



**REGULAR MEETING OF CITY COUNCIL HELD
MONDAY, OCTOBER 26, 1998**

Mayor Davis called the meeting to order at 8:15 p.m.

ROLL CALL was answered by Edward V.J. Putens, Rodney M. Roberts, Alan Turnbull, and by Judith F. Davis, Mayor.

ALSO PRESENT were James Craze, Acting City Manager; Robert Manzi, City Solicitor; W. Bowman Ferguson, Management Analyst and David E. Moran, City Clerk.

Mayor Davis observed a moment of silence for Clara Jacobs, Anna Fuller, Mary Hardy and Jeanne Jones. Then, she led the Pledge of Allegiance to the Flag.

CONSENT AGENDA: Mr. Turnbull removed the minutes of 9/28/98. With this change, Mr. Putens moved approval of the consent agenda. Mr. Roberts seconded. The motion passed 5 to 0. CONSENT AGENDA: Mr. Turnbull removed the minutes of 9/28/98. With this change, Mr. Putens moved approval of the consent agenda. Mr. Roberts seconded. The motion passed 5 to 0.

COUNCIL THEREBY TOOK THE FOLLOWING ACTIONS:

MINUTES::

- Interview, October 12, 1998
- Regular Meeting, October 12, 1998

Approved as presented.

COMMITTEE REPORTS: COMMITTEE REPORTS:

Recycling Advisory Committee Refuse Report: Council accepted this report and agreed to schedule a work session with the Recycling Advisory Committee to discuss the report. Recycling Advisory Committee Refuse Report: Council accepted this report and agreed to schedule a work session with the Recycling Advisory Committee to discuss the report.

Recycling Advisory Committee Proposal for Name & Mission Change: Council accepted this report and agreed to schedule a work session with the Recycling Advisory Committee to discuss these recommendations. Recycling Advisory Committee Proposal for Name & Mission Change: Council accepted this report and agreed to schedule a work session with the Recycling Advisory Committee to discuss these recommendations.

Recycling Advisory Committee Proposal for Used Oil Filter Recycling: Council accepted this report and placed this item on the next agenda. Recycling Advisory Committee Proposal for Used Oil Filter Recycling: Council accepted this report and placed this item on the next agenda.

REVISION TO JOB DESCRIPTION - POLICE LIEUTENANT: Council accepted the revised job description and scheduled it for action at Council's November 9, 1998 meeting. REVISION TO JOB DESCRIPTION - POLICE LIEUTENANT: Council accepted the revised job description and scheduled it for action at Council's November 9, 1998 meeting.

APPOINTMENTS TO CITY ADVISORY GROUPS: Council appointed the following individuals to city advisory groups and directed staff to send the appropriate notification letters: APPOINTMENTS TO CITY ADVISORY GROUPS: Council appointed the following individuals to city advisory groups and directed staff to send the appropriate notification letters:

Jim Inzeo Advisory Committee on Education

Kelby Brick Public Safety Advisory Committee

Harry Tucker Public Safety Advisory Committee

Gene Davis Public Safety Advisory Committee

Emmanuel Coleman Public Safety Advisory Committee

APPROVAL OF AGENDA: Mr. Putens moved that the agenda be approved. Mr. Turnbull seconded. The motion passed unanimously. APPROVAL OF AGENDA: Mr. Putens moved that the agenda be approved. Mr. Turnbull seconded. The motion passed unanimously.

PRESENTATIONS:

Presentation of Check from Greenbriar for Emergency Relief Fund: John Lynch, Greenbriar Board of Directors, presented a donation of \$600 to the City's Emergency Relief Fund. He noted that the money was raised through a silent auction. Mayor Davis thanked Mr. Lynch for the donation. Presentation of Check from Greenbriar for Emergency Relief Fund: John Lynch, Greenbriar Board of Directors, presented a donation of \$600 to the City's Emergency Relief Fund. He noted that the money was raised through a silent auction. Mayor Davis thanked Mr. Lynch for the donation.

Red Cross Presentation to Janet Goldberg: Doug Hemming, a representative from the American Red Cross presented a plaque to Janet Goldberg, city Recreation Coordinator, in appreciation for her many years of organizing city blood drives. Red Cross Presentation to Janet Goldberg: Doug Hemming, a representative from the American Red Cross presented a plaque to Janet Goldberg, city Recreation Coordinator, in appreciation for her many years of organizing city blood drives.

Crime Prevention Proclamation: Mayor Davis read a proclamation in honor of National Crime Prevention Month. Chief Craze accepted the proclamation. Crime Prevention Proclamation:

Mayor Davis read a proclamation in honor of National Crime Prevention Month. Chief Craze accepted the proclamation.

