

City Council of Hyattsville, Maryland

SUMMARY OF COUNCIL ACTIONS

City Council Regular Meeting

Monday, March 2, 2020 at 7:00 PM

- 1) **Call to Order and Council Roll Call – *Meeting called to order at 7:06 p.m.***
- 2) **Pledge of Allegiance to the Flag**
- 3) **Approval of Agenda – *APPROVED, AS AMENDED, UNANIMOUS***

Amendment to the Agenda

1. ADD Letter of Support: SB835/HB1034 County and Municipal Street Lighting Investment Act to CONSENT.

HCC-247-FY20

Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move the City Council authorize the Mayor to send a letter to the City's Maryland Delegation, the Maryland Senate Education, Health, and Environmental Affairs Committee, and the Maryland House Economic Matters Committee in support of bills SB835/HB1034 entitled the County and Municipal Street Lighting Investment Act.

2. MOVE 9.b) Disbursement of FY20 Thrive Grant Funds from Consent to Action.

- 4) **Approval of the Minutes – *APPROVED, UNANIMOUS***

4.a) Approval of the Minutes

HCC-241-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Cover Page: [Approval of the Minutes](#)

[Minutes Feb 18 2020 FINAL.docx](#)

I move that the Mayor and Council approve the Council Meeting Minutes of the Public Hearing of February 18, 2020.

- 5) **Motion to Close (7:15 p.m. - 8:30 p.m.)**

5.a) Motion to Close (60-90 minutes) – *APPROVED, UNANIMOUS*

HCC-239-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Cover Page: [Motion to Close \(60-90 minutes\)](#)

I move that the Mayor and Council close the Council Meeting of March 2, 2020 to consult with the City Attorney to discuss confidential commercial or financial information related to a proposed development in the City, to receive legal advice, and discuss possible litigation. The reason for closing the meeting under these exceptions is to protect the City's bargaining position and to maintain legally required confidentiality in regard to commercial and/or financial information and to protect attorney/client privilege.

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This session will be closed under the authority of the Annotated Code of Maryland State Government General Provisions Article Section 3-305(b)(7) consult with counsel to obtain legal advice; 3-305(b)(8) consult with staff, consultants, or other individuals about pending or potential litigation, and 3-305(b) (13) to comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter - specifically Maryland Code, § 4-335 of the General Provisions Article (protecting from disclosure confidential commercial information). ***The Council entered Closed Session at 7:08 p.m. The Council returned to open session at 8:12 p.m. on a motion made by Councilmember Croslin, seconded by Councilmember Lawrence and approved unanimously by the body at 7:59 p.m.***

- 6) **Public Comment (8:30 p.m. – 8:40 p.m.) Limit 2 minutes per speaker**
- 7) **City Administrator Update (8:40 p.m. - 8:50 p.m.)**
- 8) **Presentations (8:50 p.m. - 9:05 p.m.)**

8.a) Presentation of FY20 Thrive Grant Fund Program (10 minutes)

HCC-233-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Cover Page: [Presentation of FY20 Thrive Grant Fund Program \(10 minutes\)](#)

8.b) Proclamation in Recognition of Nevilla E. Ottley (5 minutes)

HCC-235-FY20

Lead Sponsor: Hollingsworth

Co-Sponsor(s): N/A

Cover Page: [Proclamation in Recognition of Nevilla E. Ottley \(5 minutes\)](#)

- 9) **Consent Items (9:05 p.m. - 9:10 p.m.)**

9.a) Resolution 2020: Planning Assistance to Municipalities and Communities

Application – *APPROVED, UNANIMOUS*

HCC-230-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Cover Page: [Resolution 2020: Planning Assistance to Municipalities and Communities Application](#)

[Memo - PMAC Application for CPTED Training.doc](#)

[Resolution 2020-02 CPTED.docx](#)

I move that the Mayor and Council adopt Hyattsville Resolution 2020-02, a resolution supporting the City of Hyattsville FY2020 Planning Assistance to Municipalities and Communities Application (INTRODUCTION AND ADOPTION).

