

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

January 16, 2007

Mayor Bill Gardiner called the meeting of the Council to order at 8:02 p.m. at the Municipal Building, 4310 Gallatin Street, Hyattsville, Maryland.

Present were Mayor Bill Gardiner, Council President Krista Atteberry (8:05 p.m.), and Council Members Ruth Ann Frazier, Christopher Currie, Paula Perry, Mary Elwood, Carlos Lizanne, Mark Matulef, Nicole Hinds, and Bill Tierney. Council Vice President Marc Tartaro was absent.

Also present were City Administrator Murphy, Chief of Police Holland, Director of Public Works Henry, City Treasurer Oliphant, City Attorney Colaresi, and City Clerk Barber.

The Hyattsville Boy Scout Troop #224 presented the flags for our Council Meeting of January 16, 2007.

**PRESENTATION:**

Mayor Gardiner presented proclamations of applications from the State of Maryland to the volunteers who worked on the Hyattsville Bird at the Hyattsville Elementary School; the following residents were acknowledged: Ms. Dana McQuillian, Ms. Becky Williams, Ms. Christine Hinojosa, Mr. Charles Sharpe and Mr. Gary Hamilton.

**APPROVAL OF AGENDA:**

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

**APPROVAL OF MINUTES:**

**Council President Atteberry moved that the Mayor and Council approve the Council Meeting Minutes of October 2, 2006, October 16, 2006, and November 6, 2006; Special Council Meeting Minutes of October 10, 2006, and November 13, 2006.** The motion passed, unanimously.

**PUBLIC COMMENT:**

Mr. Phil Hager, 5025 37<sup>th</sup> Place, addressed the Mayor and Council; he stated his comments and concerns with the paving and curb gutter work being done on his street.

Mr. Joe Peak, 5018 37<sup>th</sup> Place, addressed the Mayor and Council; he stated his comments and concerns with the paving and curb gutter work being done on his street. He noted the

condition of the trees that were recently trimmed on his street. Resident would like more notice when work is planned.

Mr. Nicholas Mychajluk, 5000 37<sup>th</sup> Place, addressed the Mayor and Council; he stated his comments and concerns with the paving and curb gutter work being done on his street, he would have like additional notice for the planned work.

Mr. Gerald Riddle, 5021 37<sup>th</sup> Place, addressed the Mayor and Council; he stated his comments and concerns with the paving and curb gutter work being done on his street.

Mr. Archie Russ, 5800 38<sup>th</sup> Avenue, addressed the Mayor and Council; he addressed the safety issue concerns with the area, concerns with new police officers not being able to find addresses, and the overall safety of Hyattsville.

Ms. Belle Waring, 3940 Madison Street, addressed the Mayor and Council; she commented on the proposed Jackson Subdivision proposal.

Mr. David Perry, 5704 30<sup>th</sup> Avenue, addressed the Mayor and Council; he stated concerns with the lack of street lighting, and funding for the police department, and the concerns with proposed funding of the proposed walking trail.

Mr. David Levy, 4212 Jefferson Street, addressed the Mayor and Council; he submitted to the City Clerk a petition for additional traffic calming on Jefferson, specifically enlarging the current humps or placing an additional hump in the street.

Mr. Mark J. Mazz, 4016 Jefferson Street, addressed the Mayor and Council; he stated his concerns with the planning of the proposed walking tour route.

Mr. Robert Harper, 4103 Gallatin Street, addressed the Mayor and Council; he spoke in support of the Hyattsville Legacy Walking Tour, and the proposed standards.

Ms. Linn Taylor, 5709 39<sup>th</sup> Avenue, addressed the Mayor and Council; she thanked resident for addressing the issue of crime in the area, and to increase the police force. Ms. Taylor also addressed concerns about the sidewalk issues in the City, and asked the question of where the funding was coming from.

Mr. Jonathan Barrett, 4200 Crittenden Street, addressed the Mayor and Council; he stated his support of the proposed Hyattsville Legacy Walking Tour.

Ms. Sarah Bartel, 4710 41<sup>st</sup> Place, addressed the Mayor and Council; she spoke on behalf of the Hyattsville Legacy Walking Tour Task Force; she spoke in support of the walking tour.

