

Town of Riverdale Park
Legislative Meeting Minutes
June 6, 2016
8:00 p.m.

In Attendance

Vernon S. Archer, Mayor
CM Alan Thompson, Ward 2
CM David Lingua, Ward 3
CM Christopher Henry, Ward 4
CM Alejandro Silva, Ward 6

Sara Imhulse, Town Administrator
Leonard Addison, Director of Public Works
Patrick Timmons, Lieutenant Colonel
Jessica Barnes, Town Clerk

Call to Order

Mayor Archer called the legislative meeting to order at 8:03 p.m.

Pledge of Allegiance

The Pledge of Allegiance was recited followed by a moment of reflection.

Approval of Agenda

CM Henry made a motion to approve the revised agenda. The motion was seconded by CM Thompson. Vote: 4-0 (favorable)

Discussion:

CM Thompson requested that Resolution 2016-R-10 be added to the agenda. Legislative Action Item 6 was also moved to Legislative Action Item 1.

Mayor's Report

Mayor Vernon Archer reported:

- Dog Park opening delayed by weather- hoping to have it open by the end of June.
- Update regarding possible brewery in Town
- Consideration will be needed regarding whether Mayor will be a member of a committee
- New business item: possible involvement with regional bike share program

Correspondence Summary

The Correspondence Summary was included in the meeting materials.

Presentations

Regional Institution Strategic Enterprise (RISE) Zone

David Iannucci, with County Executive Baker's Office, and Carlo Cocella, Vice President of Administration and Finance at the University of Maryland, discussed the collaboration between the County, University of Maryland and the City of College Park regarding the establishment of a RISE Zone. The Council and public had the opportunity to ask questions.

Public Comments:

Heather Cronk of Ward 1 asked about the percentages of the tax credits in the RISE Zone.

Dannielle Glaros of Sheridan Street (also a County Council Member) provided background on opportunities for growth in the area and the investment needed to try to attract high technology businesses.

Treasurer's Report

As of 5/31/16 (subject to audit),

Revenue: \$ 6,390,000.13

Expenditures: \$ 4,807,485.00

CM Thompson made a motion to approve the Treasurer's Report subject to audit. The motion was seconded by CM Lingua. Vote: 3-0 (favorable)

Town Administrator Report

Town Administrator Imhulse reported:

- Thanks to Town Clerk for 4 years of service
- Overview of cost savings to the Town during her tenure
- Thank you to Department heads for their service to the Town
- Thank you to the residents

Discussion:

The Council thanked Town Administrator Imhulse for her service to the Town.

Police Department Report

Lieutenant Colonel Timmons thanked Town Administrator Imhulse and wished her the best of luck in the future.

Public Works Report

Director of Public Works Leonard Addison reported:

- Bulk trash drop off will be June 18th
- Discussion regarding issues reported to DPW regarding trash pick-up
- Town Administrator Imhulse will be missed, she is a great colleague.

Fire Department Report

The Fire Department's report was included in the meeting materials.

Council Committee & Ward Report

CM Alan Thompson, Ward 2

CM Alan Thompson reported:

- Busy month: FY 17 Budget and three MUTC meetings
- Ward 2 Public Safety walk went well
- Spin Farm on Taylor Road has been sold

CM David Lingua, Ward 3

CM David Lingua reported:

- CKAR meeting will be held on June 7th at 6801 Kenilworth Avenue at 7 p.m.
- ATHA Governing Board meeting will be held on June 8th at Brentwood Town Hall
- ATHA Managing Board meeting will be held on June 14th

- CKAR petition regarding the Purple Line Station design
- Overview of recent Public Safety Committee meeting

CM Christopher Henry, Ward 4

CM Christopher Henry left the meeting at 10:58 p.m. and was not present for Ward Reports.

CM Alejandro Silva, Ward 6

CM Alejandro Silva reported that residents in Ward 6 were thankful for the traffic calming devices in their neighborhood.

Public Comments

There were no additional public comments.