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9.c) Proclamation in Recognition of Nevilla E. Ottley – *APPROVED, UNANIMOUS*

HCC-236-FY20

Lead Sponsor: Hollingsworth

Co-Sponsor(s): N/A

Cover Page: [Proclamation in Recognition of Nevilla E. Ottley
Proclamation 2020 Nevilla Ottley.docx](#)

I move that the Mayor and Council adopt a proclamation in recognition of the 75th birthday of Ms. Nevilla E. Ottley, founder of the Ottley Music School, and in celebration of her 32 years of service to the City of Hyattsville.

9.d) Traffic Calming - 4500 Block Emerson Street – *APPROVED, UNANIMOUS*

HCC-231-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Cover Page: [Traffic Calming - 4500 Block Emerson Street](#)

I move that the Mayor and Council approve the petition for traffic calming on the 4500 Block of Emerson Street.

9.e) Proclamation Celebrating March 2020 as Women's History Month in the City of Hyattsville – *APPROVED, UNANIMOUS*

HCC-237-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Cover Page: [Proclamation Celebrating March 2020 as Women's History Month in the City of Hyattsville Womens History Month 2020.docx](#)

I move that the Mayor and Council proclaim March 2020 to be Women's History Month in the City of Hyattsville.

9.f) Letter to Prince Georges County Officials to request Climate Action Plan – *APPROVED, UNANIMOUS*

HCC-240-FY20

Lead Sponsor: Simasek

Co-Sponsor(s): Schiabile, Suiter

Cover Page: [Letter to Prince Georges County Officials to request Climate Action Plan
PGC Climate Change Letter.docx](#)

I move that the Council authorize the Mayor to send a letter to the Prince George's County Council, the Prince George's County Executive, Director of Department of the Environment, Director of Public Works and Transportation, and Energy Manager requesting that the county adopt an action plan to proactively respond to the threats posed by climate change.

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9.g) Hyattsville Resolution 2020-03: Enhanced Mobility Grant Program

HCC-242-FY20

Lead Sponsor: At the Request of the City Administrator – **APPROVED, UNANIMOUS**

Co-Sponsor(s): N/A

Cover Page: [Hyattsville Resolution 2020-03: Enhanced Mobility Grant Program Resolution 2020-03 COG Mobility Grant.docx](#)

I move that the Mayor and Council adopt Hyattsville Resolution 2020-03, a Resolution of the City Council of Hyattsville, Maryland, whereby the City Authorizes the Submission of a Grant Application to the Federal Transit Administration's Enhanced Mobility Program (INTRODUCTION & ADOPTION).

9.h) Appointment to the Shade Tree Board – APPROVED, UNANIMOUS

HCC-245-FY20

Lead Sponsor: Hollingsworth

Co-Sponsor(s): N/A

Cover Page: [Appointment to the Shade Tree Board Shade Tree Board Immordino W1 redacted.pdf](#)

I move that the Mayor, with Council approval, appoint Theresa Immordino (Ward 1) to the Shade Tree Board for a term of 3 years to expire on March 2, 2023.

9.i) Appointment to Race and Equity Task Force – APPROVED, UNANIMOUS

HCC-246-FY20

Lead Sponsor: Haba

Co-Sponsor(s): N/A

Cover Page: [Appointment to Race and Equity Task Force RETF Brown-Grier W1 Redacted.pdf](#)

I move that the Mayor and Council appoint Ashleigh Brown-Grier (Ward 1) to the Race and Equity Task Force for a term of two years to expire on March 2, 2022.

9.j) Letter of Support: SB835/HB1034 County and Municipal Street Lighting Investment Act – APPROVED, UNANIMOUS

HCC-247-FY20

Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

I move the City Council authorize the Mayor to send a letter to the City's Maryland Delegation, the Maryland Senate Education, Health, and Environmental Affairs Committee, and the Maryland House Economic Matters Committee in support of bills SB835/HB1034 entitled the County and Municipal Street Lighting Investment Act.

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10) Action Items (9:10 p.m. - 9:40 p.m.)

9.b) Disbursement of FY20 Thrive Grant Funds – **APPROVED, AS AMENDED, UNANIMOUS (amended to be moved from Consent to Action.)**

HCC-232-FY20

Co-Sponsor(s): N/A

Lead Sponsor: At the Request of the City Administrator

Cover Page: [Disbursement of FY20 Thrive Grant Funds](#)

[02.01 - Grant Letter-R1.pdf](#)

[02.02 - HWRAC Thrive Grants 2020-R1.pdf](#)

[2020 Thrive Grant Applications Redacted.pdf](#)

I move that the Mayor and Council authorize the expenditure of \$5,738 to support the grant proposals recommended from the Health, Wellness, and Recreation Advisory Committee and listed in the attached memo for the dissemination of the FY20 Thrive Grants and reallocate the remaining \$3,262 to the committee for conducting mental health awareness training and additional programming through the Health, Wellness, and Recreation Advisory Committee speaker series.

