

Meeting minutes of Town Council on 11-1-16

As reviewed, approved, and accepted by the Town Council on December 6, 2016

There being a quorum, Mayor Jim Ruspi called the regular meeting of the Town Council to order at 7:35p.m. Council Members David Preusch, Charles Bradsher and Larry Halvorson were present. The Treasurer, Clerk and Assistant Clerk were also present as were six residents.

Mayor Ruspi wanted to apologize for the Town Council meeting that was held the previous month. It was a very unpleasant meeting in which various residents spoke out of turn and talked among themselves which provided a distraction for those who were trying to speak to the Council and for those who were trying to observe the Town Council conduct business. Mayor Ruspi took a course on how to conduct meetings properly which was taught by an attorney while he attended the MML Conference in October. As a result, he stated that at the end of each meeting there will be an opportunity for residents to express concerns regarding topics discussed during the meeting. Concerns not on the agenda need to be addressed by contacting the Town Hall.

Minutes: The minutes of the Town Council meeting on October 4, 2016 were approved as submitted.

Treasurer's Report: The Treasurer reviewed the Profit and Loss Report for the month of October 2016. Total income for the month of October was \$49,298 with \$3,824 from Income Tax, \$2,602 from Personal Property Taxes and \$40,780 from Real Property Taxes. In the CIP Fund, \$36 was Interest Income. Major Expenses for the month of October 2016 were \$2,948 for Legal, \$1,230 for Municipal Functions \$3,609 for Grounds Maintenance and \$2,941 for Waste Collection. The Total Expenses for the month of October were \$12,927. General Net Income for the month of October 2016 was \$36,371. Looking at the Balance Sheet for the month of October 2016, the fund balance for the general fund was \$1,085,323, for the CIP account, the balance was \$126,855 and the fixed assets were \$903,054. The total fund balance for the Town of Laytonsville for the month of October 2016 was \$2,115,233.

Council Member Halvorson made the motion to approve the October Treasurer's report subject to audit. Council Member Preusch seconded the motion. ***Unanimously approved.***

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Committees and Board Reports

Old Business:

NV Homes: Matt Honacki and Danny Faulkner from NV Homes addressed the Council and discussed the 4 new home models in Phase 2, (behind the fire house). They are offering something new that fits into what has already been approved. The home models are smaller and color schemes are not changing. He also stated that there are 2 remaining home sites in Phase 3. The HDC has considerations on those homes. The Council had a work session to discuss the 4 new house types and everything discussed was reasonable to them. Matt Honacki went over the homes that were discussed in the work session.

Mayor Ruspi noted that the residents he spoke with in Laytonsville Preserve praised NV Homes.

Council Member Preusch made a motion to approve 4 model homes with various elevations along with the elevation for the Empress II. Council Member Halvorson seconded the motion. *Unanimously approved.*

MML Fall Conference: Mayor Ruspi and Historic District Commission Jill Ruspi attended the MML Fall Conference in October. One meeting he attended dealt with conduct of meetings which he found very interesting. He also talked about the parkway with the Deputy Director of State Highway. He said the conference was a good one.

Lawsuit Update: Mayor Ruspi reminded the Council that the lawsuit should not be discussed. Council Member Preusch asked Mayor Ruspi to review what the lawsuit was about. Mayor Ruspi stated that a resident who has had storm water damage for years has sued the Town, the developer and the consultant to the developer. An extension was requested and the deadline to respond is November 23.

Mobley Farm Lights: The three street lights that were not working have been repaired by Boyland Electric at no cost to the Town. Mayor Ruspi met with Infrastructure Advisor, Wayne Keeler and a member of MML to discuss replacing the current lights with new ones.

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Town Hall Shed/Lions' Den approval: The Lions' project to renovate the second shed to be used as a medical locker on Town Hall property was approved by the Historic District Commission. The Lions were encouraged to keep as much of the building's historic value as possible.