Consent Agenda

Motion to approve consent agenda items:

1. Block Party Request to close 46th Avenue between Oliver Street and Riverdale Road from 12 p.m. to 5 p.m. on June 18, 2016 (Ward 1)
2. Minutes from May 2, 2016 Legislative Meeting
3. Minutes from May 16, 2016 Special Legislative Meeting
4. Minutes from May 21, 2016 Public Hearing regarding FY 17 Budget

CM Thompson made a motion to approve the consent agenda. The motion was seconded by CM Henry. Vote: 4-0 (favorable)

Legislative Action Items

1. Motion to adopt Ordinance 2016-OR-01 regarding the FY 17 Budget

CM Thompson made a motion to adopt Ordinance 2016-OR-01 regarding the FY 17 Budget as amended. CM Lingua seconded the motion. Vote: 4-0 (favorable)

CM Thompson read Amendments 1 to 5 into the record and made a motion to adopt the amendments. CM Henry seconded the motion. Vote: 4-0 (favorable)

Discussion:

CM Thompson gave an overview of the proposed amendments. The Council discussed the proposed amendments. There were no public comments on the proposed amendments. The Council also discussed the possibility of a mid-year budget amendment due to the potential retiring of the bond for Town Hall improvements.

2. Motion to adopt Ordinance 2016-OR-02 clarifying the use of the term Town Administrator and Town Manager in the Town Personnel Policy

CM Thompson made a motion to adopt Ordinance 2016-OR-02 clarifying the use of the term Town Administrator and Town Manager in the Town Personnel Policy. The motion was seconded by CM Henry. Vote: 4-0 (favorable)

3. Motion to adopt Ordinance 2016-OR-03 clarifying the use of the term Town Administrator and Town Manager in the Code

CM Thompson made a motion to adopt Ordinance 2016-OR-03 clarifying the use of the term Town Administrator and Town Manager in the Code as amended. CM Henry seconded the motion. Vote: 4-0 (favorable)

CM Thompson made a motion to insert "and resolutions" on line 77 between "code" and "shall". The motion was seconded by CM Henry. Vote: 4-0 (favorable)

Discussion:

CM Thompson explained the reason for the amendment. There were no public comments.

4. Introduction of Ordinance 2016-OR-04 regarding Jey's Auto – Repeal of Authorization for Acquisition by Eminent Domain

CM Lingua introduced Ordinance 2016-OR-04 regarding Jey's Auto – Repeal of Authorization for Acquisition by Eminent Domain.

Discussion:

Mayor Archer stated that there would be further discussion regarding the Ordinance at the Council Worksession on June 20th at 8 p.m.

Public Comments:

Heather Cronk of Ward 1 asked about the timeline for adoption of the legislation.

5. Motion to adopt Resolution 2016-R-10 repealing 2013-R-15

CM Thompson made a motion to adopt Resolution 2016-R-10 repealing Resolution 2013-R-15. CM Henry seconded the motion. Vote: 4-0 (favorable)

Discussion:

CM Thompson discussed the need for Council oversight as the Economic Development Budget grows.

Public Comments:

Marsha Dixon of 45th Avenue asked about other Economic Development proposals and changes to the review process.

6. Motion to award a grant to Ernie's Lock for signage improvements (Ward 1)

CM Lingua made a motion to award a grant to Ernie's Lock for \$7,760. CM Henry seconded the motion. Vote: 4-0 (favorable)

CM Lingua amended the motion to state "a grant not to exceed \$8,585". The motion was seconded by CM Henry. Vote: 4-0 (favorable)

Discussion:

Eric Peratino with Ernie's Lock described the signage and awnings and the difficulty in getting a cost estimate from Prince George's County. CM Thompson reported that MUTC had approved the signage.

CM Lingua explained that an amendment was needed because the County permitting fees are unknown.

Public Comments:

Heather Cronk of Ward 1 asked how the grant would help the Town. Mr. Peratino discussed how the new signage and awnings will benefit the Town.

