

COMMISSIONERS OF POOLESVILLE
MEETING OF MARCH 9, 2009

PRESENT: JIM BROWN, TOM YEATTS, LINK HOEWING, JERRY KLOBUKOWSKI AND EDDIE KUHLMAN. ALSO PRESENT WAS TOWN MANAGER, WADE YOST, AND TOWN ATTORNEY, ALAN WRIGHT.

Call to Order

Mr. Kuhlman: Good evening ladies and gentlemen we will call the March 9, 2009 Commissioners Meeting to order. Let the record reflect that all Commissioners are present as well as the Town Manager is back to us Mr. Yost, welcome back he has recovered.

Mr. Yost: Thank you.

Mr. Kuhlman: And also present Town Attorney, Alan Wright. First on the agenda will be the Pledge of Allegiance.

Pledge of Allegiance

All: I pledge allegiance to the flag of the United States of America, and to the Republic for which is stands one nation, under God, indivisible with liberty and justice for all.

Public Hearing

Mr. Kuhlman: Thank you. Our first order of business will be a public hearing on Resolution 001-09 water and sewer rates. This is a public hearing on Resolution 001-09. The Commissioners of Poolesville have evaluated the existing water and sewer rate structure, compared it to actual water production/treatment costs and have determined that the two lowest tiers create an overburdening subsidy which is unable to be recaptured from the few larger users. The Poolesville Code 16.51 provides that the Commissioners of Poolesville may enact water and sewer rates, water-only and sewer-only rates from time to time by Resolution following notice thereof in a newspaper of general circulation in the Town of Poolesville, and by holding a public hearing thereon prior to enactment. The required notice has been given and this is a public hearing for any person wishing to testify or ask questions. Copies of this Resolution have been available at Town Hall. The file for tonight's public hearing contains the following exhibits: Resolution 001-09; Notice of Public Hearing; Copies of the February 25 and March 4, 2009 issue of the Poolesville Gazette containing the notice of Public Hearing. Any person wishing to do so may now testify or ask questions about the proposed Resolution 001-09 after giving your name and address. Written testimony will be accepted at Town Hall, at this hearing or before the record closes. We have 2 speakers signed up Mr. Conrad Potemra please.

Mr. Potemra: Conrad Potemra Spurrier Avenue. Again I am really disappointed in the rates here the one several things bother me the obvious one is that we really need to look at the people who are on fixed incomes and the low users, last time I heard it was like 10 to a dozen maybe of this zero to 10,000 area, I think it might be 8000 I don't remember the exact number but for us to give them water is nothing in the budget and it should be made up, your changes should be made up in the 40,000 and above area and that is the people that should be, if those are the high users those are the ones that aren't conserving

they are the ones that should bear the brunt of this. I really wish you guys would look at this I think you guys are hitting the wrong people and sending the wrong message. I know of no effort and maybe you guys can tell me that I am wrong but I know of no effort to cut costs, look for cost improvements, find some way to be more efficient with both the water and the sewer and why these rates actually have to be raised at all. The original sewer plant was designed to work with one guy and a computer, it is a computer operated system, the mistake that was made is the guy they chose was a very hardworking guy, originally when they built the new plant very hard working guy but he was just not computer literate and it was just over his head to move to that level a system, that's one of the reasons they brought in MES which I supported at the time because we had to try and get things squared away, when we started looking at the budget and the true cost of having MES on board and the quality of work that they provided, you know once they got us up to the first level we found out we had more qualifications and I was the one that was also feeling for years that we had to go in house with it and we had people that could do it in house, and we did and we moved up another step in it. But I think we have got to look at trying to be more efficient on running the plant as far as the money that is being spent and the same thing with the water, we really need well 4 online can we find ways and look at alternate ways to reduce costs. I'm going to get in trouble for saying this but I mean you guys do such a good job on something like the streetscape you know what you are going to spend the money on, you know where you are short money it is clear but hey this is what we like but there is no money for it, it is going to be these years out, its is pretty clear. It is not clear on anything else in this budget and in years past. I really think it is a travesty so please think about changing the rates.

Mr. Kuhlman: All right thank you Sir. Mr. Pierce.

Mr. Pierce: Robert Pierce, 20300 Westerly Road. I looked through and I have to plead that I didn't spend days reviewing the budget but contrary to Mr. Potemra's comments I find that your water allocation costs are still far below what they should be. You are still keeping capital improvements being funded out of General Funds to the amount of \$315,000.00 I think for 2010. You still are granting, you know I don't want to use the word grant it is not a grant, you do it every year you budget it, it is a budgeted item to make up the shortfall for water and wastewater from the general revenues, \$92,721.00 paying for a new roof is another \$20,000.00 in 2010 on the building. Debt Service is \$160,480.00, salaries \$419,000.00, you have a new water billing software system I couldn't find the price for that so I don't know that, anyway that comes out to over a million dollars of your budget and that is about 37%. 2009 budget 52% was going to water and wastewater treatment. I think in response to Mr. Potemra's concern that the higher users should be paying more based on the new proposed budget it must be that those that are not charged property taxes aren't being charged their fair share for water either. They get this but we are paying out of our general revenues for a lot of expenses that WSSC and everybody else puts into the water rates. What I think is not obvious to people is that at 52% of the total budget for water and wastewater in 2009, about 40% or more in 2010, property taxes could go down on every one and the water rates would be allocated fairly those that didn't use much would get a property tax discount and they would pay for the actual water and then if you put everything into the water rate including Capital Improvements then Montgomery County who is getting a free ride for so much of this would pay its fair share just like it does to WSSC. I'm disappointed that

you still haven't gone to that. I know that is what Mr. Johnson was running on, Mr. Johnson tried to do this years ago, I think it is still the correct way to fund the water and sewer and the property tax reduction would benefit everybody I believe much more than these rates will adversely effect people. I thought you were going to have a general thing at the beginning open forum like it says here so I will just add in here that I support John Speelman's windmill concept, I think it is a good idea. And finally for Mr. Hoewing from my December 8, 2008 statement that upset everyone so much I was not challenging your integrity, I was challenging your judgment and I still challenge the judgment of this whole panel when it comes to funding water appropriately in the Town.

Mr. Kuhlman: All right thank you.

Mr. Pierce: Yep.

Mr. Kuhlman: All right there being no more speakers signed up that will conclude the Public Hearing, the record will be held open until this Friday at the close of business at Town Hall.

Announcements

Mr. Kuhlman: Back to the agenda, any announcements?

Mr. Yeatts: I do have an announcement. For personal reasons it appears that my timetable for leaving the Town of Poolesville has been escalated a bit and I am going to be moving out of the area probably within the month. So this is the last meeting at which I will be sitting as a Commissioner for the Town of Poolesville. I would like to thank all my fellow Commissioners and the Town Attorney and certainly the Town Manager for a great education and I think this Town is in wonderful hands and I look forward to being in the area, I am definitely going to be living somewhere nearby, I haven't quite figured out where, it is probably going to be within ½ hour but it will not be within the Town limits so I just wanted to thank everyone.

Mr. Brown: It has been great serving with you Tom thanks.

Mr. Klobukowski: Thank you Tom for your service.

Mr. Hoewing: Good luck, thank you.

Mr. Yeatts: And as a Real Estate Agent I can tell you that moving is not easy, things that we force our clients to do to fix their houses up to sell is a true pain and I am going through that pain right now.

Mr. Kuhlman: Yea but that is good for you, builds character. All right Mr. Pierce was correct the open forum and comments on the agenda items have been inadvertently overlooked is there anybody that has any comments? Mr. Zachrel come forward and give your name and address please.

Mr. Klobukowski: Well it hasn't been overlooked you are going out of sequence according to the...

Mr. Kuhlman: Oh it is there I am sorry ok can you hold off a second. I am sorry I didn't see that.

Approval of Minutes

Mr. Kuhlman: Approval of the minutes.

Mr. Brown: I would like to make a motion that we approve the minutes of January 26, February 9, and February 23, 2009, all three sets of minutes approved as is.

Mr. Kuhlman: All right is there a second?

Mr. Klobukowski: Second. But just for the note that the minutes of February 9 are abbreviated due to, they are summary minutes due to problems with our recording machine.

Mr. Kuhlman: All right all in favor?

All: Aye.

Mr. Kuhlman: Motion passes unanimously.

Open Forum & Citizen's Comments on Agenda Items

Mr. Kuhlman: Mr. Zachrel please.

Mr. Zachrel: Good evening Butch Zachrel, Titus Way here in Poolesville Maryland. I am sure you know that the Senator Garagiola was up at Selby's Market on Saturday in which about 14 representatives of the skateboarding community presented him a T-shirt thanking him for his support. At that time he asked me to give his office a call on Monday because he was coming up with some different ideas for funding to be able to get a grant to assist us to get the funding necessary to get the Skatepark built. I called his office this morning and he had sent over some paperwork on what is called a Bond Bill Project Grant and after talking to his office a couple of times he actually indicated how much I should put on there for the grant and I spoke with Jim this evening and told him I would like to be able to come up being a novice in this process, I am not exactly sure what I should be doing, what I should not be doing, who I needed to talk to, but I knew Jim and Wade would be able to give me the direction that I needed and I knew they would be up here for this meeting. So I brought the information to them and they indicated that I should present it to you and that you guys would let me know what I need to do. The vote for this is going to be on Saturday and he asked me if I could get this paper, I think you all have a copy of it, to his office this evening via email or fax.

Mr. Brown: Butch from what I understand this is not tied to any other grant requests we have made, it doesn't have any effect on the other grant requests that we have made like our Open Spaces Grant that we have applied for and did they indicate that to you, that this is a completely different funding stream than where we have approached this before.

Mr. Zachrel: Correct that is my understanding.

Mr. Brown: Ok.

Mr. Hoewing: Well Butch are you asking the Town to apply or are you going to apply as a group of citizen non-profit or is it the Town you are asking to apply.

Mr. Zachrel: I actually filled out the Grant as the Town applying for it.

Mr. Yost: It would have to be to put matching funds.

Mr. Zachrel: And the matching funds can either be in hard dollars which is already in the budget or it can be what they refer to as a soft grant which is the for example the real property value where the Skatepark would be, obviously if you guys approve one.

Mr. Brown: Nothing to do with the Stimulus Package?

Mr. Zachrel: Nothing to do with the Stimulus Package, again this was just another pot of money that the Senator figured he could pull and dip into in order to help us.

Mr. Kuhlman: So you would be looking for planning, design and construction money.

Mr. Zachrel: That is correct. If the Senator --- he would have talked to Wade.

Mr. Hoewing: And this form is all we are talking about, you don't have to have any background documentation or anything else?

