REGULAR MEETING OF THE GREENBELT CITY COUNCIL held Monday, March 12, 2018. Mayor Jordan called the meeting to order at 8:04 p.m.

ROLL CALL was answered by Councilmembers Colin A. Byrd, Judith F. Davis, 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; Todd Pounds, City Solicitor; and Cindy Murray, Acting City Clerk.

Mayor Jordan asked for a moment of silence in memory of former Greenbelt residents Mary Auerbach and Ustadh Abdul Hakim. Ms. Davis then led the pledge of allegiance to the flag.

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

Council thereby took the following actions:

Minutes of Council Meetings
Regular Meeting, February 26, 2018
Interview, March 5, 2018
Approved as presented.

Committee Reports
Advisory Planning Board Report #2018- 02 (Multi-Family Housing Proposal – Cherrywood at Ivy Lane): Council accepted this report which was discussed at the Work Session on March 5, 2018.

Resignations from Advisory Group: Council accepted the resignations of Bernard Robbs and Paula Williams from the Senior Citizens Advisory Committee.

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:

Greenbelt Elementary School Mosaic Mural: Ingrid Hass, Greenbelt Association of the Visual Arts (GAVA), explained the Greenbelt Elementary School (GES) Mosaic Mural Project. She advised that the mural project has been a partnership with GAVA and the Prince George's County Arts and Humanities Council (PGAHC) and funding has been received from the GES PTA, Anacostia Trails Heritage Area, PGAHC, Greenbelt Community Foundation, and donations from individuals and local businesses.

Ms. Hass said approximately 200 fourth and fifth grade students at Greenbelt Elementary School, along with parent and community volunteers, have designed and created the mural over the past school years. The project has been led by experienced local muralist Valerie Theberge and the GES arts teacher, Zsolt Nagy.

Ms. Hass invited Council and residents to participate in the following project events: 1)

May 5 GES Spring Fair – volunteers will grout the tiles to all the boards; 2) May 17 - the mounting of the boards outside the school; and 3) June 1 - unveiling and dedication.

PETITIONS AND REQUESTS: Bill Orleans, Greenbelt, requested the general City policy regarding evictions at Green Ridge House. Mayor Jordan indicated that Council could not provide a response on a legal matter. Council noted that this matter was dealing with sensitive private information. Council requested Ms. Ard follow up with Mr. Orleans regarding this policy.

MINUTES: None.

ADMINISTRATIVE REPORTS:

Acting Chief Kemp said he, Lt. Lauer, and Sgt. White were present this evening to follow up on the Council Action Request (CAR) from the last Council meeting regarding Police deployment in active shooter situations. Acting Chief Kemp confirmed that all General Orders (GOs) and Emergency Operation Plans (EOPs) associated with the Department's response to active shooter situations had been reviewed. He advised that all the GOs and EOPs were found to be current and properly met national and international standards for such policies. Acting Chief Kemp specifically discussed EOP – 049 "Active Threats/Rapid Deployment."

Mr. Byrd asked about the recent homicide in Franklin Park and what steps the Police are taking to ensure residents are safe. Acting Chief Kemp provided an update on the incident, the investigation and noted there was extra police presence in the area following the incident. Mr. Byrd asked if there was a specific number that residents should call with information. Acting Chief Kemp encouraged residents to call the tip line.

In response to a question from Mr. Byrd, Ms. Ard provided an overview of the RecTrac software program.

Ms. Pope asked about the establishment of an Economic Development Advisory Group. After discussion, Mayor Jordan suggested Council discuss this idea at its Goals Session scheduled for Saturday.

LEGISLATION:

A Resolution to Authorize the Negotiated Purchase of Professional Services for an Executive Search for a Police Chief from Springsted Waters Executive Recruitment of Saint Paul, MN, at a Cost of $24,500

Mayor Jordan read the agenda comments.

Ms. Mach introduced the resolution for first reading and moved suspension of the rules in order to allow second reading and passage of the ordinance tonight. Ms. Davis seconded the motion. Mach/Davis

ROLL CALL: Mr. Byrd - yes
Ms. Davis - yes

Ms. Mach	-	yes
Ms. Pope	-	yes
Mr. Putens	-	yes
Mr. Roberts	-	yes
Mayor Jordan	-	yes

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

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

There was discussion regarding the proposed March 19, 2018 agreement start date by Springsted/Waters. Following this discussion, Mr. Putens moved that Council amend the resolution so that it becomes effective immediately. Ms. Mach seconded.

