

**MINUTES**  
**Regular Meeting of the College Park City Council**  
**Tuesday, September 22, 2009**  
**8:00 P.M.**  
**As Amended on October 13, 2009**

**PRESENT:** Mayor Brayman; Councilmembers Molinatto, Wojahn, Catlin, Perry, Stullich, Mark Cook, Hampton and Mary Cook; Deputy Student Liaison Becca Lurie.

**ABSENT:** None.

**ALSO PRESENT:** Joe Nagro, City Manager; Yvette Allen, Assistant City Clerk; Fred Sussman, City Attorney; Sara Imhulse, Assistant To The City Manager; Steve Groh, Finance Director; Terry Schum, Planning Director and Elisa Vitale, Planner.

Mayor Brayman opened the meeting at 8:01 p.m. Councilmember Wojahn led the Pledge of Allegiance.

**Minutes:** The minutes from the August 25, 2009 Special Session, September 8, 2009 Public Hearing and September 8, 2009 Regular Meeting were presented for approval. A motion was made by Councilmember Hampton and seconded by Councilmember Mark Cook to approve the minutes as submitted. The motion passed 8-0-0.

**Council Announcements:**

Councilmember Wojahn announced the Education Advisory Committee meeting to be held at City Hall on Monday, September 28, 2009 at 7:30 p.m. to discuss overcrowding at Hollywood Elementary School. School Board members Heather Iliff and Rosalind Johnson are attending the meeting.

Councilmember Catlin announced that the first meeting of the University/Paint Branch School was recently held and they announced that Paint Branch Elementary School came in 4<sup>th</sup> place out of 34 elementary schools, in it's district, in last year's school state testing.

Councilmember Stullich announced the Calvert Hills Citizens Association meeting to be held on Thursday, September 24, 2009 at 7:00 p.m. at the Old Parish House.

Councilmember Mark Cook encouraged all residents of Calvert Hills to come out to the Citizens Association meeting on Thursday, September 24, 2009.

Councilmember Hampton announced the Neighborhood Watch group Fall Festival to be held on Saturday, October 10, 2009 from 12 Noon to 4:00 p.m.

Councilmember Mary Cook invited everyone to sign-up to attend one of the two Strategic Planning Focus Group meetings which will be held on Monday, October 5<sup>th</sup> at 7:00 p.m. at Davis Hall and Thursday October 8<sup>th</sup>, at City Hall. Ms. Cook also announced the North College Park Citizens Association meeting to be held October 10, 2009 at 7:30 p.m. at Davis Hall.

**City Manager's Report:**

Mr. Nagro reminded everyone that there is no Council meeting next week since it is the fifth Tuesday of the month. Mr. Nagro also informed everyone that the Public Works facility will be open to all College Park residents on October 3, 10, 17 and 24<sup>th</sup> for Fall Cleanup Saturday from 7:30 a.m. to 3:30 p.m.

**Student Liaison Comments:** None

**Acknowledgement of Dignitaries:** Mayor Brayman welcomed Miss College Park, Elise Pittman, Angie Rodriguez, First Vice President of the College Park American Legion Post 217, and Larry Bleau, President of the North College Park Civic Association.

**Comments From The Audience On Non-Agenda Items:**

Miss College Park, Elise Pittman, reported on her accomplishments as Miss College Park and her goals during the rest of her reign. She also thanked the Mayor and Council for supporting Miss College Park.

Larry Bleau, 4901 Niagara Road: Announced that the North College Park Citizens Association will hold a Candidate Night for candidates of the November 3, 2009 Election representing District 1, 2 and 4 on Thursday, October 8, 2009 at 7:30 p.m.

Sam Doyle, 8004 Travis Lane: Stated that the University View residents are parking on his street, as they do not have enough parking for their tenants. Requested Mayor and Council to require new structures to have adequate parking for their tenants.

Anundry Breezy, 242 Norwich Road: Stated that he is a representative of a Student Group – CHUM which is trying to get co-op housing on or near the University of Maryland. The group would like to meet with the Council at a later date to discuss this issue in detail.

