

SPECIAL COUNCIL MEETING OF THE CITY COUNCIL HYATTSVILLE, MARYLAND

July 13, 2009

Mayor Bill Gardiner called the meeting of the Council to order at 8:25 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, Carlos Lizanne, Nicole Hinds Mofor, Douglas Dudrow, Anthony Patterson, David Hiles and Matthew McKnight.

Also present were City Administrator Murphy, Assistant City Administrator Jones, Police Chief Holland, Director of Recreation Mulkey, City Treasurer Rainey, Director of Code Enforcement Hampton, Police Lt. Blakes and Administrative Assistant Dunklee.

APPROVAL OF THE AGENDA:

Council Member Perry moved that the Mayor and Council approve the agenda of July 13, 2009 as amended. Council Member Perry requested that motion# 127-07-09 be pulled from consent agenda and placed on the action agenda. The motion passed unanimously.

APPROVAL OF THE MINUTES:

Council President Tartaro moved to approve the Special Council Meetings of March 23, 2009, April 27, 2009, May 6, 2009, May 11, 2009, Council Meetings of April 20, 2009, May 5, 2009, May 18, 2009 (first meeting), and May 18, 2009 (second meeting). The motion passed unanimously.

PRESENTATION:

Hyattsville Police Satellite Offices

Police Lt. Blakes discussed the Community Action Team (C.A.T.) and its purpose. Lt. Blakes noted that Mosaic at Metro provided the City Police Department with an office which can be used as a base for the Community Action Team. Lt. Blakes and C.A.T. are working to obtain additional office space that will allow the team to serve and monitor the quality of life for the residents of Hyattsville. Lt. Blakes and Chief Holland responded to questions of clarification given by the Mayor and Council. The issue was discussed at length.

PUBLIC COMMENT:

Mr. David Marshall, a Ward 3 resident, addressed the Mayor and Council and inquired if the graffiti machine can be rented as opposed to being purchased. Mr. Marshall addressed the adoption of the FY10 Budget with concerns of some of the allocated funds and also with funds from line-items that were reduced.

Mr. Scott Wilson, a Ward 3 resident, addressed the Mayor and Council regarding items on the Council Meetings Agenda and requested additional clarification be given when the items were presented.

DEPARTMENT REPORT:

City Administrator Murphy welcomed everyone back and introduced Mr. Anthony Rainey as the City's new City Treasurer; she noted that he started working for the City on June 29, 2009. Ms. Murphy reported on a joint project with the Department of Public Works and Department of Code Enforcement identifying trees that are dead and need removal throughout the City. Ms. Murphy informed the Council of the resignation of Director of Public Works Henry and advised that Assistant City Administrator Jones will be the acting director as the City proceeds to seek consultants to fill the vacancy. City Administrator Murphy and Assistant City Administrator Jones responded to questions of clarification given by the Mayor and Council.

CONSENT ITEMS:

Council President Tartaro moved that the Mayor and Council approve the following item as consent: (1) to approve a proclamation proclaiming Tuesday, August 4, 2009 as "National Night Out" in the City of Hyattsville (Motion# 126-07-09); (2) to schedule a Public Hearing for Monday, August 3, 2009 at 7:30 p.m. concerning the possibilities of including Jefferson Street (3500-3600 Blocks) and 36th Avenue (5600 Block) as residential parking zones (Motion# 128-07-09); (3) to approve a contract extension with the University of Maryland Public Training and Technical Assistance Program (PSTTAP). The new contract will become effective July 2009 upon signature of both parties and will terminate on June 30, 2010 (Motion# 129-07-09). The motion passed unanimously.

