



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

**June 20, 2011
REGULAR SESSION**

1. CALL TO ORDER: Mayor Tabori at 7:30 p.m.

Present: Ms. Mallino, Mr. Carey, Ms. McPherson, Mr. Gekas, Mr. Cron, Ms. Bradley Chacón, Ms. Toscano (arrived during agenda item 4)
Excused: None
Absent: None

Town employees in attendance: Town Clerk Ms. Amy Headley, Town Attorney Suellen Ferguson

2. PLEDGE OF ALLEGIANCE was led by Ms. Bradley Chacón

3. APPROVAL OF THE AGENDA

Move the Historic District discussion to follow Public Comment (i.e. move item 9C to item 8F)

Moved by: Ms. McPherson
Yea: 6

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

4. APPROVAL OF MINUTES: *June 6, 2011 Meeting*

Corrections:

p. 3, Agenda Item 7A: “The Army Corps of Engineers will provide grant money for the study – up to ~~\$200,00~~ **\$200,000** – and will pay for up to ~~60%~~ **65%** of the cost of the work.”

Appendix 7B, Police Report: “*Theft:* Between May 21, 2011 and May ~~32~~ **23**, 2011 in the 6500 block ...”

Moved by: Ms. McPherson
Yea: 5
Abstain: 2 (Ms. Bradley Chacón, Ms. Toscano)

Seconded by: Mr. Cron
Nay: 0

The Council members discussed that the Council meeting minutes are a draft version until voted on by the Council. Mayor Tabori said he would ensure that meeting minutes posted to the Town web site in advance of the vote would be marked as “Draft”.

5. PUBLIC COMMENT

Mayor Tabori said the request for a dog play area in the park by the elementary school has been withdrawn.

Mr. Dana Shea, a Town resident in Ward 2 on 40th Avenue commented on the proposal for a stipend for the Mayor and the Council and the proposal to remove term limits. He raised the question of whether or not it was wise or feasible to begin a stipend, which could have the effect of requiring a tax increase. He said he supported removing term limits for the Mayor and Council members. Mayor Tabori said that the proposed stipend was included in the FY 2012 budget and that current budget projections do not require a tax increase until 2014 or later. He further noted that his budget model is very conservative. The bid for the street repairs came in below the estimate; the bond fee is very low; and the anticipated \$200,000 street repair rebate expected from WSSC was not included in as a revenue item in the budget.

Ms. Bradley Chacón noted that changing the term limits was a structural change that should be discussed in a public hearing. She said she could see pros and cons to both views. After discussion, the consensus among the Council members was that the topic would be referred to the Policy, Rules, and Municipal Structure committee.

Ms. Maxine Phillips, a resident in Ward 2, discussed her views on term limits and is in favor of keeping them in place. She said she initially advocated the limit be two two-year terms.

Ms. Nicole Lucier, a Town resident, voiced her opposition to a dog park in the municipal boundaries in University Park and advocated preserving the green spaces in the community. She said she is in favor of protecting minimally-managed green space. Mr. Carey noted that the most recent budget established funds for park infrastructure maintenance.

6. CONSENT AGENDA

Motion: To approve the following consent agenda item.

Moved by: Ms. Bradley Chacón

Seconded by: Ms. Mallino

Yea: 7

Nay: 0

Abstain: 0

A. APPLICATION TO REPLACE EXISTING PATIO (Thome, 4108 Van Buren Street) Ward 7

7. DEPARTMENT REPORTS

A. MAYOR'S REPORT- Mayor John Rogard Tabori

Mayor Tabori discussed the storm water management letter he sent to the County. He expressed the concern that the standards for storm water mitigation are very low. The proposed plan would only require developers to manage a maximum rainfall of 0.75 inches of rain in a 24-hour period. The standard in D.C. is 1.7 inches and the standard in

Montgomery County is 2.6 inches. The plan does not include any notification of storm water management plan proposals to the affected municipalities. A request was made to include a seven day notification period, which was rejected by the County executive's administration. Mayor Tabori said the bill as written enshrines a significant imbalance in property rights due to the lack of notification and other provisions. He pointed out that there are seventeen instances in the bill where a waiver to the storm water management requirements could be unilaterally granted by the County Executive or director of Public Works.

