

REGULAR MEETING OF THE GREENBELT CITY COUNCIL held Monday, October 24, 2016.

Mayor Jordan called the meeting to order at 8:03 p.m.

ROLL CALL was answered by Councilmembers Judith F. Davis, Konrad E. Herling, Leta M. Mach, Silke I. Pope, Edward V. J. Putens, Rodney M. Roberts and Mayor Emmett V. Jordan.

ALSO PRESENT were Michael P. McLaughlin, City Manager; John Shay, City Solicitor and David E. Moran, Acting City Clerk.

Mayor Jordan asked for a moment of silence in honor of Greenbelt residents Joy T. Greig and Nancy DePlatchett and former resident Margaret Rall. Mr. Herling led the pledge of allegiance to the flag.

CONSENT AGENDA: Ms. Mach requested removal of the October 10, 2016, Regular Meeting minutes. It was moved by Mr. Putens and seconded by Ms. Davis that the consent agenda be approved with that amendment. The motion passed 7-0.

Council thereby took the following actions:

Minutes:

Work Session, July 5, 2016

Work Session, August 1, 2016

Letter of Support – New Deal Café: Council approved a letter of support which the New Deal Café could include with any applications for grant funding and financing resources.

Designation of Voting Delegate and Alternate for the National League of Cities (NLC) Congress of Cities: Council designated Mayor Jordan as the voting delegate, Mayor Pro Tem Davis as the first alternate and Mr. Putens as the second alternate. Council also authorized the City Clerk to so notify NLC.

Reappointments to Advisory Groups: Council re-appointed the following individuals to their respective City Advisory Groups.

Marie Silvia Miller	Advisory Planning Board
Stanley Zirkin	Public Safety Advisory Committee
Jeremy Tuthill	Youth Advisory Committee

Resignation from Advisory Group: Council accepted Annie Montes' resignation from the Forest Preserve Advisory Board.

APPROVAL OF AGENDA: Ms. Davis requested the addition of "Letter to WMATA Board – Metrorail Late Night Service" to the agenda. It was moved by Ms. Pope and seconded by Ms. Davis that the agenda be approved with that addition. The motion passed 7-0.

PRESENTATIONS:

America Recycles Month Proclamation: Mayor Jordan read a Proclamation declaring that America Recycles Day will be celebrated on November 15. Erin Josephitis, Environmental Coordinator, accepted the proclamation on behalf of the Greenbelt Advisory Committee on Environmental Sustainability. Ms. Josephitis gave an overview of this year's America Recycles Month events. (CM)

Local Government Insurance Trust (LGIT) – Police Training Grant Presentation: Deputy Chief Tom Kemp noted the City's long relationship with LGIT. Lt. Gordon Pracht stated that this training would help reduce the City's liability. He thanked MPO Sharnise Hawkins-Graham for her work in preparing the grant application. MPO Robert Defibaugh identified the training classes he had received and indicated that he would be able to train other K-9 officers.

Tim Ailsworth, LGIT Executive Director, thanked Council for the City's 25 years as a LGIT member. He noted LGIT has been a successful experiment and a partnership between the Maryland Municipal League (MML) and the Maryland Association of Counties (MACO). Mr. Ailsworth presented a check for \$1,394 to the City for K-9 handler instruction and training.

Deputy Chief Kemp reported on the pink badge program to raise breast cancer awareness. He also announced the Police Department will be participating in "no shave November" to raise awareness about prostate cancer.

PETITIONS AND REQUESTS: Colin Byrd, Greenbelt East, presented a request that the City support legislation which would prohibit persons on the terrorist watchlist from buying guns in Maryland to be introduced by Delegate Luke Clippinger (Baltimore City). He requested the City send a letter to Governor Hogan calling on him to support the legislation. Mr. Byrd also expressed concern about voting at Turning Point Academy because it had a Lanham address. He stated this could cause confusion and believed the Greenbelt voting precincts should have a Greenbelt address. Mr. Byrd encouraged the City to allow "out of precinct" voting for City elections. Several Council members indicated that the City's Board of Elections would be reviewing use of the Turning Point as a precinct location.