Jack Robson, 4710 Harvard Road: Reported that we have fifteen candidates running for Council in the November 3, 2009 election. Encouraged everyone who wants to vote in the November 3, 2009 election to register to vote by October 5. Also suggested that if residents have questions regarding their correct voting address to contact the Prince George's County Board of Elections also by October 5<sup>th</sup>.

**Acknowledgement Of Newly Appointed Board And Committee Members:** None.

**Amendments To The Agenda:** None.

**Consent Agenda:** The Consent Agenda consisted of the following item:

- 09-G-75** Approval Of A Sunday Field Use Request For Duvall Field On October 11, 2009 For Boy Scout Troop 740 Chicken BBQ

A motion was made by Councilmember Stulich and seconded by Councilmember Mark Cook to adopt the Consent Agenda. The motion carried 8-0-0.

**Action Items:**

- 09-O-08** **Adoption of Ordinance 09-O-08, An Ordinance Of The Mayor And Council Of The City Of College Park, Maryland, Amending City Code Chapter 125 “Housing Regulations”, Article II, “Standards” By Adding “§125-32 “Notice Of Residential Property Subject To Foreclosure” And Amending Chapter 110, “Fees And Penalties”, Section 110-2, “Penalties”, To Require That Certain Notice Be Given To The City When An Order To Docket Or A Complaint To Foreclose A Mortgage Or Deed Of Trust Is Filed On A Residential Property As Defined And To Provide A Penalty For Failure To Comply.**

A motion was made by Councilmember Wojahn and seconded by Councilmember Molinatto to adopt Ordinance 09-O-08.

Councilmember Wojahn stated that this ordinance would require banks to give notice to the City if they foreclose on a College Park property. This action is valuable to the City since we would receive notification of who owns the property and would possibly allow for a quicker response time for having a violation order corrected.

The motion carried 5-3-0 (Councilmembers Perry, Hampton and Mary Cook opposed).

- 09-R-10** **A Resolution to Adopt A City Debt Policy For Submission To The State Treasurer**

A motion was made by Councilmember Perry and seconded by Councilmember Mark Cook to adopt Resolution 09-R-10.

Councilmember Perry read the comments into the record.

The motion carried 8-0-0.

**09-G-77            Approval Of A Contract Award To E-Tel Systems Corporation In The Amount Of \$47,834.89 For New Telephone Systems At All City Buildings (Requires An Extra Majority Vote)**

A motion was made by Councilmember Mark Cook and seconded by Councilmember Hampton to approve a contact award to E-Tel Systems Corporation in the amount of \$47,834.89 for new telephone systems at all City buildings.

Councilmember Mark Cook read the motion into record.

The motion carried 8-0-0.

**09-G-78            Approval Of A Letter To The Prince George's County Planning Board And District Council Transmitting Comments On The Preliminary Central US 1 Corridor Sector Plan And Sectional Map Amendment**

A motion was made by Councilmember Mark Cook and seconded by Councilmember Catlin to approve a letter to the Prince George's County Planning Board and District Council transmitting the City's comments on the Preliminary Central US 1 Corridor Sector Plan And Sectional Map Amendment.

Councilmember Mark Cook read the comments to the record.

**Councilmember Wojahn moved to amend the letter to add, on page 47 under Transportation Network, as the City Council recognizes in the letter of September 16, 2009 addressed to Delegates Frush, Barnes and Pena-Melnyk and Senator Rosapepe from the Planning Director which states "it is apparent that some of the transportation strategies proposed in the sector plan to address future travel demand need to be defined in greater detail and that the department has retained a consultant to perform this work which began this month." The Council is dismayed that this work is only beginning now as the results could have been incorporated into the Sector Plan as a whole. However, the City Council hopes that the Planning Board and the County Council will incorporate our recommendations into the Sector Plan.**

Councilmember Mary Cook seconded the motion.

A ten-minute recess was called to discuss this amendment in detail.

