



TUESDAY, FEBRUARY 9, 2016
CITY OF COLLEGE PARK
COUNCIL CHAMBERS

7:30 P.M.
MAYOR AND COUNCIL MEETING
AGENDA

MEDITATION

PLEDGE OF ALLEGIANCE: Councilmember Brennan

ROLL CALL

MINUTES: January 12, 2016 Public Hearing on Ordinance 15-O-07; January 12, 2016 Regular Meeting; January 26, 2016 Regular Meeting; January 26, 2016 Public Hearing on Ordinance 16-O-01.

ANNOUNCEMENTS

ACKNOWLEDGMENT OF DIGNITARIES

ACKNOWLEDGMENT OF NEWLY APPOINTED BOARD AND COMMITTEE MEMBERS

AWARDS

PROCLAMATIONS

AMENDMENTS TO AND APPROVAL OF THE AGENDA

CITY MANAGER'S REPORT: Scott Somers

STUDENT LIAISON'S REPORT: Cole Holocker

COMMENTS FROM THE AUDIENCE ON NON-AGENDA ITEMS

- Yashvi Aware, Miss College Park 2015

PRESENTATIONS

**Presentation of FY '16 Public School Education Grants
to the following 6 of the City's 10 neighborhood school grant recipients:**

- Cherokee Lane Elementary: Sheena Hardy, Principal
- University Park Elementary: Toi Davis, Principal
- High Point High School: Sandra Jimenez, Principal

- Paint Branch Elementary: Emmett Hendershot, Principal
- Greenbelt Middle School: George Covington, Principal
- Parkdale High School: Tanya Washington, Principal; Karen Bogoski, Technology Department Chair; Student members of the award-winning Parkdale Robotics Club

CONSENT AGENDA

- | | | |
|---------|---|--|
| 16-G-14 | Approval of 2016 Spring Field Use Requests for Duvall Field by the College Park Boys and Girls Club and Maryland Stingers Women's Rugby Club | Motion By:
To: Adopt
Second:
Aye: _____
Nay: _____
Other: _____ |
| 16-R-01 | A Resolution Of The Mayor And Council Of The City Of College Park, Maryland To Endorse The Neighborhood Businessworks Program's Financing To Milkboy College Park, LLC | |
| 16-G-15 | Motion to voice no objection to the annual renewal of liquor licenses for establishments in the City, authorization for the City Manager to sign a letter to that effect, and for staff to testify to the City's position before the Board of License Commissioners | |

ACTION ITEMS

- | | | |
|---------|--|--|
| 16-G-16 | Support for the request by the University of Maryland to rename Paint Branch Parkway to Campus Drive | Motion By: Day
To: Adopt
Second:
Aye: __
Nay: __
Other: _____ |
| 16-G-17 | Approval of installation of a permanent water line at the Old Town Community Garden | Motion By: Stulich
To: Adopt
Second:
Aye: __
Nay: __
Other: _____ |

COUNCIL COMMENTS

COMMENTS FROM THE AUDIENCE

ADJOURN

STATUS/INFORMATION REPORTS FOR COUNCIL REVIEW

1. Legislative Report – Leonard L. Lucchi, Esquire, O'malley, Miles, Nylen & Gilmore, P.A.

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MINUTES

MINUTES
Public Hearing of the College Park City Council
Tuesday, January 12, 2016
Council Chambers
7:15 p.m. – 7:17 p.m.

Ordinance 15-O-07

An Ordinance Of The Mayor And Council Of The City Of College Park, Amending Chapter 11 “Authorities”, Article II, “Airport Authority”, §11-5 “Creation; Members; Compensation; Conflicts Of Interest” And §11-6, “Purpose; Use Of Airport”; Chapter 15 “Boards, Commissions And Committees”, Article II, “College Park Recreation Board”, §15-3, “Membership; Terms” And Article VIII, “Committee For A Better Environment”, §15-34, “Powers And Duties” ; And Chapter 179 “Tree And Landscape Maintenance”, §179-2, “Purpose; Applicability”, §179-5, “Tree And Landscape Board” And §179-6, “Comprehensive Landscape Plan; Costs” To Incorporate Changes Recommended By The Airport Authority, Committee For A Better Environment And The Tree And Landscape Board, To Remove Certain References To Conflicts Of Interest From §11-5, To Set The Membership Of The Recreation Board At Up To Ten Members With The Goal Of Representation From Each District, And To Make Certain Non-Substantive Changes.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Dennis, Day and Kujawa.

ABSENT: Councilmembers Stulich and Cook.

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Bob Ryan, Director of Public Services; Bob Stumpff, Director of Public Works; Peggy Higgins, Director of Youth, Family and Senior Services.

Mayor Wojahn opened the Public Hearing on Ordinance 15-O-07 at 7:15 p.m. and invited Ms. Ferguson to provide an overview.

Ms. Ferguson stated that the Council met with their Boards and Committees last year to review their charge and mission. Some Boards requested changes that require amendments to the City Code, which this ordinance will accomplish.

Mayor Wojahn invited public comment on this Ordinance. There were no speakers.

Mayor Wojahn closed the Public Hearing at 7:17 p.m.

Janeen S. Miller, CMC
City Clerk

Date Approved

MINUTES
Regular Meeting of the College Park City Council
Tuesday, January 12, 2016
Council Chambers
7:30 p.m. – 9:15 p.m.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Dennis, Day, Stulich (arrived at 7:31 p.m.), Cook (arrived at 7:40 p.m.) and Kujawa.

ABSENT: None.

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Bob Ryan, Director of Public Services; Bob Stumpff, Director of Public Works; Terry Schum, Director of Planning; Peggy Higgins, Director of Youth, Family and Senior Services; Miriam Bader, Senior Planner.

Mayor Wojahn opened the Regular Meeting at 7:30 p.m. Councilmember Kabir led the Pledge of Allegiance.

Minutes: A motion was made by Councilmember Dennis and seconded by Councilmember Day to adopt the minutes of the December 7, 2015 Regular Meeting. The motion passed 7 – 0 – 0.

Announcements:

Councilmember Dennis invited everyone to the tribute for Dr. Martin Luther King, Jr. to be held on Saturday from 2 – 4 at The Clarice. He also announced that the Lakeland Civic Association would meet on Thursday at 7:00 p.m. at the College Park Community Center.

