



Approved *Bridget Donnell Newton*
Attest: *Sara Taylor-Ferrell*
Approved Meeting No. 28-22
October 17, 2022

**MONDAY, JULY 11, 2022
MAYOR AND COUNCIL
MEETING No.21-22
Rockville, Maryland**

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, July 11, 2022, via WebEx.

Staff Present: City Manager Rob DiSpirito, 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 to the agenda.

4. Proclamation

A. Proclamation Declaring July 17, 2022, as Mattie J.T. Stepanek Peace Day

Mayor Bridget Donnell Newton read the proclamation declaring July 17, 2022, as Mattie J.T. Stepanek Peace Day in Rockville, and presented it to Dr. Jeni Stepanek.

Councilmember Monique Ashton moved the proclamation declaring July 17, 2022, as Mattie J.T. Stepanek Peace Day in Rockville.

RESULT: APPROVED [UNANIMOUS]

MOVER: Monique Ashton, Councilmember

SECONDER: Beryl L. Feinberg, Councilmember

IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Pierzchala

5. Presentation

A. Montgomery County Update on the Proposed Bus Depot and Restoration Facility on Seven Locks Road (Notice Required)

Dr. Raymond Crowel, Director of the Montgomery County Department of Health and Human Services, provided a brief overview of the proposed Restoration Center. Dr. Rolando Santiago, Chief of Behavioral Health and Crisis Services, Montgomery County Health and Human Services, gave a presentation on the features and services planned for the Restoration Center. Greg Ossont, Deputy Director of Montgomery County Department of General Services, provided an update on the demolition of Detention Center buildings and the current status of the proposed Bus Depot.

Questions from the Mayor and Council were addressed by Raymond Crowel, Rolando Santiago, Greg Ossont, and Rich Madaleno, Montgomery County Chief Administrative Officer. Mayor and Council provided their thoughts and comments.

FURTHER DISCUSSION

July 11, 2022, Agenda item 5.

https://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4566

Video Timestamp 06:42

6. Community Forum

Name	Topic
In Person Hannah Fisher	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Sarah Bland	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road

In Person Greg Bland	NO -Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person and Written Comments Krystal Putman-Garcia	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Eleanor Simpson	YES - Rockville Civic Ballet
In Person Charlotte Popson	Yes - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
In Person Leon Feuerstein	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Steve VanGrack	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Mariana Cordier	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Nora Eig	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
In Person Punya Goraya	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person William Wood	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead

In Person Silvie U. Gallardo President, FRCB	YES - City arts program
In Person Kate DiBartolo	YES - City arts program
In Person Charles Pavitt	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
In Person Elaine Gilby	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
In Person Nancy Popson	YES - Rockville Civic Ballet
In Person Steven Polinger	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Erin Kwong	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
In Person Pali Keppetipola	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
In Person David Walker	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
In Person Dr. Uzi Vishkin	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Isabel Camara	YES - The future of the historic horse barn site at the King Farm Farmstead
In Person Dinis Camara	YES - The future of the historic horse barn site at the King Farm Farmstead

In Person PK (Harish) Chidambaran	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Dan Fulop	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Rami Loya	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Mark Goldstein	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
In Person Dave Stovall	NO - 406 Great Falls Road Decision
In Person Brigitte Pfeifer	YES - King Farm Horse Barn, Rockville Civic Ballet
In Person Bryab Gnade	Accessory Building Amendment
Written Comments Dan Fulop	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
Written Comments Mark Wetterhahn	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
Written Comments Greg Bland	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road

Written Comments Doug Guidorizzi	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
Written Comments Chiara Jaffe	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
Written Comments Anna Adhikari	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
Written Comments Irene Elliott	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
Written Comments Sharon Dekelbaum CEO Of Dekelbaum Operations	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
Written Comments Linda and Meyer Katzper	NO - Proposed redevelopment of the Seven Locks land; Proposed Bus Depot and Restoration Facility on Seven Locks Road
Written Comments Justyna Sadlowska	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
Written Comments Bridgette Pfeufer	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
Written Comments Sophia Ubiera	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
Written Comments Kathryn Chongpinitchai	Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead

Written Comments Andrew Lin, Co-Chair Human Rights Commission	YES - HRC support of the City's efforts and positions to mitigate gun violence
Written Comments Colleen and Donald Goldstein	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
Written Comments Tracy Fitzgerald and Charlotte Hess	YES - Developing an expanded ballet center for the City's ballet classes and Rockville Civic Ballet on the King Farm Farmstead
Written Comments Barry Jackson President, King Farm Citizens Assembly	Update on items of interest to King Farm

THE MAYOR AND COUNCIL WENT INTO A BRIEF RECESS AT 10:19 P.M. THE MAYOR AND COUNCIL MEETING RECONVENED AT 10:32 P.M.

7. Consent

- A. Authorize the City Manager to Execute the Maryland Market Money MOU Between the Tri-County Council for Southern Maryland and the Mayor and Council Regarding the City of Rockville Farmers Market Eat Fresh Rockville Program**
- B. Authorization to Release and Extinguish an Existing Stormwater Management Easement on Parcel 23, Block a of the Wheel of Fortune Subdivision**
- C. Dispute the Reported Census 2020 Decennial Counts for Housing and Group Quarters Population**
- D. Authorization for the City Manager to Execute Modification Number Two to the Department of Natural Resources Grant Agreement Between the Mayor and Council of Rockville and the State of Maryland ("Modification #2) for the Mt. Vernon Stormwater Management Pond Retrofit and Urban Tree Canopy Enhancement Project**
- E. Authorization to Approve a License and Maintenance Agreement for Private Stormwater Management in the Public Rights-Of-Way Associated with Potomac Woods**
- F. Authorization to Approve a Grant of Public Improvements Easement Associated with Potomac Woods**

