

MINUTES
Regular Meeting of the College Park City Council
Tuesday, March 13, 2012
8:00 p.m. – 8:36 p.m.

PRESENT: Mayor Fellows; Councilmembers Kabir, Wojahn, Dennis, Stullich, Day, and Afzali.

ABSENT: Councilmembers Catlin and Mitchell were in a meeting elsewhere in the building relating to the College Park Academy Charter School.

ALSO PRESENT: Joe Nagro, City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Chantal Cotton, Assistant to the City Manager; Bob Ryan, Director of Public Services; Steve Groh, Director of Finance; and Student Liaison John Natalizio.

Mayor Fellows opened the meeting at 8:00 p.m. Councilmember Day led the Pledge of Allegiance.

Minutes: A motion was made by Councilmember Afzali and seconded by Councilmember Day to adopt the minutes of the Special Session February 21, 2012, the Regular Meeting February 28, 2012 and the Confidential Minutes of the Executive Session on February 21, 2012. The motion passed 6 – 0 – 0.

Announcements:

Councilmember Stullich said the Old Town Civic Association would meet at the Old Parish House on Monday, March 26 at 7:30 p.m.

Councilmember Dennis announced the Berwyn District Civic Association meeting on Thursday night at 8:00 p.m. at the Fishnet restaurant on Berwyn Road.

Councilmember Wojahn said there would be a Greenbelt Sector Plan meeting regarding concept alternatives for the Greenbelt Station north core development at Springhill Lake Elementary School on Thursday, March 15 at 6:30 p.m.

Amendments to the Agenda: Councilmember Afzali moved items 12-R-06 and 12-G-43 to the consent agenda. Item 12-G-44 (SB 807) was added to the agenda.

City Manager's Report: Mr. Nagro said nighttime code enforcement would begin this weekend.

Student Liaison's Report: Mr. Natalizio met with the Director of Orientation to get more people involved in downtown College Park. The City can put a pamphlet in the student orientation packet about the availability of resources. He and Councilmember Day have

discussed developing a 'survival guide' for students living off-campus, listing resources, rules and regulations regarding off-campus life. Councilmember Day added they would involve the landlords in this initiative. Mr. Natalizio is also interested in creating a College Park community service initiative for the campus. He is also looking into the safety walk.

Comments from the Audience on Non-Agenda Items:

Gloria Aparicio Blackwell, University of Maryland: Discussed 'Good Neighbor Day' on Saturday, March 31, 2012, an initiative between the University, City, local businesses and Park & Planning to connect the students, faculty and staff with local residents to clean-up around the community. She hopes this will become an annual event.

Consent Agenda: A motion was made by Councilmember Wojahn and seconded by Councilmember Kabir to adopt the Consent Agenda, which consisted of the following items:

- 12-G-41 Approval of Amendment Two to Agreement of Lease By and Between City of College Park and Ledo Restaurant, Inc.**
- 12-R-06 A Resolution of the Mayor and Council of the City of College Park, Maryland Establishing The Sustainable Maryland Certified Green Team**
- 12-G-43 Field Use Request by the Maryland Stingers Women's Rugby Team for Captains Practice on March 17, 2012**

The motion carried 6 – 0 – 0.

Action Items:

- 12-O-01 Adoption of An Ordinance of the Mayor and Council of the City of College Park to Amend the Fiscal Year 2012 Operating and Capital Budget of the City of College Park, Maryland (*requires a super majority vote*)**

A motion was made by Councilmember Afzali and seconded by Councilmember Dennis to approve Ordinance 12-O-01, an Ordinance of the Mayor and Council of the City of College Park to Amend the Fiscal Year 2012 Operating and Capital Budget of the City of College Park, Maryland.

Councilmember Afzali stated that the City wants to amend the FY 2012 budget in order to provide additional interfund transfers to Capital Improvement Program projects. The net result is a \$20,000 increase in the use of the undesignated reserve. This provides \$10,000 each to the commercial sign grant program and the homeownership grant program, which are successful programs that have run out of money. A public hearing was held earlier this evening.

The motion passed 6 - 0 – 0.

