

# City of Hyattsville

*Hyattsville Municipal Building  
4310 Gallatin Street, 3rd Floor  
Hyattsville, MD 20781  
(301) 985-5000  
www.hyattsville.org*



## Meeting Minutes

**Monday, December 6, 2021**

**7:00 PM**

**Register in advance for this webinar:**

**[https://us06web.zoom.us/webinar/register/WN\\_6CnpUjcDQKqfOY3cplTwwA](https://us06web.zoom.us/webinar/register/WN_6CnpUjcDQKqfOY3cplTwwA)**

**Virtual**

## City Council

**Kevin Ward, Mayor**

**Robert Croslin, Council President, Ward 2**

**Danny Schaible, Council Vice President, Ward 2**

**Sam Denes, Ward 1**

**Joanne Waszczak, Ward 1**

**Ben Simasek, Ward 3**

**Jimmy McClellan, Ward 3**

**Daniel Peabody, Ward 4**

**Edouard Haba, Ward 4**

**Joseph Solomon, Ward 5**

**Rommel Sandino, Ward 5**

## **ADMINISTRATION**

**Tracey E. Douglas, City Administrator**

**Laura Reams, City Clerk, 301-985-5009, [cityclerk@hyattsville.org](mailto:cityclerk@hyattsville.org)**

**WELCOME TO THE CITY OF HYATTSVILLE CITY COUNCIL MEETING!**  
**Your participation at this public meeting is valued and appreciated.**

**AGENDA/PACKET:** The Agenda/Packet is available for review at the Hyattsville Municipal Building and online at [www.hyattsville.org](http://www.hyattsville.org) prior to the scheduled meeting (generally available no later than the Friday prior to the scheduled Monday meeting). Please note, times given for agenda items are estimates only. Matters other than those indicated on the agenda may also be considered at Council discretion.

**AMERICANS WITH DISABILITY ACT:** In compliance with the ADA, if you need special assistance to participate in this meeting or other services in conjunction with this meeting, please contact the City Clerk's Office at (301) 985-5009. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

**AUDIBLE DEVICES:** Please ensure all audible devices are turned off or otherwise not audible when the City Council is in session. Thank you.

**PUBLIC INPUT:** If you wish to address the Council during the Public Comment period, please use the "Raise Hand" feature in the virtual meeting interface. Participants may also submit statements electronically using the eComment feature at [www.hyattsville.org/meetings](http://www.hyattsville.org/meetings) or via email to [cityclerk@hyattsville.org](mailto:cityclerk@hyattsville.org) no later than two (2) hours prior to the start of the meeting. All participants shall remain respectful in their contributions and associated functions of the virtual meeting interface are not intended for public dialogue or discussion.

**WAYS TO WATCH THE MEETING LIVE:** City Council meetings are broadcast live on cable television channel 71 (Comcast) and channel 12 (Verizon). You may also view meetings live online at [hyattsville-md.granicus.com/MediaPlayer.php?camera\\_id=2](http://hyattsville-md.granicus.com/MediaPlayer.php?camera_id=2)

**REPLAY SCHEDULE:** The meetings will be re-broadcast on cable television, channel 71 (Comcast) and channel 12 (Verizon) daily at 7:00 a.m., 1 p.m., and 8 p.m. Meetings are also able for replay online at [www.hyattsville.org/meetings](http://www.hyattsville.org/meetings).

**CITY INFORMATION:** Sign up to receive text and email notifications about Hyattsville events, government, police and programs at [www.hyattsville.org/list.aspx](http://www.hyattsville.org/list.aspx)

**INCLEMENT WEATHER:** In the event of inclement weather, please call 301-985-5000 to confirm the status of the Council meeting.

**Meeting Notice:**

As we continue to take precautions due to the COVID-19 (Coronavirus) pandemic, the Hyattsville City Council will hold its meeting on Monday, December 6, 2021 remotely via video conference. The Council meeting will be conducted entirely remotely; there will be no in-person meeting attendance.

