



MEETING OF
UNIVERSITY PARK MAYOR AND COMMON COUNCIL
WILL BE HELD AT
UNIVERSITY PARK ELEMENTARY SCHOOL
4315 UNDERWOOD STREET
7:30 PM

October 21, 2013
REGULAR SESSION

*****Temporary Agenda Subject to Change*****

AMENDED AGENDA

IMPORTANT NOTICE:

AN EXECUTIVE SESSION WILL BE CALLED AT 6:30 P.M. TO CONSIDER A MATTER THAT CONCERNS THE PROPOSAL FOR A BUSINESS OR INDUSTRIAL ORGANIZATION TO LOCATE, EXPAND OR REMAIN IN THE STATE (CAFTRITZ); AND DISCUSS (i) THE APPOINTMENT, EMPLOYMENT, ASSIGNMENT, PROMOTION, DISCIPLINE, DEMOTION, COMPENSATION, REMOVAL, RESIGNATION OR OFFICIALS OVER WHOM THE TOWN HAS JURISDICTION; OR (ii) ANY OTHER PERSONNEL MATTER THAT EFFECTS ONE OR MORE SPECIFIC INDIVIDUALS; AND TO CONSULT WITH COUNSEL TO OBTAIN LEGAL ADVICE.

1. CALL TO ORDER: Mayor Tabori

| | | | |
|-----------------|--------------|----------------|--------------|
| Present: | Brosch | Absent: | Brosch |
| | Gekas | | Gekas |
| | Christiansen | | Christiansen |
| | Carey | | Carey |
| | Sorensen | | Sorensen |
| | Cron | | Cron |
| | Alvarez | | Alvarez |

2. PLEDGE OF ALLEGIANCE

3. APPROVAL OF THE AGENDA

| | | |
|------------------|---------------------|-----------------|
| Moved by: | Seconded by: | |
| Yea: | Nay: | Abstain: |

4. APPROVAL OF MINUTES: *September 23, 2013*

| | | |
|------------------|---------------------|-----------------|
| Moved by: | Seconded by: | |
| Yea: | Nay: | Abstain: |

5. APPROVAL OF EXECUTIVE SESSION MINUTES: *October 7, 2013*

| | | |
|------------------|---------------------|-----------------|
| Moved by: | Seconded by: | |
| Yea: | Nay: | Abstain: |

6. PUBLIC COMMENT

7. PRESENTATIONS

A. UNIVERSITY TOWN CENTER SAFEWAY DEVELOPMENT PROJECT LOCATED IN HYATTSVILLE

Jim Castillo, Senior Director Development and Construction, *ECHO*
Jack Hollon, AIA, *MV+A Architecture*

Mr. Castillo and Mr. Hollon will give a brief presentation on changes made to the project plans, and answer questions on the Safeway development project.

- B. Ms. Connie Visnic, President, UP Civic Association will present an update on activities and future events.

8. CONSENT AGENDA

Motion: To approve the following consent agenda item.

Moved by:

Seconded by:

Yea:

Nay:

Abstain:

- A. APPLICATION TO REPAIR A 6'9" X 7'6" FRONT STOOP WITH STEPS
LOCATED ON LOT: 18 & PART OF LOT: 19, BLOCK: 2, SECTION: ONE, AT
4409 TUCKERMAN STREET. (Geoffrey and Denise James, 4409 Tuckerman Street)
Ward 1
- B. REQUEST TO CLOSE THE 4300 BLOCK OF TUCKERMAN STREET FOR A
BLOCK PARTY IN WARD 1 ON SATURDAY, OCTOBER 26, 2013; SET-UP
BEGINS AT 3:00 P.M. AND CLEAN-UP ENDS AT 7:00 P.M.

9. DEPARTMENT AND COUNCIL REPORTS

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

- Trick-or-treating on Halloween will be held on the 31st from 6-9 p.m.
- Letters on the Hyattsville Branch Library and the UMD Golf Course have been sent.
- The draft of the Preliminary Plan Prince George's 2035 is available on line for review.
- CSP-13003/DSP-12062, Hyattsville Zip-In has requested a continuance.

B. COUNCIL AND COMMITTEE REPORTS

10. CONTINUING BUSINESS

A. REPORT ON CAFRITZ DISTRICT COUNCIL ORDERS, DSP-13009 AND SA-130001

B. COUNCIL CONSIDERATION ON WHETHER TO PROCEED WITH OR WITHDRAW THE APPEAL IN THE MATTER OF THE PLANNING BOARD DECISION ON CAFRITZ PROPERTY AT RIVERDALE PARK PPS 4-13002, CIVIL ACTION CASE CAL 13-18722.

Motion: To consider whether to proceed with or withdraw the appeal of the Planning Board Resolution on the Cafritz Preliminary Plan of Subdivision PPS 4-13002, Civil Action No. CAL 13-18722, filed on July 3, 2013.

