

City Council of Hyattsville, Maryland

AGENDA

City Council Regular Meeting

Monday, December 2, 2019

8:00 PM



Council Chambers

Hyattsville Municipal Building

4310 Gallatin Street, 3rd Floor

Hyattsville, MD 20781

(301) 985-5000 www.hyattsville.org

CITY COUNCIL

[Mayor Candace B. Hollingsworth](#)

[Kevin Ward, Council President, Ward 1](#)

[Carrianna Suiter, Council Vice President, Ward 3](#)

[Bart Lawrence, Ward 1](#)

[Robert S. Croslin, Ward 2](#)

[Danny Schaible, Ward 2](#)

[Ben Simasek, Ward 3](#)

[Edouard Haba, Ward 4](#)

[Daniel Peabody, Ward 4](#)

[Joseph Solomon, Ward 5](#)

[Erica Spell, Ward 5](#)

ADMINISTRATION

Tracey E. Douglas, City Administrator

Laura Reams, City Clerk, 301-985-5009, lreams@hyattsville.org

WELCOME TO THE CITY OF HYATTSVILLE CITY COUNCIL MEETING! Your participation at this public meeting is valued and appreciated.

Agenda/Packet: The Agenda/Packet is available for review at the Hyattsville Municipal Building and online at www.hyattsville.org prior the scheduled meeting (generally available no later than the Friday prior to the scheduled Monday meeting). Please note, times given for agenda items are estimates only. Matters other than those indicated on the agenda may also be considered at Council discretion.

Americans with Disabilities Act: In compliance with the ADA, if you need special assistance to participate in this meeting or other services in conjunction with this meeting, please contact the City Clerk's Office at (301) 985-5009. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Audible Devices: Please ensure all audible devices are turned off or otherwise not audible when the City Council is in session. Thank you.

Consent Agenda: Items listed on the Consent agenda are considered to be routine in nature, and are normally approved by one motion. Please note that most items on the Consent agenda have been discussed at a previous meeting. If a Councilmember wishes to comment on a particular item, that item shall be removed from the Consent agenda to "action" to allow for additional discussion.

Public Input: If you wish to address the Council during the Public Comment period, please submit an Audience Participation Form to the City Clerk prior to the beginning of the meeting. Matters identified during Public Comment that are not on that meeting's agenda will be referred to staff for follow-up or considered on a future agenda. Issues that require a response will be addressed publically at the next regular Council meeting. Speakers are requested to keep their comments to no more than two (2) minutes per speaker. Written comments or supporting documents may be turned in to the City Clerk for distribution to the Mayor and Council.

Ways to Watch the Meetings Live: City Council meetings are broadcast live on cable television channel 71 (Comcast) and channel 12 (Verizon). You may also view meetings live online at hyattsville-md.granicus.com/MediaPlayer.php?camera_id=2

Replay Schedule: The meetings will be re-broadcast on cable television, channel 71 (Comcast) and channel 12 daily at 7:00 a.m., 1 p.m., and 8 p.m. Meetings are also able for replay online at www.hyattsville.org/councilagendas.

City Information: Sign up to receive text and email notifications about Hyattsville events, government, police and programs at www.hyattsville.org/list.aspx

Inclement Weather: In the event of inclement weather, please call 301-985-5000 to confirm the status of the Council meeting.



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1. Call to Order and Council Roll Call

2. Pledge of Allegiance to the Flag

3. Approval of Agenda

4. Approval of the Minutes

4.a) Approval of the Minutes

HCC-153-FY20

I move that the Mayor and Council approve the Council Meeting Minutes of June 4 and October 15, 2018, the Public Hearing of May 6, 2019 and the Council Meetings of May 6, November 4, and November 18, 2019.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Minutes Jun 4 2018.docx](#)

[Minutes Oct 15 2018 CM.docx](#)

[Minutes May 6 2019 PH FINAL.docx](#)

[Minutes May 6 2019 CM.docx](#)

[Minutes Nov 4 2019 CM.docx](#)

[Minutes Nov 18 2019.docx](#)

5. Public Comment (8:10 p.m. – 8:20 p.m.) Limit 2 minutes per speaker

6. City Administrator Update

7. Consent Items (8:25 p.m. - 8:30 p.m.)

7.a) University of Maryland Shuttle Program MOU – 2020 Extension

HCC-149-FY20

I move the City Council authorize the City Administrator to execute a Memorandum of Understanding with the University of Maryland Department of Transportation Services to provide City residents with annual ridership passes for the UMD Shuttle Program from January 1, 2020 - December 31, 2020, at a cost not to exceed \$6,000.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Memo - UMD Shuttle MOU Extension - 11.20.2019.docx](#)

7.b) Purchase of Parks Services Vehicle

HCC-73-FY20

I move that the Mayor and Council authorize the expenditure of FY20 Capital Improvement Funds in an amount not to exceed \$30,000 for the purpose of purchasing a 2020 Chevrolet Colorado from Criswell Auto, utilizing the Montgomery County Contract Rider, Amendment #3 Contract Number 1065340.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Hyattsville Colorado sales proposal - 2019-10-11T135258.312.pdf](#)

[CJD Renewal Exp 6-2-2020.pdf](#)

7.c) Hyatt Park Placemaking Project Phase 2

HCC-150-FY20

I move that the Mayor and Council authorize the City Administrator to enter into a contract with Playground Specialists, utilizing the HGAC purchasing cooperative, for the purpose of completing Phase 2 play equipment installation of the Hyatt Park Placemaking Project, cost not to exceed \$80,000.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Hyatt Park Proposal #19204C \(1\).pdf](#)

[Hyatt Park Drawing 11-19.pdf](#)

7.d) Board of Zoning Appeals Variance (V-103-19): 3114 Lancer Drive, Hyattsville

HCC-151-FY20

I move the City Council authorize the Mayor to provide correspondence to the Prince George's County Board of Zoning Appeals in support of zoning variance application V-103-19, a request to permit a variances of 2-foot front street line width, 15.4% net lot coverage, and 1-foot side lot line setback for an accessory building have been requested. for the subject property located at 3114 Lance Drive, Hyattsville.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Memo - V-103-19.docx](#)

[V-103-19 Application.pdf](#)

[V-103-19 Site Plan Proposed Garage.pdf](#)

7.e) 2020 Council Regular & Budget Meeting Calendar

HCC-152-FY20

I move that the Mayor and Council adopt the 2020 Council Meeting Schedule and the FY-2021 Budget Meeting Schedule.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[2020 Council Meeting Calendar.pdf](#)

[Calendar of Budget Presentations FY21.docx](#)

7.f) FY20 Budget Amendment: Accept/Appropriate Donations for Shop with a Cop

HCC-155-FY20

I move that the Mayor and Council accept and appropriate into the FY20 budget the following donations for the City's annual Shop with a Cop event: \$4,000 from Washington D.C. Community Youth Foundation, \$2,000 from Target Corporation, and \$218.67 from Franklin's Restaurant. Donations will be used for the purchase of gift cards.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

8. Discussion Items (8:30 p.m. - 8:50 p.m.)

8.a) Resolution to Support the Community Choice Aggregation Act (20 minutes)

HCC-154-FY20

For Discussion:

I move that the Mayor and City Council adopt a resolution in support of the Community Choice Aggregation (CCA) Act (HB730/SB660 from the 2019 Legislative Session), a bill that will be debated in the 2020 session of the Maryland legislature. This bill would empower Hyattsville to explore creating its own CCA and potentially provide its residents with a greater percentage of renewable electricity at a lower cost than what consumers currently pay. If this resolution is approved, it would be shared with the Maryland District-22 Delegation (Paul Pinsky, Anne Healey, Alonzo Washington, and Nicole Williams) the House Economic Matters Chair Derrick Davis, and the Senate Finance Committee Chair Dolores Kelley, to encourage them to support and sponsor the legislation.

Lead Sponsor: Schaible

Co-Sponsor(s): Ward, Simasek

[Draft Resolution Language.docx](#)

[HEC Analysis of the Community Choice Aggregation Act.docx](#)

[Letter of Support, MD Senate and House.docx](#)

[Maryland-2019-HB730-Introduced.pdf](#)

[Maryland-2019-SB660-Introduced.pdf](#)

9. Council Dialogue (8:50 p.m. - 9:00 p.m.)

10. Community Notices and Meetings

10.a) Main City Calendar: December 2-16, 2019

HCC-159-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Main City Calendar Dec 3-Dec 16 2019.pdf](#)

11. Motion to Adjourn



Hyattsville City Council Agenda Item Report

Meeting Date: December 2, 2019
Submitted by: Laura Reams
Submitting Department: City Clerk
Item Type: Legislative
Agenda Section:

SUBJECT

Approval of the Minutes

HCC-153-FY20

Recommendation:

I move that the Mayor and Council approve the Council Meeting Minutes of June 4 and October 15, 2018, the Public Hearing of May 6, 2019 and the Council Meetings of May 6, November 4, and November 18, 2019.

Sponsor(s):

At the Request of the City Administrator

Co-Sponsor(s):

N/A

ATTACHMENTS

[Minutes_Jun 4 2018.docx](#)

[Minutes_Oct 15 2018 CM.docx](#)

[Minutes_May 6 2019 PH FINAL.docx](#)

[Minutes_May 6 2019 CM.docx](#)

[Minutes_Nov 4 2019 CM.docx](#)

[Minutes_Nov 18 2019.docx](#)

Summary Background:

Action summaries for Council Meetings are posted to the City website within 48 hours of the meeting. Staff is in the process of reviewing records to ensure all previous meeting minutes have been approved by Council. Please see attached minutes.

Next Steps:

Upon approval, approved minutes will be posted on the City's website.

Fiscal Impact:

N/A

City Administrator Comments:

N/A

Community Engagement:

N/A

Strategic Goals:

Goal 1 - Ensure Transparent and Accessible Governance

Legal Review Required?

N/A



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

JUNE 4, 2018

Present: Candace Hollingsworth, Mayor
Edouard Haba, W4 (Council Pres.) (arrived at 7:48 p.m.)
Bart Lawrence, W1
Robert Croslin, W2
Shani Warner, W2
Thomas Wright, W3
Carrianna Suiter, W3
Paula Perry, W4
Erica Spell, W5
Joseph A Solomon, W5 (arrived at 7:48 p.m.)

Absent: Kevin Ward, W1 (Council VP)

Also present were the following City staff members:

City Administrator Tracey E. Nicholson
City Treasurer Ron Brooks
City Police Chief Douglas Holland
Director of Human Resources Vivian Snellman
City Clerk Laura Reams
Assistant City Clerk Lillie Littleford
Deputy City Clerk Nicola Konigkramer
City Attorney E. I. Cornbrooks, IV (departed at 10:40 p.m.)

1) [Call to Order and Council Roll Call](#)

Mayor Candace Hollingsworth called the meeting to order at 7:35 p.m.

2) [Pledge of Allegiance to the Flag](#)

3) [Approval of Agenda](#)

Mayor Hollingsworth noted the following amendments to the agenda:

- 1) ADJUST the order of discussion items so the Residential Parking Ordinance will be the first discussion item.
- 2) ADD: MOTION HCC-393-FY18 Disbursement of Mayor's Discretionary Funds
I move that the Mayor and Council approve a contribution of \$300 from the Mayor's discretionary funds for the City of Hyattsville's sponsorship of the Prince George's African American Museum and Cultural Center's Family Day scheduled for June 16, 2018.
- 3) ADD: MOTION HCC-395-FY18 Disbursement of Ward 4 Discretionary Funds
I move that the Mayor and Council approve the disbursement of the balance (\$1,000) of Ward 4's Council Discretionary Funds for the purpose of commissioning and installing 3-4 mini-libraries in Ward

RESULT:	APPROVED, AS AMENDED [UNANIMOUS]
MOVER:	Lawrence
SECONDER:	Perry
AYES:	Hollingsworth, Lawrence, Croslin, Warner, Wright, Suiter, Perry, Spell
NAYS:	None
ABSENT:	Haba, Ward, Solomon



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

JUNE 4, 2018

4) Public Comment (7:40 p.m. – 8:25 p.m.) Limit 2 minutes per speaker

Andra Damron, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe development. She stated that she felt her opinion of the project was also that of the majority of residents and that Council has not been receptive to that collective opinion. She requested that Council vote no on the development project.

Sarah Harper, a Ward 2 resident addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. She urged City officials to work with Prince George's County in the Werrlein project. She stated her concern that there was not enough transparency regarding the proposed Residential Parking Program changes.

Nina Faye, a Ward 3 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Ms. Faye also addressed the proposed changes to the Residential Parking Program and stated public hearings were needed prior to a vote. She was not supportive of the 30-minute time limit and concerned about the logistics for the special parking for caregivers.

Cliff Mayo, a Ward 5 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Mayo expressed that he did not feel it was the right plan or the right time to implement the plan and stressed the need to establish a community planning process.

Alex Miller, a Ward 1 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Stated that he agreed with the previous comments from Mr. Mayo. He asked that the Council consider the future vision of the City.

Daniel Muth, a Ward 1 resident, addressed the Mayor and Council in support of the proposed Magruder Pointe Development. He suggested that the conversation could have been about process and stated that he called the Planning Board reviewer and found that it was not permissible for the developer to develop in a greater density than the underlying zone. Mr. Muth cited direct quotes from the developer.

Nick Harris, a Ward 2 resident, addressed the Mayor and Council in support of the proposed Magruder Pointe Development. Mr. Harris advocated for using the Washington Suburban Sanitary Commission (WSSC) building as City hall and cited the City's attempt to address the issue in previous years. He stated that there were two parts to the issue of preservation: the building and its location and that those issues have not been given proper attention. Mr. Harris presented aerial photographs he stated were from 1957 that showed homes and duplexes on Gallatin street that were demolished to open space for the WSSC building. He cited resident opposition that delayed the project during that time.

Elizabeth Daigneau, a Ward 2 resident, addressed the Mayor and Council in support of the proposed Magruder Pointe Development. Ms. Daigneau stated that she disagreed with residents' complaints regarding the need for a modified, detailed, process. She said that the project would eliminate a vacant building while providing homes for people that could use the otherwise unused part. Ms. Daigneau asked the Council to vote "yes" on the measure.

Kevin Blackerby, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Blackerby noted concerns with the proximity of the development to the park and was worried that the City was becoming too dense. He stated that park is frequently used by large amounts of people and felt that the parking lot could be renovated to extend the park.



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John Vosmeck, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Vosmeck averred that any undisclosed plan by the developer is irrelevant to the discussion and should not be considered in the vote. He urged the City to use zoning and land to maximize the potential of the park.

Will Seath, a Ward 2 resident, addressed the Mayor and Council in support of the proposed Magruder Pointe Development. Mr. Seath stated that the vote was about the amendment to the table of uses and that is where the focus should remain. He cited recommendations made by City staff regarding the proposal and was concerned about the ramifications of rejecting that recommendation. Mr. Seath implored residents to educate themselves as to the details of the plan and made further recommendations for the process in which the plan should be implemented.

Rishi Das, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Das said that the table of uses should not be amended for this development. He recognized the plan as an opportunity for the Council to imagine something positive for all residents.

Lisa Davidson, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Ms. Davidson urged the Council to vote no. She expressed that she would like to see the building for adaptive reuse but was more concerned about the change in land use zoning. Ms. Davidson explained that she was unclear of which version was being proposed and pleaded that Council give fair attention to the opposing views held by residents.

David Hiles, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Hiles felt it was a historic decision and asked that Council vote "no" on the proposal and develop a better vision of the future of the City of Hyattsville. He expressed that the area would be better served with the addition of a new school.

Heather Olsen, a Ward 1 resident addressed the Mayor and Council with concern regarding the proposed changes to the Residential Parking Program. Ms. Olsen recalled an instance in which the Department of Public Works (DPW) removed a sign outside her home that displayed time and access parameters and replaced it with a new sign containing adjusted language of which the residents were not informed beforehand. She requested that the City provide additional opportunities for public input.

Sherry Cain, a Ward 1 resident, addressed the Mayor and Council in support of the proposed Magruder Pointe Development. Ms. Cain stated that the proposal would restore the property back to its original residential nature. Ms. Cain highlighted Werrlein's efforts to engage the community throughout the development process.

Joseph Przygodski, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Przygodski addressed the zoning requirements stating that they were in place for a reason; it lays out the desired image for forward progress. He asked that the Council vote against the proposal in the spirit of good planning and good governance.

Tim Davis, a Ward 1 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Davis expressed concerns for the motion in general and its lack of transparency on the agenda and asked that Council vote outright against the proposal. He highlighted suggestions made by residents and requested that Council take them under advisement.



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Danny Schaible, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Schaible stated that the petition in opposition to the development plan had 423 signatures. He continued by relaying how closely he had been following the project development and that, even with his close attention, he was still unclear about what exactly was being voted on. Mr. Schaible cited oversights and omissions with information pertaining to the plan.

Chris Currie, a Ward 1 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Currie made comments concerning lower lot (flood plain lot) and presented Council a map of the park from 1929 that included all of the same amenities as that present day. He stressed the importance of the vote noting that the changes made would be irrevocable. Mr. Currie asked the Council to vote against the amendment to the table, at least in the instance of the lower lot.

Paul Hrusa, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Hrusa stated that the WSSC building was not dangerous and that it had only been boarded and deemed defunct within the previous two months. Mr. Hrusa argued that the WSSC building did, in fact, add to the character of the neighborhood and requested that the parcel containing the parking lot remain an area available for public use.

Lucinda Schaible, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Ms. Schaible expressed support for the development of an elementary school.

Victoria Boucher, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Ms. Boucher stated that there had not been sufficient ecological studies in correlation with the proposed property and stressed the importance of examining the affected animal life. She stated that she would like to see the park be expanded to the area in which the flood plain was located expressed her support for the adaptive reuse of the WSSC building.

James Danly, a Ward 1 resident, addressed the Mayor and Council in support of the proposed Magruder Pointe Development. Mr. Danly stated that the WSSC building was dangerous and was a place of urban blight. Mr. Danly stated that the proposal was thoughtful and economically viable.

Chris Davidson, a Ward 2 resident, addressed the Mayor and Council in opposition to the proposed Magruder Pointe Development. Mr. Davidson stated that he did not support the amendment to the table of uses, especially for the lower lot, and stressed that the lower lot could provide much needed land to be used for public events.

David Marshall, a Ward 2 resident, addressed the Mayor and Council regarding the proposed Residential Parking Zone Ordinance. Mr. Marshall expressed concerns for paying fees for residential parking. And stated that he disagreed with many parts of the ordinance but wanted to focus on the fees. Mr. Marshall addressed the proposed Magruder Pointe Development and stated that the City did not own the property. Mr. Marshall noted that two previous Councilmembers spoke at public comment and did not vote to purchase the property when they were in office.

5) Presentations (8:25 p.m. - 8:30 p.m.)

5.a) Presentation of Check to Special Olympics of Prince George's County (5 minutes)

HCC-380-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A



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Chris Militello, Coach of the Hyattsville Special Olympics Cycling team, introduced Pete and Todd from Route 1 Velo who shared an overview of the collaboration between Route 1 Velo and the Special Olympics and presented a check to Hyattsville Special Olympics for \$8,400.

Mayor Hollingsworth requested a moment to honor Hyattsville Police Chief, Douglas Holland, and cited that the meeting would be his last in the role.

6) Consent Items (8:30 p.m. - 8:35 p.m.)

6.s) Disbursement of Mayor's Discretionary Funds

HCC-393-FY18

Lead Sponsor: Hollingsworth

Co-Sponsor(s): N/A

I move that the Mayor and Council approve a contribution of \$300 from the Mayor's discretionary funds for the City of Hyattsville's sponsorship of the Prince George's African American Museum and Cultural Center's Family Day scheduled for June 16, 2018.

6.t) Disbursement of Ward 4 Discretionary Funds

HCC-395-FY18

Lead Sponsor: Haba

Co-Sponsor(s): Perry

I move that the Mayor and Council approve the disbursement of the balance (\$1,000) of Ward 4's Council Discretionary Funds for the purpose of commissioning and installing 3-4 mini-libraries in Ward 4.

6.a) Proclamation of Caribbean-American Heritage Month

HCC-376-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Caribbean_American_Heritage_Month_2018.docx](#) 

I move that the Mayor and Council authorize an expenditure not to exceed \$120,000 to NZI Construction, Inc. for improvements to sidewalks and roads to remediate ADA compliance and pedestrian safety deficiencies in the areas around Hyattsville Elementary, St Jerome's, and Hyattsville Middle Schools.

6.b) Proclamation of Lesbian, Gay, Bisexual, Transgender, and Queer (LGBTQ) Pride Month

HCC-375-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[LGBTQ_Pride_Month_2018.docx](#) 

I move that the Mayor and Council proclaim June 2018 as Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ) Pride Month in the City of Hyattsville.

Ward 1 Councilmember Bart Lawrence made a motion to amend the language in consent item 6.b) to state "Proclamation of Lesbian, Gay, Bisexual, Transgender, and Queer+ Pride Month"



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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lawrence
SECONDER:	Perry
AYES:	Hollingsworth, Haba, Lawrence, Croslin, Warner, Suiter, Wright, Perry, Solomon, Spell
NAYS:	None
ABSENT:	Ward

6.c) Hyattsville Ordinance 2018-03: Ch. 84 Parks and Recreational Facilities - Modification HCC-38-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

[Ordinance_2018-03_Ch 84 Park_Hours_FINAL.docx](#)

I move that the Mayor and Council adopt Hyattsville Ordinance 2018-03, an Ordinance whereby the City of Hyattsville amends Chapter 84 of the Hyattsville Code to change the hours during which public parks are open; remove references to the former Department of Parks and Recreation; remove certain express requirements regarding permits and fees for recreational facilities and the use of parks for certain activities, and relegate the regulation thereof to the City Administrator; repeal the prohibition on children with contagious diseases or skin infections from using parks; and remove references to the Parks and Recreation Committee (SECOND READING/ADOPTION).

6.d) FY18 Budget Amendment: Building Maintenance HCC-345-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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I move that the Mayor and Council amend and increase the FY-2018 Building Maintenance Division operating budget in contracted services to cover the Office Care cleaning contract, NTE \$40,000

6.e) Arundel Place Water and Sewer Project - Design and Permits HCC-368-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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I move that the Mayor and Council authorize the expenditure of an amount NTE \$45,000 with Johnson, Mirmiran, & Thompson (JMT) under their existing contract for the completion of design and permitting for the Arundel Place Water and Sewer Line Project.

6.f) Arundel Place Water and Sewer Project – Installation HCC-355-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[PM0005A15 - Amendment #1.pdf](#)

[PM0005A15_Contract and NTP_MA Utilities.pdf](#)

[S_20150130173059.pdf](#)



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I move that the Mayor and City Council authorize the City Administrator to expend an amount not to exceed (NTE) \$305,000, with Mid-Atlantic Utilities, Inc. for the extension of water and sewer lines on Arundel Place.

6.g) Arundel Place Water and Sewer Project - Road Restoration

HCC-367-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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I move that the Mayor and Council authorize the expenditure of an amount NTE \$50,000 from the Capital Improvement (CIP) Funds under the existing contract with NZI Construction, Inc. for the restoration of Baltimore Avenue and Arundel Place.

6.h) FY18 Budget Amendment: 37th Place Sidewalk Installation

HCC-370-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

[August 2017 - 37th pl council motion.pdf](#)

I move that the Mayor and Council amend and increase the 2018 CIP budget to cover the additional cost of the 37th Place Sidewalk Installation project from \$35,000 to \$45,000 and increase the existing NZI Construction, Inc. contract to cover these costs.

6.i) FY18 Budget Appropriation: Grant from County Councilwoman Deni Taveras

HCC-381-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

I move that the Mayor and Council amend the 2018 operating budget and accept and appropriate a Special Appropriation Grant from County Councilwoman Deni Taveras for \$2,600 to support the summer reading program conducted by the Hyattsville Education Advisory Committee.

6.j) Photo Copier Lease - Award of Contract

HCC-382-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

[Memo - Photo Copier Lease .docx](#)

I move the City Council accept the proposal submitted by Capitol Office Solutions, 9065 Guilford Road, Columbia, Maryland 21046, and authorize the City Administrator to execute a 36-month lease for photo copier equipment and services, subject to the review and approval of the City Attorney.



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6.k) Appointment to the Shade Tree Board

HCC-383-FY18

Lead Sponsor: Hollingsworth

Co-Sponsor(s): Perry, Warner

[Cover Page](#)

[Committee Application_Johnson.pdf](#)

I move that the Mayor, with Council approval, appoint Taylor Johnson (Ward 1) to the Shade Tree Board for a term of 3 years to expire on June 4, 2021.

6.l) Transportation Provision for Joe's Movement Emporium Summer Camp

HCC-384-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

I move that the Mayor and Council authorize the City Administrator to execute a contract with Joe's Movement Emporium to provide transportation services for youth participating in their summer camp, upon the review and approval by the City Attorney for legal sufficiency.

6.n) Re-appointment to the Health, Wellness, and Recreation Advisory Committee

HCC-386-FY18

Lead Sponsor: Warner

Co-Sponsor(s): N/A

[Cover Page](#)

[Re-appointment Dyann Waugh 5-31-18.pdf](#)

I move that the Mayor and Council re-appoint Dyann Waugh (Ward 2) to the Health, Wellness, and Recreation Advisory Committee for a term of 2 years to expire on June 4, 2020.

6.o) Hyatt Park Placemaking Project - Award of Contract

HCC-387-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

[Memo - Public Placemaking - Hyatt Park Contract Awards.docx](#)

I move that the City Council authorize the City Administrator to execute a purchase order with NZI Construction Corp, 11601 Spruce Avenue, Beltsville, Maryland 20705 for site improvements at Hyatt Park in an amount not to exceed \$210,000 and further authorize a purchase order with Gametime c/o Cunningham Recreation, PO Box 240981, Charlotte, NC 28224 for the furnishing of recreational equipment and amenities in an amount not to exceed \$208,000.

6.p) FY18 Budget Appropriation: Hyatt Park Contract Approval - Electrical Design and Permits

HCC-385-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

[Hyatt Park Electrical.pdf](#)



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I move that the Mayor and Council authorize the transfer of \$25,000 from Capital Outlay Municipal Building to Capital Outlay Site Improvement All Parks for the purpose of the completing electrical design work required for the Hyatt Park Place-making project, and I further move that the Mayor and Council authorize the City Administrator to enter into a contract with Johnson, Mirmiran, and Thompson for the electrical design and engineering NTE \$25,000.

6.q) Dataprise

HCC-388-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

I move the City Council authorize the City Administrator to execute a contract for services with Dataprise Inc. to provide the City with managed IT services at a monthly re-occurring fee not to exceed \$15,000.

6.r) Disbursement of Ward 5 Discretionary Funds

HCC-389-FY18

Lead Sponsor: Solomon

Co-Sponsor(s): Spell

[Cover Page](#)

I move that the Mayor and Council approve the disbursement of Ward 5's Council Discretionary Funds as follows:

- a) \$250 for the purchase of food for a Hamilton Street Business District Meeting
- b) \$250 for the Rosa Parks Elementary School Soccer Program Fund

6.m) Hyattsville Ordinance 2018-04: Fiscal Year 2019 Budget Ordinance

HCC-361-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

[HO 2018-04_FY2019 Final Budget Ordinance 5 15 2018.pdf](#)

[University Town Center Special Tax Report 2018-2019.pdf](#)

[FY-2019 Total FTEs.pdf](#)

[Final_Budget_Memo_FY2019 \(1\).docx](#)

I move that the Mayor and Council adopt Hyattsville Ordinance 2018-04, adopting an annual budget for Fiscal Year 2019 beginning July 1, 2018 through June 30, 2019, for the General Purpose; fixing the tax rates for the Fiscal Year beginning July 1, 2018; authorizing collection of taxes herein levied, and appropriating funds for the Fiscal Year (SECOND READING/ADOPTION).

City Treasurer Ron Brooks updated technical language within the cover page attachment for consent item 6.m).



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RESULT:	APPROVED, AS AMENDED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Lawrence
AYES:	Hollingsworth, Haba, Lawrence, Croslin, Warner, Suiter, Wright, Perry, Solomon, Spell
NAYS:	None
ABSENT:	Ward

7) Motion to Close (8:35 p.m. - 8:55 p.m.)

7.a) Motion to Close (20 minutes)

HCC-378-FY18

Lead Sponsor: Haba

Co-Sponsor(s): Solomon

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I move that the Mayor and Council close the Council Meeting of June 4, 2018, to consider the acquisition of real property and matters related thereto. The reason for closing the meeting under this exception is to protect the City's bargaining position. The meeting will also be closed so that the Mayor and Council may receive legal advice. The reason for closing the meeting under this exception is to protect attorney-client communications.

This session will be closed under the authority of the Annotated Code of Maryland State Government General Provisions Article Section 3-305(b) (3) to consider the acquisition of real property for a public purpose and matters directly related to the acquisition and 3-305(b) (7) to consult with counsel to obtain legal advice.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Solomon
AYES:	Hollingsworth, Haba, Lawrence, Croslin, Warner, Wright, Suiter, Perry, Solomon, Spell
NAYS:	None
ABSENT:	Ward

Pursuant to the requirement of the Annotated Code of Maryland State Government Article 3-306(C)(2); this statement is included in these minutes:

A closed session of the Council of the City of Hyattsville was held at 9:00 p.m. on Monday, June 4, 2018, in the City of Hyattsville Municipal Building, Third Floor Council Chambers.

In addition to the City Council, the following staff members were present: City Administrator Tracey E. Nicholson, Assistant City Administrator Jim Chandler, City Treasurer Ron Brooks, City Clerk Laura Reams, and City Attorney E. I. Cornbrooks, IV.

Council Vice President Ward was absent.

The authority under which the session was closed was the Annotated Code of Maryland State Government General Provisions Article Section 3-305(b) (3) to consider the acquisition of real property for a public purpose and matters directly related to the acquisition and 3-305(b) (7) to consult with counsel to obtain legal advice.



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Topics Discussed: Purchase agreement with Werrlein Properties for acquisition of real property located at Magruder Park as described in Exhibit A.

Action Taken: None

Ward 4 Councilmember Paula Perry made a motion to adjourn the closed session, which was seconded by Councilmember Lawrence and approved unanimously by the Council. The closed session adjourned at 9:10 p.m.

Upon returning to open session, Mayor Hollingsworth explained that Council had been in numerous discussions concerning Magruder Park and it was a collective priority that they try to preserve as much open space as possible when choosing how to move forward.

Council President Haba made a motion to amend the agenda to add item HCC-390-FY18, Purchase Agreement with Werrlein Properties. Council approved motion to amend the agenda unanimously.

8) [Action Items \(9:15 p.m. - 9:35 p.m.\)](#)

8.a) Purchase Agreement with Werrlein Properties

HCC-390-FY18

Sponsor: Haba

Co-Sponsor(s): Perry

I move that the Mayor be authorized to enter into the purchase agreement with Werrlein Properties, LLC, for 1.81 acres of real property adjacent to Magruder Park for an amount not to exceed \$250,000, subject to the conditions set forth in the real estate purchase agreement presented in closed session that just concluded.

