

COUNCIL OF CHEVY CHASE VIEW **Monthly Meeting**

Date: April 15, 2009
Place: Christ Episcopal Church, Kensington, Maryland
Present: Mike Plantamura, Chair; Martie Mitchell, Coral Bell, Lulu
Gonella, Council members
Jana Coe, Town Manager
Ron Bolt, Legal Counsel to Chevy Chase View
Alan Beal, Building Permit Administrator

Called to Order: 7:30 p.m. by Mike Plantamura, Chair

Results of Executive Session of April 15, 2009: The Council discussed the employment, compensation and performance evaluation of the Town Manager, and agreed that a bonus will be given to the Town Manager at the end of the fiscal year 2008-2009. The Council instructed counsel to prepare an amendment clarifying the CPI-based salary adjustment language in the current contract. The meeting adjourned at 7:25 p.m.

Approval of Minutes of March 18, 2009 Regular Meeting: Martie Mitchell moved that the minutes of the February 18, 2009 regular meeting be approved. Lulu Gonella seconded the motion. The motion passed unanimously.

Financial Report for the Period March 1, 2009 to March 31, 2009: Lulu Gonella moved that the financial report for the period March 1, 2009 to March 31, 2009 be accepted. Coral Bell seconded the motion and it passed unanimously.

Council Member Walk: Peter Roman was not in attendance and did not have a report.

Connecticut Avenue Lighting Update: Martie Mitchell reported PEPCO has received the 12-foot brackets and is still waiting for the new housing units which will now ship on May 11, 2009. CCV has asked that the internal house-side shields be installed during fabrication. Once all parts have been received, the lights will take two to three days to install.

Construction Site Issues and Fee Increase Discussion: The Council reviewed the changes to the permitting procedures and bond release protocol that are intended to facilitate communication with residents and provide better management of the building process. The Council's minor revisions were incorporated in the final draft of the

protocol that was forwarded to Ron Bolt. Mr. Bolt reviewed the final draft for the purpose of determining if implementation of any the proposed changes to the bond release protocol and permitting procedures will require amendment to the Chevy Chase View Regulations.

The proposed changes would require a pre-construction meeting for certain construction, clarify that building permit conditions may be imposed as well as clarify the penalty provisions for violations of the Regulations. The Council members revised the proposed amendment to the Regulations. Attached to these minutes please find said proposed amendment which the Council proposes to adopt at the May 20th Council meeting. Please visit the CCV website (www.chevychaseview.org) to see the final draft of the proposed permitting procedures and bond release protocol.

Speed Camera Update: Senate Bill 277 authorizing the use of speed monitoring systems statewide to enforce specified highway speed laws in school zones (limited between 6:00 A.M. and 8:00 P.M.) and highway work zones was passed by the Maryland Senate prior to the end of the 2009 General Assembly session on April 13.

Language includes limiting local government speed camera revenues to 10% of a local jurisdiction's total revenues after covering the costs of a local speed camera program with all excess local government revenues will then directed to the State. Because the existing Montgomery County speed camera program was grandfathered into the bill, Montgomery County and all Montgomery County municipalities will retain the authority to place cameras in both school zones and residential areas. Assuming final passage of the statewide bill, Montgomery County and all municipalities will come under the revenue restrictions in the statewide bill when it goes into effect on October 1, 2009.

Senate Bill 277 clarifies that a municipality that does not maintain a police force may contract with a law enforcement agency that is authorized to issue citations.

Tree Planting for Spring 2009: Lulu Gonella reported that six trees will be planted in the Spring of 2009. She has recommended that the Town maintain "do not plant list" of residents who have declined right-of-way trees.

At 7:55 P.M., Martie Mitchell excused herself from the remainder of the meeting.

Waste Management Toter Container Availability: Jana Coe reported that she has been advised that the Collections Section of Montgomery County's Division of Solid Waste Services would have no issue with CCV setting out recyclables in a single stream manner for collection by Waste Management for transport to its facility in Elkridge.

Waste Management is reviewing whether the toter containers could be introduced to CCV incrementally or in totality. They have also agreed to furnish a 64-gallon and a

96-gallon container for the Council's consideration. Jana is in the process of securing pricing for the containers as well as the impact on the recycling budget.

Discussion of Dresden Street Sidewalk Repair: The Dresden Street sidewalk between Connecticut Avenue and Summit Avenue will be repaired in May. There are several areas where the ground adjacent to the pathway is falling towards the ditch line and an asphalt wedge needs to be installed in order to tie into the existing pathway. CPJ will be setting points along the right-of-way so that the staked property line is evident from point to point. All points set will be marked with a wooden stake. The survey crew will locate the existing asphalt path and several utility poles/fire hydrants in order to identify their distance to the right-of-way line. Dresden Street homes adjacent to any right-of-way overgrowth will be notified before CCV's contractor cuts back the overgrowth of shrubbery and ivy from the pathways.