Councilmember Brennan said there would be a day of community service on Saturday at 8:00 a.m. to pick up trash in Berwyn and Lakeland. He also announced that the next Third Thirsty Thursday event would be held on January 21 at Ledo's Original Restaurant from 5 – 7 p.m. At 8:00 p.m. that same night, the Berwyn District Civic Association will meet at Fealy Hall.

Councilmembers Nagle and Kabir discussed the North College Park Citizens Association meeting on Thursday, January 14 at Davis Hall.

Acknowledgement of Newly Appointed Board and Committee Members: Mayor Wojahn acknowledged Alethea Ten Eyck-Sanders who was recently appointed to the Education Advisory Committee, and thanked her for serving.

Proclamations:

Mayor Wojahn presented a proclamation to B. W. Tom Davis and thanked him for his service on the Cable Television Commission. He then read the proclamation for the 25th Annual Tribute to Dr. Martin Luther King, Jr.

Amendments to the Agenda: None

City Manager's Report: Mr. Somers reminded everyone that City offices would be closed on Monday, January 18 for the Martin Luther King holiday; refuse and recycling collection will be one day later that week. Christmas trees will be collected on the regular yard waste collection day – place them at your curb by 7:00 a.m.

Comments From The Audience on Non-Agenda Items: None

PRESENTATIONS

Mayor Wojahn presented FY '16 Public School Education Grants to four of the City's ten neighborhood school grant recipients: Berwyn Heights Elementary (Principal Karen Singer), Buck Lodge Middle School (Principal Kenneth Nance), Hyattsville Middle School (Principal Thornton Boone, Teachers Lori Colding, and Else Dent) and Hollywood Elementary (Principal April Lee).

CONSENT AGENDA: A motion was made by Councilmember Day and seconded by Councilmember Stulich to adopt the Consent Agenda, which consisted of the following:

- 16-G-02** Approval of the appointment of Councilmember Monroe Dennis as the Mayor Pro Tem
- 16-G-03** Award of a contract to Playground Specialists, Inc., of Emmitsburg, Maryland, in the amount of \$44,949 to remove/replace the play structure at the Old Town playground, to be fully funded by a grant from Community Parks and Playgrounds.
- 16-G-04** Approval of a Memorandum of Understanding between the City of College Park and the University of Maryland to coordinate efforts to create a City/University Bikeshare System

The motion passed 8 – 0 – 0.

ACTION ITEMS:

- 15-G-132** Approval of City comments on DSP 13045 for Greenbelt Station South Core Phase III (Tabled from November 24, 2015)

A motion was made by Councilmember Kabir and seconded by Councilmember Nagle that the City Council support Detailed Site Plan 13045, Phase III of the South Core of Greenbelt Station, subject to the following:

- 1. Prior to final plat certification, the applicant shall create a lot that is a minimum of 175-feet long by 50-feet wide, shown as Alignment 2A in the City of College Park Pedestrian Overpass Feasibility Study Additional Concept Alternatives, Addendum to the Technical Summary. This lot shall be held by the Homeowners' Association to be turned over to a public agency on demand for construction of a public pedestrian overpass. After 10 years from the date of final plat certification, if a pedestrian**

overpass has not been constructed, the lot will become the property of the Homeowners' Association.

- 2. Prior to certificate approval of the Detailed Site Plan, the applicant shall revise the site plan to relocate the pedestrian overpass to the area shown as Alignment 2A in the City of College Park Pedestrian Overpass Feasibility Study Additional Concept Alternatives, Addendum to the Technical Summary.**
- 3. Prior to certificate approval of the Detailed Site Plan, the applicant shall provide the City of College Park with broker information and promotional material associated with the proposed retail site.**
- 4. Subsequent to the determination that Lot 116 is to be retail or a public park and prior to the issuance of a building permit for lot 116, the applicant shall provide a Detailed Site Plan revision to address site layout and building details.**

Councilmember Kabir commented that this project is located entirely within the City of Greenbelt and is subject to a Development Agreement between the City of Greenbelt and the Applicant, as well as conditions of approval related to the Conceptual Site Plan. The primary concerns of the City of College Park relate to the requirement for showing a location for a pedestrian overpass on the site plan. An overpass at the proposed location will provide easy pedestrian and bicycle access to: Lake Artemisia, the Anacostia Watershed trail system, a retail site and the proposed FBI site near Greenbelt Metro station. College Park City Council adopted a resolution at the September 25, 2012 Council meeting to relocate the pedestrian overpass south of the Board of Education property. The District Council adopted a resolution that the general location of the pedestrian overpass should be south of the City's Public Works facility on industrial zoned property and not adjacent to any residential homes.

Comments from the audience:

Emily Larkin, 9006 50th Place: She is an avid cyclist. Right now the railroad tracks divide our community. There are only two places to cross the tracks in north College Park. When Metro is closed you can't use the tunnel. The sidewalk on Greenbelt Road is unpleasant and unsafe. She would hate to lose this opportunity to add another crossing. She supports showing this crossing on the plans.

Jeff Lemieux, 92 Ridge Road, Greenbelt, Co-Chair, Washington Area Bicyclist

Association: He agrees with the prior speaker and hopes this crossing will stay in the plan. It can be difficult to go east-west and believes there will be even more of a need if the FBI relocates to Greenbelt Station.

Alan Hew, 9118 Autoville Drive: He complimented the Council on the decision to move forward with securing the potential for this overpass. It is important to think forward to the future.

Mark Shroder, 4909 Muskogee: He discussed the Viers Mill Road pedestrian bridge in Montgomery County that connects the Rock Creek Trail from Lake Needwood to the DC line. That bridge does not have any retail component and the residents value the amenity. He encourages support of the bridge regardless of the retail. However, he does not believe that 10 years is long enough to raise the money to build the bridge.

David Blumgart, 4109 31st Street, Mt. Ranier: He is in support of keeping the overpass in the plans. One thing that makes this area so livable is the extensive path of connected trails. Anything that can help open up the choke point across the railroad tracks will make a big difference.

