



CITY COUNCIL AGENDA

**Municipal Building
Tuesday, October 15, 2019
8:00 PM**

I. ORGANIZATION

1. Call to Order
2. Roll Call
3. Meditation and Pledge of Allegiance to the Flag
4. Consent Agenda
5. Approval of Agenda and Additions

II. COMMUNICATIONS

6. Presentations
 - 6a. National Domestic Violence Awareness Month
Suggested Action: Domestic Violence Awareness Month evolved from the “Day of Unity” held in October 1981 and conceived by the National Coalition against Domestic Violence. The “Day of Unity” soon evolved into a week, and in October of 1987, the first National Domestic Violence Awareness Month was observed. In 1989 Congress passed Public Law 101-112, officially designating October of that year as National Domestic Violence Awareness Month. Such legislation has been passed each year since. An officer with the City's Police Department will provide information about domestic violence awareness and the purple lights displayed in our community.
 - 6b. National Breast Cancer Month
Suggested Action: National Breast Cancer Awareness Month is recognized annually during the month of October in honor of all who lost their lives to breast cancer, and to recognize the courageous survivors who are still fighting their battle with it. Mayor Jordan will present a proclamation in recognition of National Breast Cancer Awareness Month.

[Breast Cancer Proclamation 2019.pdf](#)

6c. Maryland Economic Development Week

Suggested Action:

October 20th – 26th is Maryland's Economic Development Week. Economic Development Week will emphasize to the general public the importance of economic development for the State of Maryland. The week is designed to increase an understanding of economic development's contribution to the State's business climate, job retention and growth, the tax base and the overall quality of life in Maryland. Charise Liggins, the City's Economic Development Coordinator and Susan Walker with the Greenbelt Community Development Corporation will be present to accept the proclamation and give an overview on this year's plans.

[Economic Development Week Proclamation 2019.pdf](#)

7. Petitions and Requests

*8. * Minutes of Council Meetings

Suggested Action:

Reference:

Work Session - June 5, 2019

Work Session - June 16, 2019

Regular Meeting - July 8, 2019

Work Session - July 10, 2019

Work Session - July 31, 2019

Work Session - October 7, 2019

Closed Session - October 7, 2019

[WS190605.pdf](#)

[WS190619.pdf](#)

[RM190708.pdf](#)

[WS190710.pdf](#)

[WS190731.pdf](#)

[WS191007.pdf](#)

8a. Statement for the Record

Suggested Action:

Reference: Statement of Record - 10/07/2019

Closed Session of October 7, 2019: The following motion is needed:

In accordance with the General Provisions Article, Section 3-306(c)(2) of the Annotated Code of Public General Laws of Maryland, I move that the minutes of tonight's meeting reflect that Council met in executive session on Monday, October 7, 2019, at 8:00 p.m. in the Library of the Municipal Building. Council held this closed meeting in accordance with the General Provisions Article, §3-305(b)(7) of the Annotated Code of Public General Laws of Maryland, to consult with counsel to obtain legal advice.

The purpose of this meeting was regarding the Proposed MAGLEV and Beltway Widening Projects.

Vote to close session:

Ms. Davis - Yes
Mr. Byrd - Yes
Ms. Mach - Yes
Ms. Pope - Yes
Mr. Putens - Absent
Mr. Roberts - Yes
Mayor Jordan - Yes

The following staff members were in attendance: Nicole Ard, City Manager and Todd Pounds, City Solicitor.

Council took no actions during this session.

[Statement of Record-10.07.2019.pdf](#)

9. Administrative Reports

*10. * Committee Reports

*10a. * Forest Preserve Advisory Board Report # 2019-05
(Enhancement to the Sunrise Tract)

Suggested Action:

Approval of this item on the consent agenda will indicate Council's acceptance of this report.

[FPAB Report to Council 2019-05_Sunrise fence_FINAL.pdf](#)

*10b. * Forest Preserve Advisory Board Report # 2019-06
(Proposal for a Firefly Sanctuary)

Suggested Action:

Approval of this item on the consent agenda will indicate Council's acceptance of this report.

[FPAB Report to Council 2019-6_FireflySanctuary_FINAL.pdf](#)

*10c. * Park and Recreation Advisory Board Report #19-8
(Greenbelt Tennis Association Request Concerning Tennis Court Lights)

Suggested Action:

Approval of this item on the consent agenda will indicate Council's acceptance of this report.

[PRAB Report GTA Lights 19-8.pdf](#)

*10d. *Park and Recreation Advisory Board Report # 19-9
(Proposal for a Firefly Sanctuary)

Suggested Action:

Approval of this item on the consent agenda will indicate Council's acceptance of this report.