Mr. Zachrel: That is correct. I actually questioned his office because I was working on another private grant and I spent 3 hours on that thing today.

Mr. Yost: Typically what happens is once we get past the first process on Saturday then we will be asked for his supporting documentation of the land acquisition and the copies of the budget and anything like that.

Mr. Hoewing: This is a meeting not of a committee on the legislature, it is the Board of Public Works or something like that, is that what it is?

Mr. Yost: No this would be the Committee, the Board of Public Works is actually the last stop, it goes through all the other channels first. So I am not for sure if this is the committee that Rob is on right now I am not exactly sure what is happening on Saturday.

Mr. Zachrel: I believe it is the committee that Rob is actually on and he is also coordinating and I actually spoke with our House Representative as well today. I was actually quite surprised because when I did call his office I gave them my name and the receptionist immediately turned me over to their Director of Legislative Affairs.

Mr. Kuhlman: Any further questions?

Mr. Klobukowski: So we have to have \$200,000.00 in matching funds?

Mr. Zachrel: That is not, no we do not.

Mr. Klobukowski: You just said that.

Mr. Zachrel: No that is not what I said. And if I did that is not what I meant. As you can see on the thing it says that there is an amount equal, for example we could use the 40 I think we have now or the 60...

Mr. Yost: It will be 60 once this budget is adopted.

Mr. Zachrel: Once the budget is adopted and then we can have an unequal amount, which would either be the 140K, or if you see here it says real property, I was actually suggested to put in 140K at the real property which would be the soft contribution or the soft amount.

Mr. Kuhlman: When are they having the hearing on this?

Mr. Zachrel: The hearing on this is Saturday.

Mr. Kuhlman: This Saturday?

Mr. Zachrel: Correct.

Mr. Kuhlman: I am going to be down there Wednesday, I've got a meeting set up with Rob down there Wednesday anyway so I could carry this to them if we decide to do it.

Mr. Brown: Did they ask for it to be turned in, they said tonight?

Mr. Zachrel: They have asked me to send it to them tonight only so that they can get their paperwork and everything in order. So I could send it to them tonight and you could discuss it with him on Wednesday.

Mr. Klobukowski: So are you saying that because we have acquired the land already that counts as our portion of the matching?

Mr. Yost: That would go toward it.

Mr. Klobukowski: Is that in writing or is there an expectation that we are going to acquire the land or we are going to purchase and have not done so yet.

Mr. Yost: No you would have to have already purchased it.

Mr. Kuhlman: Only the portion of the property, that portion equal to the Skatepark encompassment, would be answer yes Jerry.

Mr. Klobukowski: Ok.

Mr. Yost: I was surprised the amount was so high.

Mr. Zachrel: I actually spoke to their office about a lower amount and he basically specifically called me back with the amount to put on it. And as a good Marine I just said yes Sir.

Mr. Kuhlman: Well I don't see any problem with moving forward with the request.

Mr. Brown: Is that something we need to vote on?

Mr. Klobukowski: I do.

Mr. Kuhlman: Not really.

Mr. Klobukowski: I do. I did have a problem in that we are talking \$200,000.00 and we haven't even got the thing scoped out yet. We haven't even voted on it to proceed yet and what we are doing is we are putting the cart before the horse.

Mr. Kuhlman: Jerry I think we have voted in a way to proceed...

Mr. Klobukowski: In a way.

Mr. Kuhlman: We have \$60,000.00 already been approved in 3 previous budgets and another \$20,000.00 in this years budget. I mean what were we approving those line items in the budget for if there wasn't...

Mr. Klobukowski: Yea we were putting the money there. There is nothing to say and in the past I have seen things that what was given was also taken away and I think with Whalen Commons, with Town Hall, we have always had plans in hand.

Mr. Kuhlman: Well I mean there is a perfect example Whalen Commons the Commissioners weren't even aware that the President at that time submitted for a Grant, he just did that on his own. I don't know that it requires, it would be nice to have a decision of this Body but I don't think it requires a decision of this Body to submit for a Grant.

Mr. Klobukowski: Well I think it does as in it is our property, it is our Town, Senator Garagiola is not a member of this Body and I just don't like going forward when you don't have plans in hand, you don't have it scoped out, and that is basically it.

Mr. Kuhlman: All right I hear what you are saying but there was no decision of this Body to my recollection to move forward with the grant request for the money for Town Hall that was just submitted.

Mr. Klobukowski: Yes there was, I thought there was, I thought we had talked with Wade during budget sessions and stuff that we were going to submit some grants, when we went ahead with Bodmer Park we went ahead with the idea that we would submit for a grant but it would be part of this coming out of this Body that we would submit for a grant. My assumption that no individual on their own can just submit for a grant I mean that is sort of in a way anarchy.

Mr. Yost: True I mean I submit for grants for things that are on the budget that have been approved and I think with grants it is not so bad if it goes through the Town management. A Bond Bill I thought was a little bit different in that they definitely need the support of a local Legislative Body as it goes forward with the Delegates and the Senator so that is why I told Butch I said go ahead and come in here and talk tonight.

Mr. Kuhlman: That is a very true statement.

Mr. Klobukowski: And as you recall for the Bond Bill for Town Hall which we only got what 125 or 130...

Mr. Yost: \$150,000.00.

Mr. Klobukowski: We all went to Annapolis and as I recall it was Kathleen Dumais who introduced us when she made the pitch for getting the Bond Bill for Town Hall before the House Legislative Committee I think it was.

Mr. Yost: And Brian too.

Mr. Klobukowski: And Brian.

Mr. Hoewing: Despite the fact that I first suggested us for a Skatepark Butch 3 years ago and I support it, I don't think we have actually formally voted though to move forward on the project. We did vote that we wanted to have a plan put together, we have not said we are committing to go ahead with a park right?

Mr. Kuhlman: And you are right, I was just making a point that Jerry said we had not made any decision to move forward, I think in a way we have.

Mr. Hoewing: Plans yea.

Mr. Yeatts: Well we need to make a decision tonight then if this has to go...

Mr. Hoewing: I think so, either we do it or we don't because otherwise they don't think we should apply for Bonds when we at some point in the future may say you know what we decided not to do it, so we probably should decide tonight.

Mr. Kuhlman: Is that a motion?

Mr. Hoewing: I move that we approve going forward with a Skatepark, is that all I need to do because I don't even know the budget that is part of the problem, initially we were going to try to do it, I was hoping for volunteer funds frankly because I have seen them done with volunteers and they can work that way. Do we have to spend all this \$200,000.00 if we get it, can some of it be used for other purposes or does it go back to the State?

Mr. Klobukowski: Has to be used for the purpose it was applied for.

Mr. Yost: I would think it would be ---.

Mr. Hoewing: And we have to use all of it?

Mr. Yost: When we went for the Town Hall we requested I forget what the amount was but it was reduced by about quite a bit.

Mr. Klobukowski: About 50%.

Mr. Yost: Yea it was.

Mr. Kuhlman: Yea it was \$250,000.00 put in and we got \$150,000.00.

Mr. Yost: Yea.

Mr. Hoewing: I mean I think we should have some idea of what the cost would be so they don't approve a bond that is way above what we think it will cost and I don't really know what that is.

Mr. Kuhlman: Where are you guys at with that Jim?

Mr. Brown: You know the question really is we have a certain budget number round numbers set aside to the 120 to 150,000.00 range but we have never really fully decided whether the parking lot and other structure bids have to be a part of the Skatepark budget.

Mr. Zachrel: If I may, when it went through the Parks Board the Parks Board was looking at a budget in or around \$250,000.00. The actual Skatepark itself the design is definitely going to be tied to the actual amount of funds that we have to build it so if we have and we have somewhere near 6600 to 7000 square feet, however and that would be with the parking lot and some infrastructure, fence, security, the budget number was around \$250,000.00. If in fact we only have \$200,000.00 to work with well then we

would actually scale back that design in order to be able to build the park in budget according to the funds that we have.

Mr. Hoewing: Wade right now we have \$20,000.00 this year, do we have \$60,000.00 total or is that...

Mr. Yost: Well we will have 60 total in July.

Mr. Hoewing: 60 total.

Mr. Yeatts: Has any of it been spent?

Mr. Yost: No.

Mr. Kuhlman: It was 40 already from the past 2 budgets and 20 programmed in this coming budget.

Mr. Hoewing: So if we put that \$60,000.00 in for the equal and then assume \$140,000.00 for the property value, which is probably not too far off since it cost \$550,000.00 to buy.

Mr. Kuhlman: I know but we got a grant on that thing of \$280,000.00.

Mr. Hoewing: Oh yea. So you are saying that the total value, the total cost to us was different.

Mr. Kuhlman: Yea. I tell you if you guys don't have a complaint at the moment I saw some other hands up on this issue. If Mr. Zachrel will step back we will hear from the other people before we move forward.

Mr. Potemra: (inaudible) whether it is there or not --- to apply for it doesn't cost you anything and then the time comes and for some reason you guys decide you are not building a Skatepark or anything else say ok we don't want your money.

Mr. Klobukowski: I've never seen a government number one that is not a way to work.

Mr. Kuhlman: It is a thought Conrad but as Jerry said the way it works over there in Annapolis, Jerry is correct, we all went down and testified for the Town Hall money, I have been down there, Wade, Link, we have all been down there separately on other bills, you really don't come up and put in for this then at the last minute say oh we don't want it because then next year when you put in for something you really need they say the hell with Poolesville. So I hear what you are saying but I don't like that thought. Is there anybody else who wanted to say anything at this moment? All right seeing no hands go ahead Mr. Zachrel sit down.

Mr. Klobukowski: Are we going to proceed with the agenda or are we going to take this up as...

Mr. Kuhlman: Well there is a motion on the table that hasn't been seconded yet.

Mr. Klobukowski: Oh I thought we were in citizen's comments so it seems like we are a little out of order

Mr. Kuhlman: I understand Jerry but does anybody care to second Link's motion.

Mr. Brown: Specifically Link your motion is?

Mr. Hoewing: Well I think we have to first decide if we are going to get accept this money we could decide that we want to build a Skatepark we have never decided that, all we said was well we will use that money to plan, it doesn't mean we are committed to doing anything with the plans so either say we want it or we don't want it.

Mr. Kuhlman: Well the other thought is we could put this off till old business.

Mr. Hoewing: Yea I am fine with that too.

Mr. Kuhlman: Is that all right with you guys?

Mr. Brown: Fine by me.

Mr. Kuhlman: All right so we will add that to the old business line item and we will take it up then.

Mr. Hoewing: Thanks Butch.

Mr. Kuhlman: Thank you. Anybody else on anything else?

Mr. Pierce: Do I need to restate my support for John Speelman's windmill?

