

REGULAR MEETING OF THE GREENBELT CITY COUNCIL held Monday, July 11, 2016.

Mayor Jordan called the meeting to order at 8:05 p.m.

ROLL CALL was answered by Councilmembers Judith F. Davis, Konrad E. Herling, Leta M. Mach, Edward V. J. Putens, Rodney M. Roberts and Mayor Emmett V. Jordan. Councilmember Silke I. Pope was unable to attend due to a family matter.

ALSO PRESENT were Michael McLaughlin, City Manager; David Moran, Assistant City Manager; Karen Ruff, City Solicitor; and Cindy Murray, City Clerk.

Mayor Jordan asked for a moment of silence in memory of resident Barbara Simon, former residents Mike Shegogue, Marion Vaughn and Anne Marie Keller, and Journey Butler - daughter of Recreation Coordinator Brian Butler. Ms. Mach then led the pledge of allegiance to the flag.

APPROVAL OF CONSENT AGENDA: It was moved by Mr. Putens and seconded by Ms. Davis that the consent agenda be approved. The motion passed 6-0.

Council thereby took the following actions:

Minutes:

Interview, May 16, 2016

Interview, June 20, 2016

Work Session, June 21, 2016

Approved as presented.

Advisory Planning Board Resolution for Departure # DPLS 16-003: Council adopted the Advisory Planning Board Resolution for Departure Application 16-003-DPLS.

Board of Appeals Resolution for Variance 16-003-V: Council adopted the Board of Appeals Resolution for Variance 16-003-V.

13th Amendment/Freedom Day Holiday: Council referred the idea of the 13th Amendment/Freedom Day Holiday to the Community Relations Advisory Board for consideration in Greenbelt.

Reappointment to Advisory Group: Council reappointed Susan Breon to a new term on the Advisory Committee on Education and Steven Gilbert to a new term on the Board of Elections.

Resignation from Advisory Group: Council accepted the resignation of Jeff Lemieux from the Advisory Planning Board.

APPROVAL OF AGENDA: It was moved by Ms. Davis and seconded by Ms. Mach that the agenda be approved. The motion passed 6-0.

PRESENTATIONS:

Proclamation-Buy Local Week: Mayor Jordan read a proclamation to recognize the week of July 23 to 31 as Buy Local Week. Terry Kucera and Kim Rush Lynch, received the proclamation on behalf of the Greenbelt Farmers Market and the University of Maryland

College of Agriculture and National Resources.

PETITIONS AND REQUESTS:

Lore Rosenthal, Greenbelt Climate Action Network, requested Council urge the District Delegation to support a statewide ban on hydraulic fracking. Ms. Davis moved that “Letter of Support for Statewide Ban on Hydraulic Fracking” be added to the agenda of this meeting as Item #24. Mr. Herling seconded. The motion passed 6-0.

Emma Smith and other members of the Youth Advisory Committee (YAC) inquired about the status of YAC Report #2015-1 (Lowering the voting age) submitted last year. Ms. Murray advised that a work session on this report was on Council’s “to be scheduled” list. Council also noted a question regarding lowering the voting age had been included on the City’s last Community Questionnaire.

John Drago, Greenbelt, spoke about the high cost of medical care and the need for affordable housing in the City.

MINUTES OF COUNCIL MEETINGS:

Statement for the Record – Executive Session of June 21, 2016: Ms. Davis moved that in accordance with the General Provisions Article, Section 3-306(c)(2) of the *Annotated Code of Public General Laws of Maryland*, the minutes of tonight’s meeting reflect that Council met in executive session on Tuesday, June 21, 2016, at 7:35 p.m. in the Council Room of the Municipal Building. Council held this closed meeting in accordance with the General Provisions Article, §3-305(b)(1) of the *Annotated Code of Public General Laws of Maryland*, to discuss a personnel matter.

Vote to close session:

	Yes	No	Abstain	Absent
Ms. Davis	X			
Mr. Herling	X			
Ms. Mach	X			
Ms. Pope	X			
Mr. Putens	X			
Mr. Roberts		X		
Mayor Jordan	X			

The following staff members were in attendance: Michael McLaughlin, City Manager.

Other individuals in attendance: None

Council took no actions during this session.

Mr. Herling seconded.

