APPROVED: Meeting No. 41-80
ATTEST: [illegible]

MAYOR AND COUNCIL
ROCKVILLE, MARYLAND
MEETING NO. 39-80

October 22, 1980

Re: Executive Session

The Mayor and Council of Rockville, Maryland, convened in executive session on Wednesday, October 22, 1980, at 7:30 p.m.

PRESENT

Mayor William E. Hanna, Jr.

Councilman Steve Abrams
Councilman John Freeland
Councilwoman Phyllis Fordham
Councilman John Tyner

In attendance: City Manager Larry Blick; City Clerk Helen Heneghan; City Attorney Roger Titus.

The Mayor and Council convened in executive session in accordance to Article 76A Section 11(a)(6). There being no further business to come before the Mayor and Council in executive session the meeting was adjourned at 11:00 p.m.

October 27, 1980

Re: General Session

The Mayor and Council of Rockville, Maryland, convened in general session in the Council Chamber, Rockville City Hall, Maryland at Vinson Street, Rockville Maryland on Monday October 27, 1980 at 8:00 p.m.

PRESENT

Mayor pro tem John Freeland

Councilman Steve Abrams
Councilwoman Phyllis Fordham
Councilman John Tyner

ABSENT

Mayor William E. Hanna, Jr.
(on travel leave)

The Mayor pro tem in the Chair.

In attendance: City Manager Larry Blick; City Clerk Helen Heneghan; City Attorney Roger Titus; Director of Planning James M. Davis; Director of Community Development Douglas Horne; Director of Community Resources Bert Drayton; Director of Recreation and Parks Ronald Olson; Information Officer Sue M. Patterson; Budget Director Anna Lee Berman.

Re: City Manager's Report

Mr. Blick reported the following:

1. Over three hundred people attended the Catfish Rodeo at the Rockville Municipal Swim Center last weekend. Because of the extremely bad weather, staff has decided to hold the Rodeo again this coming Saturday and Sunday.

2. This evening the Manager handed out to the Council the schedule for the Lincoln Park Shuttle Bus service. It gives the route and the times to facilitate the residents' use of the service.

3. On last Thursday, Friday and Saturday, the Councilmembers, the City Clerk and the Assistant City Manager attended the Maryland Municipal League's Legislative Conference in Aberdeen, Maryland. Councilman Freeland is President of the League and presided over the sessions.

Councilman Freeland said the conference was a great success. Governor Hughes attended for a large part of Saturday's session. Four bills have emerged for the 1981 Legislative Work Program. They are the Highway User Revenue bill, the State Aid for Police Protection bill, Tax Differential bill, and a bill that would make a zoning code violation a municipal infraction.

Re: Resolution to Deny Annexation Petition, X-80-80, Charles E. Benedum, Applicant

Resolution No. 25-80

On motion of Councilwoman Fordham, duly seconded and unanimously passed, Resolution No. 25-80, the full text of which can be found in Resolution Book No. 7 of the Mayor and Council, denying Annexation Petition, X-80-80, was adopted by the Mayor and Council.

Re: Approval: School Closing Strategies

As the process stands now, a citizen group appointed by the Board of Education to review a potential school closing or school reuse has more standing before the Board than does the City of Rockville. Various policy strategies therefore need to be explored to obviate this situation. Suggested approaches for involving the City of Rockville in these disposition/reuse issues, which so vitally affect Rockville neighborhoods, could include the following:

A. Establish a formal tri-party agreement among the City of Rockville, the Montgomery County Board of Education, and the Montgomery County government which will provide for formal Rockville input before the Board in any discussion or decision on a Rockville school disposition or reuse.

B. Establish a formal agreement with the Montgomery County government providing for formal Rockville input, even including veto power, over any school surplus disposition/reuse decision.

C. Introduce legislation in the General Assembly which would require municipalities of a certain description (i.e., Rockville) to have review and comment, including veto power, over County Board of Education decisions affecting schools within their respective municipal boundaries.

D. Establish, through agreement with Montgomery County, a municipality right of first refusal to acquire any school site declared as surplus, which is within the respective municipal corporate boundaries.