Laura Kressler, Kris White, Debbie Cooley and Ellen Weiss, with the Community Emergency Response Team (CERT), requested that the City establish a Community Animal Response Team (CART). She described how CART Teams work and the benefits of having these teams in Greenbelt. Dr. Kressler presented draft bylaws and a mission statement. She suggested partnering with the 4-Cities Coalition. Dr. Kressler indicated that they were seeking grant opportunities.

Theodora Scarato, Hillside Road, requested the City send a letter to the Maryland Department of Health about cell phone radiation and the need to inform the public. She cited an American Academy of Pediatrics press release regarding National Toxicology Protocol study which found a link between cell phone radiation exposure and cancer in rats. Ms. Scarato read 10 steps that people can take to reduce radiation. She stressed the need to avoid exposure, especially among children. On another matter, Ms. Scarato relayed that she had heard that Eleanor Roosevelt

High School was in development as a site for a cell phone tower. Council asked that City staff check into the matter.

Bill Orleans, Greenbelt Resident, requested that the City provide an explanation of past Executive Sessions held on the topic of annexation. He also asked about prospective Executive Sessions on the topic of City Manager search.

Ms. Davis moved to add Mr. Orleans' request to tonight's agenda. Mr. Herling seconded. The motion passed 6 to 1 (Roberts).

## MINUTES OF COUNCIL MEETINGS

Regular Meeting, October 10, 2016: Ms. Mach requested that Page 4 of the minutes reflect that she attended International Walk to School Day. With that change, Ms. Mach moved approval. Mr. Herling seconded. The motion passed 7 to 0.

ADMINISTRATIVE REPORTS: Mr. McLaughlin recognized Chief Craze who was retiring after 45 years of service to the City and thanked the Chief for his incredible record of service to the City. He announced the Early Voting schedule at 9 locations throughout the County. Next, Mr. McLaughlin announced the upcoming Halloween costume parade.

Ms. Davis reported there were no lines at Early Voting when she voted. She requested a copy of the Bus Stop Matrix referenced in the Public Works departmental report.

## LEGISLATION

A Resolution to Authorize the Negotiated Purchase of a Tree Master Plan from Davey Resource Group of Kent, Ohio at a Cost of \$23,900

Mayor Jordan read the agenda comments.

Richard Fink, Superintendent of Parks, described the Request for Proposal (RFP) process the City used. He stated that Davey's community participation program was stronger than the other firms responding to the RFP.

Mr. Roberts expressed concern that Davey worked with Pepco on City trees and stated that this was a direct conflict of interest which should disqualify Davey. He suggested that staff find a vendor that has not worked for the City or Pepco.

Ms. Mach stated it was a thorough proposal and liked the citizen input/education component. She asked about the compressed timeframe. Mr. Fink responded that Davey was flexible and would adjust the schedule.

Ms. Davis asked about the stakeholder meetings referenced in the Davey proposal. Mr. Fink responded there would be meetings with the public, City Council, key staff and GreenAces, Advisory Committee on Trees and the Park and Recreation Advisory Board. Ms. Davis suggested including meetings with homeowner groups who have street trees.

Mayor Jordan stated the proposal was well written and clear. He asked where the savings would come from to pay the increased cost. Mr. McLaughlin responded from departmental salary savings.

Mr. Herling liked the community input process proposed by Davey.

Ms. Davis introduced the Resolution for second reading and adoption. Mr. Herling seconded.

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

The Resolution was declared passed (Resolution No. 2046, Book 8)

APPLICATION FOR LIQUOR LICENSE TRANSFER – GUS’S WORLD FAMOUS FRIED CHICKEN: Mayor Jordan read the agenda comments.

Evan Myers discussed the transfer and distributed a booklet with information about the chain. Mark Dawegko, stated that Gus’s was a fun, family friendly restaurant with full wait staff service. He noted their chicken was fresh and never frozen.