The Council and Mayor Tabori discussed researching National Weather Service data to identify the range of rainfall experienced in University Park in a 24-hour period.

B. REPORT OF TOWN CLERK- Amy S. Headley, Town Clerk

Ms. Headley is celebrating her 10th anniversary of service to the Town of University Park. She noted that during her tenure, she has responded to some 50,000 phone calls and outlasted three telephone systems and two Town web sites. The Call-A-Bus program started after she became Town Clerk. She read a thank-you card to the Mayor and Council and shared her supply of unique office supply items (including the animal-shaped paperclips) in appreciation.

Ms. Headley reported that building permits are slower than expected for this time of year.

C. REPORT OF THE TOWN ATTORNEY, Suellen Ferguson

Nothing to report.

D. REPORT OF TOWN TREASURER, (Dan Baden is out so the Mayor will cover this)

Mayor Tabori reported on the analysis of the profit/loss comparison from last year's budget. Since University Park is a municipality, strictly speaking a profit/loss comparison would not apply. However, Mayor Tabori said he finds the analysis to be a useful measure of the state of the budget. He said that the budget is nearly on target.

Mayor Tabori said University Park is the first municipality in the United States to establish a loan-loss program for the STEP-UP grant!

8. CONTINUING BUSINESS

A. UPDATE ON BELCREST PLAZA/LANDY PROJECT

Mayor Tabori had nothing new to report.

B. UPDATE ON CAFRITZ PROPERTY

Mayor Tabori said that the Cafritz developers are giving a presentation to Riverdale Park this evening. There will be a presentation on July 18th to University Park. Mayor Tabori

said a development decision is expected sometime in August.

C. TOWN STREET REPAIR AND MAINTENANCE PLAN

Mayor Tabori said that the signed contract is expected in hand by the end of this week. The first pre-construction meeting should take place sometime next week.

D. 9-PONDS UPDATE

Mayor Tabori said engineers are working on the final report.

E. LEGISLATIVE RESOLUTION LR 11-O-04 ORDINANCE BOND (Adoption)

Motion: To approve/disapprove the introduction of LR-11-0-04 an ordinance authorizing the issuance and sale of town of University Park general obligation bond, 2011-1, in the amount of up to \$2,380,000.00 for the purpose of funding the performance of infrastructure improvements throughout the town.

Moved by: _____ **Seconded by:** _____
Yea: _____ **Nay:** _____ **Abstain:** _____
(The first meeting this can be considered for adoption is July 11)

F. BUDGET TRANSFERS FOR THE FY 2011 BUDGET FOR THE GENERAL GOVERNMENT, POLICE AND PUBLIC SAFETY AND PUBLIC WORKS AS DESCRIBED IN THE TREASURER'S MEMO DATED 6/9/11 (Introduction)

Ms. Mallino made a recommendation to override the resolution with no change made to the \$300 allocated in the budget.

Motion: To approve the Introduction of the budget transfers as recommended in the Treasurer's memo dated 6/9/11, with an override of the usual procedure.

Moved by: Ms. Mallino **Seconded by:** Ms. Toscano
Yea: 7 **Nay:** 0 **Abstain:** 0

Motion: To approve the Introduction of the budget transfers for the FY 2011 budget.

Moved by: Ms. Bradley Chacón **Seconded by:** Mr. Gekas
Yea: 7 **Nay:** 0 **Abstain:** 0

9. NEW BUSINESS

A. UPCA July 4th Road Closure

Motion: To approve the UPCA request for closing Queens Chapel Road between Town

Hall/Baltimore Ave. and UP Elementary School on Monday July 4 for the annual town parade.

