

COUNCIL OF CHEVY CHASE VIEW
Monthly Meeting

Date: March 24, 2010

Place: Christ Episcopal Church, Kensington, Maryland

Present: Mike Plantamura, Chair; Coral Bell, Lulu Gonella, Martie Mitchell, Council members

Jana Coe, Town Manager

Ron Bolt, Legal Counsel to Chevy Chase View

Alan Beal, Building Permit Administrator

Also Present: Rachel Ritvo, 4020 Everett Street

Called to Order: 8:07 p.m. by Mike Plantamura, Chair

Approval of Minutes of February 17, 2010 Monthly Meeting and Continuation of Waiver Hearing #10-1-1 (Spry): Lulu Gonella moved that the minutes of the February 17, 2010 meeting and the Continuation of Waiver Hearing #10-1-1 (Spry) be approved. Martie Mitchell seconded the motion and it passed unanimously.

Financial Report for February 1, 2010 to February 28, 2010: Lulu Gonella moved that the financial report for February 1, 2010 to February 28, 2010 be accepted. Coral Bell seconded the motion and it passed unanimously.

Council Member Walk: Martie Mitchell reported damage to asphalt curbs on Dresden Street and Cleveland Street. Jana Coe reported that this damage was created by a Montgomery County snow plow and she has filed a claim with the County. The streets have a large amount of debris, which Jana Coe indicated would be addressed in the upcoming Spring Bulk Yard Waste cleanup and street sweeping. Martie Mitchell also inquired about the metro bus shelter replacement at the corner of Franklin Street/Connecticut Avenue, and Jana Coe reported that she had been in touch with the County to discuss the disruption of the area.

Application for Building Permit – 9819 Connecticut Avenue (Spry): Martie Mitchell moved that the application for the second-story addition at 9819 Connecticut Avenue be approved

per the Waiver Decision #10-1-1. Coral Bell seconded the motion and it passed unanimously.

BRAC Report: Lulu Gonella reported that approximately \$150 million has been dedicated to improvements of intersections, pedestrian walkways and bike paths in preparation for the BRAC deadline of September 2011. Council member Marc Elrich gave a presentation and led a discussion on his county-wide Bus Rapid Transit (BRT) proposal.

Residents are encouraged to visit www.chevy Chaseview.org for links to BRAC related websites. Montgomery County's BRAC website is updated weekly and there is important information available for review.

Report on Safe Route to School Grant/SHA Design Plan Progress: Jana Coe reported that a preliminary investigation field meeting for the Connecticut Avenue (Saul Road to Washington Street) sidewalk project took place on March 10, 2010. Along with Town of Kensington officials, she joined various departments from the State Highway Administration to walk the limits of the project to review and comment on the design. The design plan is currently 30% complete. SHA officials hope to schedule a community meeting in the next few months to discuss the specifics with residents of the Town.

Connecticut Avenue Speed Camera Memorandum of Understanding: Jana Coe reported the Memorandum of Understanding with Montgomery County and the Town of Kensington has been signed by all parties. Subject to appropriation by the County Council in May 2010, the first annual payment of revenues from Montgomery County is expected in November 2010.

Ordinance 49/Resolution 89-03-10 Regulation to Exempt Solar Panels from Permitting Requirements: The Council reviewed the draft ordinance prepared by CCV attorney Ron Bolt amending Sec. 13.A.15 to add solar panels to the list of exemptions, similar to the exemption provided for items such as rooftop satellite dishes. Martie Mitchell moved the Ordinance No. 49 be adopted with an effective date of March 24, 2010. Lulu Gonella seconded the motion and it passed unanimously.

FEMA Reimbursement for Snow Removal Expenses in December 2009: Jana Coe reported that the December 2009 snow storm expenses are eligible for FEMA reimbursement. The February 2010 storms have yet to receive the federal disaster designation. The FEMA reimbursement process for the December 2009 storm is expected to take several months.

Transfer of Fund to Legal and Accounting: A total of \$71,439.70 has been expended through February 28, 2010 for attorney fees and the mandated annual audit. The Council determined that taking into account projected legal fees for the remaining months in FY 2010 (through June 30, 2010), the budget for this expense category will need to be increased by an additional \$20,000.00 (for a total of \$92,000.00). A significant portion of

the attorney fees incurred during FY 2010 were dedicated to the speed camera Memorandum of Understanding. Mike Plantamura explained that the multi-month process of drafting and negotiating with both Montgomery County and the Town of Kensington the recently completed Memorandum of Understanding has resulted in the Towns of Chevy Chase View and Kensington each receiving a share of the speed camera revenues from the cameras located within the two Towns.

