



TUESDAY, MAY 19, 2015
(COUNCIL CHAMBERS)

7:00 P.M. WORKSESSION – Note Early Start Time

COLLEGE PARK MISSION STATEMENT

The City of College Park encourages broad community involvement and collaboration, and is committed to enhancing the quality of life for everyone who lives, raises a family, visits, works, and learns in the City; and operating a government that delivers excellent services, is open and responsive to the needs of the community, and balances the interests of all residents and visitors.

CITY MANAGER'S REPORT

PROPOSED ITEMS TO GO DIRECTLY TO NEXT WEEK'S AGENDA

PROPOSED CONSENT AGENDA ITEMS

WORKSESSION DISCUSSION ITEMS

1. Presentation on University of Maryland PALS Courses – Uri Avin, PALS Coordinator and Professor at the Center for Smart Growth Research & Education
2. PUA with Nando's Peri Peri – Bob Ryan, Director of Public Services and Suellen Ferguson, City Attorney
3. Refinance of SunTrust Bank parking garage bond – Steve Groh, Director of Finance (date tentative)
4. SunGard Business Process Review – Steve Groh, Director of Finance, Sarah Price, IT Manager, and Bob Ryan, Director of Public Services
5. Discussion of possible budget changes prior to adoption next week – Steve Groh, Director of Finance
6. **Special Session:** Item 15-G-59: Approval of a Letter expressing the City's support of the University of Maryland's application to be a Qualified Institution for purposes of the Maryland Regional Institution Strategic Enterprise (RISE) Zone program.
7. **Special Session:** Item 15-G-60: Approval of a Letter to WSSC re: contractor performance problems

8. **Special Session:** Item 15-G-56 (Tabled From May 12, 2015 Regular Meeting): Request for Duvall Field Restroom Facility Only: 05/30/15, 1:00 p.m. until 5 p.m.
9. Update on recent meeting with SHA regarding Route 1 reconstruction – Mayor Fellows
10. Introduction of ordinance to revise the City’s Revitalization Tax Credit program – Suellen Ferguson, City Attorney
11. Discussion of Council procedure to add an item to a Council Worksession agenda – request of Councilmember Kabir
12. Appointments to Boards and Committees

COUNCIL COMMENTS

This agenda is subject to change. For current information, please contact the City Clerk. In accordance with the Americans With Disabilities Act, if you need special assistance, you may contact the City Clerk’s Office at 240-487-3501 and describe the assistance that is necessary.

1

Presentation on
University of Maryland
PALS Courses

MEMORANDUM

To: Mayor Andrew Fellows and City Council
From: Bill Gardiner, Assistant City Manager BG
Through: Joe Nagro, City Manager
Re: PALS Presentations
Date: May 15, 2015

Issue:

In February 2015 the City signed an MOU with the University of Maryland to fund (\$15,000 total) three Partnership for Action Learning in Sustainability (PALS) courses. The University agreed to provide a fourth course at no charge. The courses are:

1. Improving Solid Waste Management Practices in the City of College Park
2. College Town: How can UMD enhance the urban life of College Park, and how can the City enhance the experience of UMD?
3. City Operations and Community Greenhouse Gas Inventories
4. Making Place: Public Art and Design

City staff from the Public Works, Planning, and Administration departments worked with the students, their professors, and the program managers on these projects. Staff from other departments provided data necessary for the Greenhouse Gas Inventory.

Students from each course will briefly present the results of their work during the Council Meeting on May 19, 2015.

A much more detailed final report from each course will be provided to the City in June.

2

PUA with
Nando's Peri Peri

MEMORANDUM

TO: Mayor and City Council

THROUGH: Joseph Nagro, City Manager

FROM: Robert W. Ryan, Public Services Director

DATE: May 15, 2015

SUBJECT: Application for a Class B (BLX), Beer, Wine and Liquor License for the use of Nando's of College Park, LLC, **t/a Nando's Peri Peri**, 7400 Baltimore Avenue, College Park, 20740.

ISSUE

An application has been made to the Board of License Commissioners (BOLC) by Steven Thornton, Authorized Person, and Charles Burton Heiss, Authorized Person, for a Class B (BLX), Beer, Wine and Liquor License for the use of Nando's of College Park, LLC, **t/a Nando's Peri Peri**, 7400 Baltimore Avenue, College Park, 20740.

SUMMARY

The applicant has applied for a BLX Beer, Wine and Liquor license. The City Attorney and Director of Public Services met with the applicant and conferred with the applicant's attorney. A Property Use Agreement (PUA) was discussed. A draft PUA has been prepared and is attached.

During discussion, the alcohol-to-food ratio was discussed. An alcohol-to-food ratio of 30/70% has been accepted by the applicant.

Based upon the proposed business plan no entertainment is anticipated. However, the PUA includes the requirement that the applicant obtain a Special Entertainment Permit, or an exemption from that permit, if entertainment is planned in the future, pending BOLC determination of such requirements. Security will be as required if an entertainment license is necessary.

Customer identification was discussed. All alcohol sales are made from a central counter area, not at each individual table. The applicant will require an ID for each person purchasing or consuming alcoholic beverages.

The applicant will attend the Council work session on May 19, 2015 to discuss the draft PUA. The applicant is reviewing the draft PUA.

RECOMMENDATION

Staff recommends Council consideration of the PUA. After discussion of the PUA and any desired changes with the applicant, the Council should decide to oppose or not oppose approval of the license by the BOLC and the PUA. If accepted, the City Manager should be authorized to sign the PUA, and Staff should be authorized to testify to the Council's position at the BOLC hearing on May 26, 2015.

Attachments: (1) Draft PUA

(2) Menu

(3) Floor Plan

(4) BOLC agenda

(5) BOLC glossary

PROPERTY USE AGREEMENT

THIS PROPERTY USE AGREEMENT (the "Agreement") is made as of the _____ day of _____, 2015, by and between NANDO'S OF COLLEGE PARK, LLC, T/A NANDO'S PERI PERI, and Steven Thornton, and Charles Burton Heiss, Authorized Persons, (collectively "Licensee"); and the CITY OF COLLEGE PARK, a Maryland municipal corporation (the "City").

WITNESSETH

WHEREAS, MARKPETERJOHN LLC is the owner of the real property located at 7400 Baltimore Avenue, College Park, Maryland 20740 (the "Property"); and

WHEREAS, Licensee is a tenant at the Property

WHEREAS, the Property is located within the corporate limits of the City of College Park, Maryland; and

WHEREAS, Licensee has applied to the Board of Liquor License Commissioners of Prince George's County, for a Class B (BLX), Beer, Wine and Liquor License ("License") for the Property, which will be operated as The Board and Brew;

WHEREAS, the Licensee has requested the support of the City for the issuance of the License for the Property; and

WHEREAS, in consideration of the covenants contained in this Agreement, the City will voice no objection to the Licensee's application and

hearing for issuance of the License to the Property, subject to the terms, conditions and restrictions contained herein.

NOW THEREFORE, in consideration of the foregoing, the mutual promises contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows:

1. Repair and Maintenance of the Property. Licensee shall, from and after the date hereof, continue to keep the Property under its control in good order and repair, and free of debris and graffiti.

2. Restrictions. Except with the express written consent of the City, which consent may be withheld in the City's sole and absolute discretion, during the period that Licensee is using or has any interest in the Property, and is using the License, the use of the Property shall be restricted to the operation of Nando's Peri Peri ("Restaurant") or another substantially similar casual dining restaurant, which receives not more than thirty percent (30%) of its average daily receipts over any three consecutive monthly periods from the sale of alcoholic beverages, and which complies strictly with the restrictions and requirements of the State of Maryland/Prince George's County Class B License. The calculation of the percentage of alcoholic beverages sold shall include the full cost of any such beverage, and not just the alcohol contained in the beverage. Licensee will provide the City, by January 25 of each year, with summaries of each month's receipts for the sales of alcoholic beverages and food for the preceding calendar year, and, at any time, such information in such form as the City may reasonably require to permit the verification of sales required in this paragraph 2 of this Agreement. Such

information need not be prepared by an accountant or auditor, but must be accompanied by a general affidavit signed by the Licensees affirming the accuracy of the information provided. Licensees may be required by the City to provide information to permit verification of the sales ratios required in this paragraph, including daily register receipts and the identity of, and invoices from, its alcohol and food suppliers. Any such information provided by Licensee that is claimed to be confidential shall be so marked by Licensee and the City will treat such record as confidential as allowed by law.

3. Use of Property. Except as otherwise set forth herein, those uses of the Property permitted by the applicable zoning for the Property shall be permitted uses for the purposes of this Agreement. In addition, the Property shall be subject to all of the restrictions imposed by the applicable zoning of the Property.

4. Noises and Nuisances. Licensee shall not permit any nuisance to be maintained, allowed or permitted on any part of the Property, and no use of the Property shall be made or permitted which may be noxious or detrimental to health or which may become an annoyance or nuisance to persons or businesses on surrounding property.

5. Operations. Licensee shall maintain and operate the Restaurant in a manner that all seats are available for dining, no area is designated solely for the consumption of alcoholic beverages, and no sales of alcoholic beverages for off-sale consumption shall be allowed, except for partially consumed bottles of wine purchased at the Restaurant and allowed off premises

pursuant to Maryland law. Current expectations are that alcoholic beverages will not be sold or served prior to 11:00 a.m. or after 10:00 p.m., Monday through Thursday and Sunday, or prior to 11:00 a.m. or after 11:00 p.m. on Friday and Saturday, provided, however, that Licensee may at its discretion serve alcoholic beverages during those hours authorized by the License. Food from a regular menu must be served at all times that the premises are open for business. At all times, at least 80% of the items listed on the regular menu shall be available for customers to order. The proposed menu provided by Licensee is attached as Exhibit A. Licensee shall ensure music levels that allow patron conversation in a normal tone of voice, and prohibit disruptive or rowdy behavior that disturbs the peaceful enjoyment of the facility by Licensee's patrons and other persons visiting the facility.

Cover and door charges will not be charged by Licensee. In the event that Licensee seeks to charge a cover or door charge or to provide entertainment, Licensee will obtain all required licenses and request a modification of this Agreement with the City. Alcoholic beverages shall be served only to diners sitting at tables or counters inside the restaurant facility, and patrons standing waiting for a table. The parties recognize that, during private parties, not all patrons may be seated, but that food will be served. The minimum price for alcoholic beverages, including 16 oz. beers, shall be \$2.00. Licensee may not sell beer in pitchers. Licensee will maintain all dining areas, including tables and chairs, inside the facility. Licensee shall ensure that the interior of the restaurant, including service areas, remain clean and graffiti free. The interior and exterior of the Property shall

be rodent free. Licensee shall not allow grease, dirt, trash or graffiti to accumulate on any portion of the exterior of the Property that Licensee controls. Licensee agrees to fully comply with all applicable laws, including without limitation Subtitle 12, "Health", of the Prince George's County Code, and the Code of the City of College Park. Licensee shall not engage in window advertising of the sale of beer, wine, or liquor nor off-premises leafleting of cars or on public right of way promoting the sale of beer, wine or liquor. All off-premises advertising of specials, happy hours or reduced prices for beer, wine or liquor shall be limited to promotions coupling the sale or service of food with the sale of alcoholic beverages. Sales of alcoholic beverages will be made through counter service, and customer identification will be required for every drink ordered and glass provided, whether as part of an initial or subsequent alcohol purchase. Licensee shall use a scanner system designed to recognize false identification prior to making alcoholic beverage sales. The scanner shall be used for all persons seeking to consume alcoholic beverages. Licensee will not accept State of Maryland vertical type licenses as proof of age.

Licensee shall not rent the facilities to individuals or businesses involved in promoting or making a business or profit from producing musical, band or disc jockey events. Licensee shall not provide tables, such as a beer pong table, whose purpose is for use in drinking games. Licensee shall not sponsor or support drinking games within the Property.

6. Enforcement. The City shall have the right to enforce, by any proceeding at law or in equity, including injunction, all restrictions, terms,

conditions, covenants and agreements imposed upon the Property and/or Licensee pursuant to the provisions of this Agreement. The parties agree that if Licensee should breach the terms of the Agreement, the City would not have an adequate remedy at law and would be entitled to bring an action in equity for specific performance of the terms of this Agreement. In the event of a violation of paragraph 2 of this Agreement, Licensee shall have sixty (60) days from the date of notification of the violation to adjust his operations and achieve compliance, as measured during the sixty (60) day period, with the requirements of paragraph 2 of this Agreement. In the event the City is required to enforce this Agreement and Licensee is determined to have violated any provision of this Agreement, Licensee will reimburse the City for all costs of the proceeding including reasonable attorney's fees. Should Licensee prevail in any action brought by the City to enforce a provision of this Agreement, the City shall reimburse Licensee for all costs of the proceeding including reasonable attorney's fees.

7. Waiver. Neither any failure nor any delay on the part of the City in exercising any right, power or remedy hereunder or under applicable law shall operate as a waiver thereof nor shall a single or partial exercise thereof preclude any other or further exercise thereof or the exercise of any other right, power or remedy.

8. Assignment of License. In consideration for the City voicing no objection to Licensee's application for the new License, Licensee agrees that it shall not sell, transfer, or otherwise assign its rights under the License to any entity

or individual for use or operation within the City without the express prior written consent of the City, which consent will not be unreasonably withheld.

9. Assignment. This Agreement shall be binding upon, and shall inure to the benefit of, the respective affiliates, transferees, successors and assigns of the parties hereto.

10. Scope and Duration of Restrictions. The restrictions, conditions and covenants imposed by this Agreement shall be valid only so long as Licensee maintains a License at the Restaurant, or some other substantially similar casual dining restaurant.

11. Security. Pursuant to Article 2B, §6-201(r)(19), Licensee may be required to obtain a License for special entertainment or to obtain an exemption. Prior to seeking a License for special entertainment or an exemption, Licensee agrees that it shall first present to the City its plans for entertainment as well as for any required security. For any activities authorized by such a license or exemption, the Licensee shall have and maintain a Security Plan to prevent the Property and any such activities from posing a threat to the peace and safety of the surrounding area. The Security Plan shall, at minimum, comply with the requirements of the Board of License Commissioners. Any required Security Plan for the Licensee is subject to review and revision annually or upon request by Prince George's County Police, the University of Maryland Police or the City of College Park.

a. Licensee shall diligently enforce ID policies through trained and certified managers and employees. Licensee agrees to take all necessary measures to

ensure that under age persons do not obtain alcoholic beverages.

b. All counter personnel involved in the sale of alcohol and all managers shall be TIPS trained before serving alcohol.

c. All serving, bar, security and management employees will be 18 years or older.

12. Notices. All notices given hereunder shall be in writing and shall be deemed to have been given when hand delivered against receipt of three (3) days after deposit with the United States Postal Service, as registered or certified mail, return receipt requested, postage prepaid, addressed:

(i) If to Licensee:

with a copy to:

Leanne M. Schrecengost, Esq.
Royston, Mueller, McLean & Reid, LLP
102 W. Pennsylvania Avenue, Suite 600
Towson, Maryland 21204

(ii) If to the City:

Joseph L. Nagro
City Manager
City of College Park
4500 Knox Road
College Park, Maryland 20740

with copy to:

Suellen M. Ferguson, Esquire
Council, Baradel, Kosmerl & Nolan P.A.
125 West Street, 4th Floor
P.O. Box 2289
Annapolis, MD 21404

13. Amendments. This Agreement may not be amended or modified except in writing executed by all parties hereto, and no waiver of any provision or consent hereunder shall be effective unless executed in writing by the waiving or consenting party.

14. Severability. The provisions of this Agreement shall be deemed severable, so that if any provision hereof is declared invalid, all other provisions of this Agreement shall continue in full force and effect.

15. Governing Law. This Agreement shall be construed in accordance with and governed by the laws of the State of Maryland.

16. Counterparts. This Agreement may be executed in any number of counterparts each of which shall constitute an original and all of which together shall constitute one agreement.

17. Headlines. The headings or titles herein are for convenience of reference only and shall not affect the meaning or interpretation of the contents of this Agreement.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the day and year first above written.

WITNESS/ATTEST

NANDO'S OF COLLEGE PARK, LLC

Signature

Name: _____

Title: _____

Steven Thornton, Authorized Person

Charles Burton Heiss, Authorized Person

WITNESS/ATTEST

CITY OF COLLEGE PARK

Janeen S. Miller, CMC, City Clerk

By: _____
Joseph L. Nagro, City Manager

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

By: _____
Suellen M. Ferguson, City Attorney

Beer

House Beers		
Sagres Beer (Portugal)	5.25	
Superbock (Portugal)	5.25	
Craft Beers		
21st Amendment Brew Free or Die IPA (CA)	5.25	
Oskar Blues Dale's Pale Ale (CO)	5.25	
Fat Tire Amber Ale (CO)	5.45	
Brooklyn Lager (NY)	5.25	
Allagash White (ME)	5.75	
Heavy Seas - Loose Cannon Hop Ale (MD)	5.25	
On Tap - in selected restaurants		
Dogfish Head 60 minute IPA (DE)	5.45	
New Belgium Brewing Seasonal (CO)	5.50	
Blue Moon Belgian White Ale (CO)	5.25	

Sangria

Fresh and fruity Mediterranean specialty.

GLASS	PITCHER
5.75	15.95

Wine

Good		
Cara Viva (White/Red/Rose)	5.25 / 6.25	16.95
Crisp and brimming with fresh flavors. (Portugal)		

Better

Gatao Vinho Verde (White)	5.55 / 6.45	17.95
Fun, young and fruity for a hot summer's day (Portugal)		
Indaba Chenin Blanc (White)	6.25 / 7.25	21.95
Crisp, with tropical fruit, citrus and melon. (S. Africa)		
Alandra (Red)	5.55 / 6.45	17.95
Fresh fruit flavors. Lighter on the palate. (Portugal)		
Borges Lello (Red)	5.75 / 7.25	19.95
One to savor - hints of spice, lots of body (Portugal)		
Indaba Merlot (Red)	6.25 / 7.25	21.95
Cherry, plum, chocolate and smoky spices. (S. Africa)		

Best

Robertson Chardonnay (White)	6.55 / 7.55	22.95
A balanced fruity flavor with a gentle oak finish. (S. Africa)		
Mulderbosch Sauvignon Blanc (White)	7.95 / 9.75	34.95
One of the Cape's most heralded and sought-after wines, 90+ scores vintage after vintage. (S. Africa)		
Robertson Cabernet Sauvignon (Red)	6.55 / 7.55	22.95
Fruity with a smooth Cape-style friendliness. (S. Africa)		
Zonnebloem Shiraz (Red)	7.50 / 8.95	29.95
A full-bodied wine with great depth. (S. Africa)		

Feast your eyes...

At Nando's PERI-PERI, home is where the art is - more than 4,000 pieces of South African art are on display in all of our restaurants.

Menu cover by

Audrey Anderson

Bottomless Soft Drinks

Ice Tea	2.25
Freshly brewed Honest Iced Tea.	2.25
Saratoga Sparkling or Still Water (12oz)	2.45
America's finest spring water since 1872.	

What about Dessert?

Have your cake... and eat it! 6.25

Chocolate Spoon Cake	Raspberry Cheesecake
Silky chocolate filling between layers of moist, dark chocolate cake.	Raspberry sauce swirling through a creamy cheesecake. Lightly caramelized on top.
Four High Carrot Cake	Dulce de Leche Cheesecake
Rich golden layers with walnuts, pineapple, raisins and cream cheese icing.	Dulce caramel, white chocolate cheesecake with marbling on top.

Cupcake 3.25	Frozen Yogurt 2.95
Good things come in small packages!	Bottomless - refill as often as you want!
Chocolate / Red Velvet / Peanut Butter	Ask for today's flavor.

Naughty Natas 2.25
Tempting and traditional Portuguese custard tart. Naughty but nice.

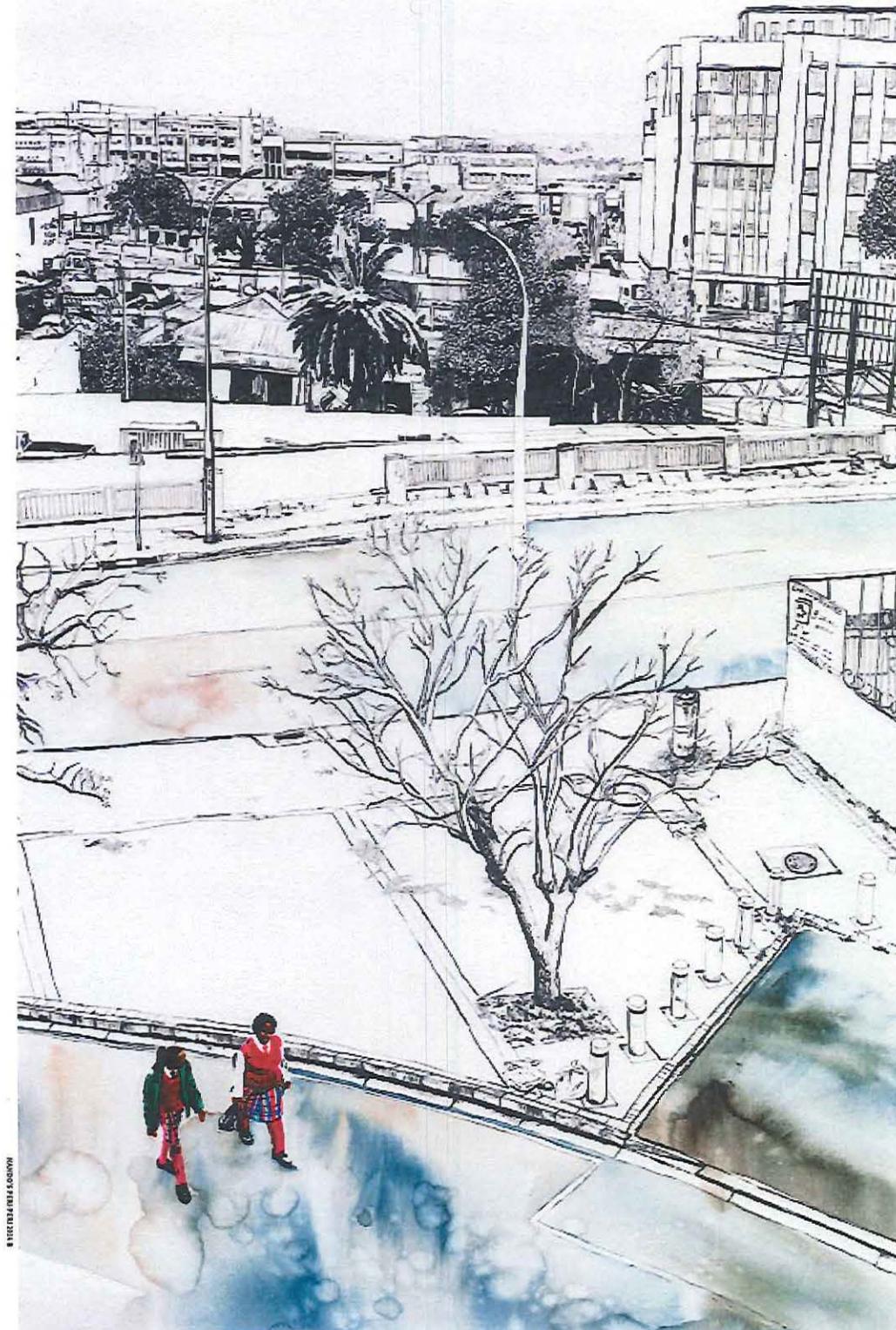
Nandinós (Under 10 years old) 5.25

Marinated lightly in PERI-PERI and basted with sweet and tangy sauce.	
Grilled Drumstick and Thigh	
Nandino Chicken Breast Sandwich	
3 Chicken Wings	
Grilled Chicken Breast Strips	
Grilled Cheese	
Meal includes a side of fries, coleslaw, corn on the cob, garlic bread or sliced apple - and bottomless frozen yogurt.	
Kid's soda, apple juice or milk	1.50



Please be aware that as we sell milk and nuts, there may be traces of milk and/or nuts in all our products. We take great care to remove the bones from our chicken breasts and the stones from our olives but there is a tiny chance of finding one.

