

**COUNCIL MEETING OF THE CITY COUNCIL
HYATTSVILLE, MARYLAND**

August 2, 2010

Mayor Bill Gardiner called the meeting of the Council to order at 7:03 p.m. at the Municipal Building, 4310 Gallatin Street, Hyattsville, Maryland.

Present were Mayor Bill Gardiner, Council President Marc Tartaro (arrived at 7:20 p.m.) Vice President Bill Tierney, Council Members Ruth Ann Frazier, Paula Perry, Carlos Lizanne (arrived at 7:26 p.m.), Nicole Hinds (arrived at 7:18 p.m.), Douglas Dudrow, David Hiles (arrived at 7:13 p.m.), Matthew McKnight and Timothy Hunt (arrived at 7:04 p.m.).

Also present were City Administrator Murphy, Assistant City Administrator Jones, and City Clerk Barber.

Council Vice President Tierney moved that the Mayor and Council close the Council Meeting of Monday, August 2, 2010, to complete a personal action relating to the hiring of a City Treasurer (Motion# 147-08-10). A roll call vote was taken on the motion. The motion passed unanimously.

Note for the Record: The Mayor and Council went into a Closed Session at 7:05 p.m.

Council Vice President Tierney moved that the Mayor and Council return to open session for the Council Meeting of August 2, 2010. The motion passed unanimously.

Note for the Record: The Mayor and Council returned to open session at 7:50 p.m.

APPROVAL OF THE AGENDA:

Council President Tartaro moved that the Mayor and Council approve the agenda of August 2, 2010, as amended. Mayor Gardiner noted additional minutes have been added for approval and the discussion of the proposed Environmental Sustainability Policy. The motion passed unanimously.

APPROVAL OF MINUTES:

Council Vice President Tierney moved that the Mayor and Council approve the Public Hearing Minutes of May 17, 2010; Special Council Meeting Minutes of May 12, 2010, May 24, 2010; and the Council Meeting Minutes of May 17, 2010, June 7, 2010, and June 9, 2010. The motion passed unanimously.

PUBLIC COMMENT:

Sister Geri McPhee, a Ward 1 resident, addressed the Mayor and Council regarding the collection of trash for the convent located at 5300 43rd Avenue. Sister Geri noted it would be a hardship for the convent if the trash was not collected.

Ms. Shirley Fischer, a Ward 2 resident, addressed the Mayor and Council with a thank you to the Hyattsville Police Department for their service and assistance to the community.

Ms. Rebecca Schaaf, a Ward 2 resident, and member of the Hyattsville Environmental Committee, addressed the Mayor and Council; she stated her support of the proposed Environmental Sustainability Policy.

Father Stack, Pastor of Saint Jerome's Church, addressed the Mayor and Council regarding the trash collection for the convent. Father Stack requested that the City continue to collect the trash.

Mr. Alan Matlaga, a Ward 2, resident and member of the Hyattsville Environmental Committee, addressed the Mayor and Council; he stated his support of the proposed Wells Run MOU (Memorandum of Understanding).

CONSENT ITEMS:

Council President Tartaro moved that the Mayor and Council approve the following items as consent: (1) to accept a petition received from residents on Monday, July 19, 2010, concerning the Sabra, Wang & Associates Traffic Proposals for Queensbury Road. The petition will be submitted to the City Administrator's Office for review (Motion# 139-08-10); (2) to schedule a Public Hearing for Monday, September 13, 2010 at 7:30 p.m. concerning the possibility of including the 3100 Block of Gumwood Drive as a residential parking zone (Motion# 140-08-10). The motion passed unanimously.

ACTION ITEMS:

Council Member Perry moved that the Mayor and Council authorize the establishment of a skills pay Retirement Coordinator Certification, in the amount of \$300, for selected City employees, up to a maximum of five (5), payable annually, in arrears (Motion# 141-08-10). The Mayor and Council discussed briefly. The motion passed unanimously.

Council President Tartaro moved that the Mayor and Council adopt the goals, objectives and performance measures of all City departments and agencies dated June 4, 2010, as provided. The documents including mission statements, vision statements, and performance measures for the departments are posted on the City website; with Council approval as provided 8/2/10 it is recommended that City Council and City staff review them prior to the development of the City FY 12 budget by holding a work session on this topic in January 2011 (Motion# 145-08-10). The Mayor and Council discussed the issue at length. The motion passed unanimously.

Council President Tartaro moved that the Mayor and Council support Hyattsville Resolution 2010-06, a resolution of support on behalf of the Hyattsville Community Development Corporation's submission of an application for a 2011 Community Legacy Grant to the Maryland Department of Housing and Community Development (Motion# 144-08-10). The Mayor and Council discussed the motion briefly. The motion passed unanimously.