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

The resolution was declared adopted (Resolution No. 2060, Book 8).

A Resolution to Authorize the Negotiated Purchase of Camera System Replacement from J & M Security Solutions of Clayton, North Carolina at a Cost of $50,000 with Annual <u>Maintenance Cost of $30,000</u>

Mayor Jordan read the agenda comments.

Ms. Mach introduced the resolution for first reading.

Ms. Mach noted that the maintenance costs were $30,000 per year for the first three years and $40,000 for the fourth and fifth year of the contract.

Ms. Mach moved that Council amend the resolution to “A Resolution…… with Annual Maintenance Costs of $30,000 for the First Three Years and Annual Maintenance Costs of $40,000 for the Fourth and Fifth Years.” Mr. Putens seconded.

A Resolution to Authorize the Negotiated Purchase of a Laserfiche Electronic Document Management System for the City's Human Resource Department from UnityECM of Poquoson, Virginia at a Cost of $24,600

Mayor Jordan read the agenda comments.

Ms. Pope introduced the resolution for first reading.

A Resolution to Authorize the Negotiated Purchase of a Utopia Planning Software Upgrade from Perconti Data Systems, Inc. of St. Petersburg, Florida at a Cost of $15,000

Mayor Jordan read the agenda comments.

Mr. Putens introduced the resolution for first reading.

STANDING RULES FOR CITY COUNCIL: Mayor Jordan read the agenda comments.

Mayor Jordan said he has asked for the following four concerns to be considered for inclusion in the Standing Rules document.

#1 - Requiring a second when adding items to the agenda.

Ms. Davis moved that Council include in the Standing Rules document under 8-1-a on Page 9, "The City Manager shall include on the agenda any item at the request of any member of Council, provided the member of Council shall have furnished to the City Manager a description of the item in time for inclusion with the printed agenda and the name of another member of Council who seconds the addition to the agenda." Ms. Mach seconded.

Mr. Roberts objected to the motion. He said it was a big change to what has been Council policy. Mr. Roberts said Council shouldn't be making it harder for any member to put something on theagenda. He said Council has an opportunity to remove any item when the approval of the agenda is voted on at the meeting.

Mr. Putens said he would not support the motion. He said any member has been able to include an item on the agenda for years. Mr. Putens said this is an attempt to deal with a matter involving a member adding more than one item to the agenda.

Mr. Putens said if members have concerns about the item, then it can be removed from the agenda during the meeting under the approval of the agenda.

Mr. Byrd said he agreed with Mr. Roberts and Mr. Putens and did not support the proposed change. He noted that if the change is approved, the City Manager has more power to put items on the agenda than a member of Council.

Ms. Mach noted this is not an attempt to stop members from putting items on the agenda, but it is an attempt to be sure there is an interest by at least another member to discuss the item. Mayor Jordan said the basic operations of Council changed when it expanded from five to seven members. He said that in his experience over the years, he had never seen a problem with a member getting a second to include an item on the agenda. Mayor Jordan said it's easy to get a second if there's interest in the item.

Ms. Davis said the only reason she had proposed this change was because Mayor Jordan had brought up the suggestion. She said the only way it was going to work is if a member calls to add the item to the agenda, they will need a second from another member. Ms. Davis noted that members sometimes add items to the agenda at the meeting and a second is required at that time. She said if Council decides not to require a second when a member adds an item to the agenda in advance of the meeting, that was fine with her also.

Ms. Pope said she didn't think it's a problem requiring a second person to agree so she didn't feel it would be a problem getting a second.

Mr. Roberts said there is no such thing as a second outside a Council meeting and the idea is out of order.

Mr. Pounds said Mr. Roberts was correct in that the only time a member could get a second is at a meeting. He said what he interpreted in Ms. Davis's intent was that two members needed to agree. Mr. Pounds said it's a verbiage issue in that it's not a second, but an agreement.

Mr. Putens said Council needs to be careful of topics placed on agenda such as certain state and federal legislation that doesn't directly impact the City. He mentioned his practice when he wants to add an item to the agenda, is to mention the item at a work session to determine if there was consensus to include the item on an upcoming agenda.