**Councilmember Wojahn made a substitute motion to amend the prior motion to read as follows: It has become clear that the planning process did not adequately address traffic mitigation strategies, as acknowledged by Planning Director Fern Piret in her letter dated September 16, 2009, to the 21st Delegation. The Planning Director has stated that a**

**consultant has been engaged to define such strategies in greater detail, but this work is expected to be completed after the approval of the plan. Moreover, the City had previously provided close to \$100,000 to M-NCPPC for a study that has already developed specific and detailed recommendations that have not been adequately incorporated into the preliminary sector plan. The Mayor and Council hope and expect that the Planning Board and the County Council will specify traffic mitigation strategies in greater detail and will incorporate the recommendations in the ICF Transportation Study completed in July 2008 prior to the final approval of the sector plan. We also hope and expect that M-MCPPC will fully include City and community input in all aspects of this follow-on work.**

Councilmember Hampton seconded.

Councilmember Wojahn stated that he finds it discouraging that Park and Planning is just now doing a traffic study which should have been incorporated into the Sector Plan. This amendment asks that Park and Planning flush out the strategies prior to the adoption of the Sector Plan and that the City's input be included in the strategies.

**Councilmember Stulich made an amendment to the amended motion to read as follows: It has become clear that the planning process did not adequately address traffic mitigation strategies, as acknowledged by Planning Director Fern Piret in her letter dated September 16, 2009 to the 21<sup>st</sup> Delegation. The Planning Director stated that a consultant has been engaged to define such strategies in greater detail, but this work is expected to be completed after the approval of the plan. Moreover, the city had previously provided close to \$100,000 to M-NCPPC for a study that has already developed specific and detailed recommendations that have not been adequately incorporated into the preliminary sector plan. The Mayor and Council hope and expect that the Planning Board and the County Council will, prior to the final approval of the sector plan, specify traffic mitigation strategies in greater detail and incorporate the recommendations in the ICF Transportation Study completed in July 2008. We also hope and expect that M-NCPPC will fully include City and community input in all aspects of this follow-on work.**

Motion seconded by Councilmember Wojahn.

The amendment to the prior amended motion carried 8-0-0.

The amended motion carried 8-0-0.

**Councilmember Stulich moved to amend the amended motion to read as follows: On page 51, the paragraph after Housing/Neighborhoods/Historic Preservation: The neighborhood descriptions and Historic Preservation section are redundant and somewhat unbalanced, giving more weight to some neighborhoods than others. It would be more appropriate to address development character and building form in the neighborhood descriptions and modify the historic preservation section to fully describe neighborhood history and focus on historic districts and individually designated historic sites.**

Councilmember Mark Cook seconded.

There were no comments from Council or the audience.

The motion carried 8-0-0.

**Councilmember Mary Cook made a motion to amend the amended motion: On page 57 under Autoville and Cherry Hill change items two and three to read: #2. “The City is opposed to the extension of Autoville Drive south to Hollywood Road” and #3 “The City is opposed to the new road south of Cherry Hill Road opposite the traffic signal”.**

Councilmember Hampton seconded the motion.

Councilmember Mary Cook stated that the residents of Cherry Hill and North Autoville neighborhoods are strongly opposed to this road as it will affect their quality of life, sense of place and destroy the natural resources in the area.

Mayor Brayman asked if this motion would cut off all access to the new proposed development.

Councilmember Mary Cook stated this change would prevent a road from going directly next to a residential neighborhood. The road could be parallel with Cherry Hill Road which would not impact the neighborhoods and would allow future proposed development to be able to access the area.

There was further discussion regarding the road situation. A 10 minute recess was taken to discuss this issue further.

**Councilmember Mary Cook made a substitute motion to amend the amended motion to read as follows:**

- On page 57 - **Delete #2 under Autoville and Cherry Hill Road.**
- On page 57 **Revise #3 to read: New road south of Cherry Hill Road opposite traffic signal but in an alignment that differs from the illustrative plan and provides maximum distance from the existing neighborhood.**
- On Page 46 change the last paragraph to read: **Autoville and Cherry Hill Road - Coordinated redevelopment of the area west of Route 1 will be extremely difficult without enacting a site-specific form-based code and requiring the dedication of additional right-of-way to create the local street and block system needed to achieve the appropriate neighborhood scale of development. The community supports the opportunity to develop senior housing at this location *but is opposed to Autoville Drive north being extended south to an extended Hollywood Road.* On the east side of Route 1, the redevelopment between Edgewood Road and Lackawanna Street shown on the illustrative plan does not appear to be realistic.**

Motion seconded by Councilmember Hampton.

Councilmember Mary Cook stressed that the residents of the Cherry Hill and Autoville neighborhoods have been working very closely with Councilmember Dernoga to create their portion of the plan, to protect their quality of life and to save the natural resources in this area.

No comments from the audience.

There was further discussion regarding road connection in the Autoville and Cherry Hill Road area.

**Councilmember Stulich made a motion to amend the substitute motion to delete the first and third items and retain the second item on the prior motion.**

Councilmember Catlin seconded the motion.

The motion to the substitute motion failed 3-5-0.

Councilmember Perry moves the previous question. Motion carried 5-4-0.

The substitute motion to amend the amended motion carries 8-0-0.

Main motion as amended carries 8-0-0.

**09-G-79            Approval Of A Letter To The Prince George's County District Council On Proposed Amendments To The Countywide Master Plan Of Transportation**

A motion was made by Councilmember Wojahn and seconded by Councilmember Perry to approve a letter to Redis C. Floyd, Clerk of the County Council, providing comments on the proposed amendments to the Countywide Master Plan Of Transportation.

Councilmember Wojahn read the comments into the record.

Motion carried 8-0-0.

**09-G-80            Motion To Approve State Legislative Agenda For Local Legislation: Revitalization Tax Credit**

A motion was made by Councilmember Wojahn and seconded by Councilmember Catlin to request state legislation to enable municipalities in Prince George's County to create a revitalization tax credit.

Councilmember Wojahn read the comments into record.

Motion carries 8-0-0

**09-G-82 Approval of a Stop Sign Request on 50<sup>th</sup> Place at the intersection of Hollywood Road**

A motion was made by Councilmember Molinatto and seconded by Councilmember Wojahn to approve stop signs to replace the yield signs on 50<sup>th</sup> Place at the intersection at Hollywood Road and at 51<sup>st</sup> Place at Hollywood Road.

Motion carried 8-0-0.

**Appointment to Boards and Committees:** None

**Comments From The Audience:** None.

**Adjournment:** A motion was made by Councilmember Perry and seconded by Councilmember Hampton to adjourn the meeting. Mayor Brayman adjourned the Regular Meeting at 11:07 p.m. by a vote of 8-0-0.

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Yvette Allen  
Assistant City Clerk

Date Approved

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Pursuant to §C6-3 of the College Park City Charter, at 7:07 p.m. on September 22, 2009, in the Council Chambers at City Hall, a motion was made by Councilmember Wojahn and seconded by Councilmember Stullich to enter into an Executive Session.

The motion passed 5-0-0 (Perry, Mark Cook, and Karen Hampton were absent)

**Present:** Mayor Brayman, Councilmembers Molinatto, Wojahn, Catlin, Perry arrived at 7:35 p.m.), Stullich, Mark Cook (arrived at 7:19 p.m.), Hampton (arrived at 7:40 p.m. and Mary Cook.

**Absent:** None.

Also Present: Joe Nagro, City Manager; Yvette Allen, Assistant City Clerk; Fred Sussman, City Attorney; Terry Schum, Director of Planning; Steve Groh, Director of Finance and Sara Imhulse, Assistant to the City Manager.

Topics Discussed: 1) Negotiations of Ledo Original Restaurant Lease.

A motion was made by Councilmember Wojahn and seconded by Councilmember Stullich to adjourn the Executive Session. Mayor Brayman adjourned the Executive Session at 7:42 p.m. by a vote of 8-0-0.

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Yvette Allen, Assistant City Clerk