

REGULAR CITY COUNCIL MEETING

MONDAY, APRIL 4, 2011

CALL MEETING TO ORDER:

The Regular Meeting of the Bowie City Council was held on Monday, April 4, 2011 in the Council Chambers at City Hall. Mayor Robinson called the meeting to order at 8:00 p.m.

QUORUM:

In attendance were Mayor Robinson, Councilmembers Brady, Gardner, Marcos, Polangin, Trouth, and Turner; City Manager Deutsch, Asst. City Manager Fitzwater, City Attorney Robert Levan, City Clerk Fleming, Members of the Staff, the Press and the Public. Councilmember Turner was not present.

PLEDGE OF ALLEGIANCE TO THE FLAG:

The Council led the Pledge of Allegiance to the Flag.

AGENDA ADDITIONS/DELETIONS/AMENDMENTS:

Mayor Robinson announced that a presentation by the Citizens for Local Animal Welfare (CLAW) will be added under New Business as Item A as requested by Councilmember Brady.

CITIZEN PARTICIPATION:

Chief Rodney Taylor, Prince George's County Animal Management, spoke in support of CLAW and said he chaired the Council of Governments Animal Services Committee.

PRESENTATIONS:

A. Teacher of the Month Recognition – Dr. Dawn Brodus-Yougha, announced that the BBT Bank provides a savings bond for each recipient and Main Street Caterers provides a lunch for the teacher and principal of the school being recognized. She then announced that the Teacher of the Month for January is Melinda Annadale, Chapel Forge Early Learning Center. Mayor Pro Tem Marcos presented the savings bond and Certificate of Recognition. The Teacher of the Month for February is Judy Nabinger, Grace Christian School. Councilmember Brady presented the savings bond and Certificate of Recognition. The Teacher of the Month for March is Joanna Legg, Chapel Forge Early Learning Center. Councilmember Polangin presented the savings bond and Certificate of Recognition.

Mayor Robinson congratulated the teachers on behalf of the entire Council.

CITY BOARDS AND COMMITTEES:

Appointments/Reappointments/Swearings-in –

A. Mayor Pro Tem Marcos moved the appointment of Asuntha Chiang-Smith as a member of the Economic Development Committee. Councilmember Brady seconded the motion and it carried unanimously.

B. Councilmember Brady moved the appointment of Tracy Evans as a member of the Arts Committee. Councilmember Gardner seconded the motion and it carried unanimously.

C. Mayor Robinson swore Ms. Chiang-Smith and Mr. Evans into office in accordance with Sec. 92A of the City Charter.

COUNCIL ANNOUNCEMENTS:

Mayor Robinson announced that a Job Fair will be held on Saturday, April 9, 2011 at the current City Hall; and the County Council will be hosting a community meeting on Tuesday, April 5, 2011 at the Senior Center.

CITY MANAGER'S REPORT:

City Manager David Deutsch reported on the following: 1) Budget Public Hearings are scheduled for April 19 and May 2. 2) He has been advised that the agreement between the City and Prince George's County for installation of speed cameras has been signed; it is expected that the cameras will be installed by May 2.

CONSENT AGENDA:

A. Councilmember Gardner moved to approve Consent Agenda Items A. Approval of Minutes of March 7, 2011 Council Meeting; B. Approval of Minutes of March 21, 2011 Council Meeting; C. Approval of Proclamation P-3-11 Recognizing April 16, 2011 As Arbor Day in Bowie; D. Approval of Resolution R-17-11, Awarding a Contract for the Purchase and Installation of Two Electric Heat Pump HVAC Systems at the Belair Stables; E. Approval of Resolution R-18-11, By Two Thirds Vote Waiving the City's Competitive Bid Process Pursuant to City Charter Section 61 "Cooperative Bidding" and Authorizing the City Manager to Enter Into a Ten Year Power Purchase Agreement With Energy Answers International, Inc. to Purchase 25 MW of Electric Power at the Cost of \$68.00 Per MWH; F. Approval of Resolution R-19-11, Appointing Elissa D. Levan as City Attorney; G. Approval of Resolution R-21-11, By Two-Thirds Vote Waiving the Bidding Requirements of Section 61 of the City Charter, to Allow the city to Enter Into a Contract With Laser Shot, Inc. for the Purchase of a Law Enforcement Firearms Training System; Based Upon Direct Purchase Authorization Received From the U.S. Department of Justice (USDOJ); and H. Approval of City Council Position Letter for Detailed Site Plan #08038/01 for Mills Nissan of Bowie. Councilmember Turner seconded the motion and it carried unanimously.

OLD BUSINESS:

A. Ordinance O-10-11 – Amending Bowie City Code Chapter 15, “Nuisances” to Designate Existing Provisions as Article I and to Add Article II, “Smoking”, Prohibiting Smoking in or On City Property and to Prohibit Smoking by City Employees While on Duty – City Manager Deutsch summarized the ordinance and said when it was introduced, it had been amended to include designated smoking areas; staff felt this would send a mixed message to employees and the public. He recommended positive action on the ordinance that restricts smoking in public places.

Public Hearing:

1. Ms. Persis Suddeth, 12620 Brunswick Lane, spoke in support of including public parks in the restrictions and did not support the inclusion of designated smoking areas.

2. Ms. Merrily O’Hara, 3038 Traymore Lane, spoke in favor of the ordinance and urged banning smoking in City parks as well.

3. Mary Gordon, ACS Leadering Council, Upper Marlboro, spoke in favor of the ordinance.

4. Mr. Bill Alli, 2803 Baker Lane, said he supported banning smoking in City parks. A copy of Mr. Alli’s statement is attached.

5. Mr. John O’Hara, 3038 Traymore Lane, spoke in support of the ordinance. A copy of Mr. O’Hara’s statement is attached.

6. Ms. Mary Nusser, 3631 Majestic Lane, asked that smokless cigarettes be included in the ordinance.

7. Ms. Debra Roy, 11512 Basswood Ct., Laurel, also spoke in favor of the ordinance and banning smoking in City parks.

Mayor Pro Tem Marcos moved to accept the staff recommendation to adopt Ordinance O-10-11. Councilmember Brady seconded the motion and it carried unanimously.

NEW BUSINESS:

Ms. Connie Carter, Citizens for Local Animal Welfare (CLAW), presented a PowerPoint presentation in support of a short-term animal shelter. A copy of the presentation is on file at City Hall.

ADJOURNMENT:

Mayor Pro Tem Marcos moved that the meeting be adjourned into Executive Session for the purpose of discussing a legal matter. Councilmember Brady seconded the motion and it carried unanimously. The meeting was adjourned at 9:25 p.m.

Respectfully submitted,

Pamela A. Fleming, MMC
City Clerk