



City of Bowie

15901 Excalibur Road
Bowie, Maryland 20716

REGULAR CITY COUNCIL MEETING MINUTES

MONDAY, MARCH 5, 2018

CALL MEETING TO ORDER:

The Regular Meeting of the Bowie City Council was held on Monday, March 5, 2018 in the Council Chambers at City Hall. Mayor Robinson called the meeting to order at 8:00 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG:

Mayor Robinson led the Pledge of Allegiance to the Flag.

QUORUM:

In attendance were Mayor Robinson, Councilmembers Esteve, Gardner, Glass (Arrived 8:03 p.m.), Marcos (Left 9:54 p.m.), and Truth; City Manager Lott, Assistant City Manager Mears, City Attorney Levan, City Clerk Hernandez, City staff, the Press, and the Public.

CITIZEN PARTICIPATION:

1. Curtis Bowers, Palantine Place – Asked Council to reconsider their decision to not include basketball courts at the new sports site.
2. Margaret Newton, 6th Street – Spoke in support of building additional courts.
3. Gary and Avery Garten, Reston Lane – Would like for Council to establish the honorary post of a City Poet Laureate like Annapolis just did.
4. Bryan McCormick, District 1 resident – Is disappointed with Councils vote of no additional basketball courts.
5. Kevin Holmes, President of the Bowie Boys and Girls Club – Requests additional basketball courts.
6. Anthony Motlry, Sea Pines Drive – Requests additional basketball courts.
7. Joann Marshall-Hobbs, Dunwood Ridge Terr. – Asked Council to consider the financial aspects, the additional revenue basketball can bring in in comparison to hockey.
8. Brenda James, Dunstable Ct. – Asked Council to consider what youth and seniors need, not just the bottom line.
9. Milly Hall, Dunstable Ct. – Reconsider adding basketball courts to the new sports complex.
10. David Naves, Duntagle Ct. - Reconsider adding basketball courts to the new sports complex.
11. Chris Lawson, Palatine Place – The feasibility study shows that the community needs additional indoor courts, Council needs to reconsider the additional courts.
12. Carrie Bridges, Chair of the Community Recreation Committee – Is disappointed with the decision to not do additional basketball courts.
13. William Green, 7th Street – Spoke in regards to having additional courts built as well as the need for repairs on the sidewalks in Old Bowie near Adnell Woods.

MAYOR G. Frederick Robinson **MAYOR PRO TEM** Henri Gardner

COUNCIL Michael P. Estève ♦ Courtney D. Glass ♦ James L. Marcos ♦ Isaac C. Truth ♦ Dufour Woolfley **CITY MANAGER** Alfred D. Lott
City Hall (301) 262-6200 FAX (301) 809-2302 TDD (301) 262-5013 WEB www.cityofbowie.org

Mayor Robinson thanked everyone for the comments and provided a broad perspective of what has occurred. Council once considered building a combined sports complex that included basketball courts and ice, the cost was just too high. Then Council decided to cut it down and do a couple of courts and one sheet of ice, those costs again were too high, in the meantime we were doing an engineering assessment of the current ice rink facility and the result of that assessment was that the current facility was in such a worn out state that it would cost \$2M to \$4M to extend its use by another possible two years. Council did not feel that was a good investment. Then Council decided to do just one sheet of ice which would not have expanded their capacity for more ice time by one minute. When the engineers came in with the cost of just one sheet, they stated that if Council wanted to do a second sheet of ice at the same time, it could be done at a cost of 10% more than the one sheet. Council thought that was a reasonable economical decision and would provide ice services for the next possible 25 years. That is where Council has moved forward and invested a substantial amount of money already into this project. Next month Council will begin working on the budget and they can start looking at other avenues for the possibility of expansion.

Councilmember Glass stated that she believes this item needs to be brought back to Council for reconsideration and implores her two Council colleagues Mr. Esteve and Mr. Marcos to vote to open the conversation back up.

PRESENTATIONS:

- A. Presentation to Martin Luther King Jr. Art Contest Winners – Ms. Elveeda Dixon, Chair of the Diversity Committee introduced and presented awards to the winners of the coloring and poster categories. A list of the winners is attached hereto. Mayor Robinson congratulated the contest winners on behalf of the Council and thanked the Diversity Committee for an outstanding job and effort they did on the contest.

CONSENT AGENDA:

Mayor Pro Tem Gardner moved the approval of Consent Agenda Items: A) Approval of Resolution R-9-18 Approving the Memorandum of Understanding Between the City of Bowie and Prince George's County Office of Human Resources Management Regarding the Youth@Work/Summer Youth Enrichment Program; B) Approval of Resolution R-10-18 Accepting a Proposal for Professional Services Design Services for Sewer Replacement at a Stream Crossing an Unnamed Tributary to the Patuxent River; C) Approval of Resolution R-11-18 Approval of Agreement Letter Between City of Bowie and Prince George's County Regarding Admissions and Amusement Taxes Generated by Bowie Baysox Stadium. Councilmember Marcos seconded the motion and it carried 6-0.

