



**Monday, April 26, 2021
MAYOR AND COUNCIL
MEETING NO. 16-21
ROCKVILLE, MARYLAND**

Approved: *Bridget Donnell Newton*
Attest: *Sara Taylor-Ferrell*
Approved Meeting No. 30-21;
July 19, 2021

THE HONORABLE MAYOR AND COUNCIL PRESIDING

Attendee Name	Title	Status
Bridget Donnell Newton	Mayor	Present
Monique Ashton	Councilmember	Present
Beryl L. Feinberg	Councilmember	Present
David Myles	Councilmember	Present
Mark Pierzchala	Councilmember	Present

1. Convene

The Mayor and Council convened in a virtual Open Session at 6: 59 p.m. on Monday, April 26, 2021, via Webex.

Staff Present: City Manager Rob DiSpirito, Acting City Attorney Cynthia Walters, and City Clerk/Director of Council Operations Sara Taylor-Ferrell.

2. Pledge of Allegiance

Mayor Bridget Donnell Newton led the Pledge of Allegiance.

3. Agenda Review

City Clerk/Director of Council Operations Sara Taylor Ferrell reported no changes to the Agenda.

4. City Manager's Report

City Manager Rob DiSpirito presented information on events and topics: The outdoor fitness pool at the Rockville Swim and Fitness Center had an early pre-season opening on Monday, April 19. Due to COVID restrictions, facility use continues to be by reservation, for City residents and Facility members only. Visit www.rockvillemd.gov/rsfcreervations to check for hours of operation and to make a reservation request.

The Recreation and Parks Department was approved for a \$1,175 grant from the Maryland Humanities Council. Funds will be used to purchase audio equipment to improve the quality of virtual cultural programs done by Civic Center staff.

Croydon Creek Nature Center will reopen, by appointment only, to City residents from 11 a.m.- 4 p.m. Saturdays and Sundays, beginning Saturday, April 24, for no-contact, viewing-only of animals. For details and to request a reservation, visit www.rockvillemd.gov/croydoncreek.

Parks Maintenance Manager Dianne Fasolina was awarded a Certificate of Special Appreciation by the Montgomery County Department of Correction and Rehabilitation for her outstanding contributions to the Department in coordinating work projects with their Alternative Community Services program.

5. COVID-19 Update

Emergency Manager Dr. Mark Landahl provided an update of the COVID-19 impact on the City, County, and State.

FURTHER DISCUSSION

April 26, 2021. Agenda Item 5.

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4347 video timestamp 04:01

City Manager Rob DiSpirito thanked Councilmember Mark Pierzchala for his suggestion to use City police vehicles as a way to deliver vaccines to City residents.

6. Proclamation

A. Proclamation Declaring May as Building Safety Month

Councilmember Mark Pierzchala read and moved the Proclamation declaring May as Building Safety Month.

	RESULT: APPROVED [UNANIMOUS]
MOVER:	Mark Pierzchala, Councilmember
SECONDER:	Beryl L. Feinberg, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala

B. Proclamation Declaring May as Lyme Disease Awareness Month

Councilmember Monique Ashton read and moved the Proclamation declaring May as Lyme Disease Awareness Month.

RESULT: APPROVED [UNANIMOUS]
MOVER: Monique Ashton, Councilmember
SECONDER: David Myles, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

C. Proclamation Recognizing April as Sikh Awareness and Appreciation Month

Councilmember David Myles read and moved the Proclamation recognizing April as Sikh Awareness and Appreciation Month.

RESULT: APPROVED [UNANIMOUS]
MOVER: David Myles, Councilmember
SECONDER: Beryl L. Feinberg, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

7. Boards and Commissions Appointments and Reappointments

A. Boards and Commissions Appointments and Reappointments

Councilmember Beryl L. Feinberg moved the appointment of Sally Kram to the Charter Review Commission to serve an unexpired three year term until June 1, 2022.

RESULT: APPROVED [UNANIMOUS]
MOVER: Beryl L. Feinberg, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

Councilmember Mark Pierzchala moved the appointment of Patricia Dubroof to the Cultural Arts Commission to serve a three year term until April 1, 2024.