7. Motion to approve a temporary business license and waiver from section 42-13(b)(1) of the Town Code for JASO, Inc. to operate a flea market at 5413 Riverdale Road on Saturdays and Sundays from June 11, 2016 to July 3, 2016 (Ward 4)

CM Henry made a motion to approve a temporary business license and waiver from section 42-13(b)(1) of the Town Code for JASO, Inc. to operate a flea market at 5413 Riverdale Road on Saturdays and Sundays from June 11, 2016 to July 3, 2016. CM Thompson seconded the motion. Vote: 4-0 (favorable)

Discussion:

CM Henry asked about the request for the applicant to have conversations with the church near the flea market. Town Administrator Imhulse gave an overview of the applicant's attempts to communicate with the church.

CM Henry reported that residents were very happy with how the property was left after event and he did not receive any complaints.

8. Motion to authorize the Town Administrator to send a letter to Board of Appeals regarding Variance Request for 6421 Taylor Road for variances of 2.5 feet side yard width and 3.7% net lot coverage and a waiver of the parking area location requirement (Ward 2)

CM Thompson made a motion to authorize the Town Administrator to send a letter to the Board of Appeals Variance Request for 6421 Taylor Road recommending a variance of up to 1.95 % for net lot coverage, and recommending approval of the request for a 2.5 foot side-yard width variance, but opposing waiving the parking area location requirement, with information similar to that in the following material to be included in the letter.

The recommended lot coverage percentage corresponds to the amount of coverage introduced by the construction completed without a permit except removing a 12.4 (north-south) foot by 11.0 (east-west) foot rectangular section closest to the front sidewalk and between the house and front sidewalk.

The removal of the front section of concrete reflects the council's understanding that the construction of the concrete was at least partially motivated by a desire to remediate basement flooding, and it is the council's expectation and goal that this change will preclude use of the area between the house and street for parking.

The motion was seconded by CM Henry. Vote: 4-0 (favorable)

Discussion:

CM Thompson gave an overview of the reasons for his motion and his attempt to reach a compromise with the applicant. The applicant stated, with the assistance of a translator, that he put down the concrete to mitigate flooding in his basement.

Public Comments:

Novella Sargusingh of Taylor Road, reminded the homeowner to be sure to check the Code in the future before completing any work. She also asked what would happen if the homeowner could not pay for the concrete removal.

Heather Cronk of Ward 1 stated that the Code is not available in Spanish and asked if it was possible to use Economic Development funds to pay for the applicant's concrete removal. Ms. Cronk stated that the Town should request that the County provide their Code in Spanish.

CM Thompson made a motion to send a letter encouraging the County to provide permitting information in Spanish. The motion was seconded by CM Lingua Vote: 4-0 (favorable)

9. Motion to adopt Resolution 2016-R-09 regarding permit parking extension to cover 6103 54th Avenue (Ward 2)

CM Thompson made a motion to adopt Resolution 2016-R-09 regarding permit parking extension to cover 6103 54th Avenue. The motion was seconded by CM Henry. Vote: 4-0 (favorable)

Discussion:

CM Thompson stated that the resident had requested permit parking at that address.

10. Motion to approve Fence Permit Application for 5808 Harrison Avenue, 4 to 6 foot wooden backyard fence (Ward 1)

CM Thompson made a motion to approve the Fence Permit Application for 5808 Harrison Avenue, 4 to 6 foot wooden backyard fence. The motion was seconded by CM Lingua. Vote: 4-0 (favorable)

Unfinished Business

Novella Sargusingh reported that she had talked to home daycare providers in the community and they would prefer to pay for a permit instead of a business license. She stated that the distinction would work better for home daycare providers. CM Lingua stated that he would look into the request as it may require an amendment to Chapter 14.

New Business

- CM Lingua made a motion to excuse CM Richardson from the meeting due to a family medical issue. CM Henry seconded the motion. Vote: 4-0 (favorable)
- CM Thompson stated that he had sent an email to Council and staff seeking input regarding a resolution for re-adoption of Robert's Rules of Order and he expected to discuss it further at the Council worksession in June.

- Mayor Archer discussed a potential Bike Share opportunity. He will collect more information and report back to Council.

Adjournment

CM Thompson made a motion to adjourn the meeting at 11:33 p.m. The motion was seconded by CM Lingua. Vote: 3-0 (favorable)

Typed from notes by JEB.