PETITIONS AND REQUESTS: John Pak, a student at Eleanor Roosevelt, requested a traffic control mechanism at Greenbelt Road and Frankfort Drive. As a resident of Megan Lane, he expressed concern about the difficulty of having to cross Greenbelt Road. He asked that action be taken before something tragic happens. PETITIONS AND REQUESTS: John Pak, a student at Eleanor Roosevelt, requested a traffic control mechanism at Greenbelt Road and Frankfort Drive. As a resident of Megan Lane, he expressed concern about the difficulty of having to cross Greenbelt Road. He asked that action be taken before something tragic happens.

Mayor Davis reviewed the city's past efforts in trying to get some type of traffic control device at this location. Mr. Roberts encouraged Mr. Pak to write to SHA and the State representatives. He also suggested that Mr. Pak use the Greenbelt Connection. Mr. Putens suggested that the city summarize Mr. Pak's testimony and send it to SHA, Sen. Green, the Delegates and Congressman Hoyer.

Mr. Pak stressed the need to put aside politics and get this accomplished. Mr. Turnbull suggested that the city ask SHA to change the name of Greenbelt Road because it doesn't reflect Greenbelt's values.

Kelly Ivy, of 43 Lakeside Drive, referenced a letter expressing Lakeside's support for lights on Braden Field. Mr. Ivy asked Council if they believed a door-to-door petition effort in Lakeside was necessary. He stated that he was unable to find opposition to lights on Braden Field.

Mr. Putens expressed concern about a meeting regarding lights on Eleanor Roosevelt's football field. Mayor Davis asked staff to write or phone leaders of the parent committee to determine if they had money available and how soon lights might be installed.

Jose Morales, 6839 Damsell Court, reported he was back and interested in helping the City of Greenbelt.

MINUTES::

Regular Meeting, September 28, 1998: On page 5, Mr. Turnbull noted a reference to "Mr. White being wrong on his recollection of city policy" but it was not clear what the policy was or what Mr. White's recollection was. Mr. Moran agreed to review the tapes, correct the minutes and present them again to Council at the next meeting. Regular Meeting, September 28, 1998: On page 5, Mr. Turnbull noted a reference to "Mr. White being wrong on his recollection of city policy" but it was not clear what the policy was or what Mr. White's recollection was. Mr. Moran agreed to review the tapes, correct the minutes and present them again to Council at the next meeting.

Executive Session, October 12, 1998: Mr. Roberts moved that the minutes of the Executive Meeting of the City Council held Monday, October 12, 1998 be approved as presented. He further requested that the minutes of this meeting reflect that the Council met in Executive

Session at 7:05 p.m. in the Municipal Building Library, 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 (1995 Replacement Volume) to consult with legal counsel to obtain legal advice. Mr. Putens seconded. Executive Session, October 12, 1998: Mr. Roberts moved that the minutes of the Executive Meeting of the City Council held Monday, October 12, 1998 be approved as presented. He further requested that the minutes of this meeting reflect that the Council met in Executive Session at 7:05 p.m. in the Municipal Building Library, 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 (1995 Replacement Volume) to consult with legal counsel to obtain legal advice. Mr. Putens seconded.

ROLL CALL:

Mr. Putens - yes

Mr. Roberts - yes

Mr. Turnbull - yes

Mayor Davis - yes

ADMINISTRATIVE REPORTS: Mr. Moran announced that the new City Code sets were available and indicated that the city would be getting this code out to the public. Mr. Moran also referenced information on the city's web site about the theater. Finally, he noted an error on Council's calendar an indicated that the ACE School Board debate was at 7:00 p.m. not 7:30 p.m. **ADMINISTRATIVE REPORTS:** Mr. Moran announced that the new City Code sets were available and indicated that the city would be getting this code out to the public. Mr. Moran also referenced information on the city's web site about the theater. Finally, he noted an error on Council's calendar an indicated that the ACE School Board debate was at 7:00 p.m. not 7:30 p.m.

Mayor Davis stated that the City was trying to save the theater and announced that on November 6 & 7, the Greenbelt Theater would debut the re-release of the "Wizard of Oz". She encouraged residents to support the theater. She noted that the City had hosted 4-Cities and PGCMA meetings and provided refreshments from Beijing and the New Deal Cafe.

Mayor Davis reported on the successful Schromfest activity and thanked the Recreation Department for their efforts. She also noted that Linda Shevitz, a Greenbelt resident, had received the Dorothy D. Lloyd Award at the Maryland State Teachers Association Awards Banquet for her work in furthering women's rights.