Mr. David Marshall, 6000 Block of 37<sup>th</sup> Avenue, addressed the Mayor and Council; he addressed comments on concerns with issues on the current meeting agenda.

Ms. Ava Kuo, with the Housing Initiative Partnership (HIP), addressed the Mayor and Council and provided a brief overview of the current status update (June 2006 to January 2007) on the Renaissance Square Artists Housing project.

Mr. Richard Holmes, addressed the Mayor and Council on the proposed Jackson Subdivision project. Mr. Holmes responded to questions of clarifications given by the Mayor and Council.

#### **DEPARTMENT REPORTS:**

City Administrator Murphy reported to the Mayor and Council of Director of Recreation and the Arts Mood's mother recent passing. City Administrator Murphy additionally noted the City's working on the FY08 Budget, and a brief overview of the upcoming and new renovations being done at the City Building.

City Attorney Colaresi provided a brief update to the Mayor and Council on current legal items he is addressing: Verizon Franchise Agreement has been reviewed, and the item is to be placed on the first Council Meeting in February 2007. Condominium Agreement with HIP, briefly reviewed with the Council issues being addressed in the current draft of the proposed condominium agreement of the Renaissance Square project.

#### **CONSENT ITEM:**

**Council Member Hinds moved that the Mayor and Council approve the appointment of the following residents to two year terms as members of the Code Enforcement Committee: Mr. Roy Smith (5034 37<sup>th</sup> Avenue) – Ward 5 and Mr. Pat Yinkey (5300 42<sup>nd</sup> Avenue) – Ward 2. The motion passed, unanimously.**

#### **ACTION ITEMS:**

**Council Member Elwood moved that the Mayor and Council approve the Mayor sending correspondence supporting with amendments proposed State Legislation PG 308-07 on the use of speed monitoring systems by municipalities in certain areas, and supporting State legislation PG 414-07 that would significantly increase the municipal share of the public safety surcharge. The motion passed, unanimously.**

**Council President Atteberry moved that the Mayor and Council adopt Hyattsville Resolution 2007-01, acknowledging the Washington Area Community Investment Fund's commitment to providing technical support and financial support to housing developers and homeowners in Prince George's County, including Hyattsville. This resolution is contingent upon the review of the City Attorney. The motion passed, unanimously.**

**Council Member Perry moved that the Mayor and City Council authorize the City Administrator, with the approval of the City Attorney, to renew the City's contract with FleetPro, Inc., 1540 Caton Center Drive, Baltimore, MD 21227, for the purpose**

**of continuing to provide vehicle maintenance services under the same service delivery and pricing terms described in the five (5) year contract awarded by the City of Bowie, MD to FleetPro, Inc. on July 5, 2005.** The motion passed, unanimously.

**Council Member Tierney moved that the Mayor and Council oppose the application to subdivide residential property located at 5806 –5810 40<sup>th</sup> Avenue and that the Mayor would send correspondence taking the City's position to M-NCPPC prior to their scheduled hearing on January 25, 2007.** The Mayor and Council discussed the issue at length. The motion passed, unanimously.

**DISCUSSION ITEMS:**

*Compensation Review Committee Recommendation*

Ms. Linn Taylor chairman of the Compensation Review Committee provided a brief overview of the committee recommendations. Ms. Taylor noted that the committee did not review benefits for Council. Mayor Gardiner noted the issue would come back to the Council for action at the Council Meeting of January 22, 2007.

*Hyattsville Legacy Walking Tour Standard*

Council Member Currie provided a brief review of the proposed motion on the issues. The Mayor and Council discussed the issue at length. Mayor Gardiner noted that the motion will be edited with Council feedback, and placed on the Council Agenda for action at the Council Meeting of January 22, 2007.

**Council Member Perry moved to adjourn the Council Meeting of January 16, 2007.** The motion passed, unanimously.

The Council Meeting of January 16, 2007 ended at 11:06 p.m.

**ATTEST:**

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Douglass A. Barber, City Clerk

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William F. Gardiner, Mayor