ROLL CALL: Ms. Davis - yes

Mr. Herling - yes
 Ms. Mach - yes
 Ms. Pope - absent
 Mr. Putens - Out of room during vote
 Mr. Roberts - yes
 Mayor Jordan - yes

Statement for the Record – Executive Session of July 6, 2016: Ms. Davis moved that in accordance with the General Provisions Article, Section 3-306(c)(2) of the *Annotated Code of Public General Laws of Maryland*, the minutes of tonight’s meeting reflect that Council met in executive session on Wednesday, July 6, 2016, at 8:45 p.m. in Room 201 of the Greenbelt Community Center. Council held this closed meeting in accordance with the General Provisions Article, §3-305(b)(1) of the *Annotated Code of Public General Laws of Maryland*, to discuss a personnel matter.

Vote to close session:

	Yes	No	Abstain	Absent
Ms. Davis	X			
Mr. Herling	X			
Ms. Mach	X			
Ms. Pope	X			
Mr. Putens	X			
Mr. Roberts		X		
Mayor Jordan	X			

The following staff members were in attendance: Michael McLaughlin, City Manager.

Other individuals in attendance: None

Council took no actions during this session.

Mr. Herling seconded.

ROLL CALL: Ms. Davis - yes
 Mr. Herling - yes
 Ms. Mach - yes
 Ms. Pope - absent
 Mr. Putens - Out of room during vote
 Mr. Roberts - yes
 Mayor Jordan - yes

Minutes – Executive Session of June 21, 2016: Ms. Davis moved that the minutes of the executive session of the City Council held Tuesday, June 21, 2016, at 7:35 p.m., in the Council Room of the Municipal Building be approved as presented. Council held this closed meeting in accordance with the General Provisions Article, §3-305(b)(1) of the *Annotated Code of Public General Laws of Maryland*, to discuss a personnel matter.

Mr. Mach seconded

ROLL CALL:	Ms. Davis	-	yes
	Mr. Herling	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	absent
	Mr. Putens	-	Out of room during vote
	Mr. Roberts	-	yes
	Mayor Jordan	-	yes

ADMINISTRATIVE REPORTS:

Council complimented the Public Works, Recreation and Police Departments for their efforts towards the successful City fireworks event last week.

Chief Craze responded to recent national demonstrations regarding police incidents as well as the Dallas sniper attack on police officers. He noted that communications between the police and community is critical. After discussion, Mr. Herling suggested a forum between the Police and the community would be beneficial and suggested the Community Relations Advisory Board (CRAB) could facilitate the event. Ms. Davis requested "Referral to CRAB to Convene a Forum on Police/Community Issues" be added to the agenda of this meeting as Item #25. Mr. Herling seconded. The motion passed 6-0. Mr. McLaughlin urged people to participate in upcoming National Night Out events.

COMMITTEE REPORTS: None

LEGISLATION:

A Resolution to Authorize the Negotiated Purchase of Certain Goods and Services from Various Vendors as Enumerated herein When Total Fiscal Year Purchases from Each Vendor Exceed Ten Thousand Dollars

Ms. Mach introduced the resolution for first reading.

SUPPORT FOR COMMUNITY INVESTMENT TAX CREDIT FOR GREENBELT MUSEUM AND OLD GREENBELT THEATER: Mayor Jordan read the agenda comments.

Ms. Davis moved that Council approve sending a letter to the Department of Housing & Community Development (DHCD) indicating the City's support for the Friends of the Greenbelt Museum (FOGM) and the Friends of Greenbelt Theater (FOGT) applications for State of Maryland Community Investment Tax Credits. Ms. Mach seconded.

The motion passed 6-0.

AWARD OF BID - GREENBELT LAKE DAM PHASE 1 (REPAIR OF LAKE DRAIN PIPE AND VALVE): Mayor Jordan read the agenda comments.

Jessica Bellah, Community Planner, explained that the City is under a consent order with the Maryland Department of the Environment (MDE) to undertake several repairs to the Greenbelt Lake Dam. She said the bid opening for the Greenbelt Lake Dam Phase 1 Repairs Project was held on June 3, 2016. Four (4) bids were received ranging in price from \$249,933 to \$853,292.

Ms. Bellah said Phase 1 of the project will begin towards the end of summer and should take six to eight weeks to complete.

In response to a question from Mr. Roberts, Ms. Bellah said some draining of the lake would occur during Phase 3 of the project. Mr. Roberts said any draining of the lake would be destructive to wildlife and suggested putting in a temporary blockage wall to divert water from the construction area instead of any draining. Ms. Bellah said she would discuss this idea with the project design engineer.

Mr. Roberts moved that Council award the Greenbelt Lake Dam Phase 1 Repairs Project to Veterans Kitchen Maintenance, Inc. (VKM Contracting) in the estimated Unit Price Base Contract Sum of \$249,933. Mr. Herling seconded.

