



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

**April 8, 2013  
REGULAR SESSION  
MINUTES**

**AN EXECUTIVE SESSION WAS CALLED TO CONSIDER THE ACQUISITION OF REAL PROPERTY FOR A PUBLIC PURPOSE AND MATTERS DIRECTLY RELATED THERETO.**

**1 CALL TO ORDER: Mayor Tabori**

**Present:** Mr. Brosch, Mr. Gekas, Ms. Christiansen, Mr. Carey, Ms. Sorensen, Mr. Cron, Mr. Alvarez

**2 PLEDGE OF ALLEGIANCE:** was led by Ms. Sorenson

**3 APPROVAL OF THE AGENDA**

**Moved by:** Mr. Cron  
**Yea:** 7

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

Please note: Agenda has been modified.

At the request of Council person Heidi Sorenson, the agenda has been modified moving Item D: Special Rules of Order under continuing business.

Mr. Carey requested to reserve 45 minutes for budget discussion to start no later than 9:15 pm, allocating time for Executive Sessions.

**APPROVAL OF MINUTES: *March 18, 2013***

**Moved by:** Mr. Alvarez  
**Yea:** 7

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

**4 PUBLIC COMMENT**

No public comment at this time

**5 PERMITS**

**A APPLICATION TO REPLACE AN EXISTING DECK WITH STEPS AND INSTALL A STORAGE SHED (Geoffrey & Denise James, 4409 Tuckerman Street) Ward 1**

**Motion:** To approve the application to replace an existing 16' x 23' deck with steps and install a 10' x 12' storage shed located on Lot: 19, Block: 2, Section: 1.

**Moved by:** Mr. Brosch  
**Yea:** 7

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

Mr. James was present at meeting to address council regarding approval of permit for installation of deck and steps. Mr. Brosch spoke with Mr. James and it appears the existing deck is larger than requested deck. The existing deck did not conform to code causing safety hazard.

Council Member Alvarez suggested the application should include whether or not neighbors have been contacted for permit approval.

Council Member Sorensen mentioned this option was removed from the application as the town cannot legally require residents to contact neighbors for building permit applications.

## **6 CONSENT AGENDA**

**A Motion:** To approve/disapprove the following consent agenda item

**Moved by:** Mr. Cron  
**Yea:** 7

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

**TO ENDORSE THE ANNUAL SPRING CDC/FEMA/FMS WALK/ RUN ON THURSDAY MAY 16, 2013 FROM 12:00 P.M. UNTIL 1:15 P.M. THROUGH UNIVERSITY PARK.**

## **7 DEPARTMENT AND COUNCIL REPORTS**

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

Mayor Tabori discussed Maryland Highway User revenues are not being returned to Municipalities/Counties. This is a tax paid by all at the gas station and should be distributed to State and local agencies based on road mileage and the number of automobiles in its jurisdiction. As a result the town would not have to raise taxes over seven years upon returning revenue. Mayor Tabori will discuss at MML.

Mayor Tabori discussed recent bill passed at the State Assembly which prevents municipalities/counties from enforcing vegetative management rules on Pepco, and other utilities.

### **B COUNCIL AND COMMITTEE REPORTS**

Ms. Christiansen discussed concerns regarding development of bridge only being local not regional connectivity.

Mr. Gekas suggested meeting with University of Maryland to discuss Cafritz Project.

Mr. Carey discussed date of Design Advisory Board meeting for the Veterans Memorial has been planned at the town hall 4/24/13.

## **8 CONTINUING BUSINESS**

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

*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](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 No.: Preliminary Plan of Subdivision (PPS) 4-13002,

Detailed Site Plan (DSP) 13009, Special Permit (SP) 130002

## **B BUDGET TRANSFERS ~2<sup>nd</sup> Reading**

Six-Month Budget Projection as presented by Dan Baden, Treasurer

**Motion:** To approve the adoption 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. Alvarez

**Yea:** 7

**Seconded by:** Mr. Cron

**Nay:** 0

**Abstain:** 0

## **C WELLS PARKWAY RESURFACE**

**Motion:** To approve option 1 as drafted by the Town Engineer to resurface Wells Parkway and direct the Mayor to complete the Town Street resurfacing project.

