



October 3, 2022
COUNCIL
Meeting No. 32-22
November 14, 2022

Approved *Bridget Donnell Newton*
Attest: *Sara Taylor-Ferrell*
Approved Meeting No. 32-22
November 14, 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 7:25 p.m. on Monday, October 3, 2022, in the Mayor and Council Chambers, City Hall, 111 Maryland Avenue, Rockville, Maryland, and 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 changes to agenda item #5A Boards and Commissions appointments/reappointments.

4. Proclamation

A. Proclamation Declaring October 10, 2022, as Indigenous Peoples' Day

Councilmember Mark Pierzchala read and moved the proclamation declaring the October 10, 2022, as Indigenous Peoples' Day.

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

B. Proclamation Declaring October 2022, as National Bullying Prevention Month

Councilmember David Myles read and moved the proclamation declaring October 2022, as National Bullying Prevention Month.

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

C. Proclamation Declaring October 2022, as National Domestic Violence Awareness Month

Mayor Bridget Donnell Newton read the proclamation declaring October 2022, as National Domestic Violence Awareness Month and presented it to CEO of Women Who Care Ministries Ms. Judith Clark.

Councilmember Mark Pierzchala moved the proclamation.

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

D. Proclamation Declaring November 2022, as Pancreatic Cancer Awareness Month

Councilmember Beryl L. Feinberg read and moved the proclamation declaring November 2022, as Pancreatic Cancer Awareness Month.

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

E. Proclamation Declaring October 2022, as " Walktober" Month

Councilmember Monique Ashton read and moved the proclamation declaring the October 2022, as Walktober Month and presented it to presented to Rockville Pedestrian Advisory Commission Chair Marissa Valeri.

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

5. Boards and Commissions Appointments and Reappointments

A. Appointments and Reappointments to the City of Rockville Boards and Commissions

Councilmember Mark Pierzchala moved the appointment of Melissa Sera to the Cultural Arts Commission, to serve a three-year term until October 1, 2025.

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

Councilmember Mark Pierzchala moved the appointment of Erin Freitas to the Cultural Arts Commission, to serve a three-year term until October 1, 2025.

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

Councilmember Monique Ashton moved the reappointment of Edward “Ted” Stauderman to the Environment Commission, to serve a three-year term until October 1, 2025.

	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 the appointment of Seth Denbo to the Historic District Commission, to serve a three-year term until October 1, 2025.

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

Councilmember Beryl L. Feinberg moved the appointment of Rebecca Murphy to the Human Rights Commission, to serve a three-year term until October 1, 2025.

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

Councilmember Beryl L. Feinberg moved the appointment of Rachel Murphy to the Human Rights Commission, to serve a three-year term until October 1, 2025.

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

Councilmember Monique Ashton moved the reappointment of Ed Duffy to the Rockville Housing Commission, to serve a three-year term until September 1, 2024.

	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 the reappointment of Stacy Kaplowitz to the Rockville Housing Commission, to serve a three-year term until May 1, 2025.

	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 the reappointment of Steven Marr to the Rockville Housing Commission, to serve a three-year term until May 1, 2025.

	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 moved the reappointment of Jack Sprague to the Senior Citizens Commission, to serve a three-year term until May 1, 2025.

	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

B. Adoption of Resolution by the Mayor and Council of Rockville to Appoint Members to the Board of Directors of Rockville Economic Development, Inc.

Councilmember Monique Ashton moved the adoption of the resolution to appoint members of the Board of Directors of Rockville Economic Development, Inc.

	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

6. Community Forum

No speaker signed-up for Community Forum.

7. Consent

Councilmember Monique Ashton moved approval of Consent Agenda items A-F.

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

A. Approval of Three Proposed Federal Priorities

B. Authorization to Approve Five Easements, One License and Maintenance Agreement, and One Release and Extinguish Easement Associated with King Buick and King Farm Farmstead Parking Lot

C. Authorize the City Manager to Enter into Electricity Supply Agreements

D. Award IFB #05-22, SWM Facilities Improvements: Northeast Park, to Environmental Quality Resources, LLC of Millersville, Maryland, in the Amount Not to Exceed \$1,401,250.50

E. Adoption of an Ordinance to Grant Street Closing and Abandonment Application, SCA2022-00109 for a 0.0027 Acre Portion of an Unnamed Roadway Adjacent to Twinbrook Quarter LLC

F. Approval of a Charter for the Zoning Ordinance Rewrite (ZOR) Project

8. Presentation

A. Presentation on Performance Measurement

Deputy Chief Financial Officer Kimberly Francisco introduced Raftelis Management Consultants representatives Michelle Ferguson and Jennifer Teal to present their findings and recommendations to the Mayor and Council to include:

- Identifying performance measurement “champions” throughout the organization
- Providing ongoing training
- Establishing and implementing standardized data collection procedures
- Conducting regular stakeholder satisfaction surveys
- Regularly reporting performance measurement results
- Establishing processes for performance measure revision and data quality control

Questions from the Mayor and Council were addressed by staff.