© NANDO'S PERI-PERI



Snacks & Shareables

Prepare your taste buds for the main event with some mouthwatering nibbles.

Hummus with PERI-PERI Drizzle Tangy PERI-PERI-infused oil poured over creamy hummus. Dig in with toasted pita.	5.95
PERI-PERI Nuts Try our spicy nuts! A crunchy selection of spice-roasted almonds, cashews and macadamias.	3.95
Garlic Sticks Baked Portuguese roll smothered in garlic and herb butter.	4.55
6 PERI-PERI Wings ✂ One of our star treats. Marinated for 24 hours and flame-grilled to order.	5.95
Spicy Mixed Olives Green and black olives perked up with garlic, peppers and chilli. (May contain the occasional olive pit)	3.95

How to get your Nando's PERI-PERI...

- 1 Choose your food and decide how spicy you want it.

Extra Hot

Like tackling a ferociously fiery dragon in a furnace.

Hot

Highly combustible - proceed with caution.

Medium

Hits the spot without scalding your tonsils.

Lemon & Herb or Mango & Lime

A mere hint of heat, but a tidal wave of flavor.

Plain...ish

Marinated in PERI-PERI, but grilled with no added spice. As mild as we go.



- 2 Go to the counter to order (remember your table number) and pay.

- 3 Grab the sauces and dressings you fancy and any cutlery you need. (Eating with your fingers is heartily encouraged!) We will take it from there.

PERI-PERI Chicken

What we're famous for -
fresh chicken marinated for 24 hours in PERI-PERI and flame-grilled to order.

	+1 REG SIDE	+2 REG SIDES		+1 REG SIDE	+2 REG SIDES
Flame-Grilled Chicken Breast Butterflied whole chicken breast in crispy skin. No bones about it!	11.45	13.45	1/2 Chicken The best cut of our signature chicken.	12.45	14.45
1/4 Chicken - Breast The succulent and saucy bits.	7.75	9.75	Chicken Livers Rich, tasty livers that melt in your mouth.	7.25	9.25
1/4 Chicken - Leg For a little dark 'n' delicious.	7.25	9.25	Whole Chicken Cut in 1/4s and ready for a feast!	18.95	
Two 1/4 Legs new Double your favorite cut.	11.45	13.45	12 PERI-PERI Wings ✂ One of our sauciest treats - tender and spicy.	12.95	14.95

Try Something **new**

Go on, surprise yourself, with something refreshingly different!

Nandocas' Choice A whole marinated PERI-PERI chicken breast, on a 24-hour marinated, topped with a house-made dressing and served with fries. Goodness, goodness!	11.75
Chicken and Baby Kale Salad Baby kale, an added PERI-PERI chicken and crisp chickpeas, served with green olives and cheddar tomatoes. Tossed our creamy yogurt dressing.	9.95

Sharing Platters

Bundles of our legendary PERI-PERI Chicken - plenty for friends to share.

Full Platter Your choice of 2 large sides Perfect for 2-3 People.	26.45	Wing Platter ✂ 24 flame-grilled PERI-PERI wings + Your Choice of 2 large sides Perfect for 2-3 People.	28.45
Jumbo Platter 2 Whole Chickens + 2 extra-large sides Perfect for 4-6 People.	51.45		

Sandwiches, Wraps, Pitas

Your favorite filling in a Portuguese Roll, a Toasted Pita or a whole wheat Wrap - and a bit of fresh Salad.

PERI-PERI Chicken	+1 REG SIDE	+2 REG SIDES
Chicken Breast Wrap Served with fresh green leaf lettuce, peppery sweet chilli jam and tangy yogurt sauce.	8.85	10.85
Chicken Breast Sandwich ✂ Served on a toasted Portuguese roll with arugula, tomato, pickled red onions and PERI-PERI mayo.	8.85	10.85
Chicken Caesar Wrap Served in a toasted wrap or pita, our spicy chicken mixed in a Caesar salad with sun dried tomatoes.	9.75	11.75
Chicken Breast Pita Served toasted with a mix of crispy vegetables and mayonnaise with a hint of fresh cilantro.	8.65	10.65

Beefy Gatecrasher!

Rib-eye Steak Sandwich ✂	+1 REG SIDE	+2 REG SIDES
On a toasted Portuguese roll with roasted red peppers, arugula, pickled red onions and PERI-PERI mayo.	13.75	15.75

Veg PERidise

Portobello Mushroom and Halloumi Wrap Roasted and served in a whole wheat wrap with our chilli jam. Also available on a Portuguese roll or toasted pita.	+1 REG SIDE	+2 REG SIDES
	9.55	11.55
Veggie Burger Served with fresh green leaf lettuce, peppery sweet chilli jam and tangy yogurt sauce.	9.25	11.25
Roasted Veggie Wrap new Roasted eggplant and red peppers, PERI-drizzled couscous salad, hummus, pickled onions and crumbled goat cheese in a whole wheat wrap.	9.45	11.45

Try any of these on your sandwich, pita or wrap!

Roasted Portobello Mushroom	2.25
Grilled Halloumi Cheese	2.25
Grilled Pineapple Slice	.75
Cheddar Cheese	.75



Add a bottle of PERI-PERI sauce for 4.95

Entrée Salads

Mediterranean Salad  Mixed salad leaves with peppers, tomatoes, cucumber, feta cheese and olives. Tossed in a creamy dressing.	7.25
Chicken Caesar Salad ✂ PERI-PERI chicken with romaine lettuce, Parmesan, sun-dried tomatoes, Caesar dressing and house-made croutons.	9.25
Nutty Date Chicken Salad new Shredded PERI-PERI chicken salad with dates and toasted almonds. Served with pickled onions, goat cheese and greens in a honey vinaigrette.	9.95
Butternut Squash and Couscous Salad  Butternut and red onion with olives, grilled corn, chilli and couscous served on a bed of leaves tossed with a herb dressing.	8.25
Country Salad ✂ PERI-PERI chicken with roasted red pepper, grilled corn, chickpeas, croutons and Halloumi cheese over mixed greens. Tossed in a herb dressing.	10.25

Add PERI-PERI chicken breast for 2.95

Don't take a side,
take two!

Regular Sides

2.75

PERI Chips (aka Fries) + PERI-naise (PERI-PERI Mayo) .75	
Flame-Grilled Corn on the Cob (Seasonally available)	
Garlic Bread	
Portuguese Rice	
Coleslaw	
Red Skin Mashed Potato	
Macho Peas Rugged pea mash with whole peas, parsley, mint and chilli.	
Fino Sides new House-made deluxe sides	add 1.00
Mixed Green Side Salad	
Caesar Side Salad	

Butternut Squash and Corn (Seasonally available)
With red onion, dried cranberries, fresh cilantro and chilli.

Cucumber and Poppy Seed Salad **new**
Sliced cucumbers tossed with a tangy poppy seed dressing and pickled red onions

✂ = New Recipe  = Vegetarian

*Served raw or undercooked. Consuming raw or undercooked meats may increase your risk of foodborne illness.

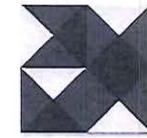


SEATING	
TOTAL SEATS	101
1st Floor AREA	= 3,289 SF
Kitchen AREA	= 1104 SF

Concept for communal table - suspended from above with blackend steel frame. Table top to be made of reclaimed coasters.



Inspiration for L-shaped banquette with exposed distressed wood frame and burlap backing. Seat and back to be upholstered using leather scraps in a "patching" pattern.



Tile in central dining area to form "area rug"



Concept for rectangular 6-top table at entry seating area



Concept for upholstery style at back banquette



Mismatched leather and fabric sofa upholsteries at window pullman booths



Table top and base for 6-top round table in storefront



Medium grey concrete floor with uneven grinding to expose aggregate

Rendered Floor Finish Plan
Scale: 1/8"=1'-0"
January 7, 2015



BOARD OF LICENSE COMMISSIONERS
May 26, 2015

NOTICE IS HEREBY GIVEN: that applications have been made with the Board of License Commissioners for Prince George's County, Maryland for the following alcoholic beverage licenses in accordance with the provisions of Article 2B.

TRANSFER

Shi Fan Jiang, President, Mei Jing Jiang, Member, for a Class B, Beer and Wine License for the use of B.B 365, Inc., **t/a Osaka Restaurant**, 8855 Greenbelt Road, Greenbelt, 20770 transfer from Osaka Restaurant, Inc., t/a Osaka Restaurant, Yong Mun Kang, President, Kyung Hyun Lee, Secretary/Treasurer.

Atty: Gene Shin, Esquire Opp: _____

Brian Seo, President/Secretary, Joseph Kim, Treasurer, for a Class B(BLX), Beer, Wine and Liquor License for the use of YS Enterprises, Inc., **t/a Galaxy Sports Bar and Grill**, 2031-B University Blvd., Hyattsville, 20783, transfer from YS Enterprises, Inc, t/a Galaxy Sports Bar and Grill, Brian Yong Seo, President, James Chon, Secretary/Treasurer.

Atty: Matthew Gorman, Esquire Opp: _____

TRANSFER OF LOCATION

Vikram Kansal, Member-Manager, Edwin Victor, Member-Authorized Person, for a Class A, Beer, Wine, and Liquor License for the use of United Wine and Spirits, LLC, **t/a Four Corners Wine and Spirits**, 8038 New Hampshire Avenue, Langley Park, 20783, transfer of location from Leo F. Donovan, Inc., t/a Lenox Liquors, 2425 Kenilworth Avenue, Hyattsville, 20781.

Atty: Robert J. Kim, Esquire Opp: _____

NEW

Maria Aguilar, President/Secretary/Treasurer, for a new Class B (BLX), Beer, Wine and Liquor License for the use of Sofia and Gicelle, Inc, **t/a Fast Eddie's**, 4801 Allentown Road, Suitland, 20746

Atty: Fidel A. Castro, Esquire Opp: _____

Steven Thornton, Authorized Person, Charles Burton Heiss, Authorized Person, for a Class B (BLX), Beer, Wine and Liquor License for the use of Nando's of College Park, LLC, **t/a Nando's Peri Peri**, 7400 Baltimore Avenue, College Park, 20740.

Atty: Leanne Schrecengost, Esq. Opp: _____

Sophie N. Magafan, Assistant Secretary, Isidro M. Portillo, Treasurer, Julia O. Marquez, Secretary, for a new Class B, Beer and Wine License for the use of Garcia, Inc., **t/a Anthony's New York Pizza & Pasta House**, 15480 Annapolis Road, Ste 220, Bowie, 20715

Atty: Nick Kallis, Esquire Opp: _____

Jan Lynnette Harris, Member-Authorized Person, for a new Class B, Beer and Wine License for the use of C Street Café, LLC **t/a C Street Café**, 24 C Street, Unit 100 & 101, Laurel, 20707.

Atty: Robert Kim, Esquire Opp: _____

George Mbeng, Owner, Florence Ndi, Owner, for a new Class B, Beer and Wine License for the use of 5 Sister, LLC., **t/a 5 Sisters Restaurant**, 12617 Laurel Bowie Road, Laurel, 20708.

Atty: _____ Opp: _____

A hearing will be held at the 9200 Basil Court, Room 410, Largo, Maryland 20774, **10:00 a.m., Tuesday, May 26, 2015**. Additional information may be obtained by contacting the Board's Office at 301-699-2770.

BOARD OF LICENSE COMMISSIONERS

Attest:
Diane M. Bryant
May 1, 2015

CLASSES OF LICENSES:

Class A License	Off Sale only, six (6) days a week; No sales of alcoholic beverages on Sunday
Class B License	On Sale seven (7) days for sale of beer and wine, six (6) days for sale of alcohol over 15.5% by volume – on sale only if issued after 1996
Class C License	On Sale only, seven (7) days
Class D License	On and Off Sale, seven (7) days – on sale only if issued after 1996

DESCRIPTION OF CLASS OF LICENSES AND HOURS OF SALES

Class A, Beer	Hours of off sale service are 6:00 a.m. to 12:00 midnight, six (6) days a week, Off Sale only of Beer, no consumption on the licensed premises. No Sales Permitted On Sunday.
Class A, Beer and Wine	Hours of off sale service are 6:00 a.m. to 12:00 midnight, six (6) days a week, Off Sale only of Beer and Wine, no consumption on the licensed premises. No Sales Permitted On Sunday.
Class A, Beer, Wine Liquor	Hours of off sale service are 6:00 a.m. to 12:00 midnight, six (6) days a week, Off Sale only of beer, wine and liquor no consumption on the licensed premises. No Sales Permitted On Sunday.
Class B, Beer	Hours of on sale consumption are 6:00 a.m. to 2:00 a.m., On Sale consumption only of beer unless grand fathered in prior to July 1, 1975. Holder of licenses prior to that date may exercise off sale privileges to include seven-(7) day license with food requirement until 12:30 a.m.
Class B, (GC)	This license is a seven (7) day license for the sale of beer and wine for the exclusive use on the premises of the M-NCPPC golf courses located within Prince George's County. Hours of operation are 11:00 a.m. to 10:00 p.m., daily Monday through Sunday.
Class B, Beer and Wine	Hours of on sale consumption are 6:00 a.m. to 2:00 a.m., On Sale consumption only of beer and wine unless grand fathered in prior to July 1, 1975. Holder of licenses prior to that date may exercise off sale privileges to include seven-(7) day license with food requirement until 12:30 a.m.
Class B, Beer, Wine & Liquor	Hours of on sale consumption are 6:00 a.m. to 2:00 a.m. Premises with approved live entrainment may remain open until 3:00 a.m. This license includes seven (7) days On Sale Beer and Light Wine, six (6) days On Sale Beer, Wine and Liquor. Special Sunday Sale Permit required for On Sale consumption of Liquor. (*See Rule No. 66)

Class B(R), Beer, Wine & Liquor

THIS DESCRIPTION APPLIES TO LICENSES ISSUED PRIOR TO OCTOBER 1996 - For Class B, Beer, Wine and Liquor licenses issued prior to October 1996 the hours of on sale consumption are 6:00 a.m. to 2:00 a.m. except on Friday and Saturday with approved live entertainment. Premises with approved live entertainment may remain open until 3:00 a.m. This license includes seven (7) days On & Off Sale Beer and Light Wine, six (6) days On & Off Sale Beer, Wine and Liquor. All off sales to be conducted over or contiguous to the main bar. Hours of service for off sale over the main bar are 6:00 a.m. until 12:00 midnight. Special Sunday Sale Permit required for On Sale consumption of Liquor. (*See Rule No. 66)

Class B+, Beer, Wine & Liquors

Hours of on sale consumption are 6:00 a.m. to 2:00 a.m. except on Friday and Saturday with approved live entertainment. Premises with approved live entertainment may remain open until 3:00 a.m. This license includes seven (7) days On & Off Sale Beer and Light Wine, six (6) days On & Off Sale Beer, Wine and Liquor. (Separate off sale facility to sell beer, wine and liquor off sale). Hours of service for off sale over the main bar are 6:00 a.m. until 12:00 midnight. No off sale of Liquor on Sunday. Special Sunday Sale Permit required for On Sale consumption of Liquor. (*See Rule No. 66)

Class B, BH

Hours of on sale consumption are 6:00 a.m. to 2:00 a.m. except Friday and Saturday with live entertainment. Premises with approved live entertainment may remain open until 3:00 a.m.. On sale consumption of alcoholic beverage is allowed from 8:00 a.m. – 2:00 a.m. on Sunday. This license has no off sale privileges.

Class B, BLX

Hours of on sale consumption are 6:00 a.m. to 2:00 a.m. except Friday and Saturday with live entertainment. Premises with approved live entertainment may remain 3:00 a.m. Six (6) day On Sale consumption of Beer, Wine and Liquor and seven (7) days On Sale Beer and Wine, No off Sale privilege at all, Sunday Sales Permit required to serve alcoholic beverages. Food must be served until 12:30 a.m. in conjunction with sale of alcoholic beverages

Class B, Country Inn

Hours of operation and manner of dispensing alcoholic beverages to be determined by the Board of License Commissioners consistent with Article 2B Section 6-201. All sales to be On Sale only.

Class B-DD

This license is available in Designated Areas Only. The restaurant must provide bi-annual certifications that the sale of food exceeds the sales of alcoholic beverages.

- Class B, ECF Hours of on sale consumption are 6:00 a.m. to 2:00 a.m. Monday through Saturday. This license includes seven (7) days On Sale Beer and Light Wine, six (6) days On Sale Beer, Wine and Liquor. Special Sunday Sale Permit required for On Sale consumption of Liquor. (*See Rule No. 66). This license is known as an "Education Conference Facility" license to the University of Maryland, University College Center of Adult Education for the sale of beer, wine and liquor by the drink within the center, from one or more outlets, for consumption on the license premises.
- Class B, MB22 This license in on sale only of liquor to a Class 7 Microbrewery licensed establishment in the 22nd Legislative District.
- Class B, RD This license is an on sale only license for liquor by the drink in an establishment located in a designated Revitalization District
- Class B, ECF/DS Hours of on sale consumption are 6:00 a.m. to 2:00 a.m. Monday through Saturday. This license includes seven (7) days On Sale Beer and Light Wine, six (6) days On Sale Beer, Wine and Liquor. Special Sunday Sale Permit required for On Sale consumption of Liquor. (*See Rule No. 66). This license is known as an "Education Conference Facility/Dining Services" license to the University of Maryland, College Park Campus for the sale of beer, wine and liquor by the drink within the center, from one or more outlets, for consumption on the license premises.
- Class B, ECR
Equestrian Center This license is a seven-(7) day license for the sale of beer, wine and liquor for use at the Equestrian Center. Hours of on sale consumption are Monday through Saturday from 8:00 a.m. to 2:00 a.m. Sunday sales of beer and light wine containing 15.5% or less of alcohol by volume from 8:00 a.m. to 2:00 a.m. Special Sunday Sale Permit required for On Sale consumption of Liquor. (*See Rule No. 66)
- Class B, BCE Catering Hours of on sale consumption are 6:00 a.m. to 2:00 a.m. Monday through Saturday. This license includes seven (7) days On Sale Beer and Light Wine, six (6) days On Sale Beer, Wine and Liquor. Special Sunday Sale Permit required for On Sale consumption of Liquor. (*See Rule No. 66). This license is limited and restricted to on sale consumption of alcoholic beverages on the licensed premises by participants of catered events. No off sale privileges will be exercised.
- Class B, Baseball Stadium This license is a seven-(7) day license for the sale of beer and wine for use at a Baseball Stadium. Hours of on sale consumption are Monday through Saturday from 6:00 a.m. to 2:00 a.m. and Sunday from 8:00 a.m. to 2:00 a.m.
- Class B, Football Stadium This license is a seven-(7) day license for the sale of beer, wine and liquor for use at the Football Stadium.

Class C Beer,
Beer and Wine

Hours of on sale consumption are 6:00 a.m. to 2:00 a.m. seven-(7) days On Sale consumption only.

Class C, Beer, Wine &
Liquor
Fraternal
Veterans
Yacht Club
Country Club
Golf & Country Club

Hours of on sale consumption are 6:00 a.m. to 2:00 a.m., seven (7) days On Sale on consumption limited to members and their guests except in the case of a Country Club - the word customer is used

Class D, Beer
Beer and Wine

Licenses issued pursuant to Rule and Regulation Number 22 the hours of on sale consumption are 6:00 a.m. to 2:00 a.m. with no food requirements. This is a seven-(7) day On Sale only License.

Class D(R), Beer
Beer and Wine

THIS DESCRIPTION APPLIES TO LICENSES ISSUED PRIOR TO OCTOBER 1996 - Hours of on sale consumption are 6:00 a.m. to 2:00 a.m.; that hours for off sale service is 6:00 a.m. - 12:00 midnight with no food requirements. Licenses issued prior to October 1996 may sell beer and wine On and Off Sale seven (7) days a week.

3

Refinance of
SunTrust Bank
parking garage bond



MEMORANDUM

TO: Mayor & Council
THROUGH: Joseph L. Nagro, City Manager
FROM: Stephen Groh, Director of Finance
DATE: May 15, 2015
SUBJECT: Parking Garage Bond Refinancing with SunTrust Bank

A handwritten signature in black ink, appearing to be "S. Groh", is written over the "THROUGH:" and "FROM:" lines of the memorandum header.

The City's financial advisor, Sam Ketterman of Davenport & Company, has been in discussions with SunTrust Bank about refinancing our Tax-Exempt Parking Garage Bond of 2011 at a lower interest rate. The current 20-year bank-qualified tax-exempt bond in amount \$8,150,000 bears interest at 3.68% but has a reset date of February 25, 2021, at which point the Bank could change the interest rate based on a formula contained in the bond.

The current balance on the bond is \$7,075,000 and we would set the new bond at that level with the same maturity date, subject to minimal adjustments for calculations involving debt service. We were initially offered an interest rate of 2.55% for the remaining 16 years of the bond, but that rate has risen to 2.71% in the interim. However, we have now locked in the 2.71% rate assuming that Mayor & Council pass a resolution authorizing the refinancing by May 27 and closing takes place on June 16. This change in interest rate reduces our effective interest rate (from 3.68% to 2.71%) by 26.36%. In addition, the interest savings are "front-loaded" and will create a debt service savings of approximately \$480,000 in the first 2 years (FY2016 and 2017).

Sam Ketterman and Lindsey Rader, our bond counsel, have been in negotiations with Richard Pylypko, Senior Vice President of SunTrust Bank, and we have resolved most of the issues in question or dispute. There are a few additional items which will be clarified prior to Council action on May 26.

Lindsey Rader has prepared a draft resolution to approve the refinancing and authorize the Mayor, City Manager, City Clerk, Director of Finance, and Deputy Director of Finance to execute all necessary forms and documents in preparation for a June 16 closing. The maximum amount listed in the resolution and bond (\$7,160,000) will be reduced to approximately \$7,075,000 (our current principal balance) once costs of issuance are removed from the refinanced bond. We will be paying fees for the financial advisor, bond counsel, and \$5,000 of the Bank's legal fees from FY2015 operating funds rather than financing them over 16 years.