ACTION ITEMS:

Council Vice President Tierney moved that the Mayor and Council authorize the City Administrator to schedule a Council/Staff Retreat to be held on Saturday, September 12, 2009, facilitated by TATC, and extend the current contract to schedule Performance Measurement training for City staff on August 3, 2009, for half of a work day; and, on the same day schedule a report to Council by TATC Management Partners Inc., regarding the contract deliverable for Performance Measures in an amount that is not-to-exceed \$12,000.00 (Motion# 127-07-09). The Mayor and Council discussed the item at length. A roll call vote was taken on the motion. The motion passed

with Council President Tartaro, Council Vice President Tierney, and Council Members Lizanne, Dudrow, Patterson, Hiles, McKnight and Mayor Gardiner voting for and Council Members Frazier, Perry and Hinds voting against.

Council President Tartaro moved that the Mayor and Council select and approve the excavation & earthwork, underpinning and concrete construction proposal submitted by JG Garcete Construction Company Inc., at a cost not to exceed \$ 115, 172.65, and authorize the City Administrator to execute the proposal, upon the review for legal sufficiency by the City Attorney (Motion# 125-07-09). Community Development Manager Chandler provided a brief overview of the item. The motion passed unanimously.

Council Member Hiles moved that the Mayor and Council establish a temporary grant program for residential real property purchases during fiscal year 2010. The grants will be restricted to property transactions by purchasers who qualify for the Maryland Homestead Tax Credit Program. The grant will be \$ 1,000 per purchase, regardless of purchase price. Eligible purchases will be provided \$ 1,000 grants until the amount set aside for the program in FY10 is exhausted. The grant program for qualifying FY10 purchases may be extended to a second year if additional funding is approved by City Council as part of FY2011 budget (Motion# 121-06-09). The Mayor and Council discussed the issue at length. City Administrator Murphy and City Treasurer Rainey responded to questions addressed by the Mayor and Council on the implantation process of the program. Council Member McKnight moved to amend the motion. **Council Member McKnight amended the motion to review the status of the program at \$20,000 and then to revisit the issue to see if it should be pursued to the \$50,000 level.** The amendment passed unanimously. A roll call vote was taken on the motion as amended. The motion passed with Council President Tartaro, Council Members Frazier, Perry, Lizanne, Hinds, Dudrow, Hiles, and Mayor Gardiner voting for and Council Vice President Tierney voting against. Council Member Patterson abstained.

Council Vice President Tierney moved that the Mayor and Council authorize the City Administrator, following review by the City Attorney for legal sufficiency, to approve the purchase of one (1) Aladdin 42-535 LDV Trailer Mount Self-Contained Pressure Washer, a surface descaling and cleaning unit specifically designed for mobile urban graffiti removal operations, sold by Absolute Pressure Washers, 1702-A Midway Road, Odenton, MD 21113, in an amount not to exceed \$12,000, and authorize the expenditure of \$ 1,000 in grant funds and up to \$11,000 from Street Maintenance Capital Equipment funds as budgeted (Motion# 130-07-09). The motion passed unanimously.

DISCUSSION ITEM:

Impervious Surface (Article III – Paved Surfaces 68-8)

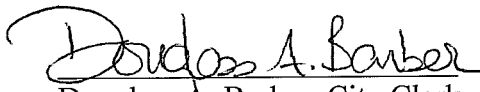
Mayor Gardiner noted that the Council has received a revised draft version of the proposed changes to the impervious surface code (*Article III – Paved Surfaces 68-8*). Director of Code Enforcement Hampton at Mayor Gardiner's request provided a brief overview of the

issue with regard to the proposed changes to the current ordinance. Director Hampton responded to questions of clarification given by the Mayor and Council on the issue. Mayor Gardiner advised everyone to call or email to receive further information on the issue as the item will be discussed at a future Council Meeting.

Council Member Perry moved that the Mayor and Council close the Special Council Meeting of July 13, 2009 to discuss personnel issues (Motion# 131-07-09). A roll call vote was taken on the motion. The motion passed, unanimously.

The Special Council Meeting of July 13, 2009, ended at 10:07 p.m.

Respectfully submitted,


Douglass A. Barber, City Clerk