Mr. Byrd questioned why this was the first time this concern was addressed since the size of Council changed in 2009. He noted his opposition to the motion. Mr. Byrd said items that members want to include on the agenda should be included in advance of the meeting in order to give notice to both Council and members of the public.

Mayor Jordan emphasized that Council needs to operate in an expedient manner. He agreed calling for a second was not correct verbiage. Mayor Jordan said he strongly feels at least two members should agree to add an item to the agenda in order for Council to spend time discussing the item. He noted that he rarely has seen a time when a member can't get a second when adding something to the agenda during the meeting.

Ms. Davis amended the original motion to "under 8-1-a on Page 9, the City Manager shall include on the agenda any item at the request of any member of Council, provided the member of Council shall have furnished to the City Manager a description of the item in time for inclusion with the printed agenda and the name of another member of Council who will second the addition to the agenda at the meeting". Ms. Mach agreed to the amendment.

Mr. Roberts noted that a member of the State legislature can submit a bill on his/her own and it doesn't require the approval of a second person. He questioned why it should be required for members of City Council to need a second.

Mr. Byrd said when a member of Council makes these kind of proposals, it is important to explain several concrete detailed examples of why this is necessary. He questioned what item has come before the Council that Mayor Jordan has not found worthy of consideration of council.

Mayor Jordan said he brought the matter up because some items that have been included on the agenda at the request of members are beyond the scope of Council's authority. He expressed frustration about the time it takes Council to review items which Council doesn't have the ability to impact. Mayor Jordan said Council has a large amount of issues that they do have the ability to impact and should spend its time focused on these issues.

Ms. Pope agreed with Mayor Jordan and added that perhaps there were other ways to shorten meetings.

Mayor Jordan called the question. Ms. Mach seconded.

The motion (called the question) passed 4-3. (Byrd, Putens and Roberts)

The motion (Ms. Davis's amended motion) passed 4-3. (Byrd, Putens, Roberts)

Mr. Putens said for the record he will second the addition of any item to the agenda by any member.

<u>#2 - Requiring a second when introducing legislation</u>.

Ms. Davis said normally the City Manager and staff prepare the legislation, not councilmembers.

Ms. Davis, Ms. Mach, Ms. Pope and Mr. Roberts said they did not support a change to the current procedure.

Mr. Putens said he understood the reason for the proposed change. He also mentioned that as a councilmember, he had worked on the preparation of the resolution that established the Advisory Committee on Education and introduced the resolution for Council approval at a meeting.

No motion was received to take any action on this item.

<u>#3 - Video in lieu of written minutes</u>.

Mayor Jordan moved that Council include in the Standing Rule document "video of meetings are allowed to serve as meeting minutes until written minutes for the meeting are available." Ms. Mach seconded.

Mr. Roberts asked if written minutes would no longer be required. Mayor Jordan said no, the video will only serve as minutes until the written minute are approved. Mr. Roberts said he did not support the change.

Mr. Byrd said the City needs to be as transparent as possible and should not lower its standards because it can do so according to the State.

Ms. Davis said she would agree to the proposed change as long as video is acceptable as minutes until the written minutes are accepted by Council. Ms. Davis and Ms. Mach suggested this be included on page 5 of the Standing Rules. Ms. Pope agreed.

After further discussion, Mayor Jordan called the question. Ms. Mach seconded.

The motion (called the question) passed 5-2. (Roberts, Byrd)

Mayor Jordan amended the original motion to "under the General Provisions Article 3-306(B)(2)(i) of State Law which states that minutes of meetings are not required if live and archived video is available, the video of Council meetings will serve as meeting minutes until the written minutes of the meetings are approved by Council". Ms. Mach seconded.

The motion passed 5-2 (Roberts, Byrd)

<u>#4 - Amount of time each petitioner is allowed to discuss an item</u>.

Mayor Jordan moved that Council include in the Standing Rules document "each petitioner will be allowed five minutes in which to state the nature of the petition". Ms. Davis seconded.

The motion passed 7-0.

<u>State Legislation</u>

<u>HB 1461 – Supporting All Families Everywhere (SAFE) Act</u>: Mayor Jordan read the agenda comments.

Ms. Davis moved Council support HB 1461. Mr. Byrd seconded.

