



**MEETING OF  
UNIVERSITY PARK MAYOR AND COMMON COUNCIL  
VIA VIDEO AND AUDIO CONFERENCE  
7:30 p.m.  
September 7, 2021  
MINUTES**

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

**Present:** Mr. Biermann, Ms. Gathercole, Ms. Morrissey, Mr. Morgan, Mr. McGaughey, Ms. Wells, Mr. Stephen  
**Absent:** None  
**Excused:** None

**2. PLEDGE OF ALLEGIANCE – was led by Mayor Carey.**

**3. APPROVAL OF THE AGENDA**

**Moved by:** Mr. Morgan                      **Seconded by:** Mr. Stephen  
**Yea:** 7    **Nay:** 0                      **Abstain:** 0

**4. APPROVAL OF MINUTES: *August 16, 2021***

**Moved by:** Mr. Stephen                      **Seconded by:** Ms. Gathercole  
**Yea:** 6    **Nay:** 0                      **Abstain:** 1 (McGaughey)

**5. CONSENT AGENDA**

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

**Moved by:** Ms. Wells                      **Seconded by:** Ms. Morrissey  
**Yea:** 7    **Nay:** 0                      **Abstain:** 0

**A. BUILDING PERMIT APPLICATION TO REPLACE EXISTING DRIVEWAY AND PATIO  
(Tina Hinonu, 6715 Adelphi Road) Ward 6**

*To replace existing 9' x 70' driveway and patio (33' x 13' x 36') on Lot 43, Block 39 and Section 7 at 6715 Adelphi Road.*

**B. BUILDING PERMIT APPLICATION TO REPAIR EXISTING SIDEWALK AND RESURFACE STOOP/STEPS**

**(Angela Evatt, 4404 Van Buren Street) Ward 3**

*To repair existing sidewalk and resurface stoop/steps on Lot 17, Block 16 and Section 3 at 4404 Van Buren Street.*

**C. BUILDING PERMIT APPLICATION TO INSTALL A SHED**

**(Robert and Juying Warner, 4315 Woodberry Street) Ward 4**

*To install a 10'x 10' shed on Lot 9, Block 24 and Section 6A at 4315 Woodberry Street.*

**D. BUILDING PERMIT APPLICATION TO REPLACE EXISTING DRIVEWAY**

**(James Ulwick, 7000 Forest Hill Drive) Ward 7**

*To replace existing driveway on Lot 5 and Block 41 at 7000 Forest Hill Drive.*

**E. BLOCK PARTY/STREET CLOSURE FOR UNDERWOOD STREET (FROM 40<sup>th</sup> AVENUE TO 41<sup>st</sup> AVENUE)**

**(Saturday, September 11, 2021 from 2-5:30 p.m.) Ward 6**

*The police department has been notified and supports this request.*

**6. PUBLIC COMMENT**

None

**7. MAYOR, COUNCIL, AND COMMITTEE COMMENTS AND REPORTS**

**A. MAYOR'S REPORT – Mayor Carey**

- A community moment of reflection recognizing the 20<sup>th</sup> anniversary of September 11 will take place on Saturday, September 11 at the 9/11 Memorial beginning at 9a.m.
- Mayor Carey will attend the Maryland Municipal League Fall Conference on October 10-12 at Turf Valley near Ellicott City. Councilmembers who would like to attend this event should contact Town Clerk Andrea Marcavitch.
- The Town has applied for a Community Parks and Playground Grant in the amount of \$225,000 to update the Tot Lot largely within the existing footprint.
- University Park Elementary School begins classes on Wednesday, September 8. The Town has been getting ready with Crossing Guards, police force on duty and pushing repair of the school gazebo.
- An invitation has been extended to Prince George's County Board of Education District 3 representative Pamela Boozer-Strother to attend and present at a future Council meeting regarding school boundary changes and other resident interests.
- Town Administrator Mr. Deutsch reported that he expects to have a proposal for Council on the American Rescue Plan funds at the October 4 Council meeting.
- Town Clerk Ms. Marcavitch reminded everyone that the school zone speed safety cameras will start ticketing after September 12. Town Administrator Mr. Deutsch added that since the speed cameras were activated, there have been approximately 6,000 warnings issued.

## **B. COMMITTEE REPORTS AND COUNCIL COMMENTS**

### **Police, Traffic and Public Safety Committee - Ms. Wells**

The next meeting is scheduled for Wednesday, September 8.

- Discussion will include traffic calming devices.

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

The next meeting is scheduled for Thursday, September 9 at 7:30 p.m.