Border Tree Policy: The Council was informed by CPJ that the tree data base reveals six CCV trees that are considered border trees (planted on property line) where ownership would be shared by CCV and the property owner. The Council concluded that this was not an area where a policy needed to be developed.

Appointment of Nominating Committee for May 14, 2009 Elections: Jana Coe reported that Fred Hutchinson (chair), Vickie Plank and Judy Whalley are serving on the Nominating Committee. Nominations are due by Tuesday, April 21, 2009.

Connecticut Avenue Sidewalks: On April 2, 2009, Chevy Chase View learned the State Highway Administration (SHA) design concept for the Connecticut Avenue sidewalk has been completed. We have been informed that due to SHA's current budget issues they do not have funding to move this project into the design phase which is estimated to be \$150K-\$200K. Kate Mazzara, engineer for SHA, is going to contact Richard Earp (Montgomery County engineering) to determine if the County would commit engineering dollars to this project. Montgomery County has committed \$500K to this project in budget years 2012, 2013 and 2014. We have asked Nancy Floreen to explore funding options for the design phase with Mr. Earp. After funding has been lined up, the design phase will take a minimum of 12 months.

NOTE: On April 29, 2009, we learned that SHA has approved approximately \$200,000 for the design phase of this sidewalk project.

Jana Coe also reported that although the county has committed partial construction funding of the sidewalk along MD185, SHA has not committed the matching dollars. The request from the county for SHA to match the funding is still under review with no timeframe for a final decision. SHA appreciates the efforts by the Towns of CCV and Kensington to keep this project moving forward and will work with the county if they are able to move this project to next phase.

On Monday, May 18th, Kate Mazzara of SHA has agreed to present the final design concept at 7:00 P.M. at the Town of Kensington's Town Hall. Please plan to attend as county council members and district delegates will be invited to attend.

Overgrowth on CCV Sidewalks: Residents are reminded to cut back all shrubbery that protrudes into the adjacent sidewalks on their property. Please let us know if you are unable to keep your sidewalk cleared.

Backyard Refuse Removal: We want to remind residents that CCV pays our contractor for backyard service. Some residents were unaware of this service and over the past few months have been switching to the backyard collection (after reading the reminder in the minutes). The Waste Management collection team is generally very good about remembering a changed pattern. If there is a glitch when you make the change, contact the Town Manager and she will work with Waste Management. It is confusing to the collection team to leave it at the curb one day and then switch to the backyard service.

Please take advantage of the backyard collection. It is unsightly to have the cans at the curb, but more importantly it can be a signal that no one is home if the cans remain at the curb all day.

Report on Status of 4314 Glenridge Street: Jana Coe reported that Montgomery County has issued a stop work on this property due to sediment control issues.

Report on Status of 9819 Connecticut Avenue: The Council asked Jana Coe to write a letter to the property owner advising that a CCV permit is necessary before construction work commences.

Addition of Email Addresses to CCV Directory: Just a reminder that you have the option of including your email address in the CCV directory. It is the responsibility of residents to notify the Town Manager of email changes, and not the responsibility of the Town Manager to track down the changes.

If you would like your email address included in the CCV directory, send an email to ccviewmanager@verizon.net for said inclusion. Please note that this is a new email address for Jana Coe, Town Manager.

Adjournment: At 8:40 p.m., Lulu Gonella moved to adjourn the meeting, which Coral Bell seconded. The motion passed unanimously.

Time and Place of Next Meeting: The Council will meet next for its monthly meeting on Wednesday, May 20, 2009, at 7:30 p.m. at the Christ Episcopal Church, Kensington, Maryland.

Respectfully submitted,

Jana Coe, Town Manager

Application for Building Permit – Building Permit Applications for consideration at the May 20, 2009 meeting must be fully perfected by 5:00 p.m. on May 6, 2009. Applications can be submitted to Alan Beal, the Building Permit Administrator, for review. Please note that Mr. Beal's review may take several days and an application is not considered perfected until Mr. Beal completes his review. Any questions about this process should be directed to Mr. Beal at 202-607-4153.

Bulk Pick-Up - The next bulk pick-up will be **Saturday, May 2, 2009**. Bulk pick-ups are held on the first Saturday of the month. As a reminder, heavy refuse includes major appliances, furniture, large toys, bicycles, plumbing fixtures and up to two tires cut into quarters. Excluded are batteries, propane tanks, bricks and general construction debris and iron pipes. Please have your items at the curb by 7:00 AM on Saturday as the truck comes through early.

Website - Please visit our website at www.chevychaseview.org.

Listserv – Please consider becoming a member of the CCV listserv. Send an email to ChevyChaseViewNet-subscribe@yahoogroups.com.

Street Cleaning – The next regular street sweeping is scheduled for May 11th. Please park your cars in driveways in order that the most effective sweeping can be performed.