The motion passed 6-0.

AWARD OF PURCHASE – POLICE VEHICLES: Mayor Jordan read the agenda comments.

Sgt. Tim White said that the FY 2017 budget includes \$231,500 for the purchase of seven (7) replacement police vehicles. He explained that the Police Department is recommending the purchase of five (5) Ford Interceptor SUV units and two (2) Ford Fusion Hybrid vehicles. Sgt. White said the Ford SUV units are available for purchase off the State of Maryland Bid #001B6400315 at a base price of \$26,612.00 from Hertrich Fleet Services, Inc., Milford, DE, and the Ford Fusion Hybrid vehicles are available for purchase off Montgomery County Bid #1065344 at a base price of \$23,704.10 from Lindsay Ford in Wheaton, MD.

Ms. Davis moved that Council approve the purchase of five (5) Ford Police SUV units at a cost of \$26,612.00 each from Hertrich Fleet Services Inc. in accord with State of Maryland Bid #001B6400315 and two (2) Ford Fusion Hybrid vehicles at a cost of \$23,704.10 each from Lindsay Ford in accord with Montgomery County Bid #1065344 at a total cost of \$180,468.20. Mr. Putens seconded.

The motion passed 6-0.

In response to a question from Council, Police staff will obtain information on ballistic door panels for the vehicles.

Lore Rosenthal, 2-R Gardenway, commended Council for the purchase of hybrid police vehicles. She suggested one of the hybrid vehicles be included in the Labor Day Parade to showcase the City's use of hybrid vehicles.

POLICE DEPARTMENT RESTRUCTURING PROPOSALS: Mayor Jordan read the agenda comments.

Chief Craze said that the Police Department has reviewed the recommendations of the Matrix Study. He explained that the primary recommendation was the creation of a Deputy Chief position (Major) to

establish a clear second in command. Chief Craze also discussed the Matrix recommendation of consolidating property and evidence under the Evidence Technician. He advised the Department is ready to move forward with both of these recommendations.

In response to questions from Mayor Jordan, Chief Craze said moving forward with these recommendations has been discussed with the Greenbelt Fraternal Order of Police and will not increase the number of officers.

Mr. Roberts asked for information regarding the number of hours an officer spends on firearm training compared to the number of hours an officer spends on training handling non-force issues. Chief Craze said he will provide this information to Council but noted the hours spent training with firearms is miniscule compared to the hours spent on training for non-force issues.

Ms. Davis moved that Council approve the restructuring recommendations as proposed. Ms. Mach seconded.

The motion passed 6-0.

PLAYGROUND SURFACING – 7 COURT SOUTHWAY AND 2 COURT RESEARCH: Mayor Jordan read the agenda comments.

Mr. Putens moved that Council approve replacing the shredded rubber with Engineered Wood Fiber (EWF) at the playgrounds at 7 Court Southway and 2 Court Research. Mr. Herling seconded.

Mr. Putens said Greenbelt Homes, Inc. (GHI) as well as other playground owners such as homeowner associations, should not have to pay their 25% share for the removal of shredded rubber surfacing and its replacement with EWF as stipulated in the Playground Agreement because they had paid its 25% share when the shredded rubber surfacing was installed.

Ms. Mach disagreed, noting that the City installed shredded rubber surfacing in good faith at the time. She said she would not support the recommendation unless GHI is held to the 25% cost share per the Playground Agreement.

Ms. Davis suggested a compromise in which the City moved forward with replacing the playground resurfacing and work out an agreement with GHI as well as other playground owners to pay their 25% cost share to the City in installments or other payment arrangement. She said she prefers continuing with the Playground Agreement cost share, understanding that the playground owners may not be able to pay their portion at the time of the work.

After discussion, Mayor Jordan, Ms. Mach and Mr. Herling indicated they would support this compromise.

Lore Rosenthal, 2-G Gardenway, and Janet Cantwell, 127 Greenhill Road, urged council to remove shredded rubber surfacing from all playgrounds as soon as possible and replace with safer surfacing.

Mr. Putens Called the Question.

The original motion (by Mr. Putens) failed 3-3. (Jordan, Davis, Mach)

Ms. Davis moved that Council approve replacing the shredded rubber with Engineered Wood Fiber at the playgrounds at 7 Court Southway and 2 Court Research and work out a payment arrangement with GHI (agreed to by all parties) for its 25% cost share for this work as stipulated in the Playground Agreement.