Mr. Kuhlman: No Sir it is on the record.

Mr. Klobukowski: That is in front of the Planning Commission anyway and the Board of Zoning Appeals so this Body doesn't ---.

Mr. Kuhlman: All right seeing no hands on anybody on the agenda items, the introduction and presentation of the budget and the tax rate any comments there, and the Radon Testing Program, any comments there. All right seeing no hands we will go to new business.

New Business

Mr. Kuhlman: Wade do you have a presentation on the budget for us?

Mr. Yost: Did you announce the dates for the public hearing on that? Mr. Kuhlman are you going to announce the date of the public hearing for this.

Mr. Kuhlman: The Public Hearing....

Mr. Yost: Its March 23rd.

Mr. Kuhlman: Thank you oh here it is yea, go ahead.

Mr. Yost: I would like to start out with some of our 2009 projections as we began putting the budget together for 2010 we take a look at where we are in the current fiscal year. We did lose some revenue it was down basically due to highway sharing revenue about \$40,000.00, property taxes the State actually estimates they are going to be up a little bit this year, we are in the process of still, the assessment still rising in three year increments, so we will get a little bit more money there. Both builder accounts where revenue streams come from is exactly where we budgeted them for during the original FY2009 budget season, which is 2.7 million dollars, about \$16,000.00 above the original budget. Additional revenue received this year was a \$50,000.00 lump sum from the Elgin family proffer for starting the development and that was directly allocated toward the I&I loan payment in FY09 which is what it was attached to as actually designated funding and then we also received the 1.15 million dollar Winchester proffer and that has just been placed on the general unrestricted reserve fund until the Commissioners decide how to allocate it. During the year we had a coupe different amendments to the FY09 budget, a little over \$89,000.00 was allocated towards the completion of the Town Hall building and then \$11,000.00 was added to the vehicle fund account with the net of \$14,000.00 that was already in that account from leftover monies on projects that were already completed and that was to fund a replacement truck or a 5 ton truck that is used for hauling the gravel, sand, any heavy asphalt anything of that nature, we have a 1991 truck right now it is to replace that one. And then expenditures of the \$600,000.00 for radionuclide treatment was identified in the 2009 time frame for radon treatment testing, the extension of well 7 up to the well 9 and 10 well house and then for a treatment system for all three of the wells. Overall projects like I said the revenue is a little over 2.7 million, expenditures 2.65 million and that is broken into the general capital projects \$727,000.00 went there, water and wastewater capital projects \$122,000.00 and then operating expenses in the general Fund was 1.8 million, which left us \$53,000.00 for our

net Operating balance and projected close-out for the FY09 year is \$2.255 million for Unrestricted Reserves.

Mr. Hoewing: Wade a question on that, Bob's point about the water and sewer expenditures including capital projects in with the general projects, I am not a budget expert but I remember reading in the Maryland institute that did that report for us on how you manage wastewater systems and sewer systems and they had said in there I thought that the main thing you are trying to separate out is the cost, in other words the operating costs not the capital costs, the capital costs stay in your capital budget that doesn't change.

Mr. Yost: That is correct and they break that nexus by a lot of things there in the capital portion of the water fund. Is that for the public good, you put a tubing system on well 9 and 10 it is for the public benefit of the whole and it is not directly tied to how much water was used and it is measured through the metering system so that is the big difference there. So we go back to 2010 now, again our revenue is slightly down even more, highway funds they dropped about another \$60,000.00 and the interest income is projected very low this year as we finished up 2009 it was very low also, this draft is based on a 16 cent tax rate which is down from 16 cents last year but rounded up from the (inaudible) which would be --- state tax rate that is per 100 – of your assessed value. Overall Operational Costs did drop about \$12,000.00 even though we added some things and we have a lot of increases in some accounts. One thing we did was put a new rate structure in for mid to lower employees to bring them up to more in scale and more in line with some of the surrounding jurisdictions of similar scales, and we put a \$6,000.00 cap so nobody could have a raise more than that, so basically it is \$30,000.00 in salaries, Workman's Comp went up \$11,000.00 and we attribute that to more claims right now that the job market is flooded with people and more claims. As far as anybody but the top 2 people which is the Clerk and the Town Manager --- in change it was just increase in the CPI which was .1%, we also added \$6000.00 to the Code Enforcement trying to step that up a little bit, and then we had many small increases on the gas and electric bill for Town Hall as well as the other buildings and the fire system in here that is 3 or 4000 dollars, insurance on all the buildings went up and of course truck operations went up this year. To offset that so we came out with a positive budget the water grant which was reduced was \$180,000.00 when we put the original draft budget together, restructuring of the rate system lowered it to \$92,000.00 and then the use of unrestricted reserves we took \$222,000.00 and paid off the --- to wastewater loan and typically that loan was costing us \$80,000.00 a year and 4 more or 5 more years to pay on it so we saved about \$45,000.00 by paying it off early. On the Capital side for the FY10 and I said before we have \$588,000.00 we have broken it out here, it is exactly where the monies are going, for office equipment account we can get some new computers and a new billing software which is \$10,000.00. And that is basically to allow the girls to have bill payments online, they can print out different style bills, it just updates the whole system, what we have now is a very simple system and does not have any add in features to add notes to it or anything so it is going to give them a much larger range to be able to work in with billing software.

Mr. Hoewing: This will allow people to pay by credit cards online?

Mr. Yost: Yes and in here also because before it is check only. For Buildings and Equipment we have the Whalen Commons Bandshell, we have \$70,000.00 going toward

that this year and that project is made possible by a \$100,000.00 grant we received from the Maryland Historical Association. The wastewater plant we are going to replace that roof, and \$20,000.00 went into that account this year so it will be completed this year. Parks and Streets Equipment it had some money in there for the holiday lights and then we have an account for future equipment needs as they come up through the subsequent years so we have one big lump sum going toward something to accumulate your funds.

Mr. Kuhlman: On the buildings and equipment the Whalen Commons Band Shell when is that coming to us? I saw a couple pictures of some building is that what is being proposed?

Mr. Yost: There is a style the Parks Board has chosen yes.

Mr. Kuhlman: When do the Commissioners get to weigh in on that?

Mr. Yost: We can bring it to you I guess the next meeting and show you conceptually what they are looking at.

Mr. Kuhlman: Ok I am hoping it comes to us.

Mr. Yost: Ok. Vehicles each year we accumulate funds for replacement of mowers, trucks, and any heavy equipment, typically we have a 10 year replacement and we have \$65,000.00 going into that account and that is for 2 or 3 different vehicles and we save money up to purchase them. Major Town projects, we are accumulating funds for streetscape, the Westerly swale project was a new one this year for bringing it in compliance with the steep slopes that are there due to the sidewalks and that was unrestricted funds that were used to fund that project. Hunter's Run sidewalk construction this is on Tom Fox Avenue to raise the sidewalk up flush with the curb, one of the safety issues for school kids, and again that was unrestricted funds that were used to fund this project.

Mr. Hoewing: One point on this and even though it is not true that I ever had anything to do with creating the streetscape program which is absolutely false I do think some of the ideas in it are good ones and I was in Leonardtown, Maryland, my daughter lives down in Southern Maryland a couple weekends ago and they had a Streetscape Plan that helped renovate that town, it was a very, very effective program so it can be. I am not saying I support the plan we have got now, I never proposed it but I think there are a lot of good ideas in there and I think the streetscape can work, it helped revitalize that town it was amazing what it did. So it definitely is a destination town and it wasn't 10 or 20 years ago.

**Mr. Klobukowski: Well what helped revitalize that town was the expansion of (NES) Naval Air Station Patuxent River movement of the Naval Air (--- sea)System Command down there along with all the...

Mr. Hoewing: Yea but if you had been there Jerry 20 years ago you could had all the men you wanted there they would never come to Leonardtown, they will now.

Mr. Klobukowski: That helped out significantly that put the population down there because people weren't going to drive from where they were to the Pax River so yea it will help. We can take urban renewal by other means.

Mr. Kuhlman: But you do make a good point because Scott Walker is the one that put together the Streetscape Plan.

Mr. Hoewing: Right.

Mr. Kuhlman: You do look a little bit like him.

Mr. Yost: Ok the major street repairs we accumulate funds every year, \$250,000.00 was going to the next big road project that we have which will be the paving of Seneca Chase which happens in FY11 and I think that total project is estimated at \$750,000.00. Parks and Recreation there is the \$20,000.00 we are accumulating for the Skatepark, we also have been saving up money we do each year for park replacement, we have \$30,000.00 in two different line items building toward the eventual replacement of Steven's Park in FY12. The parking lights for Whalen Commons out here, there will be 4 lights on either side for the parking areas and partial funding for that \$25,000.00 of it was carryover funds left over from other projects from previous years. We are also going to go ahead and replace the Wootton Heights Tot Lot it is very old and not in good condition so it will be upgraded to an ADA compliant park with all new equipment. Also retrofitting Halmos Ball Field number 3 which is a larger one next to Hughes Road and basically the kids get older and the field is just not used by older kids, 90 foot bases, we have Halmos 2 which also has 90 foot baseline, I think we only had 1 permit on this field for the whole year and we have people fighting between the 9 and 12 year olds for 60 to 70 foot baselines so this will be a retrofit of that field to accommodate those younger kids. And then also we are accumulating funds for the future development of Parcel 840 whether it be a Community Center or what it is not really truly identified there is a committee working on it right now. On the water side relative to FY09 \$13,000.00 in salaries as part of that salary range restructuring. Operations did go up \$13,000.00 also which is water repair maintenance, our system is old and we have just had some --- the Scata System different things going out on it and then further testing by the EPA which is Coliform testing of all wells, well 2 we are dealing with right now and then as Nancy Wilder from MDE indicated we will be starting on all our wells by next year. On the wastewater side again \$14,000.00 in salaries and Workman's Comp, \$18,000.00 for chemical and lab testing and this is due to the enhanced nutrient removal the requirements of the State, we had to start using a different chemical for getting the nitrogen levels down even further and the phosphorous and we are going through the whole testing procedures right now. Also as we are going through ENR we are programming in variable front drive motors for all the blowers, which will decrease our energy needs, which is something we are always looking at how to improve it and this is one way we are improving it. And then also sewer RN we had to increase that account by \$5000.00 and that is just without increasing the water line or the sewer line in --- several years and the prices of everything is just going up, copper and everything else for doing repairs. And these are fairly fixed I mean it is difficult to cut cost on what you can't do without it is what it takes to run the system. As far as the revenue and the whole overview of the system, basically we are looking at receiving \$197,000.00 and that is with the new rate restructuring. Operations are now looking at \$989,000.00 so that does leave us in a deficit of about \$92,000.00 that we make up through the General Fund.