[PRAB Report 19-9 Firefly Sanctuary.pdf](#)

*10e. *Greenbelt Advisory Committee on Environmental Sustainability/Greenbelt Green Team
Recommendation to Support
(Petition to Support Prince George's County CB-065-2019)

Suggested Action:

Approval of this item on the consent agenda will indicate Council's acceptance of this report.
This item will appear later on tonight's agenda under item #16.

[Green ACES Recommendation to support CB-065-2019.pdf](#)

III. LEGISLATION

11. A Resolution to Authorize the Negotiated Purchase for Captioning Services from Municipal Captioning Inc. at an estimated cost of \$12,960.
- 2nd Reading; Adoption

Suggested Action:

Reference:

Resolution

Memorandum, B. Palau, 10/09/2019

Quote, Municipal Captioning Inc., 07/17/2019

At the Regular Meeting on August 12, 2019, the City Council approved the selection of Municipal Captioning Inc. to provide captioning services for City Council meeting. Municipal Captioning provided a quote of \$12,960 for 30 hours of captioning a month, which is a little more than 5 hours a week. The quote also includes the hardware, installation and training.

Ms. Mach introduced this resolution for first reading at the September 9 meeting. At the Regular Meeting on September 23, 2019, the City Council postponed the resolution until the next meeting on October 15 and requested additional information. Included in Council's packet is a memorandum from Beverly Palau, Public Information and Communications Coordinator, which addresses the questions raised at the September 23 meeting.

It is recommended the Resolution be introduced for second reading and moved for adoption tonight.

[Municipal_Captioning_Resolution.pdf](#)

[Quote, Municipal Captioning Inc., 07/17/2019.pdf](#)

[Memo October 9, 2019.pdf](#)

12. A RESOLUTION COMMENCING RENEWAL PROCEEDINGS UNDER THE FEDERAL CABLE COMMUNICATIONS POLICY ACT OF 1984 AND CONFIRMING AUTHORITY TO CONDUCT PROCEEDINGS AND TO TAKE SUCH ACTIONS AS ARE APPROPRIATE TO COLLECT INFORMATION AND OTHERWISE COMPLY WITH THE REQUIREMENTS OF THE FEDERAL CABLE COMMUNICATIONS POLICY ACT OF 1984

Suggested Action:

Reference:

Letter, 06/21/2019

Resolution

The City of Greenbelt received a letter from Verizon Maryland Inc on May 23, 2019, requesting the commencement of franchise renewal proceeding. The City's Franchise Agreement with Verizon is set to expire on January 8, 2022. The City responded to the receipt of that letter on

June 24, 2019. Since the City's franchise is in the 30-36 month negotiating window outlined in the Section 626(h) of the Federal Cable Communications Policy Act of 1984 (Cable Act) we are required to pass a resolution commencing negotiations in order to obtain certain information, gather public comment and preserve our right in both the Formal and Informal Negotiating process. Once the resolution is passed, the City will contact Verizon that it has been done and we will begin the negotiating process. It is expected that the City will work with other municipalities and Prince George's County in a coalition on these negotiations.

It is suggested that Council introduce the Resolution for first reading at its meeting of October 15, 2019, and present a second reading and adoption at its meeting of October 28, 2019.

[Letter, 06/21/2019.pdf](#)
[Resolution.pdf](#)

IV. OTHER BUSINESS

13. Greenbelt Homes Incorporated Right-of-Way Memorandum of Understanding (MOU)

Suggested Action:

Reference:

Letter, N. Ard, 03/04/2019

Memorandum of Understanding

Over the last several years the City has been working with Greenbelt Homes, Inc. (GHI) to address areas in GHI where there are conflicts between historic yard lines and city rights-of-way. The most serious conflicts were resolved with the City agreeing to vacate portions of city rights-of-ways GHI has identified 171 remaining conflicts (also referred to as encroachment areas) ranging in size from 1 foot in many areas to 25 feet in a few, and has requested that the City execute a right-of-way agreement that states what GHI members can do within the encroachment areas, and assigns responsibilities.

GHI has submitted an Agreement for City Council consideration. The intent of the agreement is not to deny GHI members reasonable use of the area of their historic yard where it overlaps with City rights-of-way.

Planning staff and the City Solicitor have reviewed the draft agreement and have recommended a couple minor revisions to address the City's desire to minimize activities within the conflict areas when feasible, and to protect the city's interest if a conflict needs to be removed by the City in the future.

Staff recommends the City Council approve the Agreement, as amended.