The motion passed 6-1. (Pope)

<u>HB 766 – Forest Conservation Act – Standards</u>: Mayor Jordan read the agenda comments.

Ms. Davis said the Maryland Municipal League (MML) Legislative Committee was in process of determining certain amendments to the bill that would be beneficial to municipalities.

Ms. Davis moved Council support HB 766 with the inclusion of the MML proposed amendments. Ms. Mach seconded.

Ms. Pope expressed concern about supporting the amendments without having seen the amendments.

In response to question from Mr. Roberts, Ms. Davis said the MML amendments proposed would be stricter for developers.

Mr. Moran advised that the bill hadn't made it out of committee yet. He noted that legislative bills are getting close to running out of time in this session.

Mr. Byrd said he was willing to support the bill this evening. He suggested Council take action on the MML bill amendments once received and reviewed.

The motion failed 2-5. (Byrd, Jordan, Pope, Putens, Roberts)

Mayor Jordan moved that Council support HB 766. Ms. Pope seconded.

The motion passed 6-0. (Davis – abstained)

<u>SB 1253 – Program Open Space – Definition of Local Governing Body</u>: Mayor Jordan read the agenda comments.

Ms. Mach moved that Council oppose SB 1253. Mr. Byrd seconded.

The motion passed 7-0.

<u>PG 304/HB471 – Alcoholic Beverages – Entertainment Exception</u>: Mayor Jordan read the agenda comments.

Mr. Byrd moved that Council support PG 304/HB 471. Ms. Pope seconded.

The motion passed 7-0.

<u>SCHEDULING OF WORK SESSION OR PUBLIC HEARING ON MAGLEV</u>: Mayor Jordan read the agenda comments.

Council discussed the idea of Council holding a formal hearing on the proposed MAGLEV. Mayor Jordan suggested the hearing be held on Tuesday, April 3rd, at 7:00 p.m.

Ms. Davis suggested that Council hold the hearing and then hold a work session after the hearing.

After further discussion, Mr. Putens moved that Council schedule a public hearing on the proposed MAGLEV on Tuesday, April 3rd, at 7:00 p.m. Ms. Mach seconded.

The motion passed 7-0.

<u>COUNCIL ACTIVITIES</u>: Council noted their attendance at the following events.

Maryland Municipal League (MML) Engagement and Outreach Committee Meeting – Ms. Mach
Clean Air Partners Conference Call – Ms. Mach
Greenbelt American Legion Auxiliary Dinner and Welcome for National Auxiliary President – Mayor Jordan, Ms. Davis and Ms. Mach

Installation of Officers for Golden Age Club – Ms. Mach
Greenbelt Youth Musical "Time Will Tell" – Ms. Davis and Ms. Mach
MAGLEV Event at New Deal Café – Mr. Byrd
Central Maryland Transportation and Mobility Commission Meeting – Ms. Davis
Business Breakfast – Mayor Jordan, Mr. Byrd, Ms. Davis, Ms. Mach and Mr. Putens
MAGLEV Public Information Day at Greenbriar Community Building – Mayor Jordan, Mr. Byrd, Ms. Davis, Mr. Putens and Mr. Roberts
MML Legislative Committee Meeting – Mayor Jordan and Ms. Davis
Hearing for SB 516 in Annapolis – Mayor Jordan, Mr. Byrd and Ms. Davis
Prince George's County Retired Teachers Lobbying Trip to Annapolis – Ms. Davis
National League of Cities Congressional Cities Conference – Mayor Jordan, Ms. Davis, Ms. Mach, Ms. Pope and Mr. Putens
Testifying before Senate Taxation Committee/Lobbying for Funding for Greenbelt Station Trail – Mayor Jordan

COUNCIL REPORTS: None

MEETINGS: Council reviewed the meeting schedule.

Executive Session: Ms. Davis moved that Council schedule a Closed Session on Thursday, March 15, 2018, at 8:00 p.m. in the Library of the Municipal Building in accordance with the General Provisions Article 3-305(b)(1) of the General Provisions Article of the Annotated Code of the Public General Laws of Maryland, to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals (City Manager Evaluation).

Ms. Pope seconded.

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

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

Mayor Jordan adjourned the regular meeting of Monday, March 12, 2018, at 10:43 p.m.

Respectfully submitted,

Cindy Murray
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 March 12, 2018.

Emmett V. Jordan
Mayor