

COUNCIL MEETING OF THE CITY COUNCIL HYATTSVILLE, MARYLAND

July 14, 2008

Mayor Bill Gardiner called the meeting of the Council to order at 7:31 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, Marc Tartaro (arrived at 7:50 p.m.) Mark Matulef, Krista Atteberry, Nicole Hinds (arrived at 8:01 p.m.), and Douglas Dudrow. Council Vice President Anthony Patterson, and Council Members Paula Perry and Carlos Lizanne were absent.

Also present were City Administrator Murphy, Assistant City Administrator Jones, Chief of Police Holland (arrived at 8:00 p.m.), Community Development Manager Chandler, and City Clerk Barber.

Note for the Record: Council Member Dudrow left the Council Meeting at 7:50 p.m.

APPROVAL OF AGENDA:

Council Member Matulef moved that the Mayor and Council approve the agenda as amended, as Mayor Gardiner re-ordered the agenda items. The motion passed, unanimously.

Council President Tierney moved that the Mayor and Council in the interest of protecting the privacy of the individual involved that the city council go into closed session pursuant to Section 10-508(a)(2) of the State Government Article to discuss the health issues of a City official (with that official). (Motion# 104-07-08) A roll call vote was taken to close the meeting. The motion passed, unanimously.

Note for the Record: The Mayor and Council went into Closed Session at 7:34 p.m.

Council President Tierney moved to return to open session of the July 14, 2008, Council Meeting. The motion passed, unanimously.

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

PRESENTATION:

Mr. Dan Lynch, with the law offices of Knight, Manzi, Nussbaum & LaPlaca P.A, addressed the Mayor and Council on behalf of DeMatha Catholic High School in regards to their DSP-97030/02. Mr. Lynch provided a brief overview of the project and noted the proposed changes to the DSP-97030/02. Mr. Lynch responded to questions of clarification given by the Mayor and Council on the proposed changes to the project.

PUBLIC COMMENT:

Mr. Patrick O'Hagan, President of Hyattsville F.O.P Lodge #119., addressed the Mayor and Council; he provided comments to the items that are before the Council regarding changes to personnel with regards to compensation for officers.

Mr. David Marshall, 6000 Block of 37th Avenue, addressed the Mayor and Council regarding items on the current agenda and disclosed that he is a member of the Hyattsville Planning Committee as he wanted to address his comments and concerns with the DeMatha development project.

APPROVAL OF MINUTES:

Council President Tierney moved that the Mayor and Council approve the Council Meeting Minutes of June 2, 2008 and Council Meeting Minutes of June 3, 2008. The motion passed, unanimously.

DEPARTMENT REPORT:

City Administrator Murphy reported to the Mayor and Council on the fuel efficiencies the City departments have implemented due to rising fuel costs and the proposed savings that is anticipated from each department.

Assistant City Administrator Jones provided a brief update on proposed Administrative Manual that will be coming forward for Council's review and comment on a future Council Meeting Agenda.

CONSENT ITEMS:

Council President Tierney moved that the Mayor and Council approve the following items as consent: (1) to accept, appropriate, and authorize the expenditure of a \$ 1,000.00 grant from Prince George's County Arts Council. The purpose of the grant is for the Hyattsville Artist's Market. The funds will be used for promotion and publicity for the market. (Motion# 101-07-08); (2) to declare the following property for "surplus" so that the property may be offered for public auction and or otherwise be properly disposed: 1997 Ford Crown Vic 4- Door Sedan (Vin # 2FALP71W2VX211333), 2000 Ford Crown Vic 4-Door Sedan (Vin # 2FALP71W9YX165579), 2000 Ford Crown Vic 4-Door Sedan (Vin #2FALP71W7YX165578), 1996 Ford Crown Vic 4-Door Sedan (Vin # 2FALP1W1TX214513), 1996 Ford Crown Vic 4- Door Sedan (Vin # 2FALP71W9TX214503), 2000 Ford Crown Vic 4- Door Sedan (Vin # 2FALP71W5YX165577), 2000 Ford Crown Vic 4- Door Sedan (Vin # 2FALP71WXYX110218), 1990 Acura Legend 2- Door Sedan (Vin # JH4KA3174LC016335), 1989 Nissan Maxima 4- Door Sedan (Vin # JN1HJ01P7KT296697) (Motion # 99-07-08); (3) to approve a proclamation proclaiming Tuesday, August 5, 2008 as "National Night Out" in the City of Hyattsville (Motion#100-07-08); (4) to re-appropriate grant funds awarded and accepted in prior fiscal years, which were unexpended as of June