[MOU - GHI Yards in city right of way - 03 04 19.pdf](#)
[Memorandum of Understanding_GHI ROW.pdf](#)

14. Beltway Plaza Memorandum of Understanding on Conceptual Site Plan Conditions

Suggested Action:

Reference:

Memorandum of Understanding

On February 11, 2019 City Council voted to support with conditions the Conceptual Site Plan

(CSP) for the redevelopment of Beltway Plaza. The CSP proposed a mixed-use five (5) phase redevelopment that includes an approximate total of 175-200 townhouses, 875-2,250 multifamily units, and 435,000-700,000 square feet of commercial space. Staff and the applicant then met to discuss the applicant's comments on the conditions. Revised conditions were presented to Council on March 11, 2019. At that time the applicant agreed to the revised conditions, and agreed to execute a private binding agreement with the City. City Council then directed staff and the City Solicitor to work with the applicant on the drafting of said agreement.

Since that time the CSP was approved by the Prince George's County Planning Board on March 14, 2019 and staff and the City Solicitor have been working with the applicant to draft a Memorandum of Understanding (MOU) which is included in Council's packet. The MOU as written includes the conditions approved by Council and has been agreed to by the Applicant. Staff believes that the MOU will ensure that any future development will meet the City's conditions and recommends that City Council accept the MOU.

[MOU Final Draft for Council Consideration.pdf](#)

15. Approval of PY 46 Community Development Block Grant Application

Suggested Action:

Reference: CDBG PY 46 Application Instructions

Applications to Prince George's County for Community Development Block Grant (CDBG) funds for Program Year 46 (7/1/20-6/30/21) are due on October 25, 2019.

The City last applied for, and was awarded, \$140,835 for "Franklin Park Street Improvements" for roadwork on Breezewood Drive and at the intersection with Cherrywood Lane for PY 45.

Staff proposes to submit "Franklin Park Street Improvements" as the project for PY 46. This project proposes to resurface Edmonston Road from Springhill Court to the end of the City's Right-Of-Way south of Breezewood Drive. This project includes base repair and milling, replacement of curb & gutter and sidewalks, ADA compliant ramps and installation of bus stop improvements and landscaping improvements as needed. Staff anticipates seeking \$154,570 for this project.

Staff believes the City should submit only one application for PY 46. This will allow both DHCD staff and the City's County Council representative to focus solely on this application.

It is recommended Council approve submission of the PY 46 Application as outlined above. It is further recommended that Council authorize the Mayor and City staff to execute any PY 46 CDBG Agreements and all other necessary documents in order to accept and implement this grant award.

[PY 46 Application Instructions.pdf](#)

16. County Legislation - CB 52-2019 (Plastic Straw Ban) & CB 65-2019 (Pesticides)

Suggested Action:

Reference:

CB-52-2019 (Plastic Straw Ban)

CB-65-2019 (Pesticides)

Green ACES Recommendation to Support CB-065-2019

Council Member Byrd requested that the City consider two County bills.

CB-52-2019 would prohibit food service businesses (restaurants, grocery stores, food trucks, etc.) from selling, distributing or providing non-compostable (plastic) straws and stirrers. The City has advocated for a ban on plastic straws as part of its Legislative Program. It is recommended Council support CB-52-2019.

CB-65-2019 requires certain notices and signage relating to retail sale and commercial application of pesticides. It also prohibits the application of pesticides on County owned and private property unless it meets certain criteria. It also bans Neonicotinoid (new nicotine like) pesticides on County owned property. GreenACES and the Green Team have recommended that Council support CB-65-2019.

Council direction is sought.

[CB-52-2019.pdf](#)

[CB-65-2019.pdf](#)

[Green ACES Recommendation to support CB-065-2019.pdf](#)

17. Proposed Council Referrals to Board of Elections on Candidate Photos and Campaign Signs
Suggested Action:

Reference: Municipal Building Election No-Post Map

Councilmembers Davis and Mach requested that the following items be included on the agenda for Council discussion.

Candidate photos at polling places, Campaign signs at Municipal Building No-Post Zone, and Sign Posts in Greenbelt Station.

[Election no-post areas municipal bldg.pdf](#)

18. Opposition to Proposed Bureau of Engraving and Printing Facility at Beltsville Agriculture Research Center Site

Suggested Action:

Councilmember Byrd requested that this item be included on the agenda.

Councilmember Byrd's proposed motion would be to oppose the proposed facility.

19. RFQ for Legal Services on the Proposed MAGLEV & Beltway Widening Projects

Suggested Action:

City Council requested that this item be included on the agenda.

20. Litter at CVS Store on Hanover Parkway

Suggested Action:

Councilmember Byrd requested that this item be included on the agenda.