Phil Melton, 9005 50th Place, member, Prince George's County Bike Action Committee: The choke point at Greenbelt Road/MD 193 is a serious obstacle. This would provide needed access that is all-weather, all-hours. Don't allow fear to interfere with our growth.

Cheryl Molinatto, 5210 Huron Street: She and her husband are strongly in support of this bridge – they live near this area. They would love a closer access point across the tracks that is closer than MD 193. This would provide a convenient and safe crossing. New residents in the South Core development can walk over to College Park to partake of our many amenities.

Laurie Lemieux, 92 Ridge Road, Greenbelt, Owner, Proteus Bikes: She appreciates the trails and anything we can do to promote connectivity between our neighborhoods. Having another path over the tracks will be good for her personally and for her business. Many studies show that bicycles and pedestrians are good for business.

Scott Wilson, 6100 42nd Place, Hyattsville, Washington Area Bicyclist Coalition: This extra connection in the northern part of the City is important.

Linda Rioux, 4900 Blackfoot Road: She agrees with what everyone said. She has seen the comment on forums that this will serve only a minority of people. If you think it is a minority, it is because it is not safe out there now. Make it safe and more people will use it.

Justin Frye, Woodlawn Development (the applicant): The Park and Planning CSP condition includes language that the pedestrian overpass shall not detrimentally affect College Park or the Greenbelt Station development. Approval of this motion would detrimentally impact their development and would result in loss of potential townhouse lots. The NCPA was previously opposed to this. The 10 year sunset clause creates a new, undue level of uncertainty for current and future residents and for their marketing efforts.

Councilmember Nagle said she would vote in support of the motion. She acknowledged that there will never be agreement among all the parties. She looks forward to continuing the discussion on additional ways to improve pedestrian and bicycle connectivity and safety.

Councilmember Cook will also support the motion. However, we have other projects that we will need to fund, such as City Hall. We have to think about the cost of the projects that the City will have to fund.

Councilmember Day supports this motion but with some reservation. Connectivity is the key, but he does not think this is the correct location. We shouldn't be forcing the developer to do anything that causes them to lose lots.

Councilmember Brennan discussed the current access points across the railroad tracks and said the additional connectivity is invaluable. As we explore this further it is important to have people from all sides at the table. He is not sure that the 10 year sunset provision will allow

enough time to secure funding and build the project. We should think about revisiting this in 10 years and decide then whether to sunset it.

Councilmember Stulich said the trails in this area are one of the strongest attributes of living in College Park. She understands the developer's concerns but feels that this is a chance for the developer to give back to the community. She thinks this additional connection would add a lot to the community and attract people to live here. This is the best opportunity we are ever going to have to create this additional access point.

Councilmember Kabir understands that 10 years may not be enough time, but we need to try. He understands the loss of some units is a sacrifice for the developer, but they should think about the appreciation from the community for working with us. We will work together to address any remaining concerns.

There was discussion about the 10 year sunset provision in the motion, and whether that language might get into the Planning Board's final resolution. Councilmember Brennan said placing the sunset at this point is a final statement for an uncertain future. It might be beneficial to provide some flexibility to future Councils.

Amendment: A motion was made by Councilmember Brennan and seconded by Councilmember Stulich to amend the motion by removing the last sentence in Condition #1 regarding the 10-year sunset provision ("After 10 years from the date of final plat certification, if a pedestrian overpass has not been constructed, the lot will become the property of the Homeowners' Association").

Ms. Ferguson said this approach gives you the greatest flexibility, although the Planning Board might not accept it; they may put in an endpoint of their own.

Comments on the amendment:

Mark Shroder, 4909 Muskogee: He supports this amendment. He has been hearing about the Greenbelt development for 20 years and said then it would not be developed in his lifetime.

Councilmember Cook opposes the amendment. We shouldn't hold everyone in limbo forever.

Councilmember Stulich supports the amendment; 10 years is not enough time to make this happen.

Roll Call Vote on the Amendment:

Aye: Kabir, Nagle, Brennan, Dennis, Stulich, Day, Kujawa

Nay: Cook

The amendment passed 7 – 1 – 0 (Cook opposed).

Main Motion as Amended:

7 – 1 – 0 (Cook opposed)

The amended motion passed.

16-G-05 Authorization for the City Manager to spend the \$5,000 received from FY '16 discretionary grant funds from County Council Member Lehman for animal welfare purposes

A motion was made by Councilmember Stulich and seconded by Councilmember Nagle to accept an FY '16 \$5,000 discretionary grant from County Council Member Lehman for use by the City for animal control and welfare programs and to authorize the City Manager to spend the grant funds for these purposes, which may include support of Trap-Neuter-Release programs for feral cats.

Councilmember Stulich said we greatly appreciate the \$5,000 grant from Council Member Lehman for our animal control and welfare programs. One unfunded animal welfare issue is feral cat colonies. The Animal Control Officer has identified at least four separate colonies in the City. Some residents choose to care for these colonies by providing food and water, while other residents raise concerns about their impact on birds and other wildlife. Often these cats are unneutered so their numbers can grow over time, intensifying the issue. One recognized approach to handling this issue is known as Trap-Neuter-Release (TNR) in which organizations or individuals trap the cats humanely, take them to a vet to be neutered, and then release them back to their colony. County and City laws allow the release of captured feral cats if they have had their ears "tipped" to indicate they have been neutered. This approach would reduce feral colonies over time and is considered more humane than trapping and euthanizing feral cats. The Animal Welfare Committee would like to work with non-profit TNR programs to address this issue. Council Member Lehman's grant provides resources that could be used for this purpose. By this motion the City Manager will be authorized to use these grant funds to support this effort, as well as other animal welfare programs in the City.

There were no comments from the audience.

Councilmember Nagle thanked Council Member Lehman and said she hopes we can use this toward TNR.

The motion passed 8 – 0 – 0.

16-G-06 Approval of a facilitator for the 2016 Council retreat

A motion was made by Councilmember Brennan and seconded by Councilmember Day to authorize the City Manager to execute a contract with The Novak Consulting Group in an amount not to exceed \$4,500 to facilitate a one-day Council retreat in February.