Although there are a few provisions in the new bond that are less advantageous than in our current bond, the front-loaded interest savings and eliminating the possible interest rate reset in 2021 make this an excellent financial move for the City.

RESOLUTION
REGARDING TAX-EXEMPT PARKING GARAGE REFUNDING BOND OF 2015

A RESOLUTION OF THE MAYOR AND COUNCIL OF CITY OF COLLEGE PARK PROVIDING FOR THE ISSUANCE AND SALE BY CITY OF COLLEGE PARK (THE "CITY"), UPON ITS FULL FAITH AND CREDIT, OF A GENERAL OBLIGATION INSTALLMENT BOND IN THE AGGREGATE PRINCIPAL AMOUNT OF SEVEN MILLION ONE HUNDRED SIXTY THOUSAND DOLLARS (\$7,160,000.00), THE PROCEEDS OF THE SALE THEREOF TO BE USED AND APPLIED FOR THE PUBLIC PURPOSE OF PROVIDING ALL OR A PORTION OF THE FUNDS NEEDED TO CURRENTLY REFUND THE OUTSTANDING PRINCIPAL AMOUNT OF THE CITY'S TAX-EXEMPT PARKING GARAGE BOND OF 2011 AND PAY RELATED COSTS OF ISSUANCE OF THE REFUNDING BOND AUTHORIZED HEREBY, AS MORE PARTICULARLY DESCRIBED HEREIN; PRESCRIBING THE TERMS OF THE REFUNDING BOND, THE FORM AND TENOR OF THE REFUNDING BOND, AND THE TERMS AND CONDITIONS FOR THE ISSUANCE AND SALE OF THE REFUNDING BOND AT A PRIVATE SALE, WITHOUT SOLICITING BIDS, TO STI INSTITUTIONAL & GOVERNMENT, INC., AND AUTHORIZING CERTAIN OFFICIALS OF THE CITY TO MAKE CERTAIN FINAL DETERMINATIONS IN CONNECTION WITH ISSUANCE OF THE REFUNDING BOND; PROVIDING FOR THE DISBURSEMENT AND APPLICATION OF THE PROCEEDS OF THE REFUNDING BOND; PROVIDING FOR THE LEVY AND COLLECTION OF AD VALOREM TAXES SUFFICIENT FOR, AND PLEDGING THE FULL FAITH AND CREDIT AND UNLIMITED TAXING POWER OF THE CITY TO, THE PROMPT PAYMENT OF PRINCIPAL AND INTEREST ON THE REFUNDING BOND; PROVIDING THAT THE PRINCIPAL OF AND INTEREST ON THE REFUNDING BOND ALSO MAY BE PAID FROM ANY OTHER SOURCES OF REVENUE LAWFULLY AVAILABLE TO THE CITY FOR SUCH PURPOSE; MAKING OR PROVIDING FOR CERTAIN REPRESENTATIONS AND COVENANTS RELATING TO THE TAX-EXEMPT STATUS OF THE REFUNDING BOND; PROVIDING FOR CERTAIN ACTIONS TO BE TAKEN AND DETERMINATIONS MADE IN CONNECTION WITH A REISSUANCE OF THE REFUNDING BOND AS DESCRIBED HEREIN; PROVIDING THAT THE PROVISIONS OF THIS RESOLUTION SHALL BE LIBERALLY CONSTRUED IN ORDER TO EFFECTUATE THE TRANSACTIONS CONTEMPLATED HEREBY; AND GENERALLY RELATING TO THE ISSUANCE, SALE, DELIVERY AND PAYMENT OF AND FOR THE REFUNDING BOND.

RECITALS

WHEREAS, City of College Park, a municipal corporation of the State of Maryland and a municipality within the meaning of the Enabling Act and the Refunding Act identified below (the "City"), is authorized and empowered by Sections 19-301 to 19-309, inclusive, of the Local Government Article of the Annotated Code of Maryland (previously codified as Sections 31 to 37, inclusive, of Article 23A of the Annotated Code of Maryland), as replaced, supplemented or amended (the "Enabling Act"), and Section C7-4 of the Charter of the City of College Park, as replaced, supplemented or amended (the "Charter"), to borrow money for any proper public

purpose and to evidence such borrowing by the issuance and sale of its general obligation bonds; and

WHEREAS, pursuant to Ordinance 07-O-01, passed pursuant to the authority of the Enabling Act and Section C7-4 of the Charter by the Mayor and Council of the City (the “Mayor and Council”) on March 27, 2007 and effective on April 17, 2007 (the “Ordinance”), the City authorized the issuance and sale from time to time, upon its full faith and credit, of general obligation bonds in one or more series in the aggregate principal amount not to exceed Nine Million Three Hundred Thousand Dollars (\$9,300,000.00) (the “Authorized Bonds”) for the public purpose of financing, reimbursing or refinancing all or any portion of the cost of (i) the acquisition of the properties located at 7306 Yale Avenue and 7308 Yale Avenue in the City (the “Acquired Properties”) and/or (ii) the planning, design, engineering, acquisition, construction, improvement and equipping of an approximately 340-space public parking garage with retail space to be located on the Acquired Properties and on a City-owned lot located on the south side of Knox Road at its intersection with Yale Avenue, together with, in any such case, the acquisition of necessary property rights and equipment, related site and utility improvements (including, without limitation, demolition and grading), related costs of issuance (including, without limitation, the costs of bond insurance or other credit or liquidity enhancement), and, if the Mayor and Council so determine in a subsequent resolution, interest during construction and for a reasonable period (collectively, the “Authorized Project”); and

WHEREAS, pursuant to Section 12 of Article 31 of the Annotated Code of Maryland (now codified as Sections 19-211 to 19-223, inclusive, of the Local Government Article of the Annotated Code of Maryland), as replaced, supplemented and amended (the “Bond Anticipation Note Enabling Act”), and Section 7 of the Ordinance, the Mayor and Council, by resolution, was authorized to issue and sell bond anticipation notes in one or more series in an aggregate principal amount not to exceed Nine Million Three Hundred Thousand Dollars (\$9,300,000.00) prior to and in anticipation of the sale of the Authorized Bonds in order to finance or reimburse costs of the Authorized Project on an interim basis; and

WHEREAS, pursuant to the authority of the Enabling Act, the Refunding Bond Anticipation Note Enabling Act, Section C7-4 of the Charter, the Ordinance and the 2008 Resolution, the City issued and delivered to SunTrust Bank on April 23, 2008 its (i) \$8,650,000 City of College Park Tax-Exempt Parking Garage Bond Anticipation Note of 2008, dated April 23, 2008 (the “Tax-Exempt Note”), and its (ii) \$650,000 City of College Park Taxable Parking Garage Bond Anticipation Note of 2008, dated April 23, 2008 (the “Taxable Note” and, together with the Tax-Exempt Note, the “Notes”); and

WHEREAS, as constructed, the aggregate square footage of the parking garage and retail space identified in the definition of the Authorized Project set forth above was approximately 115,735 square feet, the square footage of the retail space contained therein was approximately 5,800 square feet, and the number of parking spaces was approximately 288

(collectively, the “Project”), and the City did not apply proceeds of the Notes to acquire the Acquired Properties or to pay capitalized interest on the Notes; and

WHEREAS, pursuant to the authority of the Enabling Act, Section C7-4 of the Charter and the Ordinance, the City issued and delivered to SunTrust Bank on February 25, 2011 its \$8,150,000 City of College Park Tax-Exempt Parking Garage Bond of 2011 (the “2011 Bond”), the proceeds of which were applied to prepay on February 25, 2011 the outstanding principal amount of the Tax-Exempt Note and a portion of the outstanding principal amount of the Taxable Note; and

WHEREAS, on February 25, 2011, the City used cash on hand (from non-borrowed funds) to (i) pay accrued interest on the Tax-Exempt Note to such date of prepayment, (ii) prepay the remaining principal balance of the Taxable Note on such date of prepayment, (iii) pay accrued interest on the Taxable Note to such date of prepayment, and (iv) pay the closing fee of SunTrust Bank with regard to the 2011 Bond; and

WHEREAS, Section 8 of the Ordinance provides that the City may issue and sell from time to time in one or more series of general obligation refunding bonds in an aggregate principal amount not to exceed \$11,625,000 (the “Authorized Refunding Bonds”) pursuant to the authority of the Enabling Act, Section 24 of Article 31 of the Annotated Code of Maryland (now codified as Section 19-207 of the Local Government Article of the Annotated Code of Maryland), as replaced, supplemented or amended (the “Refunding Act”) and Section C7-4 of the Charter, for the purpose of refunding or advance refunding any of the Bonds (as defined in the Ordinance) authorized by the Ordinance (which include the 2011 Bond), including payment of any prepayment premium and interest accrued or to accrue to the date of prepayment, purchase or maturity of the Refunding Bonds to be refunded, as well as costs and expenses in connection with the issuance of such refunding bonds; and

WHEREAS, the 2011 Bond is subject to prepayment prior to maturity at the option of the City, in whole or in part, on any date, at a prepayment price of the par amount of the 2011 Bond (or portion thereof) to be prepaid, plus accrued interest on the principal amount being prepaid to the date of prepayment, without premium or penalty; and

WHEREAS, as permitted by the Refunding Act and Section C7-4 of the Charter, Section 8 of the Ordinance provides that any Authorized Refunding Bonds issued under authority of such Section shall be sold at private (negotiated) sale, without advertisement or publication or notice of sale (which method of sale is now referred to in the Refunding Act as being made at a private sale, without soliciting bids), unless the Mayor and Council determines otherwise by resolution; and

WHEREAS, at the request of Davenport & Company LLC, the financial advisor to the City, STI Institutional & Government, Inc., an affiliate of SunTrust Bank, has submitted a

proposal for the purchase of a series of the Authorized Refunding Bonds in order to provide all or a portion of the funds needed to effect a current refunding of the 2011 Bond; and

WHEREAS, the City desires to issue one or more Authorized Refunding Bonds at this time in order to provide all or a portion of the funds needed to currently refund the 2011 Bond; and

WHEREAS, the 2011 Bond is currently outstanding in the approximate principal amount of \$7,075,000; and

WHEREAS, the not to exceed \$7,160,000.00 stated aggregate principal amount of the refunding bond provided for herein shall not cause the City to exceed the debt limits provided for in Charter Sections C4-9 or C7-4.

Section 1. **NOW THEREFORE, BE IT RESOLVED** that:

(a) The Recitals to this Resolution are deemed a substantive part of this Resolution and incorporated by reference herein. Capitalized terms used in the Recitals to this Resolution and not otherwise defined in this Resolution shall have the meanings given to such terms in the Recitals.

(b) References in this Resolution to any official by title shall be deemed to refer (i) to any official authorized under the Charter or other applicable law to act in such titled official's stead during the absence or disability of such titled official, (ii) to any person who has been elected, appointed or designated to fill such position in an acting capacity under the Charter or other applicable law, (iii) to any person who serves in a "Deputy" or "Assistant" capacity as such an official, provided that the applicable responsibilities, rights or duties referred to herein have been delegated to such deputy or assistant in accordance with applicable law or authority, and/or (iv) to the extent an identified official commonly uses another title not provided for in the Charter or the code of ordinances of the City (the "City Code"), the official, however known, who is charged under the Charter, the City Code or other applicable law or authority with the applicable responsibilities, rights or duties referred to herein.

Section 2. **BE IT FURTHER RESOLVED** that pursuant to the authority of the Enabling Act, the Refunding Act, Section C7-4 of the Charter and the Ordinance, the City hereby determines to borrow money and incur indebtedness for the public purpose of providing all or a portion of the funds needed, together with other available non-borrowed moneys of the City, to the extent applicable, to currently refund the outstanding and unpaid principal amount of the 2011 Bond together with interest accrued to the date of prepayment of such refunded 2011 Bond and to pay or reimburse costs of issuance of the Refunding Bond provided for in Section 3 below, for the public purpose of realizing savings in the total cost of debt service on a direct comparison or present value basis or in order to achieve a debt restructuring that is in the best interests of the City and is

consistent with the City's long-term financial plan (collectively, the "Refunding Project"). Although the Ordinance and this Resolution permit the City to use proceeds of such borrowing to pay accrued interest on the refunded 2011 Bond and costs of issuance of the Refunding Bond, prior to the issuance and delivery of the Refunding Bond the City Manager of the City (the "City Manager"), in consultation with the Director of Finance of the City (the "Director of Finance") and the financial advisor to the City, may determine to pay all or a portion of principal and/or accrued interest on the refunded 2011 Bond and all or a portion of costs of issuance of the Refunding Bond from non-borrowed moneys of the City and, in such case, the City Manager may correspondingly reduce the principal amount of the Refunding Bond to be issued and delivered in accordance with Section 3 below. Proceeds of the Refunding Bond are hereby appropriated and allocated to pay the costs of the Refunding Project.

Section 3. **BE IT FURTHER RESOLVED** that to evidence the borrowing and indebtedness authorized in Section 2 of this Resolution, the City, acting pursuant to the authority of the Enabling Act, the Refunding Act, Section C7-4 of the Charter and the Ordinance, shall issue and sell a series of Authorized Refunding Bonds in the form of a single, general obligation installment bond in the aggregate principal amount of Seven Million One Hundred Sixty Thousand Dollars (\$7,160,000.00) or such lesser principal amount as the City Manager shall determine in consultation with the Director of Finance and the financial advisor to the City in accordance with Section 2 above. The Refunding Bond shall be designated the "City of College Park Tax-Exempt Parking Garage Refunding Bond of 2015" (the "Refunding Bond"). In the event the City Manager, in consultation with the Director of Finance and the financial advisor to the City, determines that the Refunding Bond shall be issued in a principal amount less than Seven Million One Hundred Sixty Thousand Dollars (\$7,160,000) in order to accomplish that portion of the Refunding Project for which the Refunding Bond is issued, the City Manager, on behalf of the City, is hereby authorized and empowered to approve such lesser principal amount, such approval to be evidenced conclusively by the City Manager's execution and delivery of the Refunding Bond in a lesser principal amount in accordance with Sections 6 and 8 hereof.

Section 4. **BE IT FURTHER RESOLVED** that:

(a) The Refunding Bond shall be dated the date of its delivery and shall be issued in the form of a single, fully-registered bond, without coupons attached. The Refunding Bond shall mature, subject to prior prepayment as provided for in accordance with the provisions of Section 5 of this Resolution, on October 15, 2031. Subject to the succeeding provisions of this subsection (a) and the provisions of subsection (b) of this Section 4, principal of the Refunding Bond shall be payable in sixteen (16) annual installments on October 15 of each year, commencing on October 15, 2016 and ending on October 15, 2031, subject to prior prepayment as provided for in accordance with the provisions of Section 5 of this Resolution, as follows:

<u>Date</u>	<u>Principal Installment</u>	<u>Date</u>	<u>Principal Installment</u>
10/15/2016		10/15/2024	
10/15/2017		10/15/2025	
10/15/2018		10/15/2026	
10/15/2019		10/15/2027	
10/15/2020		10/15/2028	
10/15/2021		10/15/2029	
10/15/2022		10/15/2030	
10/15/2023		10/15/2031	

The foregoing principal amortization schedule was prepared by the financial advisor to the City and assumes that the Refunding Bond will be issued and delivered on _____, 2015 in the principal amount of Seven Million One Hundred Sixty Thousand Dollars (\$7,160,000.00). The City Manager on behalf of the City, in consultation with the Director of Finance and the financial advisor to the City, is hereby authorized and empowered to approve changes to the foregoing principal amortization schedule prior to the issuance and delivery of the Refunding Bond in order to (i) correct typographical or calculation errors, (ii) reflect a different date of issuance and delivery of the Refunding Bond, (iii) meet a requirement of the Purchaser of the Refunding Bond identified in Section 9(a) hereof, or (iv) further the goal of the City to achieve debt service savings upfront in a manner that does not violate the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and the related U.S. Treasury Regulations (the "Treasury Regulations"), such revised amortization schedule to be prepared by the financial advisor to the City that is acceptable to the Purchaser and is reflected in the executed and delivered Bond and the City Manager's approval thereof to be evidenced conclusively by his execution and delivery of the Refunding Bond as provided for in Sections 6 and 8 hereof.

Notwithstanding the foregoing principal amortization schedule, in the event the City Manager, in consultation with the Director of Finance and the financial advisor to the City, reduces the principal amount of the Refunding Bond to less than Seven Million One Hundred Sixty Thousand Dollars (\$7,160,000.00) in accordance with the provisions of Section 3 hereof, the City Manager, on behalf of the City, is hereby authorized and empowered to approve a revised amortization schedule to be prepared by the financial advisor to the City that is acceptable to the Purchaser and that reflects such reduction in aggregate principal amount and the City's goal expressed in clause (iv) of the last sentence of the preceding paragraph, as well as the provisions of clauses (ii) and (iii) of the last sentence of the preceding paragraph, to the extent applicable, such revised amortization schedule to be reflected in the executed and delivered Bond and the City Manager's approval thereof to be evidenced conclusively by his execution and delivery of the Refunding Bond as provided for in Sections 6 and 8 hereof.

(b) The Refunding Bond shall bear interest from its date of issuance and delivery at the rate of two and seventy-one hundredths percent (2.71%) per annum; provided that, in the event that the Maximum Federal Corporate Tax Rate (as defined in the form of Refunding Bond attached hereto as Exhibit A) is decreased, the interest rate on the Refunding Bond shall be adjusted upwards in order to maintain the same after tax yield for the registered owner of the Refunding Bond, and provided further, that in no such event shall the interest rate on the Refunding Bond be so adjusted upward to a rate three and thirteen-hundredths percent (3.13%) per annum. The interest rate payable on the Refunding Bond shall also be subject to adjustment upwards upon a Determination of Taxability or a Non-BQ Determination, each as defined in the form of Refunding Bond attached hereto as Exhibit A and as provided in such form. The City Manager, on behalf of the City, in consultation with the Director of Finance and bond counsel to the City, is hereby authorized and empowered to make changes to the corresponding provisions of this subsection (b) relating to increases in the interest rate payable on the Refunding Bond in the event of a Maximum Federal Corporate Tax Rate decrease, a Determination of Taxability or a Non-BQ Determination as currently set forth in the form of Refunding Bond attached hereto as Exhibit A in connection with the final execution and delivery of the Refunding Bond in accordance with Sections 6 and 8 hereof, as may be required by the Purchaser of the Refunding Bond in order to clarify or confirm the mechanics by which any such increase in the per annum interest rate payable on the Refunding Bond may occur or to correct the formula by which any such adjustment may occur, provided that, in no event shall any such adjustment upward of the interest rate payable on the Refunding Bond due to a decrease in the Maximum Federal Corporate Tax Rate result in an interest rate exceeding three and thirteen-hundredths percent (3.13%) per annum, the City Manager's approval of any such changes to be evidenced conclusively by his execution and delivery of the Refunding Bond as provided for in Sections 6 and 8 hereof.

[(c) Upon a failure of the City to timely pay principal of and interest on the Refunding Bond following at least ten (10) days' notice of such failure from the registered owner of the Refunding Bond, the registered owner of the Refunding Bond, by written notice to the City, shall be entitled to increase the then-current interest rate payable on the Refunding Bond to a rate not more than the greater of (i) the then-current interest rate payable on the Refunding Bond plus three percent (3%) and (ii) the maximum interest rate allowed by applicable law. NOTE: BRACKETED BECAUSE STIING HAS NOT YET AGREED TO]

(d) Interest on the Refunding Bond shall be payable on April 15 and October 15 in each year until maturity or prior prepayment in full, commencing on October 15, 2015; provided that, the last installment of interest shall be paid on the date that principal of the Refunding Bond is retired or prepaid in full. The Refunding Bond shall bear interest from the most recent date to which interest has been paid or, if no interest has been paid, from the date of its delivery. Interest shall be computed on a 30/360 basis. For purposes of calculating the interest due on the Refunding Bond, unpaid outstanding principal on any date shall be an amount equal to the original principal amount of the Refunding Bond, less any principal installment paid in accordance with the provisions of

Section 4(a) above, and less any principal prepaid in part in accordance with the provisions of Section 5 hereof.

(e) The registered owner of the Refunding Bond shall provide written notice to the Director of Finance of the interest and any principal due on the Refunding Bond on each interest payment date at least fifteen (15) days prior to such interest payment date, or such fewer number of days as is acceptable to the Director of Finance, but failure to deliver such notice shall not affect the amount of, or the City's obligation to pay, principal or interest due on the Refunding Bond. The date and amount of each principal installment payment made by the City on the Refunding Bond shall be noted by the registered owner of the Refunding Bond on its books and records, which notation when made will be presumed correct absent manifest error. The registered owner's failure to make appropriate notation of any such principal installment payment shall not limit or otherwise affect the City's obligations hereunder.

(f) If a principal payment date or interest payment date falls on a Saturday, Sunday or a day on which the City, banks in the State of Maryland and/or banks in the state in which the registered owner of the Refunding Bond is located are not required to be open, payment may be made on the next succeeding day that is not a Saturday, Sunday or a day on which the City, banks in the State of Maryland and/or banks in the state in which the registered owner of the Refunding Bond is located are not required to be open, and no interest shall accrue on the scheduled amount owed for the intervening period. As used in this Resolution, the term "business day" means a day described in this subsection (f).

(g) Principal of and interest on the Refunding Bond shall be payable in lawful money of the United States of America. So long as the registered owner of the Refunding Bond is the Purchaser (or a successor entity thereto), principal of and interest on the Refunding Bond will be payable by federal wire transfer to an account designated by the Purchaser (or a successor entity thereto), unless the Director of Finance and such registered owner agree on a different manner of payment. In the event the Refunding Bond is owned by any registered owner other than the Purchaser (or a successor entity thereto), (i) the principal of the Refunding Bond, at maturity or upon prior prepayment in full, shall be payable by check or draft at the office of the Director of Finance in College Park, Maryland, and (ii) the principal of and interest on the Refunding Bond will be paid by check or draft mailed to the registered owner thereof at the address designated by the registered owner in writing to the Director of Finance, unless in either such case the Director of Finance and the registered owner agree on a different manner of payment. The Director of Finance, on behalf of the City, is hereby authorized and empowered to make the agreements provided for in this Section 4(g).

Section 5. BE IT FURTHER RESOLVED that:

(a) In any circumstance other than as provided in subsection (c) below, upon not less than two (2) business days' prior written notice to the registered owner of the Refunding Bond,

the City may prepay the principal amount owing under the Refunding Bond in whole or in part at any time and from time to time, together with interest accrued on the amount prepaid to the prepayment date. Such prepayment notice shall specify the amount of principal to be prepaid. In the event of a prepayment under this subsection (a), the City may be required to pay the registered owner of the Refunding Bond an additional fee (a prepayment charge) determined in the manner provided in subsection (b) below to compensate the registered owner of the Refunding Bond for all losses, costs and expenses incurred in connection with such prepayment.