12-O-03 Introduction of Ordinance 12-O-03, An Ordinance Of The Mayor And Council Of The City Of College Park, Maryland, Amending Chapter 38, “Code Of Ethics”, By Repealing And Reenacting Article I, “General Provisions”, Section 38-4, “Definitions”, Article III, “Prohibited Acts”, Section 38-11, “Conflicts Of Interest”, And Article IV, Section 38-15, “Financial Disclosure – Local Elected Officials And Candidates”, Section 38-16 “Financial Disclosure – Employees And Appointed Officials”, Section 38-17 “Additional Conflict Of Interest Statements Required”, And Section 38-19 “Public Records” To Amend The Ethics Code To Clarify The Definition Of Interest In A Business Entity, Remove Professional Sporting Event Tickets From Exempt Gifts, Require That The Commission Review Candidate Financial Disclosure Forms By A Certain Time, Clarify When A Newly Appointed Official Must File A Financial Disclosure Form And The Reporting Period, Require That Inaccurate Or Incomplete Filings Must Be Corrected And When, And Authorize The City Clerk To Accept Documents On Behalf Of The Commission.

A motion was made by Councilmember Wojahn and seconded by Councilmember Afzali to introduce Ordinance 12-O-03. The Public Hearing will be held on Tuesday, April 10 at 7:15 p.m.

12-G-44 Support for SB 807 - Income Tax – Subtraction Modification – Land Acquisition for Transportation-Related Projects

A motion was made by Councilmember Stulich and seconded by Councilmember Day to authorize a letter of support for Senate Bill 807 entitled Income Tax – Subtraction Modification – Land Acquisition for Transportation-Related Projects.

Councilmember Stulich said the purpose of this bill is to help support the construction of the Purple Line. In cases where property acquisition is necessary for the construction of the Purple Line, the bill would provide a tax exemption to property owners who were required to give up a portion of their property so they are not required to pay income tax on the value of the land they were compensated for.

The motion passed 6 – 0 – 0.

12-G-42 Appointments To Boards and Committees

A motion was made by Councilmember Dennis and seconded by Councilmember Wojahn to reappoint Harry Pitt to the Noise Control Board and to appoint Christine Nagle to the Animal Welfare Committee. The motion passed 6 – 0 – 0.

Council Comments:

Councilmember Afzali commented on the tremendous job done by the University of Maryland Police in arresting a student who had threatened campus violence. He also announced the upcoming Recreation Board event, Brunch with the Bunny, March 31, 11 – 1.

Councilmember Wojahn said the planning committee for the College Park Community Foundation would meet again on Sunday at 1:00. He encouraged people to get involved. He attended a forum on transportation issues about the need for funding if projects such as the Purple Line are to move forward.

Comments from the Audience:

Mark Shroder, President North College Park Citizens Association, 4909 Muskogee Street:

Discussed the successful lighting program on Lackawanna Street and encouraged the City to expand it. The NCPCA also endorsed improvements to the Hollywood Commercial District and activity that would lead to a Community Center in north College Park. He discussed a case that came to the Noise Control Board recently. Noise incidents are predictable. Party hosts should be made aware that they are responsible if they allow people to crash their party. The City could engage in counter-programming by sponsoring events such as foot races at midnight.

Adjourn: A motion was made by Councilmember Afzali and seconded by Councilmember Stullich to adjourn the meeting. Mayor Fellows adjourned the meeting at 8:40 p.m. with a vote of 8 – 0 – 0.

Janeen S. Miller, CMC City Clerk	Date Approved
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Pursuant to §C6-3 of the College Park City Charter, at 7:03 p.m. on March 6, 2012 in the Council Chambers at City Hall, a motion was made by Councilmember Afzali and seconded by Councilmember Day to enter into an Executive Session for the following reasons:

- G: To Consult with Counsel on a legal matter
- H: Consult with staff, consultants or other individuals about pending or potential litigation.

The motion passed 6 – 0 – 0 and the Executive Session convened at 7:03 p.m.

Present: Mayor Fellows; Councilmembers Kabir, Catlin, Dennis, Stullich, Day, and Afzali. Councilmember Wojahn arrived at 7:07 p.m.

Absent: Councilmember Mitchell.

Also Present: Joe Nagro, City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Chantal Cotton, Assistant to the City Manager; Steve Groh, Director of Finance; Bob Ryan, Director of Public Services; Terry Schum, Director of Planning; Michael Stiefvater, Economic Development Coordinator. Jimmy and Tommy Marcos were present for Item 2.

Topics Discussed:

1. The City Attorney discussed an ongoing legal matter with the Council.
2. The City attorney discussed a request for a lease amendment.

Actions Taken: None.

Adjourn: A motion was made by Councilmember Wojahn and seconded by Councilmember Day to adjourn the Executive Session. With a vote of 7 – 0 – 0, Mayor Fellows adjourned at 8:01 p.m.