RESULT: APPROVED [UNANIMOUS]
MOVER: Mark Pierzchala, Councilmember
SECONDER: Beryl L. Feinberg, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

Councilmember David Myles moved the reappointment of Monica Saavos to the Environment Commission to serve a three year term until March 1, 2024.

RESULT: APPROVED [UNANIMOUS]
MOVER: David Myles, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

Councilmember Mark Pierzchala moved the new appointment of Wesley Hicken to serve as an At Large Member, Kelly Williams-El'Amin as a Caregiver Member and Anne Zmuda Wallerstedt, Esq., to the Human Services Advisory Commission each to serve for a three year term until April 1, 2024.

RESULT: APPROVED [UNANIMOUS]
MOVER: Mark Pierzchala, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

Councilmember David Myles moved the reappointments of Andrew Lin and Gabrielle Zwi to serve three year terms until April 1, 2024.

RESULT: APPROVED [UNANIMOUS]
MOVER: Mark Pierzchala, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

Councilmember David Myles moved the new appointments of Amina Rogers and Karou Sakabe to the Human Rights Commission to serve three year terms until April 1, 2024.

RESULT: APPROVED [UNANIMOUS]
MOVER: David Myles, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

Councilmember Mark Pierzchala moved the reappointment of Dirk Whatley to the Recreation and Parks Advisory Board to serve a three year term until March 1, 2024.

RESULT: APPROVED [UNANIMOUS]
MOVER: Mark Pierzchala, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

Councilmember Beryl L. Feinberg moved the reappointment of Elizabeth vonKaenel to the Rockville Sister Cities Corporation to serve a three year term until April 1, 2024.

RESULT: APPROVED [UNANIMOUS]
MOVER: Beryl L. Feinberg, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

Councilmember Beryl L. Feinberg moved the new appointment of Douglas lerley to the Traffic and Transportation Commission to serve a 3 year term until April 1, 2024.

	RESULT: APPROVED [UNANIMOUS]
MOVER:	Beryl L. Feinberg, Councilmember
SECONDER:	Mark Pierzchala, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala

8. Presentation

A. Presentation of the Environmental Excellence Awards by the Environment Commission

Environmental Commission Chair Clark Reed and Commission member Pavitra Srinivasan presented Excellence Awards to the following members:

Anne Goodman, Sarah Salazary, Chuck Woolery of The Twinbrook Park Forest Restoration Project Team received the Environmental Excellence Award for Outstanding Leadership in Environmental Practices in recognition of engaging local volunteers to remove non-native invasive plants and restore native habitat.

Eric Walsh received the Carl Henn Environmental Excellence Award for Outstanding Individual Environmental Stewardship in recognition of his years of service cleaning up litter in Rockville parks and reducing waste by reusing and recycling collected materials.

Stephen Chesterton received the Carl Henn Environmental Excellence Award for Outstanding Individual Environmental Stewardship in recognition of his service on the Environment Commission's Watershed Committee and volunteer work promoting watershed stewardship.

Restaurants, Yuan Fu Vegetarian and St. Veg, received Environmental Excellence Awards for Outstanding Leadership in Environmental Practices in recognition of their plant-based, low environmental impact menus.

9. Community Forum

Name	Topic
Speaker by Computer Vincent Russo	Agenda item 13 900 Rockville Pike

Name	Topic
Speaker by Computer Mike Stein	Agenda item 13 900 Rockville Pike
Speaker by Computer Brigitta Mullican	Agenda item 13 900 Rockville Pike
Speaker by Computer Samantha/James Cole	Agenda item 13 900 Rockville Pike
Speaker by Computer Aaron Rubin	Agenda item 15 Deer Culling
Speaker by Phone Beth Levine	Agenda item 15 Deer Culling
Speaker by Computer John Becker	Agenda item 7 B/C Appointments Agenda item 12 WMATA Study Vehicle noise
Speaker by Phone Leslie Porter	Hungerford Civic Association re: COR outdoor receptacles

10. Mayor and Council's Response to Community Forum

Mayor Newton thanked everyone who participated in Community Forum.

11. Consent

A. Approval of Minutes

Councilmember Beryl L. Feinberg moved the approval of minutes for January 4, 2021 Meeting No. 01-21, January 11, 2021 Meeting No. 02-21, and January 25, 2021 Meeting No. 03-21.