- G. **Authorization to Approve a Grant of Storm Drain Easement Associated with Potomac Woods**
- H. **Authorization to Approve a Temporary Storm Drain Easement Associated with Potomac Woods**
- I. **Authorization to Approve a Grant of Water and Sewer Easement Associated with Potomac Woods**
- J. **Authorization to Approve a Public Access Easement Agreement Associated with Potomac Woods**
- K. **Authorization to Approve a Stormwater Management Easement and Stormwater Management Inspection and Maintenance Agreement Associated with Potomac Woods**
- L. **Authorization to Approve a Stormwater Management Easement and Stormwater Management Inspection and Maintenance Agreement for a Temporary Parking Lot Associated with Potomac Woods**
- M. **Award to Axon Enterprise, Inc. for the Purchase of Body-Worn and In-Car Camera Systems, Per Sourcewell Contract # 010720-AXN.**
- N. **Authorization for the City Manager to Execute an Award Acceptance from the Maryland Department of Natural Resources FY23 Chesapeake and Atlantic Coastal Bays Trust Fund Grant for a \$2,000,000 Grant to Offset Costs for the Croydon Creek Stream Restoration Project (SB16)**

Councilmember Beryl L. Feinberg moved approval of Consent Agenda items A-N.

	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 to proceed with agenda items #8 and #9, and remove items #10, #11, #12, and #13, due to the lateness of the meeting.

RESULT: APPROVED [UNANIMOUS]

MOVER: Mark Pierzchala, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Donnell Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

8. 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

Mayor Bridget Donnell Newton recused herself from agenda item 8. Councilmember Mark Pierzchala nominated Councilmember Beryl L. Feinberg to preside over this agenda item.

RESULT: APPROVED [4-0]

MOVER: Mark Pierzchala, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Councilmember Ashton, Councilmember Feinberg, Councilmember Myles,
Councilmember Pierzchala
RECUSAL: Mayor Bridget Donnell Newton

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 recommended that the Mayor and Council adopt 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 approve the ordinance, a motion must be made to approve 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 Mark Pierzchala moved that Mayor and Council instruct staff to bring back a resolution of denial with the findings that the application does not meet the criteria that the HDC found that it met, and the burden of this property was too onerous for the property owner to refurbish the property.

APPROVED [3-0-1]

MOVER: Mark Pierzchala, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Councilmember Ashton, Councilmember Feinberg, Councilmember Pierzchala
AGAINST: Councilmember Myles
RECUSAL: Mayor Newton

Staff will prepare a Resolution of Denial for Map Amendment MAP2022-00123, and bring it back to the next Mayor and Council meeting.

FURTHER DISCUSSION

July 11, 2022, Agenda item 8.

https://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4566

Video Timestamp 03:35:45

9. Introduction and Possible Adoption FY 2023 Budget Amendment (Amendment #1)

Senior Management & Budget Analyst Mary Sue Martin provided a brief overview of the Introduction and Possible Adoption of the FY2023 Budget Amendment (Amendment #1).

Staff recommends that the Mayor and Council introduce the attached ordinance to amend Ordinance #08-22 to appropriate funds and levy taxes for the Fiscal Year 2023 (Budget Amendment #1).

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

Councilmember Mark Pierzchala introduced the FY 2023 Budget Amendment (Amendment #1).

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

RESULT: APPROVED [UNANIMOUS]

MOVER: Beryl L. Feinberg, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Donnell Newton, Councilmember Ashton, Councilmember Feinberg, Councilmember Myles, Councilmember Mark Pierzchala

Councilmember Beryl L. Feinberg moved to approve FY 2023 Budget Amendment (Amendment #1).

RESULT: APPROVED [UNANIMOUS]

MOVER: Beryl L. Feinberg, Councilmember
SECONDER: Monique Ashton, Councilmember
IN FAVOR: Mayor Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Mark Pierzchala

FURTHER DISCUSSION

July 11, 2022, Agenda item 9.

https://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4566

Video Timestamp 04:06:26

10. Authorization to File a Zoning Text Amendment as Part I of an Interim Zoning Ordinance Update, to Allow for Floating Zones that Implement the Rockville 2040 Comprehensive Plan Recommendations

This item was removed from the agenda and will be added to a future agenda.

11. Discussion and Possible Approval of a Charter for the Zoning Ordinance Rewrite Project

This item was removed from the agenda and will be added to a future agenda.

12. Introduction and Possible Adoption of an Ordinance on Zoning Text Amendment Application TXT2019-00254 – to Modify the Requirements for Accessory Buildings and Structures in Residential Zones; Mayor and Council of Rockville, Applicants

This item was removed from the agenda and will be added to a future agenda.

13. Review and Comment - Future Agendas

A. Future Agendas

This item was removed from the agenda and will be added to a future agenda.

14. Old/New Business

Councilmember Beryl L. Feinberg moved that Mayor and Council work with staff to draft letters to the Montgomery County Executive and Montgomery County Council in opposition to the Seven Locks Road Depot project and the Restoration Center.

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

Councilmember Monique Ashton moved to approve the revised letter on gun control legislation.

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

Councilmember Monique Ashton moved to approve a Thank You letter to be sent to the Federal Legislative Delegation.

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

Councilmember Beryl L. Feinberg reminded Mayor and Council that they needed to address the letter from Councilmember Mark Pierzchala regarding I-270 and I495 managed lanes.

Councilmember Mark Pierzchala moved to approve the revised I-270 and 495 managed lanes letter sent to Mayor and Council earlier today that included new material for the environmental impact statement, clarifies some traffic modeling items, validates some discrepancies, and requests some of the raw data.

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

15. Adjournment

There being no further business, the meeting adjourned at 11:43 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