- Discussion will include the Guilford Woods proposal.

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

- Ward 6 on Underwood Street between 40<sup>th</sup> and 41<sup>st</sup> will have a block party on Saturday, September 11 from 3-5 p.m. Refreshments will be available, masks are required, no pets. Ms. Wells welcomes Councilmembers and those interested to stop by and be prepared to participate in the “Ugly Mask” contest.

### **Trees, Parks and Environment Committee - Ms. Morrissey**

The next meeting is scheduled for Wednesday, September 8.

### **Public Facilities and Services Committee - Mr. Stephen**

The next meeting is scheduled for Thursday, September 16

### **Ms. Gathercole - Ward 2**

- The Village Rides – a community service that provides free volunteer transport to seniors – recently had an orientation with Helping Hands. Ms. Gathercole signed up as a volunteer.

Trees, Parks and Environment Committee Chair Chris Aubry summarized the Committee’s 2020 Annual Report and has a discussion with Council.

- The goals for this year are the passage and adoption of the Town wide Tree Ordinance.
- Would like to have data on the trees in Town.
- Need more volunteers for the Ivy League.
- Town-wide inventory of diseased and dead trees was updated.

## **8. CONTINUING BUSINESS**

### **A. TOWN CODE REVISION**

Discussion of proposed changes to chapters 1-4 of the Town Code.

- A cover memo along with the proposed changes with explanations was distributed to Councilmembers for review. The Town Attorney went through and briefly explained the proposed changes.
- Mayor Carey suggested a Council Work Session to go through the Town Code changes very carefully. He will propose dates for a Special Council Work Session.
- Councilmembers were asked to email comments/suggested edits to the Town Attorney and the Town Administrator prior to the Work Session.
- Town Clerk Andrea Marcavitch urged Councilmembers to look closely at the drainage section at the end of Chapter 4. It needs updating.

**B. PUBLIC HEARING ON PROPOSED LEGISLATIVE RESOLUTION 21-O-04 PROHIBITING THE USE OF GAS-POWERED LEAF BLOWERS**

Public hearing regarding proposed Legislative Resolution 21-O-04 which would prohibit the use of gas-powered leaf blowers after January 1, 2023.

- A resident said that gas-powered leaf blowers are awful polluters and are very annoying, and it is time to ban them.
- A resident said their landscaper said that the ban on gas-powered leaf blowers would result in a large price increase for both the contractor and the consumer.
- A resident said they believe there is an opportunity to be better stewards of the environment but is concerned about the negative impact it is going to have on landscapers.
- A resident sent an email informing the Mayor and Council of their strong support for the Town’s proposed ban on gas-powered leaf blowers.

**Motion:** To continue the vote until the October 4 Council meeting.

**Moved by:** Ms. Morrissey

**Seconded by:** Mr. Morgan

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**Motion:** To amend Legislative Resolution 21-O-04 to alter the implementation date to January 1, 2024.

**Moved by:** Ms. Morrissey

**Seconded by:** Ms. Wells

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**C. ADOPTION OF LEGISLATIVE RESOLUTION 21-O-04: AMENDING CHAPTER 7 “PUBLIC HEALTH AND SANITATION”, BY REPEALING AND RE-ENACTING §7-104, “NOISE” TO PROHIBIT USE OF GAS-POWERED LEAF BLOWERS (*First Reading*)**

**Motion:** To adopt Legislative Resolution 21-O-04 to amend chapter 7 by repealing and reenacting §7-104 “Noise” of the Code of Ordinances of the Town of University Park, to prohibit use of gas-powered leaf blowers by January 1, 2023.

*The earliest date this motion may be considered for passage is July 6, 2021.*

**Moved by:**

**Seconded by:**

**Yea:**

**Nay:**

**Abstain:**

**9. NEW BUSINESS**

**A. TOWN ADMINISTRATOR’S AGREEMENT**

**Motion:** To amend the Town Administrator’s Employment Agreement between the Mayor and Common Council of the Town of University Park by modifying Section 5 (Benefits/Life Insurance/Retirement) to enable accrual of annual leave in accordance with Section 13.1 of the Personnel Manual which states “eligible part-time employees accrue leave proportional to a 40-hour week.”

**Moved by:** Ms. Wells

**Seconded by:** Mr. Biermann

**Yea:** 7

**Nay:** 0

**Abstain:** 0

**10. TOWN ADMINISTRATOR’S REPORT**

No report.

**11. ADJOURNMENT** by consent at 9:51 p.m.

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