Councilmember Brennan said last year the City Council voted to have annual Council retreats with the intention to meet again in January or February of 2016. With a newly installed Council, new City Manager, and the newly adopted Strategic Plan, a Council retreat in February is very timely. The City Manager contacted several experienced retreat facilitators for proposals. One of the responses was from The Novak Consulting Group. The Council used Catherine Tuck Parrish from The Novak Consulting Group for the 2015 Strategic Planning process. Based on our experience with Ms. Tuck Parrish from that past endeavor, and on her unique familiarity

with the newly adopted Strategic Plan and with the City in general, she is the ideal candidate to facilitate this retreat.

There were no comments from the audience or the Council.

The motion passed 7 – 1 – 0 (Cook opposed).

15-O-07 Adoption of Ordinance 15-O-07, An Ordinance Of The Mayor And Council Of The City Of College Park, Amending Chapter 11 “Authorities”, Article II, “Airport Authority”, §11-5 “Creation; Members; Compensation; Conflicts Of Interest” And §11-6, “Purpose; Use Of Airport”; Chapter 15 “Boards, Commissions And Committees”, Article II, “College Park Recreation Board”, §15-3, “Membership; Terms” And Article VIII, “Committee For A Better Environment”, §15-34, “Powers And Duties” ; And Chapter 179 “Tree And Landscape Maintenance”, §179-2, “Purpose; Applicability”, §179-5, “Tree And Landscape Board” And §179-6, “Comprehensive Landscape Plan; Costs” To Incorporate Changes Recommended By The Airport Authority, Committee For A Better Environment And The Tree And Landscape Board, To Remove Certain References To Conflicts Of Interest From §11-5, To Set The Membership Of The Recreation Board At Up To Ten Members With The Goal Of Representation From Each District, And To Make Certain Non-Substantive Changes.

A motion was made by Councilmember Stullich and seconded by Councilmember Dennis to adopt Ordinance 15-O-07, An Ordinance Of The Mayor And Council Of The City Of College Park, Amending Chapter 11 “Authorities”, Article II, “Airport Authority”, §11-5 “Creation; Members; Compensation; Conflicts Of Interest” And §11-6, “Purpose; Use Of Airport”; Chapter 15 “Boards, Commissions And Committees”, Article II, “College Park Recreation Board”, §15-3, “Membership; Terms” And Article VIII, “Committee For A Better Environment”, §15-34, “Powers And Duties” ; And Chapter 179 “Tree And Landscape Maintenance”, §179-2, “Purpose; Applicability”, §179-5, “Tree And Landscape Board” And §179-6, “Comprehensive Landscape Plan; Costs” To Incorporate Changes Recommended By The Airport Authority, Committee For A Better Environment And The Tree And Landscape Board, To Remove Certain References To Conflicts Of Interest From §11-5, To Set The Membership Of The Recreation Board At Up To Ten Members With The Goal Of Representation From Each District, And To Make Certain Non-Substantive Changes.

Councilmember Stullich commented that in 2015, the City Council undertook a comprehensive review of our 17 City-appointed Boards. As part of this process, we met with the Chairs of each Board and reviewed whether any changes were needed to the charge and mission of the Board. Several recommendations resulted from those meetings. Last November, Council adopted three resolutions to make updates to the Animal Welfare Committee, Education Advisory Committee and Veterans Memorial Committee. The remaining Boards requiring revisions were created by Ordinance and appear in the City Code, so those changes must be enacted by Ordinance. This

ordinance addresses the changes needed for the Airport Authority, Committee for a Better Environment, Recreation Board and Tree and Landscape Board.

Due to the earlier public hearing no comments were taken from the audience. There were no comments from the Council.

The motion passed 8 – 0 – 0.

16-O-01 Introduction of 16-O-01, An Ordinance of the Mayor and Council of the City of College Park, Maryland to Amend the Fiscal Year 2016 Operating and Capital Budget of the City of College Park, Maryland (Amendment #2)

A motion was made by Councilmember Dennis and seconded by Councilmember Brennan to introduce Ordinance 16-O-02, An Ordinance of the Mayor and Council of the City of College Park, Maryland to Amend the Fiscal Year 2016 Operating and Capital Budget of the City of College Park, Maryland (Amendment #2).

Mayor Wojahn announced that the Public Hearing will be held at 7:15 p.m. on Tuesday, January 26, 2016 in the Council Chambers.

16-G-07 Appointments to Boards and Committees

A motion was made by Councilmember Nagle and seconded by Councilmember Cook to make the following appointments:

- Appointed Mayor Wojahn to fill Mayor Fellows vacancy as a Class B Director of the College Park City-University Partnership (term to expire 6-30-17)
- Appointments to College Park City-University Partnership Subcommittees:
 - Housing and Development - Councilmembers Brennan and Day
 - Transportation - Mayor Wojahn and Councilmember Cook
 - Education - Councilmembers Day and Dennis
 - Public Safety - Councilmembers Kabir and Stulich
 - Sustainability - Councilmembers Kujawa and Nagle
- Appointments to COG Subcommittees:
 - Board of Directors – Mayor Wojahn (Councilmember Dennis, alternate)
 - Transportation Planning Board – Councilmember Dennis (Councilmember Kabir, alternate)
 - Air Quality Committee – Councilmember Day (Councilmember Dennis, alternate)
 - Region Forward Coalition – Mayor Wojahn (Councilmember Nagle, alternate)
 - Human Services and Public Safety Policy – Vacant (Mayor Wojahn, alternate)
 - Climate, Energy and Environment Policy – Councilmember Nagle (Councilmember Brennan, alternate)
 - Chesapeake Bay and Water Resources Policy – Councilmember Nagle (Councilmember Brennan, Alternate)

- Reappointed Larry Bleau to the Advisory Planning Commission, Appointed John Rigg to the Advisory Planning Commission, Reappointed Gail Kushner to the Ethics Commission, Reappointed Donna Weene and Janis Oppelt to the Committee for a Better Environment, Reappointed Doris Davis, Tom Davis and Joe Ruth to the Veterans Memorial Committee, and Appointed Alan Hew to the Committee for a Better Environment

COUNCIL COMMENTS:

Councilmember Stullich thanked Councilmember Brennan for picking up litter in Old Town.

Councilmember Cook said the Veterans Memorial Committee is meeting tomorrow night at 6:00 p.m. and is looking for new members.