Ms. Davis indicated the building’s exterior required some sprucing. Mr. Dawegko responded the building would look like an authentic southern chicken shack. He reported they hoped to break ground by November 15. Ms. Davis asked about signage. Mr. Dawegko responded that new signs would be installed on the building similar to the current signage.

Mr. Putens stressed that restaurants in Greenbelt were supportive of community organizations and he encouraged Gus’s to maintain this tradition. Mr. Dawegko responded positively, indicating that Gus’s had a long history of this.

Mr. Roberts understood the request to serve beer and wine, but questioned the need for liquor. Mr. Dawegko indicated that they are buying Siri’s current license and generally did not serve liquor at their restaurants. It was noted there was a different process to request a new beer/wine only license.

Mr. Herling noted concern about the walkability, citing missing sidewalk connections to Greenbelt Station. Mayor Jordan expressed support for something being done there to pave the worn dirt path in the area. Mr. Kapastin noted the parcel being referenced was not in Greenbelt, but in Berwyn Heights.

Mr. Putens moved that Council support the liquor license transfer. Ms. Pope seconded. The motion failed 3 to 4 (Mach, Davis, Herling, Roberts).

Ms. Mach moved that Council take no position. Mr. Herling seconded. The motion passed 6 to 1 (Roberts).

APPLICATION FOR TEMPORARY LIQUOR LICENSE – FRIENDS OF THE GREENBELT MUSEUM (FOGM): Mayor Jordan read the agenda comments.

Jen Ruffner, FOGM President, described the request and the steps FOGM will take to control wine consumption at the ticketed reception.

Mr. Putens moved that Council grant permission for a temporary liquor license for FOGM on November 15. Ms. Pope seconded. The motion passed 6 to 1 (Roberts).

MARYLAND DRAFT CONSOLIDATED TRANSPORTATION PROGRAM: Mayor Jordan read the agenda comments.

Ms. Davis noted several grammatical errors in the letter and provided edits to the City Manager. In the third paragraph, after “over the next six years,” she suggested the addition of “and urges additional funding be considered.”

Ms. Davis moved that Council approve the Letter on the Draft FY 2017-2022 Consolidated Transportation Plan. Ms. Mach seconded. The motion passed 7 to 0.

LETTER TO MARYLAND NATIONAL CAPITAL PARK AND PLANNING COMMISSION (M-NCPPC) – ZONING REWRITE MODULE 3 REVIEW: Mayor Jordan read the agenda comments.

Ms. Craze stated the letter reflected comments made at the work session. She indicated that staff had added number 9 to the letter which suggests there needs to be a public review of the draft document before it goes to the District Council. Mayor Jordan and Ms. Davis suggested removing the word “very” [before pleased] in paragraphs 2 and 3.

Ms. Mach moved that Council approve the letter as amended to M-NCPPC on Zoning Rewrite Module 3 and directed that the letter and the detailed comments be forward to the Maryland-National Capital Park and Planning Commission. Ms. Pope seconded. The motion passed 7 to 0.

#### COUNCIL REPORTS:

Roosevelt Center Merchants Association meeting – Ms. Davis

Commissioning of Lt. Kelly Lawson as a U.S. Navy Officer – Mayor Jordan, Ms. Davis, Ms. Pope, Mr. Herling and Mr. Putens

Maryland Municipal League Fall Conference - Mayor Jordan, Ms. Davis, Ms. Pope, Mr. Herling and Mr. Putens