(b) The fee provided for in subsection (a) above shall be equal to the present value of the difference between (1) the amount that would have been realized by the registered owner of the Refunding Bond on the prepaid amount for the remaining term of the Refunding Bond at the Federal Reserve H. 15 Statistical Release rate for fixed-rate payers in interest rate swaps for a term corresponding to the term of the Refunding Bond, interpolated to the nearest month, if necessary, that was in effect three (3) business days prior to the date of issuance and delivery of the Refunding Bond and (2) the amount that would be realized by the registered owner of the Refunding Bond by reinvesting such prepaid funds for the remaining term of the Refunding Bond at the Federal Reserve H. 15 Statistical Release rate for fixed rate payers in interest rate swaps, interpolated to the nearest month, that was in effect three business days prior to the prepayment date; both discounted at the same interest rate utilized in determining the applicable amount in clause (2) above. Should the present value have no value or a negative value, the City may prepay with no additional fee. Should the Federal Reserve no longer release rates for fixed-rate payers in interest rate swaps, the registered owner of the Refunding Bond may substitute the Federal Reserve H. 15 Statistical Release with another similar index. The registered owner of the Refunding Bond shall provide the City with a written statement explaining the calculation of the premium due, which statement shall be conclusive and binding in the absence of manifest error. Partial prepayments of principal may be made subject to a prepayment charge based on the same calculation methodology described in this subsection (b). Any partial prepayment shall be applied to installments of principal in inverse order of maturity and shall not postpone the due dates of, or relieve the amounts of, any earlier scheduled principal installment payments due on the Refunding Bond.

[(c) In the event the Maximum Federal Corporate Tax Rate is decreased, and the interest rate on the Refunding Bond is correspondingly increased in accordance with Section 4(b) of this Resolution and the Refunding Bond, the Refunding Bond shall be subject to prepayment prior to maturity at the option of the City, in whole or in part, on any date, at a prepayment price of the par amount of the Refunding Bond (or portion thereof) to be prepaid, plus accrued interest on the principal amount being prepaid to the date fixed for prepayment, without premium or penalty. Any principal amount of the Refunding Bond prepaid in part shall be applied to the principal installments payable on the Refunding Bond in inverse order. Notice of optional prepayment shall be given by the City at least fifteen (15) days prior to the date fixed for prepayment (or such fewer number of days as is acceptable to the registered owner of the Refunding Bond) by mailing or otherwise delivering to the registered owner a written notice

fixing the prepayment date, indicating the principal amount of the Refunding Bond to be prepaid and, if the Refunding Bond is to be prepaid in part, the future installments against which such partial prepayment shall be applied in inverse order of maturity and shall not postpone the due dates of, or relieve the amounts of, any earlier scheduled principal installment payments due on the Refunding Bond. NOTE: BRACKETED BECAUSE STIING HAS NOT YET AGREED TO]

[(d)] Any notice of prepayment may be conditioned upon receipt by the City of sufficient funds to effect such prepayment by the date fixed for prepayment. Any principal amounts of the Refunding Bond prepaid in accordance with this Section 5 may not be re-borrowed or re-disbursed to the City.

Section 6. **BE IT FURTHER RESOLVED** that the Refunding Bond shall be executed in the name of the City and on its behalf by the City Manager. The corporate seal of the City shall be affixed to the Refunding Bond and attested by the signature of the City Clerk of the City (the “City Clerk”). In the event any official of the City whose signature appears on the Refunding Bond shall cease to be such official prior to the delivery of the Refunding Bond, or, in the event any such official whose signature appears on the Refunding Bond shall have become such after the date of issue thereof, the Refunding Bond shall nevertheless be a valid and binding obligation of the City in accordance with its terms.

Section 7. **BE IT FURTHER RESOLVED** that the Refunding Bond shall be transferable only upon the books kept for that purpose by the Director of Finance at College Park, Maryland, by the registered owner thereof in person or by the registered owner’s attorney duly authorized in writing, upon surrender thereof, together with (i) a written instrument of transfer in a form satisfactory to the Director of Finance and duly executed by the registered owner or the registered owner’s duly authorized attorney and (ii) a written covenant and agreement substantially in substance as described in Section 9(b) hereof duly executed by the transferee. Upon such transfer there shall be issued in the name of the transferee a new registered Refunding Bond in principal amount equal to the unpaid principal amount of the Refunding Bond surrendered, and with the same maturity date and installment payment dates and amounts (or then-remaining installment payment dates and amounts, as applicable) and bearing interest by the same method.

Section 8. **BE IT FURTHER RESOLVED** that except as provided hereinafter or in a resolution or resolutions of the Mayor and Council adopted prior to the issuance of the Refunding Bond, the Refunding Bond shall be issued substantially in the form attached hereto as Exhibit A and incorporated by reference herein. Appropriate variations and insertions may be made to such form by the City Manager to provide dates, numbers, amounts and other terms (including, without limitation, to insert the date of issuance and delivery of the Refunding Bond, to reflect matters determined in accordance with Sections 2, 3 and 4 hereof, to meet the requirements of the Purchaser’s proposal to purchase the Refunding Bond, or to make any other change that is not

materially adverse to the City's interest, including to reflect optional prepayment terms that are agreed to by the City and more favorable than those set forth in Section 5 of this Resolution, if applicable), and modifications not altering the substance of the Refunding Bond to carry into effect the purposes of this Resolution or to comply with recommendations of legal counsel. All of the covenants contained in the form of Bond as finally executed and delivered by the City Manager in accordance with the provisions of Section 6 hereof and this Section 8 are hereby adopted by the City as and for the form of obligation to be incurred by the City, and the covenants and conditions contained therein are hereby made binding upon the City, including the promise to pay therein contained. The execution and delivery of the Refunding Bond by the City Manager in accordance with this Resolution shall be conclusive evidence of the approval by the City Manager of the form of the Refunding Bond and any variations, insertions, omissions, notations, legends or endorsements authorized by this Resolution. To the extent there are any inconsistencies between the provisions of the Refunding Bond, as executed and delivered in accordance with the provisions of this Section 8, and the provisions of this Resolution, the provisions of the Refunding Bond shall control.

Section 9. **BE IT FURTHER RESOLVED** that (a) the City hereby ratifies, confirms, approves and adopts as actions of the City all actions taken by the Director of Finance, the financial advisor to the City and bond counsel to the City, on behalf of the City, to negotiate terms of the Purchaser's proposal to purchase the Refunding Bond. The City hereby determines that it shall be in the best interests of the City to sell the Refunding Bond at a private sale, without soliciting bids, as provided for in Section 8 of the Ordinance and as authorized by the Refunding Act, to STI Institutional & Government, Inc. (the "Purchaser"), which sale on a negotiated basis is hereby deemed by the City to be in its best interest and in the interest of its citizens due, in part, to the benefit of an attractive interest rate and satisfactory other terms. Therefore, and pursuant to the authority of the Enabling Act, the Refunding Act, Section C7-4 of the Charter and the Ordinance, the Refunding Bond shall be sold at a private sale, without soliciting bids, to the Purchaser, for a price of par, with no payment of accrued interest. As provided in the Purchaser's proposal, the City shall pay a closing fee of \$1,500.00 to the Purchaser and the fees of the Purchaser's counsel in the amount of \$3,500.00, unless the Purchaser or its counsel waives or reduces such fee in its respective sole discretion.

(b) The Refunding Bond shall be sold for investment purposes only and not for resale to the general public. Accordingly, as a condition to delivery of the Refunding Bond and prior to the issuance of the Refunding Bond, the Purchaser shall furnish to the City a certificate acceptable to bond counsel to the City generally to the effect that (i) the Purchaser has such knowledge and experience in financial and business matters, including purchase and ownership of tax-exempt municipal obligations, that it is capable of evaluating the risks and merits of the investment represented by the purchase of the Refunding Bond; (ii) the Purchaser has made its own independent and satisfactory inquiry of the financial condition of the City, including inquiry into financial statements and other information relating to the financial condition of the City to which a reasonable investor would attach significance in making investment decisions, and of any other matters deemed to be relevant to a reasonably informed decision to purchase the

Refunding Bond; (iii) the Purchaser has had the opportunity to ask questions and receive answers from knowledgeable individuals concerning the City and the Refunding Bond, all so that as a reasonable investor the Purchaser has been able to make a reasonably informed decision to purchase the Refunding Bond; (iv) the Purchaser is purchasing the Refunding Bond for investment purposes only (and not as an “underwriter” or “Participating Underwriter” as defined in Securities and Exchange Commission Rule 15c2-12, as replaced, supplemented or amended) and is not purchasing for more than one account or with a view to distributing the Refunding Bond; (v) if the Refunding Bond is subsequently sold, transferred or disposed of, such sale, transfer or disposition will be made only in compliance with federal and state securities laws and any other applicable laws; and (vi) the Purchaser understands and acknowledges that (A) the Refunding Bond (1) is not being registered under the Securities Act of 1933, as amended, and is not being registered or otherwise qualified for sale under the “blue sky” laws and regulations of any state, (2) will not be listed on any stock or other securities exchange, (3) will carry no rating from any rating service, and (4) will not be readily marketable, and (B) no disclosure document is being prepared in connection with the issuance and sale of the Refunding Bond.

Section 10. **BE IT FURTHER RESOLVED** that the Refunding Bond shall be suitably prepared in definitive form, executed and delivered to the Purchaser in exchange for the purchase price thereof on date that is mutually acceptable to the City Manager, the Director of Finance and the Purchaser; provided that, such date may not be later than June 16, 2015 unless such later date is agreed to by the Purchaser in its sole discretion. The City Manager, or in his absence or disability, the Director of Finance, is hereby authorized and empowered to negotiate, execute and deliver any commitment letter or proposal required by the Purchaser, and the Mayor of the City, the City Administrator, the Director of Finance, the City Clerk and all other appropriate officials and employees of the City are expressly authorized, empowered and directed to take any and all action necessary to complete and close the issuance, sale and delivery of the Refunding Bond to the Purchaser, including the payment to the Purchaser of the closing fees and legal fees specified in the Purchaser’s proposal, and to negotiate, execute and deliver any documents, certificates or instruments customarily delivered in connection with the issuance of obligations such as the Refunding Bond. The City Manager and the Director of Finance are hereby expressly authorized, empowered and directed to negotiate, execute and deliver any documents, certificates and instruments required by the Purchaser to reflect any provisions specified by or contemplated by the Purchaser in its proposal, including, without limitation, waiver of jury trial and submission to jurisdiction and venue.

Section 11. **BE IT FURTHER RESOLVED** that to the extent the proceeds of the Refunding Bond are not paid directly to SunTrust Bank on the date of issuance and delivery thereof in order to effect the refinancing of costs of the Project by prepaying the 2011 Bond as described in Section 2 hereof, the Director of Finance or, in his absence, any other appropriate City official, is hereby designated and authorized to receive payment on behalf of the City of the proceeds of the sale of the Refunding Bond and to invest such proceeds until such proceeds may be needed to effect the refinancing of costs of the Project as described herein. In such case, the proceeds of the

Refunding Bond shall be deposited in the proper account or accounts of the City, shall be invested within the limits prescribed by Maryland and federal law, and shall be used and applied exclusively to refinance costs of the Project as described herein. If the proceeds received from the sale of the Refunding Bond exceed the amount needed for the public purposes hereinabove described, the amount of such unexpended excess shall be set apart in a separate fund and applied to pay costs of issuance of the Refunding Bond or debt service on the Refunding Bond. Investment earnings on the Refunding Bond, if any, may be applied to pay costs of issuance of the Refunding Bond or subsequent debt service payments on the Refunding Bond or shall be transferred to the General Fund and applied to general City purposes, as determined by the Director of Finance, unless a supplemental ordinance or resolution, as applicable, is passed by the Mayor and Council to provide for the expenditure of such earnings for some other valid purpose authorized by the Enabling Act, the Refunding Act and/or the Charter, as applicable. Nothing in this Resolution shall be construed to authorize the expenditure of any moneys except for a proper public purpose.

Section 12. **BE IT FURTHER RESOLVED** that:

(a) For the purpose of paying the principal of and interest on the Refunding Bond when due, the City shall levy or cause to be levied, for each and every fiscal year during which the Refunding Bond may be outstanding, ad valorem taxes upon all real and tangible personal property within its corporate limits subject to assessment for unlimited municipal taxation in rate and amount sufficient to provide for the prompt payment, when due, of the principal of and interest on the Refunding Bond in each such fiscal year, provided that, to the extent of any funds received or receivable as described in the first sentence of this Section 12 in any fiscal year, the taxes hereby required to be levied may be reduced proportionately. If the proceeds from the taxes so levied in any such fiscal year are inadequate for such payment, additional taxes shall be levied in the succeeding fiscal year to make up such deficiency.

(b) The full faith and credit and unlimited taxing power of the City are hereby irrevocably pledged to the prompt payment of the principal of and interest on the Refunding Bond as and when they become due and payable and to the levy and collection of the taxes hereinabove described as and when such taxes may become necessary in order to provide sufficient funds to meet the debt service requirements of the Refunding Bond. The City hereby covenants and agrees with the registered owner, from time to time, of the Refunding Bond to levy and collect the taxes hereinabove described and to take any further action that may be lawfully appropriate from time to time during the period that the Refunding Bond remains outstanding and unpaid to provide the funds necessary to pay promptly the principal thereof and the interest due thereon.

(c) The foregoing provisions of this Section 12 shall not be construed so as to prohibit the City from paying the principal of and interest on the Refunding Bond from the proceeds of the sale of any other obligations of the City or from any other funds legally available for that purpose, including, to the extent applicable, revenues of the Project. The City may apply to the payment of the principal of or interest on the Refunding Bond any funds received by it from the State of

Maryland or the United States of America, or any governmental agency or instrumentality, or from any other source, if such funds are granted, paid or otherwise available to the City for the purpose of assisting the City in the type of project which the Refunding Bond is issued to refinance, and to the extent of any such funds received or receivable in any fiscal year, the taxes hereby required to be levied may be reduced proportionately. The foregoing provisions of this subsection (c) are subject to compliance with the provisions of Sections 13 and 14 of this Resolution in all respects.

Section 13. **BE IT FURTHER RESOLVED** that (a) any two of the City Manager, the Director of Finance and the Deputy Director of Finance of the City (the “Deputy Director of Finance”) are the officials of the City responsible for the issuance of the Refunding Bond within the meaning of Section 1.148-2(b)(2) of the Treasury Regulations. Any two of the City Manager, the Director of Finance and the Deputy Director of Finance also shall be the officials of the City responsible for the execution and delivery (on the date of the issuance of the Refunding Bond) of a certificate of the City (the “Section 148 Certificate”) that complies with the requirements of Section 148 of the Code and the Treasury Regulations, and such officials are hereby authorized and directed to execute and deliver the Section 148 Certificate to counsel rendering an opinion on the validity and tax-exempt status of the Refunding Bond on the date of the issuance of the Refunding Bond.

(b) The City shall set forth in the Section 148 Certificate its reasonable expectations as to relevant facts, estimates and circumstances relating to the use of the proceeds of the Refunding Bond or of any monies, securities or other obligations to the credit of any account of the City which may be deemed to be proceeds of the Refunding Bond pursuant to Section 148 of the Code or the Treasury Regulations (collectively, the “Refunding Bond Proceeds”). The City covenants with the registered owner of the Refunding Bond that the facts, estimates and circumstances set forth in the Section 148 Certificate will be based on the City’s reasonable expectations on the date of issuance of the Refunding Bond and will be, to the best of the certifying officials’ knowledge, true and correct as of that date.

(c) The City covenants with the registered owner of the Refunding Bond that it will not make, or (to the extent that it exercises control or direction) permit to be made, any use of the Refunding Bond Proceeds that would cause the Refunding Bond to be an “arbitrage bond” within the meaning of Section 148 of the Code and the Treasury Regulations, and that it will comply with those provisions of Section 148 of the Code and the Treasury Regulations as may be applicable to the Refunding Bond on its date of issuance and which may subsequently lawfully be made applicable to the Refunding Bond as long as the Refunding Bond remains outstanding and unpaid.

(d) In connection with their execution and delivery of the Section 148 Certificate, the authorized officials identified in this Section 13 are hereby authorized and empowered, on behalf of the City, to make any designations, elections, determinations or filings on behalf of the City provided for in or permitted by the Code and the Treasury Regulations and to reflect the same in the Section 148 Certificate and/or the IRS Form 8038-G filed in connection with the issuance of the

Refunding Bond or any other documentation deemed appropriate by bond counsel to the City; provided that, only one of such identified officials must sign the IRS Form 8038-G.

(e) In the event of an increase in the per annum interest rate payable on the Refunding Bond in accordance with the provisions of Section 4 of this Resolution, the City Manager and the Director of Finance shall promptly consult with nationally-recognized bond counsel to determine if such increase shall result in a reissuance of such Refunding Bond for purposes of the Code and the Treasury Regulations under then applicable law. In the event such increase is so determined to result in a reissuance of the Refunding Bond for purposes of the Code and the Treasury Regulations, in order that the tax-exempt status of interest payable on the Refunding Bond shall continue to remain excludable from gross income of the registered owner thereof for federal income tax purposes, (i) any one or more of the City officials identified in subsection (a) of this Section 13, on behalf of the City, is hereby authorized, empowered and directed to (A) negotiate, approve, execute and deliver any documents, agreements or instruments deemed necessary or desirable in connection therewith, and (B) make any determinations, designations, elections or filings provided for in the Code and the Treasury Regulations in connection therewith (including, by way of illustration and not in limitation, designating the reissued Refunding Bond as a “qualified tax-exempt obligation” for purposes of Section 265(b)(3) of the Code for the calendar year in question), and (ii) any one or more of the City officials identified in subsection (a) of this Section 13, on behalf of the City, is hereby authorized, empowered and directed to negotiate and approve any supplement to the Section 148 Certificate executed and delivered in connection with the original issuance and delivery of such Refunding Bond or any new Section 148 Certificate determined to be necessary or desirable in connection with such reissuance. The powers delegated to the identified City officials in this subsection (e) in connection with a reissuance of the Refunding Bond upon an increase in the per annum interest rate payable on the Refunding Bond shall be broadly construed in order to ensure compliance with the provisions of the Code and the Treasury Regulations; provided that, such delegation shall not prevent the Mayor and Council, at its option, by resolution, from making or otherwise providing for any necessary or desirable determinations or actions in connection with any such reissuance of the Refunding Bond.

Section 14. **BE IT FURTHER RESOLVED** that the City specifically covenants that it will comply with the provisions of the Code applicable to the Refunding Bond, including, without limitation, compliance with provisions regarding the timing of the expenditure of the proceeds of the Refunding Bond, the use of such proceeds and the facilities refinanced with such proceeds, the restriction of investment yields, the filing of information with the Internal Revenue Service, and the rebate of certain earnings resulting from the investment of the proceeds of the Refunding Bond or payments in lieu thereof. The City further covenants that it shall make such use of the proceeds of the Refunding Bond, regulate the investment of the proceeds thereof and take such other and further actions as may be required to maintain the exemption from federal income taxation of interest on the Refunding Bond. All officials, officers, employees and agents of the City are hereby authorized

and directed to provide such certifications of facts and estimates regarding the amount and use of the proceeds of the Refunding Bond as may be necessary or appropriate.

Section 15. **BE IT FURTHER RESOLVED** that:

(a) To the extent the Refunding Bond as issued and delivered is structured in a manner that it may be deemed designated as a “qualified tax-exempt obligation” within the meaning of Section 265(b)(3) of the Code and any related Treasury Regulations, the officials identified in Section 13 hereof who execute and deliver the Section 148 Certificate are hereby authorized and empowered, in consultation with bond counsel to the City, to provide in the Section 148 Certificate that the Refunding Bond is so deemed designated.

(b) To the extent the Refunding Bond may not be deemed designated as a “qualified tax-exempt obligation” as provided for in subsection (a) above, the City hereby designates the Refunding Bond as a “qualified tax-exempt obligation” within the meaning of Section 265(b)(3) of the Code (relating to the exception from the disallowance of the deduction for that portion of a financial institution’s interest expense which is allocable to tax-exempt interest), and, in connection therewith, represents and certifies that (i) the Refunding Bond is not a “private activity bond” within the meaning of Section 141 of the Code, (ii) the reasonably anticipated amount of tax-exempt obligations (excluding private activity bonds) which will be issued by the City (and all on-behalf-of issuers and subordinate entities of the City) during calendar year 2015 does not exceed Ten Million Dollars (\$10,000,000.00), and (iii) not more than Ten Million Dollars (\$10,000,000.00) of obligations issued by the City (and all on-behalf-of issuers and subordinate entities of the City) during calendar year 2015, including the Refunding Bond, have been or, except as permitted by Section 265(b)(3) of the Code, will be, designated qualified tax-exempt obligations.

Section 16. **BE IT FURTHER RESOLVED** that contingent upon the issuance and delivery of the Refunding Bond, the City Manager and the Director of Finance, on behalf of the City, are hereby each individually authorized to take all action necessary to effectuate the prepayment of the 2011 Bond from proceeds of the Refunding Bond on the earliest possible date on or following the date of issuance and delivery of the Refunding Bond, including (without limitation) giving any notices required in connection with such prepayment or directing the Purchaser to apply proceeds of the Refunding Bond directly for that purpose, provided that the selected date of prepayment results in a current refunding of the 2011 Bond. Any prepayment notice given with respect to the 2011 Bond may be conditioned upon issuance and delivery of the Refunding Bond. The provisions of this Section 16 shall be broadly construed in order to achieve the City’s goals of achieving debt service savings and taking advantage of any safe harbors provided for in the Code and the Treasury Regulations in connection with such contemplated refunding.

Section 17. **BE IT FURTHER RESOLVED** that in connection with all aspects of the transactions contemplated hereunder, the City acknowledges and agrees that: (a) (i) the City has consulted its own legal, accounting, regulatory and tax advisors to the extent it has deemed appropriate, (ii) the City is capable of evaluating, and understands and accepts, the terms, risks

and conditions of the transactions contemplated hereby, (iii) the Purchaser is not acting as a municipal advisor or financial advisor to the City, and (iv) the Purchaser has no fiduciary duty pursuant to Section 15B of the Securities Exchange Act of 1934, as amended, to the City with respect to the transactions contemplated hereby and the discussions, undertakings and procedures leading thereto (irrespective of whether the Purchaser has provided other services or is currently providing other services to the City on other matters); (b) (i) the Purchaser is and has been acting solely as a principal and, except as expressly agreed in writing by the relevant parties, has not been, is not, and will not be acting as an advisor, agent or fiduciary, for the City, or any other person and (ii) the Purchaser has no obligation to the City, with respect to the transactions contemplated hereby except those obligations expressly set forth herein and in any other related documents, certificates or agreements entered into by the City and the Purchaser in connection with the transactions contemplated by this Resolution; and (c) the Purchaser may be engaged in a broad range of transactions that involve interests that differ from those of the City, and the Purchaser has no obligation to disclose any of such interests to the City. To the fullest extent permitted by law, the City hereby waives and releases any claims that it may have against the Purchaser with respect to any breach or alleged breach of agency or fiduciary duty in connection with any aspect of any transactions contemplated hereby. The City understands that if the City would like a municipal advisor in this transaction that has legal fiduciary duties to the City, the City is free to engage a municipal advisor to serve in that capacity. The transactions contemplated hereunder are entered into pursuant to and in reliance upon the bank exemption and/or the institutional buyer exemption provided under the municipal advisor rules of the Securities and Exchange Commission, Rule 15Ba1-1 et seq, to the extent that such rules apply to the transactions contemplated hereunder.

