

City Council of Hyattsville, Maryland

AGENDA

City Council Regular Meeting

Monday, March 18, 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](#)

[Edouard Haba, Council President, Ward 4](#)

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

[Bart Lawrence, Ward 1](#)

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

[Shani N. Warner, Ward 2](#)

[Carrianna Suiter, Ward 3](#)

[Thomas Wright, Ward 3](#)

[Paula J. Perry, Ward 4](#)

[Joseph Solomon, Ward 5](#)

[Erica Spell, Ward 5](#)

ADMINISTRATION

Tracey E. Nicholson, City Administrator

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

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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.

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1. **Call to Order and Council Roll Call**
2. **Pledge of Allegiance to the Flag**
3. **Approval of Agenda**
4. **Public Comment (8:10 p.m. – 8:20 p.m.) Limit 2 minutes per speaker**
5. **Presentations (8:20 p.m. - 8:35 p.m.)**

5.a) Introduction of the Draft Budget for Fiscal Year 2020 (15 minutes)
HCC-312-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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6. **Consent Items (8:35 p.m. - 8:40 p.m.)**

6.a) Proclamation Celebrating March 19, 2019, as Women in Public Office Day in the City of Hyattsville

HCC-310-FY19

I move that the Mayor and Council proclaim March 19, 2019, to be Women in Public Office Day in the City of Hyattsville.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Women in Public Office Day 2019.docx](#)

6.b) Appointments to the Hyattsville Environment Committee

HCC-305-FY19

I move that the Mayor and Council reappoint Megan Haidet (Ward 1) and appoint Patrice Woods (Ward 3) to the Hyattsville Environment Committee for a term of 2 years to expire on March 18, 2021.

Lead Sponsor: Wright

Co-Sponsor(s): Solomon, Lawrence

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[Committee Application_HEC_Megan Haidet W1.pdf](#)

[Committee Application_HEC_Patrice Woods W3.pdf](#)

6.c) Reappointment to the Health, Wellness, and Recreation Advisory Committee

HCC-304-FY19

I move that the Mayor and Council reappoint Don Burger (Ward 1) to the Health, Wellness, and Recreation Advisory Committee for a term of two (2) years to expire on March 18, 2021.

Lead Sponsor: Solomon

Co-Sponsor(s): Lawrence

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[Committee Application_HWRAC_Don Burger W1.pdf](#)

6.d) DPW New Facility Construction - WSSC Construction Services Fee

HCC-303-FY19

I move that the Mayor and Council authorize an expenditure of \$13,548 to the Washington Suburban Sanitary Commission (WSSC) for the Construction Services Fee for the installation of a water and sewer main on Arundel Place to service the new DPW Facility Construction.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[DA6330A17 City of Hyattsville OCL.pdf](#)

6.e) FY19 Budget Amendment: Police Training at the National Museum of African American History and Culture

HCC-302-FY19

I move that the Mayor and Council amend the FY19 General Fund Budget to authorize the transfer of \$15,000 within the Police Operating Budget from Command Professional Development to Patrol Overtime to cover overtime expenses for training at the National Museum of African American History and Culture (NMAAH&C).

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[NAAMH&C Tour Agreement with Hyattsville PD.docx](#)

6.f) Bicycle and Pedestrian Wayfinding Sign Purchase

HCC-311-FY19

I move that the Mayor and Council authorize the expenditure of not to exceed \$35,000 for the purchase of Bicycle and Pedestrian Wayfinding signs and kiosks from VH Sign in Upper Marlboro, MD.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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6.g) Holiday Decorations

HCC-309-FY19

I move that the Mayor and Council approve the purchase of Holiday Decorations for City Corridors from Rileigh's Outdoor Décor at a cost NTE \$65,000.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Holiday Deco Quote March12-19.docx](#)

6.h) Letter of Support for Maryland House Bill 173 - Job Creation Tax Credit Sunset Extension HCC-317-FY19

I move the Council authorize the Mayor to send correspondence to the City's State of Maryland delegation, requesting their support of Maryland House Bill 173, the Job Creation Tax Credit - Sunset Extension, legislation which extends the sunset for the Job Creation Tax Credit (JCTC) from January 31, 2020 to January 1, 2027.

