



**Monday, June 27, 2022
MAYOR AND COUNCIL
MEETING NO. 20-22
ROCKVILLE, MARYLAND**

Approved *Bridget Donnell Newton*
Attest: *Sara Taylor-Ferrell*
Approved Meeting No. 26-22
September 19, 2022

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 hybrid Open Meeting Session at 7:03 p.m. on Monday, June 27, 2022, via WebEx.

Staff Present: City Manager Rob DiSpirito, Rockville City Attorney Robert E. Dawson, 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 and made a comment on the two items added to the agenda posted online at the end of the packet to the agenda, and turned it over to the City Manager for discussion.

4. City Manager's Report

The City Manager announced the new hire of Mr. Tyree Davis, IV, as the Assistant to the City Manager for Justice, Equity, Diversity, and Inclusion. The annual July 4th celebration will be held in Mattie Stepanek Park in King Farm on Monday, July 4, 2022, from 7:00 P.M. to 9:45 P.M. Rockville Swim and Fitness was named by the Washington Post as one of the best pools in the metropolitan area. Rockville's annual Pride event was held in the Town Center this past Sunday and it was well attended. Two groundbreaking are scheduled for Wednesday, June 29, 2022, at Welch at 10:00 A.M. and Maryvale at 11:00 A.M.

5. Certificate of Recognition

A. Certificate of Recognition for Deputy City Manager Angela Judge

Mayor Newton and the City Council read the Certificate of Recognition for Deputy City Manager Angela Judge.

B. Certificate of Recognition for 131st Anniversary of Historic Lincoln Park

Mayor Newton read the Certificate of Recognition for the 131st Anniversary of Historic Lincoln Park and presented it to Ms. Anita Neal Powell, President, Lincoln Park Foundation.

6. Proclamation

A. Proclamation Declaring June 2022 as National Caribbean American Heritage Month

Councilmember Monique Ashton read and moved the proclamation declaring June 2022, as Caribbean American Heritage Month in Rockville.

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

B. Proclamation Declaring July 2022 as National Park and Recreation Month in Rockville

Councilmember Mark Pierzchala read and moved the proclamation declaring June 2022, as National Park and Recreation Month in Rockville and presented the proclamation to Chip Boylan, Chair, Rockville Recreation and Park Foundation.

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

Mr. Chip Boylan presented two Community Achievement Awards:

Joseph Andrew – Croydon Creek Nature Center
Mark Williford Skate Park – Skate Jam

FURTHER DISCUSSION

June 27, 2022, Agenda item 6B.

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7. Boards and Commissions Appointment

A. Boards and Commissions Appointment

Councilmember Monique Ashton moved to appoint Mr. Eric Fulton to the Rockville Planning Commission, to serve a five-year term until June 1, 2027.

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

8. Presentation

A. MWCOG Presentation: Metropolitan Washington Planning Framework for 2030

Executive Director, Mr. Chuck Bean, gave a brief presentation to the Mayor and Council on the Metropolitan Washington Council of Governments Planning Framework for 2030.

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

FURTHER DISCUSSION

June 27, 2022, Agenda item 8.

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9. Community Forum

**Community Forum
Virtual Speakers and Written Comments**

NAME	TOPIC
Virtual Speaker Kate Gould	King Farm Farmstead Park
Virtual Speaker Matt Losak Executive Director Renters Alliance	MPDUs

**Community Forum
 In-Person Speakers**

Name	Topic
Drew Powell, President Rockville Sister Cities	Potential reciprocal visit to Yilan City, Taiwan
Stephen Metz, Esq. Offit Kurman, P.A.	144D Pasture Side Way
Katalina Posada	144D Pasture Side Way
Mike Rose	City matters
Kenneth Sonner	406 Great Falls Road Rockville, MD 20850
Vincent Russo	406 Great Falls Road Rockville, MD 20850

