

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

April 4, 2011

Mayor Bill Gardiner called the meeting of the Council to order at 8:06 p.m. at the Municipal Building, 4310 Gallatin Street, Hyattsville, Maryland.

Present were Mayor Bill Gardiner, Council President Marc Tartaro, Council Vice President Bill Tierney, Council Members Ruth Ann Frazier, Paula Perry, David Hiles (arrived at 8:07 p.m.), and Timothy Hunt. Council Members Carlos Lizanne, Nicole Hinds, Douglas Dudrow, and Matthew McKnight were absent.

Also present were City Administrator Rose, Assistant City Administrator Jones, City Treasurer Stookey, Senior Code Inspector Giunta, and City Clerk Barber.

## **APPROVAL OF THE AGENDA:**

**Council President Tartaro moved that the Mayor and Council approve the agenda of April 4, 2011. Council Member Hunt moved to withdraw Motion# 63-04-11 (Request to Consider Amending the Gateway Arts District Table of Uses to Include Bed and Breakfast Establishments) and replace it with Motion# 65-04-11 (Standards for Operation of Bed and Breakfast Establishments).** The Mayor and Council discussed the issue at length. The motion passed unanimously. The Mayor and Council then approved the agenda of April 4, 2011, as amended. The motion passed unanimously.

## **PRESENTATION:**

Mr. Aaron Marcavitch, Executive Director for Anacostia Trails Heritage Area (ATHA), introduced himself as the new Executive Director for ATHA. Mr. Marcavitch provided a summary of the work that ATHA provides to the area municipalities and their current projects.

## **PUBLIC COMMENT:**

Ms. Geneen Massey, a Ward 3 resident, addressed the Mayor and Council regarding the Bed and Breakfast Issue. Ms. Massey noted the issues with Guests being at the homes. Ms. Massey asked questions on the proposed regulations and stated her support of the original motion that was before the Council.

Ms. Claudia Ferguson, a Ward 2 resident, addressed the Mayor and Council regarding the B&B issue. Ms. Ferguson stated her support of Bed and Breakfast establishments in the Arts District.

**CONSENT ITEMS:**

**Council President Tartaro moved the following items as consent: (1) to authorize the Mayor to send a letter of support to the Maryland Heritage Areas Authority (MHAA) Office of Preservation Planning in support of ATHA's application for management funding (Motion# 55-04-11); (2) to declare April 10, 2011 through April 16, 2011, as National Volunteer Week in the City of Hyattsville. I further move that the Mayor and Council pass a proclamation in support of this national recognition (Motion# 56-04-11); (3) to declare April 29, 2011, as National Arbor Day in the City of Hyattsville. I further move that the Mayor and Council pass a proclamation in support of this national recognition (Motion# 57-04-11); (4) to declare May 1, 2011 through May 7, 2011, as Municipal Clerks Week in the City of Hyattsville. I further move that the Mayor and Council pass a proclamation in support of this national recognition (Motion# 58-04-11); (5) to declare May 15 through May 21, 2011 as Police Week, and May 15, 2011, as Peace Officers' Memorial Day in the City of Hyattsville, and further move that the Mayor and Council pass a proclamation in support of this national recognition (Motion# 59-04-11); (6) to declare May 15, 2011 through May 21, 2011, as Public Works Week in the City of Hyattsville. I further move that the Mayor and Council pass a proclamation in support of this national recognition (Motion# 60-04-11); (7) to approve a proclamation in observance of National Preservation Month (May 2011), and furthermore express our deep appreciation to the Hyattsville Preservation Association for its work preserving, celebrating, and promoting the City of Hyattsville (Motion# 61-04-11); (8) to authorize the City Administrator to take personnel action to provide a \$2,000 bonus to the Acting Code Enforcement Supervisor, by no later than June 30, 2011 (Motion# 64-04-11). The motion passed unanimously.**

**ACTION ITEMS:**

**Council Member Hunt moved that the Mayor and Council direct staff to coordinate with our legal counsel to establish legal standards for the operation of Bed and Breakfast Establishments within Hyattsville. These drafted standards shall be presented to the Mayor, Council and Staff by the first meeting in June 2011 or sooner (Motion# 65-04-11).** The Mayor and Council discussed the issue at length. Senior Inspector Giunta addressed the Mayor and Council to provided clarification on how the creation of the license for a Bed and Breakfast establishment could be incorporated into the City's current business license scheme along with the creation of administrative procedures. The motion passed unanimously.

**Council President Tartaro moved that the Mayor and Council authorize the City Administrator to execute a lease renewal with the United States Postal Service (USPS), upon review and approval for legal sufficiency by the City Attorney, for the USPS parking lot located at 4325 Gallatin Street, for a three year lease beginning June 1, 2011, and ending May 31, 2014, for a total of three years at an annual amount of \$9,540.00, with a total cost of \$28,620.00. Assistant City Administrator Jones addressed the Mayor and Council with a brief overview of the motion. The motion passed unanimously.**

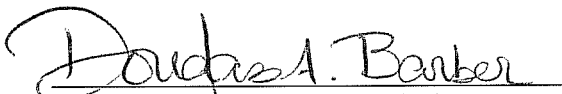
**DISCUSSION ITEM:***FY12 Budget Check-In and Update*

City Administrator Rose addressed the Mayor and Council on the proposed FY12 Budget. Mr. Rose provided the current status from the staff perspective on where they were in the FY12 Budget process as he has completed the second round of internal budget discussion with the department directors. Mr. Rose noted his proposed reductions for the FY12 Budget. The Mayor and Council discussed the issue at length. The Mayor and Council provided the City staff with items they would like to see incorporated in the FY12 Budget.

**Council Member Perry moved to adjourn the Council Meeting of April 4, 2011.** The motion passed unanimously.

The meeting adjourned at 9:45 p.m.

Respectfully submitted,

  
Douglass 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 9:17 p.m., Monday, March 28, 2011, 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, Carlos Lizanne, Nicole Hinds, Douglas Dudrow, David Hiles, Matthew McKnight and Timothy Hunt. Council President Marc Tartaro was absent.

Also present were City Administrator Rose,

*On a motion made as follows by Council Vice President Tierney: **Council Vice President Tierney moved that the Mayor and Council close the Council Meeting of Monday, March 28, 2011, to discuss a personnel matter** (Motion# 54-03-11). 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 a personnel matter regarding the employment agreement with the Supervisor of Code Enforcement. The meeting ended at 9:48 p.m.**