



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

**UNIVERSITY PARK ELEMENTARY SCHOOL  
4315 UNDERWOOD STREET**

**7:30 p.m.**

**August 12, 2019**

**MINUTES**

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

**Present:** Mr. Brosch, Mr. Schultz, Ms. Morrissey, Ms. Verrill, Mr. Caskey, Ms. Wells,  
Mr. Stephen

**Absent:** None

**Excused:** None

**2. PLEDGE OF ALLEGIANCE** was led by Mr. Caskey.

**3. APPROVAL OF THE AGENDA**

**Moved by:** Ms. Verrill

**Seconded by:** Ms. Wells

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**4. CONSENT AGENDA**

**Motion:** To approve the following consent agenda items.

**Moved by:** Ms. Verrill

**Seconded by:** Mr. Caskey

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**A. BUILDING PERMIT APPLICATION TO INSTALL 4' FENCE AND TWO GATES  
(Kyle Wilkinson and Jana Fornario, 4320 Underwood Street) Ward 4**

*To install a 4' fence and two gates located on Lot 30, Block 23 and Section 6-B at 4320 Underwood Street.*

**5. PERMITS**

**A. BUILDING PERMIT FOR A DECK WITH STEPS  
(Susan McDermott and John Tabori, 6816 Pineway) Ward 5**

**Motion:** To approve the request for a building permit to construct an open 10'x 15' deck with steps located on Lot 20 and part of lots 19 and 21 and Block E at 6816 Pineway. This permit is contingent upon receiving the decision letter from the Prince George's County Board of Appeals and the Prince George's County building permit.

**Moved by:** Mr. Caskey

**Seconded by:** Mr. Schultz

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**B. BUILDING PERMIT APPLICATION TO INSTALL A SHED  
(Word of God Baptist Church, 6513 Queens Chapel Road) Ward 2**

**Motion:** To install a 10'x 10'shed to be placed on Town property which abuts the Word of God Baptist Church at 6513 Queens Chapel Road. As part of the permit, the Town would grant a license for the shed to be placed on the Town's property, subject to removal by the applicants if required by the Town with notice. Issuance of permit and grant of license does not convey to applicants any fee or easement property rights to the Town's property. Applicants are required to sign a license agreement.

**Moved by:** Mr. Schultz

**Seconded by:** Mr. Caskey

**Yea:** 6

**Nay:** 1 (Wells)

**Abstain:** 0

**C. BUILDING PERMIT FOR AN ADDITION, GARAGE CONVERSION AND SCREENED PORCH  
(Marie Hoefler and Jon Reinhard, 6719 44<sup>th</sup> Avenue) Ward 3**

**Motion:** To approve the request for a building permit to convert the garage to living space, construct an 11.2'x 22' 2<sup>nd</sup> floor addition, 11'x 14' screened porch with steps, and dig out existing crawl space to create new exercise room located on Lot 24, Block 15 and Section 3 at 6719 44<sup>th</sup> Avenue.

**Moved by:** Ms. Morrissey

**Seconded by:** Mr. Caskey

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**D. BUILDING PERMIT FOR A SCREENED PORCH WITH LANDING AND STEPS  
(Andrea and Ernesto Corrales, 6704 40<sup>th</sup> Avenue) Ward 6**

**Motion:** To approve the request for a building permit to construct a 13.8'x 12' screened porch with landing and steps located on Lot 33, Block 39 and Section 7 at 6704 40<sup>th</sup> Avenue.

**Moved by:** Ms. Wells

**Seconded by:** Ms. Verrill

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**E. BUILDING PERMIT FOR A DORMER ADDITION  
(Sarah and John Hurtt, 4219 Van Buren Street) Ward 4**

**Motion:** To approve the request for a building permit to add a 27'x 10.75' dormer addition located on Lot 1 and part of 2, Block 30 and Section 7 at 4219 Van Buren Street.