The meeting will be broadcast live on cable television channel 71 (Comcast), channel 12 (Verizon), and available via live stream at [www.hyattsville.org/meetings](http://www.hyattsville.org/meetings).

**PUBLIC PARTICIPATION:**

If you wish to address the Council during the Public Comment period, please use the "Raise Hand" feature in the virtual meeting interface. Participants may also submit statements electronically using the eComment feature at [www.hyattsville.org/meetings](http://www.hyattsville.org/meetings) or via email to [cityclerk@hyattsville.org](mailto:cityclerk@hyattsville.org) no later than two (2) hours prior to the start of the meeting. All participants shall remain respectful in their contributions and associated functions of the virtual meeting interface are not intended for public dialogue or discussion.

Members of the public who wish to comment during the virtual Council meeting must register in advance using the link below.

[https://us06web.zoom.us/webinar/register/WN\\_6CnpUjcDQKqfOY3cplTwwA](https://us06web.zoom.us/webinar/register/WN_6CnpUjcDQKqfOY3cplTwwA)

**1. Call to Order and Council Roll Call**

The meeting was called to order at 7:04 p.m.

**Also Present:**

City Administrator-Tracey Douglas  
Assistant City Administrator-Jim Chandler  
City Treasurer-Ron Brooks  
Acting Director of Community Services-Cheri Everhart  
Director of Human Resources-Vivian Snellman  
City Clerk-Laura Reams  
Deputy Director of Public Works-Hal Metzler  
Communications Manager-Cindy Zork

**Present:** Mayor Kevin Ward  
Council President Robert Croslin  
Council Vice-President Danny Schaible  
Councilmember Sam Denes  
Councilmember Joanne Waszczak  
Councilmember Ben Simasek  
Councilmember Jimmy McClellan  
Councilmember Edouard Haba  
Councilmember Daniel Peabody  
Councilmember Joseph Solomon  
Councilmember Rommel Sandino

**2. Pledge of Allegiance to the Flag**

**3. Approval of Agenda**

## AMENDMENTS

1) MODIFY Consent item 10.c) HCC-170-FY22, Vaccine Incentive Program for City Employees

a. The motion language has been modified as follows:

i. I move that the Mayor and Council adopt a Vaccine Incentive Program for City Employees to incentivize employees to become inoculated from COVID-19, costs not to exceed \$95,000, and paid for using American Rescue Plan funds.

2) ADJUST the Presentation order as follows:

1. PEPCO EVsmart Public Charging Network
2. FY22 Strategic Communications Report and Website/Newsletter Updates
3. Avalon Bay - Preliminary Plan of Subdivision

A motion was made by Council President Croslin, seconded by Council Member Denes, that this agenda item be Approved as Amended. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**4. Approval of the Minutes****4.a) Approval of the Minutes**

[HCC-184-FY22](#)

I move that the Mayor and Council approve the minutes of the Council meeting of September 20, 2021.

Sponsors: City Administrator

Attachments: [Minutes CM September 20 2021 FINAL](#)

I move that the Mayor and Council approve the minutes of the Council meeting of September 20, 2021.

A motion was made by Council President Croslin, seconded by Council Member Solomon, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**5. Public Comment (7:10 p.m. – 7:20 p.m.) Complete Speaker Card, Limit 2 minutes per speaker**

Ms. Irene Marsh provided a written comment in support of the ban on gas-powered leaf blowers.

Mr. Veritez provided written comment and is not in support of unprotected bike lanes adjacent to parking in the City.

Ms. Kristy Reinhardt provided a written comment in support of the ban on gas-powered leaf blowers.

Mr. Simmons stated he does not support the ban on gas-powered leaf blowers.

Mr. Marshall stated he is opposed to the ban on gas-powered leaf blowers, and would like additional information regarding the turn-key solar power system, what does it do? Lastly, he supports allowing the drive-thru at the Kentucky Fried Chicken business.