Council President Haba confirmed the intentions of Council to maximize the potential of the area and expressed his support for the development project.

Ward 2 Councilmember Shani Warner stated that the plan did not include compensatory storage and if the County chose not to purchase this land it would be up to the City to use it for what would most benefit the residents. She clarified that the issues being discussed regarding the use of the land were separate issues.

Ward 3 Councilmember Carrianna Suiter reiterated the sentiments of her colleagues; that the item be treated as separate from the development project. She stated that it was an opportunity to secure the land for recreational use.

Ward 2 Councilmember Robert Croslin stated that the project purchase further reduced the density and expressed his support for the motion.

Ward 3 Councilmember Thomas Wright asked if it would be prudent to discuss the details in which the parcels of land were measured and distributed. City Attorney E. I. Cornbrooks, IV responded that the issue should be discussed in the general sense.

Councilmember Lawrence referenced the comments made by Councilmember Croslin regarding the decrease in density. He expressed concern about the land being raised above the flood plain and asked how the park would be affected. Councilmember Lawrence relayed his opinion that he felt it undermined the space.



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Ward 5 Councilmember Joseph Solomon thanked the Council for their participation and transparency throughout the process. He discussed his foresight in the way the project should be presented to Prince George's County officials with informed suggestions from the City of Hyattsville Council. He provided his knowledge of the protocol going forward regarding the water run-off into the park stating that it had been established that mitigation would be required.

Councilmember Wright stated that he liked the opportunity they had to acquire the property but was concerned that they were not going to get any public feedback on the proposal, but public feedback was vital.

Councilmember Lawrence posed a question to Assistant City Administrator Jim Chandler regarding what portion of the 1.81 acres was classified as the easement area.

Assistant City Administrator Chandler and City Planner Katie Gerbes requested some additional time in order to provide an adequate response.

Councilmember Warner addressed Councilmember Wright's comment by stating that she had heard from the public and there was strong interest in preserving public space. She continued that the discussion would be an opportunity for Council to preserve as much open space as possible in the park and that a discussion on the table of uses would be entirely separate. Councilmember Warner noted the shape and location of the parcel was more useable and better than other alternatives.

Councilmember Warner recognized that the Council had heard the opinions of the community and that there was a strong movement to keep as much open space as possible. She explained what part of the legislation process they were exercising and what was to be expected going forward.

RESULT:	APPROVED [7 - 3]
MOVER:	Haba
SECONDER:	Perry
AYES:	Haba, Croslin, Warner, Suiter, Perry, Solomon, Spell
NAYS:	Hollingsworth, Lawrence, Wright
ABSENT:	Ward

8.b) CSP-18002: Magruder Pointe (45 minutes)

HCC-371-FY18

Sponsor: At the request of the City Administrator

Co-Sponsor(s): N/A

I move the City Council authorize the Mayor to send correspondence to the Maryland-National Capital Park & Planning Commission in support of the conceptual site plan application for Magruder Pointe (CSP-18002), an amendment to the Gateway Arts District Table of Uses to permit both detached and attached residential dwelling units within boundary the subject properties with the condition that the applicant shall be limited to a cumulative density of not greater than nine (9) dwelling units per acre. The correspondence shall also express the City's concerns that residential development on the lower parcel diminishes the opportunity for enabling the future expansion of Magruder Park.

[Cover Page](#)

[CSP Action Memo FINAL.docx](#)

[Previous_Development_Applications_for_WSSC_Building.docx](#)

[CSP-18002.pdf](#)

[SOJ CSP-18002.pdf](#)

[Zoning Map.PNG](#)

[Character Area Map.PNG](#)



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[TRN Summary.PNG](#)

[TRN Goals and Recommendations.pdf](#)

[Sec. 27_548.19. Introduction.doc](#)

[Table of Uses - Residential TRN.pdf](#)

[Planning Committee Minutes - Adopted - 02.27.2018.pdf](#)

[Planning Committee Minutes - 03.20.2018 Pending.pdf](#)

Councilmember Warner stated that she would be respecting the will of her constituents and would vote “no” on the motion. She expressed her concern that the viewpoints may have been overly optimistic and that the developers may be reluctant to do business.

Councilmember Wright stated that the focal issue was deciding whether to amend the table of uses. He expressed that the decision couldn’t be taken lightly, and the action taken should reflect the broader interest of the community. He clarified a comment he made two weeks prior stating that there was overwhelming opposition; cited figures from the clerk’s office. Councilmember Wright recognized the hard work of City staff and officials and ultimately stated that he would vote “no” on the motion.

Council President Haba confirmed that he had listened to constituent comments and had taken all of the varying opinions into consideration. He recounted the main points in the measure and reiterated the purposes and potential repercussions of each. Council President Haba addressed the possibility of a school being built on the parcel and stated he did not know the current status of that discussion. He closed by expressing his support for the amending of the table of uses.

Councilmember Suiter noted her understanding that there were many strong opinions regarding the land and that it carries a sentimental importance with the residents of Hyattsville. She stressed that the decision must be made carefully but felt that there were other areas to be used to welcome new neighbors and residents. Councilmember Suiter stated that she would vote “no” on the measure.

Councilmember Croslin stated that he had been a resident for over 30 years and hadn’t seen such a divisive issue. He expressed that he hoped a respectful dialogue could continue so the City could make progress and still remain connected as a community.

Councilmember Lawrence expressed his appreciation for the civility among opponents when arguing the issues concerning the project. He felt that the area could be used differently to maximize potential. He confirmed that he would be voting “no” on the motion.

Ward 5 Councilmember Erica Spell stated that she has seen previous Councils remain stagnant when faced with the decision and she felt it would be best to make progress. She stated that she would be voting in support of the motion.

Mayor Hollingsworth stated that the preference of the community is evident, and she would be voting “no” on the motion. She cited the sustainability plan and vision for the future.

Councilmember Solomon thanked residents for their continued comments and participation on the project. He had heard comments and opinions on several aspects of the project and would be taking them into account when making his decision.

Mayor Hollingsworth requested a roll call vote on the motion.



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RESULT:	FAILED [4 – 6]
MOVER:	Haba
SECONDER:	Perry
AYES:	Haba, Croslin, Perry, Spell
NAYS:	Hollingsworth, Lawrence, Warner, Suiter, Wright, Solomon
ABSENT:	Ward

Mayor Hollingsworth spoke regarding communication sent to Park and Planning and stated that it should indicate that the Council's desire to maintain open space and getting adequate information regarding stormwater management.

Councilmember Warner commented on open space and the importance of public use when considering the function of the area.

Maryor Hollingsworth asked City Attorney Cornbrooks to prepare a resolution for consideration by the Council that stated its will regarding the lower parcel. Councilmember Lawrence made a motion to amend the language of the motion. After discussion from the Mayor, Council, and staff, the motion stated: "I move the City Council authorize the Mayor to send correspondence to the Maryland-National Capital Park & Planning Commission stating that the Council does not support the amendment to the table of uses as it is not consistent with the traditional residential neighborhood or the criteria and characteristics of open space."

RESULT:	FAILED [5 – 5]
MOVER:	Lawrence
SECONDER:	Warner
AYES:	Hollingsworth, Lawrence, Warner, Wright, Suiter
NAYS:	Haba, Croslin, Perry, Spell, Solomon
ABSENT:	Ward

Mayor Hollingsworth and Councilmember Warner discussed communications that should be conveyed to County officials and community residents and decided that a formal letter explaining that the Council did not approve a change to the table of uses would be needed. A motion was made by Council to provide a letter stating their position.

RESULT:	APPROVED [8 – 2]
MOVER:	Lawrence
SECONDER:	Solomon
AYES:	Hollingsworth, Lawrence, Croslin, Warner, Suiter, Wright, Solomon, Spell
NAYS:	Haba, Perry
ABSENT:	Ward

9.a) 6009 35th Ave. Zoning Variance Request (V-10-18) (10 minutes) HCC-369-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move the City Council authorize the City Administrator to issue correspondence to the Prince George's County Board of Zoning Appeals stating the City of Hyattsville's opposition to V-10-18, a zoning variance application for the subject property at 6009 35th Avenue, Hyattsville to permit a 6.5% total lot coverage and impervious surface in excess of 25% of the total front yard square footage.



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[6009 35th Ave Variance.docx](#)

[City of Hyattsville Zoning Variance Policy Statement and Variance Process 10 3 11.pdf](#)

[V-10-18 6009 35th Avenue - BZA Referral.pdf](#)

[6009 35th Ave _05232018.pdf](#)

Assistant City Administrator Jim Chandler explained the details and history of the motion and stated that the Planning Committee did not support the motion and would not be recommending approval.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Perry
AYES:	Hollingsworth, Haba, Lawrence, Croslin, Warner, Perry, Suiter, Wright, Solomon, Spell
NAYS:	None
ABSENT:	Ward

9) [Discussion Items \(9:50 p.m. - 10:35 p.m.\)](#)

10.a) Amendment to Chapter 114, Article IV: Residential Parking Zones (15 minutes)

HCC-348-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Ordinance 2018 Residential Parking \(Ch. 114\) 5-8-2018.pdf](#)

[MM Re Ordinance 2018 Residential Parking \(Ch. 114\) 5-7-2018 Comments.pdf](#)

Assistant City Administrator Chandler stated that no changes had been made to the document since its last discussion; grammatical edits discussed would be added after adoption. The version presented to Council contained language would be omitted when it returned for adoption. Mr. Chandler noted that the fee would be removed for the application.

Councilmember Wright posed questions to Assistant City Administrator to confirm that no application fee would be charged, and no zoning changes were to be made. Mr. Chandler responded that no changes had been made to geographical areas and intended on checking with Public Works to make sure signage would be addressed. City Administrator Tracey Nicholson added that she had reached out regarding the public comment and that if anything were to change, notifications were to follow.

Councilmember Lawrence stated his concern regarding rental properties and the cases in which the landlords are not local. Mr. Chandler stated that the owner is the cosigner of the permit and it would be his or her responsibility to acknowledge that renters are using the permit.

Ward 4 Councilmember Paula Perry expressed concern that unless you have regular, frequent audits of every home in a ward, drivers would move to an unregulated area making the parking ordinances unenforceable.

Council President Haba addressed the comments of Councilmember Lawrence offering an idea that places liability on the landlord to inform the tenant of the permit process, but the tenant would be responsible for car ownership and all attributable requirements from the City.



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Mayor Hollingsworth asked to confirm that the issue would be revisited in July; Assistant City Administrator Jim Chandler stated that a second reading was scheduled for August and information would be available at the Summer Jam event. City Administrator Nicholson recollected that it had been discussed to have another public hearing on June 16.

9.b) DSP-18003: Landy Property (Infrastructure Only) (15 minutes) HCC-335-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Infrastructure_DSP_Discussion_Memo_FINAL.docx](#)

[DSP_Infrastructure.pdf](#)

[Landscape_and_Lighting_Plan.pdf](#)

[Tree_Conservation_Plan.pdf](#)

[Planning_Committee_Minutes_-_05.15.18.docx](#)

Community Planner Katie Gerbes summarized the Landy property proposal stating that the area contains 341 townhomes and a preliminary plan of the subdivision had been approved and was moving to the approval phase for the detailed site plan in order to begin phase one of infrastructure. Ms. Gerbes explained plan details of the development's streets, landscaping, lighting, and recreational amenities.

Councilmember Wright stated he would like to consider making the area a public park and would also like to elaborate on Planning Committee comments regarding the entrance space. He relayed that the area should be less exclusive and that part of the surrounding area and there was a portion that lied outside of the city that he felt should be pursued for annexation. Mr. Chandler anticipated that an opportunity to do so would present itself in the future. Councilmember Lawrence agreed with pursuing the area as a public park.

Councilmember Wright discussed details regarding the aesthetics of portions of the land, grading, and seeding with the Assistant City Administrator and the Community Planner.

Mayor Hollingsworth described her understanding of the financing and maintenance of a private park and asked whether there were any legal restrictions regarding the public use of the parks to which Mr. Chandler replied that owners would be permitted to post no trespassing signage, for instance and other entitlements allowed for the owner. They continued to discuss ways in which the City could reduce Homeowners Association costs and Mayor Hollingsworth stated that, ideally, she would like the area for public use without placing additional burden on the City.

9.c) DSP-17044: Riverfront at West Hyattsville Architecture Plan (15 minutes)

HCC-360-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[DSP-17044_Discussion_Memo_FINAL.docx](#)

[Architecture_Plan_DSP-17044](#)

[DSP-17044_Landscape_Plan](#)

[DSP-17044_Statement_of_Justification](#)

[Planning_Committee_Minutes_-_05.15.18.docx](#)

Assistant City Administrator Jim Chandler summarized the proposal stating the plan considered 183 townhouses and that the application was sent to the Planning Committee and comments were included in the memo. He stated that the Committee recommended that the front elevations of the townhouses that face prominent locations be of a material and texture that is consistent with the frontage; asking that the



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applicant make changes to the architectural package. Mr. Chandler then addressed rear units stating that they are beige and that you will see a row of beige houses and it might have been helpful to change some of the colors to offer some variety. To that point, all comments were limited to the architectural package.

Councilmember Wright provided comments regarding the initial reaction to the plan and recalled unanimous concern with monochromatic architectural feel of the development and noted that the location offered an opportunity to give the facade more of a “wow factor”. He expressed his overall satisfaction with the neighborhood.

Council President Haba proclaimed his support for the recommendations of the Planning Committee.

10) Council Dialogue

Council discussed items of interest and upcoming events and meetings within the City. Councilmember Warner expressed her opinion that not enough attention had been given to Chief Holland considering his impending retirement and wanted to recognize his importance to the City. She cited her collaboration with Chief Holland as a member of neighborhood watch, his support and assistance for the City through trying times; sitting as the Acting City Administrator. Ms. Warner stressed the importance of confidence in one's leaders and wished Chief Holland well in his future endeavors. She expressed that she was moved by the involvement of the residents in the community and valued their ongoing correspondence.

11) Community Notices and Meetings

11.a) City Calendar: June 5 – July 16, 2018

HCC-377-FY18

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#) 

[Main City Calendar Jun 5 - Jul 16 2018.docx](#) 

12) Motion to Close

12.a) Motion to Close

NOTE: The Council would not return to open session.

HCC-379-FY18

Lead Sponsor: Hollingsworth

Co-Sponsor(s): N/A

[Cover Page](#) 

I move that the Mayor and Council close the Council Meeting of June 4, 2018 in order to discuss a performance evaluation and to protect the employee's confidentiality on these matters.

This session will be closed under the authority of the Annotated Code of Maryland State Government General Provisions Article Section 3-305(b) (1) 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.



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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Lawrence
AYES:	Hollingsworth, Haba, Lawrence, Croslin, Warner, Suiter, Wright, Perry, Solomon, Spell
NAYS:	None
ABSENT:	Ward

Pursuant to the requirement of the Annotated Code of Maryland State Government Article 3-104(1)(2); this statement is included in these minutes:

A closed session of the Council of the City of Hyattsville was held at 11:18 p.m. on June 4, 2018, in the City of Hyattsville Municipal Building, Third Floor Council Chambers.

In addition to the City Council, the following staff members were present: Director of Human Resources, Vivian Snellman.

The authority under which the session was closed was the Annotated Code of Maryland State Government General Provisions Article Section 3-305(b)(1)(i) – To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of an appointee, employee, or official over whom it has jurisdiction

Topics Discussed: Performance review of the City Administrator.

Action Taken: None

The closed session ended at 11:30 p.m.



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Present: Candace Hollingsworth, Mayor
Edouard Haba, W4 (Council President)
Kevin Ward, W1 (Council Vice President)
Bart Lawrence, W1 (arrived at 8:25 p.m.)
Robert Croslin, W2 (arrived at 7:46 p.m.)
Shani Warner, W2
Thomas Wright, W3
Paula Perry, W4
Erica Spell, W5
Joseph A Solomon, W5

Absent: Carrianna Suiter, W3

Also present were the following City staff members:

City Administrator Tracey E. Nicholson
Assistant City Administrator and Dir. of CED Jim Chandler
City Treasurer Ron Brooks
Police Chief Amal Awad
Director of Public Works Lesley Riddle
Director of Community Services Jake Rollow
Director of Human Resources Vivian Snellman
City Clerk Laura Reams
Assistant City Clerk Lillie Littleford
Deputy City Clerk Nicola Konigkramer
City Attorney E.I. Cornbrooks, IV (arrived at 8:05 p.m.)
HCPD Lt. Chris Purvis

1) **Call to Order and Council Roll Call**

Mayor Candace Hollingsworth called the meeting to order at 7:38 p.m.

2) **Pledge of Allegiance to the Flag**

3) **Approval of Agenda**

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Solomon
AYES:	Hollingsworth, Haba, Ward, Warner, Wright, Perry, A Solomon, Spell
NAYS:	None
ABSENT:	Lawrence, Croslin, Suiter



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4) **Public Comment (7:40 p.m. – 8:00 p.m.) Limit 2 minutes per speaker**

Brian Dylong, a Ward 3 resident and unit owner at the Oglethorpe Condominium Association, provided comments regarding trash retrieval at the condominium complex. Mr. Dylong stated that condominium owners were taxed for trash removal services but did not receive them.

5) **Presentations (8:00 p.m. - 9:15 p.m.)**

5.a) City Administrator Update (5 minutes)

HCC-102-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#) 

City Administrator Tracey E. Nicholson noted that the upcoming Planning Committee meeting had been moved. Ms. Nicholson continued with an update to the lighting project of West Hyattsville, stating that phase 1 was completed last year and that phase 2 included portions of Wards 2, 4, and 5 in which 68 new lights would be affixed to existing poles and another 261 lights would be retrofitted to LED; phase 2 was 90% complete. Phase 3, which consists of the remainder of Ward 2, was in progress and phase 4 would address the rest of the city. She noted the traffic signal at Nicholson Street and Queens Chapel Road would be installed in December 2018.

Ms. Nicholson provided an update regarding roadway improvements for the Ager Road project beginning next month. She added that the WSSC water main installation and repair would be completed next month and adjustments to the infrastructure will likely not be completed until the following spring. Ms. Nicholson explained that the city had been working with Maryland Department of Transportation on signals along the Route 1 corridor.

Ms. Nicholson continued to provide updates regarding future park improvements to make city parks more age-friendly and useful. She relayed that the Magruder Park reimagination project was entering into phase 3, using the information gathered from research and community comment to create a design. She spoke about the electrical design work for Hyatt Park and stated that it was currently 90% complete. Ms. Nicholson said that 38th Avenue Park would be completed next summer, and that staff was in the process of improving bathroom facilities for Heurich Park.

Ward 4 Councilmember Paula Perry requested means by which she could view which lights for Ward 4 would be completed. Ms. Nicholson responded that a map including the pertinent information would be made available online.



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5.b) FY17 Audit Update (5 minutes)

HCC-86-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#) 

Treasurer Ron Brooks provided information regarding 2017 audit and explained that it was about at the midpoint. The city would be looking at selected contracts between state, county, and local entities and making sure they were compliant with the procurement policy and those actions should be completed by the end of the calendar year.

5.c) Presentation of LGIT Grant Award for Safety Awareness Training (5 minutes)

HCC-99-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#) 

City Administrator Nicholson recalled that in 2010 the city had applied for a grant to receive required heavy equipment training focusing on the Department of Public Works. She introduced Mr. Tim Ailsworth, Executive Director of the Local Government Insurance Trust (LGIT).

Mr. Ailsworth thanked the City Administrator and the City of Hyattsville for being a part of LGIT. He gave a brief summary of the function of LGIT and explained that LGIT provides training grants for cities. On behalf of LGIT, Mr. Ailsworth presented the city with a check for \$10,050 to fund the training for city staff. The check was accepted on behalf of the City of Hyattsville by **Mayor Candace Hollingsworth** and Director of the Department of Public Works, Lesley Riddle.

5.d) Age Friendly Initiative Draft Action Plan (20 minutes)

HCC-95-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#) 

[Workgroup Plan_Final.pdf](#)

[Age Friendly Work Group FINAL powerpoint.pptx](#)

Director of Community Services, Jake Rollow, provided background for the Age Friendly Initiative Workgroup. Mr. Rollow stated that in January 2017, the Hyattsville was the first city in the state of Maryland to be entered into the AARP network of Age Friendly Communities. He continued that it was this event that prompted the city to create a community driven action plan to make the city more age friendly over the three subsequent years. The Workgroup invited community members and stakeholders to a luncheon where they collaborated and created a volunteer group to create a draft action plan. He concluded by introducing the facilitator of the Workgroup, Lisa Walker.



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Lisa Walker, Chair of the Age Friendly Initiative Workgroup, stated she would provide a brief overview of the full report with all of the action items. She confirmed Mr. Rollow's comments that there were several previous meetings involving the issue; the first of which was attended by about 60 people, and that these meetings were prompted by existing city surveys. She thanked Jake Rollow, Senior Services Coordinator Beryl Johnson, and City Planner Katie Gerbes for their staff support. She went on to explain the plan was broad and that it would require the city to conduct actions it wouldn't regularly carry out. She shared her vision of a plan that would be carried out with county and state agencies, third party entities, and colleges and universities and then highlighted areas of concerns:

1) Affordable housing; Ms. Walker relayed the opinion of residents that were concerned about being "priced out" of their homes and not being able to afford rent if they chose to downsize. She continued by noting concerns about the decline of racial diversity in the community. She described the plan as requesting incentives for developers to build affordable and accessible units (10-15%). She referenced the Landy project stating it would be a perfect opportunity to provide affordable housing, reiterating that current units are not accessible or affordable. She requested that the city to advocate for inclusionary zoning with the county. She spoke regarding rent stabilization and asked the city to consider the policy for apartment buildings which undergo renovation; she cited the importance of ramps, trip hazard elimination, and expansion of the Hyattsville Heroes program for new and existing homes.

2) Health and safety; Ms. Walker asked the city to consider an emergency plan that addressed the best practices in prevention and assistance provided to victims. Ms. Walker proposed city-implemented education programs focused on senior caregiving and fall prevention. Ms. Walker recognized the city had been active to promote healthy lifestyles with the Ageless Grace program and meals on wheels and recommended expanding the farmers market. She addressed transportation and voiced her support for Call-a-Bus be expansion to weekends and evenings. Ms. Walker was sympathetic to the challenges the city faced in connection to the outdoor lighting but concluded her comments on the section by stating the need to ensure that parks and new developments in the city remain accessible.

3) Home and community-based services; Ms. Walker recommended that the city expand options for affordable care for seniors at all income levels. She urged the city to work with county and other agencies to provide affordable, in-home health care at a low cost; develop a partnership with nursing programs to conduct periodic health checks in order to reduce isolation of residents. Ms. Walker stated that Hyattsville has been active in assisting residents in many areas and asked that these programs be afforded to all residents regardless of age.

4) Communications; Ms. Walker asked that the city use existing county and private agency information brochures and digital technology to reach residents. She continued that the city should expand pages in the Green Sheet and the Hyattsville Life and Times periodical to emphasize critical services such as locations providing personal health care and those that provide technological training.

Ms. Walker closed her presentation by thanking the numerous volunteers and city staff for their help and hard work.



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Ward 3 Councilmember Thomas Wright commented that he felt the report was “amazing” and explained that, while he was not familiar with the entirety of the details, he was eager to see the city implement the ideas.

Ward 5 Councilmember Joseph Solomon expressed his thanks and appreciation for being given actionable recommendations. He shared that he was particularly interested in affordable housing, approaching inclusionary zoning, and in-home care. With regard to in-home care, he requested clarity as to the city’s role; whether it is a grant plan or a hired staff.

Ms. Walker replied that the process varies among states, but that in this case they would entertain the idea of building relationships with personal care agencies to negotiate rates for residents of predetermined areas and that a grant funded from development that could offset services on a sliding scale.

Councilmember Wright enquired whether the staff review of the report was sent to AARP.

Ms. Walker responded that it was being turned over to the city and that the Workgroup would be happy to work further with the city to explain the contents of the report, but the report was now overseen by the city and all actions taken must be by the city. She mentioned that existing programs for each of the areas are listed on the last page of the report.

Mr. Rollow explained that the issue would return as an agenda item for a future Council meeting. He stated that, until that time, Councilmembers were invited to supply any questions or comments to staff and that he planned to continue to work with the Workgroup to create a revised version that the city could adopt in a format that is authored by the city.

Councilmember Wright asked if the issue would be reassessed in December and that time frame was confirmed by Mr. Rollow.

Ward 5 Councilmember Erica Spell emphasized appreciation for the recommendation of partnerships and recalled that she and **Ward 2 Councilmember Robert Croslin** sat on the Police and Public Safety Advisory Committee and some of the other existing programs.

Ms. Walker responded that her Workgroup had spoken with one of the officers about that program and would be looking into many others.

Mayor Hollingsworth asked if there was a minimum number of domains that needed to be addressed in the report to which Mr. Rollow responded in the negative and stated that it was a decision independent of AARP.

Councilmember Solomon enquired as to AARP’s next steps; Mr. Rollow replied that he expected to submit the plan in January 2019 and implement the plan with intermittent progress reports over the following 3 years. When asked about the potential benefits, Mr. Rollow explained that they are not monetary. He stated that these types of programs are being instituted in many other communities and AARP are beginning to supply small grants. Mr. Rollow closed by stating that AARP’s goal is to spur cities to be more age-friendly without being fiscally supportive.



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5.e) Resident Satisfaction Survey (40 minutes)

HCC-98-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#) 

[2018 Hyattsville Survey-Draft Report v181012d.pdf](#) 

Director of Community Services, Jake Rollow, introduced and gave a brief summary of the Resident Satisfaction Survey. He stated that the last 2 surveys were done in 2015 and 2011 and their goal was to assess the progress made in response to the previous surveys and, also, to form new questions relevant to the current resident concerns. Mr. Rollow then introduced Isabelle Canete Medina, team lead on the survey project, who would provide an overview of the report and key findings.

Survey Project Director, Ms. Isabelle Canete Medina, thanked the Mayor and Council and stated that the project started in January, revising the previous version of the survey and creating introductory letters to residents. The introductory letters were sent to a sample of 1600 households in April, approximately 3 weeks after the initial contact, questionnaires were sent as well as postcards as a reminder to respond and the survey was also available online.

In May, a decision was made to conduct “oversampling” in which the survey was sent to more diverse communities. By July they received only 249 responses of a preferred 400 and recommended to survey the city in its entirety. The survey was sent to each household with an online code, phone number, and email to contact in order to receive a hard copy. Ms. Canete Medina explained that, in essence, the entire city was surveyed and by September 587 valid responses were received. She directed attention to a map that identified households who responded to the survey; over 40% of respondents had incomes of over 100k annually and an overwhelming majority of that population were affluent, white, families living in single-family dwellings and not an accurate reflection of the demographic of the city despite concerted efforts.

Ms. Canete Medina continued that her group then decided to do a weighted analysis in an attempt to collect more accurate data, but the differential proved to be minimal and insubstantial. She reported that the overall major findings were that residents were satisfied with solid waste, police, and parks, but least satisfied with value for taxes, maintenance of city streets and sidewalks, and enforcement of code. The report showed a satisfaction in the overall quality of life, diversity, access to transportation, but a dissatisfaction with flow of traffic and school quality. Regarding safety, residents felt safest in their community and on Route 1 during the day but felt less safe on sidewalks and paths and at the West Hyattsville Metro station. The data showed that residents were generally satisfied with the police response time, and overall protection. Data showed that residents were very concerned with the visibility of police in commercial areas and neighborhoods.

Ms. Canete Medina then moved on to transportation and traffic and reported that residents were most satisfied with the WMATA Metro services in Hyattsville and least satisfied with the overall flow of traffic on major city streets. Residents were most satisfied with snow removal throughout the city and least satisfied with bike lane availability. They would most like to see improvement in



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the adequacy of street lighting and maintenance of city streets. Regarding code compliance; residents were most satisfied with the facades of city buildings but dissatisfied with the ease in which one can make a code compliance complaint.

The report made evident that residents were generally pleased overall with waste services. When addressing park services, residents were most satisfied with the cleanliness and upkeep of park areas but would like to see more accessibility for those with disabilities. Community members are quite satisfied with city events and celebrations but would like areas such as the city farmer's market, youth programs and programs for residents with disabilities to improve.

There was satisfaction from residents regarding economic development, specifically the availability of stores, shops, restaurants, and bars but cited the need for better notification methods for development projects within the city. The areas of Prince George's County Plaza showed moderate satisfaction while West Hyattsville and Hamilton Street were identified as areas in need of most improvement. Major findings analysis showed that residents regularly patronized area restaurants at least once a week spent a substantial amount of disposable income attending entertainment and social events.

Ms. Canete Medina moved her presentation to trend analysis and noted that only some of the questions could be compared from 2011 and 2015 as some were not included in the current survey. It was reported that the trend is positive overall with items cited such as police performance and waste management. In terms of overall quality of life, it was reported that satisfaction in quality of schools and traffic flow declined significantly.

The next section presented was the benchmark analysis which compared the City of Hyattsville to neighboring cities including College Park, MD., Gaithersburg, MD., Tacoma Park, MD., Charlottesville, VA., Herndon, VA., Manassas, VA., Williamsburg, VA., and Annapolis, MD. The comparison showed many consistencies within all the cities included in the analysis among a total of 14 survey categories. Hyattsville showed superiority in five areas: solid waste management, parks and park maintenance, effectiveness of communication, maintenance of city streets and sidewalks, and overall value received as a result of resident tax payments.

Ms. Canete Medina continued with the importance satisfaction analysis. She explained that this area was developed with a different methodology than 2011 and 2015 and that the details were provided in the draft report. She stated that the point of focus was the prioritization of the items the residents felt were important to improve upon in combination with their satisfaction. The priorities in order of most to least importance were identified as: improvement of traffic flow, maintenance of streets, and effectiveness of economic development.

Councilmember Solomon thanked Ms. Canete Medina for her efforts and stated that each year the study is conducted it is concluded with a positive assessment. He expressed his particular pleasure with the findings regarding police performance and the continued success of the Department of Public Works. He enquired as to whether the comparison among cities used weighted results to which Ms. Canete Medina replied in the negative. **Councilmember Solomon** suggested that the comparison was not scientific.



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Mayor Hollingsworth asked Ms. Canete Medina what co-variants were included in the study to which the presenter replied that the weighted results were classified by household income since about 45% were over 100k annually and only 25% of Hyattsville are in the same income range. The variable was used to see if it affected the racial composition of the results; the study did not generate a population with adequate diversity in order to conduct it by race. With a low response, especially from the Hispanic community, she stated they did not feel it was representative of the community.

Mayor Hollingsworth responded that she would be interested in seeing the results of a weighted survey by race to assess the differences due to cultural behaviors. She added that it may not be statistically significant, but it could be useful to the Race and Equity Task Force. Ms. Canete Medina replied that she would conduct a study including racial weighting and wanted to address that the study only provided for one survey per household and more surveys per household should be entertained to obtain more accurate results due to extended and multiple families in a dwelling.