Moved by: Mr. Carey
Yea: 7

Seconded by: Ms. Bradley Chacón
Nay: 0
Abstain: 0

B. UNIVERSITY PARK HISTORIC DISTRICT PLAN

Mr. Howard Berger, Acting Supervisor, Historic Preservations Section of the Prince George's County Historic Preservation Program, addressed the Council and Mayor. He distributed and discussed handouts on the National Park Service's information about the National Register of Historic Places. Mr. Berger noted that National Register status places no obligation on private property owners. There are no restrictions on use, treatment, transfer or disposition of private property. The listing does not automatically invoke local historic district zoning or local landmark designation.

Mr. Berger explained that in October 1996, the original University Park Historic District was established, with 775 contributing and 159 non-contributing properties. In April 2011 a boundary expansion was proposed, to include the remaining properties within the municipal boundary of the Town of University Park. The expansion would include 376 contributing and 73 non-contributing properties.

Attorney Ferguson asked if there would be notice provided to the homeowners. Mr. Berger said letters would be mailed and announcements would be placed in three county-based newspapers on or about July 1. Federal and state tax credits were discussed. Tax credits would only apply to income-producing properties and external improvements.

Motion: To approve the application for the expansion of the University Park Historic District and send a letter to the County Historic Commission with the Town Council's decision.

Moved by: Mr. Cron
Yea: 7

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

C. COUNCIL COMMITTEE APPOINTMENTS FY2012

The Town Charter establishes the first three committees listed. The Tree Committee is established by Ordinance. The Stream Committee operates under a one-year special committee mandate from Council.

Motion: To approve appointments to the following council committees:

Police, Traffic, and Public Safety: Ms. McPherson, Ms. Toscano, Mr. Gekas

Policy, Rules, and Municipal Structure: Ms. Mallino, Ms. Toscano, Ms. Bradley Chacón

Public Facilities and Services: Mr. Cron, Ms. Bradley Chacón, Mr. Carey

10. ADJOURNMENT at 10 p.m.

Submitted by: _____

**John Rogard Tabor
Mayor**

APPENDIX 7B. REPORT ON POLICE DEPARTMENT ACTIVITIES

Police Information Crime Statistics (May1st-31st) 2011

Ward 1

Ward 2

Stolen Auto – On May 3, 2011 between Midnight and 7:30am in the 4100 block of Tennyson Rd. suspect/s stole a Ford, Explorer from in front of the residence. Owner advised that the keys were left in the vehicle. The vehicle has been recovered. No suspect/s was located. Investigation is on-going.

Theft from Auto- On May 16, 2011 between 6:15pm and 6:45pm in the 6300 block of Queens Chapel Rd. suspects broke the drivers side window of a 2000 Ford Focus stole a I-Pod touch and an Alpine Car radio. No suspect/s was located. The investigation is on-going.

Theft- Between May 22, 2011 and May 27, 2011 in the 6500 block of Adelphi Rd. it was reported that the copper down spouts of the residence had been stolen. Three suspects have been located for similar incidents in Hyattsville and are the suspects in prior copper gutter thefts in University Park. The investigation is on-going.

Vandalism - Between May 13, 2011 and May 16, 2011 throughout the park area in University Park suspect/s spray painted various play equipment, signs and tables with graffiti. Investigation is on-going.

Theft- Between May 21, 2011 and May 23, 2011 in the 6500 block of Queens Chapel Rd. it was reported that the Lacrosse Goal was stolen from the town soccer field. On May 26, 2011 the Goal was discovered to have been thrown into the town stream near the UPES. Investigation is on-going.

Ward 3

Theft from Auto- On May 30 2011 between 6:00pm and 3:00am in the 4300 block of Sheridan St. suspects broke a small right rear window of a 1993 Nissan Altima and stole a JVC radio faceplate and some coins. Suspect/s were located and charged. Case Closed.

Ward 4

Ward 5

Ward 6

Ward 7

**Anyone with tips regarding crimes committed in University Park is encouraged to contact the UPPD. All information will be kept confidential. Callers wishing to remain anonymous may call Crime Solvers at 1-866-411 TIPS (8477) OR text "PGPD plus your tip" to CRIMES (274637) on your cell phone OR go to <http://www.princegeorgescountymd.gov/police/> and submit a tip online.