Ms. Kathleen Laurel Enlay stated she is a member of the Prince George's County Sierra Club and speaking on their behalf regarding the ban on gas-powered leaf blowers. The Club is in support of the ban.

Mr. Greg Smith stated he supports the ban on the gas-powered leaf blower.

**6. Community Notices and Meetings (7:20 p.m. - 7:25 p.m.)****6.a) Main City Calendar: December 7 - December 20, 2021**[HCC-191-FY22](#)

N/A

Sponsors: City Administrator

Attachments: [Main City Calendar December 7 - December 20, 2021 FINAL](#)

**7. City Administrator Update (7:25 p.m. - 7:40 p.m.)**

City Administrator Tracey Douglas provided updates on City related news and events.

**8. Presentations (7:40 p.m. - 8:20 p.m.)**

**8.c) PEPCO EVsmart Public Charging Network**[HCC-175-FY22](#)

Presentation only.

Sponsors: City Administrator

Attachments: [PEPCO EV Charger Presentation](#)

Mr. Tony Ruffin presented the PEPCO's EVsmart Public Charging Program giving an overview for the City of Hyattsville. This program is at no cost to the City with the stations being owned, operated, and maintained by PEPCO located on City property.

Councilmember Schaible asked if PEPCA was interested in all land holdings the City owns and how are the locations identified. Mr. Ruffin responded that PEPCO has received four (4) locations for consideration, and that the land must be accessible to the public for usage to qualify for the program.

Councilmember Solomon asked how does the infrastructure management work for the site, repairs, and how does the City get out of the agreement? Mr. Ruffin replied that the agreement stipulates the management and time frame including renewable terms or removal.

Councilmember Waszczak asked if the stations would be able to accommodate all makes and models of vehicles including Tesla's. Mr. Ruffin responded that Teslas come with an adapter to use any charging stations.

**8.a) FY22 Strategic Communications Report and Website/Newsletter Updates**[HCC-183-FY22](#)

Presentation.

Sponsors: City Administrator

Attachments: [Abridged-FY 22 Communications Presentation for Council](#)

Communications Manager Cindy Zork, provided an update on accomplishments of the communications team over the last year and planned future activities. There were no questions.

**8.b) Avalon Bay - Preliminary Plan of Subdivision**[HCC-174-FY22](#)

Presentation only.

Sponsors: City Administrator

Attachments: [Presentation Memo - Avalon Bay - PPS](#)  
[City Hyattsville Presentation](#)  
[RoadSection](#)  
[MPG ALTASurvey 20070510 ENTIRE MALL - with Subdivided Parcel](#)  
[Shown](#)

The developers of the Avalon Bay project briefed the Mayor and Council on the preliminary project.

Councilmember Sandino asked if this project would offer affordable housing and if a traffic study will be conducted. The proposed project does not have any affordable housing planned. The intent of the project is to market to tenants in the late 20's early 30's.

Councilmember Haba agrees with the proposed mixed-use planned development, but highly recommends affordable housing is included in the plan.

Councilmember Croslin asked if the enhancements to the roadway will only allow residents of the project to utilize it or will it still be accessible to all traffic. The roadway pattern will not change, just enhancement made to the road.

Councilmember Simasek stated in the overlay district the height of the building could be a maximum of 16 stories, your plan is for five (5) stories. Could the additional stories be considered for affordable housing?

Councilmember Schaible asked if there was a planned connection for the project to the mall such as covered access? There is no planned covered access since it is just a short walk to the mall.

Councilmember Waszczak stated she is also in support of adding affordable housing to the project. With affordable housing, the building could remain full and avoid vacancies.

Councilmember Solomon asked if a school impact study was required. Which schools will be impacted by this development? Staff does review schools and where students will be assigned and list the capacity of these schools. Prince George's County applications are required to pay a fee for the school facility surcharge.