RESULT: APPROVED [UNANIMOUS]
MOVER: Beryl L. Feinberg, Councilmember
SECONDER: David Myles, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala

12. Initial Visioning Discussion on the WMATA Rockville Metro Station Study

Principal Planner Clark Larson provided an overview on the Washington Metropolitan Transit Authority (WMATA) Rockville Metro Station Concept and Development Study. The scope of the Study was prepared by WMATA with input from the Mayor and Council, and both City and County staff.

Staff requested guidance and recommendations from the Mayor and Council.

Questions from the Mayor and Council were addressed by staff and guest speakers. The Mayor and Council provided their thoughts and comments.

FURTHER DISCUSSION

April 26, 2021 Agenda item 12

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4347 video timestamp 1:01:32

13. Discussion and Instructions to Staff on Project Plan PJT2018-00010, a Request to Amend an Existing Planned Development to Allow a Retail and Office Center at the Southeast Corner of the Intersection of Rockville Pike and Edmonston Drive, Known as 900 Rockville Pike; Joel Danshes, Applicant

Chief of Zoning, Jim Wasilak provided a brief introduction and overview of Project Plan PJT2018-00010. Staff recommends that the Mayor and Council discuss the proposed application and provide instruction to staff on next steps.

Questions from the Mayor and Council were addressed by staff. The Mayor and Council provided their thoughts and comments.

FURTHER DISCUSSION

April 26, 2021 Agenda Item 13

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4347 video timestamp 1:36:42

THE MAYOR AND COUNCIL WENT INTO A BRIEF RECESS AT 9:12 P.M. THE MAYOR AND COUNCIL WORKSESSION RECONVENED AT 9:21 P.M.

14. Introduction and Possible Adoption of an Ordinance to Amend Chapter 1 of the Rockville City Code Entitled "General Provisions" by Amending Section 1-8 Entitled "Application of County Law" So as to Allow Chapter 33B (Pesticides) of the Montgomery County Code to Apply in the City

Chief of Environmental Management Erica Shingara provided a brief background on the ordinance.

Councilmember Beryl L. Feinberg introduced the Ordinance.
Councilmember Monique Ashton moved to waive the layover period.

	RESULT: APPROVED [UNANIMOUS]
MOVER:	Monique Ashton, Councilmember
SECONDER:	Beryl L. Feinberg, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala

Councilmember Monique Ashton moved to adopt the Ordinance.

	RESULT: APPROVED [UNANIMOUS]
MOVER:	Monique Ashton, Councilmember
SECONDER:	David Myles, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala

FURTHER DISCUSSION

April 26, 2021 Agenda Item 14

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2:19:54

15. Presentation of the Results of the Pilot Archery Deer Culling Program

People for the Ethical Treatment of Animals (PETA) Attorney Jenni James provided a presentation on bow hunting and its cruelty to animals.

Superintendent of Parks and Facilities Steve Mader presented the results of the Pilot Archery Deer Culling program.

Questions from the Mayor and Council were addressed by staff and guest speakers. The Mayor and Council provided their thoughts and comments.

FURTHER DISCUSSION

April 26, 2021 Agenda item 15

http://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4347 video timestamp
2:25:31

Councilmember Beryl L. Feinberg moved to give direction to staff to proceed with Options:

- 3. Expand the program to include additional parks
- 4. Change City Code to allow culling programs on large private parcels (like golf courses).
- 6. Consider a pilot program that Howard County is currently working on in which they have installed feeding stations and when the deer are eating, a roller applies insecticide to deer's back to help prevent ticks.

Also, to end the pilot aspect of the program at one small controlled location, and wait for guidance from staff about a deer culling program, including an educational program.

Motion failed for lack of seconder.

16. Review and Comment - Mayor and Council Action Report

A. Action Report

The Mayor and Council reviewed the Action Report.

17. Review and Comment - Future Agendas

The Mayor and Council reviewed Future Agendas.

18. Old/New Business

The Mayor and Council reviewed Old/New Business.

19. Adjournment

There being no further business, meeting adjourned at 10:54 p.m.

	RESULT: APPROVED [UNANIMOUS]
MOVER:	Monique Ashton, Councilmember
SECONDER:	Beryl L. Feinberg, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala