

**MINUTES**  
**Regular Meeting of the College Park City Council**  
**Tuesday, March 10, 2009**  
**8:00 p.m.**

**PRESENT:** Mayor Brayman; Councilmembers Molinatto, Wojahn, Catlin, Stulich (arrived at 8:09 p.m.), Mark Cook, Hampton and Mary Cook; Student Liaison Dan Hartinger.

**ABSENT:** Councilmember Perry.

**ALSO PRESENT:** Joe Nagro, City Manager; Suellen Ferguson, City Attorney; Janeen Miller, City Clerk; Steve Groh, Director of Finance; Jill Clements, Director of Human Resources; Terry Schum, Director of Planning.

A quorum being present, Mayor Brayman called the Regular Meeting of the College Park City Council to order at 8:05 p.m. The Pledge of Allegiance was led by Councilmember Wojahn.

**Minutes:** A motion was made by Councilmember Hampton and seconded by Councilmember Mark Cook to adopt the minutes of the February 24, 2009 Regular Meeting. The motion carried 6-0-0.

**Announcements:**

Councilmember Catlin announced the Lakeland Civic Association would meet on Thursday, March 12 at 7:30 p.m. at the College Park Community Center, and the Berwyn District Civic Association would meet on Thursday, March 19 at 8:00 p.m. at Fealy Hall.

**Acknowledgement of Dignitaries:** Mayor Brayman recognized Larry Bleau, President of the North College Park Citizens Association.

**Amendments to the Agenda:** None.

**City Manager's Report:** Mr. Nagro reminded Council that Budget Worksessions would be held on Saturday April 4 and 18, beginning at 7:30 a.m.

**Student Liaison Comments:** Mr. Hartinger thanked police for their efforts that led to the arrest of a suspect in a recent sexual assault on a University of Maryland student. He announced that the SGA is examining the core course load and is considering the addition of a sustainability course.

**Comments from the Audience on Non-Agenda Items:**

**Larry Bleau, 4901 Niagara Road, President, North College Park Citizens Association:** The upcoming monthly meeting of the NCPCA will include a presentation by WSSC about repairs in north College Park, whether to support the City's application for a grant for the streetscape on Lackawanna Street, and a discussion of ways to improve NCPCA. He asked

about the opportunity to provide comment on the City budget before it goes to the Council for a vote.

**Byron Patterson, 4813 Guilford Road:** Asked the Council to consider the local population when putting together the budget so as not to exceed local resources.

**Presentations:** Peggy Higgins, Director of Community Resources, gave a presentation on the third annual Family Summit that was held in October of 2008. The topic of the Summit was “Connecting Youth to the Community.”

**Consent Agenda:**

**A motion was made by Councilmember Hampton and seconded by Councilmember Molinatto to adopt the Consent Agenda. The Consent Agenda consisted of the following items:**

- 09-R-03        Resolution Of The Mayor And Council Of The City Of College Park, Maryland Adopting The Recommendation Of The Advisory Planning Commission And Granting Variance Application Number CPV-2009-01, 9124 Rhode Island Avenue, College Park, Maryland, For A Variance Of 4 Feet From The Required Front Yard Setback Of 25 Feet To Construct A 5-Foot, 6-Inch Deep By 7-Foot, 6-Inch Wide Front Porch.**
- 09-G-24        Approval Of An Extension To The City Manager’s Employment Agreement.**
- 09-G-25        Approval Of A Letter In Support Of HB 1241, Maryland State Song.**

**The motion carried 7-0-0.**

**Action Items:**

- 09-G-27        Approval of Health, Dental, Workers’ Compensation and Liability Insurance Contracts**

**A motion was made by Councilmember Hampton and seconded by Councilmember Mary Cook that the Council award the following contracts for employee health, dental, workers’ compensation, and liability insurances for FY2010. The contracts submitted for approval and award were negotiated using authorized informal purchasing procedures including brokers, agents and staff research and therefore require an extra-majority vote of the Mayor and Council. The total cost of the health and dental insurance contracts will depend upon the type of coverage selected by each employee during this year’s open season. Therefore, the amount listed represents the estimated FY2010 budgeted cost to the City for this coverage and should approximate the actual cost.**

**Contract with CareFirst BlueChoice for 2 HMO and 1 POS health insurance plans at a budgeted cost of \$654,327.**

**Contracts with MetLife and DentaQuest for dental insurance at a budgeted cost of \$39,234.**

**Contract with Injured Workers Insurance Fund (IWIF) for workers' compensation insurance at a budgeted cost of \$170,700.**

**Contract with Local Government Insurance Trust (LGIT) and its affiliated companies for general liability, public officials liability, auto, property, boiler and machinery, pollution legal liability, crime bond, personal injury protection, uninsured motorists, Metro underpass and fuel storage tanks at a budgeted cost of \$178,873.**

Councilmember Hampton read the comments into the record.

Councilmember Catlin noted the Council is committing about one million dollars with this vote but that it isn't a budget buster.

Mr. Nagro pointed out the \$36,000 decrease in the premium on the Workers' Compensation insurance and wanted to publicly compliment the City's Safety Officer. Her program is directly responsible for the decrease. Mayor Brayman echoed his praise.

**The motion passed 7-0-0.**

**09-O-02 Introduction Of 09-O-02, An Ordinance Of The Mayor And Council Of The City Of College Park, Maryland, Amending Chapter 34 "Elections" To Amend §34-7 "Runoff Elections", §34-8, "Election Contests And Appeals" And § 34-10, "Additional Provisions" To Adopt A Requirement That Notice Of A Runoff Election Be Placed In A Newspaper Of General Circulation In The City, Delete The Requirements That Notice Of A Run-Off Election Be Sent To All Registered Voters In The Affected District And Be Given Using Posters, And Require That Notice Be Given In The Usual And Customary Manner, With At Minimum Publication Of A Notice In A Newspaper Of General Circulation In The City, Clarify That No Ballot Or Election Results May Be Rejected Except By The Unanimous Vote Of The Supervisors Who Are Present, And Clarify That Election Records And Documents Shall Be Maintained By The Election Supervisors Until The Results Of The Next Regular Election Have Been Certified And The Challenge Period Has Expired.**

**A motion was made by Councilmember Wojahn and seconded by Councilmember Catlin to introduce Ordinance 09-O-02. Councilmember Wojahn read the title into the record and announced that the Public Hearing is scheduled for April 14, 2009 at 7:15 p.m.**

**09-CR-01 Introduction Of Charter Amendment Resolution 09-CR-01, A Charter Resolution Of The Mayor And Council Of The City Of College Park, Maryland, Amending Article III “Mayor And Council”, §C3-5, “Elections” And §C3-7, “Assumption Of Duties” Of The City Charter To Include The Date Of Biennial Elections In §C3-5 And To Change The Date On Which The Mayor And Council Assume Their Offices To The First Regular Meeting Of The Mayor And Council In The December Following The Election.**

A motion was made by Councilmember Mary Cook and seconded by Councilmember Wojahn to introduce 09-CR-01. Councilmember Mary Cook read the title into the record. Mayor Brayman announced that the Public Hearing is scheduled for April 14, 2009 at 7:30 p.m.

**09-CR-02 Introduction of Charter Amendment Resolution 09-CR-02, A Charter Resolution Of The Mayor And Council Of The City Of College Park, Maryland, Amending Article IV “Voting And Elections”, §C4-2, “Registration Of Voters” And §C4-4, “Other Election Officials” Of The City Charter To Set The Closing Date For Voter Registration, To Change The Method By Which Notice Is Given Concerning Appointment Of Election Officials, And To Delete Election Date Information.**

A motion was made by Councilmember Mary Cook and seconded by Councilmember Molinatto to introduce 09-CR-02. Councilmember Mary Cook read the title into the record. Mayor Brayman announced that the Public Hearing is scheduled for April 14, 2009 at 7:45 p.m.

**09-G-28 Appointment of the Board of Election Supervisors, Designation of the Chief of Elections, and Designation Of Their Compensation.**

A motion was made by Councilmember Hampton and seconded by Councilmember Molinatto to appoint the following residents to the City of College Park Board of Election Supervisors for a two year term: John Robson, Mayoral Appointment; Terry Wertz, District 1; Maxine Gross, District 2; Renee Domogauer, District 3; and Charles Smolka, District 4. Mr. Robson is designated as the Chief of Elections. The compensation of the Board of Elections Supervisors is as follows: Election Supervisors \$360 per year, Chief of Elections \$480 per year.

There were no comments from the audience on this item. There were no comments from the Council.

**The motion carried 7-0-0.**

**Council Comments:**

Councilmember Mary Cook asked if the City could receive a briefing on the University of Maryland Bicycle Master Plan.

Mayor Brayman commented that the City had previously taken a position against Senator Peter's bill on rent stabilization. Senator Peters asked the City to offer an amendment. Mayor Brayman and Ms. Imhulse worked together on suggested language for the amendment in response to Sen. Peters' request.

**Comments From The Audience:** None.

**Adjournment:**

**A motion was made by Councilmember Stulich and seconded by Councilmember Mary Cook to adjourn the Regular Meeting and reconvene in Executive Session to 1) Consult with Counsel about City policy regarding responding to document requests, 2) Update on the redevelopment of the City Hall site, and 3) Discussion of a potential tenant for the Parking Garage retail space. There will be no further public session tonight. Mayor Brayman adjourned the meeting at 8:58 p.m. by a vote of 7-0-0.**

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Janeen S. Miller  
City Clerk

Date Approved

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Pursuant to §C6-3 of the College Park City Charter, at 8:58 p.m. on March 10, 2009, in the Council Chambers at City Hall, a motion was made by Councilmember Stulich and seconded by Councilmember Mary Cook to enter into an Executive Session, citing the following authority:

- C: Consider the acquisition or sale of real property for a public purpose
- D: Consider a matter that concerns the proposal for a business or industrial organization to locate in Prince George's County
- G: Consult with Counsel
- N: Before a contract is awarded or bids are opened, discussed a matter directly related to a negotiating strategy or the contents of a bid or proposal

The motion passed 7-0-0. After a brief recess, the Executive Session convened at 9:14 p.m.

Present: Mayor Brayman, Councilmembers Molinatto, Wojahn, Catlin, Stulich, Hampton and Mary Cook.

Absent: Councilmembers Jack Perry and Mark Cook.

Also Present: Joe Nagro, City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Terry Schum, Director of Planning; Steve Groh, Director of Finance;

Dan Hartinger, Student Liaison. Consultants Eric Smart and Pam DuBois were present for a portion of the meeting.

Topic Discussed:

- 1) Consult with Counsel about City Policy regarding responding to document requests.
- 2) Update on the redevelopment of the City Hall site.
- 3) Discussion of a potential tenant for the Parking Garage retail space.

A motion was made by Councilmember Stulich and seconded by Councilmember Molinatto to adjourn the Executive Session. Mayor Brayman adjourned the Executive Session at 11:18 p.m. by a vote of 6-0-0.

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