

### **Town Council Summary from the March 25, 2013 Town Meeting:**

- Approved Town Meeting Minutes, as corrected, from March 11, 2013.
- Approved Resolution No. R-05-2013, establishing the Development Review Board. This Board will review proposals for development/redevelopment within the Town with respect to compliance with the Kensington and Vicinity Sector Plan.
- Council discussed the ongoing contract negotiations between Montgomery County and Comcast.
- Council determined to enter into a closed session to discuss a legal matter with Town Attorney, Suellen Ferguson.

### **March 25, 2013**

#### **Town Meeting 7:02 p.m.**

Mayor Fosselman, Council Members Barch, Furman, McMullen, and Thompson, Town Attorney Ferguson, Town Manager Daily, Clerk-Treasurer Engels, and Assistant Town Manager Hoffman were present. The Pledge of Allegiance was recited and a Moment of Silence was observed.

The minutes from March 11, 2013 were reviewed and amended to add that Council Member McMullen abstained from the vote to approve February 11, 2013 minutes.

**From the Mayor & Town Council** – The Mayor reported he and the Council had a successful retreat in which they discussed communication skills and categorized their personalities, he thanked Jill McCrory for facilitating the retreat; he had a good turnout for Coffee with the Mayor; and thanked all volunteers and sponsors for the upcoming events in April.

Council Member Barch questioned when the intersection improvement project would begin at Montgomery Avenue and Kensington Parkway and requested involvement in the process; and he also noted the stop sign had been hit at this intersection and needed to be straightened. Town Manager Daily stated he needs to contact the engineer on storm drain issues before proceeding with the intersection project.

Council Member McMullen attended the retreat and suggested a similar session after the next election; he reminded Residents of the April 8th Public Hearing on the Fiscal Year 2014 budget, suggested any process questions be addressed to the Council prior to the hearing to help with any understanding needed before the hearing; and he suggested the Town inventory streets for any repairs needed from winter weather.

Council Member Thompson reported he attended the retreat; he encouraged Residents to attend the event for the 120th Anniversary of Noyes Library; and requested landscaping of the strip between the sidewalk and curb on Metropolitan Avenue at the new parking lot.

The Mayor noted new tree plantings on Dupont also need hay and seeding.

Council Member Furman reported she attended the retreat which helped with communication, suggested meeting again after the election and thanked St. Paul's Church for providing the space for the retreat; and noted she will not be in attendance at the April 8th meeting.

Town Manager Daily provided an updated chart of accounts and information for the capital expenditures budget, project sheets for each capital expenditure category will be available at a later date.

Town Attorney Ferguson gave a status report on the Comcast cable franchise agreement. The current agreement with Comcast ends in June and they are seeking approval of a new agreement. The County traditionally negotiates on behalf of municipalities and reports back to the group of municipalities. At the present time, the County and municipalities are in an informal negotiation process. Town Attorney Ferguson disclosed that she is also representing Chevy Chase Village, Washington Grove, and Takoma Park and does not see any conflicts as they are all working towards the same goal; if a conflict arises she will inform the Town. They are requesting Comcast pay the attorney fees as in the past, if not, they will be split between the municipalities. She stated additional negotiations will be discussed in a closed session.

**Public Appearances** – Al Lacey discussed the upcoming Day of the Book event and that the number of participants will be limited due to space constraints.

**Ordinances, Resolutions, and Regulations** – Resolution No. R-05-2013 was discussed which would establish a Development Review Board composed of seven individuals who will review all development and make recommendations to the Council. The Resolution was amended to include staggered terms, to provide for meetings as needed, and to include two professionals, not necessarily Residents, who are an architect, engineer, or land use attorney. See Council Actions.

A Closed Session was held. See attached Closed Meeting Form.

**Council Actions:**

Council Member McMullen moved to approve the minutes from March 11, 2013 as amended to add Council Member McMullen abstained from approval of February 11, 2013 minutes. The motion passed unanimously.

Council Member Thompson moved to approve Resolution No. R-05-2013 establishing the Development Review Board, as amended to include a single resident category, to include two representatives both of whom are an architect, engineer or land use attorney, to include staggered terms, and to add that the Board shall meet as necessary. The motion passed unanimously.

Council Member Thompson moved to enter a closed session for the purposes of consulting with the Town Attorney on a legal matter at 7:41 p.m. and indicated the Council will not be coming back into open session. The motion passed unanimously.