MML Legislative Dinner: Each year the MML holds a dinner and all state representatives are invited to come. Each town usually invites two representatives. This year the Town of Laytonsville has invited State Senator Craig Zucker and State Delegate Anne Kaiser. It will be held at 6:30 pm at the Doubletree in Bethesda on December 15. Mayor Ruspi stated that it is a good time to talk to the representatives invited about concerns in respective municipalities. Other Council Members were encouraged to let the Clerk know if they are interested in attending.

Income Tax reallocation: The state classified people as living in the Town of Laytonsville when they don't actually live within the Town limits. The Town received tax money for these people. The auditors will discuss the Wyne Case and where miscalculations occurred. The state will begin collecting \$360,000 to start in 2020 over a 10 year period. Mayor Ruspi called the Comptroller's office about records that were previously sent to the state by the Town. The state has not reviewed those records yet.

Successful Meet & Greet: Mayor Ruspi and newly appointed Council Member O'Hair visited two new residents in Laytonsville Preserve. Both families were pleased the Mayor had come to visit them.

New Business

Introduction of Petition, Annexation Resolution and Ordinance: The petition for annexation was put forth by Brian and Christine Kline and Shannon and Ann Allcock for five parcels of land located at the southern end of town to be incorporated into the boundaries of the Town. All paperwork has been submitted. A public hearing will be held on January 10 at 7:30 pm in the Town Hall to consider these five parcels of land. Eric Wenger, Chair of the Planning Commission who will head the project read the resolution and ordinance for the record. All areas are in compliance with the Town's

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Comprehensive Plan. The hearing will be advertised in the newspaper during the first week of December and then two weeks later.

Lions Club to reaching out to Town businesses: Mayor Ruspi met with 2 members of the Lion's Club who are interested in meeting with businesses in Town during the month of January to discuss any concerns they may have.

Open Meeting Act legislation: It was brought to the Mayor's attention that a new state law which went into effect in October, states that agendas of upcoming meetings must be published 24 hours prior to those meetings. Agendas can be published on the Town website. Mayor Ruspi thanked Charley Hendricks for bringing this new law to his attention.

Council Member Halavorson's Deployment: Council Member Larry Halvorson informed the Council that he will be deployed for one year with the National Guard. He will be resigning as Council Member. A resident will be appointed to fill this vacancy and complete his term. Council Member Preusch thanked Council Member Halvorson for his service.

Mayor Ruspi to LES: Mayor Ruspi informed the Council that he is going to Laytonsville Elementary School to celebrate Veteran's Day along with Council Member Bradsher and his wife who also serves in the military.

Residents Forum: Charles Hendricks of 7011 Brink Road addressed the Council regarding the application to the Historic District Commission for demolition and reconstruction by the Laytonsville Lion's Club of the shed on Town Hall property. It was determined that the shed couldn't be repaired. The Lion's Club agreed to construct it with the same material and retain some of the internal features. The shed will be the same size it is now with two windows and two doors, (one in front and one in the back with a ramp). A new roof will match the same color at the roof on the Town Hall. Proceeds from the Town Picnic went to the Lion's Club for this project.

Mr. William Duvall of 21612 2nd Street inquired as to whether the public has access to the plat with regards to the annexation.

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Adjournment: Council Member Brasher made a motion to adjourn at 9:24 pm. Council Member Halvorson seconded the motion. *Unanimously approved.*

Respectfully submitted,

Lisa M. Whittington
Assistant Clerk
November 1, 2016

Trash/Recycling Update

Please continue to separate recycling materials.

Please do not put yard waste or mulch out for the regular trash pick-up.

Yard waste should be placed in brown bags.

ATTN HISTORIC DISTRICT RESIDENTS: Exterior home repairs may qualify for Montgomery County tax credits. For more information contact the Historic District Commission.

PLEASE NOTE: Also, there are other positions open on the Board of Appeals, the Planning Commission and the Parks and Trails Task

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Force. If interested in any of these positions contact the Town Hall at 301-869-0042.

The Town is interested in hiring an event planner. If interested, contact the Town Hall at 301-869-0042