

# **Chevy Chase Village Board of Managers' Meeting**

## **July 12, 2021**

*Note: These minutes reflect the Board's actions only, and do not include remarks made by members of the Board of Managers, Legal Counsel, Village Staff, or others in attendance.*

### **BOARD OF MANAGERS**

Elissa A. Leonard, Chair	Present
Robert C. Goodwin, Jr., Vice Chair	Present
David L. Winstead, Secretary	Present
Gary Crockett, Treasurer	Present
Nancy E. Watters, Assistant Treasurer	Absent
Linda Willard, Member	Present
Louis Morsberger, Member	Present

### **STAFF**

Shana R. Davis-Cook, Village Manager	Present
John M. Fitzgerald, Police Chief	Present
Ellen Sands, Director of Municipal Operations	Present
Jessica Gebhart, Permitting & Code Enforcement Coordinator	Present
Demetri Protos, Finance Director	Present
Ruby Brown, Administrative & Constituent Services Assistant	Present

### **COUNSEL**

Suellen M. Ferguson, Village Counsel	Present
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Elissa A. Leonard, Chair of the Board of Managers, called the meeting to order at 7:30 p.m.

### **Approval of Minutes from the Board's Previous Meetings**

Minutes of the Board's Executive Session and Regular Monthly Meeting, both held June 14, 2021, were circulated to the Board prior to the meeting.

*Mr. Crockett moved to approve the minutes of the Board's Executive Session and Regular Monthly Meeting, both held June 14, 2021, as drafted. Mr. Winstead seconded the motion. Ms. Leonard, Mr. Goodwin, Mr. Winstead, Mr. Crockett, Ms. Willard, and Mr. Morsberger voted in favor of the motion. The motion passed.*

### **Treasurer's Report**

The Treasurer's Report was distributed to the Board and posted to the Village website prior to the meeting. *No formal action was taken by the Board.*

### **Matters for Board Discussion, Consideration & Possible Adoption**

**Purchase Authorization Request:** Two fully-outfitted 2021 Ford AWD Police Interceptor Utility vehicles (police cruisers) with a hybrid powertrain under State of Maryland contract # 001B1600353 in an amount not to exceed \$90,000.

*Mr. Winstead moved to authorize the Village Manager to purchase two fully-outfitted 2021 Ford AWD Police Interceptor Utility vehicles with a hybrid powertrain under State of Maryland contract # 001B1600353 in an amount not to exceed \$90,000. Ms. Willard seconded the motion. Ms. Leonard, Mr. Goodwin, Mr. Winstead, Mr. Crockett, Ms. Willard, and Mr. Morsberger voted in favor of the motion. The motion passed.*

**Resolution No. 07-01-21:** An Ordinance to declare June 19 as Juneteenth National Independence Day and to amend Chapter 3, “Personnel Code”, by repealing and reenacting Sec. 3-1, “Holidays”, to include Juneteenth National Independence Day as a designated holiday for Village employees.

*Mr. Crockett moved to approve Resolution No. 07-01-21, as drafted, and to authorize the Village Manager to recognize Juneteenth 2021 by allowing personnel to choose either payment for the equivalent of one day of pay equal to the employee’s normal hours worked or accrual of one day of administrative leave to be taken on or before December 31, 2021. Mr. Winstead seconded the motion. Ms. Leonard, Mr. Goodwin, Mr. Winstead, Mr. Crockett, Ms. Willard, and Mr. Morsberger voted in favor of the motion. The motion passed.*

**Briefing Regarding Cable Off-Set Against Franchise Fees:** Updates on Eugene v. FCC, Section 621 in-kind appeal case and Board consideration and possible action to authorize rejoining a coalition of local governments in further legal action regarding cable off-set against franchise fees (in the amount of \$1,000).

*Mr. Goodwin moved to authorize the Village Manager to participate in a local government coalition to retain the law firm of Best, Best & Kreiger to petition for rehearing/en banc review in the Sixth Circuit and further action at the Federal Communications Commission to provide guidance to protect franchising benefits to address the 621 Order as interpreted by the Sixth Circuit, and to authorize payment of a fee of up to \$1,000 for this effort. Mr. Crockett seconded the motion. Ms. Leonard, Mr. Goodwin, Mr. Winstead, Mr. Crockett, Ms. Willard, and Mr. Morsberger voted in favor of the motion. The motion passed.*

## **Commission & Committee Matters**

### **Board Appointment of Liaisons to the Citizens Coordinating Committee on Friendship Heights (CCCFH; External Committee):**

- Louis Morsberger, Village Board Member
- Linda Willard, Village Board Assistant Secretary

*Mr. Winstead moved to appoint Louis Morsberger and Linda Willard to serve as Liaisons to the Citizens Coordinating Committee on Friendship Heights (CCCFH; External Committee). Mr. Crockett seconded the motion. Ms. Leonard, Mr. Goodwin, Mr. Winstead, Mr. Crockett, Ms. Willard, and Mr. Morsberger voted in favor of the motion. The motion passed.*

### **Election Supervisors: Report on the 2021 Board Election**

*The Board indicated its support of the Election Supervisors working with staff and Village Counsel to amend the Village’s charter and election procedures to reflect a revised process for by-mail elections and to explore allowing online voting as a potential option.*

**Election Supervisors:** Board reappointment of Nancy Wilkinson (Park Street) as a member to serve a four-year term, exp. July 2025.

*Mr. Morsberger moved to reappoint Nancy Wilkinson of Park Street to serve as a member of the Election Supervisors, term ending July 2025. Mr. Crockett seconded the motion. Ms. Leonard, Mr. Goodwin, Mr. Winstead, Mr. Crockett, Ms. Willard, and Mr. Morsberger voted in favor of the motion. The motion passed.*

**Board Appointment of Chairs/Co-Chairs to Village Committees (2-Year Terms; all shown are reappointments):** Board reappointment of Nancy Wilkinson (Park Street) as a member to serve a four-year term, exp. July 2025.

- Committee for Seniors: Betty O'Connor (Grafton Street)
- Environment & Energy Committee: Marea Hatzios Grant (W. Irving St.)
- Parks & Greenspaces: Susan Kilborn, Co-Chair (Oliver St.)
- Parks & Greenspaces: Margo Kingston, Co-Chair (Hesketh St.)
- Public Safety: Saul Goodman (Cedar Parkway)

*Mr. Crockett moved to appoint as Chairs of the following committees: Betty O'Connor of Grafton Street, Committee for Seniors, Marea Hatzios Grant of W. Irving Street, Environment & Energy Committee; Susan Kilborn of Oliver St. and Margo Kingston of Hesketh St., Co-Chairs of the Parks & Greenspaces Committee; and Saul Goodman of Cedar Parkway, Public Safety Committee. Ms. Willard seconded the motion. Ms. Leonard, Mr. Goodwin, Mr. Winstead, Mr. Crockett, Ms. Willard, and Mr. Morsberger voted in favor of the motion. The motion passed.*

### **Police Report**

The Police Report was distributed to the Board and posted on the Village website prior to the meeting. *No formal action was taken by the Board.*

### **Manager's Report**

The Manager's Report was circulated to the Board prior to the meeting. *No formal action was taken by the Board.*

### **Adjournment**

*Mr. Crockett moved to adjourn the meeting. Mr. Winstead seconded the motion. Ms. Leonard, Mr. Goodwin, Mr. Winstead, Mr. Crockett, Ms. Watters, Ms. Willard, and Mr. Morsberger voted in favor of the motion. The motion passed. The meeting adjourned at 8:10 p.m.*

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Attested by: Shana Davis-Cook, Village Manager

**FINAL**