



**MEETING OF
UNIVERSITY PARK MAYOR AND COMMON COUNCIL
UNIVERSITY PARK ELEMENTARY SCHOOL
4315 UNDERWOOD STREET
7:30 PM**

**March 18, 2013
REGULAR SESSION
MINUTES**

**AN EXECUTIVE SESSION WAS CALLED AT 7:00 PM TO CONSULT WITH COUNSEL
TO OBTAIN LEGAL ADVICE.**

1 CALL TO ORDER: Mayor Tabori

Present: Mr. Brosch, Mr. Gekas, Ms. Christiansen, Mr. Carey, Ms. Sorensen, Mr. Cron, Mr. Alvarez
Excused: None
Absent: None

2 PLEDGE OF ALLEGIANCE was led by Mr. Carey.

3 APPROVAL OF THE AGENDA

Moved by: Mr. Cron
Yea: 7

Seconded by: Mr. Gekas
Nay: 0 **Abstain:** 0

4 APPROVAL OF MINUTES: *February 25, 2013*

Moved by: Mr. Gekas
Yea: 7

Seconded by: Ms. Christiansen
Nay: 0 **Abstain:** 0

5 APPROVAL OF MINUTES: *March 4, 2013*

Moved by: Mr. Alvarez
Yea: 6

Seconded by: Mr. Gekas
Nay: 0 **Abstain:** 1
Ms. Sorensen

6 PUBLIC COMMENT

Kim and Charles Mitter of 41st Avenue expressed dismay that a Bradford pear tree in front of their home is on the list of trees to be removed. Mr. and Mrs. Mitter asked if pear tree branches have ever been involved in automobile damages. Mayor Tabori commented that pear trees have been involved in numerous incidents in University Park, including one incident in which a branch fell on a resident, and many incidents in which branches have fallen on automobiles. Mayor Tabori also stated that Bradford trees have a short lifespan of 50-55 years, which was

not understood at the time when they were first planted. The town follows a policy to remove Bradford pear trees whenever they are able to because of problems with soft branches and trimming of the branches.

Lisa Anne Thompson Taylor of 41st Avenue commented that Bradford trees are an invasive species that are not native to University Park. She suggested replacing the trees with native species that are suitable for the climate. Mayor Tabori responded that tree replacement will include species that are more suitable for the University Park climate.

7 PERMITS

A APPLICATION TO ENCLOSE PORCH AT REAR OF HOUSE (Roushdy, 4321 Woodberry Street) Ward 4

Motion: To approve the application to enclose a porch at rear of house for a kitchen expansion 12' x 17'9" x 20' located on Lot 6, Block 24, Section 6-A.

Moved by: Mr. Carey
Yea: 6

Seconded by: Mr. Cron
Nay: 0 **Abstain:** 0

B COUNCIL VOTE TO RELEASE THE PERMIT FOR PEPCO TO PRUNE TREES

Motion: To approve to release the final PEPCO Pruning Permit.

Moved by: Mr. Cron
Yea: 6

Seconded by: Mr. Alvarez
Nay: 0 **Abstain:** 0

Pepco Vice President Jerry Pasternak appeared before the Town Council to address any concerns related to the permit to prune trees under the power lines in the public right-of-way. CM Gekas commented that on Pepco's website trees on private property are not to be removed without the written approval of the property owner. CM Carey added that the Town permit requires Pepco to inform Town Hall on any general notice such as door hangers.

8 PRESENTATIONS

A CERT TEAM TO CONDUCT A TRAINING EXERCISE IN THE TOWN OF UNIVERSITY PARK ON MAY, 5, 2013 FROM 9 AM – 12 PM

Chief Wynnyk made a brief presentation explaining that Citizens Emergency Response Team (CERT) will hold an emergency response exercise in the Town Park. The event will include drills on appropriate emergency procedures for residents who are deaf.

B BRIEFING ON PRINCE GEORGE'S COUNTY PLAN 2035

Michael Asante briefed the Town Council on Prince George's County Plan 2035. All information discussed in the briefing can be found on the website, www.planpgc2035.com. Constituents are urged to engage in the process and provide feedback. The project team can be contacted at planpgc2035@mncppc.org or (301) 952-3594.