Mayor Hollingsworth followed by asking if there were any other tactics that could illicit more responses. Ms. Canete Medina suggested that reaching out to churches could be helpful but believed that issue was in the methodology and that the participants need to be recorded with great detail. She suggested that more funding and community outreach could be helpful.

6) **Consent Items (9:15 p.m. - 9:20 p.m.)**

6.a) FY19 Budget Appropriation: Target Corporation Donation HCC-80-FY19

I move that the Mayor and Council accept and appropriate into the FY19 budget a donation in the amount of \$2,000 from Target Corporation to the Community Action Team for the purchase of gift cards for children during the City's annual Shop with a Cop event.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#) 

6.b) Proclamation: Economic Development Week HCC-91-FY19

I move that the Mayor and Council recognize October 21-27, 2018 as Economic Development Week in the City of Hyattsville.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Economic Development Week 2018.docx](#) 



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6.c) Schedule Public Hearing for the Annexation of the Landy Property

HCC-92-FY19

I move that the City Council schedule a Public Hearing for Monday, December 3, 2018 at 7:30 PM, to consider public testimony regarding the proposed annexation of 14.9683 acres of contiguous property, commonly known as the Landy Property, located at 3501 Dean Drive, Hyattsville, Maryland 20782.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

[Landy Annexation Resolution 2018-05.docx](#)

[Annexation Plan - Landy Annexation - October 12, 2018.doc](#)

[Landy Annexation Description Exhibit A.pdf](#)

[HyattsvilleAnnexation-ScheduleB.pdf](#)

[Landy - Annexation Plan Map.pdf](#)

6.d) FY19 Budget Appropriation: MNCPPC Grant for Recreation Activities

HCC-94-FY19

I move that the Mayor & Council amend the FY19 budget to accept and appropriate the grant award in the amount of \$19,000 from the Maryland National Capital Park and Planning Commission and authorize the City Administrator to sign the contract, upon the review and approval by the City Attorney for legal sufficiency.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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6.e) Rock Salt Purchase

HCC-41-FY19

I move that the Mayor and Council approve the purchase of rock salt from Eastern Salt Company utilizing Council of Governments (COG) contract rider with Montgomery County, not to exceed \$35,000.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Award Posting Sheet - Road Salt.pdf](#)

[Eastern Salt Bid IFB 1088536.pdf](#)

[Recommendation for Award memo IFB 1088536 Road Salt.pdf](#)

[Rider_Clause_Final_08262016_MAPT4.pdf](#)



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6.f) Renaissance Square Condominium Board Appointments

HCC-96-FY19

I move the City Council appoint Mayor Candace B. Hollingsworth and Community & Economic Development Director Jim Chandler to serve as the City's representatives on the Renaissance Square Condominium Board for a period not to exceed twelve (12) calendar months.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Memo - Renaissance Square Condo Board Appointment.docx](#)

6.g) Appointment to the Health, Wellness, and Recreation Advisory Committee

HCC-101-FY19

I move that the Mayor and Council appoint Samuel Denes (Ward 1) to the Health, Wellness, and Recreation Advisory Committee for a term of 2 years to expire on October 15, 2020.

Lead Sponsor: Perry

Co-Sponsor(s): N/A

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[Committee Application_HWRAC_Denes W1.pdf](#)

6.h) FY17 Audit Cost

HCC-103-FY19

I move that the Mayor and Council approve cost not to exceed \$49,500 for services provided by CohnReznick to complete the FY17 audit and financial statements.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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6.i) FY19 Budget Appropriation - LGIT Training Grant

HCC-105-FY19

I move that the Mayor and Council accept and appropriate into the FY19 budget the Grant Award from the Local Government Insurance Trust (LGIT) in the amount of \$10,050 for the Department of Public Works Safety Awareness program.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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6.j) FY19 Speed Camera Budget Amendment

HCC-106-FY19

I move that the Mayor and Council amend the FY19 Speed Camera Budget by adjusting current line item appropriations to cover \$39,000 in capital cost and to increase the Other Contracted Services line by \$65,000 to cover the revised cost of the Conduent State & Local Solutions contract.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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6.k) Wrap and Equipping Mobile Communications and Command Truck

HCC-107-FY19

I move that the Mayor and Council authorize payment to Boulevard Collision to wrap and install new equipment in the Mobile Command Truck at a cost not to exceed \$39,000.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

[Graphics_Design_for_Mobile_Command_Vehicle.pdf](#)

[Upfit_Command_Bus_Memo.pdf](#)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Ward
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Wright, Perry, Solomon, Spell
NAYS:	None
ABSENT:	Suiter

7) Action Items (9:20 p.m. - 9:35 p.m.)

7.a) Hyattsville Ordinance 2018-05, Amendment to Chapter 114, Article IV: Residential Parking Zones (5 minutes)

HCC-87-FY19

I move that the Mayor and Council adopt Hyattsville Ordinance 2018-05, an Ordinance whereby the City of Hyattsville amends Chapter 114 to refine the City's residential parking permit system (SECOND READING/ADOPTION).

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Ordinance 2018-05 Residential Parking \(Ch. 114\) FINAL.docx](#)

[MM Re Ordinance 2018 Residential Parking \(Ch. 114\) 5-7-2018 Comments.pdf](#)

Councilmember Croslin requested a simplified version for the community. Assistant City Administrator Jim Chandler responded that a "Frequently Asked Questions" section on the City's website and an updated version containing 8-10 of the most common inquiries would be posted in the coming weeks.

RESULT:	APPROVED [8 – 2]
MOVER:	Haba
SECONDER:	Lawrence
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Wright, Spell
NAYS:	Perry, Solomon
ABSENT:	Suiter



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7.b) Resolution 2018-04: Planning Assistance to Municipalities and Communities Application (5 minutes)

HCC-90-FY19

I move that the Mayor and Council adopt Hyattsville Resolution 2018-04, a resolution supporting the City of Hyattsville FY2019 Planning Assistance to Municipalities and Communities Application.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Hyattsville_Resolution_-_2018-04_Planning Assistance.doc](#)

[PAMC Project Information.docx](#)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Lawrence
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Wright, Perry, Solomon, Spell
NAYS:	None
ABSENT:	Suiter

7.c) Health Care, Prescription Drug and Dental Care Rates for CY19 (5 minutes)

HCC-104-FY19

I move that the Mayor and Council approve the 2019 calendar year health insurance premium costs that maintains the current City and employee's contributions in all plans, except the Kaiser EPO Plan that will have slight increase in the employee contribution per pay of \$10 for single, \$20 for individual plus one and \$25 for family; makes no changes to the employee contributions for Prescription Drugs, no increase in the Dental PPO Plan and the employee increase in the Dental HMO Plan per pay, is less than \$1.14.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Lawrence
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Wright, Perry, Solomon, Spell
NAYS:	None
ABSENT:	Suiter



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8) Discussion Items (9:35 p.m. - 10:35 p.m.)

8.a) Landy Annexation Discussion (15 minutes)

HCC-93-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Cover Page](#)

[Memo_-_Landy_Property_Annexation_-_October_9__2018.docx](#)

[Annexation Plan - Landy Annexation - October 12, 2018.doc](#)

[Landy Annexation Resolution 2018-05.docx](#)

[Landy Annexation Description Exhibit A.pdf](#)

[HyattsvilleAnnexation-ScheduleB.pdf](#)

[MunicipalAnnexationHandbook.pdf](#)

[MunicipalAnnexation Flowchart.pdf](#)

Assistant City Administrator Jim Chandler introduced the item regarding the Landy property and highlighted the intention that the annexation would allow for the footprint of the project to receive respective city services. Mr. Chandler relayed that the singular property owner has consented to annexation, but it is important to ensure they follow the appropriate legal process. He speculated that, pending unforeseen circumstances, the annexation would be effective January 18. Mr. Chandler stated the annexation effectively provides services to units as they are sold and reduces the tax burden to the existing owner predominantly in the form of city services and street maintenance.

Councilmember Wright averred that he had been a long-time advocate for this project and stated that splitting an area of this size among both incorporated and unincorporated entities is not logical. He recognized that the parcel resided in Ward 3, a ward that was growing rapidly and questioned exactly how this development would affect that section of the community, particularly the boundaries of Ward 3. Mr. Chandler responded that the project would have a fortunate alignment in schedule with the census and that redistricting would occur once the development was established and inhabited.

8.b Proposed Changes to City Election Policies (45 minutes)

HCC-97-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Ch_8_Election_Code_Revisions_Presentation_FINAL \(1\).pptx](#)

[Chapter 8 Revisions 10.11.18](#)

[Ethics Ordinance Amendment Re. Chapter 8 Changes 10.11.18\[67917\].docx](#)

[BOE Rules and Regulations 10.04.18 Clean.pdf](#)



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City Clerk Laura Reams introduced revisions to the city's election code and Board of Elections Rules and Regulations, she recognized Deputy City Clerk Nicola Konigkramer, City Attorney E.I. Cornbrooks, IV, Board of Elections Member Ann Frankel, and Ethics Commission Chair Carter Ross. Ms. Reams began her presentation by recounting the most recent changes to the election code that took place in 2017 and lessons learned. It was established that the code lacked clarity with some sections misappropriated; penalties for certain infractions were unenforceable; campaign finance statutes required revision; and, the ethics code was inconsistent regarding candidate withdrawal dates.

She cited five specific goals in the revision of the code: fair and efficient elections; encouraging voter participation by experience enhancement; candidate education; policy and procedure updates in accordance with city code; and, reorganization of the code to provide simplicity and clarity. She detailed the process by which each of the goals would be achieved.

Same day voter registration would be implemented, and the pertinent rules and regulations would be added to the code and permanent vote-by-mail procedures would be instituted. Ms. Reams described that campaign finance regulations would be adjusted by streamlining the finance reporting schedule and clearly defining the requirements and expectations for finance reports.

The presentation was then led by Deputy Clerk Nicola Konigkramer who supplied a "sneak peek" into the 2019 election. Ms. Konigkramer cited same day voter registration and described its implementation, accessibility, and voting locations. She stated that there would be continued candidate information sessions, an updated candidate guide, and new voter outreach including attending high school lunches and events in an effort to register newly eligible 16- and 17-year-old residents. Ms. Konigkramer expressed her shared anticipation for the new voting method of pop-up polls in which the accessibility to voting is essentially brought to the voter. She closed by citing a future timeline leading up to the election.

City Clerk Reams thanked all involved for their hard work and commitment in the revision process and the project as a whole. Ms. Reams reiterated the importance of the democratic process to residents, staff, and Council alike and expressed her anticipation for feedback.

Councilmember Wright extended his deepest gratitude stating that the revision was long overdue and carried out in excellent fashion. **Councilmember Wright** relayed that he had spoken with prior Councilmembers who shared the sentiments and wanted to discuss three points regarding the current state of the election process. He felt that an assessment of an election should take place soon after the election to preserve the perspective and act accordingly in a timely manner. He sought clarity regarding the requirement for proof of identification and that requiring a photo ID was a new aspect.

Ms. Reams retorted that there were no changes made to any affidavit pertaining to voter registration. **Councilmember Wright** asked for advisement regarding whether the word "identification" should be struck from the language leaving only "proof of age and residency" and also enquired whether the proof of identity referred specifically to a picture ID to which Ms. Reams replied that it did not; it could be several other forms such as a letter with name and



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address, school identification, property deeds, and related items. She explained that an affidavit was also in place to address instances in which residents are unable to provide any of the said documents and can go through a defined certification process.

City Attorney Cornbrooks provided legal clarity with regard to the word “identity” stating that the same language from 2017 is still present but is now contained in the code as the requirement and in the rules and regulations as a definition. **Councilmember Wright** cited inconsistencies in the technical language regarding the use of “may” and “shall” and made recommendations to correct the inconsistencies. Mr. Cornbrooks replied that the way in which the provision is written allowed for more flexibility for the registrant as well as the Board. **Ward 1 Councilmember Bart Lawrence** directed his comments to Mr. Cornbrooks and asked if a scenario existed in which an affidavit is not given upon request. He stated that if that scenario does not exist, the language should only contain “shall”. Mr. Cornbrooks responded that it is not possible to predict scenarios and sided with “may” reiterating that it would grant more flexibility. **Councilmember Lawrence** continued to seek clarity prompting Ms. Reams to hypothesize a scenario in which one was already registered resulting in the refusal of an affidavit. **Councilmember Croslin** interjected with his own perception of the measure. **Councilmember Wright** spoke of the overall intention of the language and if it was in the right spirit.

Councilmember Solomon addressed the initial comments of **Councilmember Wright** and agreed that adjustments to the code should take place, not immediately, but shortly after the commencement of the election. **Councilmember Solomon** further stressed the need for an accelerated review due to the growth of the city and being faced with new challenges that would not have been applicable in previous years. He cited issues including campaign finance regulations and the procedure of utilizing Council bank accounts for campaign finance. City Clerk Reams recollected that some of these concerns were addressed by Council in 2017 and collaboration with them could be beneficial. She added that there was consideration of raising the threshold for opening campaign finance bank accounts from \$200 to \$1000 to curtail the ease in which one could be obtained.

Council President Edouard Haba made statements regarding Article 4(c) which addresses the modes in which a resident’s identity and registration can be verified and stated his support for using “shall” in the legislative language. **Councilmember Haba** moved to address permanent vote by mail and asked if there were other municipalities or the like that already exercised the practice. Clerk Reams gave examples identifying an established practice in California and other parts of the west coast explaining that it was a common practice in several areas of the country. **Councilmember Haba** enquired about the details of the vote by mail program; Ms. Reams provided aspects that explained how the program was conducted, but also how residents began and ended their voter by mail status.

Councilmember Shani Warner expressed her gratitude for the effort into the overhaul of the code and pleasure with the final product. She turned her dialogue to campaign finance bank accounts and shared her thoughts that, ultimately, the decisions made showed a lot of wisdom. **Councilmember Warner** opined that one of the issues it did not address is a candidate pool of several candidates and that voting results can sometimes not be completely reflective of the preference of the voters due to an unweighted computation.



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Councilmember Lawrence returned to the “may and shall” issue regarding identification for voter registration and settled on “may” upon clarification and could understand the potential issues of a change. **Councilmember Croslin** questioned the ease in which a non-city resident could register to vote and made note of the penalties therein stating that they seemed excessive. He asked about the mechanism for the enforcement of penalties. City Clerk Reams answered that there are varying infractions with varying penalties, but most would generally be enforced through the Board of Elections. She added that the penalties are set in ranges with language containing the phrase “up to” giving flexibility to the Election Board to increase or decrease the monetary penalty from cases to case as they see fit.

Councilmember Solomon agreed that the instance of “may” should remain but suggested changing some of the other language to better clarify the sentence in general. **Councilmember Haba** supported the use of “shall” for its direct language and clarity. **Councilmember Wright** echoed his earlier statements pertaining to the may/shall debate. Ms. Reams concluded the discussion with a commitment to “take a look at the ‘mays and shalls’”.

9) Council Dialogue

Councilmember Croslin announced that he had two comments. His first referred to an unnamed apartment complex that had been previously brought before the board to ensure that the residents of said complex would not receive any increase in their rental costs. He stated that he heard, through third parties, that the rent had not been raised but that the cost of utilities was changed to be the onus of the tenant. He argued that this was essentially the same thing as increasing rent for residents. He implored his fellow Councilmembers to be weary of assuming the dialogue regarding such matters will always have best intentions for the people of the community in mind.

Councilmember Croslin continued with his second comment recalling a personal outing of the new Hyattsville establishment: Maryland Meadworks. He stated that while he enjoyed the space very much, he noticed the need for sufficient parking. **Councilmember Croslin** pleaded for conversations to take place with the entities involved to provide additional parking at the nearby park. **Mayor Candace Hollingsworth** vaguely recalled submitting a correspondence for joint use regarding the area. City Administrator Nicholson confirmed that such a letter was sent but was denied by Park and Planning. She said that the city could reach out again but felt that the issue was given sound attention in the first attempt.

Councilmember Wright made comments acknowledging the upcoming HY-Swap event, expressing his appreciation for the extensive effort given by volunteers and the positive results it consistently delivers.

Mayor Hollingsworth expressed her pleasure and appreciation for the work done by the Elementary school PTA for the Hyattsville Zombie Run and the money raised from it that will benefit several organizations including other elementary schools, the success of HY-Fest, and the police department and their assistance in all of the events and community outreach.



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD
OCTOBER 15, 2018

10) Community Notices and Meetings

[Cover Page](#) 

[Main City Calendar_Oct 16 - Nov 5 2018.docx](#) 

11) Motion to Adjourn

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Perry
SECONDER:	Ward
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Wright, Perry, Solomon, Spell
NAYS:	None
ABSENT:	Suiter



PUBLIC HEARING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 7:30 p.m.

Present: Candace Hollingsworth, Mayor
Edouard Haba, W4 (Council Pres.) (arrived at 7:38 p.m.)
Bart Lawrence, W1
Robert Croslin, W2
Shani Warner, W2
Thomas Wright, W3
Carrianna Suiter, W3 (arrived at 7:36 p.m.)
Erica Spell, W5
Joseph A Solomon, W5 (arrived at 7:38 p.m.)

Absent: Kevin Ward, W1 (Council VP)

Also present were the following City staff members:

Tracey E. Douglas, City Administrator
Jim Chandler, Assistant City Administrator, Dir. Community and Economic Development
Ron Brooks, City Treasurer
Amal E. Awad, Chief of Police
Vivian Snellman, Director of Human Resources
Laura Reams, City Clerk

Notice of Public Hearing

1) Call to Order

Mayor Candace Hollingsworth opened the hearing with the reading of the public notice at 7:34 p.m.

2) Introduction and Background Information

The City of Hyattsville Mayor & Council will conduct a Public Hearing on Monday, May 6, 2019 at 7:30 p.m. (prior to the City Council Meeting). The purpose of the Public Hearing is to allow for residents to comment on the proposed Charter Amendment Resolution 2019-01. The Charter Amendment Resolution is intended to clarify procedures relating to the Compensation Review Committee and the compensation review process for the Mayor and Council. It is anticipated that the Council will adopt the Resolution during the Regular Council Meeting of May 6, 2019.

The Public Hearing will be held at the City Municipal Building, 4310 Gallatin Street, in the third floor Council Chambers. The Public Hearing will be broadcast live on Comcast Channel 71, Verizon Channel 12 and online at www.hyattsville.org/meetings. Please note the Council Meeting of May 6, 2019 will begin immediately at the close of the Public Hearing.

If you are unable to attend the hearing, comments may be directed to cityclerk@hyattsville.org or speakuphvl.com/meetings.



PUBLIC HEARING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 7:30 p.m.

Charter Amendment Resolution 2019-01

HCC-385-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Resolution_2019-01_-_Amending_Charter_-Compensation_Review_Committee_4.9.19_FINAL.docx](#)

[Memo City Attorney to Mayor and Council - 2019 CRC & Charter Amendment 4.11.19.docx](#)

I move that the Mayor and Council adopt Charter Amendment Resolution 2019-01, a resolution of the Mayor and City Council of the City of Hyattsville, Maryland, adopted pursuant to the authority of Article XI-E of the Constitution of Maryland and Title 4, Subtitle 3 of the Local Government Article of the Annotated Code of Maryland (2013 Edition, as amended), to amend the Charter of the said City, said Charter being a part of the public local laws of Maryland (1963 Edition, as amended), which Article contains in whole or in part the Charter of the City of Hyattsville, Maryland, whereby the Mayor and City Council seek to amend the City Charter to provide clarity and flexibility for the public, the City's Compensation Review Committee, and for the Mayor and Council with respect to the compensation review process.

3) Public Comment (7:30 p.m.) Limit 2 minutes per speaker

Ward 2 resident, David Marshall, addressed the Mayor and City Council inquired whether the change to the Charter will affect the salary of the Council. Director of Human Resources, Vivian Snellman, responded that the change would not take effect for two years and the current Council members would not be affected. Ms. Snellman and City Administrator Tracey Douglas conferred for further clarity. Mayor Hollingsworth added that the procedure remained consistent with the previous process but the language was being updated to coincide with the actual actions taken and confirmed that the Council would not be affected until a new term was established.

4) [Motion to Adjourn](#)

The public hearing adjourned at 7:41 p.m.



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 8:00 p.m.

Present: Candace Hollingsworth, Mayor
Edouard Haba, W4 (Council Pres.)
Kevin Ward, W1 (Council VP) (arrived at 8:20 p.m.)
Bart Lawrence, W1
Robert Croslin, W2
Shani Warner, W2
Thomas Wright, W3
Carrianna Suiter, W3
Erica Spell, W5
Joseph A Solomon, W5

Also present were the following City staff members:

Tracey E. Douglas, City Administrator
Jim Chandler, Assistant City Administrator, Dir. Community and Economic Development
Ron Brooks, City Treasurer
Amal E. Awad, Chief of Police
Vivian Snellman, Director of Human Resources
Laura Reams, City Clerk
Lesley Riddle, Director of Public Works
Hal Metzler, Project Manager

1) Call to Order and Council Roll Call

The meeting was called to order at 8:00 p.m.

2) Pledge of Allegiance to the Flag

Mayor Candace Hollingsworth requested a moment of silence for the passing of retired Hyattsville Police Chief Robert Perry who served the City from 1979 – 1999.

3) Approval of Agenda

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Solomon
AYES:	Hollingsworth, Haba, Lawrence, Croslin, Warner, Suiter, Wright, Solomon, Spell
ABSENT:	Ward

4) Public Comment (8:00 p.m. – 8:10 p.m.) Limit 2 minutes per speaker

Ward 2 resident, Aidan Adams, addressed the Mayor and Council requesting consideration for building a new middle school in the city. He explained that the school he currently attends, Hyattsville Middle School, is in dire need of repairs and cited specific areas that should be improved. He expressed his support for the construction of a new school in Magruder Park.

Ward 2 resident and President of the Hyattsville Middle School Parent Teacher Student Organization (PTSO), Justine Christiansen, addressed the Mayor and Council regarding concerns with the current state of Hyattsville Middle School. She stated that the school is a health hazard and cited several deficiencies. She explained demographics and categorizations of the school and detailed difficulties if the students were



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 8:00 p.m.

temporarily relocated. Ms. Christensen closed by asking that the City Officials collaborate with Prince George's County to develop adequate learning facilities.

District 3 Board of Education Representative, Pamela Boozer Strother, thanked the Mayor and Council on behalf of the Board of Education for the collaborative efforts and transparency when making decisions regarding the progression of the city. She went on to thank the Task Force for their hard work.

Ward 1 resident, Daniel Muth, addressed the Mayor and Council in support of his colleagues on the Task Force and provided his comments and concerns regarding County Resolution (CR)-17. He stressed his concern about any changes to the table of uses resulting in permissions that would allow rezoning to occur. Mr. Muth asked that the Planning Board make a thorough assessment of the language and inform all parties of the potential negative effects.

Ward 3 resident, Marcelo Cortez, addressed the Mayor and Council in opposition of the residential parking standards. He expressed that parking was very limited in the city and that residents were not properly informed of the new regulations. Mr. Cortez requested that Council look further into the issue in order to come to a satisfactory resolution.

Ward 3 resident, Roberto Rodriguez, addressed the Mayor and Council in opposition of the residential parking standards. He expressed that he felt that being allowed only two parking permits per household was insufficient. Mr. Rodriguez asked that the needs of the residents be taken under more serious consideration and requested that changes to the regulations be considered.

Ward 2 resident, David Marshall, addressed the Mayor and Council with concerns about the urban farming motion in the meeting agenda. He stated that his displeasure with the types of crops, such as corn, and how they affect the areas in which they are grown. Mr. Marshall continued by addressing the Revitalization Tax Credit application and relayed his opinion that the City should not forego the receipt of \$3M and implored that the livelihood of long-time residents be considered heavily when making any decisions about the agreement. Mr. Marshall moved to the topic of elections, pleading for all residents to register and vote and detailed its importance. Mr. Marshall closed his public comments by providing dialogue regarding race and equity.

5) Presentations (8:10 p.m. – 8:50 p.m.)

5.a) City Administrator Update (5 minutes)

HCC-386-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

City Administrator Tracey E. Douglas provided updates to the Mayor and Council regarding residential parking; recommendations from the Residential Parking Committee had been adopted. Assistant City Administrator Jim Chandler added details of the process for new residential parking standards stating that all details would not be fully implemented until November. Ms. Douglas continued updates regarding upcoming city functions and the notable work of City employees.

Ward 5 Councilmember Joseph Solomon asked City Administrator Douglas whether more than two permits for households would be considered in certain situations to which she answered that it would be the case in unique situations. Councilmember Solomon inquired as to how the parking regulations would be enforced to which Mr. Chandler answered that notifications of the new zoning had gone out in January and tentative enforcement would begin around November.



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 8:00 p.m.

Ward 3 Councilmember Carrianna Suiter sought clarity regarding residents seeking information about the residential parking regulations. Mr. Chandler responded that all the information had been provided in earlier communications should any resident have questions or concerns.

Ward 3 Councilmember Thomas Wright asked if the new regulations also presented an opportunity for changes to the parameters of the parking zones themselves. Mr. Chandler responded that the City was hopeful that no changes would be warranted but acknowledged that the process could be subject to unforeseen variables.

Councilmember Solomon sought clarity as to how the parking zones would be adjusted if required. Assistant City Administrator Chandler stated that City Administrator Douglas did have the authority to make changes, but it would be preferred that residents exercise the petition process.

5.b) FY17 & FY18 Audit Update (5 minutes)

HCC-391-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

City Treasurer Ron Brooks provided updates regarding progress made with the FY17 and FY18 financial audits. Mr. Brooks stated that the completion of FY17 was nearly complete and anticipated FY18 being completed by July 2019.

Mayor Candace Hollingsworth inquired as to when the FY19 audit would be complete. City Treasurer Brooks responded that it would likely be a bit beyond November.

5.c) Educational Facilities Task Force Presentation (30 minutes)

Presentation to City Council on proposed school sites.

HCC-395-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Chair of the Educational Facilities Task Force, Daniel Broder, commenced the presentation of potential sites for a new middle school in the City of Hyattsville by thanking his colleagues on the Task Force, the Councilmembers and liaisons, the school board representative, as well as the parents and participants involved in the study. Mr. Broder provided background on the Task Force and their purpose and presented insight and detail as to the process in which new school locations were identified. He relayed the Task Force's assessment of pros and cons to each location. The presentation was handed over to another Task Force member to expound on the following potential sites: the "WSSC Building Site" and the "Prince George's Community Center + Nine Ponds Site". He reported on the factors desired by the community and Mr. Broder closed the meeting and opened the presentation to questions.

Mayor Hollingsworth expressed her appreciation for all who were involved and urged the Council to elevate their responsibilities to aid with the project and other projects to improve the City.

Councilmember Suiter voiced her appreciation for the work done and the effort from the Task Force. She posed a question regarding exactly where the intended building site within Magruder Park would be. Task Force member Kat Schooley responded that the proposed location would be in the southeast section of the parcel; not in place of any existing structure.



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 8:00 p.m.

Ward 2 Councilmember Shani Warner requested elaboration from the Task Force about logistics of the project such as an updated timeline and contingency with regard to other projects. Mr. Broder responded that Prince George's County had requested additional research documentation from the Task Force to be delivered as soon as possible and explained that the city's middle school had the priority and the elementary school would follow. Task Force member Daniel Muth interjected with details of how the P3 School Construction Plan was being approached and stated that, ideally, all the school projects would be synergized. He noted the importance of that aspect of the plan and stressed that Council should keep that in mind when providing their recommendations.

Ward 5 Councilmember Erica Spell expressed her appreciation for all the perspectives in the conversation and the effects the decisions would have on residents. She asked that the members of the Task Force expand on the financial aspects of the plan. Mr. Broder replied that discussions had taken place with the school board about how to generate revenue for the projects and the discussions are continuous.

Councilmember Wright thanked the Task Force and stated he was hopeful the project would lead to many successes and serve as an example to other municipalities.

Council President Edouard Haba thanked the Task Force for their efforts and inquired as to the acreage of the southwest portion of the land that would potentially be used as a building site. Kat Schooley responded that the sum of all the necessary portions of land would amount to approximately nineteen (19) acres.

Council Vice President Kevin Ward inquired as to whether the proposed Nine Ponds site infringed on Nicholas Orem's borders to which Task Force member Daniel Muth responded that it was adjacent but did not infringe upon the border. Council Vice President Ward then asked if the City had ever entered into a public/private partnership in the construction of any other schools; Mr. Broder replied in the negative. Council Vice President Ward asked whether a public space within the school had been considered. Ms. Schooley responded that the state of Maryland may offer a grant to allow for 3,000 square feet of community space within a newly constructed school.

Councilmember President Haba inquired about the conversations between the Task Force and Prince George's County and asked if the County objected to the existing school site because of the limitation in acreage. Mr. Broder responded that the County's opinion was that it would be extremely difficult to move resources for construction in and out of the suggested site. Ms. Schooley added that the site in question had not been vetted and the feasibility assessment from the County was hypothetical.

6) Consent Items (8:50 p.m. – 8:55 p.m.)

6.a) Purchase of Mobile Restroom HCC-355-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council authorize the expenditure of FY19 Capital Improvement Funds in an amount not to exceed \$50,000.00 for the purpose of purchasing a mobile restroom facility from Portable Restroom Trailers, LLC.



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 8:00 p.m.

6.b) Total Comp Advisor's Contract Amendment

HCC-374-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council approve an amendment to the Total Comp Advisor's contract to include updates and revisions to the City's Personnel Manual at an amount not to exceed \$5,000.00.

6.c) Video Camera and Equipment Purchase

HCC-378-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council authorize the expenditure of FY19 PEG Funds to purchase video cameras and related equipment from B&H Photo at a cost not to exceed \$40,000.

6.d) Proclamation in Honor of Peace Officers Memorial Day & National Police Week

HCC-379-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council proclaim May 15, 2019 to be Peace Officers Memorial Day and the week of May 12 through May 18, 2019, to be National Police Week in the City of Hyattsville.

6.e) Proclamation in Honor of Children's Mental Health Awareness Day

HCC-380-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council proclaim May 6, 2019 as Children's Mental Health Awareness Day in the City of Hyattsville.

6.f) Proclamation in Honor of National Public Works Week

HCC-381-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council proclaim the week of May 18 through May 25, 2019, to be National Public Works Week in the City of Hyattsville.

6.g) Proclamation in Honor of Asian Pacific American Heritage Month

HCC-382-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council proclaim May 2019 as Asian Pacific American Heritage Month in the City of Hyattsville.

6.h) Proclamation in Honor of Municipal Clerks Week

HCC-383-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council proclaim the week of May 5 through May 11, 2019, to be Municipal Clerks Week in the City of Hyattsville.



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MAY 6, 2019 – 8:00 p.m.

6.i) Proclamation in Honoring 60th Anniversary of University Christian Church

HCC-394-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council proclaim and honor the 60th anniversary of University Christian Church in the City of Hyattsville.

6.j) 3505 Hamilton Street Renovation Project - Prince George's County Declaration of Covenants

HCC-377-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Declaration-of-Covenants-2019-04-19.pdf](#)

I move that the Mayor and Council authorize the acceptance and that the Mayor executes the Declaration of Covenants with Prince George's County for the installation and maintenance of stormwater facilities at 3505 Hamilton St, upon legal review.