OLD BUSINESS:

- A. Approval of Ordinance O-2-18 Authorizing the Creation of a Floodplain Easement Across Certain Property Owned by the City of Bowie for the Ingress and Egress of Prince George's County – Ms. Martha Bazarro, Business Operations Manager summarized the staff report. The easement is located on the Entzian Property where the City is establishing a solar array farm with SolarCity.

Public Hearing:

Since there were no speakers signed up to speak, the Mayor declared the Public Hearing to have been held.

Councilmember Esteve made a motion to approve Ordinance O-2-18. Councilmember Marcos seconded the motion. Motion carried 6-0.

NEW BUSINESS:

A. Update on Environmental Initiatives – Mr. Gary Allen, Chair of the Bowie Environmental Advisory Committee briefed Council on the next steps to be taken toward a Green Bowie in Fiscal Year 2019. Some of the recommendations include the adoption of a policy that all Bowie City Government facilities will be completely powered by renewable energy by 2025, assess the benefits of a Nature Center in Bowie, establish a community garden site for the benefit of residents and annually sponsor a hazardous household waste collection event in our community.

Councilmember Gardner asked Mr. Allen if there are any municipalities that have converted to all LED lighting.

Mr. Allen replied that he knows that Annapolis is considering it and Arlington has completely converted.

B. Mid-Year Budget Review – City Manager Lott provided an overview of the Fiscal Year 2018 mid-year budget as contained in the report dated March 5, 2018, a copy of which is on file at City Hall. Mr. Lott highlighted items in the report that included creating a City of Bowie Communication Plan to improve communications with residents, especially with seniors and evaluating the use of new applications in social media platforms; develop and train National Incident Management System (NIMS) Type IV Management Team to operate in the City's EOC; conduct a table top exercise in an area of emergency management; upgrade the Call Center to become dispatching capable and operational; renovate the landscape planting at the Kenhill Center; complete Phase 2 of the Bowie Heritage Trail; draft and implement a Water Conservation Program; and Indoor sports Facility (Ice Arena). Mr. Matthews, City Finance Director, went on to report on the financial summary contained in the report as well as the water and sewer funds. General Fund Revenues are 0.3% lower than at this time last year and expenditures are 3.7% higher. The increase in expenditures is mostly attributed to the transfer to the Capital Projects fund of \$2.4 million. The City's financial position is very strong; we continue to outperform our budget. The revenue has been coming in at the pace expected and we foresee a solid footing in the City's financial future.

Councilmember Esteve thanked Mr. Matthews for the budget document and recognized that the City is in a great spot on financials.

Councilmember Trough stated that he did not see in the budget book the relocation of the EOC and wanted to make sure it is still in the plan. City Manager Lott responded that it is in next year's budget, which Council will receive in April.

Mayor Robinson thanked City Manager Lott and staff for the report.

C. Approval of City Position Letter to Minor Subdivision #4-17031 Mitchellville Manor – Mr. Joe Meinert, Planning Director summarized the staff report. The applicant Amira Chalabi, is proposing to create three residential building lots on the subject property located on 16305 Ayrwood Lane for future development of a single-family detached dwelling on each new lot. Under County regulations, minor subdivisions which propose to create four or fewer lots in a single family residential zone can be approved at the County Planning Director level. The application was accepted by the County on February 2, however, the County referral was not received by City staff until February 23, leaving insufficient time to conduct our full outreach and public hearing processes. Nevertheless, City staff

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posted the subject property on February 26 to advertise the Council hearing, and mailed 80 notices informing residents and property owners within 500 feet of the site of the Council meeting.

Mr. Chalabi, the owner of the property stated that they are meeting all the requirements as per the Zoning regulations and are in agreement with the recommendations from City staff.

Public Hearing:

1. Christine Malone, Ayrwood Lane – Spoke in opposition of the three-lot subdivision, does not feel that enough notice was given to the residents.
2. Pamela Davis, Mitchellville Road – Spoke in opposition of the three-lot subdivision.
3. Erika Salinas, Ardlyn Court – Spoke in opposition of the three-lot subdivision.
4. Pearl Brown, Alderwood Lane – Spoke in opposition of the three-lot subdivision.
5. Leonie Bond, Ayrwood Lane – Spoke in opposition of the three-lot subdivision.
6. Jacques Metayer, Ayrwood Lane – Spoke in opposition of the three-lot subdivision.