C CAFRITZ TRAFFIC STUDY

Edward Y. Papazian, P.E., of Kimley-Horn and Associates, Inc. gave a presentation regarding the Cafritz traffic study. Mr. Papazian will conduct a before and after analysis of key intersections in order to evaluate the impact of the project on traffic patterns. Traffic counts before the project is constructed will hopefully be completed by April, so that the counts may be completed while classes are in session at University of Maryland and Prince George's County Public Schools.

Video cameras will be used to record traffic patterns at key intersections. Counts will be done remotely using the footage from these videos. The key intersections include:

- Adelphi Road and Wells Parkway
- Adelphi Road and Beechwood Road
- Baltimore Avenue and Queens Chapel Road
- Baltimore Avenue and Van Buren Street
- Van Buren Street and 40th Avenue
- Wells Parkway and College Heights Drive
- 40th Avenue and Tennyson Road
- Sheridan Street and Queens Chapel Road
- Sheridan Street and 43rd Avenue
- Sheridan Street and 44th Avenue
- Underwood Street and 44th Avenue
- 44th Avenue and Van Buren Street

Mr. Papazian was also asked to consider adding Clagett Road and Clagett-Pineway and Underwood Street and Adelphi Road to the list of intersections included in the traffic study. The final scoping of the list of intersections will be sent by the end of the week to be distributed to the Town Council.

9 DEPARTMENT AND COUNCIL REPORTS

A MAYOR'S REPORT ~ *Mayor John Rogard Tabori*

Mayor Tabori discussed the letter American Center of Physics mailed to Jane Cafritz on March 15 2013.

Cafritz intends to submit a detailed site plan (DSP) by Monday, March 25, 2013.

The developer's presentation of the plan in University Park has been rescheduled for April 9, 2013. College Park and Riverdale will be holding Cafritz meetings on April 1st and 2nd, respectively.

B COUNCIL AND COMMITTEE REPORTS

Policy, Rules & Municipal Structure Committee report; Ms. Sorensen requested that Council discuss the committee recommendations at the next meeting.

Ms. Christiansen brought a letter she drafted addressed to Jane Cafritz and CC'ed to Eric Olson. The letter would ask Cafritz to refrain from submitting any further plans until they have acquired plans for the CSX crossing. The letter also would politely express the Town's concern that submitting a DSP with no plan for a CSX crossing may indicate of a lapse in priorities. Ms. Christiansen also expressed her feeling that Cafritz's disorganization is creating a disservice to taxpayers.

To approve the crafting of a letter, in conjunction with the Mayor and Chair of the Cafritz Committee, to be sent to Jane Cafritz from mayor and council. The letter will follow the tone and spirit of the draft letter presented to the Council on March 18, 2013 and will be circulated electronically to the Town Council. Carbon copies will be sent to the Cafritz attorney Larry Taub, Eric Olson, Rushern Baker, and the mayors of Riverdale Park and College Park.

C REPORT ON STEP-UP GRANT ACTIVITIES ~ *Chuck Wilson*

Mr. Wilson provided the Town Council with a brief update on wrapping up the program.

D REPORT FROM THE TOWN ATTORNEY ~ *Suellen Ferguson, Esq.*

No report was given by the Town Attorney.

E REPORT OF THE TOWN TREASURER ~ *Dan Baden, CPA*

Mr. Baden provided the Town Council with a February Report.

F REPORT ON THE DEPARTMENT OF PUBLIC WORKS ~ *Michael Beall, Director*

Mr. Beall gave a brief report on the Department of Public Works. The process to obtain FEMA reimbursement for Hurricane Sandy has been completed and is awaiting final approval. The Town will receive about \$19,000. The value of the town police cruiser will be used in order to satisfy the FEMA 25% contribution requirement.

Trash cans have been relocated to 44th at East-West Highway and also Underwood at Adelphi.

The bidding process for a Town tennis court has started, and a May/June timeframe is expected.

G REPORT ON POLICE DEPARTMENT ACTIVITIES ~ *Chief Michael Wynnyk*

Chief Wynnyk gave a brief report of police department activities.