10.a) Adoption of Title VI Plan for the City of Hyattsville (10 minutes) – **APPROVED, UNANIMOUS**

HCC-243-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Cover Page: [Adoption of Title VI Plan for the City of Hyattsville \(10 minutes\)](#)

[HVL Attachment B 2019 Draft Title VI Plan 2-27-20 rev 022820.docx](#)

I move that the Mayor and Council adopt the Hyattsville Title VI of the Civil Rights Act of 1964 2020 – 2023 Implementation Plan.

10.b) Dewey Property - Parcel 5: Detailed Site Plan (DSP) 19050 (20 minutes) – **APPROVED, AS AMENDED, UNANIMOUS**

HCC-234-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Cover Page: [Dewey Property - Parcel 5: Detailed Site Plan \(DSP\) 19050 \(20 minutes\)](#)

[Memo - DSP-19050 - Dewey Parcel 5 - Action - FINAL.docx](#)

[Dewey Parcel 5 - Mar 2 2020 Materials.pdf](#)

[PC Presentation DSP 19050.pdf](#)

[DSP FirstComment Response 10-11-19.pdf](#)

I move the City Council authorize the Mayor to provide correspondence to the Maryland-National Capital Park & Planning Commission in support of Detailed Site Plan 19050, subject to the following conditions:

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1. ~~Transformers associated with this development be installed subgrade, consistent with policy guidance per the Prince George's Plaza TDDP. It is preferable that transformers along Public Road B are required.~~ Consistent with policy guidance per the Prince George's Plaza TDDP, transformers along Public Road B shall be installed subgrade. The City is supportive of the applicant's request to place transformers above-grade, screened from the public view, along the east side of the property due to a reduced impact and no impact on the urban streetscape.
2. The proposed retail space shall have a fenestration height of ~~14'~~ 10' and a façade treatment of 14' and build-to-line within the 25' maximum depth and 20' minimum depth required in the Transit District Development Plan.
3. The applicant shall dedicate space for regular loading and delivery services within the structured parking garage.
4. The applicant shall improve of the western leg of the existing crosswalk on Toledo Terrace adjacent to America Boulevard, as this right-of-way improvement is imperative to maintaining the connection between the proposed development and the Prince George's Plaza Metro Station, as well as the amenities present in University Town Center.
5. The applicant shall install at least two (2) inverted-U shaped bike racks in front of the leasing office and at least two (2) inverted-U shaped bike racks in front of the retail space. The applicant shall accommodate a 1:1 ratio of bicycle parking spaces to vehicle parking spaces.
6. The applicant shall utilize a more vibrant architectural color palette and integrate public art into the development.

The City supports the applicant's request for the following modifications:

1. The City supports of the applicant's request for a departure from the design standards, specifically the request for 9' x 18' universal sized parking spaces within the proposed parking garage structure.
2. The City supports the applicant's requested build-to-line extensions, except for the proposed retail space.
3. The City supports the applicant's proposed location for the lobby entrance at the corner of Toledo Road and Public Road B.

11) Discussion Items (9:40 p.m. - 10:40 p.m.)

11.a) Backyard Chicken Act (15 minutes)

HCC-238-FY20

Lead Sponsor: Schaible

Co-Sponsor(s): N/A

Cover Page: [Backyard Chicken Act \(15 minutes\)](#)

I move that the Mayor and Council direct the City Attorney to draft an ordinance amending Chapter 52 of the Hyattsville Charter and Code to amend section §52-10 by striking the inclusion of "domestic fowl", and "poultry and game birds" from the list of prohibited animals. Roosters will remain on the list of prohibited animals in the Code.

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11.b) FY21 Budget Request: Hyattsville Summer Literacy Program (10 minutes)

HCC-215-FY20

Lead Sponsor: Solomon

Co-Sponsor(s): N/A

Cover Page: [FY21 Budget Request: Hyattsville Summer Literacy Program \(10 minutes\)](#)

[Proposed Budget Summer Literacy Program](#)

I move that the City of Hyattsville include \$3,500 in its FY21 legislative budget in support of the Hyattsville Summer Literacy Program.