Mr. Brown: Wade sorry to interrupt, one question, what is the total amount that we have agreed to reduce the subsidy, we went from x...

Mr. Yost: We went from 180 to 92.

Mr. Brown: So we have cut the subsidy in half this year.

Mr. Yost: Yes.

Mr. Brown: Oh thank you.

Mr. Yost: And then if in the future we do percentage increases than you do impact and for 40,000 and above there are so few users it is almost impossible to subsidize the lower users and as we talked about there is just not enough big users.

Mr. Brown: Right.

Mr. Yost: Like WSSC they have the whole huge bank to draw from where we don't.

Mr. Klobukowski: What if we were to raise, I apologize for interrupting but if we were to raise by an equivalent amount the 40 to 50,000 above with the schools what would that get us extra?

Mr. Yost: We did that a little bit but right now they are like at \$9.00 I believe it is.

Mr. Hoewing: They are at \$9.50 at the 50,000 and above.

Mr. Klobukowski: If we did an equivalent increase based on what you did for the lowest tax rate, the lowest rate to them what would that be?

Mr. Yost: I would have to figure it out but we definitely looked at that.

Mr. Hoewing: I know we did this before and it wasn't very much.

Mr. Yost: It's not very much right.

Mr. Hoewing: It won't be anywhere close to \$92,000.00 I can tell you that. And they are way above cost already, I think you said the cost was to produce 1000 gallons was how much?

Mr. Yost: About \$7.50.

Mr. Hoewing: \$7.50 so we are below cost still for the lowest 3 levels, we are above cost only in the top 3 and the ones at the very top are way above cost. But I think we have to keep looking at this I think Conrad is right we should continue to try to do something I don't know what it is at this point but we will have to see what it looks like going forward.

Mr. Yost: As far as the water and wastewater capital side we have \$315,000.00 slated for FY10 and those are broken down into accumulating funds for well 11 we have been for several years, and this year we placed another \$150,000.00 in that account and by FY11 we will have that fully funded and we can begin construction with it, it has already been permitted as you know. On the wastewater side the wastewater system rather, we have accumulation of funds for replacement of the belt filter press and that is a press used to dewater our sludge before we haul it out. And again that is original equipment at the wastewater plant, we placed \$70,000.00 into it this year for programs with the full replacement by FY12. And then we also have a line item for any future needs that pop up \$15,000.00 and we have already identified a couple of those as --- and probes as we go into the ENR phase of the wastewater plant it will automatically run off of the sensors and the oxygen sensors in the tank basically that is the biggest part of nitrogen breaking it down is the oxygen levels and manipulating the microbes. Water and wastewater equipment we have accumulation of funds we have been saving up for 3 or 4 years now for a T.V. camera, a large one for the sewer, I don't know if we will be able to purchase that this year, the last \$10,000.00 goes in and then we have future equipment needs and we have \$10,000.00 --- we do it every year and those are things from tampers to any other equipment, a trailer maybe, or whatever comes up that we need, we have one big lump sum, we are saving money for it in the future. We also talked about inflow and infiltration and the next two years basically we will be doing a lot of monitoring, studying, some T.V'ing and then in FY12 we will be looking at larger sums to go ahead and do the repairs whatever we come up with and some minor repairs may occur out of

this depending on what we find. General Infrastructure water and sewer extensions, we have several septic and open wells in Town this will be able to help us extend our water lines and our sewer lines out to get these people off of these systems and onto the public system. So the overview of revenue this year we are looking at just under 2.7 million dollars. General Capital and Wastewater Capital \$588 to \$315,000.00, Operations 1.78 million which gives us a net balance in FY10 the budget of \$6,000.00. How that plays out for the unrestricted reserves last year we did carry forth the 2.25 million dollars, we paid off the 1992 loan \$222,000.00. Westerly swales and the Tom Fox sidewalks, money was allocated to those projects, which leaves us a balance right now of 1.635 million dollars in unrestricted reserves. And that is it.

Mr. Kuhlman: All right questions or comments?

Mr. Klobukowski: Yea I have a couple things one the correction to Eddie, people who did the streetscape was a combination of people on the Parks Board and the Planning Commission, Mr. I think you said Wolman, he was on the original committee that came up with the idea of how we would proceed through the entire Town but it was basically the Committee comprised of the recent Parks Board and Planning Commission members.

Mr. Hoewing: Jerry I just wanted you to confirm it wasn't me though.

Mr. Klobukowski: That is true. But I was there when it initially started I think it was my first term between 96 and 2000 when Andy Johnson was President of the Commission at that time. With respect to all these, first of all I don't think, I think we did mention the last, we did mention at the last meeting that is correct about the projects that we put in, Stimulus Projects that we put in, if we were to get money, and I can't remember what was said basically, would they fund that whole total amount, or are we expected to come up with an equivalent?

Mr. Yost: I think that is an unknown at this time. I think they are going to allocate the monies out and they are going to give so much, depends on what is there, how much that so much is I don't has been actually spelled out yet. I don't know if it will be fully funded or half funded, I don't think there is any expectation of matching funds if that is what you are asking.

Mr. Klobukowski: Right well that is what I mean but say the project is \$250,000.00 or whatever and they are only willing to cover \$75,000.00 of it, would that be a possibility or would they do the whole shot.

Mr. Yost: Oh I think anything is a possibility, right.

Mr. Klobukowski: So then we would, plus that money is tagged for what an immediate 90 days or something...

Mr. Kuhlman: 180 days.

Mr. Klobukowski: So within notification of the award or from when the award was made, there is a difference there.

Mr. Yost: I think notification is typically what they do, because you want a notification in your hand, a promissory notice so to speak.

Mr. Klobukowski: How would we proceed then if we found out that we were authorized money in X number of projects but needed to come up with 3 to 500,000.00?

Mr. Kuhlman: Right there unrestricted reserve.

Mr. Klobukowski: Unrestricted reserves.

Mr. Yost: Yea I would be surprised if that I mean be something to worry about but I would be surprised if it happened.

Mr. Klobukowski: What that we would have to come up with...

Mr. Yost: I think that maybe your water projects would be a priority, maybe your paving projects, so you are going to have funds available to help push it through. I know we applied for a host of everything possible.

Mr. Hoewing: So are matching funds required is that what we are saying?

Mr. Yost: No there is not as far as I know.

Mr. Klobukowski: It is not that it is matching funds but my impression is there is no guarantee if we put in for, if something actually costs 3 bucks and they say well sorry we only can afford 1 dollar you got to come up with those other 2 dollars in order to initiate the project and I'm wondering also if they give you the money if you by submitting the project in fact de facto have approved the project, in other words they come in and say sorry we can only give you a dollar and we say but we don't have the other 2 dollars they say well that is not our problem you gave us the package you said you wanted it there was some stipulations here that maybe we didn't know about and all of a sudden now we are having to come up with the other 2 dollars.

Mr. Kuhlman: Its easy our request was for the total cost of the project, they come back on your example the 3 dollar job and say well here is a dollar then we can say we can't afford to do it thanks a lot but we are not moving forward.

Mr. Klobukowski: Ok all right.

Mr. Hoewing: Yea my understanding was we are not increasing the cost to us if we apply for these grants correct?

Mr. Kuhlman: Right.

Mr. Klobukowski: Would there be the possibility of then saying they come up with 3 projects and not fully funded but we could take that money and apply it to one, would they be amenable to...

Mr. Kuhlman: I doubt it. Money is give out...

Mr. Yost: I think it is pretty much earmarked in certain directions.

Mr. Kuhlman: Money is allocated to water, sewer.

Mr. Klobukowski: Ok I am just checking.

Mr. Kuhlman: And honestly Jerry there is not enough known about it right now, people don't really know.

Mr. Klobukowski: Yea I understand but I just see these things having a tough time where I work.

Mr. Kuhlman: All right any further questions of Wade on his presentation?

Mr. Klobukowski: Oh yea I have one question, we talk about the street lights in Whalen Commons, is there going to be any thought when those lights go up to maybe taking a street light out because I mean because it is duplicative of a light there that we don't need a cobra head on Fisher.

Mr. Yost: I don't know if they are going to be that bright because we really talked about making sure they were a lower wattage, we can look at it absolutely.

Mr. Klobukowski: All right.

Mr. Hoewing: Shorter and lower wattage.

Mr. Yost: Right.

Mr. Klobukowski: Well those are the ones we want, we are talking now the lights along Beall Street and Fyffe Road right those lights all right.

Mr. Kuhlman: All right if there is no further questions and comments we need a motion to set the public hearing for March 23 on Resolution 002 which is the tax rate and 003-09 the budget.

Mr. Klobukowski: So moved.

Mr. Kuhlman: Is there a second?

Mr. Hoewing: Second.

Mr. Kuhlman: All in favor?

All: Aye.

Old Business

Mr. Kuhlman: Old business the Radon Test Program Wade?

Mr. Yost: Yea I guess you guys talked about this at the last meeting and so I put together just a draft letter that could go out a voluntary program for public awareness. --- the program to folks who would like to take part in this Radon Testing Program, Kathy Mihm also gave me some radon test kits, I am going to pass those around you guys can take a look at them, one is a quick 2 day test that we are looking at doing, 4 to 5 dollars a piece and the other one is a more expensive test, I am not for sure how many days it would have to be in there but it is 12 dollars, I think we were looking at the less expensive ones just to get an overall view of hot spots if there are any in Town and help people out, to bring awareness to it.

Mr. Kuhlman: All right are there any questions or comments on Wade's draft letter?

Mr. Klobukowski: Yea on the form I think it ought to have 2 signatures if they are joint owners, both parties who own the house should sign it.

Mr. Kuhlman: Yea that is not a bad idea Jerry.

Mr. Yost: And since you say that there what if they are renters?

Mr. Klobukowski: What if there is what?

Mr. Yost: A renter. Does the owner have to sign it or can a renter sign it?

Mr. Kuhlman: Owner.

Mr. Wright: Could be whoever is in the house unless you want to restrict it. If I am a renter and I want to test the house for radon there is nothing to prevent me from doing that.

Mr. Klobukowski: No that is true they could go to Lowes or the local hardware store or Home Depot and buy it and do it themselves.

Mr. Kuhlman: That is very true but the renter, the tenant does not in my opinion have the authority to agree to --- the address and whatnot being used in the record system that we are going to create tracking this, I don't think he does. I wouldn't want a tenant in a property of mine giving out that kind of information without my knowledge of it.

Mr. Yeatts: We are not giving out specific address information, we are going to be collecting it and giving it out as aggregate right?