Section 18. **BE IT FURTHER RESOLVED** that the provisions of this Resolution shall be liberally construed in order to effectuate the current refunding of the 2011 Bond and the other matters contemplated by this Resolution.

Section 19. **BE IT FURTHER RESOLVED** that this Resolution shall become effective immediately upon its adoption.

[CONTINUED ON FOLLOWING PAGE]

INTRODUCED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the _____ day of _____, 2015.

ADOPTED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the _____ day of _____, 2015.

EFFECTIVE this _____ day of _____, 2015.

ATTEST:

CITY OF COLLEGE PARK, MARYLAND

By: _____
Janeen S. Miller, CMC, City Clerk

By: _____
Andrew M. Fellows, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

Suellen M. Ferguson, City Attorney

EXHIBIT A

FORM OF REFUNDING BOND

[Note: appropriate insertions or deletions to this form shall be made to reflect the specific terms of the Refunding Bond, and other insertions, deletions or variations may be made in accordance with the provisions of the Resolution to which this form is attached.]

CITY OF COLLEGE PARK
HAS DESIGNATED THIS BOND A
“QUALIFIED TAX-EXEMPT OBLIGATION” WITHIN THE MEANING
OF SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE
OF 1986, AS AMENDED

No. R-__

[\$7,160,000.00]

REGISTERED

UNITED STATES OF AMERICA

STATE OF MARYLAND

CITY OF COLLEGE PARK

TAX-EXEMPT PARKING GARAGE REFUNDING BOND OF 2015

<u>Maturity Date</u>	<u>Interest Rate</u>	<u>Original Issue Date</u>
October 15, 2031	2.71% (subject to adjustment as described herein)	_____, 2015

Registered Owner:

Principal Sum:

DOLLARS

IT CANNOT BE DETERMINED FROM THE FACE OF THIS BOND WHETHER ALL OR ANY PORTION OF THE PRINCIPAL AMOUNT HAS BEEN PAID OR PREPAID. EACH PAYMENT OF A PRINCIPAL INSTALLMENT AND ANY PREPAYMENT OF THIS BOND IN PART SHALL BE NOTED BY THE REGISTERED OWNER OF THIS BOND ON ITS BOOKS AND RECORDS, WHICH NOTATION WHEN MADE WILL BE PRESUMED CORRECT ABSENT

MANIFEST ERROR. THE REGISTERED OWNER'S FAILURE TO MAKE APPROPRIATE NOTATION OF ANY SUCH PAYMENT OR PREPAYMENT SHALL NOT LIMIT OR OTHERWISE AFFECT THE OBLIGATIONS OF THE CITY HEREUNDER AND SHALL NOT AFFECT THE VALID PAYMENT AND DISCHARGE OF SUCH OBLIGATION EFFECTED BY SUCH PAYMENT OR PREPAYMENT.

City of College Park, a municipal corporation of the State of Maryland and a municipality within the meaning of the Enabling Act and the Refunding Act identified herein (the "City"), hereby acknowledges itself indebted and for value received promises to pay _____, the registered owner hereof, or registered assigns or legal representatives, the principal amount of [Seven Million One Hundred Sixty Thousand] Dollars (\$7,160,000.00) as provided herein, plus interest on the unpaid principal balance as provided herein. The principal of this bond shall be payable in sixteen (16) annual installments on October 15 in each year to and including October 15, 2031, commencing October 15, 2016, subject to prior prepayment as hereinafter provided, as follows:

<u>Date</u>	<u>Principal Installment</u>	<u>Date</u>	<u>Principal Installment</u>
10/15/2016		10/15/2024	
10/15/2017		10/15/2025	
10/15/2018		10/15/2026	
10/15/2019		10/15/2027	
10/15/2020		10/15/2028	
10/15/2021		10/15/2029	
10/15/2022		10/15/2030	
10/15/2023		10/15/2031	

This bond shall bear interest on the unpaid outstanding principal balance from the date of its delivery at the Interest Rate per annum shown above (the "Tax-Exempt Rate"), calculated on the basis of a 360-day year consisting of twelve 30-days months, except as such Tax-Exempt Rate may be adjusted as provided below, such interest to be payable semi-annually on the 15th day of April and October in each year, commencing October 15, 2015, to the person in whose name this bond is registered on the register maintained by the Director of Finance of the City (the "Director of Finance").

The Tax-Exempt Rate will be adjusted if any of the following "Tax Events" occurs: (1) the Maximum Federal Corporate Tax Rate (as defined below) of 35% is decreased (a "Tax Rate Decrease"), (2) a Determination of Taxability (as defined below) occurs, or (3) this bond is determined not to be a "qualified tax-exempt obligation" (a "Non-BQ Determination") under Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code"). A Non-BQ Determination does not include and is not triggered by a change in law by the U.S. Congress that

causes this bond to no longer be treated as a “qualified tax-exempt obligation” for purposes of Section 265(b)(3) of the Code, as replaced, supplemented or amended.

In the event of a Tax Rate Decrease, the Tax-Exempt Rate shall be adjusted upwards in order to maintain the same after tax yield for the registered owner of this bond, such adjustment to occur automatically as of the effective date of each decrease in the Maximum Federal Corporate Tax Rate; provided that, in no such event shall the Tax-Exempt Rate be increased to a rate exceeding three and thirteen hundredths percent (3.13%) per annum. If a Determination of Taxability occurs, the interest rate on this bond will be adjusted upwards as of the date of the Determination of Taxability to a fixed rate determined necessary by the registered owner of this bond to maintain the same after tax yield (the “Taxable Rate”) and the City will also pay to the registered owner (or any prior registered owner, if applicable) (i) an additional amount equal to the difference between (A) the amount of interest paid on this bond during the Taxable Period (as defined below) occurring prior to the Determination of Taxability and (B) the amount of interest that would have been paid on this bond during the Taxable Period occurring prior to the Determination of Taxability if this bond had borne interest at the Taxable Rate, plus (ii) an amount equal to any interest, penalties on overdue interest and addition to tax (as referred to in Subchapter A of Chapter 68 of the Code) owed by the registered owner (or prior registered owner, if applicable) as a result of the occurrence of the Determination of Taxability. In the event of a Non-BQ Determination, the interest rate on this bond will be adjusted upwards as of the date of such Non-BQ Determination to a fixed rate determined necessary by the registered owner to maintain the same after tax yield (the “Non-BQ Rate”), and any additional accrued interest due on a retroactive basis shall be paid by the City within thirty (30) days after demand therefor by the registered owner of this bond (or any prior registered owner, if applicable).

As used in this bond, (1) “Maximum Federal Corporate Tax Rate” shall mean the maximum rate of income taxation imposed on corporations pursuant to Section 11(b) of the Code in effect from time to time (or, if as a result of a change in the Code, the rate of income taxation imposed on corporations shall not be applicable to the registered owner of this bond, the maximum statutory rate of federal income taxation which could apply to the registered owner of this bond); (2) “Determination of Taxability” shall mean a final decree or judgment of any federal court or final action of the Internal Revenue Service determining that interest paid or payable on all or any portion of this bond is or was includable in the gross income of the registered owner for federal income tax purposes; provided that, no such decree, judgment or action will be considered final for this purpose unless the City has been given written notice and, if it is desired and is legally allowed, has been afforded the opportunity to contest the same, either directly or in the name of the registered owner, and until conclusion of any appellate review, if sought; and (3) “Taxable Period” shall mean the period that elapses from the date on which interest on this bond is includable in the gross income of the registered owner as a result of a Determination of Taxability. A Determination of Taxability does not include and is not triggered by a change in law by the U.S. Congress that causes interest to be includable under the registered owner’s gross income.

A certificate of the registered owner of this bond claiming an increase in the interest rate under the foregoing paragraphs and setting forth any additional interest or penalties to be paid to it hereunder shall be conclusive absent manifest error.

[Upon a failure of the City to timely pay principal of and interest on this bond following at least ten (10) days' notice of such failure from the registered owner of this bond, the registered owner of this bond, by written notice to the City, shall be entitled to increase the then-current interest rate payable on this bond to a rate not more than the greater of (i) the then-current interest rate payable on this bond plus three percent (3%) and (ii) the maximum interest rate allowed by applicable law. NOTE: NOT YET AGREED TO BY STIING]

Interest on this bond shall be payable on April 15 and October 15 in each year until maturity or prior prepayment, commencing October 15, 2015. This bond shall bear interest from the most recent date to which interest has been paid or, if no interest has been paid, from the date of its delivery.

Interest shall be computed on a 30/360 basis. For purposes of calculating the interest due on this bond, unpaid outstanding principal on any date shall be an amount equal to the original principal amount of this bond (\$[7,160,000.00]), less any principal installment paid as described above, and less any principal prepaid in part. The registered owner of this bond shall provide written notice to the Director of Finance of the City (the "Director of Finance") of the interest and any principal due on this bond on each interest payment date at least fifteen (15) days prior to such interest payment date, or such fewer number of days as is acceptable to the Director of Finance, but failure to deliver such notice shall not affect the amount of, or the City's obligation to pay, principal and interest due on this bond.

Upon not less than two (2) business days' prior written notice to the registered owner of this bond, the City may prepay the principal amount owing under this bond in whole or in part at any time and from time to time, together with interest accrued on the amount prepaid to the prepayment date. Such prepayment notice shall specify the amount of principal to be prepaid. In the event of such a prepayment, the City may be required to pay the registered owner of this bond an additional fee (a prepayment charge) determined in the manner provided in following paragraph to compensate the registered owner of this bond for all losses, costs and expenses incurred in connection with such prepayment.

The fee provided for the preceding paragraph shall be equal to the present value of the difference between (1) the amount that would have been realized by the registered owner of this bond on the prepaid amount for the remaining term of this bond at the Federal Reserve H. 15 Statistical Release rate for fixed-rate payers in interest rate swaps for a term corresponding to the term of this bond, interpolated to the nearest month, if necessary, that was in effect three (3) business days prior to the date of issuance and delivery of this bond and (2) the amount that would be realized by the registered owner of this bond by reinvesting such prepaid funds for the remaining term of this bond at the Federal Reserve H. 15 Statistical Release rate for fixed rate payers in interest rate swaps, interpolated to the nearest month, that was in effect three (3) business days prior to the prepayment date; both discounted at the same interest rate utilized in

determining the applicable amount in clause (2) above. Should the present value have no value or a negative value, the City may prepay with no additional fee. Should the Federal Reserve no longer release rates for fixed-rate payers in interest rate swaps, the registered owner of this bond may substitute the Federal Reserve H. 15 Statistical Release with another similar index. The registered owner of this bond shall provide the City with a written statement explaining the calculation of the premium due, which statement shall be conclusive and binding in the absence of manifest error. Partial prepayments of principal may be made subject to a prepayment charge based on the same calculation methodology described in this paragraph. Any partial prepayment shall be applied to installments of principal in inverse order of maturity and shall not postpone the due dates of, or relieve the amounts of, any earlier scheduled principal installment payments due on this bond.

Notwithstanding the foregoing two paragraphs, in the event the Maximum Federal Corporate Tax Rate is decreased, and the interest rate on this bond is correspondingly increased in accordance with this paragraph, this bond shall be subject to prepayment prior to maturity at the option of the City, in whole or in part, on any date, at a prepayment price of the par amount of this bond (or portion thereof) to be prepaid, plus accrued interest on the principal amount being prepaid to the date fixed for prepayment, without premium or penalty. Any principal amount of this bond prepaid in part shall be applied to the principal installments payable on this bond in inverse order. Notice of optional prepayment shall be given by the City at least fifteen (15) days prior to the date fixed for prepayment (or such fewer number of days as is acceptable to the registered owner of this bond) by mailing or otherwise delivering to the registered owner a written notice fixing the prepayment date, indicating the principal amount of this bond to be prepaid and, if this bond is to be prepaid in part, the future installments against which such partial prepayment shall be applied in inverse order of maturity and shall not postpone the due dates of, or relieve the amounts of, any earlier scheduled principal installment payments due on this bond.

Any notice of prepayment may be conditioned upon receipt by the City of sufficient funds to effect such prepayment by the date fixed for prepayment.

Any principal amounts of this bond prepaid may not be re-borrowed or re-disbursed to the City.

As used in this bond, "business day" means a day other than a Saturday, Sunday or day on which the City or banking institutions in the State of Maryland and/or the state in which the registered owner of this bond is located are not required to be open.

Principal of and interest on this bond shall be payable in lawful money of the United States of America. So long as the registered owner of this bond is STI Institutional & Government, Inc. (or a successor entity thereto), payment of principal of and interest on this bond shall be made by federal wire transfer to an account designated by such registered owner unless the Director of Finance and such registered owner agree to a different manner of payment. At any other time (i) the principal of this bond, at maturity or upon prior prepayment in whole, shall be payable by check or draft at the office of the Director of Finance, unless the Director of

Finance and the registered owner agree on a different place or manner of payment and (ii) principal of this bond, prior to maturity other than upon prepayment in whole, and interest on this bond will be payable by check or draft mailed to the registered owner at the address designated by the registered owner in writing to the Director of Finance, unless the Director of Finance and the registered owner hereof agree on a different manner of payment. If a principal payment date or interest payment date falls on a business day, payment may be made on the next succeeding business day and no interest on such scheduled payment amount shall accrue for the intervening period.

This bond is the duly authorized bond of the City, designated Tax-Exempt Parking Garage Refunding Bond of 2015, dated _____, 2015, and is issued pursuant to the authority of Sections 19-301 to 19-309, inclusive, of the Local Government Article of the Annotated Code of Maryland (previously codified as Sections 31 to 37, inclusive, of Article 23A of the Annotated Code of Maryland), as replaced, supplemented or amended, Section C7-4 of the Charter of the City of College Park, as replaced, supplemented or amended, Ordinance 07-O-01, passed pursuant to the Enabling Act and the Charter by the Mayor and Council of the City (the "Mayor and Council") on March 27, 2007 and effective on April 17, 2007 (the "Ordinance"), and Resolution 15-R-__, adopted by the Mayor and Council on _____, 2015 and effective on _____, 2015 (the "Resolution").

This bond is transferable only upon the books kept for that purpose at the office of the Director of Finance, by the registered owner hereof in person, or by his duly authorized attorney, upon surrender hereof, together with (i) a written instrument of transfer in the form attached hereto and satisfactory to the Director of Finance and duly executed by the registered owner or his duly authorized attorney and (ii) the written covenant and agreement of the transferee substantially in the substance required by Sections 7 and 9(b) of the Resolution. Upon any such transfer, the City shall issue a new registered bond in denomination equal to the unpaid principal amount of the Refunding Bond surrendered, and with the same maturity date and installment payment dates and amounts and bearing interest by the same method. In each case, the Director of Finance may require payment by the registered owner of this bond requesting transfer of any tax, fee or other governmental charge, shipping charges and insurance that may be required to be paid with respect to such transfer, but otherwise no charge shall be made to the registered owner for such transfer.

The City may deem and treat the party in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal hereof and interest due hereon and for all other purposes.

The full faith and credit and unlimited taxing power of the City are hereby unconditionally and irrevocably pledged to the prompt payment of the principal of and interest on this bond, at the dates and in the manner mentioned herein, according to the true intent and meaning hereof.

It is hereby certified, recited, and declared by the City: (a) that this bond has been authorized for a valid public purpose which the City is empowered by law to undertake and

perform; (b) that the City is authorized by law to issue and sell its bonds to provide funds for such public purpose; (c) that due provision has been made for the levy and collection of an annual ad valorem tax or taxes upon all the legally assessable property within the corporate limits of the City in rate and amount sufficient to provide for the payment, when due, of the principal of and interest on this bond; (d) that this bond, together with all outstanding indebtedness of the City, is within every debt and other limit prescribed by the Constitution or statutes of the State of Maryland or the Charter of the City; and (e) that all other acts, conditions, and things required to exist, to be done, to have happened, and to be performed precedent to or in the issuance of this bond do exist, have been done, have happened, and have been performed in full and strict compliance with the Constitution and statutes of the State of Maryland, the Charter of the City, the Ordinance and the Resolution.

IN WITNESS WHEREOF, City of College Park has caused this bond to be executed by the manual signature of the City Manager and the corporate seal of City of College Park has been affixed hereto, attested by the manual signature of the City Clerk, all as of _____, 2015.

[SEAL]

ATTEST:

CITY OF COLLEGE PARK

City Clerk

By: _____
City Manager

FORM OF INSTRUMENT OF TRANSFER

FOR VALUE RECEIVED, _____, the undersigned, hereby sells, assigns, and transfers unto _____

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE

(PLEASE PRINT OR TYPEWRITE NAME AND ADDRESS, INCLUDING ZIP CODE, OF ASSIGNEE)

the within bond and all rights thereunder and does hereby constitute and appoint _____

attorney to transfer the within bond on the books kept for the registration thereof, with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

Notice: Signatures must be guaranteed by a member firm of the New York Stock Exchange or a commercial bank or trust company.

Notice: The signature to this assignment must correspond with the name as it appears on the face of the within bond in every particular, without alteration or enlargement or any change whatever.

4

SunGard Business Process Review



MEMORANDUM

TO: Mayor & Council
THROUGH: Joseph L. Nagro, City Manager
FROM: Robert W. Ryan, Director of Public Services
Stephen Groh, Director of Finance
Sarah Price, IT Manager *SP*
DATE: May 14, 2015
SUBJECT: Business Process Review (BPR)
SunGard Public Sector (HTE)

ISSUE:

Our network software is provided by SunGard Public Sector (formerly known as HTE) and was installed and implemented in early 1999, following a 1998 RFP process. Several modules of this software package are used by Finance, Human Resources, Public Services and Public Works. Most applications are being used successfully by the respective departments.

Approximately one year ago, we contacted SunGard to respond to multiple requests for simplification of processes originating in Public Services. SunGard staff recommended that a Business Process Review (“BPR”) be performed to improve satisfaction and increase the efficiency of currently-installed SunGard software applications. The BPR was performed in November 2014. A SunGard implementer met with Code Enforcement, Finance and IT staff, reviewed current Code Enforcement (“CE”) processes and work flow, reviewed software setup, and developed recommendations for improvement.

Over the past 17 years since original software implementation, internal programming staff has added additional features, such as laser permit and municipal infraction printing, building permit processing, e-mailing of CE notices to cited related parties, allowing CE notice issuance from tablets in the field, etc. In addition, staff turnover and lack of appropriate training of new staff has created workflow changes in the software that do not meet SunGard’s recommended configuration. The implementer’s recommendations are highly technical in nature, but can be summarized into certain specific areas:

1. Re-implement the CE software setup (as if this was a new installation).
2. Simplify the case-type codes from 100+ to 8 primary case types.
3. Follow the SunGard-prescribed order for processing occupancy permits.
4. There are incomplete occupancy permit records for multiple years which have created fragmented data and billing files that need to be resolved. In addition, cleanup of data records is required to eliminate duplicate and blank records in land management. As all modules are interconnected and key off the land record, data errors in one module affect the others.

5. Re-implementation should simplify permit processing by elimination of multiple manual steps currently used to speed up release of permits.
6. Further discussion is needed on whether the SunGard document management system (DMS) is preferable to the City's use of Word to generate letters and notices. SunGard believes that their DMS improves workflow efficiency.
7. Once re-implementation is complete, significant on-site training of Public Services staff is recommended to ensure proper processing/adherence to changes.
8. Consider migrating from the Select ("green screen") interface to NaviLine (Windows-based graphical user interface [GUI]) for ease of viewing data on 1 screen rather than multiple screens. We have requested pricing from SunGard for this option.

It has been estimated that at least 40 hours would be required for re-implementation and 192 hours for training. These hours do not include what is needed to cleanup data in item #4 above. Based on their quoted hourly rate of \$160, we are estimating the total cost of re-implementation and training (not including cleanup) to be a maximum of \$40,000. The implementer has scheduled a conference call with the SunGard programmers on May 28 to discuss whether an automated process could be written to move approximately 10,000 pieces of data to their correct location and the estimated cost to do so. SunGard has recommended that this data cleanup be performed prior to re-implementation. If the cleanup is problematic or the cost is prohibitive, we could elect to re-implement going forward and leave the current data as is. However, re-implementation cannot be scheduled until a decision is made concerning the cleanup. Another major factor is the lead time required in SunGard scheduling, the re-implementation and subsequent training could take 6 months to one year to complete.

We discussed with the implementer the request to consolidate all billing (occupancy permit, refuse fee, etc.) for a single property into one invoice. We have been advised that it can be accomplished if we change the billing cycle for refuse to coordinate with the respective occupancy permit renewal. During the first year, refuse fees would be prorated by month. This consolidated billing cannot occur until the re-implementation is completed and all applications are working properly.

STAFF RECOMMENDATIONS:

1. Once SunGard provides a cost estimate for the data cleanup, we will evaluate the cost effectiveness of their quote.
2. We have requested pricing for conversion to the Naviline GUI product. It is possible that conversion to Naviline would include re-implementation and training. Contracting for re-implementation and training on the existing "green screen" product should be postponed until firm figures for such a conversion, including training, are provided.
3. Evaluate pricing and timetable for items #1 and 2 to determine whether we should invest an undetermined amount in the BPR recommendations, or explore other options.

5

Discussion of possible
budget changes
prior to adoption



MEMORANDUM

TO: Mayor & Council
THROUGH: Joseph L. Nagro, City Manager
FROM: Stephen Groh, Director of Finance
DATE: May 14, 2015
SUBJECT: Possible FY16 budget changes

For the past several years, we have scheduled a worksession item on possible budget changes between the public hearing and adoption. The purpose of the worksession discussion is to identify possible budget amendments that may be introduced at the regular meeting where the budget is adopted. By identifying these possible amendments in advance, I can write them up and include them in the packet. The proposed amendments will identify both sides of the transaction...an additional expenditure and the source of the budgeted funding. This also makes it easier for the City Clerk to do the minutes of the regular meeting.

It is not necessary to amend the budget for relatively small additional items. If approved by straw vote, they can be accomplished with existing budgeted funding.

6

Letter of Support
RISE Zone
UMD
Qualified
Institution

MOTION:

I move that the Council authorize the Mayor to sign the attached letter expressing the City's support of the University of Maryland's application to be a Qualified Institution for purposes of the Maryland Regional Institution Strategic Enterprise (RISE) Zone program.

DISCUSSION:

The RISE Zone program was created in 2014 to maximize institutional assets and encourage investment and job creation near universities and other institutions that have a strong history and commitment to economic development and revitalization in their communities. Qualified Institutions and local governments develop a strategy to use the institutional assets and financial incentives to attract businesses and create jobs within the zone.

The designation of a RISE Zone first requires that an institution submit an application to become a Qualified Institution. The application should show the institution's intent to make significant financial investments and use its resources and expertise to spur economic development and community revitalization.

Once an institution is designated a Qualified Institution, it may submit an application with the local governments to have a RISE Zone designated.

STAFF COMMENT:

We expect the University to submit its application to become a Qualified Institution very soon, and expect the State will designate it a Qualified Institution. Staff are working with the University, the County, and the College Park City-University Partnership on a draft application for a RISE Zone. The application will come to the City Council for discussion and approval.