**Moved by:** Ms. Verrill

**Seconded by:** Ms. Wells

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**6. PUBLIC COMMENT** (*Note: Responses from Councilmembers, Staff, Town Attorney or the Mayor are italicized.*)

- A resident asked for an update on the Zagster bike share system; he and his housemates rely heavily on the program. *There is no longer a contract with Zagster. VeoRide will be installed within the next two weeks and the official launch is tentatively scheduled for August 26. VeoRide will bring in e-scooters, e-bikes and pedal bikes.*
- A resident said that residents are encouraged to express their opinions at Council meetings on the infrastructure project. She said it is frustrating that too often Councilmembers don't seem to be listening and yet these seven Councilmembers will make the decision on spending 2 million dollars when they have not heard from the majority of the neighbors. She suggested that in the future when major spending proposals come up to have a town-wide referendum.
- A resident said that democracy should come from the bottom up and that Councilmembers should open up their minds even more and ask how much they have listened as to what they feel is important and why.
- A resident said that the streets that need repair do not need to be paid for by the Town; WSSC should pay for the repair since they caused the problems. Information explaining the street repair and WSSC needs to be put in the Town newsletter. Many residents are very busy and cannot attend Council meetings.
- Several residents are opposed to the proposed traffic circles.
- Currently there is not a consensus that all the costly infrastructure plans are necessary. The Mayor and Council should recognize this and remove the unneeded items.
- This resident agrees with the suggestion of having every member of the Town vote on the radical proposed change in the budget. This kind of change matters to her and she has lost faith that the Council cares about what she has to say. This is a big change and this resident doesn't think any of the Councilmembers have the right or the responsibility to make this kind of change without a Town vote.
- This resident is sad about the proposed deconstruction of 42<sup>nd</sup> Avenue. The only historic structure for the 19<sup>th</sup> century is being ignored by taking away the driveway so that it's not visible. She is disappointed and wonders why she comes to Council meetings.

**7. NEW BUSINESS**

**A. ADOPTION OF INFRASTRUCTURE PLAN**

**Motion:** To adopt the Infrastructure Plan as recommended by the Police, Traffic and Public Safety Committee regarding proposed repairs and construction of Town streets, sidewalks and paths, and to include deconstruction of 42<sup>nd</sup> Avenue.

**Moved by:** Mr. Schultz

**Seconded by:** Ms. Verrill

**Yea:**

**Nay:**

**Abstain:**

**Motion:** To remove from the FY20 Infrastructure Project – “Proposed New Sidewalk Plan”, page 3, line item “Wells (6810-6812) \$2,500”.

**Moved by:** Mr. Brosch

**Seconded by:** Ms. Morrissey

**Yea:** 3

**Nay:** 4 (Stephen, Wells  
Verrill, Schultz)      **Abstain:** 0

**Motion fails**

**Note:** Mr. Beall said that the RFP for the installation of the Town bridges has been released and the bids will close on August 30. The Council will receive recommendations for a contractor at the September 9 Council meeting.

**Motion:** To amend from the FY20 Infrastructure Project – “Proposed New Sidewalk Plan”, page 3, line item “Claggett-Pineway (4300 block)” by just having a sidewalk between Pineway and Claggett and to eliminate the sidewalk between Woodberry and Claggett.

**Moved by:** Mr. Brosch

**Seconded by:** Ms. Morrissey

**Yea:** 3

**Nay:** 4 (Stephen, Wells  
Verrill, Schultz)      **Abstain:** 0

**Motion fails**

**Motion:** It is the sense of the Council that no funds be obligated for a sidewalk on College Heights Drive from Wells Parkway to Woodberry Street until completion of a design and engineering study on pedestrian access alternatives.

**Moved by:** Mr. Brosch

**Seconded by:** Ms. Morrissey

**Yea:** 6

**Nay:** 1 (Verrill)      **Abstain:** 0

**Motion:** To move the sidewalk at the 4200 of Underwood Street from the even side of the street to the odd side of the street for that one block.

**Moved by:** Mr. Brosch

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

**Motion fails for lack of a second.**

**Motion:** To remove the proposal for the deconstruction of 42<sup>nd</sup> Avenue.

**Moved by:** Mr. Brosch

**Seconded by:** Mr. Stephen

**Yea:** 6

**Nay:** 1 (Schultz)      **Abstain:** 0

**Motion:** To adopt as amended the Infrastructure Plan as recommended by the Police, Traffic and Public Safety Committee regarding proposed repairs and construction of Town streets, sidewalks and paths.