Mr. Kuhlman: Yea but they are approving by this Tom that the address be used on a map or in a report of the condition, I don't know that if I was a landlord that I would want a tenant agreeing to that. I don't see where it hurts having a tenant and a signature line for the landlord.

Mr. Hoewing: At the last meeting Tom said that they now require passive radon systems in houses, is that correct Tom?

Mr. Yeatts: Yea.

Mr. Yost: Without a motor.

Mr. Hoewing: But I just want to be clear again, for existing homeowners they don't have to do anything under current county regulations and when they sell the house do they have to do anything, do they have to do a radon test?

Mr. Kuhlman: No.

Mr. Hoewing: So one of the issues and still thinking about that again it comes to mind to me, I guess people will know this when they participate in this but they are going to be putting on a map a location of a house that may have a bad radon test and it will be public knowledge then if it doesn't get fixed they can't hide it that is what it boils down to.

Mr. Yeatts: Pretty much.

Mr. Klobukowski: That is right, yea you are absolutely right.

Mr. Yost: So not just residents actually homeowner I need to clarify that on here.

Mr. Yeatts: Yea it validates Eddie's concerns because I agree that I don't think that that is within the tenant's purvey to give information about a particular property.

Mr. Yost: And then the rest of it is just the terms of agreement and some of the stuff that came from Kathy and then Alan added some stuff in too as far as the you know there is not a liability assumption on the Town's behalf.

Mr. Hoewing: I looked on the County's website and tried to find it if they have any data and they don't have data that I can see on radon levels in the County other than a general map that has --- but it doesn't show anything about you know Laytonsville has more, here is where --- so are we going to be the first Town that has done something like this?

Mr. Yost: As far as I know yes.

Mr. Klobukowski: In Maryland or just in Montgomery County?

Mr. Yost: Montgomery County definitely, I am not for sure about the rest.

Mr. Hoewing: Because I guess I keep wondering Eddie the more I think about this if we have a map with the addresses on it that people agree to put on there what are we going to do with that data, who is going to do anything with that data?

Mr. Yost: I think it is more of public awareness for Joe the Homeowner just an awareness program that he has high radon and then maybe we come back with a follow-up as Kathy suggests giving saying this is certain type of mitigation you can do or other problems in your home that are causing this rather than just coming up with the map.

Mr. Hoewing: But what we are trying to do which came out of the hearings we had on the water system was there was a general discussion about radon and it became clear in the discussion that it is really in the air not in the water that the major issue is and also became clear that some parts of Montgomery County at least and a lot of places that have the kind of, Rothsville Maine is an example, Pennsylvania, a lot of states have a fair amount of radon in the ground that can be a problem so we decided to be proactive and make sure our citizens knew more about that. Now I'm wondering if we can do the same thing and I am not trying to backtrack here but the more I look at this map idea the more I am wondering what it really does, it doesn't really do anything I don't think we can do anything with the data, the County won't do anything with the data because they clearly aren't collecting it, the homeowner could do this test anyway if they wanted to so then when they sold the house they could reassure the buyer that in fact they tested it and it was fine.

Mr. Yeatts: Well I echo your concerns about the map because you could have a house right next to another house and the radon test results can be radically different, but I think what it does have value is if you have an overall awareness of what the radon level is

throughout the entire town, so forget about mapping it, if we could collect the data and then come up with a number, that number I think would be truly valuable. The average radon level from the test results in the Town of Poolesville's test is blank.

Mr. Kuhlman: Well I am hoping very much that this is going to come back and prove that we don't have a radon problem in Town and I agree we may not need the map at all but if we do have some properties that come back with a positive reading or a reading above normal than I think we should address that with the property owner, let them know that they have a problem, they are going to get the results and point out what the remediation is that they can do and assist them with information if we can to help them be able to remediated the problem.

Mr. Klobukowski: Well I think they can find out what they need to do, there are plenty of contractors that can tell them what to do.

Mr. Kuhlman: If they ask Jerry.

Mr. Klobukowski: Yea and the thing I have, it says here granite countertops all of a sudden appear, its like how much are the materials which give off radon, like granite, now I don't know how much a granite countertop would give off but I don't know if people have granite top kitchens, bathrooms, I guess you could have granite in your shower, marble, you know what is some of these other things, people are aware you know my God it is not necessarily all Poolesville that they have gone in beautified their house and inadvertently contributed to some of this and I would hate to give the entire Town and I agree it is nice to find out but I don't know if I want to give the entire Town a broad brush average on what radon is, individual homes I have no problem, when you say the average of Poolesville right away that sends a red flag.

Mr. Yost: I'm sure there has got to be I mean I would think there would probably be hot spots in certain areas probably.

Mr. Yeatts: We could also collect the information and give it out in a way that doesn't compromise anyone's street address. We could break it out by neighborhood, we could break it out by road, break it out by subdivision, which aquifer you are in.

Mr. Klobukowski: I think if you give it out you give it out by address that is the only way to do it because I would not want to say that 4 houses on this street are an average of 3.5 when you have just one high, when you have in fact a high spiker there.

Mr. Brown: I don't mean to be off the hook here but why do we have to give out the information anyway I mean I know we are collecting it, we are doing this as a public service for our residents to determine if they need to mitigate their radon, if they have a radon situation they need to mitigate, I mean I am all in favor of us getting a report on it but after all the debate I am wondering if there is any collective purpose that we will be able to use the information for besides to store it or if we as the Town Commissioners decided there was some sort of action that needed to be take place.

Mr. Yeatts: Well because my understanding that the radon test kit was given to someone only if they agreed to provide us with the results, we could just take that and say we will give you the radon test kit do with it what you will and if you want to come back and talk to us about remediation if you have an actionable radon level we have information available at Town Hall and then we are just providing a public service, here is the radon test kit, we don't have any issue, we don't know any numbers, we don't want to know them.

Mr. Hoewing: Yea. That is the two ways to go and the later way is perfectly good too as a public service, frankly we don't need to know the data because we are not going to do anything to mitigate it anyway even if we did know it so we could just do it as a public service saying we had the hearings, we think the issue is one that people are concerned about, as a public service we wanted to make sure people were aware that radon has been an issue in some parts of Montgomery County and was raised in the hearings we had, we would like to make sure you have the opportunity to get tested if you so desire and that is it and not have any public information on it. If you decide you are going to collect the data then you have to do something publicly with it, you can't tell people who call what happened with the data, well we ...

Mr. Klobukowski: The only people who would be interested would be somebody like the CDC or US Geological Service to update their maps.

Mr. Yeatts: Or Radon remediation companies.

Mr. Klobukowski: That is true too. Every once in a while we get one of these things in the, well sometimes the mailbox but in newspaper tubes about water, unsolicited offer to fill this little jar up and send it to us and we will analyze your water for you, anyway.

Mr. Hoewing: I guess the more I think about it the more I think the second option is the better one, that we do this as a public service, we tell people why we are doing it, offer this to them if they decide to take it, it is up to them and we give people a chance to be knowledgeable about this and take action on their own if they want to and if they don't we've done all we can do then.

Mr. Yeatts: I think so too because I can see a scenario where someone who is purchasing a house would start if we kept the information they would --- the information because their radon test result was X and they want to compare it to what the Town's reading was before they purchase the property, so that just opens up a giant can of worms. I like the public service option myself.

Mr. Brown: That was our original intent so no need to stray.

Mr. Hoewing: I just can't see what we are going to do with the data if we had some purpose in using it like for some public reason that we were going to do some kind of program on our own to mitigate that would be one thing but I don't think we are.

Mr. Klobukowski: No and I you are right I am not a lawyer if this would open this up to some sort of expectation that we would come to the aid financially of some homeowner in town who bought a home here and said oh my God I got radon and you guys knew about it and you didn't tell me.

Mr. Yeatts: So basically we can do away with this agreement and just hand out radon test kits to residents.

Mr. Yost: Well we still have, we need to change the agreement, but we need an agreement just so we can get the results.

Mr. Klobukowski: No what Tom is saying is we don't get the results.

Mr. Yost: You don't want the results.

Mr. Hoewing: No.

Mr. Yeatts: Yea that is what we are saying.

Mr. Hoewing: As a public service you are doing it and if a citizen wants to do it we can make it easier for them to get the kit although even that when you think about it what does it cost to get a kit at Home Depot.

Mr. Kuhlman: Ten bucks.

Mr. Hoewing: Is that how much it costs to process the data, does that include that.

Mr. Yost: Yea it actually does.

Mr. Hoewing: Wow maybe what we should do instead is publish a notice that we have had hearings and raise the issues that we have raised here, that we just want to let the citizenry know that as a public service its probably worth thinking about testing houses because the issue was raised in here and there have been some areas in houses around here that had a problem and it is worth considering that it is only 10 dollars.

Mr. Klobukowski: Yea or we could say those who would like to sign up there is two kits available which one would you want and we will put in a mass order to help reduce the price.

Mr. Hoewing: Because we have a line item in the budget for some amount of money a significant amount of money right?

Mr. Yost: \$100,000.00.

Mr. Hoewing: How much?

Mr. Yost: \$100,00.00.

Mr. Klobukowski: That was based on 10 dollars a kit.

Mr. Yost: And that was based on a contractor coming out and doing it.

Mr. Klobukowski: Yea I think that would be the way to go Link.

Mr. Hoewing: I am really interested in making sure that people know that we had hearings, we have tried to be proactive on this, it was raised as an issue in the air, some houses have had the problem, we want to make sure you are aware of it and there are options and it is very cheap to get it tested and you should think about doing it, I think we could do that.

Mr. Yeatts: It would also remediate the radon in about 50 houses and we only have 1610 houses or so in town.

Mr. Yost: And if this is just going to be for public awareness and a service we can really just have them here and homeowners can go pick the kit up and do it themselves and you could save a lot of money from having a contractor do it.

Mr. Hoewing: Yea.

Mr. Klobukowski: Yea but the thing would be is to have just like the Girl Scout cookie sale have them sign up in advance and you go on with your order.

Mr. Yost: Right if you are not going to use the data and collect it there is no sense in having a control where you have a hired home inspector to come in and charge you to do it.

Mr. Hoewing: Yea the more I think about it the more I can't see what purpose it served.

Mr. Brown: Well it would be nice to know, it would be nice to know.

Mr. Hoewing: But again the County doesn't do it, there is no regulation that I know that requires it, even in selling houses you are not required to do it yet, if you are legally required that is one thing but...

Mr. Klobukowski: If the homeowner wanted to volunteer it and have it put in his jacket that is up to them right, they could write a letter to the Town saying we have been tested and this is the result would you kindly put it in our jacket at Town Hall.

Mr. Yost: Yea we could definitely collect them voluntarily, I don't know who would unless they had ...