H TOWN CLERK'S REPORT ~ *Tracey Toscano, Clerk*

Town Clerk Tracey Toscano gave a brief report. Ms. Toscano reported that the Town Hall has joined the composting program, and she reminded Council members that the deadline for registering for the Maryland Municipal League event is April 12.

10 CONTINUING BUSINESS

A REPORT ON THE CAFRITZ PROJECT OF RIVERDALE PARK 4-13002

Subdivision Review Committee (SRC) Date: March 27, 2013

Important note: M-NCPPC considers the Cafritz Project of Riverdale Park a *new* application, if you would like to be a Person of Record for this project you *must* register with the Prince George's County Planning Department;
http://www.pgplanning.org/Resources/Person_of_Record.htm

To register as a Person of Record the following information is required for this project.

Name of Project: Cafritz Property of Riverdale Park

Project Number: Preliminary Plan of Subdivision, 4-13002

11 NEW BUSINESS

A BUDGET TRANSFERS *~Introduction*

Memo attached at the end of the agenda; Six-Month Budget Projection as presented by Dan Baden, Treasurer. Item numbers 3 – 6 describe the budget transfers.

Motion: To approve the introduction of the budget item transfers as presented by the Town Treasurer on February 25, 2013, to make the necessary adjustments per the fiscal year six-month analysis, and to transfer the funds to the appropriate budget items.

* Budget transfers require 5 votes.

Moved by: Mr. Cron

Seconded by: Mr. Gekas

Yea: 7

Nay: 0

Abstain: 0

B ARBOR DAY PROCLAMATION

Motion: To approve adopting a Town Arbor Day Proclamation and to designate Friday, April 26, 2013 as Arbor Day in University Park.

Moved by: Mr. Carey

Seconded by: Mr. Cron

Yea: 7

Nay: 0

Abstain: 0

C CAFRITZ LETTER

Motion: To approve the crafting of a letter and to circulate electronically to Town council by Arlene Christiansen, in conjunction with the Mayor and Chair of the Cafritz Committee, directed to Jane Cafritz following the tone and spirit of draft letter presented to the Council on March 18, 2013.

Moved by: Ms. Christiansen **Seconded by:** Ms. Sorensen

Yea: 7

Nay: 0

Abstain: 0

12 ADJOURNMENT

Motion: To adjourn at 10:15 p.m.

Moved by: Mr. Cron

Seconded by: Ms. Christiansen

Yea: 7

Nay: 0

Abstain: 0

ATTACHMENT FOR AGENDA ITEM 12A

MEMO

Date: February 25, 2013
To: Mayor and Council
From: Dan Baden, Treasurer
Re: Six Month Budget Projection

Please find attached the six month budget projection for the Town of University Park for fiscal year 2013. I will present this projection in detail at the February 25, 2013 Council meeting. Based upon the projections there are budget transfers that are proposed. Two of these transfers have either been addressed at previous meetings or are on the Agenda for the meeting tonight. These motions are as follows:

- 1 The addition of a revenue account for Cafritz Revenue and a corresponding expenditure account for Traffic Study – Cafritz in the amount of \$48,700.
- 2 Transfer \$3,000 from Undesignated Reserves to Azalea Classic.

There are four additional transfers/adjustments to the budget that are recommended based upon the six month analysis. These motions are as follows:

- 3 **Increase the Red Light Camera Revenue line item by \$5,000 and allocate the proceeds to the following expenditure accounts: Citations \$2,500 and Gasoline – Police \$2,500.**
- 4 **Decrease Computer budget in the Police Department in the amount of \$1,000 and increase the Accreditation line item by \$1,000.**
- 5 **Decrease Public Works Salary line item by \$15,000 and increase the Public Works Vehicle Maintenance line item by \$15,000.**
- 6 **Transfer \$76,700 from Undesignated Reserves to the following accounts:**

Legal	\$33,000
Transit Call-A-Bus	12,000
Police Salaries	10,000
Police Payroll Tax & Benefits	3,500
Police Car	200
Street Tree Maintenance	<u>18,000</u>
Total	\$76,700