May 20, 2015

Mark A. Vulcan, Esq., CPA
Program Manager, Tax Incentives
Maryland Department of Business and Economic Development
401 East Pratt Street, 17th Floor, Baltimore, MD 21202

Dear Mr. Vulcan:

The College Park City Council voted unanimously on May 19, 2015 to support the application of the University of Maryland College Park to be a Qualified Institution for the Regional Institution Strategic Enterprise (RISE) Zone Program.

The University of Maryland at College Park has a long history of economic impact in the City and the region, and right now it is poised to make or stimulate investment on an even larger scale. Several major new research facilities are under construction on campus. It is finalizing plans for the Innovation District, and the new hotel and conference center is under construction. The University has acquired property downtown and is exploring its redevelopment to help make College Park a Top 20 college town.

The City and the University have also developed a strong relationship on community issues, as evidenced by collaboration on projects like Good Neighbor Day, College Park Day, and 5-K races; coordination of public safety resources; and active participation on a range of quality of life issues.

Thank you for consideration of our support in your evaluation of the University of Maryland's application to be a Qualified Institution for the Regional Institution Strategic Enterprise Zone Program. We understand that the designation of a RISE Zone is a two-step process, and we look forward to working with the University on the application to designate a RISE Zone.

Sincerely,

Andrew M. Fellows
Mayor

cc: Dr. Wallace D. Loh, President, University of Maryland
Mr. Carlo Colella, Vice-President of Administration and Finance,
University of Maryland

7

Letter to WSSC re:
Contractor
Performance

MOTION:

I move that the Council authorize the Mayor to sign the attached letter expressing the City's significant concerns regarding public safety and the integrity of certain City streets due to the inferior work performed on WSSC contract BR5514A13 by Horton and Barber.

DISCUSSION:

WSSC hired Horton and Barber in the spring of 2014 to rehabilitate the water infrastructure in the Old Town neighborhood. The work was scheduled to start in early April and to be completed before December 2014.

The work required trenches to be dug, back-filled, and patched on the 7400 and 7500 blocks of Princeton Avenue and the 4600 block of Knox Road. The work was not completed according to standard and the patches failed in many locations. Deep holes appeared along the trench, creating very dangerous situations for drivers. One truck was damaged when the road collapsed where the contractor had worked (see photo). The contractor also put temporary pipe on the road in a dangerous location (see photo); left open a long saw cut which degraded the City's street; and piled debris over a drainage path, creating water ponding in the street.

STAFF COMMENT:

City staff and residents have repeatedly informed WSSC of the dangerous conditions created by this inferior work since the first failure was detected in 2014. A contractor has repaired work in some areas, but there are still locations where the work and/or the repairs have failed.

Attached Photos: Truck wheels in collapsed trench
 Trench failure at stop bar
 Water line in street

May 20, 2015

Jerry N. Johnson
General Manager
Washington Suburban Sanitary Commission
14501 Sweitzer Lane
Laurel, MD 20707

Re: WSSC work in the College Park Old Town Neighborhood

Dear Mr. Johnson:

The College Park City Council voted unanimously during our May 19, 2015 meeting to express our significant concerns regarding the performance of WSSC work for contract BR5514A13 in the Old Town neighborhood. The contract was awarded to Horton and Barber, and the work was started in April 2014 and was to be completed by December 2014. Since May 2014 City staff and residents have reported to the WSSC project manager the dangerous conditions created by the contractor's inferior work. These conditions include:

- Approximately 10 individual failures of the trench repair causing the collapse of the roadbed
- Unsecured temporary above-ground pipe that moved into the travel lane of the street
- Excavation material piled in an area such that it blocked drainage

Please see the attached photos that document some of the dangerous conditions created by the contractor. Despite requests from the City to have these dangerous conditions fixed, the trench failures continue, and therefore the City Council feels compelled to bring it to your attention. We know this does not reflect the quality of work WSSC normally provides to the community, and we ask that you remedy this on-going, dangerous situation immediately.

Sincerely,

Andrew M. Fellows
Mayor

Attachments: Truck wheels in collapsed trench
 Trench failure at stop bar
 Water line in street

cc: Ross Beschner, Group Leader Systems Inspection Group, WSSC
 Matthew J. Gallagher, Associate Counsel, WSSC
 Steven E. Halpern, P.E. City of College Park



McNeilus

582







ONE
WAY
→

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zerodraftmd.com

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HT

8

Request for
Duvall Field
Restrooms

MEMORANDUM

TO: Mayor and Council

THROUGH: Joseph Nagro, City Manager

FROM: Robert W. Ryan, Public Services Director 

DATE: May 15, 2015

SUBJECT: Duvall Field Restroom Use Request

ISSUE

A request has been received for the use of the Duvall Field restrooms for a private, off site event on Saturday 30 May 2015. Council approval is required.

SUMMARY

Staff received a request from Ms. Lisa Lazur for the use of the restrooms at Duvall Field by attendees at a private party at her house at 9204 50th Place, on Saturday, 30 May 2015. This is the first such "restroom only" request in the collected staff's memory. Usually the restrooms facilities are only open to the public when there is an approved event being held at Duvall Field There are no other approved events at Duvall Field on the 30th.

The request was scheduled for Recreation Board review and recommendation at their May meeting. However, the Recreation Board meeting was cancelled due to lack of a quorum for the meeting. Individually, it was the consensus of the Board members that the applicant should pay any fees as determined by staff for opening the restrooms and cleaning the facilities and that approval should be at the discretion of the City Manager. No actual vote of the Board has yet occurred and so there is no formal recommendation.

Staff discussed the request with the City Manager. Issues discussed included City costs for cleaning and opening/closing and City liability. It was determined that City cost is minimized because the facility is regularly cleaned on Friday and Monday, so that no addition cleaning would be required. However, the minimum cost to the City for opening/closing would be \$80.00 if one of the DPW staff who opens Davis Hall for meetings was available or approximately \$160.00 if other DPW staff had to be scheduled at Saturday overtime rates. Liability concerns were discussed and focused on potential unattended injury if someone went to the restroom alone, slipped and fell, and no one was present to call 9-1-1 immediately. Also of concern was the potential for unattended children going into the facility which would be accessible by anyone else in the area not invited to the family event.

Staff recommended denial of this request.

After discussion at the request of Council Member Wojahn, there was apparent Council consensus to approve the application and proposed use of restroom facilities, at no facility use fee, with the following conditions:

- -opening and closing would be performed by a member of the College Park Boys and Girls Club who is authorized to open the facilities for CPB&GC events at Duvall;
- -the applicant would obtain one day insurance, if available, from the City's insurer, LGIT or another carrier; and
- -the applicant would sign a hold harmless agreement to be provided by the City Attorney.

RECOMMENDATION

The Council should decide if this application should be approved with the noted conditions, or not.



RESTROOM Field Use Reservation Application

Complete both pages and Submit to: publicservices@collegetparkmd.gov

Select One: Calvert Hills Playground (Youth field – groups must be 13 and under) Duvall Field

Date of Application: 4-24-15 (REVISED 4-30-15*)

Name of Organization: N/A

Is this Organization: City-Based Youth Yes No City Headquartered Yes No

Contact Name(s): LISA LAZUR

Mailing Address: 9204 50TH PL., COLLEGE PK, MD 20740-1954

Email Address: LAZUR.HOME@VERIZON.NET

Day Phone: 301/322-3323 Evening Phone: 301/313-0133 Cell Phone: 301/385-8952 (TEXT ONLY)

Description of Activity/Event: BBQ IN MY BACKYARD BEHIND CONCESSION STAND

Sports Baseball Football Lacrosse Softball T-ball

Expected Number of Participants 50+/- Age Range 1-85 Y.O.

Additional Requirements: Toilets ONLY Lights Concession Stand

Date(s) Requested: 5/24/15 I DO NOT NEED TO RESERVE A FIELD

EITHER SAT. 5/30 OR SUN. 5/31. 5/30 PREFERRED IF IT DOES NOT CONFLICT
See Facilities Rules and Regulations for acceptable times and age group w/ SCHEDULED FIELD USE

Day(s) of Week Requested: Sun. Mon. Tues. Wed. Thurs. Fri. Sat.

Time(s) Requested 1:00 a.m. p.m. UNTIL 5:00 a.m. or p.m.

Are you collecting a fee? Yes No If yes, Purpose: _____

I hereby confirm that I have received and read the City Recreation Facilities Rules and Regulations.

Organization's Proof of Adequate Minimum Liability Insurance as required under Section IV, Item 5 is attached hereto

In addition, applicant/organization agrees to indemnify and hold harmless the City from and against all actions, liability, claims, suits, damages, cost or expenses of any kind which may be brought or made against the City or which the City must pay and incur by reason of or in any manner resulting from injury, loss or damage to persons or property resulting from his/her negligent performance of or failure to perform any of his/her obligations under the terms of this application/permit.

Recommendations and Notifications

Recreation Board Approve Fee Waived Approve with Fee of \$ per DPW Denied

Comments: Via electronic PDU 05/04/2015

Pub. Svcs Director Concur Yes No IF FESTIVALS ARE ALREADY OPEN TO

Comments: THE PUBLIC FOR CPB & GC

City Manager Concur Yes No _____

Comments: _____

Mayor and Council Concur Yes No _____

Comments: _____

Waiver of Fees – the Council may vote to waive user fees, in whole or in part, upon recommendation of the Recreation Board. When considering whether to recommend or grant a full or partial waiver of user fees.

Please describe how your organization meets any of the following criteria:

- a. The level of use that is involved with the activity, including wear and tear on the facility;

NO USE / MINIMAL, INFORMAL USE OF FIELDS,

POSSIBLE USE OF RESTROOMS BY APPROX 25 PEOPLE. (WILL ONLY BE USED IF

- b. The level of involvement by College Park residents in the activity;

MY HOME BATHROOM GETS TOO CROWDED.)

NEIGHBORS, AS WELL AS FAMILY + FRIENDS,

WILL BE INVITED TO THIS BBQ IN MY BACKYARD

- c. The community benefit that may result from the activity, for example, recreational opportunities for youth or seniors;

IT WILL BE A CHANCE FOR NEIGHBORS, WHO DO NOT NORMALLY

SOCIALIZE, TO GET TOGETHER + KNOW ONE ANOTHER BETTER,

- d. Volunteer services that the user provides to the City or its residents;

NONE

- e. Assistance to be provided by the user for maintenance of the recreational facility; and

I WILL ^{ENSURE} THE RESTROOMS ARE LEFT AT LEAST AS CLEAN

AS THEY WERE PRIOR TO MY USE.

- f. Whether user activities promote the interests of the College Park community.

A CHANCE TO BRING NEIGHBORS CLOSER TOGETHER

VIA AN INFORMAL, FUN GATHERING.

9

Route 1
Reconstruction
Update

**US 1 – College Avenue to MD 193
SHA Contract No. PG6245171**

Design Issues and Requests for Discussion with SHA

FOR REFERENCE, SEE THE 2014 TYPICAL SECTION AND THE 2004 TYPICAL SECTION ON PAGE 3

Right-of-Way (ROW)

The existing and proposed ROW shown on the plans (September 2014) is not “official” but is the best information available until the ROW plats are finalized. According to SHA, proposed ROW varies from 90’ to 105’ depending on the roadway section. The NEPA-approved Planning Study anticipated ROW width of 94’-100’. The goal of SHA is to minimize the amount of ROW acquired and the number of “total takes.” The proposed roadway alignment uses ROW already dedicated to SHA during redevelopment along the west side of Route 1 (Varsity and View) in order to avoid takings on the east side (Town Hall, BP Gas, McDonald’s).

Bike Lanes

Bike lanes are generally shown at 4’ against a 1’ gutter pan. We understand the plan will be changed to show a 5’ lane with a 1’ gutter pan. What will be the buffer size between the bike and travel lanes? Due to the high traffic volume, a minimum 18” painted buffer is needed. Is SHA expanding the ROW or shrinking other areas to accommodate the wider bike lane?

Landscaping

The plans show a grass median from Lakeland Road to Melbourne Place and a planted median from Melbourne Place to MD 430. If utilities are placed underground in the median, the entire median would be grass rather than planted. No planted landscape is provided between the curb and the sidewalk. A 1’- 3’ variable grass buffer is shown except for the east side of Route 1 between Lakeland Road and Pontiac Street where the sidewalk abuts the curb. It’s unclear if there is any landscape buffer provided in front of the Varsity and View, however all existing street trees will be removed. Newly planted trees along the Enclave will also be removed. A 6’ landscape buffer is preferred but a 4’ buffer with structural soil could accommodate plantings.

Lighting

Pedestrian lighting is not included in the plans. The existing pedestrian lights in front of the Varsity, View and Enclave are shown as being relocated by others. Pedestrian lighting between the curb and sidewalk is a required streetscape element in the Route 1 Sector Plan. Due to the limited buffer provided in most locations, these lights cannot be accommodated.

Driveways/Access Management

The plans currently maintain most existing driveways as-is even if they are redundant. The Planning Study, on the other hand, showed aggressive driveway consolidation to improve pedestrian safety. SHA has indicated that they are investigating closing up to 8 access points but it is not known where these are located. Related issues are curb radius and driveway width, which vary widely along the corridor. It is recommended that these be standardized during reconstruction.

Undergrounding Utilities

The design for undergrounding is approximately 30% complete. Updated cost estimates have been provided by SHA. SHA has urged the city to inform them as soon as possible whether or not we want the design to provide for undergrounding. Project delays are expected if a decision is not made shortly. No TIGER application for 2015 will be submitted but a possible 2016 application needs to be discussed.

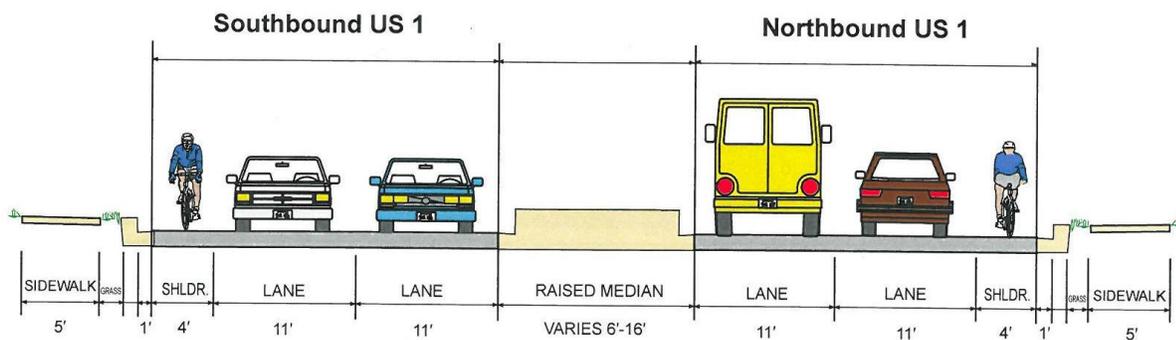
CITY REQUESTS OF SHA:

- What is the SHA's decision on providing buffered bicycle lanes and what are the specifications? USDOT policy is to consider walking and bicycling as equals with other transportation modes and to encourage transportation agencies to go beyond the minimum design standards.
- Request a set of progress documents and a meeting to review the documents. The meeting would include representatives from UMD, the City, and the County.
- Request from SHA information regarding the outreach to property owners up to this point, and the plan to do outreach going forward.
- Request sidewalks buffered by a landscape strip appropriate for the urban nature of the street—the proposed 1-foot to 3-foot landscape strip is not sufficient, and 5-foot sidewalks on the curb not appropriate.
- Request SHA to inform the City if it intends to pursue 2016 TIGER funding for this project.

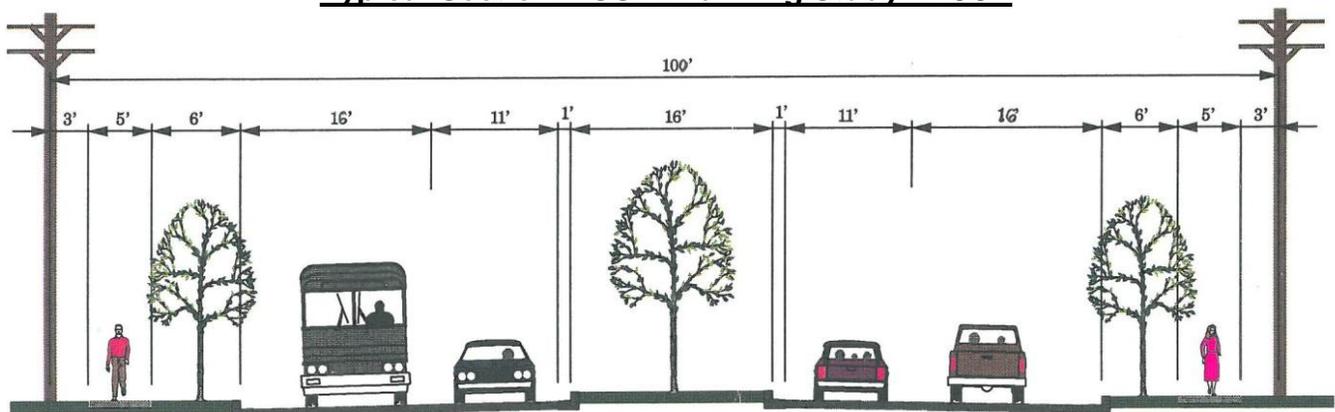
Differences in Typical Sections between Current Plan (2014) and Former Plan (2004)

- **80'-86'** ROW in current plan vs. **94'-100'** in former plan. Existing ROW is 60' with 20' additional each side dedicated at time of new development (a dozen properties have dedicated 20' of ROW in the past 10 years).
- Utilities not shown in current plan (prefer undergrounding).
- 4' shoulder plus 1' gutter pan to accommodate bicyclists in current plan vs. 16' outside lane for cars and bikes to share in former plan (prefer 18"-2' striped buffer with 6' (to curb face) marked bicycle lane).
- No planted landscape buffer between curb and sidewalk in current plan vs. 6' landscape buffer planted with trees in former study (prefer planted landscape buffer).
- Median with grass and small plants in current plan vs. median with trees in former plan (prefer trees in median unless utilities are underground).

Typical Section – US 1 Proposed Conditions - 2014



Typical Section – US 1 Planning Study - 2004



NOT TO SCALE

10

Revisions to the City's Revitalization Tax Credit Program

MEMORANDUM

TO: Mayor and Council

FROM: Michael Stiefvater, Economic Development Coordinator 

THROUGH: Joseph L. Nagro, City Manager
Terry Schum, Planning Director 

DATE: May 15, 2015

SUBJECT: Review of College Park Revitalization Tax Credit Program

ISSUE

At the February 3, 2015 worksession, staff presented proposed modifications to the Ordinance to ensure the Program was meeting its goal of incentivizing high-quality redevelopment projects. During the ensuing discussion, the Mayor and Council advised staff to further consider several changes and bring the Ordinance back to a future worksession.

BACKGROUND

The changes presented during the worksession were as follows, with notes on the discussion that evening in italics:

- Section 175-9 – Eligibility Requirements (A)
 - The proposed change would exclude student housing from the list of eligible improvements in order to further incentivize other development types.
 - *There was discussion about allowing student housing if it were affordable and/or for graduate students.*
- Section 175-10 - Eligibility Criteria (E)
 - The proposed change would require projects to exceed the LEED certification required by Prince George's County. For example, the US 1 Corridor Sector Plan requires all development within the walkable nodes to obtain a minimum LEED-Silver certification in its appropriate rating system. The change would require the project to obtain LEED-Gold or higher certification in order to meet the criterion.
 - *There were no issues raised with this change.*
- Section 175-11 – Credit: amount and term
 - The proposed change gives the council the flexibility to reduce or eliminate the credit amount and/or duration as well as to alter the sequence of the tax credit based on city budget constraints.
 - *There were no issues raised with this change.*
- Section 175-13 – Waiver (A(2)):
 - The proposed change would eliminate this waiver provision to make any completed project ineligible for a tax credit.
 - *There were no issues raised with this change.*

Further discussion focused on the Eligibility Criteria and changes to the list that would allow applications to meet extra criteria. The two additions mentioned were:

- Projects that developed a vacant lot would be considered to have met one of the criteria.
- Projects that redeveloped a hotel/motel with direct room access, rather than through the lobby, would be considered to have met one of the criteria.

Also, language was added to address the possibility of a Regional Institution Strategic Enterprise (RISE) Zone being established and to prevent an applicant from obtaining tax credits under both programs.

SUMMARY

The entirety of the final proposed changes to the Ordinance is shown in Attachment 1. Listed below are the changes staff included based on the discussion at the prior worksession:

- Section 175-9 – Eligibility Requirements (A)
 - The proposed change would exclude multi-family housing intended to house undergraduate students and hotels/motels with direct, exterior access rather than through the lobby from being eligible improvements.
- Section 175-10 – Eligibility Criteria (G)
 - The proposed change would add the demolition of a hotel/motel with direct, exterior room access to this criterion.

Staff does not recommend adding the development of a vacant lot to the eligibility criteria, as this type of development alone does not need to be incentivized.

RECOMMENDATION

Staff recommends amending City Ordinance 12-O-10 to incorporate the proposed changes.

ATTACHMENT

1. Proposed Changes to City Ordinance 12-O-10

ORDINANCE
OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK, AMENDING
CHAPTER 175 “TAXATION”, ARTICLE IV, “REVITALIZATION TAX CREDIT”,
SECTIONS §175-9 “ELIGIBILITY REQUIREMENTS”; §175-10 “ELIGIBILITY
CRITERIA”; §175-11 “TAX CREDIT – AMOUNT AND TERM”; §175-12
“APPLICATION PROCESS”; AND §175-13 “WAIVER”, TO CHANGE ELIGIBILITY
REQUIREMENTS AND CRITERIA, TO CLARIFY THAT A TAX CREDIT WILL BE
GRANTED ONLY IF FINANCIALLY FEASIBLE, TO CLARIFY THE APPLICATION
PROCESS, AND TO DELETE A CERTAIN WAIVER OPTION.

WHEREAS, the State of Maryland, pursuant to 9-318(g) of the Tax-Property Article, Annotated Code of Maryland, has authorized the establishment of revitalization districts by resolution for the purpose of encouraging redevelopment and the granting of a property tax credit against the City’s real property tax for a property located within the revitalization district that is constructed or substantially redeveloped in conformance with adopted eligibility criteria and reassessed as a result of the construction or redevelopment at a higher value than that assessed prior to the construction or redevelopment; and

WHEREAS, the Mayor and Council determined that it is in the public interest to provide for the establishment of revitalization tax districts and to set the criteria for designation of such districts, and adopted Article IV, Revitalization Tax Credit, of Chapter 175, “Taxation” for this purpose; and

WHEREAS, the Mayor and City Council have determined that it is in the public interest to amend certain provisions of the Revitalization Tax Credit Article.

