

Mayor Tracey Furman

**Council Member Darin Bartram
Council Member Nate Engle**



**Council Member Conor Crimmins
Council Member Ann Lichter**

Released: January 6, 2023

**Monday, January 9, 2023
Town Council Meeting, 7:00 pm**

The Town Council Meeting will be held on the Zoom Video Conferencing application only. Access to the meeting is available through the following link:

<https://us02web.zoom.us/j/82314279185?pwd=czM5MkRZNTdhY2ZETUFqdEtoTXAwUT09>

Meeting ID: 823 1427 9185

Password: 634704

Or you may join the meeting by calling: +1 301 715 8592 US (Washington D.C) and entering the Meeting ID and Password above.

CALL TO ORDER

MOMENT OF SILENCE

APPROVAL OF MINUTES

Town Council Meeting Minutes of December 12, 2022

THE MAYOR AND TOWN COUNCIL

1. Acknowledge:

- a. Council Work Session: The Mayor and Council will convene Monday, January 30, 2023, 9:15 am, for a Work Session to discuss FY24 Budget priorities.
- b. ADL-Kensington Community Training Event: The Kensington Racial Justice Committee (RJC) will be hosting a Community Training event with the Anti-Defamation League (ADL) on Wednesday, January 18, 2023, 7:00 pm, at the Kensington Town Hall.
- c. Mobility & Traffic Committee (MTC) Meeting: The MTC will convene Tuesday, January 24, 2023, 7:00 pm, via Zoom.

2. Pedestrian and Bicycling Access & Safety Working Group (PBASWG): Review the proposed Vision Statement and Guiding Principles drafted by the PBASWG.

- i. The Council will motion to approve the Vision Statement and Guiding Principles following discussion.

**Town of Kensington 3710 Mitchell Street Kensington, MD 20895
Phone 301.949.2424 Fax 301.949.4925
www.tok.md.gov**

THE TOWN MANAGER AND STAFF

1. Discuss updating the Town's Policy with regards to sharing the cost to repair or install fencing located between Town and private property.
 - a. Resolution No. R-02-2023 will be presented to the Council, which would update the Town's Policy.

ORDINANCES, RESOLUTIONS, AND REGULATIONS

(Ordinances, resolutions, and regulations to be introduced or adopted following appropriate procedures required by the Town Code; or resolutions that may require discussion by the Mayor and Council prior to approval)

1. **Resolution No. R-01-2023** - A Resolution of the Mayor and Council of the Town of Kensington Authorizing the Donation of a surplus vehicle, 2008 Ford F-250 (1FTNF21558EE35864), to the Montgomery County Students Automotive Trades Foundation.
2. **Resolution No. R-02-2023** – A Resolution of the Mayor and Council of the Town of Kensington Revising the Town's Policy with regards to installing or replacing fencing on private property that is adjoining or abutting Town Property, Parks, or a Pedestrian Easement.

PUBLIC APPEARANCES

(The public is invited to speak on any subject that is not a topic on tonight's agenda)

ADJOURNMENT

(The Mayor and Council may move to close the meeting and may move to reopen the meeting)

THE NEXT SCHEDULED MEETING(S) OF THE MAYOR AND TOWN COUNCIL WILL BE HELD:

Monday, February 13, 2023, 7:00 pm

Pedestrian and Bicycling Access and Safety Working Group

Vision Statement and Guiding Principles

The Pedestrian and Bicycling Access and Safety Work Group (PBASWG) envisions a community where people of all ages and abilities can walk, roll and bike safely and comfortably anywhere in the Town of Kensington. To this end, the PBASWG works to improve pedestrian and bicyclist experience and safety in town by advocating for improved transportation infrastructure and funding, building support and awareness of safety issues through education and community engagement, and recommending strategic investments through analysis and planning.

The PBSWG advises the Town of Kensington to prioritize investments in the areas of greatest need, with a focus on:

- Repairing barriers to pedestrian and bicycle connectivity such as Connecticut Avenue and the railroad tracks
- Locations with a preponderance of vulnerable users such as near schools, parks, and communities for older adults
- State roads with increased vehicular, cycling and pedestrian traffic
- Existing or planned high use areas such as shopping districts
- High pedestrian, bicyclist, and vehicle crash locations

Working with county and state officials and neighboring communities, the PBASWG supports the equitable investment of bicycle and pedestrian improvements that promote safety, accessibility, and connectivity such as:

- Trail connections that provide dedicated space for pedestrians and bicyclists
- Sidewalks, crosswalks, and traffic signals that fill gaps in the network and promote usage and enjoyment of the infrastructure

Resolution No. R-01-2023

Adopted:

A Resolution of the Mayor and Council of the Town of Kensington Authorizing the Donation of a surplus vehicle, 2008 Ford F-250 (1FTNF21558EE35864), to the Montgomery County Students Automotive Trades Foundation.

WHEREAS, in accordance with Article XII, “Town Property”, Section 1201, “Acquisition, Possession and Disposal”, of the Town Charter, the Town may sell, lease, or otherwise dispose of any property belonging to the Town; and

WHEREAS, the Town has determined that a 2008 Ford F-250 (1FTNF21558EE35864) truck shall be declared surplus; and

WHEREAS, the Montgomery County Students Automotive Trades Foundation (MCSATF) accepts donations of vehicles for use within the Auto Body and Technology instructional program, and may also be:

1. Reconditioned by the students and resold on the retail market by the students as a part of the Mini Dealership experience.
2. Used as a long-term student trainer and then sold on the wholesale market.
3. Used as a short-term student trainer and then sold on the wholesale market.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and Town Council of Kensington hereby declare the Town’s 2008 Ford F-250 (1FTNF21558EE35864) truck surplus and authorize the Town Manager to donate the vehicle to the Montgomery County Students Automotive Trades Foundation.