Mr. Roberts reported on the Metro Sector Plan Charrette and noted that the group had considered specific square footage amounts, but decided not to recommend a specific square footage amount. Mr. Roberts noted that Mr. Reed had presented the developers' plans and they were not well received by the group. He stressed that the charrette group had developed a good plan which concentrated development near the Metro site, protected wetland areas, and allowed some development on the southern portion of the Smith property. He stressed that this was the last Sector Group planning meeting.

Mr. Putens asked Mr. Manzi about the release of previous information received under Executive Session. Mr. Manzi stated that the city could not release information from an Executive Session. Mr. Roberts believed that the developers themselves were releasing information. Mr. Putens stressed that the plan presented at the press conference was not like the previous plans Council had seen.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GREENBELT MARYLAND TO REPEAL AND REENACT CHAPTER 20, "ZONING" OF THE CODE OF THE CITY OF GREENBELT, MARYLAND TO PROVIDE THAT THE CITY OF GREENBELT MAY GRANT DEPARTURES FROM DESIGN AND LANDSCAPING STANDARDS, PARKING AND LOADING STANDARDS, SIGN DESIGN STANDARDS AND VARIANCES FROM LOT SIZE, SETBACK AND OTHER REQUIREMENTS OF THE PRINCE GEORGE'S COUNTY ZONING ORDINANCE

Mayor Davis read the agenda comments. Ms. Craze noted that there were two substantive changes. She noted that allowing for alternative compliance to the Landscape Manual was deleted. She also stated that the City was unable to act on variances that were part of a special exception process. Ms. Craze stated that MNCPPC staff and counsel had reviewed the revised Ordinance and were satisfied with it.

Mr. Roberts introduced the above titled Ordinance for first reading and suspension of the rules. Mr. Turnbull seconded.

ROLL CALL:

Mr. Putens - yes
Mr. Roberts - yes
Mr. Turnbull - yes
Mayor Davis - yes

Mr. Roberts introduced the above titled Ordinance for second reading and adoption. Mr. Turnbull seconded.

ROLL CALL:

Mr. Putens - yes
Mr. Roberts - yes
Mr. Turnbull - yes
Mayor Davis - yes

The Ordinance was declared passed. (Ordinance No.1173. Book No. 11)

A RESOLUTION FOR THE NEGOTIATED PURCHASE OF PERSONAL COMPUTERS IN THE FINANCE DEPARTMENT FROM GATEWAY

Mayor Davis read the agenda comments. Mr. Putens introduced the above titled Resolution.

PROPOSAL TO IMPACT WETLANDS FOR WIDENING OF EDMONSTON ROAD -
RESPONSE TO HEARING: Mayor Davis read the agenda comments. Mr. Manzi introduced Kevin Kelly, of Environmental Systems Analysis (ESA), the city's environmental consultant. Mr. Kelly noted that he had looked at piecemealling and clearly this was a piecemeal project. He believed issuance of the permit is imminent. Mr. Kelly asked what the city's objectives were?
PROPOSAL TO IMPACT WETLANDS FOR WIDENING OF EDMONSTON ROAD -
RESPONSE TO HEARING: Mayor Davis read the agenda comments. Mr. Manzi introduced Kevin Kelly, of Environmental Systems Analysis (ESA), the city's environmental consultant. Mr. Kelly noted that he had looked at piecemealling and clearly this was a piecemeal project. He believed issuance of the permit is imminent. Mr. Kelly asked what the city's objectives were?

Mr. Roberts expressed concern that the U.S. Army Corps of Engineers had a change in attitude about the piecemealling. He believed that if the city allowed this to go unchallenged, it could hurt the city in the future. Mayor Davis noted that SHA indicated that the grassy median was being reserved for future use.

Mr. Turnbull noted that one objective is for the city to hold the Corps to a principle. He also stated that another City objective is to halt the widening of MD 201 to the north of the City, because it would encourage future development to the North.

Mr. Kelly believed the City should request a review of the file to look at mitigation issues and the alternatives analysis. Second, he believed the city should request a formal meeting with the Corps and MDE to let them know that the City was serious about this issue. If a permit is issued, he believed the city could request a contested case hearing. Under this process the city would have to demonstrate that it had standing and was an aggrieved party.

Mayor Davis asked about what was considered a technical issue on which to base an appeal. Mr. Kelly believed piecemealing was an issue. He also believed that the review of the file may lead the city to additional technical issues. Mr. Kelly suggested the city consult with a traffic engineer. He suggested that the city request that supervisory personnel attend this meeting.

Mr. Putens favored the approach outlined by Mr. Kelly and suggested that the city proceed quickly. Mr. Manzi suggested that by Nov.4 the city formally request the meeting and formally request access to the file as well as an extension of time to allow the city to schedule the meeting and review the entire file.

