



**MEETING OF
UNIVERSITY PARK MAYOR AND COMMON COUNCIL**

**UNIVERSITY PARK ELEMENTARY SCHOOL
4315 UNDERWOOD STREET**

**7:30 PM
April 13, 2015
MINUTES**

1. CALL TO ORDER: *Mayor Lenford Carey* at 7:30 p.m.

Present: Mr. Thompson, Mr. Gekas, Mr. Hess, Ms. Verrill, Mr. Cron, Mr. Alvarez
Absent: None
Excused: Ms. Sorensen

2. PLEDGE OF ALLEGIANCE was led by Mr. Cron

3. APPROVAL OF THE AGENDA

Moved by: Mr. Cron **Seconded by:** Mr. Alvarez
Yea: 6 **Nay:** 0 **Abstain:** 0

4. PUBLIC COMMENT

- Very concerned about the amount of time it took to speak with a person when dialing 911. Would like to see a change made to prevent this from happening in the future.

5. PRESENTATION; SPECIAL UTILITY PERMIT FOR THE INSTALLATION OF A NEW TRAFFIC SIGNAL ON BALTIMORE AVENUE AT VAN BUREN STREET

- A.** Tim Davis of Soltesz, for Calvert Tract LLC re: plans for the installation of a new traffic signal and associated sidewalk improvements at Van Buren Street and Baltimore Avenue. *Council will consider a special utility permit for this project at the town meeting on April 20, 2015.*
- The work in University Park will be limited to sidewalks, curb ramps and paint markings.
 - The sidewalk will be closed temporarily during installation.
 - There have been no changes in the materials used or traffic flows since the last report to University Park.

A council member expressed great concerns that the work being done now with the crosswalk might not be at the right level to allow the stormwater to go where it needs to go.

6. PERMITS

**A. PERMIT REQUEST TO ERECT A STORAGE SHED
(David and Rosemarie Tully, 4320 Underwood Street) Ward 4**

Motion: To approve the request for a building permit to erect a new storage shed of a maximum size of 10' x 12' x 6' located on Lot 30, Block 23, Section 6B at 4320 Underwood Street.

Moved by: Ms. Verrill
Yea: 6

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

B. PERMIT REQUEST TO EXPAND EXISTING PATIO, DRIVEWAY, STEPS AND PORCH AND REPAIR UNDERGROUND DRAIN AND A PERMIT REQUEST WITH SPECIAL EXCEPTION TO EXPAND AN EXISTING NON-CONFORMING 6' FENCE (Carol Cron, 3901 Underwood Street) Ward 6

Motion: To approve the request for a building permit to expand an existing patio, driveway; and repave walkway, steps and porch: and repair underground drain located on Lot 50, Block 39, Section 7 at 3901 Underwood Street.

Motion: To approve the request for a building permit with special exception to push out and expand the existing non-conforming 6' fence, located on Lot 50, Block 39, Section 7 at 3901 Underwood Street. Council makes the requisite findings to approve this special exception per Section 4-115 Sub-sections A-E of the town code.

Section 4-115. Special Exceptions.

The Common Council may consider an application for a special exception based upon a particular case or situation, and may approve the application provided that there is a showing of hardship, unique topography, unusual circumstances or safety considerations that warrant an exception. Special exceptions shall be granted by the Council only if it finds that such exception:

- (a) will not adversely affect the public health, safety, welfare or interest, nor the reasonable use of adjoining properties;
- (b) will not violate any covenants applicable to the property;
- (c) can be granted without substantial impairment of the purpose and intent of the Town building regulations;
- (d) will not interfere with or obstruct the visibility of motorists or cyclists; and
- (e) will not unduly impede the enforcement of any other applicable law. (Revised, effective December 12, 1989, February 28, 1998)

Moved by: Mr. Alvarez
Yea: 5

Seconded by: Mr. Hess
Nay: 0 **Abstain:** 1 (Cron)

C. SPECIAL UTILITY PERMIT FOR WSSC

Motion: To approve a special utility permit for WSSC to dig in town right-of-way to connect water mains at Sheridan, Tuckerman, and Van Buren Streets to a water main replacement along Baltimore Avenue as itemized on the permit and with the conditions as proposed.

Moved by: Mr. Cron
Yea: 6

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

7. CONTINUING BUSINESS

A. LEGISLATIVE RESOLUTION 15-O-06 (*Second Reading*)

Motion: To approve the adoption of Resolution 15-O-06 to amend the FY 2015 Budget Ordinance as follows:

1. Establish a Revenue account for Sale of Asset - \$2,250
2. Establish a Revenue account for Street Repair Rebate – WSSC \$294,805
3. Increase Unreserved Fund Balance by \$297,055

Moved by: Mr. Thompson
Yea: 6

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

8. NEW BUSINESS

A. LEGISLATIVE RESOLUTION 15-O-07: Fiscal 2016 Budget (*Introduction*)

Motion: To approve the introduction of Legislative Resolution 15-O-07: Fiscal 2016 Budget.

The earliest date this motion may be considered for passage is May 18, 2015.

Moved by: Mr. Hess
Yea: 6

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

PUBLIC COMMENT:

- Concerned about the tax increase and asked the Council to be mindful of the residents that are on fixed incomes.

B. LEGISLATIVE RESOLUTION 15-O-08 Amendment of 2015 FY Budget (*Introduction*)

The earliest date this motion may be considered for passage is May 4, 2015.

Motion: To approve the introduction of Legislative Resolution 15-O-08 Amendment of 2015 FY Budget to add a part time position for a bookkeeper, enabling the town treasurer to take on additional duties involving project management and grant application.

Moved by: Ms. Verrill
Yea: 6

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

9. APPROVAL OF MINUTES: *March 16, 2015* as amended.

Moved by: Mr. Thompson
Yea: 6

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

10. DEPARTMENT AND COUNCIL REPORTS

A. MAYOR'S REPORT

- A special session for Cafritz stormwater management was held on April 2.
- A special session on zoning and subdivision ordinance update will be held on April 16 at UPES at 7:00 p.m.
- A response was received from the Maryland Open Meetings Compliance Board. The town attorney is following up on the response and the Council will be informed when the information is available. It is expected to have a contract for approval for the University Park newsletter editors at the next Council meeting.
- The Azalea Classic is scheduled for April 18.
- Jerry Pasternak will be at the April 20 Council meeting to talk about Pepco Vegetation Management.
- The following is scheduled for April 28:
 - County Executive Rushern Baker will be at University Park Elementary School for a budget walk-through along with Superintendent of Schools Kevin Maxwell.
 - The Hyattsville Community Center will hold an open house for the Prince George's Plaza Area TDDP/TDOZ update from 5:00 - 7:00 p.m.
 - A scheduled Civic Association open house at 3901 Underwood Street.
- The town election is scheduled for May 5, 2015.
- A handout was distributed for upcoming projects from the Anacostia Watershed Society.

B. COUNCIL REPORTS

Mr. Gekas has been given a list of the developers on the Prince Georges Plaza side of town and will circulate this information to the Council.

Mr. Thompson said that former Ward 1 Council Member Dave Brosch informed him that the Maryland community solar bill passed the House and the Senate.

Mr. Alvarez - Development Overview Committee will be meeting on Wednesday, April 15, at 7:30 p.m. at the Town Hall.

11. ADJOURNMENT by consent at 10:00 p.m.