Section 1. NOW THEREFORE, BE IT ORDAINED AND ENACTED, by the Mayor and Council of the City of College Park, Maryland that Chapter 175 “Taxation”, Article IV “Revitalization Tax Credit” §175-9, “Eligibility requirements” be and it is hereby repealed, re-enacted and amended to read as follows:

CAPS
 [Brackets]
 Asterisks * * *

: Indicate matter added to existing law.
 : Indicate matter deleted from law.
 : Indicate matter remaining unchanged in existing law but not set forth in Ordinance

§175-9 Eligibility requirements.

To be eligible for the tax credit, a property must meet the following eligibility [criteria]

REQUIREMENTS:

- A. Improvements must include new construction, reconstruction, or rehabilitation of residential ~~[(excluding single family detached)]~~, commercial, hospitality, or mixed-use properties, EXCLUDING SINGLE FAMILY DETACHED HOUSING, MULTI-FAMILY HOUSING INTENDED TO HOUSE UNDERGRADUATE STUDENTS, AND DIRECT, EXTERIOR ROOM ACCESS HOTELS AND MOTELS.
- B. The applicant must be in good standing with the City ~~[of College Park's Public Services and Finance Departments]~~. In order to be in good standing, applicants may not have any outstanding code OR ZONING violations or be delinquent on any payments including, but not limited to, trash bills, permit fees, FINES and City tax payments.
- C. Projects are ineligible for this program if they are located within a tax increment financing district at the time of application, OR IN A REGIONAL INSTITUTION STRATEGIC ENTERPRISE ("RISE") ZONE DESIGNATED UNDER §5-1401 OF THE ECONOMIC DEVELOPMENT ARTICLE, ANNOTATED CODE OF MARYLAND AND ARE LOCATED ON A PROPERTY RECEIVING OR APPLYING FOR A TAX CREDIT UNDER §9-103.1 OF THE TAX-PROPERTY ARTICLE, ANNOTATED CODE OF MARYLAND. IN ADDITION, THE OWNERS AND ASSIGNS OF ANY PROPERTY RECEIVING A CITY TAX CREDIT UNDER THIS ARTICLE MUST AGREE TO FOREGO ANY FUTURE APPLICATION FOR OR RECEIPT OF A RISE ZONE TAX CREDIT.
- D. * * * *

E. AN APPLICATION FOR A CITY TAX CREDIT SHALL BE SUBMITTED NO LATER THAN THE DATE OF ACCEPTANCE FOR THE INITIAL DETAILED SITE PLAN FOR THE PROJECT BY THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION (M-NCPPC), IF APPLICABLE, OR THE SUBMISSION OF A BUILDING PERMIT APPLICATION TO PRINCE GEORGE'S COUNTY. Projects that are under construction, completed, or have an approved detailed site plan or building permit prior to the adoption of this program are not eligible for the tax credit.

Section 2. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park Maryland that Chapter 175 “Taxation”, Article IV “Revitalization Tax Credit” §175-10, “Eligibility criteria” be and it is hereby repealed, re-enacted and amended to read as follows:

§175-10 Eligibility criteria

When evaluating whether a project will receive a tax credit under this article, the City Council will use the following criteria. For projects located within the boundaries of Tax Credit District 1, at least 4 of the criteria must be met; and for projects located within the boundaries of Tax Credit District 2, at least 2 of the criteria must be met.

A. The MAJORITY OF THE LAND AREA OF THE PROPERTY UPON WHICH project is located IS within a 1/2-mile radius of an existing or under construction rail station for THE Washington Metropolitan Area Transit Authority, Maryland Area Regional Commuter, Maryland Transit Administration, or similar agency.

B. * * * *

- C. The project involves the SIGNIFICANT INVESTMENT OF FUNDS IN THE buyout of leases, SUCH AS LONG TERM LEASES, to facilitate redevelopment.
- D. The project will complete, or commit funds for, substantial infrastructure improvements such as a new or relocated traffic signal, a public street, a public park, a public parking garage, undergrounding of utilities, or SUPPORT FOR a bikeshare SYSTEM [station].
- E. The project [meets] EXCEEDS the REQUIRED PRINCE GEORGE'S COUNTY minimum green building guidelines as established by the US Green Building Council's LEED [Silver] Certification for the project's appropriate rating system AND IN ANY EVENT MEETS THE MINIMUM STANDARDS FOR A LEED SILVER CERTIFICATION. A LEED scorecard must be submitted with the detailed site plan application and evidence of certification MUST BE SUBMITTED at the time of final application for the tax credit.
- F. The MAJORITY OF THE LAND AREA OF THE PROPERTY ON WHICH THE project is located IS within one of the walkable development nodes designated in the approved Central US 1 Corridor Sector Plan.
- G. The project involves the demolition of an existing non-historic structure, which has been vacant at least one year, OR THE DEMOLITION OF A HOTEL OR MOTEL WITH DIRECT EXTERIOR ROOM ACCESS.
- H. * * * *.
- I. The project has secured at least one locally-owned, non-franchise business TOTALLING AT LEAST 1,000 SQUARE FEET OF SPACE as evidenced by executed lease agreements OF AT LEAST FIVE YEARS DURATION at the time of final application for the tax credit.

- J. The project provides AT LEAST 1,000 SQUARE FEET OF space for a business incubator, community center, art gallery, or similar public-benefit use.

Section 3. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park Maryland that Chapter 175 “Taxation”, Article IV “Revitalization Tax Credit” §175-11, “Tax credit - amount and term” be and it is hereby repealed, re-enacted and amended to read as follows:

§175-11 Tax Credit: amount and term

An eligible property may receive a five-year tax credit on City real property taxes based on the increased assessment attributed to the taxable improvements upon project completion as determined by the Supervisor of Assessments. The tax credit shall be in an amount equal to 75% of the increased assessment of City tax imposed in the first year; 60% in the second year; 45% in the third year; 30% in the fourth year; and 15% in the fifth year, PROVIDED HOWEVER, THAT IF SUCH A TAX CREDIT IS NOT FINANCIALLY FEASIBLE BASED ON CITY BUDGET CONSTRAINTS, THE COUNCIL MAY REDUCE OR ELIMINATE THE AMOUNT AND/OR DURATION, AND/OR ALTER THE SEQUENCE, OF THE TAX CREDIT. The tax credit is transferable to subsequent property owners within the term of the original agreement.

Section 4. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park Maryland that Chapter 175 “Taxation”, Article IV “Revitalization Tax Credit” §175-12, “Application process” be and it is hereby repealed, re-enacted and amended to read as follows:

§175-12 Application process.

The application process is as follows:

A. * * * *

B. City staff review [~~and recommendation~~]. Upon receipt and acceptance of a completed application, the City's Planning, Community, and Economic Development department will refer a copy of the application to the finance department. City staff will provide aN [~~recommendation~~] ELIGIBILITY REPORT to the City Council WITH RESPECT TO THE APPLICATION for a tax credit [~~at the time of~~] SUBSEQUENT TO THE detailed site plan review [~~before~~] BY the City Council. For projects that do not require a detailed site plan, staff will review building permit plans and schedule the application for review by the City Council at a City Council work session.

C. City Council resolution. A City Council resolution must be approved to authorize the award of a tax credit. The approval will be contingent on all required terms of the revitalization tax credit program being met at the time of final application. If the Prince George's County Planning Board, the District Council, or any other government agency with authority changes the City-approved conditions for the detailed site plan after the resolution has been adopted, staff will review the changes and provide a supplemental [~~recommendation for~~] REPORT CONCERNING the tax credit authorization that the City Council will rely upon with respect to determining whether it should reconsider the authorization.

D. Final application approval. Prior to final [~~acceptance~~] APPROVAL of the application for a City tax credit, documentation must be submitted to the City's Director of Finance, including a legal description of the property, proof of a properly issued use and occupancy permit applicable to eligible improvements, evidence of compliance with any City agreement or

required certifications, COPIES OF ALL LEASES TO LOCALLY-OWNED, NON-FRANCHISE BUSINESSES USED AS A BASIS FOR ELIGIBILITY, CERTIFICATION OF LEED STATUS, and such other information or documentation as the Director may require. Upon final acceptance the City will issue a certificate to the property owner that confirms the parcel's tax credit status. A copy of the certificate will be sent to the Prince George's County Supervisor of Assessments who will determine the value of improvement.

Section 5. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park Maryland that Chapter 175 “Taxation”, Article IV “Revitalization Tax Credit” §175-13, “Waiver” be and it is hereby repealed, re-enacted and amended to read as follows:

§175-13 WAIVER

A. If it finds that the purposes of this article will be equally well served by doing so, the Council may waive the requirement in § 175-12 that an application must be filed no later than the date of acceptance for a detailed site plan, if applicable, or a building permit application, and consider whether to grant a tax credit under the following circumstances for projects for which no appeal was filed by the City:

- (1) When the application is filed prior to the approval of the detailed site plan or issuance of the building permit; or
- (2) [~~Notwithstanding § 175-9E, if the detailed site plan was approved after January 1, 2009, the project has been constructed, and the project satisfies at least the minimum required criteria identified in § 175-10 for the district; or~~

~~(3)~~ If a detailed site plan has been approved, but construction has not occurred, for the purpose of encouraging the construction; or

~~[(4)]~~(3) For an application that is timely filed, when the minimum requirements of § 175-10 are not met.

B. – C. * * * *

Section 6. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park that, upon formal introduction of this proposed Ordinance, which shall be by way of a motion duly seconded and without any further vote, the City Clerk shall distribute a copy to each Council member and shall maintain a reasonable number of copies in the office of the City Clerk and shall publish this proposed ordinance or a fair summary thereof in a newspaper having a general circulation in the City of College Park together with a notice setting out the time and place for a public hearing thereon and for its consideration by the Council. The public hearing, hereby set for _____ P.M. on the _____ day of _____, 2015, shall follow the publication by at least seven (7) days, may be held separately or in connection with a regular or special Council meeting and may be adjourned from time to time. All persons interested shall have an opportunity to be heard. After the hearing, the Council may adopt the proposed ordinance with or without amendments or reject it. As soon as practicable after adoption, the City Clerk shall have a fair summary of the Ordinance and notice of its adoption published in a newspaper having a general circulation in the City of College Park and available at the City's offices. This Ordinance shall become effective on _____, 2015 provided that a fair summary of this Ordinance is published at least once prior to the date of passage and once as soon as practical after the date of passage in a newspaper having general circulation in the City.

INTRODUCED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the _____ day of _____ 2015.

ADOPTED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the _____ day of _____ 2015.

EFFECTIVE the _____ day of _____, 2015.

ATTEST:

CITY OF COLLEGE PARK,

By: _____
Janeen S. Miller, CMC, City Clerk

By: _____
Andrew M. Fellows, Mayor

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

Suellen M. Ferguson, City Attorney

11

Procedure to add an item
to a Council Worksession
agenda

RULES AND PROCEDURES FOR THE
MAYOR AND CITY COUNCIL OF COLLEGE PARK

I. AUTHORITY

These rules are adopted pursuant to the authority provided in Art. VI, § C6-1.

II. MEETINGS

A. Regular Meetings.

The Mayor and Council shall normally meet in regular Meetings on the second and fourth Tuesday of each month and in regular worksessions on the first and third Tuesday of each month if necessary, but, in no event, less frequently than required by Art. VI, § C6-1 of the College Park Charter. The Mayor and Council may meet on other days where, in its judgment, an alternative day is either necessary or desirable. Notice of alternative meeting dates shall be confirmed in the annual meeting schedule and shall be given as set forth in this Section.

B. Annual Meeting Schedule.

An annual Meeting schedule shall be approved by the Mayor and City Council at its first regular Meeting in December of each year. In an election year, the schedule shall be approved by the new Council.

C. Worksessions.

The Mayor and Council will normally meet in worksession meetings on the first and third Tuesdays of each month. The Mayor and Council may meet on other days where, in their judgment, an alternative day is either necessary or desirable. Additional worksessions may be scheduled by the Mayor and City Council as required.

D. Special Meetings.

The Mayor and City Council may meet in special Meetings upon written request of either the Mayor or two members of the City Council. Notice of special meetings shall be given to each Councilmember at least twenty-four (24) hours in advance of such special Meeting and shall contain the purpose, date, time and place of such Meeting.

E. Emergency Meetings, Notice.

Emergency Meetings may be called with the consent of two-thirds of the Mayor and City Council members present for matters constituting a severe and imminent danger to the health, safety or welfare of the public. Notice of such Meetings shall be given as is feasible under the circumstances.

F. Executive Sessions.

The Mayor and City Council may meet in executive session (closed to the public) under the circumstances, conditions and for reasons set forth in Art. VI, § 6-3. Notice of Executive Sessions shall be given as required by law.

G. Information Meetings.

The Mayor and City Council may hold informational Meetings to present information to the residents of College Park and obtain feedback from residents of the City. The Mayor and City Council will determine the rules governing presentations made at such Meetings.

H. Limitation On Number Of Meetings.

No more than four (4) meetings may be held in any given month, unless approved by a majority of the Council present and voting. Except in the event of an emergency as determined in

subsection E, in no event may council approve more than two (2) additional meetings in any given month.

I. Place of Meeting.

All Meetings of the Mayor and City Council, unless otherwise determined, shall be held at the College Park City Hall, Council Chambers, located at 4500 Knox Road, College Park, Maryland. Notice of change in Meeting place shall be prominently posted on the door of the regularly scheduled Meeting place and shall be given by such other means, including local cable, as may be feasible.

J. Meeting Time.

Meetings of the Mayor and City Council shall begin at [~~8:00~~] 7:30 p.m. unless a different starting time is established by the Mayor and City Council and reasonable notice thereof provided to residents of the City.

K. Public Notice of Meeting.

Proper notice of all Meetings of the Mayor and City Council shall be provided to the public by the City Clerk.

L. Quorum.

1. A quorum shall consist of five (5) members of the City Council and the presiding officer. To conduct official business, a quorum must be present at all times. To be "present" is defined as being within the Council Chambers or the Chamber in which the Meeting is being held as that area may be defined from time to time by the Mayor and City Council.

2. Once a Meeting has been properly convened with the presence of a quorum and the number of persons necessary to constitute a quorum is no longer present, the presiding officer or a Councilmember should bring this fact to the attention of the Mayor and City Council and the

Mayor and City Council shall then be automatically, temporarily recessed until a quorum is reestablished. Upon reestablishment of the quorum, the Mayor and City Council shall resume consideration of the matter before it at the time of the recess. If, in the opinion of the presiding officer, a quorum cannot be obtained within a reasonable period of time, the presiding officer shall declare the Meeting adjourned until the next scheduled Meeting; at that next Meeting, after taking up the usual preliminary matters, the Mayor and City Council shall resume its consideration of the matter that was before it when it previously adjourned. This shall not prevent any Councilmember from moving to table, defer, postpone, or make any other appropriate motion with respect to any pending matter.

M. Meeting Agendas.

The agenda for all Meetings of the Mayor and City Council shall be prepared by the City Manager and City Clerk in consultation with the Mayor. Agenda items submitted after the established deadlines may be considered by consent of a simple majority of members of the Mayor and City Council present at the Meeting. Agenda items shall be submitted no later than twelve o'clock noon on the Thursday preceding the Council Meeting at which the matter is to be presented. The agenda shall be posted at places where City notices are customarily posted and shall be communicated to residents of the City through the local cable channel. Work Session agendas shall be created that can be reasonably accomplished within three hours. The pace will be sped up after 11 pm to complete any unfinished business. A Consent Agenda may be established for regular Meetings which consists of items determined by a unanimous vote of the Mayor and City Council to require action but which do not require discussion. The agenda shall outline the established order of business. Items on the agenda can be reordered by the Mayor and City Council during the scheduled Meeting.

N. Agenda for Special Meetings.

The matter or matters to be considered at a Special Meeting of the Mayor and City Council shall be stated in the call to the Meeting. No other matters shall be considered unless all members of the Mayor and Council are present.

O. Distribution of Meeting Materials.

The agenda and related materials will be provided to members of the Mayor and City Council in advance of scheduled Meetings. The Mayor, Council and staff shall use emails and telephone calls whenever possible to reduce the need for explanation and discussion. Meeting materials will be prepared by the City Clerk and made available to members of the Council and the general public except for materials which are legally privileged or confidential no later than close of business on the Friday immediately preceding the Meeting of the Mayor and City Council at which such matters are to be considered. Materials shall be delivered to members of the Mayor and City Council pursuant to arrangements established with the member.

P. Conduct of Meetings.

1. Chairperson. The Mayor shall preside at all Meetings of the Mayor and City Council. The Mayor Pro Tem shall preside at all Meetings in the absence of the Mayor. In the absence of both the Mayor and the Mayor Pro Tem, the Mayor, or the Mayor Pro Tem, if the Mayor is not available to do so, shall designate a member of the City Council to preside in their absence.

2. Procedure.

a. Recognition. Council members shall be recognized by the presiding officer before speaking. Other persons at a Meeting of the Mayor and City Council may speak only when called upon or authorized.

b. Comments on Agenda Items. A member of the City Council who introduces an agenda item for action by the Mayor and Council may provide comments relating thereto. Comments by a member of Council who introduces an agenda item shall be limited to five minutes. The time which it takes the Councilmember to actually state the Motion shall not be included in the five minutes. Following introduction and seconding of an agenda item, each member of the Council may provide up to two comments on the item. Each comment shall be limited to three minutes. Amendments shall be treated as a new item for purposes of Council comments.

c. Council Comments. During the time established for Council comments at the end of any formal Council meeting agenda, a member of the Mayor and Council may offer comments provided they are limited to five minutes. Council comments shall be limited to no more than three items. Councilgrams should be used in lieu of Council comments whenever possible.

3. Motions in Writing. All motions pertaining to Ordinances, Council policies or other substantive proposals shall, where possible, be made in writing.

4. Reconsideration. A motion to reconsider a vote on any action may be made no later than the next regular Meeting following the Meeting at which the action to be reconsidered was taken. A motion to reconsider may be made only by a Councilmember who voted on the prevailing side of the action to be reconsidered or by a member absent when the vote was taken, although any member of the Council, and the Mayor when voting as allowed by law, may

support the motion to reconsider. A motion to reconsider may be approved by a simple majority of those Council members present and voting. The same number of votes shall be required to approve the action upon reconsideration as was required to pass or adopt the original action.

5. Voting by Councilmembers, Mayor. When a question is put by the presiding officer, every member of the City Council present shall vote either "Yes", "No" or "Abstain". Each member of the Council may make a brief statement explaining the reasons for the member's vote. The Mayor, when authorized by law to vote, shall vote either "Yes", "No" or "Abstain" and may make a brief statement explaining the reasons for the vote. Upon request of any Councilmember, a roll call vote will be taken.

6. Public Participation. Members of the public may speak at public Meetings of the Mayor and City Council according to procedures established by the Mayor and City Council.

a. Sign-up Procedure. Cards will be placed in the back of the room for people to sign if they wish to speak. When they come to the podium, they will give the cards to the City Clerk. This will assure that the Minutes record the proper spelling of the name and a correct address.

b. Public Comment. Comments from members of the public are limited to three (3) minutes at the beginning of the Council meeting on any non-agenda and consent agenda items. A person may also speak for up to five (5) minutes after the portion of the Meeting devoted to general Council comments at the end of the evening Meeting. A speaker representing a group or organization will be allowed up to five (5) minutes to present the position of the organization. Questions by the Mayor or individual Councilmembers will not be counted against the speaker's time.

c. Comments on Agenda Action Items. Comments from members of the public are permitted on all agenda action items. Comments from members of the public on agenda items are limited to three (3) minutes and from speakers representing a group or organization to five (5) minutes, except that the Mayor and Council may, by simple majority vote of those present, alter or waive the time requirements.

d. Written Comment. Public comment may be submitted in writing at or prior to the meeting. In order to be received by the Council as part of the record, the comment must include the specific agenda item to which it relates and the full name and address of the person submitting the comment. Comments that are submitted to the City Clerk prior to the close of business (5:00 p.m.) on the day of the meeting will be provided to the Mayor and City Council at the start of the meeting.

7. City Manager's Report. At the commencement of each meeting, the Mayor shall provide an opportunity for the City Manager to provide an oral report concerning new items of City business not previously furnished to Council in written form, or upon which staff believes immediate action or guidance is required by Council. Council comments or questions to the City Manager shall be limited to matters raised in the oral report or those which require immediate action by Council. All other questions or comments for response by the City Manager shall be deferred to the end of the meeting.

8. Presentations from developers in advance of requests for City support shall be limited to forty minutes.

9. When considering items where many questions are anticipated, a “round” approach shall be used in which each Council member, the Mayor, and appropriate staff shall be limited to one question per “round”.

10. The presiding officer shall cut off overly lengthy remarks with support by the Council.

Q. Disorderly Conduct.

The presiding officer shall call to order any person who disrupts the orderly conduct of business at Meetings including speaking without being recognized, exceeding designated time limits, failure to be germane to the issue being presented or use of vulgarities.

R. Record of Meetings.

1. Responsibility for Meeting record. The City Clerk or the City Clerk's designee shall be responsible for minutes of each Meeting of the Mayor and City Council and for maintaining the official record, which shall include all Council actions. Minutes shall include:

a. all motions made, the name of the mover and seconder, the method and outcome of the votes taken; and

b. copies of resolutions, new or revised ordinances or other actions approved by the Mayor and City Council.

2. Public access to Meeting records. Minutes and records of Meetings of the Mayor and City Council shall be made available to the public by the Clerk in accordance with the Public Information Act and the State Open Meetings Laws.

S. Ordinances.

1. Ordinances may be enacted pursuant to the provisions of Art. VIII of the College Park Charter.

2. Public Hearing; Notice. As required by Art. VIII, § C8-2, a public hearing shall be held on proposed ordinances following publication of the ordinance or a fair summary thereof in a local newspaper of general circulation. Emergency ordinances shall be considered pursuant to § C8-2B of the College Park Charter.

3. Majority vote. The affirmative vote of a simple majority of the members of the City Council present and voting shall be required for the enactment of ordinances, except as otherwise required by law.

4. Adoption. The Council shall not adopt an ordinance or ordinance change at the same Meeting at which the ordinance is introduced unless it is declared an emergency ordinance. Ordinances shall become effective twenty (20) days following Council approval unless the Council declares otherwise.

T. Parliamentary Authority.

Robert's Rules of Order, Newly Revised, as amended, shall govern all questions of procedure not otherwise provided for in these rules or by State or Federal Law.

U. Biennial Review of Rules.

The rules and procedures of the Mayor and City Council shall be reviewed at least biennially by the Mayor and City Council. Public notice and an opportunity for public comment shall be provided prior to making changes in these rules. Changes in procedure may be made by majority vote of the Mayor and City Council at the regular Meeting after the change in rules or procedures is proposed.

V. Rescission and Suspension of Rules.

A motion to rescind or amend something previously adopted or a motion to suspend these rules may be brought pursuant to the appropriate section of Robert's Rules of Order.

W. Conduct of Councilmembers.

1. If the Mayor or any member of the Council indulges in any language or conduct unbecoming to the office, the member shall be called to order by the presiding officer and, in such case, the offending member shall lose the floor and shall not proceed without the approval of the majority of the members present. The Mayor and Council may, by vote of all members of the Mayor and Council, excluding the offending member, expel the Mayor or any member of the Council from a Meeting for disorderly conduct or violation of Council rules.