Mr. Brown: I still like the idea instead of just, this is one step above just giving information, I don't want to see us going on this, spend money on I only want to buy 100

radon kits, I would rather as Jerry said I think it would be smart to say hey residents we are concerned, we heard you, we want to provide you a means for testing for radon as part of our all encompassing caring about our residents, we know this can be done inexpensively we would like to encourage you go ahead and do it if you have a concern, and then the next step is either we subsidize it by buying radon kits or we don't subsidize it by buying radon kits and we probably make the decision on what is the right radon kit to do because already right now we have advice, we have people that can give us counsel on this, I think we can be hopefully a step ahead of the residents in terms of what would be the right kit to have that would provide an accurate result. So it is either we just go out with public information or we solicit residents to see if they are interested in buying in terms of participating, so they would have to send us a check or not even a check saying yes we would be interested in getting a Town sponsored radon test, I mean we may get 50 people back or we may get 10 or we may get 100 so instead of just going out and buying them we could ask who is interested and see if we get a response.

Mr. Kuhlman: But to get the price break you got to buy at least 100.

Mr. Yost: It was by the 100's.

Mr. Hoewing: And that gets it down to what from \$10.00 to?

Mr. Yost: \$5.00.

Mr. Kuhlman: From \$10.00 to \$5.00.

Mr. Hoewing: I'm willing to do 100, I bet if we did it that way we wouldn't get 1600 requests for test kits.

Mr. Yost: No you are right.

Mr. Brown: But I want to make sure I think we should be, I mean obviously taxes pay for this but it should be that we ask if they want to participate in it and if they do let us know we will reserve a kit for them and then when we pick them up we will give them to you and it is just for your own purposes but we are trying to provide a means to let our residents know that we have heard them and that they have a, this would be a relatively inexpensive way of letting them know that we care and that we have heard what they have to say.

Mr. Kuhlman: Well the other way to look at it possibly, I am not saying I favor this, but if we are going to scrap hiring the contractor and if we can get them for \$5.00 a piece is just buy enough and mail them to all the homes.

Mr. Klobukowski: No \$5.00 I don't agree with that.

Mr. Yeatts: I think at least half of the people would probably just throw it away.

Mr. Kuhlman: Well that may be.

Mr. Hoewing: You are still talking \$6,000.00 or \$7,000.00 right if we did that.

Mr. Wright: My thought is if you buy 100 of them and you tell people we have got them here at the Town Hall first come first serve they will rush in and get theirs.

Mr. Yost: Its kind of like the rain barrels when we bought a bunch of them and it took a while but...

Mr. Klobukowski: What we should have done, we should have gone ahead, actually what we should do is "you want a kit we will get you a kit" everybody's order has to be in by a certain day and you prepay therefore your 5 or 10 bucks is up front you are invested you are going to get a kit.

Mr. Yost: It is simpler just to buy 100 and have them here.

Mr. Kuhlman: I mean them rain barrels when that was approved that Body of Commissions I think they were out what 50 or 60 dollars a barrel?

Mr. Klobukowski: Yea but we sold quite a few though. We bought 100 of each I think and we...

Mr. Yost: We had 2 or 300 of them.

Mr. Hoewing: But Jerry is talking about charging the residents though, we are not talking about charging the residents right.

Mr. Yost: No they are all gone.

Mr. Kuhlman: They are all gone?

Mr. Yost: But if we bought 100 and I see we would probably go over a 3 month period as people come in to pay their water bills or drop off them that is when I see people, they come in, we have the kit sitting up here with a sign for radon kits and hand them out in that manner that would probably work out as well.

Mr. Hoewing: That is fine by me.

Mr. Brown: I don't want to overbuy I don't want to sit here and talk about the radon kits like you guys talk about the rain barrels.

Mr. Hoewing: Yea we need to write up a good, you could put it in the newsletter.

Mr. Yost: And online.

Mr. Kuhlman: All right so what is the pleasure?

Mr. Klobukowski: I recommend we go with Wade, we go with 100 and if we run out of 100 and people express interest in more we could get another 100.

Mr. Hoewing: If there is a strong demand, I mean 100 more or something would be fine and see what happens.

Mr. Yeatts: Sounds good.

Mr. Kuhlman: All right is that a motion Jerry?

Mr. Klobukowski: That is a motion.

Mr. Kuhlman: Is there a second?

Mr. Hoewing: Second.

Mr. Klobukowski: Wait, wait, seriously did you have something else you wanted to add?

Mr. Yost: I was just thinking we could probably ask those folks if they would like to share the information with us like you said before and see who voluntarily does it.

Mr. Klobukowski: That is fine.

Mr. Hoewing: Yea if they want they could do that sure.

Mr. Yeatts: That is a sample bias if I ever saw one. People will come in and say my reading was 18.4.

Mr. Kuhlman: All right any questions or comments, all in favor?

All: Aye.

Mr. Kuhlman: All right back to the other favorite subject Skatepark.

Mr. Brown: Do we need to have Butch come back up here?

Mr. Yeatts: I don't think so. I believe we have to vote thumbs up or thumbs down on this.

Mr. Brown: Then I would like to make a motion if we could.

Mr. Kuhlman: Huh?

Mr. Brown: I would like to make a motion. I would like to make a motion that we build a Skatepark on Parcel 840 at a total budgeted cost not to exceed the Parks Board

recommendation of \$250,000.00 for the Skatepark itself. And for the Skatepark to be constructed within one year of this date pending final funding and design approval.

Mr. Kuhlman: Is there a second to the motion?

Mr. Hoewing: Second.

Mr. Kuhlman: Any discussion or questions?

Mr. Klobukowski: Yes I think one you are making a motion to build something within one year, I don't know I thought we were going to do this over a couple of years, we need what \$250,000.00 assuming we, I guess you are basing your one year...

Mr. Brown: I said pending final funding and design approval.

Mr. Klobukowski: But we also have to use the bond money within one year.

Mr. Hoewing: Probably yea.

Mr. Klobukowski: Ok because when you said the one year period is, it took me a while to get the words out but that was what I was trying to say, was it because of the bond.

Mr. Brown: It was a long sentence.

Mr. Klobukowski: No the --- of my mind that is my problem.

Mr. Hoewing: I have to remember what your resolution was again Jim but the \$250,000.00 is based on getting the bond, in other words are you still saying go forth regardless of the \$250,000.00.

Mr. Brown: No I said constructed within one year of this date pending final funding and design approval.

Mr. Hoewing: So we go forward even if we don't get the bond is what it boils down to.

Mr. Yost: If you have it.

Mr. Hoewing: If we have the money right.

Mr. Yost: So you got to match that somehow.

Mr. Hoewing: Right.

Mr. Brown: Yea so it is not necessarily restricted to having to get the bond approved.

Mr. Hoewing: Right.

Mr. Kuhlman: According to your motion that still means the plan has to be submitted and approved the construction plan.

Mr. Brown: Yea that is reasonable. We are approving building a Skatepark and that is one of the details that comes with building a Skatepark.

Mr. Kuhlman: All right is there any further questions or comments?

Mr. Klobukowski: Are we going to put in some Ordinance that there is going to be no skateboarding anywhere else in Town or on Town property?

Mr. Hoewing: I would be happy to try that I don't know if it will work.

Mr. Klobukowski: Bottom line though if you are going to give somebody a place to do it and this isn't going to be open 24/7 it is to be closed during school hours I would assume, it will be closed during holidays maybe not...

Mr. Brown: No definitely not during holidays.

Mr. Klobukowski: Not during holidays.

Mr. Hoewing: But during school days.

Mr. Klobukowski: School days and 9:00 at night or whatever.

Mr. Kuhlman: Jerry I think all that is yet to be approved in the plan.

Mr. Klobukowski: Well that is just it you see the details are in the plan, I don't have a plan in front of me and to say that it is going to be built in one year I can't agree to that because I don't know if I am going to like what I see in the entire plan.

Mr. Hoewing: Then you are voting against it.

Mr. Kuhlman: I think all you are being questioned on tonight is do you support a Skatepark being built on Parcel 840 yes or no.

Mr. Klobukowski: But that is not what he said.

Mr. Kuhlman: You are going to answer that tonight.

Mr. Klobukowski: That is not what he has been saying though, that is not saying you are supporting a Skatepark being built it is saying that it is going to be constructed within a year.

Mr. Kuhlman: Yea pending funding and approval of the plan, so you are still going to have plenty of opportunity to argue what they want to build, it is just if you move forward with this motion tonight then the discussion of whether one will be built or not is over and done with, it is what will be built and how it will be operated that you have to be debating.

Mr. Yeatts: Personal observation I was coming back from a run coming through the high school parking lot and sure enough that new bus stop out there has been skateboard jump Nirvana there were kids practically killing themselves out there and giving them a place where they can go and that the curbs might be a little softer and more conducive to keeping them out of Jackass the movie part 3 would be nice.

Mr. Klobukowski: I saw some of those same kids when they had just poured the slab and they were doing it and the things was there was cars going back and forth and I sort of chastised them basically saying you know I don't want to see anybody get hurt or something worse happen so could you please do it somewhere else.

Mr. Yeatts: This would get them off Wootton Avenue.

Mr. Hoewing: All right could you read the motion again just so I am clear again?

Mr. Brown: I would like to make a motion to build a Skatepark on Parcel 840 at a total budgeted cost not to exceed the Parks Board recommendation of \$250,000.00 for the Skatepark itself, and for the Skatepark to be constructed within one year of this date pending final design and funding approval.

Mr. Hoewing: So one thing that could happen Jerry is that certainly if you are persuasive and you persuade enough people here that the design is not the way I want and we keep on working until we get the design that all of us like.

Mr. Klobukowski: Well if the thing was to say recommend we support an effort to obtain the Bond Bill through the Maryland State Legislature of Public Works Commission of \$200,000.00 I would support that.

Mr. Hoewing: Were you going to make a second motion that did that Jim?

Mr. Brown: I am.

Mr. Hoewing: Ok.

Mr. Klobukowski: I mean to me that is really the crux of the matter isn't it?

Mr. Hoewing: It is except I don't think we can go for a bond if we haven't decided we are going to build the park so I think we need to decide to build the park first, but I do think we need a resolution to say we want the bond.

Mr. Kuhlman: Ok I think Link has made a valuable assessment, I don't think it is fair to go after the bond and having not decided whether we are going to move forward with building the Skatepark or not, I mean that would be like going after the Town Hall grant money when we hadn't made a decision whether to build a building yet or not. I have been very honest with all the supporters on the Skatepark with my concerns of it, most all

of the questions have been answered, there are still 4 or 5 outstanding questions which will be answered in the design and operation stage of it but in all fairness this issue is now what 3 years old.

