



REGULAR MEETING OF THE GREENBELT CITY COUNCIL held October 10, 2005.

Mayor Davis called the meeting to order at 8:24 p.m.

ROLL CALL was answered by Councilmembers Konrad E. Herling, Leta Mach, Rodney M. Roberts, and Mayor Judith F. Davis. Councilmember Edward V.J. Putens was absent due to illness.

ALSO PRESENT were Michael P. McLaughlin, City Manager; Robert A. Manzi, City Solicitor and David E. Moran, Acting City Clerk.

Mayor Davis asked for a moment of silence in honor of deceased residents Mark Davis, Ernest Rochefort and Joseph Fry, and former resident Joseph P. Loftus, Jr. She then led the pledge of allegiance to the flag.

CONSENT AGENDA: It was moved by Mr. Herling and seconded by Ms. Mach the consent agenda be approved with that amendment. The motion passed 4-0.

Council thereby took the following actions:

MINUTES OF COUNCIL MEETINGS

- Work Session, August 31, 2005
- Regular Meeting, September 26, 2005
- Work Session, September 28, 2005
- Four Cities Meeting, September 29, 2005

Approved as presented.

REIMBURSEMENT OF EXPENSES : Council authorized an additional \$26 for Mayor Davis' expenses to attend the Maryland Municipal League Board of Directors' retreat from September 8-10, 2005.

RESIGNATION FROM ADVISORY GROUP : Council accepted Stephanie Holland's resignation from the Youth Advisory Committee.

APPROVAL OF AGENDA: Council added two annexation resolutions. With these changes, it was moved by Mr. Herling and seconded by Ms. Mach that the agenda be approved as presented. The motion passed 4-0.

PRESENTATION – National Cooperative Month: Mayor Davis noted that there were representatives present from Greenbelt's cooperatives. Mayor Davis read a proclamation declaring October as National Cooperative Month. Representatives were present from Greenbelt Consumer Cooperative, Greenbelt Federal Credit Union,

Greenbelt Homes Inc., Greenbelt Internet Access Cooperative, Greenbelt News Review and Greenbelt Nursery School to accept proclamations.

PETITIONS AND REQUESTS: Betty Sonneveldt of 126 Lakeside Drive appeared to read a letter. She reported a problem of noise coming from a basketball court behind their home and requested the City's assistance. Council referred the petition to staff for review and analysis.

MINUTES OF COUNCIL MEETINGS

Executive Session of April 13, 2005: Mr. Roberts moved that the minutes of the executive session of the City Council held Wednesday, April 13, 2005, be approved as presented. He further requested that the minutes of this meeting reflect that the Council met in executive session at 8:18 p.m. in the Library of the Municipal Building and that Council held this closed meeting in accordance with Section 10-508 (a)(1) of the State Government Article of the *Annotated Code of Public General Laws of Maryland* to discuss the performance evaluation of the City Manager. Mr. Herling seconded.

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

Executive Session of May 25, 2005: Mr. Roberts moved that the minutes of the executive session of the City Council held Wednesday, May 25, 2005, be approved as presented. He further requested that the minutes of this meeting reflect that the Council met in executive session at 8:12 p.m. in the Library of the Municipal Building and that Council held this closed meeting in accordance with Section 10-508 (a)(1) of the State Government Article of the *Annotated Code of Public General Laws of Maryland* to discuss the performance evaluation of the City Manager. Mr. Herling seconded.

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

Executive Session of September 21, 2005: Mr. Roberts moved that the minutes of the executive session of the City Council held Wednesday, September 21, 2005, be approved as presented. He further requested that the minutes of this meeting reflect that the Council met in executive session at 8:12 p.m. in the Library of the Municipal Building and that Council held this closed meeting in accordance with Section 10-508 (a)(7) of the State Government Article of the *Annotated Code of Public General Laws of Maryland* to consult with counsel for legal advice on matters regarding a referendum question on collective bargaining to be placed on the ballot of the November election. Ms. Mach seconded.

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

ADMINISTRATIVE REPORTS

Mr. McLaughlin reported that the traffic calming work in Greenbelt East had begun. He noted that Mr. Moran and Mr. McLaughlin had attended the annual ICMA Conference in Minneapolis and thanked Council for allowing their attendance. He reported on a session by Dr. Robert Putnam related to a decline in participation in social/civic organizations. Mr. McLaughlin stated that the Police Department would be conducting a readiness exercise in the Roosevelt Center area on Sunday at about 2:00pm for 4-6 hours. Mr. McLaughlin announced that Chief Craze had become a life member of the International Association of Chiefs of Police. Finally, Mr. McLaughlin noted that the health fair was on October 13 and that the Fall Fest at Shrom Hills Park had been rescheduled to October 29.