ADOPTED by the Town Council of Kensington, Maryland at the regular public meeting assembled on the 9th day of January, 2023.

EFFECTIVE the 9th day of January, 2023.

ATTEST: TOWN OF KENSINGTON, MARYLAND

By: _____
Susan C. Engels, Clerk – Treasurer

Tracey C. Furman, Mayor

**Resolution No. R-02-2023
Adopted:**

A Resolution of the Mayor and Council of the Town of Kensington Revising the Town's Policy with regards to installing or replacing fencing on private property that is adjoining or abutting Town Property, Parks, or a Pedestrian Easement.

WHEREAS, the Mayor and Council previously established Town Policy, Resolution No. R-13-2011, in which Town funds may be expended by the Town Manager to offset the cost for the installation of fencing on private property, if the proposed fencing adjoins or abuts Town property; and

WHEREAS, the Town believes that this Policy shall continue with certain revisions, to include updating the standard material and height used to determine the Town's allocation of funds towards a portion of the fence from a three and one-half foot high, nine (9) gauge, galvanized chain link fence, to either a four (4) or six (6) foot high wooden stockade fence, depending on the proposed fencing location.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Kensington, Maryland, that the following Policy relative to the installation or replacement of fencing on private property, which must either adjoin or abut Town Property, to include Parks and Pedestrian Easements, is hereby adopted as follows:

1. The Town Manager may authorize funds to be allocated towards the installation or replacement of any fence on private property, if said fence adjoins or abuts Town Property, which includes Town Parks and Pedestrian Easements, provided that funds have been appropriated by the Town Council.
2. The Town's allocation of funds towards the fencing shall be determined at one half the cost of a standard four (4) foot high wooden stockade fence, if located within the front plane of the property, or a six (6) foot high wooden stockade fence, if to be located on either the side or rear plane of the private property.
3. The Town Manager may require several bids or quotes to determine the standard base line allocation from the Town.
4. A private property owner requesting the Town's participation in fencing the common property line shall submit a written request to the Town Manager prior to the construction of said fence.
5. If the Town Council determines that it is in the best interest of the Town to install fencing beyond the standard base line, the Town will borne the additional costs of the fencing; however, if the private property owner wishes to install fencing beyond the standard base line, it shall be the responsibility

- of the private property owner to cover the difference over and above the standard base.
6. The Town will not reimburse for existing fences.
 7. This Policy shall be applicable only where prior agreement is reached between the Town and the appropriate private property owner.

Adopted by the Town Council this 9th day of January, 2023.

Effective this 9th day of January, 2023.

ATTEST: TOWN OF KENSINGTON, MARYLAND

By: _____
Susan C. Engels, Clerk – Treasurer

Tracey C. Furman, Mayor

RESOLUTION No. R-13-2011

A RESOLUTION ESTABLISHING THE TOWN'S POLICY WITH REGARD TO THE FENCING OF TOWN PROPERTY THAT ADJOINS PRIVATE PROPERTY

WHEREAS, the Mayor and Town Council wish to establish the Town's policy concerning the fencing of public property lines that are adjacent to private lots; and

WHEREAS, the Mayor and Town Council believe it is in the best interest of the Town to be a good neighbor; and

WHEREAS, the Mayor and Town Council believe that in these cases, if the adjacent property owner wants to have a fence installed or reinstalled and wants the Town to bear a portion of the cost of such fencing projects:

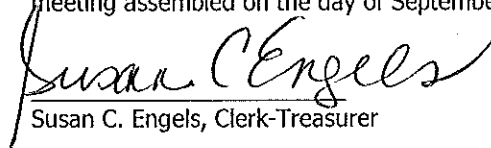
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council in public meeting assembled, that the following policy relative to the fencing between public and private property lines, pedestrian easements, and right-of-ways, at the request of the adjoining property owner, is hereby adopted:

1. When any property owner abutting Town property or a pedestrian easement or right-of-way shall request the installation of a fence on the boundary of such Town property, park or pedestrian easement or right-of-way, the Town Manager may authorize the construction of such fence; provided funds have been appropriated therefore by the Town Council, and provided further that Town may participate with adjoining property owner requesting such fence an amount equal to pay one-half of the cost of the installation of a standard three and one-half foot high number nine(9) gauge, galvanized chain link fence for that portion of the fence adjoining the Town property. The Town Manager may require several bids or quotes for installation of actual fence and the standard base line fence.
2. Each property owner requesting the Town's participation in the fencing of the common property line fence, shall submit a written request to the Town prior to the construction said the fence.
3. In any case where it is in the public interest by the Town to install something different than the standard fencing, the additional cost will be borne by the Town and in cases where the property owner wants to install something different than the standard, they will be required to pay for the difference over and above the standard.
4. Reimbursement for existing fences will not be undertaken.
5. This policy shall be applicable only where prior agreement is reached between the Town Council and the appropriate property owner.

Adopted by the Mayor and Town Council of Kensington this 26th day of September 2011.


Peter C. Fosselman

This is to Certify that the foregoing Resolution was adopted by the Mayor & Town Council in public meeting assembled on the day of September 26, 2011.


Susan C. Engels, Clerk-Treasurer