6.k) Budget Amendment: Adjusting FY19 Budget Appropriations in Community Services and Recreation Departments to cover cost for Juneteenth Celebration.

HCC-387-FY19

Lead Sponsor: Hollingsworth

Co-Sponsor(s): Lawrence, Ward, Croslin, Warner, Suiter, Wright, Haba, Solomon, Spell

I move that the Mayor and Council amend FY19 budget appropriations in Community Services and Recreation Departments by adjusting various line-items to cover the cost to host a Juneteenth Celebration in an amount not to exceed \$22,000.

6.l) Budget Amendment: Amend FY19 Police Department Capital Budget to include and authorize the purchase of a 2018 Ford F-150.

HCC-388-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Utility Truck Justification Memo.docx](#)

[Waldorf Ford F-150 Sales Order.pdf](#)

[Apple Ford F-150 Sales Order.pdf](#)

[Enterprise Buyer's Order Ford F-150.pdf](#)

I move that the Mayor and Council amend the FY19 Police Department Capital budget to include and authorize the expenditure of Funds in an amount not to exceed \$27,400 for the purpose of purchasing a 2018 Ford F-150 from Waldorf Ford, 2440 Crain Highway Waldorf, MD 20601.

6.m) Award of Contract for Agenda Preparation, Meetings Management, Civic Participation Platform & Video Streaming

HCC-393-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Granicus Memo.docx](#)

[MD Hyattsville Contract Renewal and Upgrade to Legistar.pdf](#)

[Product Sheet- Legistar.pdf](#)



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 8:00 p.m.

I move that the Mayor and Council authorize the award of a 1-year contract in an amount not to exceed \$30,000, renewable by the City Administrator for up to an additional 4 years to Granicus for agenda, meetings management, civic engagement platform and video streaming services, upon the review and approval by the City Attorney for legal sufficiency.

6.n) Appointments to Code Compliance Advisory Committee

HCC-397-FY19

Lead Sponsor: Haba

Co-Sponsor(s): Suiter

[Committee Application Code Dreta Dorsey W3.pdf](#)

[Committee Application Code Rafael Marrow W2.pdf](#)

I move that the Mayor and Council appoint Rafael Marrow (Ward 2) and Dreta Dorsey (Ward 3) to the Code Compliance Advisory Committee for a term of 2 years, ending on May 6, 2021.

6.o) Proclamation in Honor of Citizenship Celebration Day

HCC-353-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Citizenship_Celebration_Day_2019.docx](#)

I move that the Mayor and Council proclaim May 4, 2019, to be Citizenship Celebration Day in the City of Hyattsville.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Solomon
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Suiter, Wright, Solomon, Spell
ABSENT:	Ward

7) Motion to Close (30 minutes)

7.a) Motion to Close

HCC-396-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council close the Council Meeting of May 6, 2019, to consider the acquisition of real property, discuss contract negotiations, and discuss confidential commercial or financial information related to a proposed development in the City. The reason for closing the meeting under these exceptions is to protect the City's bargaining position and to maintain legally required confidentiality in regard to commercial and/or financial information. I further move that the Mayor and Council also close the Council Meeting of May 6, 2019 to discuss a personnel evaluation for an employee under its jurisdiction.

This session will be closed under the authority of the Annotated Code of Maryland State Government General Provisions Article Section 3-305(b) (3) to consider the acquisition of real property for a public purpose and matters directly related to the acquisition; 3-305(b) (13) to comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter - specifically Maryland Code, § 4-335 of the General Provisions Article (protecting from disclosure confidential commercial information); 3-305(b) (14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 8:00 p.m.

of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process, and 3-305(b) (1) discuss: (i) the performance evaluation of an appointee, employee, or official over whom it has jurisdiction.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Croslin
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell
ABSENT:	Suiter, Wright

Pursuant to the requirement of the Annotated Code of Maryland State Government Article 3-104(1)(2); this statement is included in these minutes:

A closed session of the Council of the City of Hyattsville was held at 9:21 p.m. on Monday, May 6, 2019 in the City of Hyattsville Municipal Building, Third Floor Mayor's Office.

In addition to the City Council, the following staff members were present: City Administrator Tracey E. Douglas, Assistant City Administrator Jim Chandler, City Treasurer Ron Brooks, City Clerk Laura Reams.

The authority under which the session was closed was the Annotated Code of Maryland State Government General Provisions Article Section 3-305(b) (3) to consider the acquisition of real property for a public purpose and matters directly related to the acquisition; 3-305(b) (13) to comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter - specifically Maryland Code, § 4-335 of the General Provisions Article (protecting from disclosure confidential commercial information); 3-305(b) (14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process, and 3-305(b) (1) discuss: (i) the performance evaluation of an appointee, employee, or official over whom it has jurisdiction.

Topics Discussed: Council received legal advice regarding a tax credit application and discussed a personnel evaluation for the City Administrator.

Action Taken: The Council returned to open session on a motion made by Ward 2 Councilmember Robert Croslin seconded by Council President Haba and approved unanimously by the Body at 10:19 p.m.

8) Action Items (9:25 p.m. - 10:25 p.m.)

8.a) FY19 Budget Amendment: DPW Renovation Facility Project - Change Order (10 minutes)

HCC-375-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[190502 - memo - DPW construction cost increase.pdf](#)

I move that the Mayor and Council authorize a change order to the existing Keller-CM contract for an additional \$1,900,000 to cover the increase in cost of materials to renovate the Department of Public Works building for a new total project amount not to exceed \$5,200,000. The new total project cost includes the original \$3.3 million previously approved by Council.



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 8:00 p.m.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Ward
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

8.b) Johnson, Mirmiran, and Thompson Contract Option Year 1 (5 minutes)

HCC-359-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council authorize the City Administrator to execute the year #1 option of the existing contract #DPW07132015, including increasing the contract amount not to exceed \$3,500,000, upon the review and approval by the City Attorney for legal sufficiency. The new contract total includes the \$2,537,500 previously approved by Council.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Solomon
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

8.c) DPW Keller-CM Contract Amendments (5 minutes)

HCC-376-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council authorize the City Administrator to approve amendments to existing Keller-CM contract to bring it in line with the revised and authorized budget of the DPW Renovation Project including updates to the contract end date and duration to comply with current permitting and construction schedules, upon the review and approval by the City Attorney for legal sufficiency.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Wright
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

8.d) Hyattsville Ordinance 2019-02: Compensation of the Mayor and Council (5 minutes)

HCC-384-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Ordinance 2019-02 Enacting CRC Recommendations 4.9.19.docx](#)

I move that the Mayor and Council adopt Hyattsville Ordinance 2019-02, an Ordinance whereby the City Council raises the salary of the Mayor and Councilmembers after July 1, 2021, and grants raises in each successive year until 2024 pursuant to the recommendation of the 2019 Compensation Review Committee (SECOND READING/ADOPTION).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Solomon
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

MAY 6, 2019 – 8:00 p.m.

8.e) Charter Amendment Resolution 2019-01 (5 minutes)

HCC-365-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Resolution 2019-01 - Amending Charter -](#)

[Compensation Review Committee 4.9.19 FINAL.docx](#)

[Memo City Attorney to Mayor and Council - 2019 CRC & Charter Amendment 4.11.19.docx](#)

I move that the Mayor and Council adopt Charter Amendment Resolution 2019-01, a resolution of the Mayor and City Council of the City of Hyattsville, Maryland, adopted pursuant to the authority of Article XI-E of the Constitution of Maryland and Title 4, Subtitle 3 of the Local Government Article of the Annotated Code of Maryland (2013 Edition, as amended), to amend the Charter of the said City, said Charter being a part of the public local laws of Maryland (1963 Edition, as amended), which Article contains in whole or in part the Charter of the City of Hyattsville, Maryland, whereby the Mayor and City Council seek to amend the City Charter to provide clarity and flexibility for the public, the City's Compensation Review Committee, and for the Mayor and Council with respect to the compensation review process (INTRODUCTION AND ADOPTION).

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Wright
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

8.f) Hyattsville Ordinance 2019-03: Fiscal Year 2020 Budget Ordinance (10 minutes)

HCC-392-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move that the Mayor and Council introduce Hyattsville Ordinance 2019-03, adopting an annual budget for Fiscal Year 2020 beginning July 1, 2019 through June 30, 2020, for the General Purpose; fixing the tax rates for the Fiscal Year beginning July 1, 2019; authorizing collection of taxes herein levied; and appropriating funds for the Fiscal Year (FIRST READING).

Ward 1 Councilmember Bart Lawrence recognized City Treasurer Ron Brooks for his efforts regarding the budget and thanked he and his team for their work.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Lawrence
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

8.g) Revitalization Tax Credit Application: Urban Investment Partner Companies – Hyattsville Town One, LLC (10 minutes)

HCC-390-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move the City Council direct the City Attorney to prepare a Resolution approving a Revitalization Tax Credit for Urban Investment Partner Companies - Hyattsville Town One, LLC to support the financing of The Armory Apartments, a redevelopment project to be constructed along the 5300 block of Baltimore Avenue, Hyattsville. The tax credit shall be conditional upon the applicant meeting specific benchmarks, as further defined in the Resolution, as follows:



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1. The tax credit shall be limited to more than 50% of the net taxable assessed value of the improved property;
2. The tax credit shall be limited to a term of 10-consecutive years and shall not exceed a value of \$3,000,000;
3. The applicant shall be required to make specific public and private infrastructure improvements;
4. The applicant shall be required to provide specific leasing of space to businesses which include, but not limited to MBE, WBE, and DBE certified tenants;
5. The applicant shall be required to provide specific leasing of space to businesses which are either owned by a resident of Prince George's County or is a use which is absent from the primary market area, as determined by the City of Hyattsville.

The resolution shall authorize the City Treasurer to structure the value of the tax credit on an annual basis, in consultation with the Director of Community & Economic Development and City Administrator.

Councilmember Lawrence made a motion to amend Action Item HCC-390-FY19 to strike items 3, 4, and 5 and include language stating, "the entire tax credit value is contingent on the contingency that the applicant shall be required to provide affordable resident dwelling units at 10% of units at 60% AMI for a term of 30 years". The motion was seconded by Councilmember Solomon and approved unanimously.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lawrence
SECONDER:	Solomon
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

Mayor Hollingsworth moved to conduct a Council vote on Action Item 8.g) as amended.

RESULT:	APPROVED, AS AMENDED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Solomon
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

8.h) Prince George's County Legislative Bill CB-17-2019: Minor Amendment to the Gateway Arts District Development Overlay Zone (10 minutes)

HCC-389-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move the City Council authorize the Mayor to send correspondence to the Prince George's County District Council and Prince George's County Planning Board opposing CR-17-2019, a minor amendment to the Gateway Arts District (GAD) Development Overlay Zone to permit Urban Farm uses in the Traditional Residential Neighborhood Character Area of the Gateway Arts District.

In its letter to the District Council and Planning Board, the City shall convey its reasoning for its opposition including, but not limited to the following:

1. Agricultural uses are not a use that is supported in any of the Character Areas of the Gateway Arts District Sector Plan and DDOZ. While the argument that Plan did not consider 'urban farming' at the time of adoption is valid, the amendment does not consider agricultural uses which were defined at the time of the



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Plan's adoption. At the time of the Plan's adoption, agricultural uses were considered and determined to be 'not permitted', and therefore not supported by either the Traditional Residential Neighborhood (TRN) Character Area, nor any of the other Character Areas that support land-use modifications;

2. The County is scheduled to adopt an administrative conversion of land-uses that are consistent with the comprehensive efforts of the new County's Zoning Ordinance, which will permit urban agriculture in all base zones by-right, subject to certain use-specific standards that are similar to the current Urban Agriculture additional regulations. It is the City's opinion that it is more prudent to allow the Zoning Ordinance process to be fully implemented. Additionally, the City is concerned that the use of amendments, through a land-use provision that will sunset in 2020, could set a precedent for introducing 'grandfather and/or legal non-compliant' uses.

3. There is not a demonstrated and/or time sensitive need for adoption of CB-17-19. If CB-17-2019 is not adopted, it will delay the introduction of 'urban farming' as a legally permitted use, however it is City's opinion that it is in the public's interest to wait for the County Zoning Ordinance to take effect. If the County's Zoning Ordinance is delayed and/or abandoned, the District Council could reconsider an 'urban farming' use in the Traditional Residential Neighborhood Character Area, should it be necessary.

If the District Council is compelled to adopt CR-17-2019, the City Council requests that any approval of an 'urban farming' use be limited through a 'Special Permit' provision, which will allow for the general public and affected municipalities to evaluate the impacts of such a requested use.

Councilmember Croslin requested clarity regarding the definition of "urban farming" to which Assistant City Administrator Chandler responded that there are qualifications in place as determined by the county that could be provided to Council upon request. Mayor Hollingsworth then read the definition as written by the county.

Councilmember Wright stated that he supported the motion, but he would like to see it as a result of rezoning and not as a result of a change table of uses.

Council President Haba stated that he wanted to change the language in the last paragraph of the recommendations in such a way that would give the municipality more leverage in the decision-making process. Assistant City Administrator Chandler explained that, regardless of the language, the authority for approval still lies with the County.

Councilmember Solomon requested that the language be amended to require the District Council provide a written statement of their intent to minimize misinterpretation of CB-17.

Mayor Hollingsworth listed her recommended adjustments for the proposal from Councilmember Solomon regarding a letter from the District Council. Mayor Hollingsworth promoted language that would express that the Hyattsville City Council recognizes that changes to that portion of the language could affect other provisions which would have to be addressed separately.

Councilmember Warner suggested that the modification of the language be simplified and brief, leaving the final amendments and edits to the governing body that would have final say on the matter. Councilmember Solomon replied that it was his intention to ensure that the community's concerns be apparent within the correspondence but would support the approval of the motion with the adjustments already established by his fellow Councilmembers.

Council President Haba reintroduced his pending amendment and asked that action be taken. Councilmember Solomon requested further explanation on Council President Haba's request. Assistant City Administrator Chandler explained the details of the process and expressed that what Council



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President Haba was requesting would be inconsequential. Councilmember Lawrence recounted previous, similar occurrences and recanted the ways with which they had been handled formerly. Council President Haba stated that he would follow up with the County.

Councilmember Solomon made a motion to strike item 1 of the conditions and include language regarding a letter of intent, an allowance of a public hearing, and comment in municipal concurrence. The motion was seconded by Council Vice President Ward and approved unanimously.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Solomon
SECONDER:	Ward
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

Mayor Hollingsworth moved to conduct a Council vote on Action Item 8.h) as amended.

RESULT:	APPROVED, AS AMENDED [UNANIMOUS]
MOVER:	Haba
SECONDER:	Solomon
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

9) Discussion Items (10:25 p.m. - 10:55 p.m.)

9.a) Educational Facilities Task Force Discussion (30 minutes)

HCC-398-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Provide a recommendation(s) of a potential site(s) for Prince Georges County Public Schools (PGCPS) to consider in the RFP for Alternate Construction Financing (ACF).

City Administrator Douglas spoke about the ongoing discussions between Prince George's County and the Educational Facilities Task Force; upcoming rounds of action and deadlines. She implored that the Council move promptly in order to be included in the first round of considerations. Councilmember Lawrence requested clarity concerning some of the terminology used and the expectations of the County. City Administrator Douglas replied that the County requested a recommendation from the City for an evaluation of potential sites on currently available land. Assistant City Administrator Jim Chandler commented that site search and approval was a collaborative effort among the City, County, and all the smaller entities within.

Councilmember Suiter speculated about the protocol of the County with regard to various site submissions and requested the City Administrator's input. Mayor Hollingsworth added that any consideration beyond the first round would be contingent on available funds and further explained her assessment of the thoroughness of the evaluation. Councilmember Lawrence sought and received confirmation that the parcels at Magruder Park and Nine Ponds would not be eligible for consideration and stated that they would only be able to present the remaining two sites as potential building sites.

Council President Haba weighed the pros and cons of each of the sites and established that it would be best to submit the two sites they knew to be applicable. Council Vice President Ward agreed with Council President Haba's comments and suggested the course of action be taken. Mayor Hollingsworth recommended acquiring as much insight as to the context of the discussions so Council could prepare and act in accordance with the views and intentions of the parties involved. Councilmember Suiter agreed and



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stressed the importance of attaining that perspective and expressed her opinion that, at some point, the public should engage the Council in an informative session and multiple public hearings.

Councilmember Lawrence expressed his appreciation for the Task Force and hoped that their work would continue. He was in support of further public hearings to which City Administrator Douglas concurred.

Councilmember Solomon stated that he believed the Task Force had performed adequately and, barring any newfound information, he would be in support of their recommendations as he deemed them the best options. Mayor Hollingsworth recognized the need for further public interaction and emphasized the care with which the issue should be addressed. Councilmember Lawrence agreed and urged several more public hearings and public engagements. Council President Haba and Council Vice President Ward conferred and agreed that there should be as much clarity and transparency as possible regarding the process of the site assessments to which Mayor Hollingsworth added that the sense of the community and Council should be at the forefront when considering the measure. Councilmember Croslin expressed that he didn't like the idea of building anything at Magruder Park, but if it was recommended to do so, then the exact area within Magruder Park should be identified and relayed to all parties. City Administrator Douglas explained the details of next steps moving forward.

10) Council Dialogue (10:55 p.m. - 11:05 p.m.)

There was no discussion under this agenda item.

11) Community Notices and Meetings

12) Motion to Adjourn

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ward
SECONDER:	Croslin
AYES:	Hollingsworth, Haba, Ward, Lawrence, Croslin, Warner, Solomon, Spell, Suiter, Wright

The meeting adjourned at 12:04 a.m.



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

NOVEMBER 4, 2019 – 8:00 p.m.

Present: Candace Hollingsworth, Mayor
Kevin Ward, W1 (Council President)
Carrianna Suiter, W3 (Council Vice President)
Bart Lawrence, W1
Robert Croslin, W2
Danny Schaible, W2
Ben Simasek, W3
Edouard Haba, W4
Daniel Peabody, W4
Erica Spell Wolf, W5
Joseph A. Solomon, W5

Absent: None

Also present were the following City staff members:

Jim Chandler, Assistant City Administrator and Dir. of Community & Economic Development
Ron Brooks, City Treasurer
Chief Amal Awad, City of Hyattsville Police Department
Laura Reams, City Clerk
Sean Corcoran, Deputy City Clerk

1) Call to Order and Council Roll Call

Mayor Candace Hollingsworth called the meeting to order at 8:02 p.m.

2) Pledge of Allegiance to the Flag

Mayor Hollingsworth requested a moment of silence for the former Chair of the Ad Hoc Residential Parking Committee and 2016 Volunteer of the Year, Cathy Baron, who passed away October 29, 2019.

3) Approval of Agenda

Council President Kevin Ward noted the following amendments to the agenda:

- 1) AMEND Motion Language #HCC-125-FY20 – Proclamation 8.b) Veteran's Day
- 2) AMEND Motion Language #HCC-124-FY20 – Proclamation 8.c) Municipal Government Works Month
- 3) AMEND October 7, 2019 Council Meeting Minutes per comments from Councilmember Lawrence



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RESULT:	APPROVED, AS AMENDED [UNANIMOUS]
MOVER:	Ward
SECONDER:	Haba
AYES:	Hollingsworth, Ward, Suiter, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf, Solomon

4) Approval of the Minutes

4.a) Approval of the Minutes

HCC-130-FY20

I move that the Mayor and Council approve the Council Meeting Minutes for May 21, 2018, and October 7, 2019.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[FINAL Minutes May 21 2018.docx](#)

[Minutes Oct 7 2019 FINAL.docx](#)

RESULT:	APPROVED, AS AMENDED [UNANIMOUS]
MOVER:	Ward
SECONDER:	Croslin
AYES:	Hollingsworth, Ward, Suiter, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf, Solomon

5) Public Comment (8:10 p.m. – 8:20 p.m.) Limit 2 minutes per speaker

Ward 2 resident Sara Harper addressed the Mayor and City Council stating her appreciation for the prompt and efficient cleanup of graffiti performed by City staff. She suggested that a better system for notifying residents be created and would like to see better community outreach and communication.

Ward 1 resident Greg Smith addressed the Mayor and Council to offer comments regarding the Memorandum of Understanding (MOU) with the Anacostia Watershed Society. He cited Tacoma Park as a neighboring area that shared tree degradation similar to that which Hyattsville was experiencing and was confident that it was a result of climate change. Mr. Smith expressed that he would like to see better protection of the environment and a stronger sustainability plan.

Ward 2 resident David Marshall addressed the Mayor and Council in objection of the proposed loan for the Hyattsville Fire Department. Mr. Marshall cited that this is one of multiple loan requests over the last several years and inquired as to the parameters of the loan and repayment process and whether the Fire Department had provided full financial disclosure to City Council. Mr. Marshall ended his statement by asking that Yvette Shaw be recognized by the City for her efforts and coordination with the Maryland Department of Transportation in helping the City acquire a traffic light at the intersection of Queens Chapel Road and Nicholson Street.



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NOVEMBER 4, 2019 – 8:00 p.m.

6) City Administrator Update

City Administrator Tracey E. Douglas addressed the recent vandalism and noted the increase in frequency throughout the city. She publicly thanked the community for the communication with city officials pertaining to the graffiti and informed the Mayor and Council that the Police Department's investigation was ongoing. Ms. Douglas stated that the Hyattsville Police Department coordinated with Park Police and the Department of Public Works to address the incidents and eradicate the entirety of the vandalism within 24 hours. She stated that the type of behavior displayed in the crimes is not reflective of the City and encouraged residents to assist the community by contacting the Police Department with any information that may be helpful.

City Administrator Douglas announced that the bicycle rack program was in effect and one could request bicycle rack installation from the City at no charge. She added that parking in the City would be free on weekends during the holiday season and details would soon follow.

Ward 5 Councilmember Joseph Solomon asked whether neighboring police departments were included in the vandalism investigation to which City Administrator Douglas replied that Maryland Park and Planning Police were involved but she would not be at liberty to discuss others' involvement as it was still an active investigation.

7) Presentations (8:25 p.m. - 8:30 p.m.)

7.a) City Treasurers Update (5 minutes)

HCC-111-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

City Treasurer Ron Brooks provided updates on the FY18 audit stating that it was in the last phase of completion with an expected close date in early November. Mr. Brooks stated that the FY19 audit had a preferred close date of January 2020.

8) Proclamations

8.a) Proclamation for Native American Heritage Month

HCC-119-FY20

I move that Mayor and Council adopt this proclamation to declare November 2019 as Native American Heritage Month in the City of Hyattsville.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Native American Heritage Month 2019_BP_.pdf](#)



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8.b) Proclamation: Veterans Day

HCC-125-FY20

I move that the Mayor and Council proclaim November 11, 2018, to be Veterans Day in the City of Hyattsville.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Proclamation Veterans Day 2019.docx](#)

8.c) Proclamation: Municipal Government Works Month

HCC-124-FY20

I move that the Mayor and Council recognize November 2018 as Municipal Government Works Month in the City of Hyattsville.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Municipal Government Works Month 2019 Final.docx](#)

RESULT:	APPROVED, AS AMENDED [UNANIMOUS]
MOVER:	Ward
SECONDER:	Spell Wolf
AYES:	Hollingsworth, Ward, Suiter, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf, Solomon

9) Consent Items

9.a) FY20 Budget Amendment: Special Revenues Speed Camera Budget Increase and Purchase of Hybrid Mobile Camera Trailers

HCC-118-FY20

I move that the Mayor and Council amend the FY20 Special Revenue Funds and increase Fund 60 FY20 Speed Camera budget appropriations in Other Capital Equipment by \$69,990 and approve the purchase of two MPS 3100 Falcon hybrid mobile camera trailers from Mobile Pro Systems in an amount not to exceed \$69,990.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Purchase Memo Request for Solar Trailer Oct 2019.docx](#)

[Mobile Pro Proposal for Mobile Camera.pdf](#)

9.b) Network Security Assessment

HCC-120-FY20

I move the Mayor and Council authorize the City Administrator to execute a work order with Dataprise, Inc. to perform a network security assessment of the City's information technology operations at a cost not to exceed \$19,000.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A



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9.c) Board of Zoning Appeals Variance (V-101-19): 3318 Gumwood Drive, Hyattsville
HCC-121-FY20

I move the City Council authorize the Mayor to provide correspondence to the Prince George's County Board of Zoning Appeals in support of zoning variance application V-101-19, a request to permit a 200 square foot net lot area and 10-foot front building line width, a variance request of 4-feet front building line width, 4.5 feet front yard depth and a waiver of the parking area location requirements for the subject property located at 3318 Gumwood Drive, Hyattsville.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Memo - V-101-19.docx](#)

[V-101-19 Application.pdf](#)

[City of Hyattsville Zoning Variance Policy Statement & Variance Process ENGLISH.pdf](#)

9.d) Board of Zoning Appeals Variance (V-102-19): 3909 Longfellow Street, Hyattsville
HCC-122-FY20

I move the City Council authorize the Mayor to provide correspondence to the Prince George's County Board of Zoning Appeals in support of zoning variance application V-102-19, a request for a variance of 9-feet front building line width, 4-feet front yard depth, 7-feet rear yard depth and 9.4% net lot coverage for the purposes of rebuilding an existing screened porch for the subject property at 3909 Longfellow Street, Hyattsville.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Memo - V-102-19.docx](#)

[V-102-19 Application.pdf](#)

[City of Hyattsville Zoning Variance Policy Statement & Variance Process ENGLISH.pdf](#)

9.e) Contract for Services: Shannon Baum Signs & Graphics, Inc.
HCC-123-FY20

I move the City Council authorize the City Administrator to execute a work order with Shannon Baum Signs & Graphics, Inc., in an amount not to exceed \$17,000.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Memo - Signage Installation Services - 10.30.2019.docx](#)

9.f) Memorandum of Understanding - Anacostia Watershed Society
HCC-126-FY20

I move that the Mayor and Council authorize the City Administrator to execute a Memorandum of Understanding with the Anacostia Watershed Society for tree plantings in the City of Hyattsville, upon the review and approval by the City Attorney for legal sufficiency.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Anacostia Watershed Society.pdf](#)



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9.g) FY20 Budget Amendment: Maryland DHCD Community Legacy Grant Award Funds HCC-128-FY20

I move that the Mayor and Council amend the FY20 Special Revenue Budget in Fund 23 for Contracted Services State DHCD Commercial Improvements by appropriating the remaining balance of \$50,000 in Community Legacy Grant Funds that were approved in prior fiscal years to support capital improvement projects.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ward
SECONDER:	Solomon
AYES:	Hollingsworth, Ward, Suiter, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf, Solomon

10) Action Items (8:45 p.m. - 9:35 p.m.)

10.a) Loan Approval: Hyattsville Volunteer Fire Department (10 minutes)

HCC-129-FY20

I move that the Mayor and Council approve a loan to Hyattsville Volunteer Fire Department in the amount of \$650,000 for a term of ten years at an annual interest rate between 2.95% to 3.25%. These funds are to be used to purchase a new Seagrave Model DB Capitol Pumper Truck. Upon completion of final terms, review and approval of all financial and related documents by the City Attorney, all documents will be presented to HFVD officials, City Administrator and City Treasurer for signatures.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Ward 2 Councilmember Robert Croslin addressed City Treasurer Brooks asking why the Fire Department would request a loan from the City as opposed to traditional methods. Mr. Brooks first introduced Hyattsville Fire Department Treasurer, Jon Hoerner, and responded that the City has entered into loan agreements with the Fire Department three (3) times without incident and the City has been reimbursed with interest ahead of deadline each time. City Treasurer Brooks stated that the administration does not make the decisions without careful consideration and the loan agreements were beneficial to both sides. Mr. Brooks addressed the earlier comments stating that it would be totally appropriate to request full financial disclosure from the Fire Department.

Councilmember Croslin asked if there were any financial concerns with the loan considering several other projects in which the city had invested. Treasurer Brooks confirmed that the loan with the Fire Department would not affect any other projects.

Ward 2 Councilmember Danny Schaible stated that there was a good history between the administration and the Fire Department. He asked from where the Fire Department received their funding to which Mr. Hoerner replied that a majority of their revenue is generated from reimbursement from ambulance billing, but they also receive a considerable amount of funding



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from County and State grants as well as a yearly grant from the City. Additionally, the Department conducted a yearly fund drive in which residents donate and some revenue was also generated from investment earnings.

City Administrator Douglas stated that the Fire Department utilizes the loan agreement with the city, in part, because the City can offer a lower interest rate than banks; City Treasurer Brooks confirmed the statement.

Ward 3 Councilmember Ben Simasek asked how the interest rate given to the Fire Department compared to the interest on the bonds the City was paying back to which Treasurer Brooks responded that the interest rate was about 5.75% against the 2.95% of City bonds.

After confirming with Treasurer Brooks that the annual \$50K grant from the City to the Fire Department was still active, Ward 5 Councilmember Solomon posed questions to Treasurer Hoerner regarding the vehicles purchased for use by the Fire Department. Mr. Hoerner stated that the truck being purchased for the Department was approximately \$650K, but an additional estimated \$45K would go toward essential accessories and proactive maintenance for the new vehicle and stated that the truck would be expanding the fleet.

Council President Ward asked Treasurer Brooks how the interest rates were determined and the amount of the loan to which Mr. Brooks replied that the interest rates were based on the market and the loan would be for \$425K.

Ward 4 Councilmember Daniel Peabody asked whether loans were given to any other entities and inquired about the process in which financial disclosure was delivered. Treasurer Brooks responded that, historically, loans had only been given the Fire Department and the financial disclosure process was an informal one to which Councilmember Peabody suggested that the method be amended.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Ward
SECONDER:	Solomon
AYES:	Hollingsworth, Ward, Suiter, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf, Solomon

10.b) DSP-19039 - NSR Properties - 3599 East-West Highway, Hyattsville (30 minutes)
HCC-131-FY20

I move the City Council authorize the Mayor to provide correspondence to the Maryland-National Capital Park & Planning Commission regarding Detailed Site Plan 19039.

The letter shall convey that the applicant's request for variation or modification to the Prince George's Plaza TDDP Standards shall be limited and that a reduction in the building footprint consistent with the 'exemption' provisions should limit modification to the development standards to the 'Maximum Build-to Line' and 'Total Frontage Maximum Depth Requirement', as it is essential to the use and circulation of the site. The City, through the PPS application for this subject site, requested denial of support for an amendment to the Table of Uses to permit the



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use of the site as a gas station, in accordance with Section 27-548.09.01(b)(1) of the Zoning Ordinance, which will be reaffirmed through this correspondence.

The Prince George's Plaza Transit District Development Plan was developed through a comprehensive process which included the participation of all public and private stakeholders, the result of which was a plan that created a framework to guide investment and a vision for pedestrian connectivity, mixed-use density and a reduced reliance on single occupancy vehicles. We firmly believe that investment to real property within the Prince George's Plaza Transit District shall advance the vision of the Plan and shall not undermine the goals and objectives of the Plan.

