

REGULAR MEETING OF THE GREENBELT CITY COUNCIL held Monday, July 10, 2017.

Mayor Jordan called the meeting to order at 8:01 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 Nicole Ard, City Manager; David E. Moran, Assistant City Manager; Karen Ruff, City Solicitor; and Shaniya Lashley-Mullen, Administrative Assistant.

Mayor Jordan asked for a moment of silence in honor of Greenbelt residents Geneva L. Halsey, John Hartnett, Shirley Bailey; and former Greenbelt residents Keith Pendleton, Marvin “Morgan” Torres, Ron Hall and Lanny LeForte. Mr. Roberts then led the Pledge of Allegiance to the flag.

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

Council thereby took the following actions:

Minutes:

Work Session, April 9, 2017

Regular Meeting, June 5, 2017

Work Session, June 12, 2017

State for the Record – Executive Session, June 23, 2017

Approved as presented.

Response to Petitioner Selection of Mayor: Council approved for staff to send the letter of discussed items to the petitioner.

Response to Petitioner Election Wards: Council approved this item to be added to the Community Survey for further research.

Follow-up Councilmember Inquiry Resident vs. Citizen Voting: Council referred this item to the Board of Elections for further research.

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

PRESENTATIONS:

Buy Local Week Proclamation: Mayor Jordan read a proclamation to recognize the week of July 22 to 30 as Buy Local Week.

Parks and Recreation Month Proclamation: Mayor Jordan read a proclamation to recognize July as Parks and Recreation Month. Greg Varda, Assistant Director of

Recreation, received the proclamation and provided an overview of this year's summer recreation camps and programs.

Healthy Eating Active Living (HEAL) Award: Mayor Jordan read the agenda comments. Greg Varda, Assistant Director of Recreation received the award. He explained that the City of Greenbelt was awarded the Gold Level status for the following areas achieved since last summer: complete and green streets draft policy, blue rewards employee incentive program and workplace wellness programs.

PETITIONS AND REQUESTS:

Jeff Harrison, 6835 Damsel Court, followed up on his May 22 petition to ask for his petition be added to the City's petition spreadsheet. Mr. Harrison also provided Council with a petition that had over a hundred signatures.

Colin Byrd, Greenbelt East, supported the petition by Mr. Jeff Harrison. Mr. Byrd wanted to know the portion or percentage of contracts that are handed out that are going to businesses that are in the City of Greenbelt or individuals who live in Greenbelt.

Bill Orleans, Greenbelt Resident, asked about past executive sessions of Council.

MINUTES:

Statement for the Record – Executive Session of June 23, 2017: Ms. Davis moved that in accordance with the General Provisions Article, Section 3-306(c) (2) of the Annotated Code of Public General Laws of Maryland, the minutes of tonight's meeting reflect that Council met in executive session on Friday, June 23, 2017, at 7:39 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 on a legal matter: 1) concerning a landlord/tenant matter; and 2) concerning a personnel matter with respect to whether the City can respond to the Greenbelt online letter in light of the restrictions contained in the City's personnel laws.

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: Nicole Ard, City Manager; David Moran, Assistant City Manager; Tom Kemp, Acting Police Chief; Mary Johnson, Human Resources Director; Joseph McNeal, Assistant Director of Recreation; Dianne Quynn-Reno, Community Center Supervisor; Bob Manzi, City Solicitor; and Jeffery Williams, City Treasurer.

Other individuals in attendance: None

Council took no actions during this session.

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

ADMINISTRATIVE REPORTS:

Ms. Ard advised regarding the Executive Session on Wednesday, July 12, Council will have a consultation with Ms. Ruff, but would like to ask for another meeting on Wednesday, August 9, at 8 pm, to resume the discussion regarding Green Ridge House.

Ms. Ard thanked staff, Police, Public Works and the Public Information and Communications Coordinator for the 4th of July Celebration.

Ms. Ard stated the City received the Chesapeake Trust Grant, \$56,000, for the Cherrywood Lane storm water improvements. Ms. Ard also advised Prince George's County awarded the Citizen's Group the Composting Grant.

Mr. Herling thanked the City Manager and staff on the affordable housing information.

Ms. Davis reported that Prince George's County has a new Common Ownership Community Commission and two board members are from Greenbelt. Ms. Nicole Williams, Vice Chair, for Condominiums and Mr. Aaron Markovich will be representing Cooperatives.

Mayor Jordan asked if Zipcar is still using the location at the Municipal Building, 25 Crescent Road. He advised the parking space has been empty for the last couple of weeks.