**Moved by:** Mr. Schultz

**Seconded by:** Ms. Verrill

**Yea:** 7

**Nay:** 0

**Abstain:** 0

## **B. ADOPTION OF PRIORITIES FOR INFRASTRUCTURE PLAN**

**Motion:** To adopt the Infrastructure Plan priorities as recommended by the Mayor and outlined in his August 9, 2019 Memo with the deletion of 42<sup>nd</sup> Avenue deconstruction and the recommendation as to the design work for College Heights Drive pedestrian walkway.

**Moved by:** Ms. Wells

**Seconded by:** Mr. Schultz

**Yea:**

**Nay:**

**Abstain:**

**Motion:** To move Priority 3B “Mini Traffic Circles” to Priority 3C.

**Moved by:** Mr. Stephen

**Seconded by:** Ms. Morrissey

**Yea:** 5

**Nay:** 2 (Verrill, Schultz)

**Abstain:** 0

**Motion:** To move Priority 3 “Pineway Speed Humps” and “Clagett Road Raised Crosswalk” to Priority 2.

**Moved by:** Mr. Caskey

**Seconded by:** Ms. Morrissey

**Yea:** 4

**Nay:** 3 (Wells, Verrill, Schultz)

**Abstain:** 0

**Motion:** To adopt as amended the Infrastructure Plan priorities as recommended by the Mayor and outlined in his August 9, 2019 Memo.

**Moved by:** Ms. Wells

**Seconded by:** Mr. Schultz

**Yea:** 6

**Nay:** 1 (Verrill)

**Abstain:** 0

## **C. INTRODUCTION OF LEGISLATIVE RESOLUTION 2019-O-06: BOND ORDINANCE**

**Motion:** To approve the introduction of LR 2019-O-06 authorizing the Town to borrow \$1.8 million through the Local Government Infrastructure Fund to assist in funding the Infrastructure Plan.

*The earliest date this motion may be considered for passage is September 9, 2019.*

**Moved by:** Mr. Schultz

**Seconded by:** Ms. Verrill

**Yea:** 6

**Nay:** 1 (Brosch)

**Abstain:** 0

**Motion:** To reduce the term from 20 years to 15 years and to reduce the amount from \$1.8 million to \$1.5 million.

**Moved by:** Mr. Caskey

**Seconded by:** Ms. Morrissey

**Yea:** 3

**Nay:** 4 (Stephen, Wells,  
Verrill, Schultz)

**Abstain:** 0

**Motion fails**

#### **D. CONTRACT WITH AXON FOR POLICE BODY WORN CAMERAS**

**Motion:** To approve a 5-year contract in substantially the form attached with TASER International, Inc. of 17800 N 85<sup>th</sup> Street, Scottsdale, Arizona for a total of \$29,597.00 to provide Body Worn Cameras and support to the University Park Police Department, and subject to final review by the Town Attorney. There is good cause to override the established sealed bid procedure. There are few vendors providing this service and this vendor has the lowest price, is used by surrounding jurisdictions and has been the most responsive.

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

#### **E. AMEND GENERAL ORDER MANUAL TO INCLUDE BODY WORN CAMERAS SECTION**

**Motion:** To approve amending the General Order Manual to include section 436.0 titled *Body Worn Cameras*.

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

#### **F. PUBLIC WORKS DEPARTMENT SURPLUS VEHICLES AND IMPLEMENTS**

**Motion:** To declare the 2001 Isuzu (VIN#JACLC4B14727003209), 1995 Mitsubishi FE449 (VIN#JW6AKE1H351000687), 1997 Chevy Dump Truck with Meyer plow and Swenson EV100 Spreader (VIN# 1GBP7H1J7VJ106886), and 1998 Swenson spreader as surplus and authorize the Director of Public Works to sell the vehicles and implements.

**Moved by:** Ms. Wells

**Seconded by:** Mr. Caskey

**Yea:** 7

**Nay:** 0

**Abstain:** 0

#### **G. TRANSFER OF FUNDS IN FY 2020 BUDGET**

**Motion:** To approve the allocation of \$1,789 to revenue account 4150-00 Miscellaneous Revenue and to Expenditure account 6558-03 Purchase of Speed Signs for funds confiscated by the Police Department and unclaimed by the Owner.