With respect to the proposed site improvements, it is the City's opinion that the TDDP provides sufficient exemptions that permit the applicant to proceed with minor aesthetic and operational improvements to ensure the economic viability of the existing business. It is the City's opinion that the proposed site improvements proposed for the subject property shall remain consistent with the relevant exemption outlined within the 2016 Prince George's Plaza Transit District Development Plan (TDDP) and that the TDDP provides sufficient exemptions, through the detailed site plan review, that permit the applicant to proceed with minor aesthetic and operational improvements to ensure the economic viability of the existing business.

It is therefore the City's opinion that the Planning Board require all improvements of the subject property shall abide by the relevant exemption outlined within the 2016 Prince George's Plaza Transit District Development Plan and shall include modifications and/or conditions to the site plan, subject to Planning Board approval:

1. The retail building structure on site shall not exceed 3,432.75 square feet, a 15% addition to the square footage of the existing structure as allowed under the exemptions within the TDDP.
2. A sidewalk shall extend from the convenience store structure to the sidewalk along Belcrest Road, mirroring the sidewalk from East-West Highway to the convenience store structure. This is necessary to fully accommodate pedestrian traffic through the site.
3. The proposed monument signs shall not be approved but shall be affixed to the structure. The City was not provided with sufficient elevations by the applicant.
4. The proposed stand-alone ATM and associated drive-aisle shall be removed from the exhibit. Any proposed ATM shall either be affixed to the building exterior or be located within the building interior.
5. A mural or other equivalent artistic element shall be integrated into the proposed convenience store building.
6. All pedestrian and service entrances shall have overhead awnings.
7. All sidewalks and frontage depths shall be designed and constructed to the development standards of the 2016 Prince George's Plaza Transit District Development Plan, unless otherwise modified by Maryland State Highway Administration (SHA).



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8. The proposed modifications to the development standards shall be limited to the proposed 'Total Frontage Maximum Depth Requirement' and, as necessary a departure from the 'Maximum Build-to Line' to provide for a building setback along the southern perimeter of the property.

9. In additions to those listed above, the City is requesting the applicant consider the following enhancements to the site:

a. The applicant's inclusion of a conduit along the western side of the site to provide for a future utility connection to support an electric charging parking space location, should the applicant choose to include an EV charger as part of the project now or in the future.

b. Landscaping on the site shall be limited to native species and consistent with the Prince George's County Landscape Manual.

c. The City is supportive of a minor increase in the number of fueling stations on the site, however we are recommending that the applicant reduce the number of pumps to six (6) service bays and twelve (12) service pumps.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[DSP-19039 - 3599 East West Hwy - Memo FINAL .docx](#)

[Council Packet minus Memo - NSR Properties 11.04.2019.pdf](#)

Assistant City Administrator Jim Chandler provided history on and a summary of the project and detailed items of note within the motion; he then invited questions from the Council.

Ward 5 Councilmember Erica Spell Wolf referenced the modifications that would take place in the new construction to ensure that the new building would be up to code. Mr. Chandler confirmed that nothing in the motion would affect the existing plans for upgrades.

Ward 4 Councilmember Edouard Haba referenced condition 6 in the motion and requested clarity as to where exactly the awnings would reach. Mr. Chandler provided details about the specifications. NSR Properties attorney, Dan Lynch, approached the podium to address the Mayor and Council and attest to the contractor's perspective. Mr. Lynch explained that the City and NSR were in accordance with the plans for the awnings; they would be placed over the entrance of the building and would be functional as well as aesthetically pleasing.

Councilmember Schaible requested identification of some of the items on the map provided for presentation that was clarified by the Assistant City Administrator. NSR Attorney Lynch responded to his query regarding the inclusion of electric car powering stations stating that the recommendation originated from the City and had yet to be discussed with Mr. Lynch's client. He further described the awning structures and signage. Councilmember Schaible cited a stipulation in the Transit District Development Plan (TDDP) that stated that any construction done in the area was not to hinder future developments and asked how confident the Assistant City Administrator was that the condition would be honored. Assistant City Administrator Chandler retorted that it was an issue to which he and his team had given considerable thought and, in comparing it to similar projects under the same stipulation, he felt that it would be unlikely in the next 5 – 10 years that the business would close and very unlikely that any business would attempt to rebuild



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on such a dense, limited site. He added that the City would not be in support of any plan that would undermine the stipulation.

Councilmember Solomon posed questions regarding the proposed walkways in the project and how they would affect pedestrian traffic; Mr. Chandler described the implementation and effects. Councilmember Solomon requested that a bike maintenance station be included in the site plan to which Mr. Lynch responded that he would relay the Councilmember's preference to his client and return a determination.

Councilmember Solomon made a motion to amend the action item to include condition 9. d.; a bike maintenance station on the site in association with the multi-modal vision of the City.

RESULT:	APPROVED [10 - 1]
MOVER:	Solomon
SECONDER:	Haba
AYES:	Hollingsworth, Ward, Suiter, Lawrence, Schaible, Simasek, Haba, Peabody, Spell Wolf, Solomon
NAYS:	Croslin

Following the approved amendment to the motion, Mayor Candace Hollingsworth requested a vote on the amended action item, 10.b)

RESULT:	APPROVED, AS AMENDED [10 - 1]
MOVER:	Ward
SECONDER:	Solomon
AYES:	Hollingsworth, Ward, Suiter, Lawrence, Croslin, Simasek, Haba, Peabody, Spell Wolf, Solomon
NAYS:	Schaible

11) Council Dialogue (9:35 p.m. - 9:45 p.m.)

Councilmembers remarked on recent Ward meetings and announced upcoming events.

12) Community Notices and Meetings

12.a) Main City Calendar: November 5-18, 2019

HCC-132-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Main City Calendar_Nov 5-Nov 18 2019.docx](#)

13) Motion to Adjourn

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Croslin
SECONDER:	Schaible



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AYES:	Hollingsworth, Ward, Suiter, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf, Solomon
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The meeting adjourned at 9:42 p.m.



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

NOVEMBER 18, 2019 – 8:00 p.m.

Present: Candace Hollingsworth, Mayor
Bart Lawrence, W1
Robert Croslin, W2
Danny Schaible, W2
Ben Simasek, W3
Edouard Haba, W4
Daniel Peabody, W4
Erica Spell Wolf, W5

Absent: Kevin Ward, W1 (Council President)
Carrianna Suiter, W3 (Council Vice President)
Joseph A. Solomon, W5

Also present were the following City staff members:

Tracey E. Douglas, City Administrator
Ron Brooks, City Treasurer
Lesley Riddle, Director of Public Works
Laura Reams, City Clerk
Sean Corcoran, Deputy City Clerk

1) Call to Order and Council Roll Call

Mayor Candace Hollingsworth called the meeting to order at 8:04 p.m.

2) Pledge of Allegiance to the Flag

3) Approval of Agenda

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lawrence
SECONDER:	Haba
AYES:	Hollingsworth, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf
ABSENT:	Ward, Suiter, Solomon

4) Public Comment (8:10 p.m. – 8:20 p.m.) Limit 2 minutes per speaker

Ward 2 resident David Marshall addressed the Mayor and Council regarding the Council Meeting agenda. He referenced consent item 9.b) and asked the purpose for the replacement of the stormwater drain and the method in which cost would be processed. Mr. Marshall expressed his displeasure with construction on Queen's Chapel Road and requested an estimate for completion as work had significantly affected traffic congestion. Mr. Marshall implored the City to work with Prince George's County to reopen the Jamestown Road to regular traffic or to have the stop light times extended in order to progress traffic more rapidly. He stated further that he would like the yellow lines painted on Jefferson Street and 42nd Avenue. Mr. Marshall closed by citing his concern



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regarding discretionary funds for Mayor and Council and proposed that guidelines should be applied.

Ward 4 Councilmember Edouard Haba noted that increasing the car capacity leading to the left turn on Hamilton Street would help alleviate traffic.

5) City Administrator Update

City Administrator Tracey E. Douglas provided updates regarding the Age Friendly Action Plan stating that the City of Hyattsville had hired project lead, Marci LeFevere, who would serve as the head of the initiative and additional members were being sought. City Administrator Douglas recognized the newly formed HVL Counts! Census 2020 Complete Count Committee that would conduct their first meeting Wednesday, November 20 and encouraged residents to complete the census, particularly in areas in which accurate recording was difficult. Ms. Douglas cited “Shop HVL for the Holidays” in which residents from the City and neighboring areas were invited to patronize Hyattsville’s retail businesses and free weekend parking would be available throughout the City during the holiday season. She relayed that Police Community Walks would begin the following week. The walks would provide residents of the community the opportunity to informally interact with the City’s Mayor, Chief of Police, Council Ward Representatives, and other City staff to continue dialogue and collaboration for the betterment of the community. City Administrator Douglas addressed the graffiti that marred City structures the week prior. She reported that two suspects had been apprehended and charged and the investigation was ongoing. Ms. Douglas stated there would be an upcoming program developed to provide nonviolent youth diversion. City Administrator Douglas closed her statements by introducing a video created by City staff that featured the new Outdoor Fitness Court.

6) Presentations (8:25 p.m. – 8:50 p.m.)

6.a) City Treasurer Update (5 minutes)

HCC-111-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

City Treasurer Ron Brooks provided an update on the FY18 audit stating that he was expecting to process closing documents in the next week and cited the budget cycle for FY2021 had commenced.

6.b) Environmental Update - Tree Canopy Report (20 minutes)

HCC-133-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Tree Canopy Report.docx](#)

[Maryland Pest Alert - Problems on White Oaks.pdf](#)

Director of Public Works Lesley Riddle provided a report on the City's Urban Tree Canopy citing a significant decline in white oak trees. Ms. Riddle explained that the region had experienced a



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three-to-four-month drought that compounded the depleting conditions of the trees. It was initially thought that the decline in white oaks was due to a foreign pathogen or fungus, but after further observation it had been determined that it was an abiotic disorder caused by climate change. She stated that the declination was not only specific to Hyattsville, but to the entire region and there was no treatment for the prognosis other than closely monitoring trees, salvaging surviving trees, and preparing an aggressive replacement program using trees with better survivability. Director Riddle responded to questions from Council and stated that it was specifically white oaks that were being affected; most of them on private property. She concurred with Council that infrequent watering would likely not save the trees but could be helpful. When asked about next steps, Ms. Riddle replied that the best course of action going forward would be to monitor the trees for the next year in the hopes that some would regenerate and to employ an arborist to assess the trees and make recommendations as to their removal.

City Administrator Douglas confirmed that the steps would be communicated to residents and meetings with private tree removal companies were pending in an attempt to provide low-cost assistance for tree removal for low-income households.

7) Proclamations

7.a) Proclamation: American Education Week

HCC-140-FY20

I move that Mayor and Council adopt a proclamation in honor of American Education Week, November 18-22, 2019.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[American Education Week 2019.docx](#)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lawrence
SECONDER:	Simasek
AYES:	Hollingsworth, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf
ABSENT:	Ward, Suiter, Solomon

8) Appointments

8.a) Reappointment to the Shade Tree Board

HCC-308-FY20

I move that the Mayor, with Council approval, reappoint Randy Fletcher (Ward 3) to the Shade Tree Board for a term of three (3) years to expire on November 18, 2022.

Lead Sponsor: Hollingsworth

Co-Sponsor(s): N/A

[Shade Tree Board Reappointment Randy Fletcher redacted](#)



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

NOVEMBER 18, 2019 – 8:00 p.m.

8.b) Appointment to the Complete Count Committee

HCC-142-FY20

I move that the Mayor and Council appoint Kristina Alayan (Ward 2) to the Hyattsville Complete Count Committee for a term of one year to expire on November 18, 2020.

Lead Sponsor: Suiter

Co-Sponsor(s): Schaible, Wolf

[CCC Application Alayan redacted.pdf](#)

8.c) Appointment to Police and Public Safety Citizens' Advisory Committee

HCC-143-FY20

I move that the Mayor and Council re-appoint Mark Webb (Ward 2) to the Police and Public Safety Citizens' Advisory Committee for terms of 2 years, ending on November 18, 2020.

Lead Sponsor: Suiter

Co-Sponsor(s): Schaible, Wolf

[Webb PPSCAC Reappointment redacted](#)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lawrence
SECONDER:	Spell Wolf
AYES:	Hollingsworth, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf
ABSENT:	Ward, Suiter, Solomon

9) Consent Items (9:00 p.m. - 9:05 p.m.)

9.a) Surplus of Solid Waste Vehicle 61

HCC-136-FY20

I move that the Mayor and Council approve the sale of Solid Waste Vehicle SW61 from the Department of Public Works at public auction. All proceeds from the sale will be posted to General Fund Revenues.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

9.b) Emergency Repair of Storm Drain on 42nd Avenue

HCC-138-FY20

I move that the Mayor and Council authorize an expenditure not to exceed \$25,000 with NZI Construction for the emergency repair of storm drain inlets, roads, curbs, sidewalks, and required ADA improvements near the intersection of 42nd Ave and Carrollton Terrace under their existing contract.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[proposal_6202_42nd Ave Inlet and Ramp Repair.pdf](#)



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

NOVEMBER 18, 2019 – 8:00 p.m.

9.c) Ashton Manor Tree Planting Service

HCC-139-FY20

I move that the Mayor and Council approve the purchase and installation of trees from Ashton Manor Environmental, LLC, utilizing the contract rider IFB #1073146 with Montgomery County for tree planting services, not to exceed \$11,000.00

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Ashton Revised list of tree planting Fall 2019 Quote.pdf](#)

[Executed Contract Ashton Manor - Renewal Letter.pdf](#)

[Executed Contract Ashton Manor](#)

9.d) Street and Traffic Sign Installation Contract

HCC-141-FY20

I move that the Mayor and Council authorize the City Administrator enter into an agreement with Shannon-Baum Signs, Inc for furnishing and installing of street name and traffic sign assemblies as a rider to Montgomery County, Maryland IFB #1071754 for an expenditure not to exceed \$30,000, upon the review and approval by the City Attorney for legal sufficiency.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[20191016075655.pdf](#)

9.e) Urban Tree Canopy Study

HCC-127-FY20

I move that the Mayor and Council authorize the City Administrator to enter into an agreement with Davey Resource Group to provide an Urban Tree Canopy Study, at an authorized expenditure not to exceed \$30,000, upon the review and approval of the City Attorney for legal sufficiency.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[191030 - memo - selection of rfp dpw19-013 urban tree canopy.pdf](#)

[RFP Response Urban Tree Canopy Study](#)

9.f) Disbursement of Discretionary Funds for Mayor, Ward 1, and Ward 3

HCC-144-FY20

I move that the Mayor and Council approve the appropriation of \$423, split evenly from the Mayor discretionary fund and the Ward 1 and Ward 3 Council Discretionary Funds for Tired Parents in order to support ASK Day/Gun Violence Prevention.

Lead Sponsor: Executive Committee

Co-Sponsor(s): N/A

[19-20 budget Tired Parents.docx](#)



REGULAR MEETING OF THE CITY COUNCIL, HYATTSVILLE MD

NOVEMBER 18, 2019 – 8:00 p.m.

9.g) Disbursement of Discretionary Funds for Ward 3

HCC-148-FY20

I move that the Mayor and Council approve the appropriation and disbursement of \$180, from the Ward 3 Council Discretionary Funds for the purchase of food for the Ward 3 community meeting.

Lead Sponsor: Suiter

Co-Sponsor(s): Simasek

Director of Public Works Lesley Riddle addressed consent item 9.b) stating that the storm drain in question was not the correct size and that the City would be bringing it up to county standards and then handing the responsibility back over to county officials.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lawrence
SECONDER:	Haba
AYES:	Hollingsworth, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf
ABSENT:	Ward, Suiter, Solomon

10) Action Items (9:05 p.m. - 9:25 p.m.)

10.a) On-Call Transportation Engineering and Design (10 minutes)

HCC-134-FY20

I move that the Mayor and Council authorize the City Administrator to enter into an agreement with Toole Design Group and Pennoni Associates to each provide On-Call Transportation Engineering and Design. Each contract will be for one (1) year with three (3) optional one (1) year extensions, and an expenditure of \$100,000 for each contract for FY20 for a total FY20 expenditure of \$200,000. The agreements are subject to the review and approval of the City Attorney.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[191030 - memo - selection of rfp dpw19-012 oncall transportation.pdf](#)

[Toole Proposal REVISED.pdf](#)

[Pennoni Proposal REVISED.pdf](#)

Director of Public Works Lesley Riddle explained that the department had decided to start diversifying some of their contractual engineering and had conducted the standard Request for Proposal (RFP) process, assisted by Treasurer Brooks, and had chosen Toole and Pennoni as potential contractors. Mayor Hollingsworth expressed her appreciation for the thoroughness in choosing the best fit partners at the best value for current and future projects.

Ward 3 Councilmember Ben Simasek requested clarification regarding how the RFP process is conducted to which Ms. Riddle replied that they chose partners that excelled in certain areas and their expertise in said areas would be applied accordingly to projects throughout the City.



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NOVEMBER 18, 2019 – 8:00 p.m.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lawrence
SECONDER:	Haba
AYES:	Hollingsworth, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf
ABSENT:	Ward, Suiter, Solomon

10.b) On-Call Environmental and Stormwater Engineering and Design (10 minutes)

HCC-137-FY20

I move that the Mayor and Council authorize the City Administrator to enter into an agreement with Low Impact Development Center, Inc. and SMC to each provide On-Call Transportation Engineering and Design. Each contract will be for one (1) year with three (3) optional one (1) year extensions, and an expenditure of \$100,000 for each contract for FY20 for a total FY20 expenditure of \$200,000. The agreements are subject to the review and approval of the City Attorney.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[191030 - memo - selection of rfp dpw19-011 oncall environmental.pdf](#)

[LIDC Proposal.pdf](#)

[SMC Proposal.pdf](#)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Lawrence
SECONDER:	Croslin
AYES:	Hollingsworth, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf
ABSENT:	Ward, Suiter, Solomon

11) Council Dialogue (9:25 p.m. - 9:35 p.m.)

12) Community Notices and Meetings

12.a) Main City Calendar: November 19 - December 2, 2019

HCC-147-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

[Main City Calendar Nov 19-Dec 2 2019.pdf](#)

13) Motion to Adjourn

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Croslin
SECONDER:	Simasek
AYES:	Hollingsworth, Lawrence, Croslin, Schaible, Simasek, Haba, Peabody, Spell Wolf
ABSENT:	Ward, Suiter, Solomon

The meeting adjourned at 8:48 p.m.



Hyattsville City Council Agenda Item Report

Meeting Date: December 2, 2019

Submitted by: Jim Chandler

Submitting Department: Administration

Item Type: Memorandum of Understanding

Agenda Section:

SUBJECT

University of Maryland Shuttle Program MOU – 2020 Extension

HCC-149-FY20

Recommendation:

I move the City Council authorize the City Administrator to execute a Memorandum of Understanding with the University of Maryland Department of Transportation Services to provide City residents with annual ridership passes for the UMD Shuttle Program from January 1, 2020 - December 31, 2020, at a cost not to exceed \$6,000.

Sponsor(s):

At the Request of the City Administrator

Co-Sponsor(s):

N/A

ATTACHMENTS

[Memo - UMD Shuttle MOU Extension - 11.20.2019.docx](#)

Summary Background:

Since 2015, the City of Hyattsville has participated in the University of Maryland Department of Transportation Shuttle Service program which provides City residents with access to the existing UMD Shuttle 113 route at no direct cost to the user. The City contributes \$6,000 annually to the program and provides Hyattsville residents with a UMD pass.

Next Steps:

No additional information is required.

Fiscal Impact:

Funding for this activity is included in the FY2020 budget.

City Administrator Comments:

Staff is of the opinion that the ridership over the past two cycles warrants the City's continued participation in the program offered by the UMD Department of Transportation. Staff is recommending the City Council authorize the City Administrator to execute a MOU extension with UMD to continue the City's participation in the program through December 31, 2020.

Community Engagement:

Throughout the past two calendar years, the City has actively advertised the UMD Shuttle as a free option for Hyattsville residents, and in doing so have experienced a healthy increase in UMD Shuttle Registrations

Strategic Goals:

Goal 5 – Strengthen the City's Identity as a Diverse, Creative, and Welcoming Community

Legal Review Required?

Complete



Memo

To: Mayor and Council
From: Jim Chandler, Assistant CA, Director, Community & Economic Development
CC: Tracey Nicholson, City Administrator
Ron Brooks, City Treasurer
Date: November 20, 2019
Re: University of Maryland Shuttle Program MOU – 2020 Extension

The purpose of this memorandum is to provide the Mayor and City Council with an update summary of the City's participation in the University of Maryland (UMD) Shuttle 113 Route and a recommendation for the City to continue to participate in the program through December 31, 2020.

Summary

Since 2015, the City of Hyattsville has participated in the University of Maryland Department of Transportation Shuttle Service program which provides City residents with access to the existing UMD Shuttle 113 route at no direct cost to the user. The City contributes \$6,000 annually to the program and provides Hyattsville residents with a UMD pass.

The Route 113 of the University of Maryland Shuttle Bus loops through Hyattsville, stops at the Prince George's Plaza Metro, and then heads to the University. Hyattsville residents are eligible to receive a pass to ride free by bringing photo ID and proof of residence to the Municipal Building, 4310 Gallatin Street, Monday through Friday, 8:30 a.m. – 5:00 p.m.

The following represents registered Hyattsville users by calendar year through November 18, 2019*:

Calendar Year	UMD Shuttle Registrations
2015	105
2016	42
2017	47
2018	202
2019	152*

The Action is necessary by the City Council to authorize the City Administrator to execute the Memorandum of Understanding (MOU) for the current term.

Recommendation

Throughout the past two calendar years, the City has actively advertised the UMD Shuttle as a free option for Hyattsville residents, and in doing so have experienced a healthy increase in UMD Shuttle Registrations

Staff is of the opinion that the ridership over the past two cycles warrants the City's continued participation in the program offered by the UMD Department of Transportation. Staff is recommending the City Council authorize the City Administrator to execute a MOU extension with UMD to continue the City's participation in the program through December 31, 2020.



Hyattsville City Council Agenda Item Report

Meeting Date: December 2, 2019
Submitted by: Lesley Riddle
Submitting Department: Public Works
Item Type: Purchase
Agenda Section:

SUBJECT

Purchase of Parks Services Vehicle

HCC-73-FY20

Recommendation:

I move that the Mayor and Council authorize the expenditure of FY20 Capital Improvement Funds in an amount not to exceed \$30,000 for the purpose of purchasing a 2020 Chevrolet Colorado from Criswell Auto, utilizing the Montgomery County Contract Rider, Amendment #3 Contract Number 1065340.

Sponsor(s):

At the Request of the City Administrator

Co-Sponsor(s):

N/A

ATTACHMENTS

[Hyattsville Colorado sales_proposal - 2019-10-11T135258.312.pdf](#)

[CJD Renewal Exp 6-2-2020.pdf](#)

Summary Background:

During our review of the FY20 budget we assessed our current fleet of vehicles at Public Works. We found that overall many of our vehicles and equipment are at or beyond the recommended depreciation. Additionally, there is a need to accommodate new City programs and staffing for FY20. The DPW is committed to ensuing moderate, but deliberate replacement and purchase schedule of vehicles and equipment to ensure safety and maintain and improve services to our residents.

The FY20 budget has new staff and new programs in the Public Works Department. Vehicles are needed to support the City Arborist who will assist in managing several new initiatives, which includes training and assisting the Clean and Safe Ambassadors program. Staff recommends the purchase of a 2020 Chevrolet Colorado the cost not to exceed \$30,000.00.

Next Steps:

With Council approval staff will facilitate the purchase of this vehicle.

Fiscal Impact:

NTE \$30,000 from FY20 CIP

City Administrator Comments:

Recommend Support.

Community Engagement:

None

Strategic Goals:

Goal 4 – Foster Excellence in all City Operations

Legal Review Required?

Pending



Criswell Auto

Mark A. White | 301-212-4422 | mwhite@criswellauto.com

City of Hyattsville

Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck





Criswell Auto

Mark A. White | 301-212-4422 | mwhite@criswellauto.com

Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck (✔ Complete)

Quote: Hyattsville Colorado

Quote Worksheet

	MSRP
Base Price	\$26,700.00
Dest Charge	\$1,095.00
Total Options	\$1,811.25
Subtotal	\$29,606.25
GM/Criswell Government Incentive	(\$3,000.00)
MCOTLC	(\$519.00)
Lightbar, tail light LED strobes and installation	\$3,652.00
Subtotal Pre-Tax Adjustments	\$133.00
Less Customer Discount	\$0.00
Subtotal Discount	\$0.00
Trade-In	\$0.00
Excluded from Sales Tax	Subtotal Trade-In
	\$0.00
	Taxable Price
	\$29,739.25
Sales Tax	\$0.00
Subtotal Taxes	\$0.00
Subtotal Post-Tax Adjustments	\$0.00
Total Sales Price	\$29,739.25

Dealer Signature / Date

Customer Signature / Date

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Data Version: 9440. Data Updated: Oct 9, 2019 11:21:00 PM PDT.



Criswell Auto

Mark A. White | 301-212-4422 | mwhite@criswellauto.com

Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck (✔ Complete)

Quote: Hyattsville Colorado

Selected Model and Options

MODEL

CODE	MODEL
12M43	2020 Chevrolet Colorado 2WD Crew Cab 128" Work Truck

COLORS

CODE	DESCRIPTION
GAZ	Summit White

PREFERRED EQUIPMENT GROUP

CODE	DESCRIPTION
2WT	Work Truck Preferred Equipment Group includes standard equipment

ADDITIONAL EQUIPMENT - MECHANICAL

CODE	DESCRIPTION
5H1	Key equipment, two additional keys for single key system Provides two additional spare keys for a total of (4). (Keys will be cut but not programmed) NOTE: programming of keys is at customer's expense. Programming keys is not a warranty expense. (Requires a fleet or government order type.)

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Data Version: 9440. Data Updated: Oct 9, 2019 11:21:00 PM PDT.



Criswell Auto

Mark A. White | 301-212-4422 | mwhite@criswellauto.com

Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck (✔ Complete)

Quote: Hyattsville Colorado

ADDITIONAL EQUIPMENT - EXTERIOR

CODE	DESCRIPTION
9B7	Mirror, spotter located in corner of driver-side outside mirror (Included and only available with (PCX) Work Truck Appearance Package.)
A91	Tailgate, remote locking (locks and unlocks with key fob) (Included and only available with (PCN) WT Convenience Package.)
BW4	Moldings, Chrome beltline (Included and only available with (PCX) Work Truck Appearance Package.)
CGN	Bedliner, spray-on, Black with Chevrolet logo (Not available with (PCR) Bed Guard Package, LPO, (PCU) Premium Protection Package, LPO, (5VQ) Bedliner with Integral Storage Compartments, LPO, (VZX) Bedliner, LPO, (VBR) rubber bed mat, LPO, (VUK) tailgate liner, LPO or any Ship Thru code.)
D75	Door handles, body-color (Included and only available with (PCX) Work Truck Appearance Package or (PCP) Custom Special Edition.)
DL6	Mirrors, outside power-adjustable, body-color, manual-folding (Included and only available with (PCX) Work Truck Appearance Package or (PCP) Custom Special Edition.)
PPA	Tailgate, EZ-Lift and Lower (Included and only available with (PCN) WT Convenience Package.)
VK3	License plate kit, front
VT5	Bumper, rear body-color (Included and only available with (PCX) Work Truck Appearance Package or (PCP) Custom Special Edition.)

ADDITIONAL EQUIPMENT - INTERIOR

CODE	DESCRIPTION
ATG	Remote Keyless Entry, extended range (Included and only available with (PCN) WT Convenience Package or (RDI) Keyless Entry Keypad, LPO.)
K34	Cruise control, electronic, automatic (Included and only available with (PCN) WT Convenience Package.)
UTJ	Theft-deterrent system, unauthorized entry (Included and only available with (PCN) WT Convenience Package.)

ADDITIONAL EQUIPMENT - PACKAGE

CODE	DESCRIPTION
PCN	WT Convenience Package includes (ATG) Remote Keyless Entry, (UTJ) theft-deterrent system, (K34) electronic cruise control, (PPA) EZ-Lift tailgate and (A91) Remote locking tailgate
PCX	Work Truck Appearance Package includes (RS1) 16" x 7" (40.6 cm x 17.8 cm) Ultra Silver Metallic cast aluminum wheels, (DL6) outside power-adjustable, body-color, remote, manual-folding mirrors, (9B7) spotter mirror, (VT5) body-color rear bumper, (BW4) chrome beltline moldings and (D75) body-color door handles (Requires (PCN) WT Convenience Package. Not available with (PCP) Custom Special Edition or (TGK) Special Paint.)

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Data Version: 9440. Data Updated: Oct 9, 2019 11:21:00 PM PDT.



Criswell Auto

Mark A. White | 301-212-4422 | mwhite@criswellauto.com

Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck (✔ Complete)

Quote: Hyattsville Colorado

ADDITIONAL EQUIPMENT - SAFETY-INTERIOR

CODE	DESCRIPTION
SFW	Back-up alarm calibration This calibration will allow installation of an aftermarket back up alarm. (Requires a fleet or government sales order. Not available with SEO (8S3) back-up alarm.)
UD7	Rear Park Assist, Ultrasonic (Requires (PCN) WT Convenience Package.)

ADDITIONAL EQUIPMENT - OTHER

CODE	DESCRIPTION
R9Y	Fleet Free Maintenance Credit. This option code provides a credit in lieu of the free oil changes, tire rotations and inspections for one maintenance service during 1st year of ownership. The invoice will detail the applicable credit. The customer will be responsible for all oil change, tire rotations and inspections costs for this vehicle. (Requires one of the following Fleet or Government order types: FBC, FEF, FLS, FNR or FRC. Not available with FDR order types.) *CREDIT*
VQ2	Fleet processing option

SEAT TYPE

CODE	DESCRIPTION
AR7	Seats, front bucket (STD)

GVWR

CODE	DESCRIPTION
C8S	GVWR, 5500 lbs. (2495 kg) (STD) (Standard on Crew Cab Short Wheelbase models with (LCV) 2.5L I4 engine only.)

EMISSIONS

CODE	DESCRIPTION
FE9	Emissions, Federal requirements

PAINT

CODE	DESCRIPTION
GAZ	Summit White

AXLE

CODE	DESCRIPTION
GT5	Rear axle, 4.10 ratio (Requires (LCV) 2.5L I4 engine. Not included on Crew Cab Long Box models.)

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Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck (✔ Complete)

Quote: Hyattsville Colorado

SEAT TRIM

CODE	DESCRIPTION
H2R	Jet Black/Dark Ash, Cloth seat trim

RADIO

CODE	DESCRIPTION
IOR	Audio system, Chevrolet Infotainment 3 system 7" diagonal color touchscreen, AM/FM stereo. Additional features for compatible phones include: Bluetooth audio streaming for 2 active devices, voice command pass-through to phone, Apple CarPlay and Android Auto capable (STD)

ENGINE

CODE	DESCRIPTION
LCV	Engine, 2.5L I4, DI, DOHC, VVT (200 hp [149.0 kW] @ 6300 rpm, 191 lb-ft of torque [259 N-m] @ 4400 rpm) (STD) (Not included on Crew Cab Long Box models.)