10. Consent

A. 144D Pasture Side Way - Release of Declaration of Covenants for Sale Properties

B. Authorize the City Manager to Execute the Mark Twain Athletic Park MOU Lease Extension.

C. Award for Workers' Compensation Insurance Policy Renewal to PMA

D. Authorization to Execute Agreements for Twinbrook Quarter Off-Site Sewer Easement

E. Approval to Reject All Bids for IFB #10-22, Town Center Road Diet Project

F. Approval of Minutes

Councilmember Beryl L. Feinberg arrived at the meeting for the evening at 8:40 p.m. due to ongoing medical advice restricting the length of time she may participate in meetings. She delayed the arrival time in order to participate in the remaining agenda items.

Councilmember Mark Pierzchala moved approval of Consent Agenda items A-F and Approval of minutes for April 4, 2022 Meeting No. 10-22; April 7, 2022 Meeting No. 12-22; April 18, 2022 Meeting No. 13-22; April 25, 2022 Meeting No. 14-22.

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

11. Adoption of a Resolution Declaring Policy on All Gender Bathrooms

Councilmember Mark Pierzchala moved Adoption of a Resolution Declaring Policy on All Gender Bathrooms.

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

12. Introduction and Possible Adoption of Ordinance to Approve Sectional Map Amendment MAP2022-00123, an Application to Rezone the Property at 406 Great Falls Road from R-90 to R-90 (HD - Historic District) in Order to Place the Property in a Historic District; Historic District Commission of Rockville, Applicant

Councilmember Mark Pierzchala announced Mayor Bridget Donnell Newton's recusal from agenda item 12 and nominated Councilmember Beryl L. Feinberg to preside over this agenda item.

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

Chief of Zoning for Planning and Development Services, Jim Wasilak gave a brief presentation and update on Map Amendment MAP2022-00123, Application to Rezone the Property at 406 Great Falls Road from R-90 to R-90 (HD - Historic District) in Order to Place the Property in a Historic District.

Staff recommends that the Mayor and Council introduce the proposed ordinance to grant Map Amendment Application MAP2022-00123, for the rezoning of 406 Great Falls Road from R-90 to R-90 (HD - Historic District). If the Mayor and Council wish to proceed to adopt the ordinance at the same meeting, a motion must be made and approved by a minimum of 4 votes to waive the layover period. Once the layover period has been waived, the Mayor and Council may proceed to the adoption of the ordinance.

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

Councilmember David Myles introduced the Ordinance.

Councilmember David Myles moved to waive the layover period.

The motion failed for a lack of a second.

This Ordinance will be brought back to the Mayor and Council at a future meeting.

FURTHER DISCUSSION

June 27, 2022, Agenda item 12.

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Mayor Bridget Donnell Newton returned to preside over the meeting when agenda item no. 12 concluded for the evening.

13. Discussion, Instructions to Staff, and Possible Introduction and Possible Adoption of an Ordinance to Grant Map Amendment Application MAP2022-00124, for the Rezoning of 500 Great Falls Road from R-90 to R-90 (HD - Historic District) in Order to Place the Property in a Historic District; Historic District Commission of Rockville, Applicant

Preservation Planner, Sheila Bashiri gave a brief presentation on Discussion, Instructions to Staff, and Possible Introduction and Possible Adoption of an Ordinance to Grant Map Amendment Application MAP2022-00124, for the Rezoning of 500 Great Falls Road from R-90 to R-90 (HD - Historic District) in Order to Place the Property in a Historic District.

Staff recommends that the Mayor and Council hold a public hearing and receive public testimony on Sectional Map Amendment MAP2021-00124.

Staff further recommends that the Mayor and Council introduce the proposed ordinance (see Attachment C) to grant Map Amendment Application MAP2022-00124, for the rezoning of 500 Great Falls Road from R-90 to R-90 (HD - Historic District). If the Mayor and Council wish to introduce the ordinance and proceed to adoption at the same meeting, the ordinance should first be introduced, then a motion should be made to waive the layover period. If the motion to waive the layover period is approved by an affirmative vote of four or more members of the Mayor and Council, a motion to adopt the ordinance can then proceed.