**9. Proclamations (8:20 p.m. - 8:25 p.m.)**

9.a) **Proclamation Recognizing the Northwestern High School Varsity Boys Soccer Team as the 2021 State Champions** [HCC-189-FY22](#)

I move that the Mayor and Council adopt a proclamation recognizing the Northwestern Wildcats Varsity Boys Soccer Team as the 2021 Maryland Public Secondary Schools Athletic Association 4A State Champions.

Sponsors: City Administrator

Attachments: [CM 1206 NWHS Varsity Soccer State Champions 2021](#)

I move that the Mayor and Council adopt a proclamation recognizing the Northwestern Wildcats Varsity Boys Soccer Team as the 2021 Maryland Public Secondary Schools Athletic Association 4A State Champions.

A motion was made by Council President Croslin, seconded by Council Member Peabody, that this agenda item be Adopted. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10. Consent Items (8:25 p.m. - 8:30 p.m.)**

Items listed on the Consent Agenda are considered routine in nature, and are approved in one motion. There will be no separate discussion of these items unless the Mayor/Council request specific items be removed from the Consent agenda for separate action.

**Amendment to Consent Item HCC-182-FY22 to read:**

I move that the Mayor and Council authorize the City Administrator to accept the Federal Emergency Management Agency (FEMA) COVID-19 Reimbursement Grant of \$97,103 for prior expenses through September 30, 2021 and authorize the Treasurer to amend the FY22 Special Revenues Funds Budget to establish a FEMA Reimbursement Grant Fund and appropriate the amount not to exceed \$291,309 for estimated COVID-19 vaccine and testing site costs from October 1, 2021 to **June 30, 2022** which will be 100% reimbursed by FEMA.

Motion to Amend made by Council President Croslin, seconded by Councilmember Sandino. Approved Unanimously

Mayor Ward noted for item HCC-170-FY22 that the cost for the Vaccine Incentive Program is NTE \$95,000.

A motion was made by Council President Croslin, seconded by Councilmember Simasek, to approve the Consent Agenda as Amended. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino



**10.a) MOU with the Metropolitan Washington Council of Governments (AFIS)**[HCC-167-FY22](#)

I move that the Mayor and Council authorize the City Administrator to sign Memorandum of Understanding with the Metropolitan Washington Council of Governments on behalf of the Hyattsville City Police Department to continue as a regional participating jurisdiction with the Regional Automated Fingerprint Identification System (AFIS) and authorize the city to expend an amount not to exceed \$8,194.

Sponsors: City Administrator

Attachments: [Cog](#)

I move that the Mayor and Council authorize the City Administrator to sign Memorandum of Understanding with the Metropolitan Washington Council of Governments on behalf of the Hyattsville City Police Department to continue as a regional participating jurisdiction with the Regional Automated Fingerprint Identification System (AFIS) and authorize the city to expend an amount not to exceed \$8,194.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.b) MOU with the Metropolitan Washington Council of Governments (LPR)**[HCC-168-FY22](#)

I move that the Mayor and Council authorize the City Administrator to sign a Memorandum of Understanding with the Metropolitan Washington Council of Governments on behalf of the Hyattsville City Police Department to continue as a regional participating jurisdiction with the Law Enforcement License Plate Readers (LPR) Program and authorize the City to expend an amount not to exceed \$1,207.00.

Sponsors: City Administrator

Attachments: [LPR](#)

I move that the Mayor and Council authorize the City Administrator to sign a Memorandum of Understanding with the Metropolitan Washington Council of Governments on behalf of the Hyattsville City Police Department to continue as a regional participating jurisdiction with the Law Enforcement License Plate Readers (LPR) Program and authorize the City to expend an amount not to exceed \$1,207.00.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.c) Vaccine Incentive Program for City Employees**[HCC-170-FY22](#)

I move that the Mayor and Council adopt a Vaccine Incentive Program for City Employees to incentivize employees to become inoculated from COVID-19, costs not to exceed \$75,000 and paid for using American Rescue Plan funds.