21. Council Activities

22. Council Reports

*23. *Letter of Support for HUD 202 Program

Suggested Action:

Reference:

Email, C. Batey, 09/25/2019

HUD 202 Funding Letter

Included in Council's packet is an email provided by Christal Batey regarding Federal funding for low income senior housing. LeadingAge is a 501(c)(3) tax exempt charitable organization focused on education, advocacy, and applied research for the field of senior services. They are encouraging advocacy for new Section 202 funding in the FY 2020 Housing & Urban Development (HUD) funding bill.

The House version of the bill provides \$140 Million for new HUD Section 202 housing, while the Senate version provides no funding for new housing. The Senate Bill provides \$17 Million for new Service Coordinators, while the House bill provides \$5 Million. Both Senate and House bills fully fund existing Service Coordinators.

Staff has drafted a letter to the City's Federal delegation encouraging them to support this funding. Approval of this item on the consent agenda will indicate Council's approval of the letter.

[Email from Christal - LeadingAge.pdf](#)

[HUD 202 Funding Letter.pdf](#)

*24. *Letter of Support for the Four Cities Coalition Waste Reduction and Education Initiative 2019

Suggested Action:

Reference:

Letter of Support

Memorandum of Agreement, 06/06/2019

On June 13, 2019 an application for \$165,000 was submitted to the Department of Housing and Community Development (DHCD) Community Legacy Grant for the acquisition of "Bigbelly" solar compacting trash and recycling containers. This grant was submitted in partnership with the other members of the Four Cities Coalition; the Town of Berwyn Heights, City of College Park, City of New Carrollton, and City of Greenbelt.

The "Bigbelly" solar powered, self-compacting, smart waste system eliminates visible waste and wind-blown litter, prevents rodent and bird access, reduces collection truck traffic and fuel consumption as well as reducing harmful emissions, and enhances space improving operational efficiency. The "Bigbelly" system includes a web based application that makes notification to both email and cellular devices when the receptacle is ready to be emptied reducing the need for wasted visits, resulting in more efficient personnel usage.

"Bigbelly" bins can be outfitted with easy to insert and remove signage which can be used for

advertising and education purposes. Municipal collaboration members plan on utilizing this feature to educate the public on what materials go in which container either landfill or recycling. This will be accomplished with bilingual, English and Spanish, signage with full color images of the items that belong in the trash and recycling containers.

Overall, this project will address and resolve the specific issues of litter, landfill diversion rates, recycling contamination, stormwater quality, and public education identified in the Sustainable Community Action Plan.

Meetings with the Department of Public Works Directors from the other Four Cities Coalition municipalities resulted in unanimous support and a signed memorandum of agreement (MOA) outlining the roles and responsibilities of each municipality.

Included in the Council's packet is a letter of support. Staff is recommending that the letter be signed and sent on behalf of the City of Greenbelt in support of this project.

[City_of_Greenbelt_Letter_of_Support.pdf](#)
[MOA_CL_2019.pdf](#)

- *25. * Appointment to Advisory Groups
Suggested Action:
Reference: Applications

Council interviewed Xochitl Zamora-Thompson on August 7, 2019, for appointment to the Greenbelt Advisory Committee on Environmental Sustainability.

Approval of this item on the consent agenda will indicate Council's intent to appoint Ms. Zamora-Thompson to Green ACES.

- *26. * Reappointments to Advisory Groups
Suggested Action:
Reference: Reappointment Surveys

The following individuals have indicated their willingness to continue to serve on City Advisory Boards and Committees:

Stanley Zirkin - Public Safety Advisory Committee
Maria Silvia Miller - Advisory Planning Board
Eunice Pierre - Public Safety Advisory Committee

- *27. * Resignation from Advisory Groups
Suggested Action:
Reference: Email, J. Grotke, 092219

Jeannette Grotke has submitted her resignation from the Senior Citizens Advisory Committee.

Approval of this item on the consent agenda will indicate Council's intent to accept resignation with regret

28. Special Election in event of Vacancy on Council

Suggested Action:

Councilman Byrd requested this item to be included on the agenda. His motion is to direct the City Solicitor to draft an amendment to Section 32 of the City Charter that would require a special election to fill a vacancy (when that vacancy is created with more than 14 months left in a term).

29. Greenbelt Elementary Clean Water Partnership Micro Bioretention

Suggested Action:

Reference: Greenbelt ES City Council Letter

Mayor Jordan requested this item be included on the agenda.

[Greenbelt ES City Council letter.pdf](#)

V. MEETINGS

Meetings

[meetings.pdf](#)

Stakeholders

[Stakeholder Schedule.pdf](#)