Mr. Putens asked if the State Highway Administration (SHA) can be placed on the next Four Cities agenda.

Legislation:

A Resolution to Authorize the Negotiated Purchase of Certain Goods and Services from Various Vendors as Enumerated herein when Total Fiscal Year Purchases from Each Vendor Exceeds Ten Thousand Dollars

Mayor Jordan read the agenda comments.

Ms. Pope introduced the resolution for a second reading and moved for adoption tonight. Mr. Herling seconded.

Colin Byrd, Greenbelt East, asked if Council or Ms. Ard knows the total amount of the contract. Mr. Byrd also asked how many of the employees who work on the contracts live in Greenbelt. Ms. Ard answered at the end of the fiscal year there would be a total break down on how much the City spent on each of the various contracts. Ms. Ard also stated they do not have that break down of workers living in Greenbelt.

Mr. Byrd stated the City should know how much they are spending if they are approving hundreds of contracts. Council explained that they weren't approving hundreds of contracts. They advised they were approving a list of companies/vendors, so if their services are needed throughout the year, they can choose from this list.

Mr. Orleans, Greenbelt Resident, stated the list should have been available for citizens to review. Mr. Orleans advised a copy of a standard contract should be signed by all enumerated vendors that states they should pay their employees a living wage, treat their employees respectfully and the citizens of Greenbelt should view the contract.

The motion passed 7-0.

Maryland Municipal League 2018 Legislative Requests

Mayor Jordan read the agenda comments.

Ms. Mach recalled discussion during , the affordable housing work session, she stated that an item that Council should submit prevents discrimination based on sources of income. Mayor Jordan asked it was county issue. Ms. Mach answered she didn't see why was not a state- wide issue. Mr. Moran answered the City had supported a bill last year but it didn't get a lot of traction.

Ms. Davis stated another item that came up at the Maryland Municipal League (MML) convention was municipal local control and authority over small cell towers and CDA's. Mayor Jordan asked what the City would be asking for. Ms. Davis answered the City would have control over the authority to say "yay" or "nay" working with the cell tower companies. Right now it comes through the utilities and the City doesn't have a say in the matter. Mayor Jordan also stated he would like the City to be able to tax these towers.

Mr. Roberts suggested Council needs to take a different stance, have a bill that requires Pepco to spend a percentage of what they are spending on tree cutting every year and

divert that into undergrounding wires. Ms. Davis advised the cost is less for vegetation management than underground wiring. Ms. Pope and Mayor Jordan agreed with Mr. Roberts.

After much discussion, Mr. Roberts moved that the City submit the following initiatives to the Maryland Municipal League as statewide legislation initiatives: Preventing Utilities from Retroactively Billing Customers When Mistakes Are Made, Housing Discrimination Based on Sources of Income, Municipal Control Over Cell Towers, Small Cell Towers to Include Revenue, and Local Authority Over Vegetation Management/Where a Small Percentage is Spent on Undergrounding Wires.

Ms. Mach seconded.

Mr. Putens advised he didn't like the name "vegetation management". He advised the use of "tree/vegetation" which is more technical.

The motion passed 7-0.

Letter to State Highway Administration (SHA) – Support of Noise Barrier Study for the Town of Berwyn Heights

Mayor Jordan read the agenda comments.

Mayor Jordan stated that Mayor Jewitt, Berwyn Heights, requested a letter from the City in support of the Town of Berwyn Heights appeal to State Highway Administration to conduct a noise barrier study.

Mayor Jordan advised that he asked Mayor Jewitt for a letter of support to petition State Highway Administration for a sidewalk on Branchville Road at Greenbelt Station Boulevard and Greenbelt Road for our residents.

Ms. Mach asked if Mayor Jewitt will be sending the letter of support. Mayor Jordan answered yes, Mayor Jewitt will be sending a letter in support.

Mr. Putens moved for the letter to be sent to State Highway Administration in support of the noise barrier study for the town of Berwyn Heights. Ms. Pope seconded.

Ms. Davis advised she is opposed to sending the letter because she is not in favor of a noise barrier along Kenilworth Avenue.

The motion passed 6-1 (Davis)

Award of Aquatic and Fitness Center White Coat Bid #2017-1

Mayor Jordan read the agenda comments.

Mr. Joe McNeal, Assistant Director of Recreation, reported that Wilcoxon Construction,

LLC, has done the white coat work for both the indoor pool and outdoor pool many times before. Also, many other agencies have used Wilcoxon Construction LLC on a regular basis.

