REGULAR MEETING OF THE GREENBELT CITY COUNCIL held Monday, November 25, 2013.

Mayor Jordan called the meeting to order at 8:07 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 McLaughlin, City Manager; David Moran, Assistant City Manager; Robert Manzi, City Solicitor; and Cindy Murray, City Clerk.

Mayor Jordan asked for a moment of silence in memory of former residents Leo M. (Dinny) Slaughter and Norman Moraff. He then led the pledge of allegiance to the flag.

APPROVAL OF CONSENT AGENDA: Ms. Mach requested "Appointments to Greenbelt Green Team" be removed from the consent agenda. Ms. Davis requested the minutes of the October 28, 2013, meeting be removed from the agenda. With these changes, it was moved by Ms. Davis and seconded by Mr. Putens that the consent agenda be approved. The motion passed 7-0.

Council thereby took the following actions:

MINUTES OF COUNCIL MEETINGS:

Notes, Four Cities Meeting, October 23, 2013
Work Session, November 11, 2013
Charter Meeting, November 11, 2013
Interview, November 18, 2013
Interview, November 20, 2013
Approved as presented.

COMMITTEE REPORTS

SENIOR CITIZENS ADVISORY COMMITTEE, REPORT #13-02 (ANNUAL OPEN FORUM): Council accepted this report and directed staff to provide any needed responses to issues raised to both Council and the committee.

EMPLOYEE SPECIAL HOLIDAY: Council granted a "floating holiday" to classified employees for use in FY 2014.

REQUEST FOR USE OF FACILITIES: Council approved the waiver of facility rental fees for the Eleanor Roosevelt High School Grad Night Committee for use of the Youth Center from 2:00 p.m. to 10:00 p.m. on May 28th and from 9 a.m. on May 29th to 6:00 a.m. on May 30th, and the use of the Greenbelt Aquatic and Fitness Center from 12:00 a.m. to 4:00 a.m. on May 30th.

REAPPOINTMENT TO ADVISORY GROUP: Council appointed Brian Gibbons to a new term on the Advisory Planning Board (APB).

RESIGNATIONS FROM ADVISORY GROUPS: Council accepted the resignations of Gail Martineau and Tiahna Nugent from the Arts Advisory Board.

APPROVAL OF AGENDA: It was moved by Mr. Putens and seconded by Ms. Pope that the agenda be approved. The motion passed 7-0.

PRESENTATIONS:

Recycle Right Awards: Mayor Jordan announced that November 15 was America Recycles Day. Luisa Robles, the City's Recycling Coordinator, explained the Recycle Right Awards program and identified the winners. Each winner received new blue recycling bins identifying them as contest winners, as well as prizes awarded by the Metropolitan Washington Council of Governments, Mom's Organic Market, and College Park REI.

The winners were:

Susan Breon	3 Greenknolls Place	Monday City Route
Marilynne Dos Reis	218 Lastner Lane	Tuesday City Route
Alex and Gail Chavrid	124 Lakeside Drive	Wednesday City Route
Robert and Kim Reed	4-J Plateau Place	Thursday City Route
Alero Popo	7001 Mathew Street	Contractual Route

PETITIONS AND REQUESTS:

Michael Hartman, 2-R Gardenway, suggested that Council create an Advisory Committee on Diversity and Inclusion and also meet with City Recognition Groups.

MINUTES:

Statement for the Record – Executive Session of November 20, 2013: Ms. Davis moved that in accordance with Section 10-509 (c) (2) of the State Government Article 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, November 20, 2013, at 8:48 p.m. in Room 114 of the Greenbelt Community Center. 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 legal counsel regarding the Green Ridge House Admission Policy.

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; Robert Manzi, City Solicitor (by conference call); Karen Ruff, partner of the City Solicitor; and Cindy Murray, City Clerk.

Other individuals in attendance: None

Council took no actions during this session.

Mr. Herling seconded. The motion passed 7-0.

Regular Meeting October 28, 2013: Under Council Reports, Ms. Davis noted that she, along with Mayor Jordan and Mr. Herling, had also attended the St. Hugh's Octoberfest. Mr. Jordan noted that he had also attended the Greenbelt Volunteer Fire Department and Rescue Squad Fundraiser. With these changes, it was moved by Ms. Davis and seconded by Mr. Putens that the minutes be approved. The motion passed 7-0.

ADMINISTRATIVE REPORTS:

Mr. McLaughlin mentioned the Festival of Lights events scheduled for the first weekend in December.

COUNCIL REPORTS: Councilmembers noted their attendance at the following events.