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

Councilmember Beryl L. Feinberg introduced the Ordinance.

Councilmember Beryl L. Feinberg moved to waive the Layover period.

	RESULT: APPROVED [4-0-1]
MOVER:	Beryl L. Feinberg, Councilmember
SECONDER:	Monique Ashton, Councilmember
IN FAVOR:	Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles
OPPOSED:	Councilmember Pierzchala

Councilmember Beryl L. Feinberg moved to adopt the Ordinance.

RESULT: APPROVED [4-0-1]**MOVER:** Beryl L. Feinberg, Councilmember**SECONDER:** David Myles, Councilmember**IN FAVOR:** Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles**OPPOSED:** Councilmember Pierzchala**FURTHER DISCUSSION**

June 27, 2022, Agenda item 13.

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Video Timestamp 2:03:46

14. 2023 MML Legislative Action Requests

Assistant to the City Manager Linda Moran presented the 2023 slate of Legislative Actions.

Staff recommends the Mayor and Council discuss the recommended 2023 Legislative Action Requests and approve three for submittal to the Maryland Municipal League.

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

Councilmember Mark Pierzchala moved to support the following three Legislative Action Requests (1,2 and 4):

1. Advocate for an amendment to Maryland's P3 Legislation (HB 650 – Public-Private Partnerships – 2013) that would require a comprehensive financial analysis to be done before any large-scale infrastructure projects are approved.
2. Advocate in Support of Vision Zero Legislation.
4. Advocate for Legislation that Would Provide Enabling Authority for Jurisdictions to Post Electronic Legal Notices.

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

15. Discussion and Possible Approval of Alternative Moderately Priced Dwelling Units (MPDU) Annual Maximum Household Income and Monthly Rent Schedule for Fiscal Year 2023

Director of Housing and Community Development Asmara Habte provided the Mayor and Council with a brief presentation for discussion and possible approval of alternative Moderately Priced Dwelling Units (MPDU) Annual Maximum Household Income and Monthly Rent Schedule for Fiscal Year 2023.

Staff recommends that the Mayor and Council advise on the maximum MPDU rent limits schedule it wishes to adopt-1) rate of rent increase for MPDUs under the established formula using the Area Median Income, adjusted for bedroom count, or 2) 5.3% rate of rent increase for MPDUs under the wage growth rate, regardless of bedroom count.

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

Councilmember Mark Pierzchala moved to establish a 4.4% mandatory cap for MPDUs and the Monthly Rental schedule, based on proposed County standards.

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

FURTHER DISCUSSION

June 27, 2022, Agenda item 15.

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Video Timestamp 2:36:20

16. Review and Comment - Mayor and Council Action Report

A. Action Report

Councilmember Mark Pierzchala suggested removing the items that have been done, as the report is too large and makes it not useful to follow.

17. Old/New Business

Assistant to the City Manager Linda Moran spoke to letters sent to the Mayor and Council for their consideration. Ms. Moran and City staff will prepare a letter to Senator Van Hollen to thank him and his staff for all they have done for gun safety legislation and other priority items.

Councilmember Mark Pierzchala moved that he and Councilmember Ashton work on a letter to Federal Legislators to thank them for their progress so far and to draft a letter to discuss actions not completed as yet.

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

Mayor and Council discussed a letter to Montgomery County Public School regarding school priorities for the City of Rockville.

Councilmember Mark Pierzchala moved to authorize the City Manager to sign the MOU with the Montgomery County Board of Election to use the Rockville Election Drop Box location at Rockville City Hall.

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

FURTHER DISCUSSION

June 27, 2022, Agenda item 17.

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18. Adjournment

There being no further business, the meeting adjourned at 10:57 p.m.

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