Moved by:

Seconded by:

Yea:

Nay:

Abstain:

C. COUNCIL CONSIDERATION ON WHETHER TO PROCEED WITH OR WITHDRAW THE APPEAL IN THE MATTER OF THE PLANNING BOARD DECISION ON CAFRITZ PROPERTY AT RIVERDALE PARK SP- 130002, CIVIL ACTION CASE CAL 13-21085.

Motion: To consider whether to proceed with or withdraw the appeal in the matter of the Planning Board Resolution on the Special Permit for the Cafritz Property at Riverdale Park Town Center Development Plan Special Permit SP-130002, Civil Action No. CAL 13-21085, filed on July 25, 2013.

Moved by:

Seconded by:

Yea:

Nay:

Abstain:

D. COUNCIL CONSIDERATION ON WHETHER TO FILE AN APPEAL IN THE MATTER OF THE DISTRICT COUNCIL ORDER AFFIRMING THE PLANNING BOARD DECISION, WITH CONDITIONS, ON DSP-13009 CAFRITZ PROPERTY AT RIVERDALE PARK TOWN CENTER DEVELOPMENT PLAN.

Motion: To consider whether to file an appeal in the matter of the final decision of the District Council on DSP-13009 Cafritz Property at Riverdale Park Town Center Development Plan as voted on September 30, 2013 and filed on October 3, 2013.

Moved by:

Seconded by:

Yea:

Nay:

Abstain:

E. COUNCIL CONSIDERATION ON WHETHER TO FILE AN APPEAL IN THE MATTER OF THE DISTRICT COUNCIL ORDER AFFIRMING THE PLANNING BOARD DECISION, WITH CONDITIONS ON SA-130001 CAFRITZ PROPERTY AT RIVERDALE PARK TOWN CENTER DEVELOPMENT PLAN.

Motion: To consider whether to file an appeal in the matter of the final decision of the District Council on SA-130001 Cafritz Property at Riverdale Park Town Center Development Plan, as voted on September 30, 2013 and filed on October 3, 2013.

Moved by: _____ **Seconded by:** _____
Yea: _____ **Nay:** _____ **Abstain:** _____

F. ORDINANCE 13-O-10 TO AMEND FY-2014 BUDGET (2nd Reading)
**A super majority is required to amend the budget (5 votes).*

Motion: To approve the amendment of the FY 2014 Budget, Ordinance 13-O-10, to transfer \$57,500 from *Unreserved Funds* to the *Legal Fees* line item to ensure that funds are available and reflect the expenditure of legal fees associated with the evaluation of Riverdale Presbyterian Church, the various appeals of the Planning Board Decisions with regard to the Cafritz Property Development, and other actions that require consultation with legal counsel.

Moved by: _____ **Seconded by:** _____
Yea: _____ **Nay:** _____ **Abstain:** _____

G. BUDGET AMENDMENT EMERGENCY ORDINANCE 13-O-12 (2nd Reading)

Motion: To adopt an emergency ordinance to amend the FY 2014 Budget, Ordinance 13-O-4, to create a *Architecture and Related Services* line item and to transfer \$50,000.00 from *Unreserved Funds* to this line item to ensure that funds are available as needed for evaluation of the Riverdale Presbyterian Church as a possible site for the Town Hall and related governmental and community services.

Moved by: _____ **Seconded by:** _____
Yea: _____ **Nay:** _____ **Abstain:** _____

11. NEW BUSINESS

A. UNIVERSITY TOWN CENTER SAFEWAY

Motion: To approve drafting a letter of support with conditions on the University Town Center Safeway DSP-05084-02.

Moved by: _____ **Seconded by:** _____
Yea: _____ **Nay:** _____ **Abstain:** _____

B. LITTLE FREE LIBRARY

Recommendation approved by the Council Committee on Public Facilities and Services
Re; the “Little Free Library.”

Motion: To accept the recommendation of the Council Committee on Public Facilities and Services with respect to the proposal for a Little Free Library and:

- That the Council designate and approve a site between the sidewalk and trees, near Queens Chapel Road and close to the Town Field and University Park Elementary School for the location of a Little Free Library on public land in University Park, such site to be specifically located by the Town, and;
- That the Council request that the University Park Civic Association pay for the creation of such a Little Free Library, and coordinate its stocking with appropriate books and continuing operation, and;
- That the Council request that the Town maintain the Little Free Library structure itself where the need for such maintenance is indicated by the University Park Civic Association, and;
- That this arrangement may be ended or altered at the convenience of the Town at any time, and;
- That this be subject to a signed agreement between the Town and the University Park Civic Association.

Moved by:

Seconded by:

Yea:

Nay:

Abstain:

C. COUNCIL CONSIDERATION TO DEVELOP AN ANNUAL UNIVERSITY PARK STEP LECTURE SERIES IN COLLABORATION WITH THE UMD

Motion: To move that the STEP-UP Advisory Committee research and develop a proposal for an annual University Park STEP Lecture series in collaboration with UMD and research the scope and feasibility of funding sources available.

Moved by:

Seconded by:

Yea:

Nay:

Abstain:

12. ADJOURNMENT

**** An Executive Session Will Be Called ****