Lead Sponsor: Hollingsworth

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

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[HB173 JCTC Sunset Extension - One Pager Final.pdf](#)

[Maryland-2019-HB173-Introduced.pdf](#)

[HB 173 JCTC Support.docx](#)

6.i) Prince George's County Zoning Variance - V-2-19 - 5709 40th Place, Hyattsville HCC-320-FY19

I move the City Council authorize the Mayor to provide letter to the Prince George's County Board of Zoning Appeals, in support of a zoning variance, for the subject property at 5709 40th Place, Hyattsville, permitting:

- (1) An exception to the requirement of a 25-foot front yard depth;
- (2) A variance of three (3) feet front yard depth variance.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Memo - V-2-19 - 5709 40th Place.docx](#)

[New Doc 2019-03-05 13.43.13 \(2\).pdf](#)

[Variance Packet 40th Pl.pdf](#)

7. Action Items (8:40 p.m. - 9:00 p.m.)

7.a) Authorizing the City Administrator to initiate necessary actions to advise the Hyattsville City Council on options to change the name of William Pinkney Magruder Park (20 minutes) HCC-278-FY19

I move that the Mayor and Council take the following actions to determine the feasibility of a name change of William Pinkney Magruder Park (hereafter referred to as Magruder Park):

a) Authorize the City Attorney to investigate the feasibility of and legal requirements for changing the name of Magruder Park without reverting ownership of the land back to the Magruder Family and/or Estate. The City Administrator and/or City Attorney will be required to report back their findings to the City Council within 120 days of passage of this motion. In the event additional research time is required, the City Administrator may request an extension from the City Council.

b) Authorize the City Attorney to investigate the feasibility of and legal requirements for updating the deed to exclude the offensive language as defined in the motion summary background details and effectively remove any restrictions on use of the public amenity that would be considered discriminatory as defined by the Hyattsville Human Rights Act. The City Administrator and/or City Attorney will be required to present its findings to the City Council within 120 days of passage of this motion. In the event additional research time is required, the City Administrator may request an extension from the City Council.

The City Administrator shall provide the City Council, in all regular status updates, the progress related to this research effort, including (but not be limited too) legal expenses (total expenses on this effort should be reported and council should be advised when and if these expenses reach \$10,000.00), partnership efforts, and any additional actions required by the Council to support investigating this matter.

Upon receipt of the work product resulting from parts a) and b) of this motion, the City Council shall devise an action plan to address the community implications associated with the property's history and the City's relationship with the donor (and/or his Estate). The action plan shall include measures the Council deems appropriate, as well as the supporting process, timeline, and community outreach and engagement. The City Administrator shall assist the City Council in this effort by preparing recommendations based on the tools available to the City of Hyattsville, Hyattsville historical precedent, models used by other governments or quasi government entities, and any recommended best practices.

Lead Sponsor: Solomon

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

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8. Discussion Items (9:00 p.m. - 9:25 p.m.)

8.a) Community Sustainability Fund (15 minutes)

HCC-41-FY18

I move that the Mayor and Council direct the City Treasurer to establish a Community Sustainability Fund to support projects that advance the goals of the City of Hyattsville's adopted Community Sustainability Plan. Funds shall be deposited into the fund annually based on the following formula:

$0.6 * (\# \text{ of Units Developed} \times \text{Per Unit Impact Fee Realized})$

Funds deposited into this fund should be allocated according to the following schedule:

40% Affordable Housing

40% Schools and Public Education

20% Transportation

The Mayor and Council shall authorize all expenses from the fund.

Lead Sponsor: Hollingsworth

Co-Sponsor(s): N/A

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8.b) Establishing a Complete Count Committee for Census 2020 (10 minutes)

HCC-315-FY19

I move that the Mayor and Council establish a Complete Count Committee for the purposes of increasing participation in the 2020 Census. The committee will identify opportunities to effectively engage residents, particularly in areas of the city identified as “Hard to Count” as indicated in the Hard to Count 2020 map. Members of the committee (up to 15) will be appointed by the Mayor and Council and shall be responsible for organizing all efforts related to this goal with support, as necessary, of City staff. The Mayor shall be an ex-officio member of the Complete Count Committee and will serve as a liaison to City staff via the City Administrator.

I further move that the Mayor and Council allocate \$10,000 in the FY20 budget to support expenses (communications, events, recruitment, etc.) related to this effort.

Lead Sponsor: Hollingsworth

Co-Sponsor(s): Croslin, Ward

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

10. Community Notices and Meetings

10.a) City Calendar: March 19 - April 1, 2019

HCC-307-FY19

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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[Main City Calendar_Mar 19 - Apr 1 2019.docx](#)

11. Motion to Close (9:35 p.m. - 9:55 p.m.)

11.a) Motion to Close (20 minutes)

NOTE: The Council will not return to open session.

HCC-313-FY19

I move that the Mayor and Council close the Council Meeting of March 18, 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.

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); and 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.

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

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