



**MEETING OF  
UNIVERSITY PARK MAYOR AND COMMON COUNCIL  
WILL BE HELD AT  
*RIVERDALE PRESBYTERIAN CHURCH*  
*6513 QUEENS CHAPEL ROAD*  
7:30 PM**

**October 28, 2013  
SPECIAL SESSION  
\*\*\*\*\*Temporary Agenda Subject to Change\*\*\*\*\***

**IMPORTANT NOTICE:  
AN EXECUTIVE SESSION WILL BE CALLED AT 6:30 P.M. TO CONSULT WITH  
COUNSEL TO OBTAIN LEGAL ADVICE ON CAFRITZ.**

**1. CALL TO ORDER: Mayor Tabori**

<b>Present:</b>	Brosch	<b>Absent:</b>	Brosch
	Gekas		Gekas
	Christiansen		Christiansen
	Carey		Carey
	Sorensen		Sorensen
	Cron		Cron
	Alvarez		Alvarez

**2. PLEDGE OF ALLEGIANCE**

**3. APPROVAL OF THE AGENDA**

<b>Moved by:</b>	<b>Seconded by:</b>		
<b>Yea:</b>	<b>Nay:</b>	<b>Abstain:</b>	

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

<b>Moved by:</b>	<b>Seconded by:</b>		
<b>Yea:</b>	<b>Nay:</b>	<b>Abstain:</b>	

**5. APPROVAL OF MINUTES: *October 21, 2013***

<b>Moved by:</b>	<b>Seconded by:</b>		
<b>Yea:</b>	<b>Nay:</b>	<b>Abstain:</b>	

**6. PUBLIC COMMENT**

**7. DEPARTMENT AND COUNCIL REPORTS**

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

- Trick-or-treating on Halloween will be held on the 31<sup>st</sup> from 6-9 p.m.

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

**C. TOWN CLERK'S REPORT ~ *Tracey Toscano, Clerk***

**D. REPORT OF THE TOWN TREASURER ~ *Dan Baden, CPA***

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

**F. REPORT ON POLICE DEPARTMENT ACTIVITIES ~ *Chief Michael Wynnnyk***

**G. COUNCIL AND COMMITTEE REPORTS**

**8. CONTINUING BUSINESS**

**A. UNIVERSITY TOWN CENTER SAFEWAY**

**Motion:** To approve the letter of support drafted by the Mayor and Town Attorney on the matter of the University Town Center Safeway DSP-05084-02 for the Planning Board Hearing on October 31, 2013.

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

**B. TOLL BROTHERS KNOX VILLAGE DEVELOPMENT PROJECT LOCATED IN COLLEGE PARK; DSP-13025 UMD STUDENT HOUSING AT KNOX ROAD**

**Motion:** To approve that the Mayor and Town Attorney draft a letter of support on the matter of the DSP-13025 University of Maryland Student Housing at Knox Road for the Planning Board Hearing on November 7, 2013.

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

**C. CONTRACT FOR A HAZARDOUS MATERIALS INVESTIGATION OF RIVERDALE PRESBYTERIAN CHURCH AND ASSOCIATED PROPERTY.**

**Motion:** To approve the contract and award the bid to \_\_\_\_\_ for \_\_\_\_\_ to conduct a hazardous materials investigation of Riverdale Presbyterian Church and associated property.

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

**D. CONTRACT FOR AN INITIAL PROJECT COST ANALYSIS OF RIVERDALE PRESBYTERIAN CHURCH AND ASSOCIATED PROPERTY.**

**Motion:** To approve the contract and award the bid to \_\_\_\_\_ for \_\_\_\_\_ to conduct an initial project cost analysis of Riverdale Presbyterian Church and associated property.

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

**E. CONTRACT FOR AN INITIAL SUSTAINABILITY ANALYSIS OF RIVERDALE PRESBYTERIAN CHURCH AND ASSOCIATED PROPERTY.**

**Motion:** To approve the contract and award the bid to \_\_\_\_\_ for \_\_\_\_\_ to conduct an initial sustainability analysis of Riverdale Presbyterian Church and associated property.

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

**F. CONTRACT FOR A BUILDING SYSTEMS ASSESSMENT OF RIVERDALE PRESBYTERIAN CHURCH AND ASSOCIATED PROPERTY.**

**Motion:** To approve the contract and award the bid to \_\_\_\_\_ for \_\_\_\_\_ to conduct a building systems assessment of Riverdale Presbyterian Church and associated property.

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

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

**H. 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:**

**I. 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:**

**J. 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:**

**K. 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:**

**L. ORDINANCE 13-O-10 TO AMEND FY-2014 BUDGET (2<sup>nd</sup> 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:**

**9. NEW BUSINESS**

**A. CB-77-2013 NEIGHBORHOOD NUISANCE BILL, SPONSORED BY COUNTY COUNCIL MEMBER ERIC OLSON**

**Motion:** To approve drafting a letter of support on Prince George's County Bill CB-77-2013.

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

**10. ADJOURNMENT**

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