**Moved by:** Mr. Alvarez

**Yea:** 7

**Seconded by:** Mr. Brosch

**Nay:** 0

**Abstain:** 0

Mayor and Council discussed the resurfacing project options as drafted by the Town Engineer. Residents Mr. and Mrs. Robert Weidner, Mr. and Mrs. Paul Flick and Mrs. Mary Ann Gardner discussed the resurfacing project. They support option 1 as drafted by the Town Engineer which basically keeps Wells Parkway at the same width and adds gutters on the Town side of the street. Parking will be allowed on the College Heights Estate side of the street only. The residents requested that grass and plantings be put in where asphalt is removed from current parking pads and all along the Town side of the street between Chansory Lane and Eversfield Drive. They also requested that driveway aprons that are currently concrete remain concrete and driveway aprons that are asphalt remain asphalt. Mayor Tabor estimated the start date for resurfacing as April 2013.

## **D SPECIAL RULES OF ORDER RECOMMENDED BY THE POLICY, RULES & MUNICIPAL STRUCTURE COMMITTEE**

**Motion:** To introduce Special Rules of Order (including appointing parliamentarian) as recommended by the Council Committee on Policy, Rules, and Municipal Order in its December 17, 2012 Committee Report.

**Moved by:** Ms. Sorenson

**Yea:** 7

**Seconded by:** Ms. Christiansen

**Nay:** 0

**Abstain:** 0

Ms. Sorensen provided an update on Special Rules of Order. Ms. Sorensen will look into different terms to replace the suggested "parliamentarian" as well as the purchase of visual cues to be used

during meetings as a way to manage the order of the meeting.

**E. REVISED AGENDA FOR COUNCIL MEETINGS RECOMMENDED BY THE POLICY, RULES & MUNICIPAL STRUCTURE COMMITTEE**

**Motion:** To introduce Revised Agenda for Council Meetings as recommended by the Council Committee on Policy, Rules, and Municipal Order in its December 17, 2012 Committee Report.

**Moved by:** Ms. Sorenson  
**Yea:** 7

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

Ms. Sorensen discussed structure of the agenda moving Legislative and Public Comment to the beginning of meeting with agenda corrections to the end.

**9 NEW BUSINESS**

**A BUDGET TRANSFERS ~Introduction**

**Motion:** To approve the introduction of the budget modifications to transfer \$10,000 from the Public Works *Salaries* line item into the Public Works *Working Storage Space* line item to cover the costs to modify the garage and provide for vehicle access.

\* Budget transfers require 4 votes.

**Moved by:** Mr. Cron  
**Yea:** 7

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

**B. HOUSE BILL 587**

**Motion:** To request that the Town Attorney research the matter and advise as to the applicability of Article XI-E (the Municipal Home Rule Amendment) of the Maryland Constitution and other provisions of constitution and law to a possible challenge and overturn of House Bill 587 and related legislation.

**Moved by:** Mr. Carey  
**Yea:** 7

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

**C. LEGISLATIVE RESOLUTION 13-O-04: Fiscal 2014 Budget. Introduction**

**Motion:** To approve the introduction of Legislative Resolution 13-O-04: Fiscal 2014 Budget.

**Moved by:** Ms. Christiansen  
**Yea:** 7

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

**D. MAYOR AND COUNCIL DISCUSSION OF FISCAL 2014 BUDGET**

Mayor Tabori introduced Fiscal 2014 Budget. Voting by Town Council will take place on 5/20/13. Budget discussion includes pay scale and proposed real property taxes increase by a small margin. Real property tax rate is 63.15 cents per \$100 of assessed value compared to the present 2013 Budget real property tax rate of 58.18 cents. Business Property taxes will remain the same.

Revenues for the Town, such as State income taxes, are projected to continue to grow at a 2.2% to 3.5% per year. Police protection funding (\$9,500) and Highway User Revenue (\$100,000) is not being returned resulting in a big loss for the Town. Salary analyses were discussed for each department. Reduction of interest rate and possibility of refinancing our loan as well as a write down of \$425,000 to pay for a portion of our infrastructure bond was discussed.

If the Town can restore Highway User Revenue and Police protection funding, the pressure to increase the property tax rate will be considerably diminished.

**10 ADJOURNMENT: Approved by unanimous consent at 10:28pm**