Sponsors: City Administrator

Attachments: [Vaccine Incentive Program Memo to Council](#)

I move that the Mayor and Council adopt a Vaccine Incentive Program for City Employees to incentivize employees to become inoculated from COVID-19, costs not to exceed \$95,000, and paid for using American Rescue Plan funds.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.d) Purchase of DPW Backup Generator**[HCC-172-FY22](#)

I move that the Mayor and Council authorize the City Administrator to accept the proposal from Graybar for the purchase of a backup generator for the Department of Public Works facility for an expenditure not to exceed \$130,000, pending legal review.

Sponsors: City Administrator

Attachments: [HiPower-239436849](#)  
[DS HRJW 240 T4F \(1\)](#)  
[EV2370 Executed Master Contract Graybar 12 26 2017](#)  
[Amendment No 1 to EV2370](#)

I move that the Mayor and Council authorize the City Administrator to accept the proposal from Graybar for the purchase of a backup generator for the Department of Public Works facility for an expenditure not to exceed \$130,000, pending legal review.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.e) DPW Turnkey Solar Power Installation**[HCC-173-FY22](#)

I move that the Mayor and Council authorize the City Administrator to accept the proposal from Altenergy for the design and installation of a Turnkey Solar Power System at the Department of Public Works new facility for an expenditure not to exceed \$100,000 pending legal review.

Sponsors: City Administrator

Attachments: [Hyattsville Solar RFP Final](#)

I move that the Mayor and Council authorize the City Administrator to accept the proposal from Altenergy for the design and installation of a Turnkey Solar Power System at the Department of Public Works new facility for an expenditure not to exceed \$100,000 pending legal review.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.f) Hybrid Meetings: Phase 1 - IT Hardware**[HCC-177-FY22](#)

I move that the City Council authorize the City Administrator to proceed with the acquisition of laptops and associated hardware from GHE Technologies Inc., at a cost not to exceed \$25,000, for the purpose of providing hardware necessary to support the City Council's transition to a hybrid meeting solution.

Sponsors: City Administrator

Attachments: [Memo - IT Hardware Acquisition - Hybrid Meetings - November 30 2021](#)  
[GHE Quote 2465957](#)

I move that the City Council authorize the City Administrator to proceed with the acquisition of laptops and associated hardware from GHE Technologies Inc., at a cost not to exceed \$25,000, for the purpose of providing hardware necessary to support the City Council's transition to a hybrid meeting solution.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.g) Purchase of Road Salt**[HCC-178-FY22](#)

I move that the Mayor and Council authorize the City Administrator to enter into an agreement with Morton Salt for an expenditure not to exceed \$35,000, pending legal review.

Sponsors: City Administrator

I move that the Mayor and Council authorize the City Administrator to enter into an agreement with Morton Salt for an expenditure not to exceed \$35,000, pending legal review.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.h) Acceptance of Donation of Bloodhound for HCPD**

[HCC-179-FY22](#)

I move that the Mayor and Council accept the donation of a Bloodhound breed puppy from Bluegrass Bloodhounds in Kentucky to assist the Police Department with tracking missing persons and vulnerable adults. The donation of this specialized tracking breed includes all required registration documents that identifies the breeds authenticity.

Sponsors: City Administrator

I move that the Mayor and Council accept the donation of a Bloodhound breed puppy from Bluegrass Bloodhounds in Kentucky to assist the Police Department with tracking missing persons and vulnerable adults. The donation of this specialized tracking breed includes all required registration documents that identifies the breeds authenticity.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.i) FY22 Grant Acceptance and Budget Appropriation Amendment: FEMA COVID-19 Reimbursement Grant**

[HCC-182-FY22](#)

I move that the Mayor and Council authorize the City Administrator to accept the Federal Emergency Management Agency (FEMA) COVID-19 Reimbursement Grant of \$97,103 for prior expenses through September 30, 2021 and authorize the Treasurer to amend the FY22 Special Revenues Funds Budget to establish a FEMA Reimbursement Grant Fund and appropriate the amount not to exceed \$291,309 for estimated COVID-19 vaccine and testing site costs from October 1, 2021 to June 30, 2022 which will be 100% reimbursed by FEMA.