The Mayor and Council provided their thoughts, comments, and directions.

FURTHER DISCUSSION

October 3, 2022. Agenda Item 8.

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9. Award of IFB #08-22 for the 6 Taft Court Phase 1A Renovations to Nichols Contracting, Inc. in the Amount Not to Exceed \$7,533,000

Under the request by the Mayor and Council for discussion and instructions, the Director of Public Works Craig Simoneau, and staff, recommend that the Mayor and Council award IFB #08-22.

Questions from the Mayor and Council were addressed by staff.

The Mayor and Council provided their thoughts and comments.

Councilmember Mark Pierzchala moved to award IFB #08-22 for 6 Taft Court Phase 1A Renovations.

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

FURTHER DISCUSSION

October 3, 2022. Agenda Item 9.

https://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4596

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10. Award of Invitation for Bid #04-23, Town Center Road Diet Project (Construction), to Ardent Company of McLean, Virginia, in the Amount Not to Exceed \$838,800

Director of Public Works Craig Simoneau, and staff, recommend that the Mayor and Council award IFB #04-23.

Questions from the Mayor and Council were addressed by staff.

The Mayor and Council provided their thoughts and comments.

Councilmember Monique Ashton moved to award IFB #08-23 Town Center Road Diet Project.

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

FURTHER DISCUSSION

October 3, 2022. Agenda Item 10.

https://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4596

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11. Introduction and Possible Adoption of an Ordinance to Amend Ordinance #11-22 to Appropriate Funds and Levy Taxes for Fiscal Year 2023 (Budget Amendment #2)

Senior Budget and Financial Analyst Mary Sue Martin provided an overview of the 2nd Budget Amendment #2 for FY2023.

Councilmember Mark Pierzchala introduced the Ordinance.

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 Newton, Councilmember Ashton, Councilmember Feinberg,
Councilmember Myles, Councilmember Pierzchala

Councilmember Beryl L. Feinberg moved to adopt the Ordinance.

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

FURTHER DISCUSSION

October 3, 2022. Agenda Item 11.

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THE MAYOR AND COUNCIL WENT INTO A BRIEF RECESS AT 9:05 P.M. THE MAYOR AND COUNCIL WORKSESSION RECONVENED AT 9:14 P.M.

12. FY 2024 Budget Process Discussion

Deputy Chief Financial Officer Kimberly Francisco provided an overview of the FY2024 public budget process including purpose of public budgets, timeline, community engagement, proposed survey, and planned improvements for internal budget development.

Questions from the Mayor and Council were addressed by staff.

The Mayor and Council provided their thoughts and comments.

FURTHER DISCUSSION

October 3, 2022. Agenda Item 12.

https://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4596

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13. Discussion and Instructions to Staff and Possible Adoption of a Resolution on Project Plan Application PJT2022-00014 to Amend the Twinbrook Commons Planned Development to Allow 437 Multi-Family Units and 5,870 Square Feet of Retail/Restaurant, Located on a Portion of 1700 Chapman Avenue, and 1800 and 1818 Chapman Avenue; Washington Metropolitan Area Transit Authority (WMATA) and Hines, Applicants

Principal Planner Nelson Ortiz presented an update on the project plan including an update for ready to use EV spaces at occupancy from 6 to 10 spaces for a total of 34 spaces.

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

Councilmember Mark Pierzchala moved to adopt the Resolution.

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

FURTHER DISCUSSION

October 3, 2022. Agenda Item 13.

https://rockvillemd.granicus.com/MediaPlayer.php?view_id=2&clip_id=4596

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14. Old/New Business

Councilmember Ashton moved to make City facilities more baby friendly with additional baby changing stations be installed throughout the City and information on location of facilities . Councilmember Beryl L. Feinberg requested that the addition of automated external defibrillators (AED) added to the motion. Councilmember Myles requested to conduct an audit of facilities where there are lactation areas.

	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 Mark Pierzchala moved the support of a disparity study and cost on Minority, Female, Disabled and Veteran Owned Businesses (M/F/D/V) program, and information from other jurisdictions as an agenda item to and public discussion. Also to include diverse suppliers.

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

FURTHER DISCUSSION

October 3, 2022. Agenda Item 13.

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15. Adjournment

There being no further business, the meeting adjourned at 10:48 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