

**COMMISSIONERS OF POOLESVILLE
MEETING OF MARCH 15, 2010**

PRESENT: LINK HOEWING, LORI GRUBER AND EDDIE KUHLMAN. ALSO PRESENT WAS TOWN MANAGER, WADE YOST.

Call To Order

Mr. Kuhlman: Good evening gentlemen and ladies we will call the March 15, 2010 Commissioners Meeting to order. For the record Commissioners Kuhlman, Hoewing, and Gruber are present. Mr. Klobukowski is representing us at a PTA function and Mr. Brown is tied up at work. Also present Mr. Yost, Town Manager and we will go with the Pledge of Allegiance first.

Pledge of Allegiance

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.

Public Hearing

Mr. Kuhlman: All right thank you. First order of business will be a public hearing on Charter Amendment Resolution 001-10. Good evening ladies and gentlemen this is a public hearing on proposed Charter Amendments to the Town Code. Since the initial adoption of the Charter in 1982 only minor changes and or updates have occurred. This will be the first comprehensive review, which will include modernizations regarding the manner in which Town business is actually conducted, updates to tax correction methodologies, election verbiage updates and updates and additions to the Board and Commission Committee section. Once this Charter Amendment Resolution is adopted it will be posted at Town Hall for 40 days, it also will be published in a newspaper of general circulation not less than 4 times at weekly intervals immediately after the date of adoption, the Charter Amendment shall become effective on the 50th day unless on or before the 40th day a petition for referendum has been submitted. Copies of this proposed Charter Amendment have been available at Town Hall. The file for tonight's Public Hearing contains the following exhibits: Proposed Charter Amendment Resolution 001-10; Notice of Public Hearing; Copies of the March 3 and 10, 2010 issues of the Poolesville Gazette containing the notice of public hearing; any person wishing to do so may now testify or ask questions of the proposed Charter Amendment, may do so after giving their name and address. There is nobody signed up on the sheet is there any comments? Seeing no hands we will close that Public Hearing. The record will be held open until the close of business this Friday at Town Hall, which is 4:00 pm.

Announcements

Mr. Kuhlman: Announcements. April we have 2 Commissioner Meetings scheduled for the 5th and the 19th. We have to adopt the budget before the 19th meeting but after the 5th, so what I am going to suggest is we have a meeting on April the 12th only.

Ms. Gruber: Fantastic because I wasn't going to be able to make the 5th.

Mr. Kuhlman: How does that suit you Link?

Mr. Hoewing: Let me look here real quick.

Mr. Yost: I think Jerry and you would be out on the 19th also.

Mr. Kuhlman: That is right.

Mr. Hoewing: The 12th yeah I am in Town then.

Mr. Kuhlman: Ok so in April the Commissioners will have one meeting and that will be on April the 12th, the second Monday of the month. Did any of the other Commissioners have any other announcements?

Ms. Gruber: No.

Mr. Kuhlman: Ok. We have it is the time of the year for the vacancies on all the Committees and we have on the Planning Commission Mr. Stump's term is up and he is willing to reserve. The Board of Elections we have terms expiring for Mr. Kettler, Ms. Yost, Mrs. Bassett, Mrs. Stump, Mr. Luther, Mrs. Tallia and Mrs. Burton. All of those expressed a desire to reserve. The Board of Appeals, Ms. Garrett, the Parks Board, Mr. McKenney and Mr. Zachrel, Sign Review Board, Mr. Shibelski, CEDC Karen Micheals representing the businesses and Mr. Whitehouse representing the residents and on the Ethics Commission, Gail Allen, is there any comments or questions on reappointing these people? If not I entertain a motion for reappointment from 4/1/10 to 4/1, Board of Elections will be to 12, Planning Commission to 15, Board of Appeals 13, Parks Board 14, Sign Review Board 13, CEDC 12, Ethics Commission 15.

Ms. Gruber: Do I need to repeat the whole...

Mr. Kuhlman: All you need to do is make a motion to appoint...

Ms. Gruber: I motion to appoint these people to their desired positions.

Mr. Kuhlman: All right is there a second?

Mr. Hoewing: Second.

Mr. Kuhlman: Any discussion? Hearing none call for question on the motion, all in favor?

All: Aye.

Mr. Kuhlman: Motion carries unanimously. And you will notify them all Wade?

Mr. Yost: Yes I will.

Mr. Kuhlman: Ok on March 1st the Commissioners had a regular scheduled meeting which also included an Executive Session and there were 2 items on the Executive Session, one was to consult with Council concerning possible litigation, there were no decisions at all made, just discussion. The second issue was an employee contract employee discussion and the decision of the Commissioners unanimously was to advertise and see what is available for a Town Attorney and hopefully interview some people. With that oh and then the other announcement is we received a letter from Joyce Breiner a resident in Town who is very involved in the climate change movement and she is asking us to join in with a lot of other folks on March 27, 2010 at 8:30 to turn off any unnecessary lighting that the Town owns. Is that for the whole evening Wade or for a time period?

Ms. Gruber: For one hour.

Mr. Kuhlman: Ok is there any comments or concerns on this?

Mr. Hoewing: How complex is that, how many lights do we have that we would have to turn off or could turn off.

Mr. Yost: Well this building here will be shut down automatically we turn parking lot lights off and really that is it because the rest of them are all streetlights and we can't

control those except for the transformers and it would be hard to shut those down, that is kind of emergency lighting.

Mr. Hoewing: There is no park lighting I guess just sign lighting we have in some places but that is about it.

Mr. Kuhlman: Well if you wanted to shut off any park lights we would have to send the men out to do it and send them back in an hour later to turn them back on.