Ms. Mach reported on the Greenbelt Lake cleanup and noted that there wasn't as much this year to clean up. She also commented on the Community Center 10th Anniversary Celebration and the Chesapeake Bay Day activity at the Beltsville Agricultural Research Center.

Mayor Davis reported on the Metropolitan Washington Council of Governments forum on gasoline prices and their impacts on local governments. She agreed that there was less litter found along the lake path during the Greenbelt Lake clean-up but that the large number of recovered tennis balls indicates a need for capturing run-off debris from Braden Field and the tennis courts. She thanked the Recreation Department for the Community Center 10th Anniversary. She read a letter from former City Manager Dan Hobbs congratulating the City on the Anniversary. Mayor Davis discussed her attendance at a WMATA funding summit. She reported on the Walk to School Day activities at Greenbelt and Springhill Lake Elementary Schools. She announced that an Anna's Linens store had opened in Beltway Plaza.

LEGISLATION

A Resolution to Establish the Authority and Responsibility of the Chief of Police (Chief Executive Officer) in Accordance with the Commission on Accreditation for Law Enforcement Agencies, Inc.

Mayor Davis read the agenda comments. Mr. Herling introduced the resolution for second reading and adoption. Ms. Mach seconded.

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

The Resolution was declared passed (Resolution No. 989, Book 8).

A Resolution for the Negotiated Purchase of a Prefabricated Modular Building, from Wilmot Modular Structures, for Use as a Greenbelt Police Department Gun Range Office and Classroom

The Mayor read the agenda comments. Ms. Mach introduced the resolution for second reading and adoption. Mr. Herling seconded.

ROLL CALL: Mr. Herling - yes

Ms. Mach - yes

Mr. Roberts - yes

Mayor Davis - yes

The Resolution was declared passed (Resolution No. 990, Book 8).

Resolution Of The City Of Greenbelt, Maryland, To Amend Section 2 Of The Charter Of The City Of Greenbelt, For The Purpose Of Enlarging The Corporate Boundaries Of The City Of Greenbelt, Maryland, Under The Provisions Of Article 23a, Section 19, Of The Annotated Code Of The State Of Maryland (1957 Edition And Amendments), By Annexing Thereto Certain Lands And Property Contiguous To And Adjoining The Existing Corporate Boundary Of The City Of Greenbelt, Prince George's County, Being The Lands Of The State Of Maryland, Located Within Berwyn District 21, Prince George's County, Maryland, And Consisting Of Prince George's County Tax Map 26, Parcel 93 As Listed In The Assessment And Taxation Records Of The State Of Maryland, And As Recorded Among The Land Records Of Prince George's County, Maryland, In Liber 14327 Folio 351 And Containing 75.4634 Acres More Or Less, As More Fully Described In The Metes And Bounds Description Prepared By Joyce Engineering, Inc; Establishing Certain Terms, Conditions, And Circumstances Applicable To Such Land And The Owners Thereof; And All Matters Relating To The Annexation Of Such 75.4634 Acres Of Land, More Or Less, Into The City Of Greenbelt

Mr. Roberts introduced the Resolution.

Resolution Of The City Of Greenbelt, Maryland, To Amend Section 2 Of The Charter Of The City Of Greenbelt, For The Purpose Of Enlarging The Corporate Boundaries Of The City Of Greenbelt, Maryland Under The Provisions Of Article 23a, Section 19, Of The Annotated Code Of The State Of Maryland (1957 Edition And Amendments), By Annexing Thereto Certain Lands And Property Contiguous To And Adjoining The Existing Corporate Boundary Of The City Of Greenbelt, Prince George's County, Being The Lands Of The South Core Of The Greenbelt Metropark, Llc Development, Located Within Berwyn District 21, Prince George's County, Maryland, And Consisting Of Parts One, Two, And Three As Recorded Among The Land Records Of Prince George's County, Maryland, In Liber 12318 Folio 654 And Containing 85.941 Acres More Or Less, And Consisting Of Part Five As Recorded Among The Land Records Of Prince George's County, Maryland In Liber 7385 Folio 245 And Containing .5166 Acres More Or Less, As More Fully Described In The Metes And Bounds Description Prepared By Joyce Engineering, Inc; Establishing Certain Terms, Conditions, And Circumstances Applicable To Such Land And The Owners Thereof; And All Matters Relating To The Annexation Of Such 86.4576 Acres Of Land, More Or Less, Into The City Of Greenbelt

Ms. Mach introduced the Resolution.