Councilman Tyner suggested that the items be prioritized and "C" be put last. Councilwoman Fordham commented that although she could agree with Councilman Tyner's sentiments, she felt the most important strategy was to get the right of first refusal and that avenue should be pursued to much more depth. Councilman Tyner disagreed and said if item "A" is agreed upon all the others will fall into place. Mayor pro tem Freeland agreed.

On motion of Councilman Tyner, duly seconded and unanimously passed, the Council agreed to the strategy as prioritized by Councilman Tyner. Councilman Tyner asked that the staff keep the Council informed of all actions taken on schools so that the Council knows these things before reading about it in the paper.

Re: Adoption of Ordinance: To Grant Text Amendment, T-31-80

Ordinance No. 30-80

On motion of Councilwoman Fordham, duly seconded and unanimously passed, Ordinance No. 30-80, the full text of which can be found in Ordinance Book No. 10 of the Mayor and Council, granting text amendment application, T-31-80, was adopted by the Mayor and Council.

Councilman Tyner asked if this ordinance holds harmless those commercial establishments with off sale licenses now in existence. Mr. Davis told the Council that the Montgomery County Liquor Board will not hold the zoning as an impediment to the reissue of a license.

Re: Adoption of Ordinance: To Grant Text Amendment, T-32-80

Ordinance No. 31-80

On motion of Councilman Tyner, duly seconded and unanimously passed, Ordinance No. 31-80, the full text of which can be found in Ordinance Book No. 10 of the

Mayor and Council, granting text amendment application T-32-80, was adopted by the Mayor and Council.

Re: Adoption of Ordinance: To grant Street Closing and Abandonment Application, SCA-24-80

Ordinance No. 32-80

On motion of Councilman Abrams, duly seconded and unanimously passed, Ordinance No. 32-80, the full text of which can be found in Ordinance Book No. 10 of the Mayor and Council, granting street closing and abandonment application, SCA-24-80, was adopted by the Mayor and Council.

Re: Citizen's Forum

The Mayor pro tem opened the meeting to those citizens who wished to address the Mayor and Council.

There being no citizen wishing to be heard, the Mayor pro tem closed the citizen forum portion of the meeting.

Re: Approval of preliminary design of Courthouse Square

Arthur Cotton Moore presented to the Council the preliminary design for the improvements to Courthouse Square. The City Manager told the Council that this evening the staff is looking for an approval from the Council of the concepts in order to begin developing the specifications for construction. Mr. Moore showed a series of slides to the Council and answered questions. It was the consensus of the Council that the staff should proceed developing the specifications. The Council also agreed that a new facade treatment should be developed as a possible requirement for all buildings on the north side of the square.

On motion of Councilwoman Fordham, duly seconded and unanimously passed, approval was given.

Re: Correspondence

The Mayor and Council noted the following items of correspondence:

1. Senator Levitan re Mayor's letter on triennial assessment
2. Michael Gewirtz, re Commendation of City employee
3. Senator Sarbanes, re support of S. 506
4. Elizabeth Tuel, re improvements to the City
5. Allen B. Warshaw, re City Hall addition
6. Richard S. Stolker, re Police problem
7. Congressional Homemakers Club, re traffic signal at Rollins/Congressional

Re: Information Items

1. Copy of article on Conservation Techniques
2. Copy of letter to Traffic Engineer re Rt. 586 and Broadwood signal
3. Public Information Officer's recommendtions for broadening economic development promotion activities
4. Copy of fact sheet on General Revenue Sharing
5. First Quarter Expenditure report
6. Memo from Paul Radauskas, re thank you for commendation

Re: Approval of Minutes

On motion of Councilman Tyner, duly seconded and unanimously passed, the Minutes of Meeting No. 37-80 were approved as written.

Re: Executive Session

On motion of Councilman Abrams, duly seconded and unanimously passed, the meeting was closed for executive session to discuss litigation.

Re: Adjournment

There being no further business to come before the Mayor and Council in executive session, the meeting was adjourned at 10:10 p.m. to convene again in general session on Monday, November 3, 1980, at 8:00 p.m. or at the call of the Mayor