Council Member Hiles moved that the Mayor and Council authorize the City Administrator, upon review and approval by the City Attorney, to execute a contract with Bolton Partners, Inc. of 575 South Charles Street, Baltimore, Maryland 21201, for health insurance consulting services and cafeteria plan design, in an amount not to exceed \$13,000.00 (Motion# 142-08-10). The motion passed unanimously.

Council President Tartaro moved that the Mayor and Council authorize the establishment of a Fair Labor Standards Act (FLSA) exempt position of Chief Information Officer in the Information Technology Office at the level of 1.0 Full-Time Equivalent, as approved in the Fiscal Year 2010-2011 Operating Budget, accept the Position Description for the Chief Information Officer, specify that the classification for the position is Grade 120, amend the City's pay scale to accommodate the pay range for this position, approve revisions to the current position description for the IT Manager and authorize the City Administrator to initiate a search to fill the new position (Motion# 129-07-10. Assistant City Administrator Jones, at Mayor Gardiner's request, provided clarification to the proposed motion and responded to questions of clarification posed by the Mayor and Council. The motion passed unanimously.

DISCUSSION ITEMS:

Recreation and the Arts Director Interview Panel

The Mayor and Council discussed the Recreation and the Arts Director Interview Panel at length noting the possibility of adding an observer to the panel.

Environmental Sustainability Policy

Council President Tartaro started the discussion of the proposed Environmental Sustainability Policy for the City of Hyattsville. The proposed policy was provided to the Mayor and Council in their weekly packet. The Mayor and Council discussed the proposed policy at length. City Administrator Murphy noted that an implementation process and staff feedback would take place prior to the Council's adoption of the policy during a September Council Meeting.

Wells Run Memorandum of Understanding (MOU)

Council Member Hunt read Motion # 89-05-10 (Wells Run – A Memorandum of Understanding by and between the City of Hyattsville, the Town of University Park, and the Town of Riverdale Park) for discussion purposes: I move that the Council authorize Mayor Gardiner to execute the amended Memorandum of Understanding establishing the Inter-Municipal Collaborative Committee on Wells Run. The Mayor and Council discussed the proposed motion and MOU at

length. Council President Tartaro requested that the City of College Park be included in the MOU.

Mayor Gardiner noted the upcoming community events and activities. Mayor Gardiner also noted that the Council will go on their summer recess from August 3rd through September 6th.

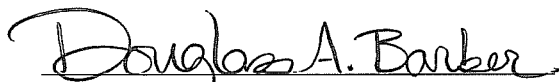
ACTION ITEM:

Council Vice President Tierney moved that the Mayor and Council authorize the City Administrator to negotiate a Memorandum of Understanding (MOU) with St. Jerome's Child Care Center for the continuation of trash collection at 5300 43rd Avenue. The MOU will make provisions for the use of Toters and reviewed after one year. City Attorney Colaresi addressed the Mayor and Council with his comments and concerns with the proposed motion. The Mayor and Council discussed the issue at length. **Council Member Perry moved to table the motion until the next Council Meeting (scheduled for Tuesday, September 7, 2010).** A roll call vote was taken on the motion. The motion passed unanimously.

Council Member Perry moved to adjourn the Council Meeting of August 2, 2010. The motion passed with Council Member Hiles voting against.

The meeting ended at 9:30 p.m.

Respectfully submitted,


Douglas A. Barber, City Clerk

Pursuant to the requirement of Annotated Code of Maryland State Government Article Section 10-509(c) (2), this statement is included in these minutes:

A closed session of the Council of the City of Hyattsville was held at 9:45 p.m., Monday, July 19, 2010, in the City of Hyattsville Municipal Building, Third Floor Council Chambers.

Present were Mayor Bill Gardiner, Council Vice President Bill Tierney, Council Members Ruth Ann Frazier, Paula Perry, Nicole Hinds, Douglas Dudrow, David Hiles, Matthew McKnight and Timothy Hunt. Council President Marc Tartaro and Council Member Lizanne were absent

Also present were Assistant City Administrator Jones, Chief of Police Holland and City Attorney Colaresi.

*On a motion made as follows by Council Member Perry: **Council Member Perry moved that the Mayor and Council close the Council Meeting of July 19, 2010, to discuss a personnel issue with the City Attorney and City Staff** (Motion# 138-07-10). A roll call vote was taken on the motion. The motion passed unanimously. *The authority under which the session was closed was Annotated Code of Maryland State Government Article Section 10-508(a)(1)(i) – The appointment, employment, assignment, promotion, discipline, demotion, compensation, remove, resignation, or performance evaluation of appointees, employees, or officials over whom it has jurisdiction The purpose of the meeting was to discuss personnel issues, and an overview of pending or potential litigation with the City Attorney. The meeting adjourned at 10:50 p.m.**