AUTHORIZATION TO RELEASE FUNDS FOR NEW FIRE TRUCK: Mayor Davis read the agenda comments. Brian Rudy and Chris Fleshman appeared on behalf of the Greenbelt Volunteer Fire Department. Chief Rudy reported that the new pumper had a

light tower on the roof which could provide better lighting at accident scenes. He announced that it will have a larger Gallon per Minute capacity and would replace a 10 year old pumper.

Mr. Roberts moved that the City release \$329,500 in Agency Funds to the Greenbelt Volunteer Fire Department for the purchase of a new pumper. Ms. Mach seconded. The motion passed 4 to 0.

CAPITOL CADILLAC EXPANSION PROJECT – DETAILED SITE PLAN: Mayor Davis read the agenda comments. Mr. Bindernagel presented the plan to Council. He noted two minor changes to the plan since the Advisory Planning Board meeting. These were a green roof requirement and the tree mitigation requirement.

Ms. Mach asked about condition number six and if it was an additional 12 trees. Mr. Bindernagel responded that the condition added an additional 12 trees along Greenbelt Road.

Mr. Herling asked if the green roofs were only on the new buildings. Mr. Bindernagel said yes.

Mayor Davis asked about the interpretive panel and who would be responsible for maintenance. Mr. Bindernagel responded that there would be an easement and that this would be worked out with the applicant. Mayor Davis asked about the paving of the vehicle storage area. A representative responded that the pavement was asphalt and that storm water management would be handled underneath the pavement.

Mr. Roberts asked about the buffer and if it could be made larger to meet the mitigation requirement. Mr. Bindernagel responded that most of the land was in State Highway Administration right-of-way and this could be used to satisfy mitigation requirements.

Ms. Mach moved that Council support the Detailed Site Plan for Capitol Cadillac with the 13 conditions listed in the staff report as revised on October 4. Mr. Herling seconded. The motion passed 4 to 0.

COMMERCE CENTER II SIGN REQUEST-LOCKHEED MARTIN: Mayor Davis read the agenda comments. Mr. Bindernagel noted that staff had made attempts to contact the Commerce Center II representative, but no representative had attended the Advisory Planning Board meeting or was in attendance at tonight's Council meeting. It was noted that if the owner failed to correct the violation, the City would have to issue a code violation.

Ms. Mach asked about the number of free standing signs permitted. Ms. Craze responded that only one free standing sign was allowed.

Mr. Herling moved that the Council support the exception for the freestanding sign, but deny the request for the building sign, and direct Lockheed Martin to design a building sign that is consistent with the approved sign plan. Ms. Mach seconded. The motion passed 4 to 0.

RAMADA INN REDEVELOPMENT PROJECT – NEW CARROLLTON : Mayor Davis read the agenda comments. Mayor Davis stated that this matter was very important to the City of New Carrollton and that they had requested the City's support.

Mr. Roberts expressed concern about supporting this plan when he hadn't seen the plans or heard from any residents of New Carrollton. Mr. Manzi described the proposal in more detail.

Mr. Herling asked about precedent. Staff responded that the City had taken positions on road projects and master plan issues, but was unaware of the City taking a position on a particular development proposal in neighboring communities.

Council asked that the City request a presentation from New Carrollton City staff and/or the developer and also to determine if there was any public opposition to the project.

REQUEST FOR RECOGNITION STATUS – GREENBELT PRIDE: Mayor Davis read the agenda comments. Mr. Roberts moved that Council grant the application of Greenbelt Pride for status as a recognition group. Ms. Mach seconded. The motion passed 4 to 0.

M-NCCPC – FY 2007 FUNDING REQUEST: Mayor Davis read the agenda comments. She noted several changes to the letter. Mr. Herling moved that Council approve the letter with the Mayor's changes. Ms. Mach seconded. The motion passed 4 to 0.

2005 ELECTION QUESTIONNAIRE: Mayor Davis read the agenda comments. Mr. Herling moved that the questionnaire be approved. Mr. Roberts seconded. The motion passed 4 to 0.

MEETINGS: Council reviewed the meeting schedule.

ADJOURNMENT: A motion to adjourn the meeting was made by Ms. Mach and seconded by Mr. Herling. The motion carried 4-0. The Mayor adjourned the regular meeting of October 10, 2005, at 10:30 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 10, 2005.

Judith F. Davis
Mayor