COMMENTS FROM THE AUDIENCE: None.

ADJOURN: A motion was made by Councilmember Brennan and seconded by Councilmember Day to adjourn the meeting. With a vote of 8- 0 - 0, Mayor Wojahn adjourned the meeting at 9:15 p.m.

Janeen S. Miller, CMC
City Clerk

Date
Approved

MINUTES
Regular Meeting of the College Park City Council
Tuesday, January 26, 2016
Council Chambers
7:30 p.m. – 9:04 p.m.

PRESENT: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Dennis, Day, Cook and Kujawa.

ABSENT: Councilmember Stullich.

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Bob Ryan, Director of Public Services; Terry Schum, Director of Planning; Steve Groh, Director of Finance; Jill Clements, Director of Human Resources; Steve Halpern, City Engineer; Cole Holocker, Student Liaison.

Mayor Wojahn opened the Regular Meeting at 7:30 p.m. Councilmember Nagle led the Pledge of Allegiance.

Minutes: A motion was made by Councilmember Dennis and seconded by Councilmember Brennan to adopt the minutes of the Special Session on January 5, 2016, and the transcript in lieu of minutes for the December 1, 2015 Oral Argument in CEO-2015-02, Cruz Development Corporation. The motion passed 7 – 0 – 0.

Announcements:

Councilmember Nagle said that even though County schools are closed due to the snowstorm, certain schools are open to provide a free lunch to students.

Councilmember Kabir thanked the Public Works staff for their work clearing the City streets after the historic blizzard last weekend.

City Manager's Report: Mr. Somers discussed the items in the red folder; the "lay on the table" item for a stop sign on Quebec at 49th Avenue; the Family Fun Bowling Bash on January 31. He reported on the City's snow removal efforts for last weekend's blizzard and said this will be a discussion topic at next week's Worksession.

Student Liaison's Report: Mr. Holocker said the University is opening on time tomorrow, however there is limited parking on campus due to the snow so consider using transit. The SGA will meet on Wednesday at 6:00 p.m.

Comments From The Audience on Non-Agenda Items:

Anna Ubeda, 5110 Paducah Road: She commented on the unusually poor quality of snow clearing in Sunnyside during this storm. Usually, the City does a better job, but something was different this time. Listen to the neighbors and move forward to find a solution. She lives at an intersection and a deep amount of snow was dumped in her driveway. Consider designated areas in each neighborhood to dump the snow.

Anna Stebbing, 5202 Mineola Road: She can't sleep at night because of the permit parking restrictions just imposed on her block. Her family has four cars, and they are only allowed two parking permits. There wasn't enough input from the residents. This has created a hardship – she doesn't know how to solve this problem. There is not a parking problem during the day – the problem starts after 9:00 p.m. Can she use the visitor passes for her cars? What is she supposed to do? She asked the Council to reconsider.

Barbara Llewelyn, 5200 Mineola Road: She has the same problem with the parking as the last speaker. The parking restrictions they imposed have changed everyone's life. They have four cars. She wasn't able to attend the public hearing. Council did this too quickly. She is hoping for a solution in the very near future. The people on her block that were complaining have driveways so she doesn't understand this.

Mayor Wojahn said a meeting for the neighbors will be scheduled at Davis Hall in the near future to discuss these issues.

Mayor Wojahn announced that the presentations of the FY '16 Public School Education Grants listed on the agenda will be postponed since the schools are closed due to the snow.

CONSENT AGENDA: A motion was made by Councilmember Day and seconded by Councilmember Dennis to adopt the Consent Agenda, which consisted of the following:

- 16-G-08 Approval of a Request for a Driveway Apron Variance for 9032 48th Place, subject to the applicant entering into a Declaration of Covenants with the City in substantially the form attached, and authorization for the City Manager to sign the Declaration of Covenants**
- 16-G-09 Approval of request by the College Park Community Foundation for City co-sponsorship of the 2016 Mothers Day Weekend 5K Race**
- 16-G-11 Approval of a letter to County Council Member Glaros requesting FY '17 funding for a Transportation Demand Management District**

The motion passed 6 – 0 – 0 (Councilmember Nagle stepped away from the dais).

ACTION ITEMS:

- 16-O-01 Adoption of Ordinance 16-O-01, An Ordinance of the Mayor and Council of the City of College Park to Amend the Fiscal Year 2016 Operating and Capital Budget of the City of College Park, Maryland (Amendment #2)**

A motion was made by Councilmember Dennis and seconded by Councilmember Day to adopt Ordinance 16-O-01, An Ordinance of the Mayor and Council of the City of College Park to Amend the Fiscal Year 2016 Operating and Capital Budget of the City of College Park, Maryland (Amendment #2).

Councilmember Dennis said this budget amendment ordinance was introduced on January 12th and a public hearing was held earlier this evening. This budget amendment contains 2 separate components. The first component corrects a clerical error in the adoption of Ordinance 15-O-05, FY2016 Budget Amendment #1, on November 24, 2015. The second component transfers budgeted funds from 3 vacant positions in Public Works to cover 2 new positions. In Public Works, a new position would be created, entitled Assistant Director, Operations and Facilities, who would be responsible for supervising Public Works staff as well as being involved in the maintenance of all City buildings, negotiating contracts, and researching and recommending building systems. This exempt position would report to the Director of Public Works. The second new position is a Communications Coordinator who would work under the direction of the Assistant City Manager to improve the communications between the City and its residents in the ways identified in the strategic plan, including website review and social media. It has not yet been determined whether this position would begin as a full-time exempt position or might start as an intern. The funding provided by this budget amendment would allow flexibility in making this decision once applications are reviewed. Once this budget amendment is effective, the FY 2016 budget would have a -0- use of unassigned reserve and the unassigned reserve balance would be 29.4% of the expenditure budget.

Mayor Wojahn said we held a public hearing earlier in the evening so no additional audience comments will be taken at this time.

There were no comments from the Council.

The motion passed 7 – 0 – 0.

16-G-10 City Council Support for Deletion of School Facilities Surcharge exemption areas for Student Housing, and Creation of Exemption for Graduate Student Housing

Councilmember Brennan noted that there was new information in the red folder this evening regarding this item, so he would improvise and change the motion that was in the packet.