Mr. Hoewing: 2 ½ at least.

Mr. Kuhlman: 3 ½.

Mr. Hoewing: 2 ½.

Mr. Kuhlman: It is time to put it up or down one or the other.

Mr. Brown: What did you almost say?

Mr. Kuhlman: Put it up or down one or the other.

Mr. Brown: Fine with me I think the motion is ready to go.

Mr. Kuhlman: In my 12 almost 13 years of sitting behind here I have never seen another public improvement take this damn long to decide on.

Mr. Klobukowski: Whalen Commons sure did.

Mr. Kuhlman: Once the --- on it was --- it was super fast tracked and it was only that design --- approved. That was fast tracked by some private Commissioners.

Mr. Yost: Thank goodness it turned out to be perfect didn't it.

Mr. Kuhlman: All right is there any more questions or comments on this motion?

Hearing none I call for question on the motion all in favor?

Mr. Brown, Mr. Hoewing, Mr. Yeatts, Mr. Kuhlman: Aye.

Mr. Kuhlman: Opposed?

Mr. Klobukowski: No.

Mr. Kuhlman: Motion carries 4 to 1.

Mr. Brown: I have a second motion. I would like to make a motion for Wade to complete and turn in tonight the Bond Bill Project Grant request form.

Mr. Yost: Well Butch can send it in. We talked about it...

Mr. Brown: Ok I can amend that.

Mr. Kuhlman: No restate your motion.

Mr. Brown: I would like to make a motion for Wade to complete and Butch to turn in tonight the Bond Bill Project Grant request form for this project.

Mr. Kuhlman: Is there a second to the motion?

Mr. Hoewing: For discussion I have a couple questions but for discussion.

Mr. Kuhlman: All right motion has been seconded questions.

Mr. Hoewing: On the form there are some specific things that we have to decide to commit to or not like for example the equal or unequal issue, in other words I don't think we should just submit whatever you want to submit we should give guidance as to what the form ought to say, doesn't it have a block for whether we are going to give \$60,000.00 and the rest of it is --- or whatever.

Mr. Yost: Exactly the matching is \$60,000.00 that we have...

Mr. Hoewing: I think we need to decide what we are going to do on that piece because that is a policy issue really. So check all that apply for example, is it acquisition, is it planning, design, construction, I think it is all four of those right?

Mr. Kuhlman: Planning, design and construction, we already acquired the property.

Mr. Hoewing: That is right, planning, design, and construction so that would do that and then the matching fund is \$60,000.00 plus what do we do on the unequal part.

Mr. Brown: Do you want to have Butch come back up?

Mr. Yost: Well you are going to want it, you need \$140,000.00. You paid \$288,000.00 for the land, I mean the other was POS money so you can't include other grant monies typically.

Mr. Brown: So half is appropriate?

Mr. Klobukowski: No what Eddie said earlier was we take the square footage that the Skatepark could possibly occupy divide it into total amount, get the percentage, use that percentage as the soft contribution in addition to the \$60,000.00.

Mr. Yost: But you are not counting the parking lot and stuff like they were saying.

Mr. Kuhlman: Well see my thing would be I would not want to pledge the property, 100% of the value of the property against the Skatepark.

Mr. Hoewing: No that makes sense.

Mr. Kuhlman: If we move forward at some time in the future on a Community Center I want to be able to use it there.

Mr. Hoewing: Right. I agree.

Mr. Kuhlman: Parking to me would be primary use of the Community Center so I don't know that parking would enter into this although I think parking is going to have to be built.

Mr. Yeatts: If there is no Community Center than the parking is all the Skatepark.

Mr. Kuhlman: Very true.

Mr. Yeatts: So you could split it down the middle and say out of the \$288,000.00, \$144,000.00 is this, \$144,000.00 is that.

Mr. Kuhlman: Or if you take 3.7 acres x 43560 and then divide it into the actual cost of the land minus the grant then you have your per square foot cost.

Mr. Yeatts: Still doesn't answer the parking question.

Mr. Hoewing: That comes out to about \$80,000.00, it doesn't come out to 140 does it.

Mr. Yost: You are probably right.

Mr. Klobukowski: Ok we are talking about the parking area, the location as I recall was going to place this thing further back on the Y towards the back end of the lot say towards McDonald's and Poolesville Total Automotive.

Mr. Yost: One of the configurations did have it there yes.

Mr. Klobukowski: So if we do that we are going to have to put in some sort of road either gravel or crush and run or something until that time which would be fine because then that would serve as the base for your future road going back in there and the surface parking surface could be crush and run as well couldn't it?

Mr. Kuhlman: I don't know. I don't mean to interrupt you Jerry but personally I would much rather this be set up that Wade call Garagiola tomorrow morning and talk to him about how this form should be filled out.

Mr. Klobukowski: Yea that is a good idea.

Mr. Hoewing: Because I am not even sure, are we sure that everything is equal, it has to be \$200,000.00 to match it.

Mr. Yost: I am not for sure.

Mr. Klobukowski: Say that again Link.

Mr. Hoewing: I am asking usually it is not a 50/50 match, in other words \$200,000.00 from them and \$200,000.00 from us, it is usually like 80/20 or something like that.

Mr. Klobukowski: What 80 from them or 80 from us.

Mr. Hoewing: Usually 80% from the State, 20% from us, usually that is how it is.

Mr. Klobukowski: Ok.

Mr. Hoewing: I am fine with that as long as we can do it within the budget. You know we have \$60,000.00 and some amount of property that we think is --- that is fine.

Mr. Kuhlman: I mean I would much rather the motion be rescinded and then a new motion go forward that Wade contact Senator Garagiola in the morning and seek advice on how to fill this form out and get it to him as quickly as possible.

Mr. Hoewing: But the bottom line is we are applying for the bond.

Mr. Brown: Right.

Mr. Kuhlman: Yea.

Mr. Brown: Ok so I will restate my motion then. I would like to make a motion that Wade contact the Senator's Office tomorrow morning, gets guidance on how to complete this Bond Bill Project Grant request form and then turns it into him as soon as possible with tomorrow being the projected date.

Mr. Klobukowski: Second.

Mr. Kuhlman: All right any further discussion or questions or comments, hearing none call for question on the motion, all in favor?

All: Aye.

Mr. Kuhlman: Motion carries unanimously.

Committee Reports

Mr. Kuhlman: That completes old business. Committee Reports, Planning Commission, that is you Mr. Hoewing.

Mr. Hoewing: I don't think we had a meeting since the last time did we, I don't think so.

Mr. Yost: You guys did I wasn't there.

Mr. Klobukowski: That is right.

Mr. Yost: They had a public hearing for the windmill.

Mr. Hoewing: That was the meeting before that, that was the last time I reported so I reported the last time, we haven't had a meeting since.

Mr. Kuhlman: Ok very good. Parks Board.

Mr. Brown: This Wednesday night we meet.

Mr. Kuhlman: Good. CEDC.

Mr. Yeatts: CEDC met, we went over several items of old business including the Holiday Lighting Ceremony, returning the ornaments to the kids with a ribbon on them so that the kids have a little memento. We also projected that we had approximately 50 people in attendance for the Dark Knight and then Indiana Jones and the Kingdom of the Crystal Skull we showed on Saturday, February 21 there was about 70 people in attendance. I think everybody there is saying that that is pretty much going to be the last winter movie we have at least for awhile. Refreshments made about \$150.00. I attended that movie and it was about 50 degrees in there.

Mr. Brown: So did I it was cold.

Mr. Yeatts: So that was a cold movie. The prospectus for new business I think is something we need to really get involved in because as you can see the economy is taking its toll on some of our local businesses, we've had Jon's Video go away, I heard rumors that one of our gas stations might be closing.

Mr. Kuhlman: It happened.

Mr. Brown: Did they close the garage part of it but not the gas?

Mr. Kuhlman: All of it.

Mr. Klobukowski: Which place is this?

Mr. Hoewing: The Getty.

Mr. Klobukowski: The Getty.

Mr. Hoewing: So it is hard out there.

Mr. Yeatts: Yea and Speelman is trying to get a wind turbine so he can stay in business.

Mr. Kuhlman: All right anything else.

Mr. Yeatts: We are working on new business items, the Geocache is very popular we have had over 100 visitors to that so I think that is pretty cool. And then we do have a Poolesville Business Fair that is going to be held this Saturday at St. Peter's showcasing some of the primarily home based businesses in Town. So I urge everyone to come out and see that.

Mr. Hoewing: What time is that is it in the morning?

Mr. Yeatts: It is 10 to 4.

Mr. Brown: Tom one question for you and this is a serious question. Have you heard from any of the geocache people that they have picked up speeding tickets coming in and out of town to do it. Has there been any negative feedback from that?

Mr. Yeatts: I haven't heard anything about that.

Mr. Brown: Ok has the Town?

Mr. Yost: No you can go online and see exactly who has visited and comments they have made and they are very positive like what a lovely Town and a great cache.

Mr. Brown: Ok good.

Mr. Kuhlman: Also Poolesville Day has been set for this upcoming year for September 19th. Jerry what have you got.

Mr. Klobukowski: A couple things for the good of the order with respect to these conflict of interest financial disclosure forms, can we get those electronically so that we could just type out this stuff and cut and paste rather than multiply our N/A's 15 times rather than...

Mr. Yeatts: I would say that there should be a single page form that says that you can sign that says nothing has changed between last year and this year.

Mr. Kuhlman: We have been through this.

Mr. Yost: We tried that.

Mr. Kuhlman: It is not our call.

Mr. Yeatts: I understand but I think it is ridiculous.

Mr. Klobukowski: Either sent to us via email or on a floppy or a stick or something and then we could just do that.

Mr. Kuhlman: They are already supposed to be filed.

Mr. Klobukowski: No, no, not this year, next year.

Mr. Kuhlman: Oh.

Mr. Klobukowski: And 2 other things, 3 other things, the morning of, last a week ago Monday when we had the snowfall, no it was Tuesday actually because I didn't go to work Monday, I drove down 107 and 107 was horrendous between the Town eastern Town limit sign all the way around dead man's curve and then when you came up by the sod farm again the snow had drifted and I emailed our District 15 Delegation about the fact that these things aren't rocket scientist and it was snowing and blowing and what they should have done something about it, and they said that they would look into their method of operations and try and avoid this in the future. I also mentioned that some of

the trees in the wooded area east of Town, east of Partnership Road look like they are starting to have a lean toward the road and we will have a period of time when it seemed every other week when we had a wind storm a tree was coming down across the road there and I mentioned that one and if they could have their tree trimmers look at that as well. And then the last thing I don't know if some of you saw in the Post, the Montgomery Extra Section two weeks ago, they had a thing about Chevy Chase and speed cameras and they talked about how Chevy Chase was going to a flat fee for their speed camera payment rather than the company running it getting \$16.75 per bill and the only reason I raise this is depending on how this bill turns out in the Maryland State Legislature with respect to I need to put a quarter in, with respect to speed cameras I think we need to consider how we would do that because the reason I mention it is they said they are going to have a flat yearly fee of \$37,000.00 to have these people run, maintain the cameras and certify the pictures taken as a ticket able offence, the question becomes then is that the right way to go or is the \$16.75 better because if this is a regressive sort of income where you make a lot of money the first year and then people realize there is a camera there your income falls off. Contracting for a fee fixed you could get yourself in trouble so if in fact something happens and maybe we won't assume ownership of the cameras but that is another story.