**Moved by:** Ms. Wells

**Seconded by:** Ms. Verrill

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**H. LETTER TO MARYLAND ENERGY ADMINISTRATION (MEA)**

**Motion:** As recommended by the Mayor to approve submittal of a letter to the Maryland Energy Administration accepting technical assistance from MEA to the Town of University Park.

**Moved by:** Mr. Brosch

**Seconded by:** Mr. Caskey

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**I. RESOLUTION 2019-R-03: TURN THE TOWNS TEAL – OVARIAN CANCER AWARENESS**

**Motion:** To adopt Resolution 2019-R-03 to bring awareness to Town residents about Ovarian Cancer by tying teal ribbons and providing symptom cards and information around Town during the month of September.

**Moved by:** Ms. Verrill

**Seconded by:** Mr. Stephen

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**J. RESOLUTION 2019-R-04: WE ARE ALL BALTIMOREANS**

**Motion:** To adopt Resolution 2019-R-04 to stand in support of the City of Baltimore, as we are all Baltimoreans.

**Moved by:** Mr. Brosch

**Seconded by:** Mr. Stephen

**Yea:**

**Nay:**

**Abstain:**

**Motion:** To add after the last whereas: “we as the citizens and residents of the State of Maryland condemn the hateful and divisive characterization of our State’s largest city by the President”.

**Moved by:** Mr. Caskey

**Seconded by:** Ms. Wells

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**Motion:** To adopt as amended Resolution 2019-R-04 to stand in support of the City of Baltimore, as we are all Baltimoreans.

**Moved by:** Mr. Brosch

**Seconded by:** Mr. Stephen

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**8. APPROVAL OF MINUTES:** *July 15, 2019* as amended.

**Moved by:** Ms. Verrill

**Seconded by:** Mr. Schultz

**Yea:** 5

**Nay:** 0

**Abstain:** 2 (Wells, Stephen)

## 9. ADMINISTRATIVE — REPORTS AND APPOINTMENTS

### A. MAYOR'S REPORT

### B. APPOINTMENTS — SPECIAL COMMITTEES

(Established by Town Code and appointed by the Council, per Section 2-103)

Current committee appointments are listed in *italics*; new members are listed in **bold**.

**Motion:** To approve as laid-out per Section 2-103 of the Town Ordinances, to appoint Members of Special Committees.

#### **Development Overview Committee:**

*Ms. Wells (Chair), Mr. Biermann, Mr. Brosch, Mr. Caskey, Mr. Hess, Mr. Schultz, Mr. Tabori, Mr. Thompson, Mr. Tully*

#### **Helping Hands University Park:**

*Ms. Saks (Chair), Mr. Goldberg, Ms. Meyers, Mr. Saks, Ms. Verrill, Ms. Yarvin*

#### **Sustainability Committee:**

*Mr. Schultz (Chair), Mr. Alvarez, Mr. Hurtt, Ms. Jenkins, Mr. Brosch, Mr. Thompson, Ms. Tully, Ms. Twohy*

**Moved by:** Ms. Wells

**Seconded by:** Ms. Verrill

**Yea:** 7

**Nay:** 0

**Abstain:** 0

### C. COUNCIL AND COMMITTEE REPORTS

#### **Ms. Wells - Ward 6**

- Ms. Wells will lead a Special Session to discuss the Administrative Leadership process scheduled for Monday, August 19, 2019 at 7:30 p.m. at Town Hall. This will be a public forum to talk about what is needed in a Town Administrator and cost/budget will not be discussed at this meeting.

#### **Development Overview Committee - Ms. Wells**

The next meeting is scheduled for Thursday, August 15 at 7:30 p.m. at Town Hall.

### D. REPORT FROM THE TOWN ATTORNEY ~ *Suellen Ferguson*

### E. REPORT FROM THE TOWN CLERK ~ *Andrea Marcavitch*

### F. REPORT FROM THE CHIEF OF POLICE ~ *Chief Baker*

### G. REPORT FROM THE TOWN TREASURER ~ *Dan Baden*

### H. REPORT FROM THE DIRECTOR OF PUBLIC WORKS ~ *Michael Beall*



**10. ADJOURNMENT** by consent at 10:07 p.m.

Submitted by: \_\_\_\_\_  
Lenford C. Carey, Mayor