2. Conflict of Interest. No Councilmember shall participate in any matter pending before the Council on which the Councilmember has an interest, as defined in the City's ethics ordinance, or has taken a formal position as a party in a legal matter which is contrary to the legal position of the City of College Park in such matter. The determination of the existence of a conflict shall be made by a vote of not less than six (6) members of the Council and shall be based on a finding that a conflict exists with a statement setting forth the basis of the finding to be included in the minutes of the Meeting. Upon such finding, the presiding officer shall exclude the conflicted member from participation in any consideration of the matter on which the member is conflicted and from being present at Executive Sessions addressing the issues as to which the Councilmember is conflicted.

3. Representation Before Other Governmental Organizations. When a Councilmember appears before any other governmental agency or organization to give a statement on an issue affecting the City, the Councilmember shall first identify the adopted

position of Mayor and Council with respect to that subject, if any. Thereafter, the Councilmember may provide a statement of personal opinion or comment (including a minority or opposing viewpoint), provided the Councilmember expressly acknowledges that such statements do not represent the position of the City.

X. Conduct of Work Sessions.

1. No person or group shall be interrupted by the Mayor or any Council member during a presentation at a work session. Questions may be asked at the end of the presentation.

2. Neither the Mayor nor any member of Council may speak for more than five (5) minutes without interruption upon any single agenda item. The Chairperson of the work session shall deny the floor to any member of the Council after that person has spoken for five (5) minutes or more, either at the Chairperson's own instance or upon a point of order.

3. A request for a show of hands not to discuss an agenda item any further shall always be in order.

4. It is the goal of the Mayor and Council to complete all work sessions by 11:00 p.m. All work sessions must cease by midnight, and the Council is therefore considered adjourned. In the event that a simple majority of Council wishes to continue the work session beyond midnight, it may do so by a straw vote. Upon failure of the straw vote to carry by a simple majority, all Council activities will cease at midnight. If during the course of the meeting, anyone wishes to leave the chambers for any reason, they may feel free to do so, but the rest of the Council will continue their agenda and a recess will only be taken in case of an emergency.

Y. Charter Amendments. Charter amendments may be enacted by resolution pursuant to the provisions of Article 23A, §11 et seq. of the Annotated Code of Maryland. Prior to adoption, a public hearing shall be held on charter resolutions initiated by the Council following

publication of the resolution or a fair summary thereof in a local newspaper of general circulation. The Council shall not adopt a charter resolution at the same Meeting at which it is introduced. The pre-adoption notice and publication requirements of this subsection, as well as the requirement that the charter resolution not be adopted at the Meeting at which it is introduced, may be overridden by the Council by a majority vote.

Z. Use of Staff Resources. Neither the Mayor nor any members of Council may request that staff time in excess of two hours be spent on a specific item unless prior approval has been granted by the Mayor and Council.

12

Appointments to Boards
and Committees

City of College Park
Board and Committee Appointments

Shaded rows indicate a vacancy or reappointment opportunity.
The date following the appointee's name is the initial date of appointment.

Advisory Planning Commission			
Appointee	Represents	Appointed by	Term Expires
Larry Bleau 7/9/02	District 1	Mayor	12/15
Rosemarie Green Colby 04/10/12	District 2	Mayor	04/18
Christopher Gill 09/24/13	District 1	Mayor	09/16
James E. McFadden 2/14/99	District 3	Mayor	04/16
VACANT		Mayor	
VACANT		Mayor	
Mary Cook 8/10/10	District 4	Mayor	11/17
<p>City Code Chapter 15 Article IV: The APC shall be composed of 7 members appointed by the Mayor with the approval of Council, shall seek to give priority to the appointment of residents of the City and assure that there shall be representation from each of the City's four Council districts. Vacancies shall be filled by the Mayor with the approval of the Council for the unexpired portion of the term. Terms are three years. The Chairperson is elected by the majority of the Commission. Members are compensated. Liaison: Planning.</p>			

Aging-In-Place Task Force			
Appointee	Position Filled:	Resides In:	Term Expires
Cory Sanders 07/15/14	Resident (1)	District 1	Upon completion and submission of final report to the City Council.
David Keer 08/12/14	Resident (2)	District 1	
Darlene Nowlin 10/14/14	Resident (3)	District 4	
Chuck Ireton 10/14/14	Resident (4)	District 2	
Lisa Ealley 01/27/15	Resident (5)	District 1	
Judy Blumenthal 01/27/15	Resident (6)	District 1	
Dave Dorsch	Resident (7)	District 3	
Helen Barnes	Resident (8)	District 3	
Denise C. Mitchell	Councilmember (1)	District 4	
Patrick L. Wojahn 11/25/14	Councilmember (2)	District 1	
P. J. Brennan 11/25/14	Councilmember (3)	District 2	
Fazlul Kabir 11/25/14	Councilmember (4)	District 1	
<p>Established April 2014 by Resolution 14-R-07. Council positions expanded from 2 to 4 by Resolution 14-R-34 October 2014. Final report of strategies and recommendations to Council anticipated January 2015. Composition: 8 City residents (with the goal of having two from each Council District) and 4 City Council representatives, for a total of 12. Quorum = 5. Task Force shall elect Chairperson from membership. Not a compensated committee. Liaison: Director of Youth, Family and Seniors Services.</p>			

Airport Authority			
Appointee	Resides in	Appointed by	Term Expires
James Garvin 11/9/04	District 3	M&C	07/14
Jack Robson 5/11/04	District 3	M&C	03/17
Anna Sandberg 2/26/85	District 3	M&C	03/16
Gabriel Iriarte 1/10/06	District 3	M&C	04/16
Christopher Dullnig 6/12/07	District 2	M&C	01/17
David Kolesar 04/28/15	District 1	M&C	04/18
VACANT		M&C	
City Code Chapter 11 Article II: 7 members, must be residents and qualified voters of the City, appointed by Mayor and City Council, <i>term to be decided by appointing body</i> . Vacancies shall be filled by M&C for an unexpired portion of a term. Authority shall elect Chairperson from membership. Not a compensated committee. Liaison: City Clerk's Office.			

Animal Welfare Committee			
Appointee	Resides in	Appointed by	Term Expires
Cindy Vernasco 9/11/07	District 2	M&C	02/17
Dave Turley 3/23/10	District 1	M&C	03/16
Christiane Williams 5/11/10	District 1	M&C	03/18
Patti Brothers 6/8/10	Non resident	M&C	02/17
Taimi Anderson 6/8/10	Non resident	M&C	02/18
Harriet McNamee 7/13/10	District 1	M&C	02/17
Suzie Bellamy 9/28/10	District 4	M&C	04/17
Christine Nagle 03/13/12	District 1	M&C	03/15
Betty Gailes 06/17/14	District 1	M&C	06/17
10-R-20: Up to fifteen members appointed by the Mayor and Council for three-year terms. Not a compensated committee. Liaison: Public Services.			

Board of Election Supervisors			
Appointee	Represents	Appointed by	Term Expires
John Robson (Chief) 5/24/94	Mayoral appt	M&C	03/17
Terry Wertz 2/11/97	District 1	M&C	03/17
Mary Katherine Theis 02/24/15	District 2	M&C	03/17
Janet Evander 07/16/13	District 3	M&C	03/17
Maria Mackie 08/12/14	District 4	M&C	03/17
City Charter C4-3: The Mayor and Council shall, not later than the first regular meeting in March of each year in which there is a general election, appoint and fix the compensation for five qualified voters as Supervisors of Elections, one of whom shall be appointed from the qualified voters of each of the four election districts and one of whom shall be appointed by the Mayor with the consent of the Council. The Mayor and Council shall designate one of the five Supervisors of Elections as the Chief of Elections. This is a compensated committee; compensation is based on a fiscal year. Per Council action (item 11-G-66) effective in March, 2013: In an election year all of the Board receives compensation. In a non-election year only the Chief Election Supervisor will be compensated. Liaison: City Clerk's office.			

Cable Television Commission			
Appointee	Resides in	Appointed by	Term Expires
Jane Hopkins 06/14/11	District 1	Mayor	09/17
Blaine Davis 5/24/94	District 1	Mayor	12/15
James Sauer 9/9/08	District 3	Mayor	10/16
Tricia Homer 3/12/13	District 1	Mayor	03/16
Normand Bernache 09/23/14	District 4	Mayor	09/17
City Code Chapter 15 Article III: Composed of four Commissioners plus a voting Chairperson, appointed by the Mayor with the approval of the Council, three year terms. This is a compensated committee. Liaison: City Manager's Office.			

College Park City-University Partnership			
Appointee	Represents	Appointed by	Term Expires
Carlo Colella	Class A Director	UMD President	06/30/18
Edward Maginnis	Class A Director	UMD President	06/30/18
Michael King	Class A Director	UMD President	06/30/16
Brian Darmody	Class A Director	UMD President	06/30/17
Andrew Fellows	Class B Director	M&C	06/30/17
Maxine Gross	Class B Director	M&C	06/30/18
Senator James Rosapepe	Class B Director	M&C	06/30/16
Stephen Brayman	Class B Director	M&C	06/30/17
David Iannucci (07/15/14)	Class C Director	City and University	06/30/17
Dr. Richard Wagner	Class C Director	City and University	06/30/16
The CPCUP is a 501(c)(3) corporation whose mission is to promote and support commercial revitalization, economic development and quality housing opportunities consistent with the interests of the City of College Park and the University of Maryland. The CPCUP is not a City committee but the City makes appointments to the Partnership. Class B Directors are appointed by the Mayor and City Council; Class C Directors are jointly appointed by the Mayor and City Council and the President of the University of Maryland.			

Citizens Corps Council			
Appointee	Represents	Appointed by	Term Expires
Spiro Dimakas		M&C	10/17
Yonaton Kobrias 10/14/14		M&C	10/17
VACANT	Neighborhood Watch	M&C	
Dan Blasberg 3/27/12		M&C	03/18
David L. Milligan (Chair) 12/11/07		M&C	02/17
Resolution 05-R-15. Membership shall be composed as follows: A Citizen Corps Coordinator for each neighborhood shall be nominated and appointed by the Mayor and Council and serve as a potential member of the CPCCC for the term of their respective office in the neighborhood group. Mayor and Council shall nominate and appoint 5 to 7 residents to serve as community coordinators and to serve on the CPCCC. At least one member of the CPCCC shall be the Neighborhood Watch			

Coordinator, and at least one member shall represent each of the other Citizen Corps programs such as CERT, Fire Corps, Volunteers In Police Service, etc. Each member of the CPCCC shall serve for a term of 3 years, and may be reappointed for an unlimited number of terms. The Mayor, with the approval of the City Council, shall appoint the Chair and Co-Chair of the CPCCC from among the members of the committee. The Director of Public Services shall serve as an ex officio member. Not a compensated committee. Liaison: Public Services.

Committee For A Better Environment			
Appointee	Resides in	Appointed by	Term Expires
Janis Oppelt 8/8/06	District 1	M&C	09/15
Suchitra Balachandran 10/9/07	District 4	M&C	01/17
Donna Weene 9/8/09	District 1	M&C	12/15
Gemma Evans 1/25/11	District 1	M&C	01/17
Kennis Termini 01/14/14	District 1	M&C	01/17
Matt Dernoga 12/09/14	District 1	M&C	12/17
Phillip Aronson 01/13/15	District 1	M&C	01/18
Karen Garvin 04/28/15	District 1	M&C	04/18
City Code Chapter 15 Article VIII: No more than 25 members, appointed by the Mayor and Council, three year terms, members shall elect the chair. Not a compensated committee. Liaison: Planning.			

Education Advisory Committee			
Appointee	Represents	Appointed by	Term Expires
Brian Bertges 06/18/13	District 1	M&C	06/15
Cory Sanders 09/24/13	District 1	M&C	09/15
Charlene Mahoney	District 2	M&C	02/17
Maia Sheppard 07/15/14	District 2	M&C	07/16
VACANT	District 3	M&C	
Melissa Day 9/15/10	District 3	M&C	03/17
Carolyn Bernache 2/9/10	District 4	M&C	12/16
Doris Ellis 9/28/10	District 4	M&C	12/16
Tricia Homer	District 1	M&C	04/16
Peggy Wilson 6/8/10	UMCP	UMCP	05/16
Resolutions 97-R-17, 99-R-4 and 10-R-13: At least 9 members who shall be appointed by the Mayor and Council: at least two from each Council District and one nominated by the University of Maryland. Two year terms. The Committee shall appoint the Chair and Vice-Chair of the Committee from among the members of the Committee. Not a compensated committee. Liaison: Youth and Family Services.			

Ethics Commission			
Appointee	Represents	Appointed by	Term Expires
Edward Maginnis 09/13/11	District 1	Mayor	08/15
Joe Theis 05/12/15	District 2	Mayor	05/17
James Sauer 12/09/14	District 3	Mayor	12/16
Gail Kushner 09/13/11	District 4	Mayor	01/16
Robert Thurston 9/13/05	At Large	Mayor	02/16
Alan C. Bradford 1/23/96	At-Large	Mayor	07/15
Frank Rose 05/08/12	At-Large	Mayor	05/14

City Code Chapter 38 Article II: Composed of seven members appointed by the Mayor and approved by the Council. Of the seven members, one shall be appointed from each of the City's four election districts and three from the City at large. 2 year terms. Commission members shall elect one member as Chair for a renewable one-year term. Commission members sign an Oath of Office. Not a compensated committee. Liaison: City Clerk's office.

Farmers Market Committee			
Appointee	Represents	Appointed by	Term Expires
Margaret Kane 05/08/12	District 1	M&C	05/15
Robert Boone 07/10/12	District 1	M&C	07/15
Leo Shapiro 07/10/12	District 3	M&C	07/15
Julie Forker 07/10/12	District 3	M&C	07/15
Kimberly Schumann 09/11/12	District 1	M&C	09/15
VACANT			
VACANT		M&C	
VACANT	Student	M&C	

Established April 10, 2012 by 12-R-07. Up to 7 members. Quorum = 3. Three year terms. Not a compensated committee. Liaison: Planning Department. Agreement reached during July 3, 2012 Worksession to fill the seven positions as outlined above. Effective September 11, 2012 by 12-R-17: Membership increased to 8.

Housing Authority of the City of College Park			
Bob Catlin 05/13/14		Mayor	05/01/19
Betty Rodenhausen 04/09/13		Mayor	05/01/18
John Moore 9/10/96		Mayor	05/01/19
Thelma Lomax 7/10/90		Mayor	05/01/15
Carl Patterson 12/11/12	Attick Towers resident	Mayor	05/01/16

The College Park Housing Authority was established in City Code Chapter 11 Article I, but it operates independently under Article 44A Title I of the Annotated Code of Maryland. The Housing Authority administers low income housing at Attick Towers. The Mayor appoints five commissioners to the Authority; each serves a five year term; appointments expire May 1. Mayor administers oath of office. One member is a resident of Attick Towers. The Authority selects a chairman from among its commissioners. The Housing Authority is funded through HUD and rent collection, administers their own budget, and has their own employees. The City supplements some of their services.

Neighborhood Quality of Life Committee			
Name:	Represents:	Appointed By:	Term Ends:
Mayor and City Council of the City of College Park			Term in office
Chief David Mitchell	UMD DPS (UMD Police)	University	02/16
Dr. Andrea Goodwin	UMD Administration – Rep 1	University	02/16
Marsha Guenzler-Stevens (Stamp Student Union)	UMD Administration – Rep 2	University	04/16
Matthew Supple (Fraternity-Sorority Life)	UMD Administration – Rep 3	University	04/16
Gloria Aparicio- Blackwell (Office of Community Engagement)	UMD Administration – Rep 4	University	04/16
Karyn Keating-Volke	City Resident 1	City Council	02/17
Aaron Springer	City Resident 2	City Council	10/15
Bonnie McClellan	City Resident 3	City Council	04/16
Christine Nagle	City Resident 4	City Council	04/16
VACANT	City Resident 5	City Council	
Douglas Shontz	City Resident 6	City Council	05/16
Cole Holocker	UMD Student 1	City Council	11/16
Catherine McGrath	UMD Student 2	City Council	11/16
Chris Frye	UMD Student 3	IFC	03/16
VACANT	UMD Student 4		
VACANT	UMD Student 5	Nat'l Pan-Hell. Council, Inc. / United Greek Council	
VACANT	Graduate Student	GSG Representative	
Todd Waters	Student Co-Operative Housing	City Council	03/16
Maj. Dan Weishaar	PG County Police Dept.	PG County Police	
Bob Ryan	Director of Public Services	City Council	10/15
Jeannie Ripley	Manager of Code Enforcement	City Council	
Lisa Miller	Rental Property Owner	City Council	02/16
Richard Biffel	Rental Property Owner	City Council	02/16
Paul Carlson	Rental Property Owner	City Council	03/16
Established by Resolution 13-R-20 adopted September 24, 2013 to replace the Neighborhood Stabilization and Quality of Life Workgroup. Amended October 8, 2013 (13-R-20.Amended). Amended February 11, 2014 (14-R-03). Amended July 15, 2014 to change the name (14-R-23). City Liaison: City Manager's Office. Two year terms. Main Committee to meet four times per year. This is not a compensated committee.			

Neighborhood Watch Steering Committee			
	Resident of:	Appointed By:	Term Expires:
Robert Boone 04/12/11	District 1	M&C	03/17
Aaron Springer 02/14/12	District 3	M&C	05/16
Nick Brennan	District 2	M&C	04/16

Created on April 12, 2011 by Resolution 11-R-06 as a three-person Steering Committee whose members shall be residents. Coordinators of individual NW programs in the City shall be ex-officio members. Terms are for two years. Annually, the members of the Steering Committee shall appoint a Chairperson to serve for a one-year term. Meetings shall be held on a quarterly basis. This Resolution dissolved the Neighborhood Watch Coordinators Committee that was established by 97-R-15. This is not a compensated committee. Liaison: Public Services.

Noise Control Board			
Appointee	Represents	Appointed by	Term Expires
Mark Shroder 11/23/10	District 1	Council, for District 1	01/19
Harry Pitt, Jr. 9/26/95	District 2	Council, for District 2	03/16
Alan Stillwell 6/10/97	District 3	Council, for District 3	09/16
Suzie Bellamy	District 4	Council, for District 4	12/16
Adele Ellis 04/24/12	Mayoral Appt	Mayor	04/16
Bobbie P. Solomon 3/14/95	Alternate	Council - At large	05/18
Larry Wenzel 3/9/99	Alternate	Council - At large	02/18
City Code Chapter 138-3: The Noise Control Board shall consist of five members, four of whom shall be appointed by the Council members, one from each of the four election districts, and one of whom shall be appointed by the Mayor. In addition, there shall be two alternate members appointed at large by the City Council. The members of the Noise Control Board shall select from among themselves a Chairperson. Four year terms. This is a compensated committee. Liaison: Public Services.			

Recreation Board			
Appointee	Represents	Appointed by	Term Expires
Eric Grims 08/12/14	District 1	M&C	08/17
Sarah Araghi 7/14/09	District 1	M&C	07/15
Alan C. Bradford 1/23/96	District 2*	M&C	02/17
VACANT	District 2	M&C	
Adele Ellis 9/13/88	District 3	M&C	02/17
VACANT	District 3	M&C	
Barbara Pianowski 3/23/10	District 4	M&C	05/17
Judith Oarr 05/14/13	District 4	M&C	05/16
Bettina McCloud 1/11/11	Mayoral	Mayor	02/17
Solennie Privett	Mayoral	Mayor	04/16
City Code Chapter 15 Article II: 10 members: two from each Council district appointed by the Mayor and Council and two members nominated by the Mayor and confirmed by the Mayor and Council. The Chairperson will be chosen from among and by the district appointees. 3 year terms. Not a compensated committee. Liaison: Public Services. *Although Mr. Bradford lives in what is now considered District 1, his residence was part of District 2 when he was appointed. The designation of his residence was changed to District 1 during the last redistricting. He is still considered an appointment from District 2. ** Effective April 2012: Jay Gilchrist, Director of UMD Campus Recreation Services, changed his status from Rec Board member (Mayoral Appointment) to UM liaison to the Rec Board, similar to the M-NCPPC representative.			

Sustainable Maryland Certified Green Team		
Appointee	Represents	Term Expires
Denise Mitchell 04/10/12	City Elected Official	04/14
Patrick Wojahn 04/10/12	City Elected Official	04/14
VACANT	City Staff	
Loree Talley 05/08/12	City Staff	05/14
VACANT	CBE Representative	
VACANT	A City School	
Annie Rice	UMD Student	10/16
VACANT	UMD Faculty or Staff	
VACANT	City Business Community	
Ben Bassett - Proteus Bicycles 09/25/12	City Business Community	09/14
Douglas Shontz	Resident	05/16
Christine Nagle 04/10/12	Resident	04/14
VACANT	Resident	
VACANT	Resident	
<p>Established March 13, 2012 by Resolution 12-R-06. Up to 14 people with the following representation: 2 elected officials from the City of College Park, 2 City staff, 1 representative from the CBE, 1 representative of a City school, 1 student representative from the University of Maryland, 1 faculty or staff representative from the University of Maryland, 2 representatives of the City business community, up to 4 City residents. Two year terms. Not a compensated committee. A quorum shall be 6 people. The SMCGT shall select a Chair and a Co-Chair from among the membership on an annual basis. The SMCGT should meet at least bi-monthly. The liaison shall be the Planning Department.</p>		

Tree and Landscape Board			
Member	Represents	Appointed by	Term Expires
VACANT	Citizen	M&C	
John Krouse	Citizen	M&C	10/16
VACANT	Citizen	M&C	
Mark Wimer 7/12/05	Citizen	M&C	10/16
Joseph M. Smith 09/23/14	Citizen	M&C	09/16
Janis Oppelt	CBE Chair Liaison		
John Lea-Cox 1/13/98	City Forester	M&C	04/17
Steve Beavers	Planning Director		
Brenda Alexander	Public Works Director		
<p>City Code Chapter 179-5: The Board shall have 9 voting members: 5 citizens appointed by M&C, plus the CBE Chair or designee, the City Forester or designee, the Planning Director or designee and the Public Works Director or designee. Two year terms. Members choose their own officers. Not a compensated committee. Liaison: City Clerk's office.</p>			

Veterans Memorial Improvement Committee			
Appointee	Represents	Appointed by	Term Expires
Deloris Cass 11/7/01		M&C	12/15
Joseph Ruth 11/7/01	VFW	M&C	12/15
Blaine Davis 10/28/03	American Legion	M&C	12/15
Rita Zito 11/7/01		M&C	02/15
Doris Davis 10/28/03		M&C	12/15
Mary Cook 3/23/10		M&C	11/17
Arthur Eaton		M&C	11/16
Seth Gomoljak 11/6/14		M&C	11/17
VACANT			
Resolution 01-G-57: Board comprised of 9 to 13 members including at least one member from American Legion College Park Post 217 and one member from Veterans of Foreign Wars Phillips-Kleiner Post 5627. Appointed by Mayor and Council. Three year terms. Chair shall be elected each year by the members of the Committee. Not a compensated committee. Liaison: Public Works.			