Mr. Brown: Where is that fee stage right now where does that still stand in Legislature still waiting.

Mr. Kuhlman: Yea in debate.

Town Manager's Report

Mr. Kuhlman: Town Manager's Report.

Mr. Yost: Ok lets see well 7 and 5 I think I told you guys that both had problems, well 5 we replaced that one the actual motor had shorted out on that one and well 7 stages of the pump itself had worn down and you saw gpm's decrease over the last couple months so while we were doing 5 we did 7 also, about \$6,000.00 each. We also had a water main break on Westerly and Hughes last week the guys were up pretty late by Jerry's house probably kept Jerry up.

Mr. Klobukowski: No but I gave them some coffee but they said they were going to put some sort of Poolesville water with a special purifier made only in Scotland or Ireland in there and this is empty I don't get it.

Mr. Kuhlman: That clock is an hour late.

Mr. Yost: I got a letter from the FCC as we are going through the construction up to new well houses we can apply for the radio license to get the radios and also on well 4 we have a burnt out radio we have applied to get a new one from Motorola and use the license to get the radios, well FCC has decided that they are going to narrow the bandwidth and they have narrowed our bandwidth so we cannot buy any more than we have so once we replace the well 4 radio well then the other ones go out we can't get them we have to change them all over and we talked about this in the budget sessions but it is about \$14,000.00 to replace all the radios and we are going to want to do it ASAP.

Mr. Klobukowski: Are they going to be analog or digital?

Mr. Yost: I don't have the answer to that right now. I think they are analog because our system is analog so unless we switch the whole system over make it an in-house system.

Mr. Kuhlman: Ok so you are going to get back to us with further information.

Mr. Yost: Yea. Also received a request from the Fire Department and we put \$7000.00 in there for fireworks they asked us to increase that to \$9000.00 and we just received that Friday, we will be looking at that also.

Mr. Hoewing: How much of the total do we pay?

Mr. Yost: I'm thinking...

Mr. Hoewing: Is that the whole thing?

Mr. Yost: I think so.

Mr. Hoewing: Really.

Mr. Klobukowski: What was that again, to what?

Mr. Yost: From 7000 I believe we have it at now to 9000.

Mr. Klobukowski: How old are the pumps in 5 and 7?

Mr. Yost: I mean over 5 or 6 years I don't know the exact dates, I can find out.

Mr. Kuhlman: All right what else?

Mr. Yost: I was going to bring up the Woodstock Equestrian Center where they requested \$750,000.00 they want to build some outdoor arenas, one larger one...

Mr. Kuhlman: One outdoor arena and rough grade for future ones.

Mr. Yost: Yea do some upgrading on one of the barns out there for major equipment so they are not looking at doing anything much larger than what we have looked at before but it looks like they are trying to move forward with it and do it in the spring of next year.

Mr. Klobukowski: What is the square footage of the area they want to grade for a future barn.

Mr. Yost: I have a better output I got off line today I will put in everybody's box.

Mr. Klobukowski: It would be interesting to know.

Mr. Kuhlman: All right anything else?

Mr. Yost: No.

Mr. Brown: I have one thing real thing sorry to interrupt I just want to say one more time in case everybody was here or saw part of it, as we know a former Poolesville high school student died in a car crash on Route 28 Saturday a week ago and it was Dale Carnahan he was a great kid, contrary to popular reports alcohol wasn't involved it was late at night, it was obviously a huge tragedy and we talked about this a little bit before the meeting but the Community as great as it is came together to and is still together to help support the family Brian and Cathy Carnahan which are very well known especially in the athletic community through this incredibly difficult and awful time period and I just want to comment the Town itself, not only did we use Whalen Commons Park as a impromptu vigil site which was amazing on Saturday night, the night that he was killed we had how many people, at least 300 people using our Town's centerpiece as a site for a impromptu, informal, vigil candlelight vigil which was incredibly touching and heartfelt from the Town and then not just 5 or 6 days later they have 600 people plus attended his funeral over at the Catholic Church, just an amazing time, a tragic time and a time when the community is kind of unfortunately had to grieve individually and together so I commend the Town for really coming together to support this family.

Mr. Klobukowski: And also I think I recognize of course not on the same scale but still a tragedy is the home that burnt down on the corner of Bodmer and Hoskinson that family I guess lost everything from what I could see, you know it was late at night and the house didn't look very habitable to me, and my question is, is did our water system meet the

needs, they had no requirements the Fire Department didn't experience any hiccups or anything.

Mr. Yost: No.

Citizen Forum

Mr. Kuhlman: All right citizen forum anybody Mr. Janet.

Mr. Janet: Stan Janet the Western Montgomery Bulletin. As you know I normally don't comment to citizen's forum because everything is already done but I'm going to reply in reference to Mr. Hoewing's statement if it wasn't so serious it would be one of the biggest laughs in Poolesville in many years and of course we have had many of them. He said he didn't have anything to do with the streetscape plan, absolute total bull, he denied that he had anything to do with it, its contained in the February 25 Master Plan, he was the Chairman of that Master Plan and he wrote according to my sources over 90% of it, he resisted and signed off and approved it, went to the Commissioners Streetscape Plan A to Z in there, when he signed off and approved it its his baby, but obviously he doesn't take responsibility for what he does. Eddie fought and resisted every single change, every single substance of change that any Commissioner made on that Streetscape Plan for the 4 years that he was in office. It is a Hoewing, Streetscape is a Hoewing baby from A to Z and anything to the contrary is plain bologna and that is being kind. He used the Streetscape plan in the February 25 05 Master Plan and at that time it was estimated about 5 million based on the cost breakdown which he knew and had and the Planning Commission had and used during that whole time they put together a Streetscape Plan and how they were going to make the Town into a village, Buckeystown image, and so forth. So he was completely totally aware of each and every single phase of this and he was the Chairman and he is responsible. And the buck stops there but of course he has been the Liaison to the Planning Commission, he has pushed the Streetscape Plan has had many opportunities and not one change has been made that has been made public and if you make those public I will gladly publish them. For the record over 90% of the people who have spoken against the Streetscape Plan as a huge cost, it is unnecessary who have been ignored by Mr. Hoewing and the Commissioners and the Commissioners are just as responsible as he is, 90% against it are totally ignored and the recent statement I guess it was from the President I guess that they can build it for \$700,000.00 is pure bold face bologna and I just want to say that Commissioner Hoewing it is a clever strategy that you are using, always blame someone else, it is a very, very common political strategy, blame everybody except yourself and it is a real good strategy and political trend.

Mr. Kuhlman: Well Sir again you are wrong because Mr. Hoewing...

Mr. Janet: How do you figure?

Mr. Kuhlman: You are wrong as always, Mr. Hoewing was not even on the Planning Commission when the Streetscape Plan was first developed, I was, he wasn't. You say I should use this I am starting to use it on you. I am tired of your lies and your falsehoods, Mr. Hoewing was not on the Planning Commission when the Streetscape Plan was developed and you just stood there or sat there and stated that you have seen a cost breakdown of 5 million dollars but yet every week in your newspaper you say that we have hidden it and you've never seen it, so which is the lie, which is it?

Multiple Conversations Taking Place

Mr. Janet: Don't worry about that you take care of yourself, I will take care of myself.

Mr. Hoewing and the Planning Commission put together a Streetscape from the Planning Commission Streetscape Plan...

Mr. Kuhlman: He wasn't on it.

Mr. Janet: He was a Commissioner for 4 years and how did he get...

Mr. Kuhlman: From the previous Master Plan.

Mr. Janet: He signed off on it between...

Mr. Kuhlman: He wasn't the Chairman of the Planning Commission...

Mr. Janet: He was the Chairman of the Planning Commission then and...

Mr. Kuhlman: He was not.

INAUDIBLE

Mr. Kuhlman: Mr. Hoewing has never been Chairman of the Planning Commission since back in the 80's, he was not on the Planning Commission when the Streetscape Plan was developed.

Mr. Janet: He signed off on the February 2005 Master Plan, he signed off on it.

Mr. Kuhlman: Don Cochran was Chairman of the Planning Commission then.

Mr. Janet: He was on that Planning Commission.

Mr. Kuhlman: He was not, I was.

Mr. Janet: He was on that Planning Commission.

Mr. Kuhlman: It is on the wall, look at it, Mr. Hoewing was not a Commissioner in 2000.

Mr. Janet: I didn't say he was a...

Mr. Kuhlman: In 2000 Don Cochran was the Chairman, I was the Commissioner representative, Scott Wolford and I forget but Mr. Hoewing was not on the Planning Commission...

Mr. Janet: The Poolesville Planning Commission how come when that Streetscape Plan, that Master Plan February 2005 came before the Commissioners Mr. Hoewing sat there as a Commissioner and he rebutted each and every (inaudible) of the Planning Commission got the highest vote and he voted and pushed (inaudible).

Mr. Kuhlman: Mr. Hoewing was not on the Planning Commission since back in the 80's.

Mr. Janet: You still have not explained to me how it is possible he came to be a Commissioner you people have the (inaudible) 2005 Master Plan, which they got from the Planning Commission right, he was rescinding every single aspect (inaudible).

Mr. Hoewing: I was not the Chairman of the Planning Commission, I was not...

Mr. Janet: You were on the Planning Commission.

Mr. Hoewing: I was on the Planning Commission but...

Multiple Conversations taking place

Mr. Hoewing: I was elected in 2002, I was never the Chairman.

Mr. Janet: They Mayor was --- and you took his place (inaudible).

Mr. Kuhlman: He has never been Chairman.

Mr. Hoewing: The point is whether the Streetscape Plan is a good idea or not and I think there are some elements that are good, I only raised the discussion that it is a good idea.

Adjournment

Mr. Kuhlman: Is there a motion for adjournment?

Mr. Klobukowski: It has already been made.

Mr. Hoewing: It has been made and seconded.

Mr. Kuhlman: All in favor?

All: Aye.