11.c) FY21 Budget Request: Legislative Aide for Mayor & Council (10 minutes)

HCC-214-FY20

Lead Sponsor: Solomon

Co-Sponsor(s): N/A

Cover Page: [FY21 Budget Request: Legislative Aide for Mayor & Council \(10 minutes\)](#)

I move that the Mayor and Council include funding in the FY-2021 budget to augment the Clerk's Office with a legislative assistant for the Mayor and Council.

11.d) FY21 Budget Request: Pay-As-You-Throw Trash Disposal Study (15 minutes)

HCC-217-FY20

Lead Sponsor: Schaible

Co-Sponsor(s): N/A

Cover Page: [FY21 Budget Request: Pay-As-You-Throw Trash Disposal Study \(15 minutes\)](#)

[Curbside Compost Container Schaible.docx](#)

[General Public Fact Sheet Pay-As-You-Throw US EPA.pdf](#)

[Pay as you throw - Wikipedia.pdf](#)

[PAYT-WasteZero.pdf](#)

I move that the Mayor and Council authorize a feasibility study to assess transitioning our municipal trash collection services from the current flat-rate approach to a Pay-As-You Throw (PAYT) approach. Under the current approach, residents pay a flat rate for trash collection from their property tax assessment regardless of how much or how little trash they generate. Under a PAYT approach, property taxes would be decreased to offset the new fees associated with metered trash collection, typically metered either by weight or by volume. This would bring trash collection into alignment with other metered utilities like water and electricity, where consumers are charged for what they use, creating financial incentives to conserve, recycle, and compost.

This feasibility study will provide guidance to help the City assess the relative benefits and potential drawbacks of switching to a PAYT approach, including:

- Expected decrease in municipal trash tonnage driven by increases in recycle and compost participation rates, and possible changes in consumer behavior

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- Expected cost savings driven by decreased trash collection and associated labor, hauling, and disposal fees
- An assessment of the various models of PAYT trash collection, considering their relative strengths and weaknesses
- A review of other comparable municipalities that have switched to PAYT, exploring the impacts associated with the switch including resident satisfaction, cost impacts, and overall changes in trash, recycle, and compost collection rates.
- A review of the possible drawbacks or unintended consequences of switching to PAYT, based off of actual data from other jurisdictions that have switched to PAYT.

For increased cost-efficiency and to expedite procurement, I recommend that this study be incorporated into the existing trash study authorized by the City of Hyattsville that explores trash collection services for single family and multi-family Hyattsville residents, if appropriate. This could be done by modifying the contract for the existing trash study, once awarded. If not appropriate, then this would be a standalone study.

11.e) FY21 Budget Request: Upgrade Hyattsville Curbside Compost Collection Containers (10 minutes)

HCC-216-FY20

Lead Sponsor: Schaible

Co-Sponsor(s): N/A

Cover Page: [FY21 Budget Request: Upgrade Hyattsville Curbside Compost Collection Containers \(10 minutes\)](#)
[Curbside Compost Container Schaible.docx](#)

I move that the Mayor and Council direct the Director of Public Works to procure additional curbside compost containers to accommodate the expanded number of participants, and to upgrade and replace existing curbside compost containers. An ideal container would have clear lettering indicating that it is a City of Hyattsville compost container, have a secure lid to prevent animal access, be adequately sturdy to sustain heavy loads and usage, have wheels for ease of movement, and have a capacity in the 10-20 gallon range.

The purchase should be at least 15% more than the current number of participants in the voluntary curbside compost collection program, to allow the program to grow and provide replacement containers as needed.

12) Council Dialogue (10:45 p.m. - 10:55 p.m.)

13) Community Notices and Meetings

13.a) Main City Calendar: March 3 - 16, 2020

HCC-244-FY20

Lead Sponsor: At the Request of the City Administrator

Co-Sponsor(s): N/A

Cover Page: [Main City Calendar: March 3 - 16, 2020](#)
[Main City Calendar Mar 3-Mar 16.pdf](#)

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- 14) Motion to Adjourn - **APPROVED, UNANIMOUS; the meeting adjourned at 11:53 p.m.**

ATTEST:

March 3, 2020