American Legion Public Safety Awards – Mayor Jordan, Ms. Davis, Mr. Putens, Mr. Herling, Mr. Roberts, Ms. Mach and Ms. Pope
Governor O'Malley's Sustainability Forum – Ms. Davis
Greenbelt Consumers Cooperative Annual Meeting – Ms. Davis and Mr. Herling
Greenbelt Theater Tour – Mayor Jordan, Ms. Davis, Mr. Roberts and Ms. Mach
News Review Fundraiser at New Deal Café – Mayor Jordan, Ms. Davis, Ms. Mach and Mr. Herling
Greenbelt American Legion Veterans Day Ceremony – Mayor Jordan, Ms. Davis, Mr. Putens, Mr. Roberts, Ms. Mach and Mr. Herling
Del. Alonzo Washington's Town Hall Meeting – Ms. Davis
National League of Cities Conference – Mayor Jordan, Ms. Davis, Mr. Putens, Ms. Mach, Mr. Herling and Ms. Pope
Maryland Municipal League Structure and Selection Evaluation Meeting – Ms. Davis
Greenbelt Police Ridealong – Ms. Davis
Swearing In Ceremony for Student Council of Magnolia Elementary School – Mayor Jordan
Signing Ceremony of Memorandum of Understanding between the State of Maryland and NASA/Goddard recognizing a Commitment to Partnerships with Small Businesses – Mayor Jordan

COMMITTEE REPORTS: None

LEGISLATION

A Resolution to Authorize the Negotiated Purchase of a Mobile Tag Reader with Installation From ELSAG North America in the Amount of $18,150

Mayor Jordan read the agenda comments.

Ms. Pope introduced the resolution for second reading and moved that it be adopted. Mr. Putens seconded.

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

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

The resolution was declared adopted (Resolution No. 2006, Book 8).

A Resolution to Repeal Resolution Number 908 to Update the Charter of the Advisory Committee on Trees

Mayor Jordan read the agenda comments. He reported that Charles Jackman, Chair of the Advisory Committee on Trees (ACT), had requested the resolution be referred back to the ACT for further review regarding compliance with Tree City USA requirements.

Mr. Putens moved that the resolution be referred back to the Advisory Committee on Trees and staff for further review. Ms. Davis seconded. Passed 7-0.

A Resolution to Designate the City of Greenbelt as a Healthy Eating Active Living City

Mayor Jordan read the agenda comments.

Ms. Mach introduced the resolution for second reading and moved that it be adopted. Ms. Davis seconded.

Greg Varda, Acting Assistant Director of Recreation, explained the Healthy Eating Active Living (HEAL) Cities & Towns Campaign, an initiative of the Maryland Municipal League and the Institute for Public Health Innovation.

Mr. Roberts requested that the resolution include expansion of the City gardens into Greenbelt East and Greenbelt West so residents in those areas can have the experience of growing their own food. Mr. Manzi advised this was not a substantive change to the original resolution and could be included.

Ms. Mach moved that the resolution be amended to include the expansion of City gardens throughout the City. Ms. Davis seconded.

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

The resolution was declared adopted (Resolution No. 2007, Book 8).

A Resolution to Negotiate the Purchase of the Removal of an Underground Fuel Tank at the Police Station and Replacement of an Above Ground Fuel Tank at the Public Works Facility from Capitol Petroleum Equipment Inc. at a Cost of $132,974

Mayor Jordan read the agenda comments.

Ms. Pope introduced the resolution for second reading and moved that it be adopted. Mr. Herling seconded.

Jim Sterling, Assistant Director of Public Works, explained the tank at the Police Facility has experienced problems meeting the Maryland Department of the Environment (MDE) standards for underground storage tanks. He advised that the City had received violations for non-compliance from the State Oil Control Program in the past. Mr. Sterling said staff recommends a new fuel storage tank be installed at the Public Works Facility to service the entire City fleet of vehicles.

Mayor Jordan asked the estimated time frame for the tank replacement. Mr. Sterling advised the project should take approximately two months. He added that the Police Facility tank would remain in operation until the new tank in Public Works is fully operating.

In response to a question from Ms. Pope, Mr. Sterling explained the preventive measures in place in the event that soil was determined to be contaminated. He added that both staff and the contractor were hopeful this problem would not be encountered but said Council would be informed if it did.

Ms. Davis thanked Ken Hall, Director of Public Works, and all staff members who had scrutinized the original preliminary estimate received of $213,000 and by adjusting the work involved and providing in-kind services for some of the work, were able to decrease the cost of the project.

Mr. Herling asked about the experience of the contractor, Capitol Petroleum Equipment (CPE). Mr. Sterling said the company had been in business over 25 years and had a good reputation. He added that staff had met with both the owner and sales representative of CPE and were confident that CPE could successfully complete the project.

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

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

The resolution was declared adopted (Resolution No. 2008, Book 8).

<u>AWARD OF PURCHASE – FRONT MOUNT MOWER</u>: Mayor Jordan read the agenda comments.