Music and Arts store @ Greenway Center ribbon cutting – Ms. Davis and Mr. Putens

Security Camera Public Forum – Ms. Davis

Fall Fest – Ms. Davis, Mayor Jordan and Mr. Putens

Moonlit Movie – Ms. Davis

City Health Fair & Healing Arts Day – Ms. Davis and Ms. Mach

Prince George's Municipal Association meeting – Mayor Jordan, Ms. Mach and Mr. Herling  
Pumpkin Carving – Mayor Jordan, Ms. Davis, Ms. Pope and Mr. Herling  
Pumpkin Walk – Mr. Roberts  
Raphael's Race – Ms. Davis  
Electronics and Paint Recycling – Ms. Davis  
Prescription Drug Take Back Day – Ms. Davis  
Octoberfest – Ms. Davis and Ms. Pope  
Utopia Film Festival – Mayor Jordan, Ms. Davis, Ms. Pope, Mr. Herling, Mr. Roberts, Ms. Mach and Mr. Putens  
Explore Your Greenbelt GAVA/GCF – Ms. Davis  
Greenbelt Cooperative Table at the Farmer's Market and Party at New Deal Café – Ms. Davis and Ms. Mach  
Lakeside North Activity – Mr. Putens  
Chief Craze Retirement Party – Mayor Jordan, Ms. Davis, Mr. Putens, Ms. Mach and Mr. Herling  
Career Day at Greenbelt Elementary School – Mayor Jordan  
Forest Preserve Assessment walk through - Mayor Jordan  
Capital Cadillac – Cadillac & LaSalle Show – Mayor Jordan

LETTER TO WMATA BOARD – METRORAIL LATE NIGHT SERVICE: Mayor Jordan summarized the WMATA proposal to curtail late-night service. Ms. Davis explained that this affects many people and there was significant community opposition. She wanted to add Greenbelt to the list of affected towns in the letter and also add the City as a signatory on the letter.

Ms. Davis moved that Council agree to sign on to the letter with that amendment. Ms. Mach seconded.

Mayor Jordan noted the letter does not oppose the elimination of late-night hours. Ms. Davis suggested including this in a separate City letter. Mayor Jordan requested that staff quickly draft a letter and submit by the deadline.

Mr. Herling stressed the need to oppose the permanent reduction of these hours.

Mr. Roberts believed the City needed to send its own stronger letter.

Mayor Davis and Ms. Mach agreed to withdraw their motion as long as the City takes some action tonight. Ms. Mach wanted to stress the issue of equity for Prince George's stations.

Ms. Davis moved the City send a letter of opposition. Ms. Mach seconded. The motion passed 7 to 0.

PETITION TO RELEASE INFORMATION ABOUT EXECUTIVE SESSIONS:

Ms. Davis moved that Council uphold its current policy of not releasing Executive Session minutes. Ms. Mach seconded. The motion passed 7 to 0. Ms. Davis requested that this be transmitted to the petitioner.

MEETINGS: Council reviewed the meeting schedule.

Executive Session: Ms. Davis moved that Council change the time of the October 31, 2016, Executive Session in the Council Room from 8:00 p.m. to 7:30 p.m. She stated that 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 - yes  
Mr. Putens - yes  
Mr. Roberts - no  
Mayor Jordan - yes

Executive Session: Ms. Davis moved that Council schedule an Executive Session on Sunday, November 13, 2016, at 9:00 a.m. in the Council Room of the Municipal Building. She stated that 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 - yes  
Mr. Putens - yes  
Mr. Roberts - no  
Mayor Jordan - yes

Executive Session: Ms. Davis moved that Council schedule an Executive Session on Monday, November 21, 2016, immediately following the 8:00 p.m. work session scheduled for that evening in the Council Room of the Municipal Building. She stated that Council will hold this closed meeting in accordance with the General Provisions Article 3-305(b)(9) of the *Annotated Code of the Public General Laws of Maryland* to discuss matters relating to collective bargaining negotiations. Mr. Putens seconded.

ROLL CALL: Ms. Davis - yes  
Mr. Herling - yes  
Ms. Mach - yes  
Ms. Pope - yes  
Mr. Putens - yes  
Mr. Roberts - yes  
Mayor Jordan - yes

Regular Meeting of November 14, 2016: Ms. Davis moved that Council cancel the Regular Meeting on November 14, 2016. Mr. Putens seconded. The motion passed 7 to 0.

ADJOURNMENT: A motion to adjourn the meeting was made by Ms. Mach and seconded by Mr. Putens. The motion carried 7 to 0. The Mayor adjourned the regular meeting of October 24, 2016, at 10:52 p.m.

Respectfully submitted,

David E. Moran  
Acting 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 October 24, 2016.

Emmett V. Jordan  
Mayor