TRANSMISSION

CODE	DESCRIPTION
MYB	Transmission, 6-speed automatic, HMD, 6L50 (STD) (Included and only available with (LCV) 2.5L I4 engine.)

SPARE TIRE

CODE	DESCRIPTION
QDC	Tire, compact spare T175/90D18, blackwall (STD) (Requires (RTX) 18" x 4.5" (45.7 cm x 11.4 cm) Black cast aluminum, compact spare wheel.)

TIRES

CODE	DESCRIPTION
QJJ	Tires, 265/70R16 all-season, blackwall (STD)

WHEEL TYPE

CODE	DESCRIPTION
RS1	Wheels, 16" x 7" (40.6 cm x 17.8 cm) Ultra Silver Metallic cast aluminum (Included and only available with (PCX) Work Truck Appearance Package.)

Options Total

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Criswell Auto

Mark A. White | 301-212-4422 | mwhite@criswellauto.com

Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck (✔ Complete)

Quote: Hyattsville Colorado

Weight Ratings

WEIGHT RATINGS	
Front Gross Axle Weight Rating:	2900 lbs
Rear Gross Axle Weight Rating:	3300 lbs
Gross Vehicle Weight Rating:	5500.00 lbs

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Mark A. White | 301-212-4422 | mwhite@criswellauto.com

Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck (✔ Complete)

Quote: Hyattsville Colorado

Standard Equipment

Mechanical

Engine, 2.5L I4, DI, DOHC, VVT (200 hp [149.0 kW] @ 6300 rpm, 191 lb-ft of torque [259 N-m] @ 4400 rpm) (STD) (Not included on Crew Cab Long Box models.)

Transmission, 6-speed automatic, HMD, 6L50 (STD) (Included and only available with (LCV) 2.5L I4 engine.)

Rear axle, 4.10 ratio (Requires (LCV) 2.5L I4 engine. Not included on Crew Cab Long Box models.)

GVWR, 5500 lbs. (2495 kg) (STD) (Standard on Crew Cab Short Wheelbase models with (LCV) 2.5L I4 engine only.)

Rear wheel drive

Frame, fully-boxed

Pickup box

Steering, Electric Power Steering (EPS) assist

Brakes, 4-wheel antilock, 4-wheel disc

Exterior

Wheels, 16" x 7" (40.6 cm x 17.8 cm) Ultra Silver Metallic steel (STD)

Tires, 265/70R16 all-season, blackwall (STD)

Tire, compact spare T175/90D18, blackwall (STD) (Requires (RTX) 18" x 4.5" (45.7 cm x 11.4 cm) Black cast aluminum, compact spare wheel.)

Wheel, compact spare, 18" x 4.5" (45.7 cm x 11.4 cm) Black cast aluminum (Standard with (LCV) 2.5L I4 engine only. Not included on Crew Cab Long Box models.)

Bumper, rear chrome

CornerStep, rear bumper

Moldings, Black beltline

Headlamps, halogen with automatic exterior lamp control

Cargo box light, back of cab

Mirrors, outside manual-folding, Black

Glass, windshield shade band

Door handles, Black

Capless Fuel Fill

Tailgate, locking

Tailgate handle, Black

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Criswell Auto

Mark A. White | 301-212-4422 | mwhite@criswellauto.com

Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck (✔ Complete)

Quote: Hyattsville Colorado

Entertainment

Audio system, Chevrolet Infotainment 3 system 7" diagonal color touchscreen, AM/FM stereo. Additional features for compatible phones include: Bluetooth audio streaming for 2 active devices, voice command pass-through to phone, Apple CarPlay and Android Auto capable (STD)

Audio system feature, 6-speaker system

Interior

Seats, front bucket (STD)

Seat adjuster, driver 4-way power with manual recline

Seat adjuster, passenger 2-way manual fore/aft with manual recline

Seat, rear folding bench (Crew Cab models only.)

Console, floor, front compartment, custom

Floor covering, color-keyed carpeting

Floor mats, carpeted front (Deleted when (B38) full-length Black vinyl floor covering is ordered. Requires (B30) color-keyed carpeting floor covering.)

Floor mats, carpeted rear (Requires (B30) color-keyed carpeting floor covering.)

Steering wheel, urethane

Steering column, tilt, manual

Speedometer, miles/kilometers

Display, driver instrument information enhanced, one color

Windows, power with driver Express-Up and Down

Door locks, power

Theft-deterrent system, immobilization

USB data ports, 2 includes auxiliary input jack, located on the front console

Air conditioning, single-zone manual climate control

Handles, door release, front and rear, Jet Black

Mirror, inside rearview manual day/night

Visors, driver and front passenger with passenger vanity mirror

Lighting, interior, center dome

Safety-Mechanical

StabiliTrak, stability control system

Traction control, electronic

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Criswell Auto

Mark A. White | 301-212-4422 | mwhite@criswellauto.com

Vehicle: [Fleet] 2020 Chevrolet Colorado (12M43) 2WD Crew Cab 128" Work Truck (✔ Complete)

Quote: Hyattsville Colorado

Safety-Exterior

Daytime Running Lamps

Safety-Interior

Airbags, Dual-stage frontal airbags for driver and front passenger; Seat-mounted side-impact airbags for driver and front outboard passenger; Head-curtain airbags for front and rear outboard seating positions; Includes front outboard Passenger Sensing System for frontal passenger airbag (Always use seat belts and child restraints. Children are safer when properly secured in a rear seat in the appropriate child restraint. See the Owner's Manual for more information.)

Rear Vision Camera

Teen Driver a configurable feature that lets you activate customizable vehicle settings associated with a key fob, to help encourage safe driving behavior. It can limit certain available vehicle features, and it prevents certain safety systems from being turned off. It includes the Buckle-to-Drive feature which prevents the driver from shifting from Park for up to 20 seconds if the driver's seat belt is not buckled. An in-vehicle report card gives you information on driving habits and helps you to continue to coach your new driver

Tire Pressure Monitor System

Tire Fill Alert provides an audible and visual indication when tire pressure is added to a tire that is low. Aids to achieve optimal tire pressure

WARRANTY

Warranty Note: <<< Preliminary 2020 Warranty Note >>>

Basic Years: 3

Basic Miles/km: 36,000

Drivetrain Years: 5

Drivetrain Miles/km: 60,000

Drivetrain Note: Qualified Fleet Purchases: 5 Years/100,000 Miles

Corrosion Years (Rust-Through): 6

Corrosion Years: 3

Corrosion Miles/km (Rust-Through): 100,000

Corrosion Miles/km: 36,000

Roadside Assistance Years: 5

Roadside Assistance Miles/km: 60,000

Roadside Assistance Note: Qualified Fleet Purchases: 5 Years/100,000 Miles

Maintenance Note: 1 Year/1 Visit

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CONTRACT NO. 1065340
AMENDMENT NO. 3

This Amendment is between Montgomery County, Maryland (the “County”) and Criswell Performance Cars LLC dba Criswell Chrysler-Jeep-Dodge (the “Contractor”) (the County and the Contractor together the “Parties”).

BACKGROUND

1. The Parties entered into Contract No. 1065340 on June 3, 2016.
2. The present contract term expires June 2, 2019.
3. The purpose of this Contract is for the Contractor to provide vehicles to the County.
4. The purpose of this Amendment is to extend the contract term for a period of up to an additional twelve months with the approval of the Director, Office of Procurement, in accordance with Procurement Regulation 15.5.1.3(b).

CHANGE

1. The Contract term is extended through June 2, 2020 with the stipulation that this Contract may be terminated by the County upon ten (10) days written notice to the Contractor, with no further costs, obligations or liability on the part of the County.

EFFECT

1. Existing contract provisions are extended in effect and in whole unless specifically altered by this Amendment.
2. This Amendment is entered into prior to expiration of the contract term.
3. This Amendment is entered into on the date of signature by the Director, Office of Procurement.
4. No work is to be done pursuant to this Amendment until it is executed by the Director, Office of Procurement.

SIGNATURES

**Criswell Performance Cars dba
Criswell Chrysler Jeep Dodge**

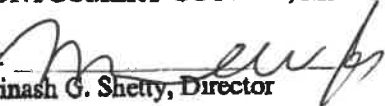
By: 

Typed: Scott Silverman

Title: FLEET SALES MANAGER

Date: 4/19/19

MONTGOMERY COUNTY, MARYLAND

By: 

Avinash G. Shetty, Director
Office of Procurement

Date: 5/24/19

RECOMMENDATION

By: 

Jamie P. Cooke, Chief
Division of Fleet Management Services
Department of General Services

Date: 4-10-19

APPROVED AS TO FORM

By: 

Puja K. DeWire, Associate County Attorney
Division of Finance and Procurement
Office of the County Attorney

Date: 4/26/2019



Hyattsville City Council Agenda Item Report

Meeting Date: December 2, 2019
Submitted by: Lesley Riddle
Submitting Department: Public Works
Item Type: Contract
Agenda Section:

SUBJECT

Hyatt Park Placemaking Project Phase 2

HCC-150-FY20

Recommendation:

I move that the Mayor and Council authorize the City Administrator to enter into a contract with Playground Specialists, utilizing the HGAC purchasing cooperative, for the purpose of completing Phase 2 play equipment installation of the Hyatt Park Placemaking Project, cost not to exceed \$80,000.

Sponsor(s):

At the Request of the City Administrator

Co-Sponsor(s):

N/A

ATTACHMENTS

[Hyatt Park Proposal #19204C \(1\).pdf](#)

[Hyatt Park Drawing 11-19.pdf](#)

Summary Background:

In FY 18 City Council approved the Hyatt Park Placemaking project. The project was divided into two phases. Phase 1 of the Hyatt Park Placemaking project is complete and included the installation of the electric panel and outlets, installation of the stage and seating and installation of the musical play equipment. Staff is ready to start phase 2 of the project which will include the installation of the 'scramble' play equipment, installation of the decorative fence, and installation of all landscape features.

The proposal from Playground Specialists was the most comprehensive proposal for completion of the play elements, and complied with the City's requests to provide an inclusive play space. Additionally, Playground Specialists is a member of the collective purchasing group HGAC. Utilizing this purchasing cooperative allows the City better access to specialized equipment and a cost saving of 10 to 20% off list pricing on playground equipment. Also, the City applied for Community Parks and Playground grant funds from the Maryland Department of Natural Resources and received a \$125,000.00 grant to offset the cost of this project.

Next Steps:

With Council approval staff will facilitate the contract with Playground Specialists and schedule the completion of the Phase 2 play equipment installation of the Hyatt Park Placemaking project.

Fiscal Impact:

NTE \$80,000 from FY20 CIP

City Administrator Comments:

TBD

Community Engagement:

The community outreach component of this project has been completed.

Strategic Goals:

Goal 3 – Promote a Safe and Vibrant Community

Legal Review Required?

Pending



29 Apples Church Road
Thurmont, MD 21788
(800) 385-0075
www.playspec.com

ADDRESS

CITY OF HYATTSVILLE
ATTN: LESLEY RIDDLE
4310 GALLATIN STREET
HYATTSVILLE, MD 20781

SHIP TO

HYATT PARK
C/O PLAYGROUND
SPECIALISTS

Proposal 19204C**DATE** 11/20/2019**SALES REP**

DAVE SMITH

TYPE	QTY	RATE	AMOUNT
NOTE H-GAC CONTRACT #PR11-18			
GRADING GRADE AREA TO PREP FOR NEW EQUIPMENT - ALL MATERIALS TO REMAIN ONSITE	1	625.00	625.00
PLAYWORLD EQUIPMENT ZZUN8801 - 12" GFRC WOOD PILLER	9	955.00	8,595.00
PLAYWORLD EQUIPMENT ZZUN8802 - 18" GFRC WOOD PILLER	9	955.00	8,595.00
PLAYWORLD EQUIPMENT ZZBD0027 - ORIGINS GFRC ROCK LOG	2	9,025.00	18,050.00
PLAYWORLD EQUIPMENT ZZUN8807 - 4' GFRC ROCK CRAWL	1	3,399.00	3,399.00
DISCOUNT HGAC CONTRACT 10% DISCOUNT OFF PLAYWORLD LIST PRICE ABOVE	1	-3,863.00	-3,863.00
CRE8PLAY 1000081 - 6' HALF LOG BENCH	3	2,150.00	6,450.00
CRE8PLAY 1000071 - 6' LOG BALANCE BEAM	2	1,850.00	3,700.00
DISCOUNT HGAC CONTRACT 15% DISCOUNT OFF CRE8PLAY LIST PRICE ABOVE	1	-1,522.00	-1,522.00
WOODCARPET PROVIDE 95 CY WOODCARPET EWF	95	23.00	2,185.00
INSTALLATION CERTIFIED INSTALLATION OF ALL EQUIPMENT ABOVE	1	19,075.00	19,075.00
TIMBERS PROVIDE AND INSTALL 197 LINEAR FEET TWO TIER 4 X 6 TIMBERS	197	14.00	2,758.00
SEED & STRAW SEED AND STRAW ALL DISTURBED AREAS	1	400.00	400.00

*3% surcharge on Visa/MasterCard
*Valid for 30 days unless otherwise noted
*50% deposit or PO. Balance due Net 30
Sign and return with approved colors for order placement

SUBTOTAL	68,447.00
TAX (0%)	0.00
SHIPPING	8,000.00

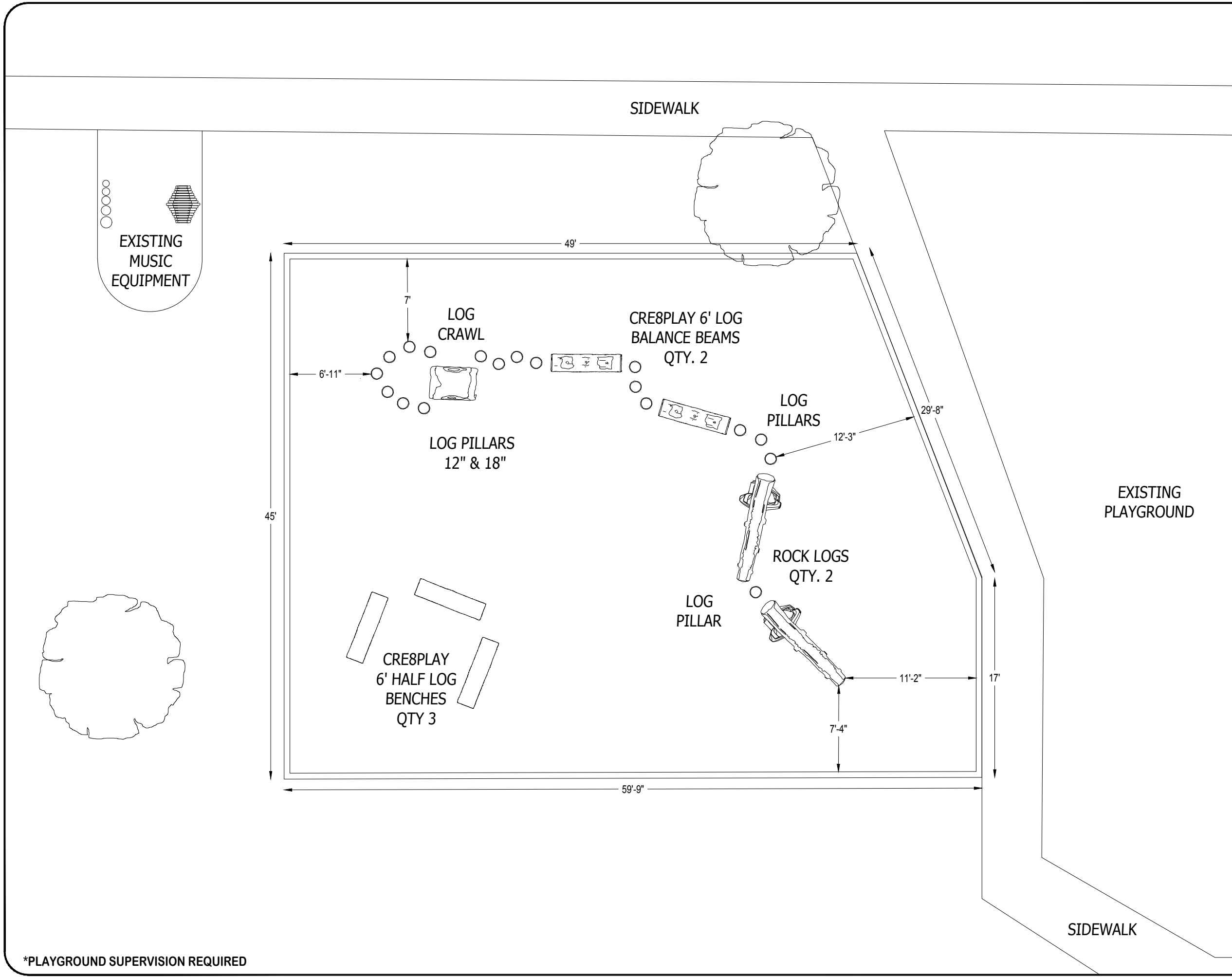
TOTAL	\$76,447.00
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Accepted By

Accepted Date

Hyatt Park





PLAYGROUND SPECIALISTS INC.
29 APPLES CHURCH ROAD
THURMONT, MD 21788

EQUIPMENT SIZE:
X' x Y' x Z'

USE ZONE:
X' x Y'

AREA:
2440SqFt.

PERIMETER:
197 Ft.

FALL HEIGHT:
3 Ft.

USER CAPACITY:
40

AGE GROUP:
5-12

ADA SCHEDULE

Total Elevated Play Activities:			X
Total Ground-Level Play Activities:			X
Accessible Elevated Activities	Accessible Ground-Level Activities	Accessible Ground-Level Play Types	
Required	X	X	X
Provided	X	X	X

- ✓ ASTM F1487-17
- ✓ CPSC #325



PROJECT NO:
P122018-2E

SCALE:
1/8"=1'-0"

DRAWN BY:
SSHEEHY

Paper Size

DATE:
19-NOV-19

B

Hyatt Park

*PLAYGROUND SUPERVISION REQUIRED



Hyattsville City Council Agenda Item Report

Meeting Date: December 2, 2019

Submitted by: Jim Chandler

Submitting Department: Community & Economic Development

Item Type: Planning & Development

Agenda Section:

SUBJECT

Board of Zoning Appeals Variance (V-103-19): 3114 Lancer Drive, Hyattsville

HCC-151-FY20

Recommendation:

I move the City Council authorize the Mayor to provide correspondence to the Prince George's County Board of Zoning Appeals in support of zoning variance application V-103-19, a request to permit a variances of 2-foot front street line width, 15.4% net lot coverage, and 1-foot side lot line setback for an accessory building have been requested. for the subject property located at 3114 Lance Drive, Hyattsville.

Sponsor(s):

At the Request of the City Administrator

Co-Sponsor(s):

N/A

ATTACHMENTS

[Memo - V-103-19.docx](#)

[V-103-19 Application.pdf](#)

[V-103-19 Site Plan Proposed Garage.pdf](#)

Summary Background:

The applicant, Bernardo Alvarez, has applied to the Prince George's County Board of Zoning Appeals for a zoning variance to validate existing conditions (front street line and a garage) and obtain a building permit for unauthorized construction of a new garage. The applicant is requesting variances of 2 feet front street line width, 15.4% net lot coverage, and 1-foot side lot line setback for an accessory building have been requested.

The subject property zoned R-55 (One-Family Detached Residential), is within the Gateway Arts Development District Overlay and part of the Traditional Residential Neighborhood Character Area. Also, it is located within Residential Parking Zone 9A. The subject property contains an approximately 1,153 square foot one-story residence. Under previous construction, the applicant built a 15.15' x 21' garage and a 24.6' x 12' driveway extension connected to that garage. The applicant affirmed that the garage was constructed in 2004 without a permit.

Next Steps:

No additional City Council action is required.

Fiscal Impact:

N/A

City Administrator Comments:

Staff recommends the City Council support the applicant's variance request of a 2-foot front street line width, as it is an existing condition of the property and there is no feasible way for the applicant to obtain additional street frontage.

Staff recommends the City Council support the applicant's variance request of a 1-foot side lot line setback for an accessory building, as the position of the house and size of the lot limit the location of accessory buildings on the property.

Staff recommends the City Council support the applicant's variance request of 15.4% net lot coverage, as the additional lot coverage created by the driveway extension is necessary to connect the garage to the street. Without this connection, the garage cannot properly be used by the applicant.

Community Engagement:

The Prince George's County Board of Zoning Appeals will consider taking action at its meeting on December 4, 2019.

Strategic Goals:

Goal 2 – Ensure the Long-Term Economic Viability of the City

Legal Review Required?

N/A



Memo

To: Jim Chandler, Assistant City Administrator and Director, Community & Economic Development

From: Kate Powers, City Planner

CC: Tracey Nicholson, City Administrator

Date: November 22, 2019

Re: Zoning Variance Request V-103-19 – 3114 Lancer Drive, Hyattsville

Attachments: Application for Variance (Appeal No. V-103-19)
City of Hyattsville Variance Policy

The purpose of this memorandum is to provide the Director of Community & Economic Development with a briefing on the Zoning Variance request V-103-19, for the property located at 3114 Lancer Drive, Hyattsville 20783.

Summary of Variance Conditions:

The applicant, Bernardo Alvarez, has applied to the Prince George's County Board of Zoning Appeals for a zoning variance to validate existing conditions (front street line and a garage) and obtain a building permit for unauthorized construction of a new garage. Specific violations of the Zoning Ordinance are outlined below:

- Section 27-442(d)(Table III) prescribes that each lot shall have a minimum width of 50 feet measured along the front street line.
- Section 27-442(c)(Table II) prescribes that not more than 30% of the net lot area shall be covered by buildings and off-street parking.
- Section 27-442(i)(Table VIII) prescribes that accessory buildings shall be set back 2 feet from any side or rear lot line.

Variances of 2 feet front street line width, 15.4% net lot coverage, and 1-foot side lot line setback for an accessory building have been requested.

The property resides in an R-55 (One-Family Detached Residential) Property Zone. It is within the Gateway Arts Development District Overlay and part of the Traditional Residential Neighborhood Character Area. Also, it is located within Residential Parking Zone 9A. The subject property contains an approximately 1,153 square foot one-story residence. Under previous construction, the applicant built a 15.15' x 21' garage and

a 24.6' x 12' driveway extension connected to that garage. The applicant affirmed that the garage was constructed in 2004 without a permit.

Recommendation:

Staff recommends the City Council support the applicant's variance request of a 2-foot front street line width, as it is an existing condition of the property and there is no feasible way for the applicant to obtain additional street frontage.

Staff recommends the City Council support the applicant's variance request of a 1-foot side lot line setback for an accessory building, as the position of the house and size of the lot limit the location of accessory buildings on the property.

Staff recommends the City Council support the applicant's variance request of 15.4% net lot coverage, as the additional lot coverage created by the driveway extension is necessary to connect the garage to the street. Without this connection, the garage cannot properly be used by the applicant.



THE PRINCE GEORGE'S COUNTY GOVERNMENT

106

BOARD OF ZONING APPEALS

BOARD OF ADMINISTRATIVE APPEALS

COUNTY ADMINISTRATION BUILDING, UPPER MARLBORO, MARYLAND 20772
TELEPHONE (301) 952-3220

NOTICE OF HEARING

Date: November 5, 2019

Petitioner: Bernardo Alvarez

Appeal No.: V-103-19

Hearing Date: WEDNESDAY, NOVEMBER 20, 2019, AT 6:00 P.M. **EVENING**

Place: Zoning Hearing Room #L205
County Administration Building, Upper Marlboro, Md.

Appeal has been made to this Board for permission to validate existing conditions (front street line and a garage) and obtain a building permit for unauthorized construction of a new garage on R-55 Zone (One-Family Detached Residential) property known as Lot 16, Block J, Queens Chapel Manor Subdivision, being 3114 Lancer Drive, Hyattsville, Prince George's County, Maryland, contrary to the requirements of the Zoning Ordinance.

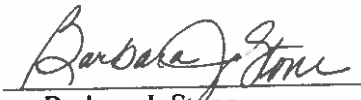
The specific violation resides in the fact that Zoning Ordinance Section 27-442(d)(Table III) prescribes that each lot shall have a minimum width of 50 feet measured along the front street line. Section 27-442(c)(Table II) prescribes that not more than 30% of the net lot area shall be covered by buildings and off-street parking. Section 27-442(i)(Table VIII), prescribes that accessory buildings shall be set back 2 feet from any side or rear lot line. Variances of 2 feet front street line width, 15.4% net lot coverage and 1 foot side lot line setback for an accessory building are requested.

Public hearing on this Appeal is set for the time and place stated above. **Petitioner, or counsel representing Petitioner, should be present at the hearing. A Petitioner which is a corporation, limited liability company, or other business entity MUST be represented by counsel, licensed to practice in the State of Maryland, at any hearing before the Board. Any non-attorney representative present at the hearing on behalf of the Petitioner (or any other person or entity) shall not be permitted to advocate.**

Adjoining property owners, who are owners of premises either contiguous to or opposite the property involved, are notified of this hearing in order that they may express their views if they so desire. However, their presence is not required unless they have testimony to offer the Board.

If inclement weather exists on hearing date, please contact the office to ascertain if hearing is still scheduled.

BOARD OF ZONING APPEALS

By: 
Barbara J. Stone
Administrator

cc: Petitioner
Adjoining Property Owners
Park and Planning Commission
City of Hyattsville
DPIE/Inspections Division
Ernesto Luna, Spanish Language Interpreter

(USE BLACK INK ONLY)
PLEASE READ ALL INSTRUCTIONS
BEFORE FILLING OUT APPLICATION

TO: BOARD OF ZONING APPEALS FOR PRINCE
GEORGE'S COUNTY, MARYLAND
 County Administration Building, Room L-200
 14741 Governor Oden Bowie Drive
 Upper Marlboro, Maryland 20772
 (301) 952-3220



Received Stamp

APPLICATION FOR A VARIANCE

(If variance is being applied for due to receipt of a Violation Notice, a copy of the notice is required.)

For assistance in completing questions below, see corresponding paragraphs on *Instructions to Applicants*, which is designed to help you fill out this form.

Owner(s) of Property BERNARDO ALVAREZ
(AS SHOWN ON DEED)
 Address of Owner(s) 3114 LANCER DR
 City HYATTSVILLE State MD Zip Code 20782
 Telephone Number (home) 240.330.9750 (cell) 301-356-2502 (work) 301-523-2641
 E-mail address: mgomez20002004e@live.com Alex Gomez

Location of Property involved:

Street Address 3114 LANCER DR
 City HYATTSVILLE MD 20782
 Lot(s) 16 Block J Parcel _____
 Subdivision Name Queen's Chapel Manor

Professional Service:

► Engineer ► Contractor ► Architect: (if different from above): (circle one)

Name: No

Phone Number: _____

Address: _____

Email Address: _____

Attorney representing applicant: (If applicable)

Name: No

Phone Number: _____

Address: _____

Email Address: _____

Association Name(s) & Address(es) (Homeowners/Citizens/Civic and/or Community):Name: N/A

Address: _____

Municipality (Incorporated City/Town)Name HyattsvilleWhat will be or has been constructed on the property which has required a variance? NEWgarage 15 1/2 x 21' and Extended Driveway to new garage
24.6' x 12'**Has a Violation Notice / Stop Work Order /Correction Notice been issued to the Property Owner regarding this property?**No _____ Yes ☒ Date Issued: 06/05/2019 Violation Notice No. # 25075-19-0
Inspector's Name: K. Harrison**Do you need the services of a foreign language interpreter at your hearing? (\$30.00 fee required)**Yes ☒ No _____Foreign Language: SpanishBernando Alvarez
Signature of Owner/AttorneyBERNANDO ALVAREZ
Printed Name**IMPORTANT:**

Failure to provide complete and accurate information on this application may delay or jeopardize consideration of the request. Applications on which all required information is not furnished will be returned for completion before processing.

Approval of a variance is not a guarantee that further review will not be necessary by other governmental authorities. For further information regarding Board of Zoning Appeals policies and procedures, see Sections 27-229 through 27-234 of the County Zoning Ordinance and/or the Board's website at <http://pgccouncil.us/>.

*****FOR OFFICE USE ONLY*****

Filing Fee Paid: \$ 200.00

CK/M.O. # 148

By: LEONIDAS ALVAREZ
3114 LANCER DR
Hyattsville Md 20782

Sign Posting Fee Paid: \$ 60.00

CK/M.O. # 25615113873

By: BERNARDO ALVAREZ
3114 LANCER DR
Hyattsville Md 20782

Translation Services: \$ 30

CK/M.O. # 158

By: leonidas alvarez
3114 Lancer Drive
Hyattsville, MD 20782

Re-advertisement: \$ _____

CK/M.O. # _____

By: _____

Property Zone:	R-55 (One-family detached residential)
Overlay Zone:	Gateway arts (D-D-O)
Previous Activity: I.e.: Variance, PB Action,	
Violation Notice #: Yes ☒ No ☐	25075-19-0



Prince George's County
Department of Permitting, Inspections
and Enforcement

INSPECTIONS DIVISION

9200 Basil Ct St 307
Largo, Maryland 20774

(301) 883-3820 • FAX (301) 883-3873

25075-19-0 110



NOTICE OF VIOLATION:

LOCATION OF VIOLATION: 3114 Lancer Dr.

June 5, 2019

Lot/Liber: 016/14338 Block/Folio: J/111 S.C.D.#: _____ Permit #: None

Subdivision: 7500 Tax Map: 41

Owner: Bernardo Alvarez & Maria M. Espinal Phone: 301-404-9040

Address: 3114 Lancer Dr. Hyattsville Md 20782-3723
Street City State ZIP Code

Contractor _____ Phone: _____

Address: _____
Street City State ZIP Code

CORRECTIVE ACTION REQUIRED:

I have inspected this site, and I have found the following violations(s) of county ordinances and/or approved plans and specifications as checked:

CODE SECTION & TITLE:

- 1) 2015 IRC Section R-105.1 as amended by P.G. Code Section 4-111(a)
- 2) 2015 IRC Section R-109.1
- 3) PG code 4-352(i)(24)
- 4) P.G. Code Section 9-112
- 5) P.G. Code Section 9-122(d)
- 6) 2015 IRC Section R-114.1
- 7) P.G. Code Section 4-116(a)

You are hereby notified to comply
With the provisions of the law and to
Correct the deficiencies on or before:
July 15, 2019

Date of Compliance

- 1) Obtain the required building permit(s) for work done at the above referenced property or remove the same. Work includes but not limited to exterior renovation (shed with electric) without permits.
- 2) Obtain all required inspection(s) for work performed once the permit(s) has/have been issued.
- 3) Pay special investigation fee of \$150.00
- 4) Obtain electrical permit for work done at the above referenced property or remove the same. Work includes but not limited to new lights and outlets.
- 5) Pay special investigation fee of \$150.00
- 6) Stop work until all above are resolved.
- 7) Any person who shall violate a provision of the IBC/IRC, or of this Subtitle, or fail to comply with any of the requirements thereof, violates a lawful order issued thereunder, or any person who shall erect, construct, alter or repair a building or structure in violation of unapproved plan or directive of the Building Official, or of a permit or certificate issued under the provision of the IBC/IRC, shall be guilty of a misdemeanor punishable by a fine of not more than One Thousand Dollars (\$1000.00) per day that the violation persists or by imprisonment for six (6) months, or both. Each day that a violation continues shall be deemed a separate offense.