A motion was made by Councilmember Brennan and seconded by Councilmember Cook to support state legislation that would support the changes to remove the exemption areas from the Town of Riverdale Park, City of Hyattsville, and request that staff discuss the issue with staff from other municipalities. He further moved that we support providing the exemption to the surcharge upon approval of both the City and the County. The surcharge is a County fee to fund public schools. The City has opposed legislation that would have allowed other level of government to determine what property tax the City would have imposed, so it may seem inconsistent for the City to support legislation in which it determines whether or not the County fee should be charged. To that extent we also propose that there be legislation that would create an exemption to the school facilities surcharge for graduate student housing in the City of College Park upon the approval of the City of College Park.

Mr. Gardiner requested clarification of the motion. He then discussed the updated information in the red folder and how that differed from the staff recommendation and the information provided

to Council last week in the packet. He said that based on the direction from Council at the last Worksession, we prepared legislation that would remove the exemption for student housing from areas within the City of College Park and create the possibility of an exemption from the surcharge for graduate student housing, contingent upon the approval of both the City Council and the County Council. We then received comments on the proposed legislation and two changes were proposed. One is whether the exemption should still remain in Hyattsville and Riverdale Park. The second issue is who is the determiner of whether graduate student housing would receive the exemption - the City of College Park alone, or the City and the County.

The Council discussed the two issues.

A substitute motion was made by Councilmember Nagle and seconded by Councilmember Brennan that the City Council support State legislation that will: 1) Remove the current exemption to the County school facilities surcharge for new student housing in the City of College Park; and 2) Create an exemption to the County school facilities surcharge for new multi-family (not dormitory) housing located in College Park that has been designated by both the City Council and the County Council as graduate student housing.

There were no comments from the audience or the Council.

The motion passed 7 – 0 – 0.

16-G-13 Consideration of a state bond bill request for the Hollywood Streetscape Project

A motion was made by Councilmember Kabir and seconded by Councilmember Nagle that that the City Council request a State Bond bill for \$200,000 in capital funding for the Hollywood Streetscape project.

Councilmember Kabir explained that the City has developed plans that will significantly improve the safety and attractiveness of the public areas in the heart of the Hollywood commercial district. Approximately 6,000 residents live in the neighborhoods of north College Park serviced by the Hollywood Commercial District, where two destination retailers, REI and MOMs, are located. The Hollywood Streetscape project will provide a more unified and safe streetscape within the District. The estimated total capital cost exceeds \$1 million. The City would like to proceed with the streetscape phase of the plan, at an estimated cost of \$106,000 for design and \$425,000 for construction (\$531,000 total). City funds would pay for \$331,000 of the cost, and the State bond bill would provide the remaining \$200,000. If funded, the project schedule would be as follows: Final Design - March 2016 to August 2016; Permits - September 2016 to November 2016; Advertise for Bids - December 2016 to February 2017; Construction - April 2017 to July 2017.

There were no comments from the audience.

Councilmember Nagle said this project will help revitalize the Hollywood Commercial District so she will support the request.

The motion passed 7 – 0 – 0.

16-G-12 Appointments to Boards and Committees

A motion was made by Councilmember Brennan and seconded by Councilmember Dennis to appoint Dawn Powers to the Education Advisory Committee. The motion passed 7 – 0 – 0.

COUNCIL COMMENTS:

Councilmember Kabir thanked the volunteers, including the Phi Psi fraternity, who helped shovel snow after the blizzard.

Councilmember Nagle thanked Councilmember Kabir for his efforts after the blizzard – he was everywhere. There was a real sense of community.

Councilmember Brennan thanked Public Works staff; they were very responsive to the concerns that came in. He also thanked City Engineer Steve Halpern for attending the BDCA meeting last week – SHA got feedback from the community about the situation on MD 193 and will return with a proposed solution.

Councilmembers Dennis, Day and Kujawa also thanked the Phi Psi fraternity and other groups for their help with snow shoveling.

Councilmember Cook mentioned that Cherry Hill Road is a place where people typically get stuck after a snowfall. She added that workers from the Monument construction project helped clear a space for a resident who was moving just after the blizzard.

Mayor Wojahn echoed the appreciation that was expressed this evening.

COMMENTS FROM THE AUDIENCE: None.

ADJOURN: A motion was made by Councilmember Brennan and seconded by Councilmember Day to adjourn the Regular meeting and enter into a Closed Session to: Consider Matters That Relate To Collective Bargaining Negotiations, Consider The Acquisition Of Real Property, and Consult With Counsel On A Legal Matter. The motion passed 7 – 0 – 0, and Mayor Wojahn adjourned the Regular Meeting at 9:04 p.m.

Janeen S. Miller, CMC
City Clerk

Date
Approved

Pursuant to §C6-3 of the College Park City Charter, at 11:10 p.m. on January 19, 2016, a motion was made by Councilmember Kabir and seconded by Councilmember Brennan to enter into a Closed Session to: Consult with Counsel on a Legal Matter. The motion passed 8 – 0 – 0 and the Council entered into the closed session at 11:10 p.m.

Present: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Dennis, Stullich, Day, Kujawa and Cook.

Absent: None.

Also Present: Suellen Ferguson, City Attorney; Scott Somers, City Manager; Janeen Miller, City Clerk; Bill Gardiner, Assistant City Manager.

Topics Discussed: The City Attorney advised the City Council about a recent legal filing.

Actions Taken: None.

Adjourn: A motion was made by Councilmember Brennan and seconded by Councilmember Day to adjourn the closed session, and at 11:16 p.m. with a vote of 8 – 0 – 0, Mayor Wojahn adjourned the Closed Session.

Pursuant to §C6-3 of the College Park City Charter, at 9:04 p.m. on January 26, 2016, a motion was made by Councilmember Brennan and seconded by Councilmember Day to enter into a Closed Session to: Consult with Counsel on a Legal Matter, Consider the Acquisition or Sale of Real Property For A Public Purpose; and Consider Matters That Relate To Collective Bargaining Negotiations. The motion passed 7 – 0 – 0 and the Council entered into the closed session at 9:10 p.m.

Present: Mayor Wojahn; Councilmembers Kabir, Nagle, Brennan, Dennis, Day, Kujawa and Cook.