30, 2008, but still available for expenditure in FY09 (Motion# 102-07-08); (5) to authorize the City Administrator to enter into a 36 month lease agreement with copier workshop for four copy machines at an annual cost of \$16,020 plus maintenance costs. The contract to be reviewed by the City Attorney (Motion# 109-07-08); (6) to send a letter to the Board of Zoning Appeals posing “No Objection” to variance V-66-08, a request for permission to validate existing conditions and obtain a building permit for a new driveway in the front yard of the premises known as Lot 12, Block 1, Willis Subdivision, re-subdivision of Northwest Hyattsville Subdivision, being 4008 Nicholson Street, Hyattsville, Prince George’s County, Maryland (Motion# 107-07-08); (7) to send a letter to the Board of Zoning Appeals posing “No objection” to variance V-71-08, a request for permission to construct a driveway in the front yard of the premises known as Lot 24, Block 29, Hyattsville hills Subdivision, being 5716 39th Avenue, Hyattsville, Prince George’s County, Maryland (Motion# 108-07-08); (8) to approve the Mayor’s appointment of the following residents to the Code Enforcement Committee: Mr. Tom Lopresti, 5221 42nd Place - Ward 2 and Ms. Nina Faye 4004 Queensbury Road, -Ward 3. The appointments will be effective July 15, 2008 and will terminate January 31, 2010 (Motion # 105-07-08); (9) to schedule a Closed Session for Monday, July 21, 2008, at the close of the Council Meeting of July 21, 2008, to discuss a personnel matter (Motion#103-07-08). The motion passed, unanimously.

DISCUSSION ITEMS:

Motion# 110-07-08 Gateway Signage proposals to City of Hyattsville RFP

Community Development Manager Chandler provided an in-depth overview of Motion#110-07-08; he noted that the City had received four RFP’s and then explained at length his recommendation. Mr. Chandler, at the request of the Council explained the reasons for the proposed placements of the signage and responded to questions of clarification given by the Mayor and Council. The Mayor and Council discussed the item at length. Mayor Gardiner noted that the item would come back to the Council at the next Council Meeting for formal action.

Motion# 106-07-08 DeMatha Catholic High School DSP-97030/02

Community Development Manager Chandler provided a brief overview of Motion#106-07-08 regarding DeMatha Catholic High School DSP-97030/02. The Mayor and Council discussed briefly. Mr. Chandler noted the City’s time-line to respond to M-NCPPC on the issue. Mayor Gardiner noted the item will be placed on the next Council Meeting Agenda for further discussion and possible action.

Motion#111-07-08 Approval of FY ’09 Goals and Outputs

City Administrator Murphy walked the Mayor and Council through the proposed FY09 Goals and Outputs document. Mayor Gardiner noted the item will come back for formal action at the Council Meeting of July 21, 2008, and requested that Council review the document and provide feedback prior to the next meeting.

The following items were discussed as a group but will be acted on as separate motions:

Motion#112-07-08 Salary Increase for Lieutenant Position; Motion# 89-05-08 Personnel Policy and Manual Update; and Motion# 113-08-07 Additional Step Recommendations to Pay Tables

City Administrator Murphy and City Treasurer Oliphant provided a brief overview of the staffs perspective and recommendation on the proposed items. The Mayor and Council discussed the issue at great lengths. Mayor Gardiner requested Council provide comments to him by Wednesday, July 16, 2008 in hopes to find a consensus on the issue.

Note for the Record: Council Member Tartaro left the Special Council Meeting of July 14, 2008 at 9:45 p.m.

Council President Tierney moved to adjourn the Special Council Meeting of July 14, 2008. The motion passed, unanimously.

The Special Council Meeting of July 14, 2008 ended at 10:18 p.m.

Respectfully submitted,

Douglass A. Barber, City Clerk