Failure to fully comply with the above listed violations(s) by the compliance date shall be cause for the **OFFICE of LAW to schedule for LITIGATION**. Failure to comply with those violations involving the **GRADING, DRAINAGE AND EROSION** ordinance may result in the issuance of a 'CIVIL CITATION' that will subject you to a **FINE of \$250.00 or more** for each day that any violation continues.

Kenneth Harrison

Signature of Issuing Inspector

Kenneth Harrison
240-508-9853

klharrison@co.pg.md.us

Via Mail

Signature of Person Notified/Owner - Date

Signature of Person Notified/Contractor - Date

Office - Original

Responsible Party - Yellow

Inspector - Pink

LOT COVERAGE WORKSHEET

111

NET LOT SIZE 6,791 SQUARE FEET30 % LOT COVERAGE ALLOWED 2,037.3 SQUARE FEETSTRUCTURE/PARKINGMEASUREMENTSSQUARE FOOTAGE

HOUSE

10 x 12.4
24.5 x 42124
1,029 > 1,153

GARAGE/CARPORT

19.1 x 21317.1

DRIVEWAY

11 x 48
12 x 24.5
27 x 25528
294
675 > 1,497

PORCH/SUNROOM

6 x 19114

SHED(S)

ADDITION(S)

OTHER:

3 x 1.54.5

TOTAL LOT COVERAGE

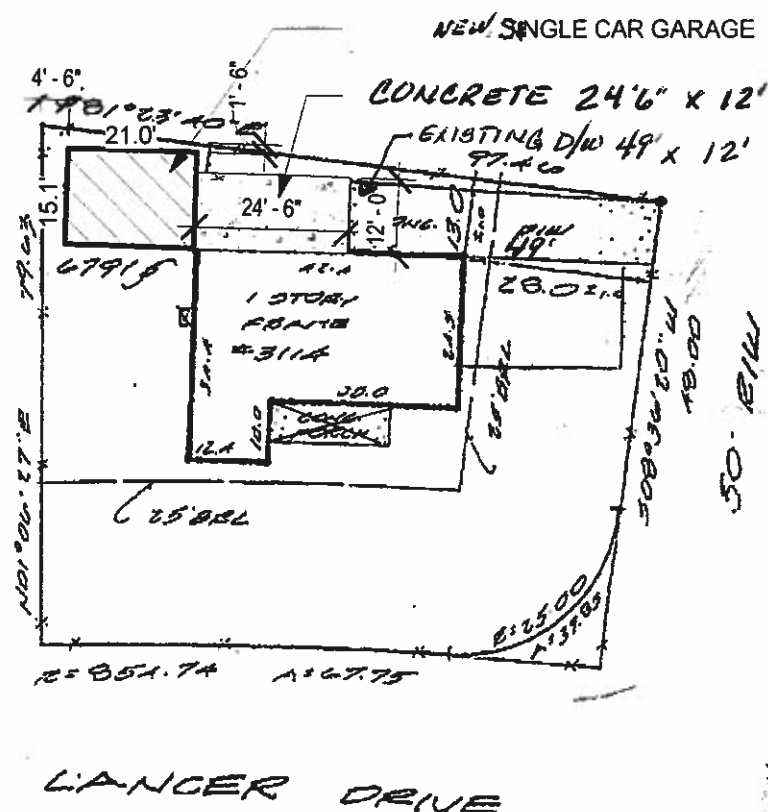
3,085.6

TOTAL % NET LOT COVERAGE

45.4 %

TOTAL % OVER NET LOT COVERAGE

15.4 % (1,048.3 F.)



1 SITE PLAN

G102 SCALE: 1" = 30'-0"

Unable to verify location of fences due to vegetation.

No evidence of property corners was found. Apparent occupation is shown.

Date: 11-7-00 Scale: / - 30
 Plat Book: 8
 Plat No.: 79 NO TITLE REP
 Work Order: 00-4389
 Address: 3114 LANCER DRIVE
 District: 16
 Jurisdiction: PRINCE GEORGES COUNTY, MD

LOCATION DRAWING
LOT 16 BLOCK J
SECTION THREE
QUEENS CHAPEL MANOR

NOTE: This plat is of benefit to a consumer only insofar as it is required by a lender or a title insurance company or its agent in connection with contemplated transfer, financing or refinancing. This plat is not to be relied upon for the establishment or location of fences, garages, buildings, or other existing or future improvements. This plat does not provide for the accurate identification of property boundary lines, but such identification may not be required for the transfer of title or securing financing or refinancing.

Surveyor's Certification

NO TITLE REP RT FURNISHED.

I hereby certify that the survey shown hereon is correct to the best of my knowledge and that, unless noted otherwise, it has been prepared utilizing description of record. This survey is not a boundary survey and the location or existence of property corners is neither guaranteed nor implied. Fence lines, if shown, are approximate in location. This property does not lie within a 100-year flood plain according to FEMA Insurance maps as interpreted by the originator unless otherwise shown hereon. Building restriction lines shown are as per available information and are subject to the interpretation of the originator.

Stephen Westfold



Meridian Surveys, Inc.
811 Russell Avenue
Suite #303
Galthersburg, MD 20879
(301) 721-9400

APPROVALS

BURWELL DESIGNS LLC



Architecture, Interiors, Planning, CAFM/CADD

4417 HAVELOCK RD. LANHAM. MARYLAND 20706

www.burwelldesignsllc.com

PROJECT

PROPOSED
GARAGE

3114 LANCER DR
HYATTSVILLE, MD

ISSUED FOR

☐ PROGRESS ☒ PERMIT ☐ BIDDING
☐ CONSTRUCTION

DRAWING TITLE

SITE PLAN

DATE
08/10/2019

SCALE
1" = 30'-0"

PROJECT NO.
19-3108

SHEET NO.

G102



Hyattsville City Council Agenda Item Report

Meeting Date: December 2, 2019
Submitted by: Laura Reams
Submitting Department: City Clerk
Item Type: Legislative
Agenda Section:

SUBJECT

2020 Council Regular & Budget Meeting Calendar

HCC-152-FY20

Recommendation:

I move that the Mayor and Council adopt the 2020 Council Meeting Schedule and the FY-2021 Budget Meeting Schedule.

Sponsor(s):

At the Request of the City Administrator

Co-Sponsor(s):

N/A

ATTACHMENTS

[2020 Council Meeting Calendar.pdf](#)

[Calendar of Budget Presentations_FY21.docx](#)

Summary Background:

Please see attached meeting schedules.

Next Steps:

Upon adoption, the Council Meeting calendar will be published on the City's website and posted in the Municipal Building.

Fiscal Impact:

N/A

City Administrator Comments:

Recommend Approval

Community Engagement:

Council meeting agendas are posted a minimum of 48 hours in advance of each meeting. Subscribers to the City's Notify Me system also receive email and text alerts when meeting agendas are posted.

Strategic Goals:

Goal 1 - Ensure Transparent and Accessible Governance

Legal Review Required?

N/A



CITY OF HYATTSVILLE, MD

2020 COUNCIL REGULAR & BUDGET MEETING SCHEDULE

This schedule may be subject to change. The first and third Monday of the month are reserved for City Council Meetings per City Charter. Meetings & Work Sessions begin at 8:00 p.m. unless otherwise noted. Adopted by the Mayor & Council on INSERT DATE.

JANUARY			
Monday	6	8:00 PM	Regular Council Meeting
Tuesday	21	8:00 PM	Regular Council Meeting: FY21 Council Budget Priorities
FEBRUARY			
Monday	3	8:00 PM	Regular Council Meeting
Tuesday	18	8:00 PM	Regular Council Meeting
MARCH			
Monday	2	8:00 PM	Regular Council Meeting:
Monday	16	8:00 PM	Regular Council Meeting: Introduction FY21 Budget
Wednesday	25	8:00 PM	Budget Work Session: FY21 Departmental Presentations
APRIL			
Monday	6	8:00 PM	Regular Council Meeting: Council Budget Amendments
Monday	20	7:30 PM	Public Hearing: FY21 Real Property Tax Rate
Monday	20	8:00 PM	Regular Council Meeting
MAY			
Monday	4	8:00 PM	Regular Council Meeting: 1st Reading of FY21 Budget
Monday	18	8:00 PM	Regular Council Meeting: Adoption of FY21 Budget
JUNE			
Monday	1	8:00 PM	Regular Council Meeting
JULY			
Monday	20	8:00 PM	Regular Council Meeting
AUGUST			
Monday	3	8:00 PM	Regular Council Meeting
SEPTEMBER			
Monday	21	8:00 PM	Regular Council Meeting
OCTOBER			
Monday	5	8:00 PM	Regular Council Meeting
Monday	19	8:00 PM	Regular Council Meeting
NOVEMBER			
Monday	2	8:00 PM	Regular Council Meeting
Monday	16	8:00 PM	Regular Council Meeting
DECEMBER			
Monday	7	8:00 PM	Regular Council Meeting
Monday	21	8:00 PM	Regular Council Meeting

City of Hyattsville – FY2021 Budget Calendar

Deadline for submission of Council Budget Priorities

Tuesday, January 7, 2020, 5:00 PM

Council Meeting

Tuesday, January 21, 2020, 8:00 PM - 10:00 PM @ 3rd Floor Council Chambers

- Discussion of Council Budget Priorities

Council Meeting

Monday, March 16, 2020, 8:00 PM - 10:00 PM @ 3rd Floor Council Chambers

- Introduction & Overview of the Draft Budget for Fiscal Year 2021

Council Budget Work Session

Wednesday, March 25, 2020, 8:00 PM - 10:00 PM @ 3rd Floor Council Chambers

- FY-21 Budget Review: Legislative & Administrative
- FY-21 Budget Review: Department of Public Works
- FY-21 Budget Review: Community Services
- FY-21 Budget Review: Community & Economic Development
- FY-21 Budget Review: Police Department
- FY-21 Budget Review: Capital Improvement Plan (CIP)
- Five-Year Forecast
- Follow up Discussion: All Departments

Deadline for submission of Council Budget Amendments

Thursday, April 2, 2020, 5:00 PM

Public Hearing on the Real Property Tax Rate for Fiscal Year 2021

Monday, April 20, 2020, 7:30 PM - 8:00 PM @ 3rd Floor Council Chambers

Council Meeting

Monday, April 20, 2020, 8:00 PM - 10:00 PM @ 3rd Floor Council Chambers

- Discussion/Vote on Submitted Council Budget Amendments

Council Meeting

Monday, May 4, 2020, 8:00 PM - 10:00 PM @ 3rd Floor Council Chambers

- Introduction & First Reading: FY21 Budget Ordinance

Council Meeting

Monday, May 18, 2020, 8:00 PM - 10:00 PM @ 3rd Floor Council Chambers

- Second Reading & Adoption: FY21 Budget Ordinance



Hyattsville City Council Agenda Item Report

Meeting Date: December 2, 2019
Submitted by: Michelle Dunklee
Submitting Department: Police Department
Item Type: Budget
Agenda Section:

SUBJECT

FY20 Budget Amendment: Accept/Appropriate Donations for Shop with a Cop

HCC-155-FY20

Recommendation:

I move that the Mayor and Council accept and appropriate into the FY20 budget the following donations for the City's annual Shop with a Cop event: \$4,000 from Washington D.C. Community Youth Foundation, \$2,000 from Target Corporation, and \$218.67 from Franklin's Restaurant. Donations will be used for the purchase of gift cards.

Sponsor(s):

At the Request of the City Administrator

Co-Sponsor(s):

N/A

ATTACHMENTS

Summary Background:

Each year, the Hyattsville Police Department hosts its annual Shop with a Cop event. They collaborate with public safety agencies throughout Prince George's County to accompany children to shop for holiday gifts at local City of Hyattsville businesses. Donors generously fund this event, and as many members from the community volunteer to ensure each child enjoys their shopping and lunch experience. All qualifying children are selected by our local participating elementary school administrators.

Next Steps:

Mayor and Council acceptance and appropriation of funds.

Fiscal Impact:

\$6,218.67

City Administrator Comments:

Recommend Support.

Community Engagement:

The annual Shop with a Cop Event is scheduled for December 14, 2019.

Strategic Goals:

Goal 3 – Promote a Safe and Vibrant Community

Legal Review Required?

N/A



Hyattsville City Council Agenda Item Report

Meeting Date: December 2, 2019
Submitted by: Laura Reams
Submitting Department: Legislative
Item Type: Resolution
Agenda Section:

SUBJECT

Resolution to Support the Community Choice Aggregation Act (20 minutes)

HCC-154-FY20

Recommendation:

For Discussion:

I move that the Mayor and City Council adopt a resolution in support of the Community Choice Aggregation (CCA) Act (HB730/SB660 from the 2019 Legislative Session), a bill that will be debated in the 2020 session of the Maryland legislature. This bill would empower Hyattsville to explore creating its own CCA and potentially provide its residents with a greater percentage of renewable electricity at a lower cost than what consumers currently pay. If this resolution is approved, it would be shared with the Maryland District-22 Delegation (Paul Pinsky, Anne Healey, Alonzo Washington, and Nicole Williams) the House Economic Matters Chair Derrick Davis, and the Senate Finance Committee Chair Dolores Kelley, to encourage them to support and sponsor the legislation.

Sponsor(s):

Schaible

Co-Sponsor(s):

Ward, Simasek

ATTACHMENTS

[Draft Resolution Language.docx](#)

[HEC Analysis of the Community Choice Aggregation Act.docx](#)

[Letter of Support, MD Senate and House.docx](#)

[Maryland-2019-HB730-Introduced.pdf](#)

[Maryland-2019-SB660-Introduced.pdf](#)

Summary Background:

Community Choice Aggregators (CCAs) allow local governments to negotiate electricity rates and renewable energy performance metrics on behalf of their residents. With the passage of the Electric Customer Choice and Competition Act in 1999, Maryland consumers have the option to stay with their default electrical provider (PEPCO, within Hyattsville), or to opt out and purchase their electricity from a number of different electrical retail providers. The Community Choice Aggregation Act would allow local governments the option to create their own CCA and negotiate with electrical retail providers on plans that meet the local governments cost and renewable energy criteria. If the CCA decides to contract for their energy production with an electrical retail provider other than the default provider, then residents within the jurisdiction of the local government would be automatically enrolled, unless they opt out 118

Residents would be free to opt out and remain with the default provider or select another electrical retail provider of their choosing.

If passed by the state legislature, this bill would provide local governments the flexibility to negotiate with retail energy providers in the best interest of the city and its residents. At the local level, this bill could dramatically advance Hyattsville sustainability goals and help bring renewable energy and lower costs to a large portion of city residents. Hyattsville could also choose to work with other nearby cities in forming a CCA or encourage adoption at the county level to maximize the benefits and potential costs savings.

Attached are following documents: 1) A Draft letter of support, addressed to Maryland House and Senate elected officials; 2) A copy of HB730, as submitted in 2019; 3) A copy of SB660, as submitted in 2019; 4) Draft resolution language, to be considered by the Hyattsville City Council; and 5) A one-page analysis of the Community Choice Aggregation Act, developed by the HEC.

Next Steps:

This item is tentatively scheduled to return to Council for action on December 16.

Fiscal Impact:

None

City Administrator Comments:

For Discussion

Community Engagement:

The item has been discussed at Hyattsville Environment Committee meetings. The HEC submitted an analysis of the bill as supporting documentation.

Strategic Goals:

Goal 3 – Promote a Safe and Vibrant Community

Legal Review Required?

Pending

Draft Resolution Language

A resolution by the City of Hyattsville supporting passage of the Community Choice Aggregation Act, to be shared with the delegation from Maryland Legislative District #22, the Maryland House Economic Matters Chair, and the Maryland Senate Finance Committee Chair.

WHEREAS, the Community Choice Aggregation Act (HB730/SB660 from the 2019 Legislative Session) will be considered and voted upon in 2020 by the House Economic Matters Committee, the Senate Finance Committee, and potentially the Maryland State Legislature;

WHEREAS the adoption of this resolution is consistent with the City's status as the "Sustainable Maryland Sustainability Champion" and our goal of transforming the City into a regional leader in green technology and environmental stewardship;

WHEREAS the City of Hyattsville supports the successful adoption of the Community Choice Aggregation Act and encourages the Maryland House Economic Matters Chair, the Maryland Senate Finance Committee Chair, and the Legislative District #22 Delegation to support its adoption.

Analysis of the Community Choice Aggregation Act, as developed by the HEC

According to the EPA, a Community Choice Aggregation (CCA) is a program that allows “local governments to procure power on behalf of their residents, businesses, and municipal accounts from an alternative supplier while still receiving transmission and distribution service from their existing utility provider.”¹ There are currently 7 states that allow CCAs.

Current state law only allows a county or municipality to act as an aggregator if the Maryland Public Service Commission determines there is insufficient competition within the boundaries of a jurisdiction. This bill would allow a county, municipality, or a group of counties/municipalities to form a community choice aggregator when they want.

The bill does not provide any financial subsidies to help customers purchase electricity; potential cost savings would only come from the negotiating electricity contracts at lower rates than what is currently provided. A February 2019 report from the National Renewable Energy Laboratory on CCAs found that in Illinois, the state with the largest amount of CCAs, 76% of these CCAs had better rates than the default service negotiated by the state.²

By forming a CCA, Hyattsville could set criteria or benchmarks for what it is looking for from its electrical provider and then request proposals that met this criteria. Common criteria includes cost per kwh (typically at a cost less than what is available through the default provider), percentage of electricity generated from renewable sources, and percentage of electricity generated in-state. This process is open ended, and other criteria could be stipulated as well. Hyattsville could then choose to enter into a contract with the best value among the proposals received, attempt to renegotiate to obtain a better price, or decide to remain with the existing default provider.

If this bill were to pass, Hyattsville could form a CCA on its own, or seek to to partner with other local municipalities like Mount Rainier, Riverdale Park, College Park, etc. to form a larger CCA. A larger CCA with a larger pool of customers could provide the CCA with additional leverage to obtain more competitive rates.

1 Please see <https://www.epa.gov/greenpower/community-choice-aggregation>

2 Please see page 17, <https://www.nrel.gov/docs/fy19osti/72195.pdf>

December 2, 2019

Delegate Anne Healey
361 House Office Building
6 Bladen Street
Annapolis, MD 21401

Dear Delegate Healey,

The City of Hyattsville has supported a resolution to support the adoption of the Community Choice Aggregation Act (HB730 from the 2019 Legislative Session) and we urge you to co-sponsor this legislation and to vote in favor of the bill if it makes it out of committee.

The City of Hyattsville supports this resolution because adoption of the Community Choice Aggregation Act would empower Hyattsville to significantly increase the proportion of city residents using clean, renewable power while reducing the cost of electricity. Although figures are not available at the City level, PEPCO estimated that just 5.42% of its Maryland electricity came from renewable sources in 2018, a figure that we could dramatically increase if this bill is approved.

Hyattsville residents can currently meet their electrical demands by remaining with the default provider (PEPCO in our area) or by selecting an electrical retail provider of their choice. But the process of shopping for an electrical provider is complicated and there are many predatory providers offering misleading contracts, resulting in the overwhelming majority of consumers staying with their default provider. In addition, without the ability to form a CCA and negotiate a rate with a large block of consumers, individual residents have limited negotiating power to lower costs and are purchasing electricity at pre-established rates set by the power company.

The Community Choice Aggregation Act would change this. If passed, it would allow local governments like Hyattsville the option to create a CCA and negotiate with electrical providers on behalf of its residents and greatly increase the ability to purchase renewable energy at competitive rates. Residents would be free to opt out and remain with the default provider or select another electrical retail provider of their choosing.

Please consider supporting this important legislation in the upcoming 2020 Maryland Legislative Session.

Respectfully,

Mayor Candace Hollingsworth

HOUSE BILL 730

C5, L6

9lr1191
CF SB 660

By: **Delegates Charkoudian, Lehman, Acevero, Barron, Carr, Crosby, Ebersole, Fraser-Hidalgo, Kelly, R. Lewis, Love, Luedtke, Moon, Mosby, Shetty, Smith, Solomon, Stewart, and Wilkins**

Introduced and read first time: February 8, 2019

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Electric Industry – Community Choice Aggregation**

3 FOR the purpose of repealing a provision that prohibits a county or municipal corporation
4 from acting as an aggregator under certain circumstances; establishing a process by
5 which a county or municipal corporation or group of counties and municipal
6 corporations may become a community choice aggregator; requiring a county or
7 municipal corporation to develop and give certain notice of a certain aggregation
8 plan; providing for the contents of a certain aggregation plan; authorizing a
9 community choice aggregator to own a certain electric generating facility for a
10 certain purpose; exempting a community choice aggregator from certain
11 requirements relating to the licensing of electricity suppliers; establishing a process
12 under which certain customers shall be deemed to have given permission to a certain
13 county or municipal corporation to act as the customers' community choice
14 aggregator; providing that certain customers may refuse to participate in certain
15 aggregation activities under certain circumstances; requiring a certain electricity
16 supplier to give certain notice to a community choice aggregator regarding the end
17 of a certain contract term; requiring a county or municipal corporation to give or
18 provide for certain notices to certain persons and to the Public Service Commission
19 under certain circumstances; providing for the contents of certain notices;
20 prohibiting a county or municipal corporation from excluding certain customers from
21 the ability to participate in certain aggregation activities under certain
22 circumstances; requiring the Commission to notify a certain county or municipal
23 corporation as to its compliance with certain requirements; providing that a
24 community choice aggregator may award contracts for competitive generation
25 service supply only at certain times; requiring the Commission to make a certain
26 determination as to when a community choice aggregator may award contracts for
27 competitive generation service supply; providing that a certain county or municipal
28 corporation is deemed to have obtained certain customer authorization to retrieve
29 certain data; requiring the Commission to review certain fees, request formats, and

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



the format of certain data provided to facilitate the intent of certain provisions of law; prohibiting a community choice aggregator from assessing certain new fees, taxes, or charges in the aggregation charges or rates under certain circumstances; limiting the amount of a certain fee; requiring the Commission to adopt certain regulations and establish certain procedures; requiring the Commission to consider certain factors; defining certain terms; altering certain definitions; and generally relating to the ability of a county or municipal corporation to aggregate demand for electricity within the county or municipal corporation.

BY renumbering

Article – Public Utilities

Section 1–101(f) through (tt), respectively

to be Section 1–101(g) through (uu), respectively

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 1–101(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 1–101(b) and 7–507(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

BY adding to

Article – Public Utilities

Section 1–101(f) and 7–510.2

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

BY repealing

Article – Public Utilities

Section 7–510(f)

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

That Section(s) 1–101(f) through (tt), respectively, of Article – Public Utilities of the Annotated Code of Maryland be renumbered to be Section(s) 1–101(g) through (uu), respectively.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

(a) A person, other than an electric company providing standard offer service under § 7-510(c) of this subtitle [or], a municipal electric utility serving customers solely in its distribution territory, **OR A COMMUNITY CHOICE AGGREGATOR UNDER § 7-510.2 OF THIS SUBTITLE**, may not engage in the business of an electricity supplier in the State unless the person holds a license issued by the Commission.

7-510.

[(f) A county or municipal corporation may not act as an aggregator unless the Commission determines there is not sufficient competition within the boundaries of the county or municipal corporation.]

7-510.2.

(A) A COUNTY OR MUNICIPAL CORPORATION OR GROUP OF COUNTIES OR MUNICIPAL CORPORATIONS MAY FORM OR JOIN A COMMUNITY CHOICE AGGREGATOR UNDER THIS SECTION.

(B) (1) AT LEAST 60 DAYS BEFORE INITIATING THE PROCESS TO JOIN OR FORM A COMMUNITY CHOICE AGGREGATOR, A COUNTY OR MUNICIPAL CORPORATION SHALL DEVELOP AN AGGREGATION PLAN.

(2) THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION SHALL:

(I) GIVE WRITTEN NOTICE OF THE AGGREGATION PLAN TO EACH ELECTRIC CUSTOMER IN THE JURISDICTION;

(II) PUBLISH A FAIR SUMMARY OF THE AGGREGATION PLAN IN AT LEAST ONE NEWSPAPER OF GENERAL CIRCULATION IN THE JURISDICTION; AND

(III) IF THE JURISDICTION MAINTAINS A WEBSITE, PUBLISH THE FULL TEXT OF THE AGGREGATION PLAN ON THE WEBSITE.

(3) THE AGGREGATION PLAN SHALL:

(I) DETAIL THE PROCESS AND CONSEQUENCES OF COMMUNITY CHOICE AGGREGATION;

(II) CONTAIN INFORMATION ON THE OPERATIONS, FUNDING, AND ORGANIZATIONAL STRUCTURE OF THE COMMUNITY CHOICE AGGREGATOR;

(III) PROVIDE DETAILS ON:

1 1. THE RATE SETTING AND COSTS TO PARTICIPANTS;

2 2. METHODS THAT THE COMMUNITY CHOICE
3 AGGREGATOR MUST USE FOR ENTERING INTO AND TERMINATING AGREEMENTS
4 WITH OTHER ENTITIES;

5 3. THE RIGHTS AND RESPONSIBILITIES OF
6 PARTICIPATING ELECTRIC CUSTOMERS; AND

7 4. THE TERMINATION OF THE AGGREGATION PROGRAM,
8 IF ANY; AND

9 (IV) PROVIDE FOR UNIVERSAL ELECTRICITY ACCESS,
10 RELIABILITY, AND EQUITABLE TREATMENT OF ALL ELECTRIC CUSTOMERS IN THE
11 JURISDICTION.

12 (C) (1) AT LEAST 60 DAYS AFTER GIVING WRITTEN NOTICE OF THE
13 AGGREGATION PLAN TO THE ELECTRIC CUSTOMERS IN ITS JURISDICTION, A COUNTY
14 OR MUNICIPAL CORPORATION OR GROUP OF COUNTIES OR MUNICIPAL
15 CORPORATIONS MAY INITIATE THE PROCESS OF FORMING OR JOINING A
16 COMMUNITY CHOICE AGGREGATOR BY FILING WITH THE COMMISSION BY
17 REGISTERED MAIL:

18 (I) A NOTICE OF INTENT TO FORM OR JOIN A COMMUNITY
19 CHOICE AGGREGATOR;

20 (II) A COPY OF THE AGGREGATION PLAN DEVELOPED IN
21 ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION; AND

22 (III) A DRAFT LOCAL LAW FORMING OR JOINING A COMMUNITY
23 CHOICE AGGREGATOR.

24 (2) THE NOTICE OF INTENT SHALL INCLUDE:

25 (I) THE NAME OF EACH COUNTY OR MUNICIPAL CORPORATION
26 IN THE COMMUNITY CHOICE AGGREGATOR; AND

27 (II) WHETHER THE COUNTY OR MUNICIPAL CORPORATION IS
28 FORMING A COMMUNITY CHOICE AGGREGATOR OR JOINING AN EXISTING
29 COMMUNITY CHOICE AGGREGATOR.

30 (3) A COUNTY OR MUNICIPAL CORPORATION IS A COMMUNITY

1 CHOICE AGGREGATOR AFTER:

2 (I) SUBMITTING THE NOTICE OF INTENT AND AGGREGATION
3 PLAN REQUIRED UNDER THIS SUBSECTION; AND

4 (II) ENACTING A LOCAL LAW THAT PROVIDES THAT THE COUNTY
5 OR MUNICIPAL CORPORATION SHALL ACT AS A COMMUNITY CHOICE AGGREGATOR.

6 (D) (1) IF A COUNTY OR MUNICIPAL CORPORATION ENACTS A LOCAL LAW
7 TO ACT AS A COMMUNITY CHOICE AGGREGATOR UNDER THIS SECTION, THE COUNTY
8 OR MUNICIPAL CORPORATION SHALL GIVE, OR CAUSE ITS SELECTED ELECTRICITY
9 SUPPLIER TO GIVE, WRITTEN NOTICE TO ALL ELECTRIC CUSTOMERS IN ITS
10 JURISDICTION.

11 (2) THE NOTICE REQUIRED UNDER THIS SUBSECTION SHALL
12 INCLUDE:

13 (I) THE IDENTITY OF THE SELECTED ELECTRICITY SUPPLIER;

14 (II) TERMS AND CONDITIONS OF SERVICE;

15 (III) NEW RATES FOR SERVICE;

16 (IV) A COMPARISON OF THE NEW RATES AND THE RATES UNDER
17 THE CURRENT STANDARD OFFER SERVICE; AND

18 (V) THE TOTAL RENEWABLE COMPONENT OF THE PORTFOLIO
19 OF THE SELECTED ELECTRICITY SUPPLIER THAT EXCEEDS THE REQUIREMENTS
20 UNDER CURRENT LAW, IF ANY.

21 (3) IN THE NOTICE REQUIRED UNDER THIS SUBSECTION, THE
22 COUNTY OR MUNICIPAL CORPORATION SHALL PROVIDE TO THE ELECTRIC
23 CUSTOMERS IN ITS JURISDICTION THE OPPORTUNITY TO REFUSE TO PARTICIPATE
24 IN THE AGGREGATION ACTIVITIES OF THE COMMUNITY CHOICE AGGREGATOR
25 WITHOUT PENALTY BY RETURN MAILING OF THE NOTICE INDICATING THE
26 CUSTOMER'S DECISION TO REFUSE TO PARTICIPATE IN THE AGGREGATION
27 ACTIVITIES OF THE COMMUNITY CHOICE AGGREGATOR.

28 (4) A COUNTY OR MUNICIPAL CORPORATION THAT ENACTS A LOCAL
29 LAW TO ACT AS A COMMUNITY CHOICE AGGREGATOR UNDER THIS SECTION MAY NOT
30 EXCLUDE ANY ELECTRIC CUSTOMER IN ITS JURISDICTION FROM THE ABILITY TO
31 PARTICIPATE IN THE AGGREGATION ACTIVITIES OF THE COMMUNITY CHOICE
32 AGGREGATOR.