In response to questions from Mayor Jordan, Mr. McNeal stated that the lifespan of the white coat is affected since the indoor pool is used year round. The white coat would be done during a normal shut down period between August 20 and 31.

Mr. Roberts advised he has received repeated complaints about the temperature in the ladies locker room. Mr. McNeal stated he will follow up with staff.

Ms. Mach motioned that Council approve the award for the white coat project to Wilcoxon Construction in the amount of \$55,460. Ms. Pope seconded.

Ms. Pope asked about upgrades to the ladies locker room that were discussed last year. She stated it is slippery in the changing area. Mr. McNeal advised some of the issues have been resolved with hand bars outside the locker rooms. Non-skid tiles were tested, but did not properly adhere to the floor, causing a tripping hazard. The hand rails are custom made and very expensive. Mr. McNeal advised he will keep looking for ADA compliant mats.

Mayor Jordan asked if any other maintenance projects would take place. Mayor Jordan stated the ventilation pipes over the pool are beginning to show rust. Mr. McNeal advised they noted the suggestion at the budget work session but don't have any pricing on it. Mr. McNeal said if they address the problem they would have to replace the whole duct work.

Mr. Colin Byrd advised he is in support of the project.

In response to a question from Mr. Orleans, Ms. Ard stated that the increased cost of what was budgeted is due to the contractors identifying additional work that needs to be done.

The motion passed 7-0.

An Ordinance to Make a Supplemental Appropriation in the Building Capital Reserve Fund for the Fiscal Year Ending June 30, 2018, in the Amount of Ten Thousand Dollars (\$10,000) for Additional Building Capital Reserve Fund Expenditures over the Appropriated Amount

Mayor Jordan read the agenda comments.

Ms. Davis introduced for first reading and suspension of the rules the ordinance to make a supplemental appropriation in the Building Capital Reserve Fund for the fiscal year ending June 30, 2018 in the amount of ten thousand dollars (\$10,000) for additional building capital reserve fund expenditures over the appropriated amount.

Mr. Herling seconded.

The motion passed 7-0

Ms. Davis introduced for a seconded reading and adoption of the ordinance to make a supplemental appropriation in the Building Capital Reserve Fund for the fiscal year ending June 30, 2018, in the amount of ten thousand dollars(\$10,000) for additional Building Capital Reserve Fund expenditures over the appropriated amount.

Mr. Herling seconded.

The motion passed 7-0.

COUNCIL ACTIVITIES: Council noted their attendance at the following events.

National League of Cities Leadership Conference, Cleveland, Ohio – Ms. Mach and Ms. Davis
Maryland Municipal League Conference – Ms. Mach, Ms. Pope, Ms. Davis, Mr. Putens and

Mayor Jordan

Building Resilience Community Conference, Denver, Colorado – Mr. Herling

Cindy Murray Retirement Party – Ms. Davis and Ms. Mach

4th of July Celebration (July 3rd), Trinity Assembly of God – Mayor Jordan

4th of July Celebration, Buddy Attick Park – Ms. Davis and Mr. Putens

COUNCIL REPORTS: None

MEETINGS: Council reviewed the meeting schedule.

Executive Session: Ms. Davis moved that Council schedule an Executive Session on Wednesday, July 12, 2017, at 8:30 p.m. in Room 201 of the Community Center. Council will hold this closed meeting in accordance with the General Provisions Article 3-305(b)(7) and (8) of the General Provisions Article of the *Annotated Code of the Public General Laws of Maryland*, the purpose of this meeting will be to consult with counsel, staff and consultants about pending Green Ridge House Landlord/tenant litigation.

Ms. Pope seconded.

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

Executive Session: Ms. Davis moved that Council schedule an Executive Session on Wednesday, August 9, 2017, at 8:00 p.m. in Room 201 of the Community Center. Council will hold this closed meeting in accordance with the General Provisions Article 3-305(b)(7) and (8) of the General Provisions Article of the *Annotated Code of the Public General Laws of Maryland*, the purpose of this meeting will be to consult with counsel, to obtain legal advice regarding Green Ridge House.

Ms. Pope seconded.

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

ADJOURNMENT: Ms. Mach moved to adjourn the meeting. Ms. Pope seconded. The motion passed unanimously.

Mayor Jordan adjourned the regular meeting of Monday, July 10, 2017, at 10:30 p.m.

Respectfully submitted,

Shaniya Lashley-Mullen
Administrative Assistant

"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 July 10, 2017."

Emmett V. Jordan
Mayor