Sponsors: City Administrator

Attachments: [City of Hyattsville FEMA Grant DR4491 PW272 \(1\)](#)

I move that the Mayor and Council authorize the City Administrator to accept the Federal Emergency Management Agency (FEMA) COVID-19 Reimbursement Grant of \$97,103 for prior expenses through September 30, 2021 and authorize the Treasurer to amend the FY22 Special Revenues Funds Budget to establish a FEMA Reimbursement Grant Fund and appropriate the amount not to exceed \$291,309 for estimated COVID-19 vaccine and testing site costs from October 1, 2021 to June 30, 2022 which will be 100% reimbursed by FEMA.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.j) Zoning Variance Request V-98-21 - 6213 43rd Avenue, Hyattsville** [HCC-187-FY22](#)

I move that the City Council authorize the Mayor to provide correspondence to the Prince George's County Board of Zoning Appeals in support of V-98-21, a variance request to validate three (3) existing conditions pertaining to minimum lot size, lot frontage, and side yard depth at the subject property, 6213 43rd Avenue, Hyattsville.

Sponsors: City Administrator

Attachments: [Memo - V-98-21 FINAL](#)  
[City of Hyattsville Zoning Variance Policy Statement & Variance Process ENGLISH](#)  
[V-98-21 Binder](#)  
[Letter Opposing Zoning Variances](#)

I move that the City Council authorize the Mayor to provide correspondence to the Prince George's County Board of Zoning Appeals in support of V-98-21, a variance request to validate three (3) existing conditions pertaining to minimum lot size, lot frontage, and side yard depth at the subject property, 6213 43rd Avenue, Hyattsville.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**10.k) Memorandum of Understanding with Hyattsville Aging in Place in Support of the City's Enhanced Mobility Options Program** [HCC-188-FY22](#)

I move that the Mayor and City Council authorize the City Administrator to enter into a Memorandum of Understanding with Hyattsville Aging in Place in support of the City's Enhanced Mobility Options Program.

Sponsors: City Administrator

Attachments: [FINAL EM MOU HVL + HAP](#)

I move that the Mayor and City Council authorize the City Administrator to enter into a Memorandum of Understanding with Hyattsville Aging in Place in support of the City's Enhanced Mobility Options Program.

A motion was made by Council President Croslin, seconded by Council Member Simasek, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**11. Action Items (8:30 p.m. - 9:00 p.m.)**

**11.a) Former KFC at Queens Chapel Town Center - Amendment to Conditions of Approval** [HCC-176-FY22](#)

I move that the City Council authorize the Mayor to provide correspondence to the Prince George's County Office of the Zoning Hearing Examiner in opposition to the applicant's request to eliminate Condition 3c of Planning Board Resolutions No. 11-07 and No. 11-08. The Subject Property is less than 0.25 miles from the West Hyattsville Metro Station and a continuation of the drive-through use is in direct contradiction to the vision and guidelines of the West Hyattsville Transit District Development Plan.

Sponsors: City Administrator

Attachments: [Action Memo - QCTC - Table of Uses Amendment - Final](#)  
[Council Materials 10.04.21 QCTC](#)  
[Maisel QCTC Presentation](#)

I move that the City Council authorize the Mayor to provide correspondence to the Prince George's County Office of the Zoning Hearing Examiner in opposition to the applicant's request to eliminate Condition 3c of Planning Board Resolutions No. 11-07 and No. 11-08. The Subject Property is less than 0.25 miles from the West Hyattsville Metro Station and a continuation of the drive-through use is in direct contradiction to the vision and guidelines of the West Hyattsville Transit District Development Plan.

