

## **December 14, 2015 Town Council Meeting:**

- Approved the Town Meeting Minutes from November 23, 2015.
- Approved the Town Meeting Minutes from the Closed Session on November 23, 2015.
- Introduced Ordinance No. O-06-2015 - An Ordinance of the Mayor and Town Council Amending Chapter V "Housing and Building Regulations" to add Section 5-108, "Dumpsters and Other Storage Receptacles", to limit the time during which construction dumpsters and other receptacles are permitted on private residential property, prohibit installation of construction dumpsters and other receptacles on private residential property without a permit, and to institute a fine for non-compliance. *A Public Hearing on Ordinance No. O-06-2015 was set for Monday, January 25, 2016.*

## **December 14, 2015**

### **Town Meeting 7:05 p.m.**

Mayor Fosselman, Council Members Furman, McMullen, and Rodriguez, Town Manager Daily, and Assistant Town Manager Hoffman were present. Council Member Bartram and Clerk-Treasurer Engels were necessarily absent. The Pledge of Allegiance was recited and a Moment of Silence was observed.

The Minutes from the November 23<sup>rd</sup> Town Council and Closed Session Meeting were reviewed and approved. See Council Actions.

### **From the Mayor and Town Council –**

The Mayor reported he testified to the Montgomery County Delegation on December 2<sup>nd</sup> with regards to bi-County Bill PGMC 112-16, which is intended to clarify a municipality's authority to regulate property structures; and thanked the District 18 Delegation for sponsoring the Bill; stated he attended the annual Antique Row Holiday Party on December 5<sup>th</sup>, which was very well attended; attended and thanked the volunteers, KVFD, and staff for the annual Menorah and Christmas Tree lighting ceremonies on December 6<sup>th</sup>; attended the annual Legislative dinner for MML where the Chapter's priorities for 2016 were presented, and focused on restoring Highway User Revenues; attended the staff holiday lunch and thanked staff for their dedication and hard work throughout the year; attended the Kensington Historical Society's holiday party at the Storers house on Carroll Place; and announced that the Town will once again co-sponsor a Maryland Legislative reception on January 13<sup>th</sup> to discuss legislative priorities.

Council Member McMullen reported on the December 8<sup>th</sup> Traffic Committee meeting which reviewed the following topics: (1) traffic calming solutions for the intersection of Baltimore, Prospect, and Washington Streets (pitchfork), and agreed that a traffic study would be conducted, along with a review of street lighting, prior to the next scheduled meeting; (2) a request to reinstall the parking restrictions along the west side of Wheatley Street between Oberon and St. Paul Streets was discussed, the Committee agreed to conduct a traffic count at this location prior to the next meeting and possibly recommend permit parking only for the location; (3) a design for the proposed crosswalk at Frederick Avenue and Kensington Parkway was presented to the

Committee, which will be discussed in more depth at the next Traffic meeting.

Council Member McMullen stated that he has started to review the Town's history with regards to districting by the Board of Education and will be attending the roundtable discussions on behalf of the Town once they have been announced; also stated he attended the Audit Committee's meeting, along with members Jeff Capron, Leslie Olson, and Kerry Thompson, and thanked the Committee and staff for their work.

Council Member Furman reported she attended all of the recent events the Mayor had previously noted and especially enjoyed the Antique Row holiday party, which had a great turnout; mentioned she believed the Town's marketing efforts through Maier Warner have helped to promote the Town and our events; and noted it was nice to have both the Town Menorah and Christmas Tree lightings on the same evening again this year.

Council Member Rodriguez stated how great the recent community events have been and that he is still looking for one more Resident to join the ad-hoc Events Committee to help strategize future events within the business district.

#### **From Town Manager and Staff –**

Town Manager Daily reported that Code Enforcement Officer Jim Snow has contacted a number of business owners throughout the Town about unregistered or unlicensed vehicles on their property; Mr. Snow will continue enforcement; updated the Council on the code violations at 4000 Knowles and stated that Montgomery County had issued a violation notice for operating a home occupation under the live/work designation by a non-property owner; the court date has been set for February 16<sup>th</sup>; and noted that the staff, along with Town Attorney Ferguson continue to work on the removal of pole signs within the Town.

#### **From the Public –**

Jack Gaffey stated he worked on the school boundary issues in 1996 when Kensington Parkwood Elementary was being considered for the Einstein cluster, and again in 1998 with Rainelle Bruch to unite the Town's boundaries with Kensington Parkwood and Walter Johnson; stated the Antique Row holiday party was a great success, and thanked Eli Sola-Sole, along with the band; stated a crosswalk had previously been located near Johnson's with respect to the proposed new crosswalk at Frederick Avenue and Kensington Parkway; noted the traffic signals along Connecticut Avenue between Knowles Avenue and Plyers Mill Road are not synchronized; and questioned the validity of the pole sign at Carl Mahany's business.

The Mayor stated the sign at Mr. Mahany's is designated as historic, along with the signs at the Mizel property and Kensington Service Center, and are protected under Historic regulations with the County; the issue with the Connecticut Avenue lights are due to the Kensington Volunteer Fire Department pre-empting the signal during emergency calls.

Town Manager Daily stated he hopes the traffic issues will be resolved as part of the Summit Avenue extension project, which is currently in the research phase.

Mr. Gaffey also noted that the Geminid Meteor Shower will have peak viewing beginning this evening.

Duane Rollins thanked the Town for the expediency in correcting a number of issues brought up during the last Council meeting; and encouraged the Town to revisit the bus stop location in front of Safeway, which is located at mid-block and hinders both northbound traffic on Connecticut and vehicles on Knowles Avenue.

Council Member McMullen stated that the bus stop does allow for an opportunity for vehicles to exit Howard Avenue onto Connecticut Avenue.

Mayor Fosselman stated he will contact MCDOT to discuss the possible relocation of the bus stop.

Mr. Gaffey stated the bus stop in front of Safeway is centrally located.

### **Ordinances, Resolutions, Regulations –**

Ordinance No. O-06-2015 - An Ordinance of the Mayor and Town Council Amending Chapter V "Housing and Building Regulations" to add Section 5-108, "Dumpsters and Other Storage Receptacles", to limit the time during which construction dumpsters and other receptacles are permitted on private residential property, prohibit installation of construction dumpsters and other receptacles on private residential property without a permit, and to institute a fine for non-compliance was introduced. A Public Hearing on Ordinance No. O-06-2015 was set for Monday, January 25, 2016. See Council Actions.

The Mayor stated that Ordinance No. O-06-2015 is in response to complaints the Town has received about storage units, specifically PODS, from remaining on location for undefined periods, along with the parking spaces they subtract from in the street. The Mayor noted that temporary storage units will not be banned, but the proposed Ordinance will clarify what is allowed and create a permitting system.

### **Council Actions –**

Council Member McMullen moved to approve the Minutes from the November 23, 2015 Town Meeting. The motion passed unanimously.

Council Member McMullen moved to approve the confidential minutes from the Closed Session on November 23, 2015. The motion passed unanimously.

Council Member McMullen moved to introduce Ordinance No. O-06-2015 and set a public hearing for January 25, 2016. The motion passed unanimously.

Council Member Furman moved to adjourn the current meeting at 8:00 pm. The motion passed unanimously.