The motion passed 5-1. (Putens)

Ms. Davis requested staff contact Windsor Green and Greenwood Village and determine if they want the shredded rubber surfacing removed from their playgrounds since the City is agreeable to working out a payment arrangement for the 25% cost share for the work.

CITY MANAGER SEARCH UPDATE: Mayor Jordan reported that with the announcement of the City Manager retiring at the end of the year, Council has sought interest from six (6) highly regarded executive search firms specializing in assisting local governments recruit a new City Manager. He said five (5) firms responded and the Council has interviewed four (4) of them. Mayor Jordan advised that second interviews will be conducted with two (2) of the firms and it is anticipated one of the firms will be selected and approved for the work at a Special Meeting of the City Council on July 25, 2016.

Mr. Orleans, Greenbelt, asked and was provided answers to several questions.

COUNCIL REPORTS: Council congratulated Mr. Herling on his appointment to the Board of the Prince George's Arts and Humanities Council.

Councilmembers commented on their attendance at the following events.

Meet and Greet for Dora Kennedy French Immersion School Principal Mr. Parfait Awono – Ms. Davis, Ms. Mach and Mr. Herling
National League of Cities Leadership Meeting & Board Meeting – Ms. Mach
Prince George's Arts and Humanities Council Meeting – Mr. Herling
Roosevelt Center Merchants Association Meeting – Ms. Davis, Mr. Putens and Mr. Herling
Maryland Municipal League Convention – Mayor Jordan, Ms. Davis, Mr. Putens and Mr. Herling
Clean Water Partnership Forebay Plans Presentation – Mayor Jordan, Ms. Davis and Ms. Pope
News Review Open House – Mayor Jordan, Ms. Davis and Mr. Herling
Greenbelt Interfaith Leadership Association Rumi Forum and Iftar Dinner – Mayor Jordan
Prince George's County Chamber of Commerce Installation of New Board – Mayor Jordan

LETTER OF SUPPORT FOR STATEWIDE BAN ON HYDRAULIC FRACTURING: Ms. Davis moved that Council send a letter of support for a statewide ban on hydraulic fracturing to the District 22 State Delegation, Speaker of the State House of Delegates Michael Busch, President of State Senate Thomas Miller, Jr., and Prince George's County House Delegation Chair Jay Walker, urging support of a statewide ban on hydraulic fracturing. Ms. Mach seconded.

The motion passed 6-0.

REFERRAL TO COMMUNITY RELATIONS ADVISORY BOARD TO CONVENE A FORUM ON POLICE/COMMUNITY ISSUES: Mr. Herling moved that Council refer the idea of conducting a forum/community discussion to establish police and community dialogue in light of recent national demonstrations regarding police incidents and the Dallas sniper attack on Police Officers. Mr. Putens seconded. The motion passed 6-0.

MEETINGS: Council reviewed the upcoming meeting schedule. They noted a Special Meeting of Council will be held on July 25, 2016.

Executive Session - July 20, 2016: Ms. Davis moved that Council schedule an Executive Session on Wednesday, July 20, 2016, at 7:30 p.m. in the Council Room of the Municipal Building. Council will hold this closed meeting in accordance with the General Provisions Article 3-305(b)(1) of the *Annotated Code of the Public General Laws of Maryland* to discuss a personnel matter.

Ms. Mach seconded.

ROLL CALL:	Ms. Davis	-	yes
	Mr. Herling	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	absent
	Mr. Putens	-	yes
	Mr. Roberts	-	no
	Mayor Jordan	-	yes

Executive Session - July 21, 2016: Ms. Davis moved that Council schedule an Executive Session on Thursday, July 21, 2016, at 7:30 p.m. in the Council Room of the Municipal Building. Council will hold this closed meeting in accordance with the General Provisions Article 3-305(b)(1) of the *Annotated Code of the Public General Laws of Maryland* to discuss a personnel matter.

Mr. Herling seconded.

ROLL CALL:	Ms. Davis	-	yes
	Mr. Herling	-	yes
	Ms. Mach	-	yes
	Ms. Pope	-	absent
	Mr. Putens	-	yes
	Mr. Roberts	-	no
	Mayor Jordan	-	yes

ADJOURNMENT: Ms. Mach moved to adjourn the meeting. Mr. Putens seconded. The motion passed 6-0.

Mayor Jordan adjourned the regular meeting of Monday, July 11, 2016, at 10:54 p.m.

Respectfully submitted,

Cindy Murray
City Clerk

"I hereby certify that the above and foregoing is a true and correct report of the regular meeting of the City Council of Greenbelt, Maryland, held July 11, 2016."

Emmett V. Jordan
Mayor