Absent: Councilmember Stullich.

Also Present: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Suellen Ferguson, City Attorney; Steve Groh, Director of Finance; Jill Clements, Director of Human Resources; Terry Schum, Director of Planning. Student Liaison Cole Holocker joined to topics 2 and 3.

Topics Discussed: 1) Collective Bargaining parameters; 2) possible real property acquisition; 3) legal position with respect to a recent legal filing.

Actions Taken: None.

Adjourn: A motion was made by Councilmember Dennis and seconded by Councilmember Day to adjourn the closed session, and at 10:27 p.m. with a vote of 7 – 0 – 0, Mayor Wojahn adjourned the meeting.

MINUTES
Public Hearing of the College Park City Council
Tuesday, January 26, 2016
Council Chambers
7:15 p.m. – 7:20 p.m.

Public Hearing on Ordinance 16-O-01
An Ordinance of the Mayor and Council of the City of College Park
to Amend the Fiscal Year 2016 Operating and Capital Budget
of the City of College Park, Maryland (Amendment #2)

PRESENT: Mayor Pro Tem Dennis; Councilmembers Kabir, Nagle, Brennan, Dennis, Day, Kujawa and Cook.

ABSENT: Mayor Wojahn and Councilmember Stullich.

ALSO PRESENT: Scott Somers, City Manager; Bill Gardiner, Assistant City Manager; Janeen Miller, City Clerk; Suellen Ferguson, City Attorney; Bob Ryan, Director of Public Services; Steve Groh, Director of Finance; Jill Clements, Director of Human Resources; Cole Holocker, Student Liaison.

Mayor Pro Tem Dennis opened the Public Hearing on Ordinance 16-O-01 at 7:15 p.m. and invited Mr. Groh to provide an overview.

Mr. Groh stated that this amendment has two separate components. There was a previous budget amendment passed by the Council on November 24, 2015, but due to a clerical error, an earlier version of that ordinance was adopted, so this amendment will correct that mistake. The second component proposes to take budgeted funds from 3 vacant positions in Public Works to cover 2 new positions. In Public Works, a new position would be created, entitled Assistant Director, Operations and Facilities, who would be responsible for supervising Public Works staff as well as being involved in the maintenance of City buildings. This exempt position would report to the Director of Public Works. The second proposed new position is a Communications Coordinator who would work under the direction of the Assistant City Manager to improve the communication between the City and its residents in the ways identified in the strategic plan, including website review and social media. A tentative job description has been written and this budget amendment provides the flexibility for the City Manager to determine if that position will begin as a full-time exempt position or as an intern position. Either way, the vacancies in Public Works provides enough funding. Once this budget amendment is effective, the FY2016 budget would have zero use of unassigned reserve and the unassigned reserve balance would be 29.4% of the expenditure budget.

Mayor Pro Tem Dennis announced that no one had signed up to speak at this Public Hearing and asked if anyone in the audience wished to testify. There were no speakers.

Mayor Pro Tem Dennis closed the Public Hearing at 7:20 p.m.

Janeen S. Miller, CMC
City Clerk

Date Approved

16-G-14

**CITY OF COLLEGE PARK, MARYLAND
WORKSESSION AGENDA ITEM**



Prepared By: Robert W. Ryan,
Public Services Director

Meeting Date: February 2, 2016

Presented By: Robert W. Ryan,
Public Services Director

Proposed Consent Agenda: Yes

Originating Department: Public Services

Issue Before Council: The City Council is asked to consider approving two field use reservation applications for Spring 2016.

Strategic Plan Goal: # 1 – One College Park

Background/Justification:

The City has received two field use reservations applications for Spring 2016. The first is from the College Park Boys and Girls Club. The second is from the Maryland Stingers Women's Rugby Club. These applications are annual requests from these two organizations for use of Duvall Field. Use is coordinated between these two organizations so that concurrent use does not conflict with either organization. The Recreation Board has reviewed these applications and recommends approval. The Public Services Director recommends approval. The City Council has approved both of these annual applications in the past.

Fiscal Impact:

None. Field maintenance is budgeted annually. CPB&GC fees are waived. The Stingers pay a fee for field use.

Council Options:

- #1 Approve these two field use reservations applications.
- #2 Deny these two field use reservations applications.
- #3 Table this decision to a later meeting.
- #4 Direct staff to conduct more research.

Staff Recommendation:

#1

Recommended Motion:

I move to approve two field use reservation applications for Spring 2016, one for the College Park Boys and Girls Club and the other for the Maryland Stingers Women's Rugby Club.

Attachments:

- 1. Two Field Use Reservation Applications



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: 21 Dec 2015

Name of Organization: College Park Boys + Girls Club

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

Contact Name(s): Mary Lintner

Mailing Address: 5030 Laguna Rd College Park Md 20740

Email Address: Mary.Lintner@aol.com

Day Phone: _____ Evening Phone: _____ Cell Phone: 301 335 3106

Description of Activity/Event: SOCCER + lacrosse practice

Sports Baseball Football Lacrosse Softball T-ball SOCCER

Expected Number of Participants 150 Age Range: 5 - 14

Additional Requirements: Toilets Lights Concession Stand (sometimes)

Date(s) Requested: March 7 - July 31st 2016

See Facilities Rules and Regulations for acceptable times and age group

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

Time(s) Requested 5:30 a.m. p.m. UNTIL 9:00 a.m. or p.m.

Are you collecting a fee? Yes No If yes, Purpose: Registration fee (uniforms etc.)

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 \$ _____ Denied
Comments: _____
- Pub. Svcs Director Concur Yes No _____
Comments: _____
- 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;

normal wear + tear

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

College Park kids, College Park Adults
volunteering as coaches

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

youth's playing soccer + lacrosse
(some) seniors coaching

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

Coaching kids, serving food from
snack bar,

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

whatever assistance is needed!

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

Kids are very interested in
playing sports!

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;

There is minimal wear and tear on the field. It would be the equivalent of regular soccer team use.

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

At least half of our players either live or work in College Park. We also have several UMD alumni playing on the team.

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

Any women can play on our team. We are also trying to recruit more women from College Park to play with us, as well as

Looking for opportunities to get involved with teaching local high school students the game.