Mr. Yost: All those are just motion detectors on the buildings right now.

Mr. Kuhlman: So if there is no disagreement I guess we will turn these parking lot lights off for that one hour. Any other announcements? Hearing none we will move on with approval of the minutes of March 1st.

Approval of Minutes

Mr. Kuhlman: Is there a motion to approve?

Mr. Hoewing: So moved.

Ms. Gruber: Second.

Mr. Kuhlman: All in favor?

All: Aye.

Mr. Kuhlman: Very good.

Open Forum & Citizen's Comments on Agenda Items

Mr. Kuhlman: Open Forum & Citizen's Comments on Agenda Items anybody have anything in general? Seeing no hands we have already done the new business, there is no old business.

Committee Reports

Mr. Kuhlman: Planning Commission Report Mr. Coakley.

Mr. Coakley: George Coakley Chairman of the Planning Commission. The Planning Commission met March 10th and reviewed the Special Exception for the Fisher Avenue Gas Station, Convenience Store and limited auto repair and also discussed reviewing the Master Plan and that we would go through and identify those items that are no longer pertinent or obsolete, either they have been incorporated already or they are no longer pertinent to the Town and also to make up a list of what needs to be included and what we think should be included for additional discussion. And then we also went over the Alternative Energy Ordinance to discuss implementation and what would be required in the way of our Site Plan Reviews to look at and that is it.

Mr. Kuhlman: All right thank you Sir. Parks Board Mr. Yost.

Mr. Yost: I didn't go to it, I was --- at the last one.

Mr. Kuhlman: Ok we will have to delay that report.

Mr. Yost: I think they did talk about revising the master plan a portion, voting on Dr. Dillingham Park and trying to somehow incorporate a Dog Park into the overall master plan of the facility. They are going to look at that again next meeting and then it goes on to the Planning Commission next month.

Mr. Hoewing: Does Gaithersburg, Rockville anyplace like that have dog parks that you know?

Mr. Yost: Yeah several and we have been in touch with their Rec Departments who run the dog parks as well as Montgomery County and how they design them and locations and how they put them and sizes and everything.

Mr. Hoewing: So in an area as open as we have I guess the only real reason to have one is so that dogs can have communal time together.

Mr. Yost: When we did the recreation survey there were some folks especially in the town homes that suggested that maybe we should create a dog park.

Mr. Kuhlman: CEDC Lori?

Ms. Gruber: We meet on the 24th.

Town Manager's Report

Mr. Kuhlman: Ok Town Manager?

Mr. Yost: You received notification Ike Leggett made his announcement that they will be cutting back the 5% for the revenue sharing, which is \$10,000.00 that will come out of our budget from the revenue sharing, the road maintenance basically. Also we have tons of mulch at Bodmer Park all the storm damage cleaning up that --- last week so that is open to the public, Rande if you want to put that in, it's a spare pile at the wastewater plant.

Ms. Gruber: How did the, it obviously went well.

Mr. Kuhlman: No.

Mr. Yost: Well a lot of people did their spring cleaning also. We had a chipper and had the crew run it for 5 days in a row and they finished up today finally.

Mr. Kuhlman: It was a great idea that just got used and abused.

Mr. Hoewing: Well there was a lot more damage to the trees I think than probably we expected, there is a lot actually.

Mr. Kuhlman: Anything else Sir?

Mr. Hoewing: Just a question. Wade on the Committee appointees wasn't there some kind of training that the State is requiring now for Commissions.

Mr. Kuhlman: Planning Commission.

Mr. Hoewing: Just the Planning Commission.

Mr. Yost: Planning Commission and Board of Appeals.

Mr. Kuhlman: Yeah they have 6 months to complete it.

Mr. Yost: I think by June.

Mr. Hoewing: And that is all online right?

Mr. Yost: Yes it is.

Mr. Kuhlman: Jerry is taking it too.

Mr. Yost: It would probably be good for all of us.

Mr. Kuhlman: Yeah it looks interesting.

Mr. Yost: Just a couple hours. George you did it didn't you?

Mr. Coakley: Yeah I am done, not much is in there, I was pleasantly surprised at how interesting it was and well put together.

Mr. Hoewing: Really huh ok.

Mr. Kuhlman: All right anything else then?

Mr. Yost: No.

Citizen's Forum

Mr. Kuhlman: Citizen's Forum anybody, come on Sir. This could be the shortest meeting in history.

Mr. Davis: Yeah I hate to spoil that. Rande Davis 19713 Beall Street. I am speaking as a member of the Board of Directors of the Poolesville Chamber of Commerce, we are issuing a letter to the CEDC and that letter will request that in the Farmers Market. The Chamber is sending a letter to the CEDC requesting that with the plans for the Farmers Market that they are discussing that for this year they consider going to no more than

once a month over that period of time to test it to see what it is like and to have a better judgment as to its full impact on the business community particularly the produce sellers in the market before moving on to an every Friday night so that letter a copy will be sent to the Commissioners as well ok.

Mr. Kuhlman: All right thank you Sir. Anybody else? Mr. Davis what was the date for Poolesville Day?

Mr. Davis: The 25th.

Mr. Kuhlman: Yeah Poolesville Day will be September 25th. All right anybody else? Seeing no hands I entertain a motion to adjourn to an Executive Session somebody needs to read this.

Adjournment

Ms. Gruber: I motion to adjourn to the 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 Board of Elections.

Mr. Kuhlman: Is there a second?

Mr. Hoewing: Second.

Mr. Kuhlman: All in favor?

All: Aye.

Mr. Kuhlman: We are adjourned to Executive Session.