A motion was made by Council President Croslin, seconded by Council Member Waszczak, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**11.b) Letter of Support: Prince George's County Climate Action Plan** [HCC-190-FY22](#)

I move that the Council authorize the Mayor to send a letter of support to Prince George's County in favor of the draft Prince George's County Climate Action Plan.

Sponsors: Ward, Haba and Simasek

Attachments: [December 2021 support Climate Action Plan](#)

I move that the Council authorize the Mayor to send a letter of support to Prince George's County in favor of the draft Prince George's County Climate Action Plan.

A motion was made by Council President Croslin, seconded by Councilmember Denes, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino

**12. Discussion Items (9:00 p.m. - 9:15 p.m.)**

**12.a) Municipal Gas-Powered Leaf Blower Ban**[HCC-185-FY22](#)

I move that the Mayor and Council direct the City Attorney to draft an ordinance to ban gas-powered leaf blowers (GPLBs) as follows:

- Effective July 1, 2022 - The use of gas-powered leaf blowers by the City will cease entirely, including City staff and City contracts. Also, this date will be the start of the 75 percent rebate window for the trade-in of GPLBs towards the purchase of an electric leaf blower.
- Effective July 1, 2023 - The 75 percent rebate window will end, and the 50 percent rebate window will begin for GPLB trade-ins.
- Effective January 1, 2024 - The 50 percent rebate window will end, and the 25 percent rebate window will begin for GPLB trade-ins.
- Effective July 1, 2024 - the use of gas-powered leaf blowers will be prohibited permanently, and the 25 percent rebate window will end for GPLB trade-ins.

In addition, and effective immediately, any resident or landscape contractor that uses all-electric lawn and landscape equipment (mower, string trimmer, blower etc.) can begin work at 7:00 a.m. rather than 8:00 a.m.

I move the Mayor and Council implement a City run rebate program where Hyattsville residents and contractors would be eligible to trade-in used GPLBs for a rebate towards the purchase of an electric leaf blower (ELB). I further move the Council allocate \$52,100 to the FY22 budget (\$50,600 for the GPLB trade-in program, \$1,500 to replace City GPLBs).

Sponsors: Schaible, McClellan and Simasek

Attachments: [HCC-185-FY22 Phased-in Municipal Gas-Powered Leaf Blower Ban Motion \(2\)](#)  
[HCC-185-FY22 Recommendation to Address Noise and other Impacts from GPLB \(2\)](#)  
[HCC-185-FY22 Leaf Blower Cost Comparisons](#)

Councilmember Simasek does not support the change in the time from 8 am to 7 am. He also believes there is only one retailer in the City who sells electric equipment, and possibly this retailer can offer rebates to assist the City with the rebate.

Councilmember Denes thinks the shift in hours is a bit odd and complicated. Would not vote against the earlier start.

Council President Croslin also does not think the time should be incorporated.

Councilmember Peabody states the 7 am start time is a concern.

Councilmember Solomon stated he loves the new proposal, and it addressed all his concerns.

Councilmember Haba stated he does agree the 7 am start time is too early, however appreciates changing the end time to maybe sunset.

Councilmember Waszczak stated it does seem reasonable to offer incentives to trade in gas powered leaf blowers but does not support the 7 am start time.

Council Vice President Schaible thanked everyone for their review and comments from other councilmembers. He stated he will ensure there is specific outreach to the community for the implementation of the plan/ban of the gas-powered leaf blowers.

**13. Council Dialogue (9:15 p.m. - 9:30 p.m.)**

**14. Motion to Adjourn**

The meeting adjourned at 11:03 p.m.

A motion was made by Council President Croslin, seconded by Council Member Sandino, that this agenda item be Approved. The motion carried by the following vote:

**Aye:** Ward, Croslin, Schaible, Denes, Waszczak, Simasek, McClellan, Haba, Peabody, Solomon, and Sandino