Jim Sterling, Assistant Director of Public Works, explained Public Works staff had reviewed various mower options but were recommending the purchase of the Kubota due to being pleased with the performance of Kubota mowers in the past

Ms. Pope moved that Council approve the purchase of a Kubota Model ZD331 mower from Gaithersburg Equipment Company in accord with GSA Contract #GS-07F-8852D at a cost of $13,408.62. Mr. Putens seconded.

In response to a question from Ms. Davis, Mr. Sterling said the 17 year old mower being replaced would be retained as part of the existing fleet as long as it is operable.

Mr. Roberts asked the price difference between diesel, compressed natural gas and propane units. Mr. Sterling said the prices were about the same, but Public Works staff had concerns regarding the reliability of an alternative fuel unit.

The motion passed 7-0.

<u>ADVISORY PLANNING BOARD REPORT #2013-03 (PEDESTRIAN AND BICYCLIST MASTER PLAN)</u>: Mayor Jordan read the agenda comments.

Mayor Jordan thanked members of the Advisory Planning Board (APB) and staff for their work on the Pedestrian and Bicyclist Master Plan over the last five to six years. Matt Johnson, Vice Chair of APB, thanked Council and staff for their attention to the plan.

Ms. Davis asked if APB will have some priorities to provide to staff in January for budget planning. Mr. Johnson and Ms. Fearer, Community Planner, said they will work together to determine the priorities for FY 2015.

Ms. Fearer advised the report will be posted on the City website. Mayor Jordan asked if individuals would be able to make comments or suggestions via the website on the report. Ms. Fearer said staff would see if that could be an option.

Ms. Pope moved that Council adopt the City of Greenbelt Pedestrian and Bicyclist Master Plan as an official planning document to be updated on an annual basis. Mr. Putens seconded. The motion passed 7-0.

PROPOSED 2014 LEGISLATIVE PROGRAM: Mayor Jordan read the agenda comments. Councilmembers reviewed the proposed legislative priorities.

After discussion, Mr. Putens moved that Council approve the City's proposed Legislative Program for 2014 with the following changes:

Under State Priority Issues – Noise Barriers: Provide funding for noise barriers for Greenbelt neighborhoods along the Beltway and build them.
Under County Priority Issues – Protect Municipal Funding Sources: Protect municipal funding including M-NCPPC grants, School Resource Officer funding, Landfill Disposal rebate, CDBG funding and Youth Service Bureau grants – and increase whenever possible.
Under Other Issues of City Interest – State: Amend State Ethics Legislation items that negatively impact municipalities.
Under Other Issues of City Interest – County: Move Commercial Kitchen Usage/Change County Requirements to #3 Under County Priority Issues. It was also suggested that this item be discussed at the upcoming work session with the County Executive.

Ms. Pope seconded. The motion passed 7-0.

Frank Gervasi, 163 Research Road, said he hoped the additional State funding request to complete the renovation of the Greenbelt Theatre would not be used for a new HVAC unit which he does not consider a priority item.

REFUNDING RETIREMENT/PENSION ACCRUED LIABILITY: Mayor Jordan read the agenda comments.

Ms. Davis moved that Council authorize finalizing an agreement with SunTrust Bank for the 20 year option at 5.3% for the first 15 years. Ms. Pope seconded.

Mr. McLaughlin explained the 20 year option is more affordable on an annual basis and it is closer to what the City would have to pay Maryland State Retirement Agency, $240,000 versus $232,552 in FY 2015, whereas the 15 year term option requires a payment of $277,000. He said additional principal payments could be made at any time to the debt earlier.

Ms. Davis asked if the liability can be refinanced in future. Mr. McLaughlin said yes.

Michael Hartman, 2-R Gardenway, and Bill Orleans, Greenbelt, asked and were provided answers to several questions.

The motion passed 7-0.

OTHER REPORTS: Councilmembers presented reports on the following meetings and conferences they recently attended.

Ms. Davis, Ms. Mach, Mr. Herling and Ms. Pope reported on work sessions and roundtable discussions they participated in while attending the National League of Cities Conference.

Mr. Roberts reported that he was contributing time and effort with home repair work at 108 Greenhill Road. He said he hoped the resident would be able to return to the home in the near future.

Ms. Davis mentioned that November 30th is Small Business Saturday.

APPOINTMENTS TO GREENBELT GREEN TEAM: Ms. Mach moved that Council appoint Matt Berres, Susan Barnett and Steve Skolnik to the Greenbelt Green Team. Ms. Davis seconded. The motion passed 7-0.

MEETINGS: Council reviewed the upcoming meeting schedule.

ADJOURNMENT: Ms. Mach moved to adjourn the meeting. Mr. Putens seconded. The motion passed 7-0.

Mayor Jordan adjourned the regular meeting of Monday, November 25, 2013, at 10:23 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 November 25, 2013."

Emmett V. Jordan
Mayor