

TOWN OF CHEVY CHASE
COUNCIL MEETING
November 7, 2007

6:00 p.m.: Executive session to consider the acquisition of real property (the “Li property”) for a public purpose and matters directly related thereto; to discuss a pending legal matter; and to discuss personnel matters related to the roles and responsibilities of Town staff.

I. GENERAL BUSINESS (7:00-7:15 p.m.)

- A. Call to order
- B. Pledge Allegiance to the Flag
- C. Public Comments
- D. Approval of October Financial Report
- E. Acceptance of Minutes of September Regular Meeting and Executive Session

II. PUBLIC HEARINGS & COUNCIL ACTIONS (7:15-8:00 p.m.)

- A. Public Hearing and Council Action on a Resolution to Amend Section 204 of the Town Charter to delete the requirement that the Council rules shall provide that residents shall have a reasonable opportunity to be heard at any meeting in regard to any municipal question so as to permit the Council to conduct work sessions and to permit the Council to limit public comment at special meetings to the subject of the special meeting.
- B. Public Hearing and Council Action on a Resolution to Amend Section 205(a) of the Town Charter to delete the requirement that the mayor shall counter sign checks and other fiscal vouchers issued by the treasurer so as to eliminate an inconsistency with Section 508 of the Charter which provides “All checks, except those issued pursuant to the provisions of section 520 of this charter, issued in payment of municipal obligations, shall be signed by the town manager and one (1) member of the council” and also to eliminate an inconsistency with Section 520 which provides, inter alia: “checks drawn on the revolving fund may be signed by any person(s) designated by the council.”
- C. Public Hearing and Council Action on a Resolution to Amend Section 209 of the Town Charter to permit the Town to make a copy of a new ordinance or fair summary thereof available to households within the Town as an alternative to distributing a copy of each ordinance or a fair summary thereof to each household and to make grammatical clarifications to Section 209.
- D. Public Hearing and Council Action on a Resolution to Amend Section 210 of the Town Charter to substitute the term “adoption” for the term “distribution” so as to start the 30-day period for

submitting a referendum petition with the date an ordinance is adopted rather than the date an ordinance is “distributed” and so as to avoid any question regarding whether distribution take place when an ordinance is: 1) mailed; 2) received; or 3) made available.

- E. Public Hearing and Council Action on a Resolution to Amend Section 301 of the Town Charter to simplify the description of the powers granted to the Town Council.
- F. Public Hearing and Council Action on a Resolution to Amend Section 303 of the Town Charter to delete a provision regarding the right of appeal that is ambiguous and inconsistent with State law so as to avoid confusion and eliminate a conflict with State law.
- G. Public Hearing and Council Action on a Resolution to Amend Section 304(b) and delete Sections 304(c) and (d) of the Town Charter to delete provisions the subjects of which are governed by State law so as to avoid confusion and eliminate any current or future conflicts with State law.
- H. Public Hearing and Council Action on a Resolution to Delete Section 305 of the Town Charter to delete provisions from the Charter that more properly belong in and are found in Section 1-7 of the Town Code.
- I. Public Hearing and Council Action on a Resolution to Amend Section 403 of the Town Charter to delete the requirement that the Council establish and maintain a separate Town voter registration system so as to eliminate a conflict with another provision of Section 403 directing the Town to accept registration with Montgomery County as registration with the Town.
- J. Public Hearing and Council Action on a Resolution to Amend Section 406 of the Town Charter to provide that the elections board shall certify election results “to” the Council rather than “in the minutes” of the Council.
- K. Public Hearing and Council Action on a Resolution to Amend Section 503 of the Town Charter to delete a provision that the property tax rate is fixed by the vote of a majority of the resident registered qualified voters being owners of any interest, joint or several, in the real property in the town present at said meeting; to provide that the Town Council may levy a tax on taxable personal property following the same procedure as is followed to levy a tax on real property; to provide that the tax rate(s) is/are fixed by the Town Council after a public hearing; and to provide that the Town shall certify the tax rate to the County director of finance for collection.
- L. Public Hearing and Council Action on a Resolution to Amend Section 505 of the Town Charter to provide that any transfer of funds between budget programs, but not transfers between existing

line items within a program, must be approved by the Council so as to clarify the circumstances under which Council approval is required.

- M. Public Hearing and Council Action on a Resolution to Amend Section 509 of the Town Charter to correct a typographical error by substituting “owner” for “town” in describing the basis for determining that the Town is the situs of taxable personal property.
- N. Public Hearing and Council Action on a Resolution to Amend Section 512 of the Town Charter to authorize the Montgomery County official responsible for tax sales to sell property on which Town taxes have not been paid at the same time and in the same manner as those properties on which County taxes have not been paid.
- O. Public Hearing and Council Action on a Resolution to Amend Section 516 of the Town Charter to delete the requirement that residents must own real property in the Town as a qualification for voting in a bond referendum election and to correct typographical errors.
- P. Public Hearing and Council Action on a Resolution to Amend Section 703 and 704 of the Town Charter to change the numbering and lettering system in Sections 703 and 704 so as to use the same numbering and lettering system as is used throughout the remainder of the Charter.

III. VARIANCE REQUESTS (8:00-8:45 p.m.)

- A. Luker/Rohan, 6820 Meadow Lane, Front Yard Fence
- B. Fontana, 4317 Stanford Street, Front Yard Fence

IV. DISCUSSIONS (8:45-9:45 p.m.)

- A. Procedure for Consideration of Traffic Sign Requests
- B. Front Yard Fences and Walls
- C. Community Services Survey (Spring 2008)
- D. Sidewalks
- E. East and Bradley Sight Lines
- F. Tree Removal – Unclaimed Beech Tree
- G. Leland Center Playground Equipment
- H. Comments on Executive Regulations and SOPs
 - 1. Construction Vehicle Restrictions
 - 2. After-Hours Code Enforcement
 - 3. Outdoor Spotlights
- I. Purple Line Consultant

V. NEW BUSINESS (9:45-10:00 p.m.)

VI. ADJOURNMENT (10:00 p.m.)