1 **(E) AN ELECTRIC CUSTOMER IS DEEMED TO HAVE GIVEN PERMISSION TO**
2 **THE COUNTY OR MUNICIPAL CORPORATION TO ACT ON THE CUSTOMER’S BEHALF AS**
3 **A COMMUNITY CHOICE AGGREGATOR:**

4 **(1) WHEN THE COUNTY OR MUNICIPAL CORPORATION RECEIVES A**
5 **RETURNED NOTICE FROM THE CUSTOMER EXPLICITLY GRANTING THAT**
6 **PERMISSION; OR**

7 **(2) IN THE CASE OF A CUSTOMER RECEIVING STANDARD OFFER**
8 **SERVICE, WITHIN 30 DAYS AFTER THE NOTICE IS GIVEN IF THE COUNTY OR**
9 **MUNICIPAL CORPORATION HAS NOT RECEIVED A RETURNED NOTICE BY THAT DATE.**

10 **(F) (1) AT LEAST 45 DAYS BEFORE THE END OF A CONTRACT TERM**
11 **BETWEEN AN ELECTRICITY SUPPLIER AND A CUSTOMER IN THE JURISDICTION OF A**
12 **COMMUNITY CHOICE AGGREGATOR, AN ELECTRICITY SUPPLIER SHALL GIVE NOTICE**
13 **TO THE COMMUNITY CHOICE AGGREGATOR REGARDING THE END OF THE CONTRACT**
14 **TERM WITH THE CUSTOMER.**

15 **(2) AT THE END OF A CONTRACT TERM WITH AN ELECTRICITY**
16 **SUPPLIER A CUSTOMER IN THE JURISDICTION OF A COMMUNITY CHOICE**
17 **AGGREGATOR SHALL BE AUTOMATICALLY ENROLLED AS A PARTICIPANT IN THE**
18 **AGGREGATION ACTIVITIES OF THE COMMUNITY CHOICE AGGREGATOR UNLESS THE**
19 **CUSTOMER GIVES WRITTEN NOTICE TO THE COUNTY OR MUNICIPAL CORPORATION**
20 **DECLINING TO PARTICIPATE IN THE AGGREGATION ACTIVITIES OF THE COMMUNITY**
21 **CHOICE AGGREGATOR.**

22 **(G) THIS SECTION MAY NOT BE CONSTRUED TO PREVENT AN ELECTRIC**
23 **CUSTOMER IN THE JURISDICTION OF THE COUNTY OR MUNICIPAL CORPORATION**
24 **FROM CHOOSING TO ENTER INTO A CONTRACT WITH AN ELECTRICITY SUPPLIER**
25 **OTHER THAN THE COMMUNITY CHOICE AGGREGATOR.**

26 **(H) (1) IN THIS SUBSECTION, “AGGREGATION SERVICES” INCLUDES THE**
27 **PROVISION OF ELECTRICITY SERVICE FROM A GENERATING STATION OWNED BY A**
28 **COMMUNITY CHOICE AGGREGATOR.**

29 **(2) A COMMUNITY CHOICE AGGREGATOR MAY NOT ASSESS ANY NEW**
30 **FEE, TAX, OR OTHER CHARGE IN THE AGGREGATION CHARGES OR RATES THAT IS**
31 **NOT RELATED TO THE COST OF PROVIDING THE AGGREGATION SERVICE.**

(3) A FEE FOR AGGREGATION MAY NOT EXCEED:

(I) THE COST OF TRANSMISSION OF THE ELECTRICITY PROVIDED THROUGH THE AGGREGATION SERVICE; AND

(II) IF THE COMMUNITY CHOICE AGGREGATOR PROVIDES ELECTRICITY SUPPLY TO ITS CUSTOMERS THROUGH AN ELECTRIC GENERATING STATION THAT IT OWNS, THE COST OF THE ELECTRICITY PROVIDED THROUGH THE AGGREGATION SERVICE.

(I) (1) A COMMUNITY CHOICE AGGREGATOR MAY NOT BE CONSIDERED TO BE AN ELECTRICITY SUPPLIER UNDER § 7-507(A) OF THIS SUBTITLE.

(2) A COMMUNITY CHOICE AGGREGATOR MAY OWN AN ELECTRIC GENERATING FACILITY IN ACCORDANCE WITH THIS ARTICLE IF THE FACILITY IS DESIGNED TO PROVIDE ENERGY PRIMARILY FOR USE BY THE PARTICIPANTS OF THE COMMUNITY CHOICE AGGREGATOR.

(J) (1) BASED ON A DETERMINATION OF THE MITIGATION OF VOLUMETRIC RISK, THE COMMISSION SHALL IDENTIFY AT LEAST ONE 2-MONTH PERIOD IN THE CALENDAR YEAR WITHIN WHICH A COMMUNITY CHOICE AGGREGATOR MAY AWARD CONTRACTS FOR COMPETITIVE GENERATION SERVICE SUPPLY.

(2) A COMMUNITY CHOICE AGGREGATOR MAY AWARD CONTRACTS FOR COMPETITIVE GENERATION SERVICE SUPPLY ONLY WITHIN A 2-MONTH PERIOD IDENTIFIED BY THE COMMISSION UNDER THIS SUBSECTION.

(K) (1) A COMMUNITY CHOICE AGGREGATOR IS DEEMED TO HAVE OBTAINED ELECTRIC CUSTOMER AUTHORIZATION TO RETRIEVE PREENROLLMENT USAGE DATA FOR CUSTOMERS IN THE JURISDICTION OF THE COMMUNITY CHOICE AGGREGATOR.

(2) AN ELECTRIC COMPANY SHALL PROVIDE TO A COMMUNITY CHOICE AGGREGATOR ANY RELEVANT PREENROLLMENT USAGE DATA FOR CUSTOMERS IN THE JURISDICTION OF THE COMMUNITY CHOICE AGGREGATOR.

(L) THE COMMISSION SHALL REVIEW APPLICABLE FEES, REQUEST FORMATS, AND THE FORMAT OF DATA PROVIDED TO FACILITATE THE INTENT OF THIS SECTION.

(M) (1) THE COMMISSION SHALL ESTABLISH PROCEDURES FOR AN ELECTRIC CUSTOMER WHO IS RECEIVING ELECTRIC GENERATION SERVICES FROM

1 AN ELECTRICITY SUPPLIER SELECTED BY A COMMUNITY CHOICE AGGREGATOR TO
2 RECEIVE ANY BILL ASSISTANCE CREDIT TO WHICH THE CUSTOMER MAY BE
3 ENTITLED UNDER § 7-512.1 OF THIS SUBTITLE.

4 (2) AN ELECTRICITY SUPPLIER SELECTED BY A COMMUNITY CHOICE
5 AGGREGATOR SHALL REFER RESIDENTIAL CUSTOMERS WITH ACCOUNTS DEEMED
6 DELINQUENT UNDER THE TERMS AND CONDITIONS ADOPTED BY THE ELECTRICITY
7 SUPPLIER TO THE STANDARD OFFER SERVICE IN ACCORDANCE WITH THE
8 PROCEDURES ADOPTED BY THE COMMISSION UNDER §§ 7-507(E)(6) AND
9 7-510(C)(2)(VI) OF THIS SUBTITLE.

10 (N) (1) THE COMMISSION SHALL BY REGULATION ESTABLISH
11 STANDARDS AND PROCEDURES TO PROTECT THE CONSUMER RIGHTS OF
12 RESIDENTIAL CUSTOMERS WHO RECEIVE ELECTRIC GENERATION SERVICES FROM
13 AN ELECTRICITY SUPPLIER SELECTED BY A COMMUNITY CHOICE AGGREGATOR.

14 (2) THE REGULATIONS SHALL PROHIBIT DISCRIMINATION AGAINST A
15 CUSTOMER OR ON THE BASIS OF THE LOCATION OF THE CUSTOMER.

16 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2019.

SENATE BILL 660

C5, L6

9lr2560
CF 9lr1191

By: **Senator Washington**

Introduced and read first time: February 4, 2019

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Electric Industry – Community Choice Aggregation**

3 FOR the purpose of repealing a provision that prohibits a county or municipal corporation
4 from acting as an aggregator under certain circumstances; establishing a process by
5 which a county or municipal corporation or group of counties and municipal
6 corporations may become a community choice aggregator; requiring a county or
7 municipal corporation to develop and give certain notice of a certain aggregation
8 plan; providing for the contents of a certain aggregation plan; authorizing a
9 community choice aggregator to own a certain electric generating facility for a
10 certain purpose; exempting a community choice aggregator from certain
11 requirements relating to the licensing of electricity suppliers; establishing a process
12 under which certain customers shall be deemed to have given permission to a certain
13 county or municipal corporation to act as the customers' community choice
14 aggregator; providing that certain customers may refuse to participate in certain
15 aggregation activities under certain circumstances; requiring a certain electricity
16 supplier to give certain notice to a community choice aggregator regarding the end
17 of a certain contract term; requiring a county or municipal corporation to give or
18 provide for certain notices to certain persons and to the Public Service Commission
19 under certain circumstances; providing for the contents of certain notices;
20 prohibiting a county or municipal corporation from excluding certain customers from
21 the ability to participate in certain aggregation activities under certain
22 circumstances; requiring the Commission to notify a certain county or municipal
23 corporation as to its compliance with certain requirements; providing that a
24 community choice aggregator may award contracts for competitive generation
25 service supply only at certain times; requiring the Commission to make a certain
26 determination as to when a community choice aggregator may award contracts for
27 competitive generation service supply; providing that a certain county or municipal
28 corporation is deemed to have obtained certain customer authorization to retrieve
29 certain data; requiring the Commission to review certain fees, request formats, and
30 the format of certain data provided to facilitate the intent of certain provisions of
31 law; prohibiting a community choice aggregator from assessing certain new fees,

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



taxes, or charges in the aggregation charges or rates under certain circumstances; limiting the amount of a certain fee; requiring the Commission to adopt certain regulations and establish certain procedures; requiring the Commission to consider certain factors; defining certain terms; altering certain definitions; and generally relating to the ability of a county or municipal corporation to aggregate demand for electricity within the county or municipal corporation.

BY renumbering

Article – Public Utilities

Section 1–101(f) through (tt), respectively

to be Section 1–101(g) through (uu), respectively

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, without amendments,

Article – Public Utilities

Section 1–101(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

BY repealing and reenacting, with amendments,

Article – Public Utilities

Section 1–101(b) and 7–507(a)

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

BY adding to

Article – Public Utilities

Section 1–101(f) and 7–510.2

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

BY repealing

Article – Public Utilities

Section 7–510(f)

Annotated Code of Maryland

(2010 Replacement Volume and 2018 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

That Section(s) 1–101(f) through (tt), respectively, of Article – Public Utilities of the Annotated Code of Maryland be renumbered to be Section(s) 1–101(g) through (uu), respectively.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article – Public Utilities

1 1-101.

2 (a) In this division the following words have the meanings indicated.

3 (b) (1) "Aggregator" means an entity or an individual that acts on behalf of a
4 customer to purchase electricity or gas.

5 (2) "Aggregator" does not include:

6 (i) an entity or individual that purchases electricity or gas **ONLY** for
7 its own use or for the use of its subsidiaries or affiliates;

8 (ii) a municipal electric utility or a municipal gas utility serving only
9 in its distribution territory; or

10 (iii) a combination of governmental units that purchases electricity
11 or gas for use by the governmental units.

12 **(F) "COMMUNITY CHOICE AGGREGATOR" MEANS A COUNTY OR MUNICIPAL**
13 **CORPORATION OR A GROUP OF COUNTIES, MUNICIPAL CORPORATIONS, OR BOTH**
14 **THAT SERVE AS AN ELECTRIC AGGREGATOR FOR THE PURPOSE OF NEGOTIATING**
15 **THE PURCHASE OF ELECTRIC GENERATION SERVICES FROM AN ELECTRICITY**
16 **SUPPLIER OR PROVIDING ELECTRICITY FROM AN ELECTRIC GENERATING FACILITY**
17 **OWNED BY THE AGGREGATOR FOR ALL ELECTRIC CUSTOMERS:**

18 **(1) LOCATED, FOR A MUNICIPAL CORPORATION, IN THE MUNICIPAL**
19 **CORPORATION OR, FOR A COUNTY, IN ANY AREA IN THE COUNTY OUTSIDE A**
20 **MUNICIPAL CORPORATION;**

21 **(2) THAT HAVE NOT:**

22 **(I) SELECTED AN ELECTRICITY SUPPLIER OTHER THAN THE**
23 **STANDARD OFFER SERVICE SUPPLIER; OR**

24 **(II) REFUSED TO PARTICIPATE IN THE AGGREGATION**
25 **ACTIVITIES OF THE COUNTY, MUNICIPAL CORPORATION, OR GROUP OF COUNTIES**
26 **OR GROUP OF MUNICIPAL CORPORATIONS; AND**

27 **(3) THAT ARE NOT LOCATED IN THE SERVICE TERRITORY OF A**
28 **MUNICIPAL ELECTRIC UTILITY.**

29 7-507.

30 (a) A person, other than an electric company providing standard offer service

under § 7–510(c) of this subtitle [or], a municipal electric utility serving customers solely in its distribution territory, **OR A COMMUNITY CHOICE AGGREGATOR UNDER § 7–510.2 OF THIS SUBTITLE**, may not engage in the business of an electricity supplier in the State unless the person holds a license issued by the Commission.

7–510.

[(f) A county or municipal corporation may not act as an aggregator unless the Commission determines there is not sufficient competition within the boundaries of the county or municipal corporation.]

7–510.2.

(A) A COUNTY OR MUNICIPAL CORPORATION OR GROUP OF COUNTIES OR MUNICIPAL CORPORATIONS MAY FORM OR JOIN A COMMUNITY CHOICE AGGREGATOR UNDER THIS SECTION.

(B) (1) AT LEAST 60 DAYS BEFORE INITIATING THE PROCESS TO JOIN OR FORM A COMMUNITY CHOICE AGGREGATOR, A COUNTY OR MUNICIPAL CORPORATION SHALL DEVELOP AN AGGREGATION PLAN.

(2) THE GOVERNING BODY OF A COUNTY OR MUNICIPAL CORPORATION SHALL:

(I) GIVE WRITTEN NOTICE OF THE AGGREGATION PLAN TO EACH ELECTRIC CUSTOMER IN THE JURISDICTION;

(II) PUBLISH A FAIR SUMMARY OF THE AGGREGATION PLAN IN AT LEAST ONE NEWSPAPER OF GENERAL CIRCULATION IN THE JURISDICTION; AND

(III) IF THE JURISDICTION MAINTAINS A WEBSITE, PUBLISH THE FULL TEXT OF THE AGGREGATION PLAN ON THE WEBSITE.

(3) THE AGGREGATION PLAN SHALL:

(I) DETAIL THE PROCESS AND CONSEQUENCES OF COMMUNITY CHOICE AGGREGATION;

(II) CONTAIN INFORMATION ON THE OPERATIONS, FUNDING, AND ORGANIZATIONAL STRUCTURE OF THE COMMUNITY CHOICE AGGREGATOR;

(III) PROVIDE DETAILS ON:

1. THE RATE SETTING AND COSTS TO PARTICIPANTS;

1 2. METHODS THAT THE COMMUNITY CHOICE
2 AGGREGATOR MUST USE FOR ENTERING INTO AND TERMINATING AGREEMENTS
3 WITH OTHER ENTITIES;

4 3. THE RIGHTS AND RESPONSIBILITIES OF
5 PARTICIPATING ELECTRIC CUSTOMERS; AND

6 4. THE TERMINATION OF THE AGGREGATION PROGRAM,
7 IF ANY; AND

8 (IV) PROVIDE FOR UNIVERSAL ELECTRICITY ACCESS,
9 RELIABILITY, AND EQUITABLE TREATMENT OF ALL ELECTRIC CUSTOMERS IN THE
10 JURISDICTION.

11 (C) (1) AT LEAST 60 DAYS AFTER GIVING WRITTEN NOTICE OF THE
12 AGGREGATION PLAN TO THE ELECTRIC CUSTOMERS IN ITS JURISDICTION, A COUNTY
13 OR MUNICIPAL CORPORATION OR GROUP OF COUNTIES OR MUNICIPAL
14 CORPORATIONS MAY INITIATE THE PROCESS OF FORMING OR JOINING A
15 COMMUNITY CHOICE AGGREGATOR BY FILING WITH THE COMMISSION BY
16 REGISTERED MAIL:

17 (I) A NOTICE OF INTENT TO FORM OR JOIN A COMMUNITY
18 CHOICE AGGREGATOR;

19 (II) A COPY OF THE AGGREGATION PLAN DEVELOPED IN
20 ACCORDANCE WITH SUBSECTION (B) OF THIS SECTION; AND

21 (III) A DRAFT LOCAL LAW FORMING OR JOINING A COMMUNITY
22 CHOICE AGGREGATOR.

23 (2) THE NOTICE OF INTENT SHALL INCLUDE:

24 (I) THE NAME OF EACH COUNTY OR MUNICIPAL CORPORATION
25 IN THE COMMUNITY CHOICE AGGREGATOR; AND

26 (II) WHETHER THE COUNTY OR MUNICIPAL CORPORATION IS
27 FORMING A COMMUNITY CHOICE AGGREGATOR OR JOINING AN EXISTING
28 COMMUNITY CHOICE AGGREGATOR.

29 (3) A COUNTY OR MUNICIPAL CORPORATION IS A COMMUNITY
30 CHOICE AGGREGATOR AFTER:

(I) SUBMITTING THE NOTICE OF INTENT AND AGGREGATION
PLAN REQUIRED UNDER THIS SUBSECTION; AND

(II) ENACTING A LOCAL LAW THAT PROVIDES THAT THE COUNTY
OR MUNICIPAL CORPORATION SHALL ACT AS A COMMUNITY CHOICE AGGREGATOR.

(D) (1) IF A COUNTY OR MUNICIPAL CORPORATION ENACTS A LOCAL LAW
TO ACT AS A COMMUNITY CHOICE AGGREGATOR UNDER THIS SECTION, THE COUNTY
OR MUNICIPAL CORPORATION SHALL GIVE, OR CAUSE ITS SELECTED ELECTRICITY
SUPPLIER TO GIVE, WRITTEN NOTICE TO ALL ELECTRIC CUSTOMERS IN ITS
JURISDICTION.

(2) THE NOTICE REQUIRED UNDER THIS SUBSECTION SHALL
INCLUDE:

(I) THE IDENTITY OF THE SELECTED ELECTRICITY SUPPLIER;

(II) TERMS AND CONDITIONS OF SERVICE;

(III) NEW RATES FOR SERVICE;

(IV) A COMPARISON OF THE NEW RATES AND THE RATES UNDER
THE CURRENT STANDARD OFFER SERVICE; AND

(V) THE TOTAL RENEWABLE COMPONENT OF THE PORTFOLIO
OF THE SELECTED ELECTRICITY SUPPLIER THAT EXCEEDS THE REQUIREMENTS
UNDER CURRENT LAW, IF ANY.

(3) IN THE NOTICE REQUIRED UNDER THIS SUBSECTION, THE
COUNTY OR MUNICIPAL CORPORATION SHALL PROVIDE TO THE ELECTRIC
CUSTOMERS IN ITS JURISDICTION THE OPPORTUNITY TO REFUSE TO PARTICIPATE
IN THE AGGREGATION ACTIVITIES OF THE COMMUNITY CHOICE AGGREGATOR
WITHOUT PENALTY BY RETURN MAILING OF THE NOTICE INDICATING THE
CUSTOMER'S DECISION TO REFUSE TO PARTICIPATE IN THE AGGREGATION
ACTIVITIES OF THE COMMUNITY CHOICE AGGREGATOR.

(4) A COUNTY OR MUNICIPAL CORPORATION THAT ENACTS A LOCAL
LAW TO ACT AS A COMMUNITY CHOICE AGGREGATOR UNDER THIS SECTION MAY NOT
EXCLUDE ANY ELECTRIC CUSTOMER IN ITS JURISDICTION FROM THE ABILITY TO
PARTICIPATE IN THE AGGREGATION ACTIVITIES OF THE COMMUNITY CHOICE
AGGREGATOR.

(E) AN ELECTRIC CUSTOMER IS DEEMED TO HAVE GIVEN PERMISSION TO

1 THE COUNTY OR MUNICIPAL CORPORATION TO ACT ON THE CUSTOMER'S BEHALF AS
2 A COMMUNITY CHOICE AGGREGATOR:

3 (1) WHEN THE COUNTY OR MUNICIPAL CORPORATION RECEIVES A
4 RETURNED NOTICE FROM THE CUSTOMER EXPLICITLY GRANTING THAT
5 PERMISSION; OR

6 (2) IN THE CASE OF A CUSTOMER RECEIVING STANDARD OFFER
7 SERVICE, WITHIN 30 DAYS AFTER THE NOTICE IS GIVEN IF THE COUNTY OR
8 MUNICIPAL CORPORATION HAS NOT RECEIVED A RETURNED NOTICE BY THAT DATE.

9 (F) (1) AT LEAST 45 DAYS BEFORE THE END OF A CONTRACT TERM
10 BETWEEN AN ELECTRICITY SUPPLIER AND A CUSTOMER IN THE JURISDICTION OF A
11 COMMUNITY CHOICE AGGREGATOR, AN ELECTRICITY SUPPLIER SHALL GIVE NOTICE
12 TO THE COMMUNITY CHOICE AGGREGATOR REGARDING THE END OF THE CONTRACT
13 TERM WITH THE CUSTOMER.

14 (2) AT THE END OF A CONTRACT TERM WITH AN ELECTRICITY
15 SUPPLIER A CUSTOMER IN THE JURISDICTION OF A COMMUNITY CHOICE
16 AGGREGATOR SHALL BE AUTOMATICALLY ENROLLED AS A PARTICIPANT IN THE
17 AGGREGATION ACTIVITIES OF THE COMMUNITY CHOICE AGGREGATOR UNLESS THE
18 CUSTOMER GIVES WRITTEN NOTICE TO THE COUNTY OR MUNICIPAL CORPORATION
19 DECLINING TO PARTICIPATE IN THE AGGREGATION ACTIVITIES OF THE COMMUNITY
20 CHOICE AGGREGATOR.

21 (G) THIS SECTION MAY NOT BE CONSTRUED TO PREVENT AN ELECTRIC
22 CUSTOMER IN THE JURISDICTION OF THE COUNTY OR MUNICIPAL CORPORATION
23 FROM CHOOSING TO ENTER INTO A CONTRACT WITH AN ELECTRICITY SUPPLIER
24 OTHER THAN THE COMMUNITY CHOICE AGGREGATOR.

25 (H) (1) IN THIS SUBSECTION, "AGGREGATION SERVICES" INCLUDES THE
26 PROVISION OF ELECTRICITY SERVICE FROM A GENERATING STATION OWNED BY A
27 COMMUNITY CHOICE AGGREGATOR.

28 (2) A COMMUNITY CHOICE AGGREGATOR MAY NOT ASSESS ANY NEW
29 FEE, TAX, OR OTHER CHARGE IN THE AGGREGATION CHARGES OR RATES THAT IS
30 NOT RELATED TO THE COST OF PROVIDING THE AGGREGATION SERVICE.

(3) A FEE FOR AGGREGATION MAY NOT EXCEED:

(I) THE COST OF TRANSMISSION OF THE ELECTRICITY PROVIDED THROUGH THE AGGREGATION SERVICE; AND

(II) IF THE COMMUNITY CHOICE AGGREGATOR PROVIDES ELECTRICITY SUPPLY TO ITS CUSTOMERS THROUGH AN ELECTRIC GENERATING STATION THAT IT OWNS, THE COST OF THE ELECTRICITY PROVIDED THROUGH THE AGGREGATION SERVICE.

(I) (1) A COMMUNITY CHOICE AGGREGATOR MAY NOT BE CONSIDERED TO BE AN ELECTRICITY SUPPLIER UNDER § 7-507(A) OF THIS SUBTITLE.

(2) A COMMUNITY CHOICE AGGREGATOR MAY OWN AN ELECTRIC GENERATING FACILITY IN ACCORDANCE WITH THIS ARTICLE IF THE FACILITY IS DESIGNED TO PROVIDE ENERGY PRIMARILY FOR USE BY THE PARTICIPANTS OF THE COMMUNITY CHOICE AGGREGATOR.

(J) (1) BASED ON A DETERMINATION OF THE MITIGATION OF VOLUMETRIC RISK, THE COMMISSION SHALL IDENTIFY AT LEAST ONE 2-MONTH PERIOD IN THE CALENDAR YEAR WITHIN WHICH A COMMUNITY CHOICE AGGREGATOR MAY AWARD CONTRACTS FOR COMPETITIVE GENERATION SERVICE SUPPLY.

(2) A COMMUNITY CHOICE AGGREGATOR MAY AWARD CONTRACTS FOR COMPETITIVE GENERATION SERVICE SUPPLY ONLY WITHIN A 2-MONTH PERIOD IDENTIFIED BY THE COMMISSION UNDER THIS SUBSECTION.

(K) (1) A COMMUNITY CHOICE AGGREGATOR IS DEEMED TO HAVE OBTAINED ELECTRIC CUSTOMER AUTHORIZATION TO RETRIEVE PREENROLLMENT USAGE DATA FOR CUSTOMERS IN THE JURISDICTION OF THE COMMUNITY CHOICE AGGREGATOR.

(2) AN ELECTRIC COMPANY SHALL PROVIDE TO A COMMUNITY CHOICE AGGREGATOR ANY RELEVANT PREENROLLMENT USAGE DATA FOR CUSTOMERS IN THE JURISDICTION OF THE COMMUNITY CHOICE AGGREGATOR.

(L) THE COMMISSION SHALL REVIEW APPLICABLE FEES, REQUEST FORMATS, AND THE FORMAT OF DATA PROVIDED TO FACILITATE THE INTENT OF THIS SECTION.

(M) (1) THE COMMISSION SHALL ESTABLISH PROCEDURES FOR AN ELECTRIC CUSTOMER WHO IS RECEIVING ELECTRIC GENERATION SERVICES FROM

1 AN ELECTRICITY SUPPLIER SELECTED BY A COMMUNITY CHOICE AGGREGATOR TO
2 RECEIVE ANY BILL ASSISTANCE CREDIT TO WHICH THE CUSTOMER MAY BE
3 ENTITLED UNDER § 7-512.1 OF THIS SUBTITLE.

4 (2) AN ELECTRICITY SUPPLIER SELECTED BY A COMMUNITY CHOICE
5 AGGREGATOR SHALL REFER RESIDENTIAL CUSTOMERS WITH ACCOUNTS DEEMED
6 DELINQUENT UNDER THE TERMS AND CONDITIONS ADOPTED BY THE ELECTRICITY
7 SUPPLIER TO THE STANDARD OFFER SERVICE IN ACCORDANCE WITH THE
8 PROCEDURES ADOPTED BY THE COMMISSION UNDER §§ 7-507(E)(6) AND
9 7-510(C)(2)(VI) OF THIS SUBTITLE.

10 (N) (1) THE COMMISSION SHALL BY REGULATION ESTABLISH
11 STANDARDS AND PROCEDURES TO PROTECT THE CONSUMER RIGHTS OF
12 RESIDENTIAL CUSTOMERS WHO RECEIVE ELECTRIC GENERATION SERVICES FROM
13 AN ELECTRICITY SUPPLIER SELECTED BY A COMMUNITY CHOICE AGGREGATOR.

14 (2) THE REGULATIONS SHALL PROHIBIT DISCRIMINATION AGAINST A
15 CUSTOMER OR ON THE BASIS OF THE LOCATION OF THE CUSTOMER.

16 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2019.



Hyattsville City Council Agenda Item Report

Meeting Date: December 2, 2019
Submitted by: Laura Reams
Submitting Department: City Clerk
Item Type: Community Notices
Agenda Section:

SUBJECT

Main City Calendar: December 2-16, 2019

HCC-159-FY20

Recommendation:

Sponsor(s):

At the Request of the City Administrator

Co-Sponsor(s):

N/A

ATTACHMENTS

[Main City Calendar_ Dec 3-Dec 16 2019.pdf](#)

Summary Background:

N/A

Next Steps:

N/A

Fiscal Impact:

None

City Administrator Comments:

N/A

Community Engagement:

N/A

Strategic Goals:

Goal 1 – Ensure Transparent and Accessible Governance

Legal Review Required?

N/A

Main City Calendar: December 3 – December 16, 2019

Weekly Program Offerings

Ageless Grace Senior Exercise Classes

Wednesdays and Fridays, 10:00 AM – 11AM, City Municipal Building (1st Floor Multipurpose Room)

Teen Center

Center Hours: Monday-Thursday 3:30 PM - 7:00 PM, Fridays 3:30 PM - 10 PM (3911 Hamilton Street)

Community Yoga

Sundays, 5:00 PM - 6:00 PM, City Municipal Building (2nd Floor Prangley Room)

City Calendar: Dec 3 – December 16, 2019

Board of Supervisors of Elections Meeting

December 3, 2019, 4:00 PM, City Municipal Building (3rd Floor Mayor's Office)

Ward 2 Meeting

December 3, 2019, 7:00 PM, City Municipal Building (2nd Floor Prangley Room)

Movin' with the Mayor: Yoga Edition

December 4 and 11, 2019, 6:00 PM - 7:00 PM @ City Municipal Building (1st Floor Multipurpose Room)

To RSVP, email epreston@hyattsville.org or call (301) 985- 5006 by December 3rd. If the class is at capacity, you can be added to our waitlist for future sessions.

Shade Tree Board Meeting

December 4, 2019, 7:00 PM, City Municipal Building (2nd Floor Prangley Room)

Complete Count Census Committee Meeting

December 4, 2019, 7:30 PM, City Municipal Building (1st Floor Multipurpose Room)

The Committee is seeking members to join. To learn more and apply, visit www.hyattsville.org/committees.

Shop HVL for the Holidays - Free Weekend Parking

Each weekend through January 5th, beginning at 6:00 PM, the City will offer free weekend parking in City lots and metered spaces.

Holiday Tree Lighting

December 6, 2019, 7:00 PM, Magruder Park

Breakfast and Lunch with Santa

December 7, 2019, 9:00 AM and 12:00 PM, City Municipal Building (1st Floor Multipurpose Room)

Santa's joining us Saturday, December 7th, for breakfast (9 – 10: 30 a.m.) and lunch (12 – 1:30 p.m.) at the City Building. The cost is \$5 per person for breakfast or lunch and free for ages two and under. Photo opportunities with Santa are available for \$3. To reserve your seats, please call (301) 985-5021 or visit www.hyattsville.org/santa.

Nominations for Claus Applause to Close

If you would like to nominate your home or another's for the Claus Applause Holiday Decorating Contest, nominations should be submitted before 5:00 PM, December 16, 2019. For more information please contact ceverhart@hyattsville.org or call the Community Services Department at 301-985-5021.

Hyattsville Environment Committee Meeting

December 10, 2019, 7:00 PM, City Municipal Building (2nd Floor Prangley Room)

Main City Calendar: December 3 – December 16, 2019

Hyattsville Corridor Community Meeting

December 11, 2019, 6:30 PM - 8:30 PM, Mt. Rainier Police Station (Community Room)

Join Councilmember Edouard Haba and residents in providing input to help keep neighborhood traffic safe and pedestrian friendly.

Ward 1 Check In

December 11, 2019, 6:30 PM, Streetcar 82 Brewing Company, 4824 Rhode Island Avenue

Police and Public Safety Advisory Committee Meeting

December 11, 2019, 7:30 PM, City Municipal Building (2nd Floor Prangley Room)

Budget Work Session (FY21 Council Budget Priorities) – CANCELLED

City Council Meeting

December 16, 2019, 8:00 PM, City Municipal Building (3rd Floor Council Chambers)