Hill and carrying that around. They started the excavation for the curb and gutter at Dr. Dillingham Park and that is moving forward rapidly. Laney did not end up with the paving contract on Route 107 much to their chagrin, it went to F.O. Day and I am not getting into the politics of how things happen at the State.

Mr. Hoewing: Yeah we know how it happens with F.O. Day.

Mr. Strong: F. O. Day arrived on site to everybody's surprise on Thursday of last week. They are parking their equipment right now along Tom Fox Avenue, that is not Laney's equipment. They are milling 107, they plan to now pave from the Spates Hill intersection down to just a little bit past the 109 intersection. I got with the project manager and said while you are at it, why don't you catch 109 and the 107 intersection up to Hillard and he didn't know anything about it, we put them in touch with the project manager who is in charge of the 109 project and we are trying to push them in the direction of doing this all in one fell swoop.

Mr. Kuhlman: This is stimulus money right?

Mr. Strong: This is all stimulus money, they have a big bucket of stimulus money evidently.

Mr. Yost: We are still trying to push for the sidewalks on 109 also.

Mr. Strong: And that was with Angel Powell, State Highway. So they are moving forward, Laney had supplied us with the change order information for patches and sidewalks and also the Cattail Road event and I will get with Wade tomorrow on that, that pricing came in today. The swale repair at Hersperger and Spates Hill that has gone into State Highway for their either they approve it or they tell us what they want, if they want more information.

Mr. Stump: Is the Partnership intersection still slated for this year or is that up in the air?

Mr. Strong: Yes it is, as you may have noticed they kind of graded some things around and also put up some poles, I really didn't pay attention to it, but I have been told they put up some new light poles that are closer to the edge of the intersection, which are supposed to happen I would have thought after they put up the curb and gutter but just the State's way of doing things I guess. So yes that is scheduled to happen, it was bid this past winter, so it should happen.

Mr. Stump: Are they still planning, is part of that to raise that intersection or to level it off?

Mr. Strong: To adjust it and also to widen the opposite side, the westbound side if you will of 107.

Mr. Stump: All right thank you.

Mr. Kuhlman: All right thank you John.

Mr. Strong: Sure.

Mr. Kuhlman: Anything else Mr. Yost?

Mr. Brown: Actually I just have one thing I want to mention, it is not my turn anyway, but Wade set up and allowed us to have a Cub Scout Troop come through the Wastewater Treatment Plant for a tour last Friday and Chris Williams stayed late, ran us through the tour, there was 9 Cub Scouts and a few parents and the parents I think had just no clue about what went on down at the Wastewater Treatment Plant, I think the kids actually understood a little bit better at the beginning, because everybody likes poop jokes, so there was plenty of those going on but it was a Chris did a spectacular job and his knowledge of how the Wastewater Treatment Plant functions was just amazed everybody and it was a very good tour and he is to be commended for taking the time and showing people around and building awareness, it was nice, so thank you.

Citizen's Forum

Mr. Kuhlman: Good. Citizen's forum anybody? Seeing no hands entertain a motion for adjournment to Executive Session.

Adjournment

Mr. Hoewing: Move we adjourn to Executive Session as provided for by the Annotated Code of Maryland, State Government Article, Section 10-508(a)1(i) to interview for an appointment for the Ethics Commission.

Mr. Kuhlman: Is there a second?

Mr. Stump: Second.

Mr. Kuhlman: All in favor?

All: Aye.

Mr. Kuhlman: We are adjourned to Executive Session.

Executive Session Minutes
5/2/11

Present: Commissioners Link Hoewing, Jim Brown, Jerry Klobukowski, Eddie Kuhlman, Chuck Stump and Town Manager Wade Yost.

The Commissioners adjourned to Executive Session as provided for by the Annotated Code of Maryland, State Government Article: Section 10-508(a)1(i) to interview for an appointment to the Ethics Commission.

The Commissioners interviewed Michelle Roche for the vacancy on the Ethics Commission. After the interview she was excused. The Commissioners decided to make the appointment.

The meeting was adjourned.