With the guidance of David Podolsky, we were able to secure a Maryland Attorney General's Office advice letter agreeing with CCV's interpretation of the provision in the Maryland speed camera law regarding the calculation of the annual cap on the amount of speed camera revenues that a municipality is permitted to retain and spend for public safety purposes. This effort resulted in the initial revenue projection of \$50,000.00 being increased to \$104,000.00. Coral Bell moved that \$14,000.00 be transferred from Street Maintenance (current budget is \$52,000.00 with expenditures to date of \$27,965.00) and \$6,000.00 be transferred from Street Lighting (current budget \$14,000.00 with expenditures to date of \$4,779.07). Martie Mitchell seconded the motion and it passed unanimously.

Formal Acceptance of FY 2010-2011 Budget: Mr. Plantamura presented the proposed budget to the Council. Martie Mitchell moved for acceptance of the proposed budget for presentation to the community for comments and a public hearing. Coral Bell seconded the motion and it was approved unanimously. The annual budget meeting (including a public hearing on the proposed budget) has been scheduled for Wednesday, April 21, 2010, at 7:00 pm, prior to the regular meeting's scheduled start time of 7:30 pm on that date.

Appointment of Nominating Committee for May 13, 2009 Elections: Mr. Plantamura announced that elections will be held only if there are more announced candidates than there are seats on the Council to be filled. Mike Plantamura asked Council members to forward names of residents that would consider serving on the Nominations Committee. Doug McDaniel has agreed to serve as the Chairman of the committee.

Chevy Chase Village Police Services: Mike Plantamura reported the Chevy Chase Village will no longer provide contracted police services beyond the end of our current contract, which expires June 30, 2010. This decision was made by the Village's Board of Managers after a review of Village revenues and expenses, as a result of which the Village's Board of Managers concluded that the Village's existing program to offer police services to other jurisdictions on a contract basis was not fully sustainable. The Chevy Chase View Council is exploring options used by other municipalities to obtain police services.

Request for Extension of CCV Building Permit Number 238-01001 – 4208 Glenrose Street (Albina): Chris Albina requested a 45-day extension for CCV Building Permit Number 238-01001 in order to complete the installation of the fence at 4208 Glenrose

Street. Lulu Gonella moved that the extension be approved. Coral Bell seconded the motion and it passed unanimously.

Engagement Letter for FY2010 Audit - Lindsey & Associates, LLC: Lulu Gonella moved that Jana Coe be authorized to execute the engagement letter with Lindsey & Associates for the FY2010 annual audit. Martie Mitchell seconded the motion and it passed unanimously.

Overgrowth on CCV Sidewalks: Residents are reminded to cut back all shrubbery that protrudes into the adjacent sidewalks on their property.

Spring Bulk Cleanup: The annual Spring Bulk Yard Waste Cleanup has been scheduled for the week of April 19, 2010. Myers & Laws will be performing this cleanup for CCV. More details will follow in a separate mailing.

Motion to Adjourn: At 8:40 p.m., Lulu Gonella moved that the meeting be adjourned. Martie Mitchell seconded the motion and it passed unanimously.

Time and Place of Next Meeting: The Council will meet next for its monthly meeting on Wednesday, April 21, 2010, at 7:30 p.m. at the Christ Episcopal Church, Kensington, Maryland, immediately following the Annual Budget Hearing at 7:00 p.m.

Respectfully submitted,
Jana Coe, Town Manager

Application for Building Permit – Building Permit Applications for consideration at the April 21, 2010, meeting must be fully perfected by 5:00 p.m. on April 7, 2010. 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, April 3, 2010**. 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. As a reminder, the

ChevyChaseViewNet listserv is not intended to be used by residents to contact the Town Manager or Council members. For the latter, please use the appropriate telephone number or email address for the Town Manager or Town Council member(s). To ensure the most timely response on matters related to Town business or the Chevy Chase View Council, your inquiries are best directed to the Town Manager at ccviewmanager@verizon.net or by calling 301-949-9274.

Trash Pickup – CCV provides backyard trash pickup. Please do not take your cans to the curb. Thank you.