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

We are willing to help clean and maintain Duvall Field whenever the city needs us to. We are also willing to volunteer at

Community events whenever those opportunities arise.

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

We are willing to provide any assistance needed to maintain the field.

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

The MD Stingers believe that our team provides local women of all athletic ability and experience the chance to participate in a team environment and learn skills that will benefit both their life and the community.

16-R-01

**A RESOLUTION OF THE MAYOR AND COUNCIL
OF THE CITY OF COLLEGE PARK, MARYLAND
TO ENDORSE THE NEIGHBORHOOD BUSINESSWORKS PROGRAM'S
FINANCING TO MILKBOY COLLEGE PARK, LLC**

WHEREAS, the City of College Park is interested in promoting the revitalization of our community by encouraging the development and/or expansion of for-profit and nonprofit small businesses; and

WHEREAS, MilkBoy College Park LLC applied to the Neighborhood BusinessWorks Program for financing to renovate and occupy the property at 7416 Baltimore Avenue; and

WHEREAS, this project is located in a State-approved locally designated revitalization area and conforms to the local zoning code; and

WHEREAS, the regulations of the Neighborhood BusinessWorks Program require that all projects receiving financing be approved and supported by the appropriate governing body of the locality in which the project is situated.

NOW, THEREFORE, BE IT RESOLVED that the City of College Park hereby endorses the financing to MilkBoy College Park LLC; and

BE IT FURTHER RESOLVED that copies of this Resolution be sent to Michael Haloskey, Director, Neighborhood BusinessWorks Program at the Maryland Department of Housing and Community Development, 7800 Harkin Road, Lanham, MD 20706.

ADOPTED by the Mayor and Council of City of College Park at a regular meeting on the _____ day of _____, 2016.

EFFECTIVE the _____ day of _____, 2016.

I hereby certify that this Resolution is true and correct and duly adopted by the Mayor and City Council of the City of College Park, Maryland.

WITNESS:

CITY OF COLLEGE PARK

Janeen S. Miller, CMC, City Clerk

Patrick L. Wojahn, Mayor

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

Suellen M. Ferguson, City Attorney

16-G-15

February 10, 2016

Charles W. Caldwell, III, Chairman
Board of License Commissioners of Prince George's County
9200 Basil Court, Suite 420
Largo, Maryland 20774

RE: Annual Liquor License Renewals

Dear Chairman Caldwell:

The Mayor and Council of the City of College Park, meeting on February 9, 2016, considered the renewal of all alcoholic beverage licenses which the Board of License Commissioners issues in the City.

I am pleased to report that the City of College Park does not object to, and voices no opposition to, the renewal of liquor licenses held by business establishments located in the City.

Thank you for the annual opportunity to consider any issues that have arisen concerning each liquor license, and whether to protest the granting of license renewals. City officials and residents appreciate this opportunity, and the continued efforts of your inspectors to maintain compliance with Board of License commissioners regulations within the City.

Sincerely,

Scott Somers
City Manager

cc: Mayor and City Council
Robert W. Ryan, Director of Public Services

16-G-16

MOTION:

I move that the Council support renaming Paint Branch Parkway to Campus Drive, and to authorize the Mayor to sign and send a letter stating the Council’s support for the new name to Prince George’s County Executive Rushern Baker and M-NCPPC Chair Elizabeth Hewlett, with copies to County Councilmember Dannielle Glaros, Mayor Vernon Archer of the Town of Riverdale Park, and President Wallace Loh, University of Maryland.

COMMENTS:

The City has received a request from the University of Maryland to support their intention to submit a request to Prince George's County to rename Paint Branch Parkway to Campus Drive or Campus Parkway. Paint Branch Parkway extends 1.6 miles from the intersection of Baltimore Avenue at Campus Drive and Kenilworth Avenue at Good Luck Road.

Re-naming this section “Campus Drive” will improve wayfinding to the University from Kenilworth Avenue and improve the sense of connectivity of the main campus with the Innovation District and the Research Park. The name change will benefit the City, the University, and the surrounding communities.

16-G-17

MOTION:

I move to authorize staff to pursue construction of a permanent water line to the Old Town Community Garden in an amount not to exceed \$25,000 from the Sustainability Initiatives budget, CIP Project #091004.

COMMENTS:

A permanent water connection is the most requested enhancement to the Old Town Community Garden and greatly needed by the gardeners. Providing this support ensures the long-term success of the Old Town Community Garden and demonstrates the City's commitment to sustainability.

Legislative Report

Janeen S Miller

Subject: FW: Legislative Report

TO: Bill Gardiner
FR: Len Lucchi, City Lobbyist
RE: Legislative Report

Today is the deadline for the introduction of Senate bills and next Friday is the deadline for the introduction of House Bills, so there will be a flood of new legislation over the next several days. Here is a summary of what has been introduced so far:

1. House Bill 277 – Municipalities – Authority to Serve Citations for Violations of County Laws – This bill has been scheduled for a hearing on February 9th before the Environment and Transportation Committee. There does not seem to be much of an appetite for municipalities to take on a county responsibility.
2. Senate Bill 248 – Municipalities p Vacant or Blighted Buildings – Registration and Remediation – This bill also has a hearing on February 9th before the Education, Health, and Environmental Affairs Committee. This bill was introduced and failed last year. It was submitted mainly for Annapolis. There did not seem to be an interest among other municipalities to put a spotlight on these properties.
3. Senate Bill 326 – Municipal Elections – Certificates of Candidacy – Proof of Filing – This bill was submitted because of a problem in a single municipality. The hearing was canceled which is a signal that the bill may be withdrawn.
4. Senate Bill 585/House Bill 723 – Highway User Revenues – Distribution to Municipalities – This bill is a MML priority. It seeks to gradually bring municipalities back to where they used to be with regard to Highway User Revenues.
5. PG 439-16 – Prince George’s County – School Facilities Surcharge – Student Housing Exemptions – This bill is submitted by the 21st District Delegation at the request of the City. It ends the current exemption from the school facilities surcharge for student housing and creates a new exemption for graduate student housing in College Park.

LEONARD L. LUCCHI, Esquire
O’MALLEY, MILES, NYLEN & GILMORE, P.A.
164 Conduit Street
Annapolis, Maryland 21401