

COUNCIL MEETING OF THE CITY COUNCIL HYATTSVILLE, MARYLAND

November 21, 2005

Mayor Bill Gardiner called the meeting of the Council to order at 8:05 p.m. at the Municipal Building, 4310 Gallatin Street, Hyattsville, Maryland.

Present were Mayor Bill Gardiner, Council President Scott Wythe, Council Vice President Paula Perry and Council Members, Christopher Currie (8:15 p.m.), Mary Elwood, Carlos Lizanne, Marc Tartaro, Mark Matulef, Krista Atteberry, and Nicole Hinds. Council Member Ruth Ann Frazier was absent.

Also present were City Administrator Murphy, Director of Public Works Henry (8:35 p.m.), City Treasurer Oliphant, Supervisor of Code Enforcement Hampton, City Attorney Colaresi, and City Clerk Barber.

PRESENTATION:

Mr. Darren DeStefano and Dr. Marla McIntosh presented to the Mayor and Council the City of Hyattsville's Strategic Urban Forest Assessment. Mr. Darren DeStefano provided an overview of study that was done for Hyattsville, how the data was compiled, analyzed, and the procedures that were used to produce the data presented in the assessment. Mr. DeStefano and Dr. McIntosh responded to questions given by the Mayor and Council.

APPROVAL OF AGENDA:

Council President Wythe moved that the Mayor and Council approve the agenda as amended. The motion passed, unanimously.

PUBLIC COMMENT:

Ms. Linn Taylor, 5709 39th Avenue addressed the Mayor and Council; she stated her opposition and concerns regarding Hyattsville hiring a lobbyist for Hyattsville's Legislative Priorities; she stated we should lobby for ourselves.

Mr. David Marshall, 6000 Block of 37th Avenue, addressed the Mayor and Council on issues being addressed on the agenda. He specifically addressed the marketing task force motion; he would like to see Ward 4 and Ward 5 residents represented on the task force.

Mr. Joseph Borger represents the Hamilton Street Shopping Center, as the principal management company. Mr. Borger briefly discussed the issue before the Council to relocate the special refuse container at the site. Mr. Borger presented the plat of the site,

noting the parking and the current setbacks that do not meet all regulation and have been grandfathered due to the age of the shopping center.

Mr. Chris Borkoski, 7209 Hitching Post Lane addressed the Mayor and Council, regarding the renovation of the area playground in the University Hills area; he thanked the Mayor and Council for their support of the project.

STAFF REPORTS:

City Administrator Murphy addressed the Mayor and Council; she thanked all that participated in the Outback Steak House Fun Run/Walk.

Lt. Sam Alexander addressed the Mayor and Council, he announced that the Hyattsville Police Department would start their annual holiday patrols this week and run through January 1, 2006.

City Treasurer Oliphant addressed the Mayor and Council; he noted that the most recent financial reports were provided to the Mayor and Council in their weekly packet. City Treasurer Oliphant noted that the auditor will be presenting to the Mayor and Council in the near future.

NEW BUSINESS:

Council President Wythe moved that the Mayor and Council approve the following consent agenda items: (1) to confirm the following appointments to the Hyattsville Marketing Task Force: Chris McManes (Ward 2), Anne Baum (Ward 1), Aiyshen Padilla (Ward 2), Jim Craver (Ward 2), Yvonne Hill (Ward 3), Nathan Bartel (Ward 1), Susan Kurikeshu (Ward 2), Sharon Edwards (Ward 2), Miguel Corrigan (Ward 1), Karen Robinson (ex-officio, City Staff), Chris Currie (ex-officio, City Council Liaison). The term of these appointments expires June 30, 2007; (2) to schedule a Special Council Meeting for Monday, November 28, 2005 at 7:30 p.m. for a presentation of the final salary study report prepared by Clear Management, and to discuss the report finds, recommendations, and to consider options for implementing the proposed changes to the City's salary system; (3) to accept the petition submitted at the Council Meeting of 11/21/06 regarding the special refuse ordinance. The motion passed, unanimously.

Council Member Matulef moved that the Mayor and Council schedule a Special Council Meeting for Thursday, December 8, 2005 at 7:30 p.m. for a presentation of Renaissance Square project, and to discuss the contract for 4307 Jefferson Street with (HIP) Housing Initiative Partnership, and development of YCMA and possible structured parking. The motion passed, unanimously.

Council Member Atteberry moved that the Mayor and Council introduce Hyattsville Ordinance 2005-09(first reading), an ordinance whereby the City Council updates and makes definition changes to Chapter 96 of the City Code, Licensing of Rental Units, to reflect that all rental housing is to be inspected

whether or not it is owner occupied, to specify procedures for enforcement currently in keeping with enforcement practices, and to raise fines and penalties for violations of this Chapter and provide criminal penalties for willful and continuous violations.

The Mayor and Council discussed the proposed ordinance at length. City Attorney Colaresi provided legal clarification to the ordinance for the Mayor and Council. City staff and the City Attorney requested additional time to review the ordinance with information that was presented at the Public Meeting held on November 21, 2006 and from this meeting to revise the ordinance. **Council Vice President Perry moved that the Mayor and Council table the motion for at least two weeks prior to coming back to the Council for a formal action.** The motion to table passed, unanimously.

Council Vice President Perry moved that the Mayor and Council introduce Hyattsville Ordinance 2005-10 (first reading), an ordinance whereby the City Council reenacts Chapter 90 of the City Code, Peddling and Soliciting to update and clarify the language and to increase the fines for violations. The Mayor and Council discussed the issue at length. **Council Vice President Perry moved to continue discussion of Hyattsville Ordinance 2005-10 at the next Council Meeting.** The motion passed, unanimously.

Council Vice President Perry moved that the Mayor and Council include on the Special Council Meeting Agenda for Monday, November 28, 2005 for action and discussion by the Council the following items: Motions 180-11-05; 165-10-05; 186-11-05; 187-11-05; and 190-11-05. The motion passed, unanimously.

Council President Wythe moved that the Mayor and Council recognize Brudis and Associates, Inc. (BAI) as the lowest qualified bidder to the City of Hyattsville for engineering consulting services and direct the City Administrator to enter into a contract with BAI for such services as described in their bidding proposal, upon the review and approval of the City Attorney. The motion passed, unanimously.

Council Vice President Perry moved to adjourn the Council Meeting of November 21, 2005. The motion passed, unanimously.

The Council Meeting of November 21, 2005 ended at 10:24 p.m.

ATTEST:

Douglass A. Barber, City Clerk

William F. Gardiner, Mayor