Mr. Roberts asked what would happen if the city was able to convince the Corps that it was a piecemeal process. Mr. Kelly believed unless the city found a practical alternative, it would probably be unable to stop the permit. However, the city might be able to delay the process long enough for the Beltway interchange to become a viable alternative.

Mr. Roberts hoped that the city could affect the Federal funding on this issue. Mr. Kelly was not able to comment on this aspect. He again stressed the need for the city to find a practical alternative. Mr. Roberts expressed his fear that this was a new highway in the making.

Mr. Kelly stated that stopping the "snowball" would not be easy for the city. He did not want the Council to get any false hope. He believed the city should express anger that the city was proactive over a year ago and that the Corps had not kept the city in the loop.

Council directed Mr. Manzi and Mr. Kelly to draft a letter requesting city review of the file, a formal meeting with Corps and Maryland Department of the Environment supervisors and an extension of time to allow the city to review the file and hold the meeting.

BUS STOP IMPROVEMENTS AT CRESCENT & CENTERWAY: Mayor Davis read the agenda comments. **BUS STOP IMPROVEMENTS AT CRESCENT & CENTERWAY:** Mayor Davis read the agenda comments.

Mr. Putens moved that Council approve the construction of a sidewalk between the northwest corner of the intersection and the bus stop, and extending past the bus stop to the surrounding barren ground area. He further moved that a crosswalk be designed across Crescent Road, west of Gardenway, to provide a safe and continuous link between the new sidewalk, the bus stop and the inner walkway system. Mr. Roberts seconded. The motion passed 4 to 0.

DEPARTURE FROM PARKING & LOADING STANDARDS (DPLS) - MARYLAND TRADE CENTER IV: Mayor Davis read the agenda comments. Ms. Craze noted that this was a companion item to the next agenda item. Ms. Craze summarized the application before Council and also APB's review of the proposal. She stressed that this departure relates to the specific use and any new future user would have to again apply for a departure.

Mr. Roberts asked what would happen if the uses changed in the future. She stated that the departure applies to both properties and any change in use would require the new applicant to get a new departure. Ms. Craze stated her confidence that these two uses complemented each other and would not overburden the available parking.

Mr. Putens moved that Council approve the DPLS to allow for shared parking between the proposed medical office building and the Holiday Inn. Mr. Turnbull seconded. The motion passed 4 to 0.

REVISION TO DETAILED SITE PLAN - MARYLAND TRADE CENTER IV: Mayor Davis read the agenda comments. Ms. Craze noted that conditions 3 and 4 were items for negotiation. Mr. Putens asked about the rationale for pedestrian connections. Ms. Craze stated that it was good practice to make connections that work and make sense. **REVISION TO DETAILED SITE PLAN - MARYLAND TRADE CENTER IV:** Mayor Davis read the agenda comments. Ms. Craze noted that conditions 3 and 4 were items for negotiation. Mr. Putens asked about the rationale for pedestrian connections. Ms. Craze stated that it was good practice to make connections that work and make sense.

Jeff Hubbard of Joyce Engineering, reviewed the architecture plan with Council.

Mr. Putens moved that Council approve the revised detailed site plan for Maryland Trade Center IV with the following conditions:

1. A picnic table or some cafe tables for outside seating/picnicking be provided;
2. A note be added indicating that all existing shrubbery be retained;
3. A crosswalk between the island sidewalks be shown;
4. A crosswalk landing to the building, with special pavement and a ramped landing be provided;
5. All exterior signage be submitted for city review;
6. Building architecture be submitted to the City if there are significant changes to that which was reviewed this summer;
7. Replace the crabapple shown at the southeast corner with a Cleveland Select Pear tree;
8. Transfer of the outlot to the City occurs at settlement; and
9. Remove the 12 spaces shown for future construction.

Mr. Turnbull seconded. The motion passed 4 to 0.

MEETINGS: Council scheduled work sessions with the Recycling Advisory Committee, New Deal Cafe and Roosevelt Center merchants for 12/7, 12/16 or 12/21 depending on availability.
MEETINGS: Council scheduled work sessions with the Recycling Advisory Committee, New Deal Cafe and Roosevelt Center merchants for 12/7, 12/16 or 12/21 depending on availability.

ADJOURNMENT: Mr. Turnbull moved to adjourn the meeting. Mr. Putens seconded. The motion carried 5 to 0. Mayor Davis adjourned the regular meeting of October 26, 1998, at 11:05 p.m
ADJOURNMENT: Mr. Turnbull moved to adjourn the meeting. Mr. Putens seconded. The motion carried 5 to 0. Mayor Davis adjourned the regular meeting of October 26, 1998, at 11:05 p.m

Respectfully Submitted,
David E. Moran, CMC
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 26, 1998."

Judith F. Davis
Mayor