Since there were no more speakers signed up to speak, the Mayor declared the Public Hearing to have been held.

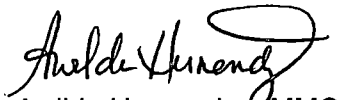
Councilmember Truth stated that he contacted city staff when he found out about it last week to reach out to as many residents as possible about this subdivision by all means that the City uses for communications. He also contacted the County with disapproval of the late notification.

Councilmember Truth made a motion not to approve Minor Subdivision #4-17031. Mayor Pro Tem Gardner seconded the motion. Motion passed 5-0.

ADJOURNMENT AND MOVE TO CLOSE SESSION:

Mayor Pro Tem Gardner moved Statutory Authority to Close Session, General Provisions Article, §3-305(b)(7): To consult with counsel to obtain legal advice on a legal matter and §3-305(b)(8): To consult with staff, consultants, or other individuals about pending or potential litigation. Councilmember Truth seconded the motion and it carried 5-0. The meeting adjourned at 11:17 p.m.

Respectfully submitted,


Awilda Hernandez, MMC
City Clerk

City of Bowie					
Martin Luther King, Jr. Art Contest					
2018 Winners					
Coloring Category (Kindergarten - Second Grade)					
Name		School	Grade	Place	Prize
Edith Fekete		Heather Hills Elementary School	2	1	\$75
Naliyah Lawson		Heather Hills Elementary School	2	2	\$50
Peyton Sharp		Pointer Ridge Elementary School	2	3 (tie)	\$25
Vama Tran		Heather Hills Elementary School	2	3 (tie)	\$25
Poster Category (Third - Fifth Grade)					
Name		School	Grade	Place	Prize
Shabad Singh		Heather Hills Elementary School	5	1	\$100
Joseph Harrison, IV		St. Pius X Regional School	3	2	\$75
Abraham Brensinger		Pointer Ridge Elementary School	3	3	\$50
Video Category (Sixth - Twelfth Grade)					
Name		School	Grade	Place	Prize
Hestin Forame & Patrick Brown		Samuel Ogle Middle School	8	1	\$150
Brooklyn Patterson		Samuel Ogle Middle School	6	2	\$125
Meghan Baker		St. Pius X Regional School	6	3 (tie)	\$100
Jocelyn Gross		St. Anne's School of Annapolis	6	3 (tie)	\$100

**WRITTEN STATEMENT FOR CLOSING A MEETING
UNDER THE OPEN MEETINGS ACT**


Date: 3/5/18 Time: 11:17 pm Location: CH 182 Motion to close meeting made by: Gardner
Seconded by Truth Members voting in favor: Robinson, Glass, Truth, Gardner
Estere Opposed: _____ Abstaining _____ Absent Marcos

STATUTORY AUTHORITY TO CLOSE SESSION, General Provisions Article, §3-305(b) (check all that apply):

- (1) To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; or any other personnel matter that affects one or more specific individuals;
- (2) To protect the privacy or reputation of individuals concerning a matter not related to public business;
- (3) To consider the acquisition of real property for a public purpose and matters directly related thereto;
- (4) To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;
- (5) To consider the investment of public funds;
- (6) To consider the marketing of public securities;
- (7) To consult with counsel to obtain legal advice on a legal matter;
- (8) To consult with staff, consultants, or other individuals about pending or potential litigation;
- (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations;
- (10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans;
- (11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination;
- (12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct;
- (13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;
- (14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

FOR EACH CITATION CHECKED ABOVE, THE REASONS FOR CLOSING AND TOPICS TO BE DISCUSSED:

§3-305(b) (6) Opioid Litigation
§3-305(b) (7) Opioid Litigation
§3-305(b) () _____

This statement is made by Daniel Mears, Presiding Officer 
SIGNATURE

WORKSHEET FOR USE IN CLOSED SESSION (CHECKLIST OF DISCLOSURES TO BE MADE IN MINUTES OF NEXT REGULAR MEETING- NOT A PART OF THE CLOSING STATEMENT)

PERSONS ATTENDING CLOSED SESSION: Estere Gardner Robinson Truth Glass Levan Lott Mears

TOPICS ACTUALLY DISCUSSED Opioid Litigation Platen

ACTION(S) TAKEN (IF ANY) AND RECORDED VOTES: _____

TIME CLOSED SESSION ADJOURNED: 11:44 pm
PLACE OF CLOSED SESSION City Hall
PURPOSE OF CLOSED SESSION: Opioid Litigation
STATUTORY AUTHORITY FOR THE CLOSED SESSION: §3-305(b) (7); (9); ()
MEMBERS WHO VOTED TO CLOSE: _____