

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

January 21, 2009

Mayor Bill Gardiner called the meeting of the Council to order at 8:07 p.m. at the Municipal Building, 4310 Gallatin Street, Hyattsville, Maryland.

Present were Mayor Bill Gardiner, Council President Bill Tierney and Council Members Ruth Ann Frazier (left at 8:46 p.m.), Carlos Lizanne, Mark Matulef, and Krista Atteberry. Council Vice President Patterson and Council Members Perry, Tartaro, Hinds, and Dudrow were absent.

Also present were City Administrator Murphy, Assistant City Administrator Jones, Chief of Police Holland, and City Clerk Barber.

### **APPROVAL OF THE AGENDA:**

**Council Member Atteberry moved that the Mayor and Council approve the agenda as presented.** The motion passed, unanimously.

### **PUBLIC COMMENT:**

Mr. Ben Lipovsky, a resident of Hyattsville, addressed the Mayor and Council regarding the City Seal/City Logo/Slogan and current Council composition. Mr. Lipovsky stated he would like to see the City protect its property and have the City Seal and City Logos copyrighted for their protection. He also stated his opposition to any shrinking of the ward Council seats.

### **ADMINISTRATION:**

City Administrator Murphy reported to the Mayor and Council the numerous water main breaks that have been occurring in the City. Ms. Murphy requested that residents call the City to notify them in their neighborhoods when they become aware of a water main-break. Ms. Murphy noted that the Homeowner Tax rebate checks had been mailed to all qualifying residents. Ms. Murphy closed her report by responding to questions of clarification given by the Mayor and Council

Assistant City Administrator Jones updated the Mayor and Council on the current status of the Management and Efficiency project. He advised that TATC Consulting will be calling all Council Members as a part of the project.

Chief of Police Holland reported to the Mayor and Council the crime statistics for December 2008 with comparison given from 2007. He discussed briefly the bids for vendors for CCTV.

**ACTION ITEMS:**

**Council Member Frazier moved that the City Council approve the Mayor's appointment of the following individuals as members of the BB&T Advisory Task Force: John Milligan (Ward 5) 5017 36<sup>th</sup> Avenue, Daphne Brown (Ward 5) 5004 37<sup>th</sup> Avenue, Debbie Smith (Ward 5) 5003 37<sup>th</sup> Avenue, Kandra Strouss-Riggs (Ward 2) 5501 40<sup>th</sup> Avenue, and the addition of Marc Tartaro as Co-Council Committee Liaison (Motion # 19-01-09). The motion passed, unanimously.**

**Council President Tierney moved that the Mayor and Council introduce Hyattsville Ordinance 2009-03, an Ordinance whereby the City Council officially adopts its seal and the current logos and sets the penalty for unauthorized use of its seal and logos (First Reading)(Motion # 17-01-09). The motion passed, unanimously.**

**Council Member Atteberry moved that the Mayor and Council authorize the City to be listed as a supporter of a letter from the District 47 Economic Development Commission to be sent to various elected federal officials (Motion # 16-01-09). The motion passed, unanimously.**

Note for the Record: Council Member Frazier left the meeting at 8:46 p.m. due to illness. At this time the Mayor and Council did not have a quorum for the meeting so no more official action could take place. The remaining members of Council discussed the following items, with no official action being taken.

**DISCUSSION ITEMS:***Mid-Year FY09 Goals and Outcomes Review and FY10 Budget Process*

The Mayor and Council discussed the Mid-Year FY09 Goals and Outcomes Review and FY10 Budget Process item presented by Mayor Gardiner for Council and staff review. Mayor Gardiner advised that the item will be placed on the next Council Meeting agenda for additional discussion and council action.

*Motion#18-01-09 Clarification and Amendment of Article 1 Chapter 105 regarding Public Way and Sidewalk Area Maintenance*

The Mayor and Council, with input from City staff, discussed at length the proposed changes to Article I Chapter 105 regarding Public Way and Sidewalk Area Maintenance.

Mayor Gardiner ended the Council Meeting of January 21, 2009, by reviewing the upcoming meetings and scheduled activities for the City.

The Council Meeting of January 21, 2009 ended at 9:36 p.m.

Respectfully submitted,

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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 10:20 p.m., Monday, January 12, 2009, in the City of Hyattsville Municipal Building, Third Floor Council Chambers.*

*Present:* Mayor Bill Gardiner, Council President Bill Tierney, Council Vice President Anthony Patterson, and Council Members Ruth Ann Frazier, Carlos Lizanne, Marc Tartaro, Mark Matulef, Krista Atteberry, Nicole Hinds and City Administrator Murphy and Assistant City Administrator Jones. Council Members Paula Perry and Douglas Dudrow were absent.

*On a motion made as follows by Council President Tierney. **Council President Tierney moved to close the Special Council Meeting of January 12, 2009 to discuss a personnel matter involving the authorization of the City Administrator to negotiate terms for the contract for the position of Director of Recreation and the Arts.** A roll call vote was taken and by unanimous consent of the members present, the session was closed. 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 and give authorization to the City Administrator to negotiate terms of the contract for the Director of Recreation and the Arts position. The Mayor and Council discussed the issue. The meeting adjourned at 10:40 p.m.**