

REGULAR CITY COUNCIL MEETING

MONDAY, JUNE 6, 2011

CALL MEETING TO ORDER:

The Regular Meeting of the Bowie City Council was held on Monday, June 6, 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, Mayor Pro Tem Marcos, Councilmembers Brady, Gardner, Polangin, Trough, and Turner; City Manager Deutsch, Assistant City Manager Fitzwater, City Attorney Elissa Levan, City Clerk Fleming, Members of the Staff, the Press and the Public.

PLEDGE OF ALLEGIANCE TO THE FLAG:

The Council led the Pledge of Allegiance to the Flag.

CITIZEN PARTICIPATION:

1. Alex Cook, a Bowie resident, spoke about Metro bus routes within the City limits and asked Council to support some adjustment to the routes. A copy of his proposal is attached. Councilmember Brady requested that staff be directed to evaluate Mr. Cook's comments and advise him of their findings.

2. Mr. Luther Holley, a Bowie resident, spoke about renaming Bowie City Hall in recognition of Mayor Robinson.

3. Chris Lawson, a Bowie resident, also spoke about renaming Bowie City Hall in recognition of Mayor Robinson.

Mayor Pro Tem Marcos said that the City has policies in place and said they should be discussed to see if there are any prohibitive policies.

Councilmember Brady said that the Council should seek the advice of the Community Outreach Committee on the long-standing, historic policy with regard to naming any facility in the City before any discussions by Council are held. Council concurred.

COUNCIL ANNOUNCEMENTS:

Mayor Robinson made the following announcements: 1) The Council hosted guests from Leadership Prince George's who are concluding their leadership program. Councilmember Turner recognized the members. 2) Thanked staff who put together an outstanding Memorial Day Parade and Bowiefest; and 3) June 6 is "D Day" and asked everyone to take a moment to remember those who served.

CITY MANAGER'S REPORT:

A. City Manager David Deutsch reported that the process is under way for obtaining permits for installing speed cameras within the County right-of-way on the two affected streets; the goal is to have the cameras operational as of July 1; a publicity campaign will be developed so that those who are traveling on Old Chapel and Race Track Roads will be aware of the cameras.

CONSENT AGENDA:

A. Mayor Pro Tem Marcos moved approval of the following Consent Agenda: A) Approval of Minutes of May 2, 2011 Council Meeting; B. Approval of Minutes of May 16, 2011 Council Meeting; C. Approval of Resolution R-33-11, Accepting Bid for the Construction and Installation of Water and Sewer Utilities at Church Park Road; D. Approval of Resolution R-35-11, Awarding a Contract to Sunbelt Rentals, Inc. to Supply an Aerial Platform/Scissor Lift to Bowie City Hall; E. Approval of Resolution R-36-11, By Two Thirds Vote. Authorizing the Waving of Bidding Requirements to Allow for the Purchase of Four Refuse Trucks Through a Contract Extension With GranTurk Equipment Company, Inc.; F. Approval of Resolution R-37-11, Accepting the Public Storm Drain Constructed Under Permit SD 1-0607 at Ashleigh Station and Releasing the Construction Securities Required Therewith; G. Approval of Resolution R-38-11, Accepting the Re-alignment of Storm Drain, Streets and Appurtenances Under Permit SD 1-0708 for Science Circle at Maryland Science and Technology Center and Releasing the Construction Securities Required Therewith; H. Approval of Resolution R-39-11, Accepting Bid for the Construction of Hiker/Biker Trails at the Devonshire Community; I. Approval of Resolution R-41-11, Approving and Accepting the Ninth Amended and Reinstated Trust Agreement of the Local Government Insurance Trust; J. Approval of Resolution R-42-11, Affirming the Action of the Bowie Advisory Planning Board Recommending Approval of Departure #BD-01-08, a Request by Harmony Place Associates, LLC for a Departure From the Parking and Loading Standards of the Prince George's County Code for the Number of Parking Spaces to be Provided, and a Departure From the Design Standards of the Prince George's County Code for the Size of the Parking Spaces to be Provided for the Harmony Place Apartments; and K. Approval of Resolution R43-11, Awarding a Contract for Installation of Insulation at the Mechanic's Office and Administration Building of the Public Works Department. Councilmember Brady seconded the motion and it carried unanimously.

OLD BUSINESS:

A. Ordinance O-12-11 – Amending the Code of the City of Bowie, Chapter 26 “Zoning”, to Repeal in its Entirety Article II “Municipal Zoning Authority” and to Re-enact Same with Amendments to Incorporate Changes to the Prince George’s County Zoning Requirements, Standards and Procedures for Granting Departures and Variances; Authorizing the City to Grant Alternative Compliance from Landscaping Requirements, to Approve the Certification, Revocation and Revision of Nonconforming Uses, and to Approve Minor Changes to Approved Special Exceptions and Establishing Procedures Therefor; Clarifying the Procedure for Filing Exceptions to a Recommendation of the Advisory Planning Board and Increasing the Time for Doing so From 15 Days to 30 Days for Departures; Clarifying the Procedure for Filing an Appeal of the Decision of the City Council and Providing for an Appeal to the District Council for Review on the Record of City Actions Concerning Certifications, Revocations and Revisions of Nonconforming Uses; Providing that Filing Fees Associated with the Various Applications shall be Established in the City Budget; Making Other Non-substantive Organizational Changes to Article II; and Amending Chapter 26 “Service Volume Standards for City Streets” to Renummer the Sections Thereof – City Attorney Elissa Levan summarized the Ordinance and said that

when reviewing the Ordinance the Planning Director had several additional changes to add. She said that the Council could either table the ordinance or go ahead with the public hearing and then take no action until the amended version is prepared.

Since there were no persons signed up to speak, Mayor Robinson declared the public hearing to have been held.

Councilmember Turner moved to table Ordinance O-12-11 until June 20, 2011. Mayor Pro Tem Marcos seconded the motion and it carried unanimously.

NEW BUSINESS:

A. County Redistricting – City Manager Deutsch reported that the process was under way through a series of meetings held by the Redistricting Commission; Council has been provided with several items for review; public hearings are scheduled; Council can decide to make recommendations or they can decide to place this item on the June 20 Council agenda; participation could either be directly or by letter for the Commission's June 21st hearing; the resolution adopted by the County Council requires that the Commission produce a document containing new proposals for councilmanic districts by September 1; there is no proposed redistricting plan as yet.

Following comments by the City Council, Mayor Robinson announced that this matter will be brought back before the Council at the June 20, 2011 meeting to review options and alternatives.

B. Art Acquisition Policy – City Manager Deutsch reported that some time ago Council received a request regarding acquisition of art and the Council suggested the development of an acquisition policy; staff has work with the City Arts Committee to develop such a policy and it has been provided to Council; staff appreciates the assistance from the Arts Committee and asked Annette Esterheld, the City Arts Specialist, to present the Committee's policy proposal.

Ms. Esterheld summarized the staff report dated May 24, 2011, a copy of which is on file at City Hall. A copy of the recommended policy is attached hereto. She said that staff recommends that Council approve the document.

Since there were no persons signed up to speak, Mayor Robinson declared the public hearing to have been held.

Following discussion, Councilmember Polangin moved to adopt the policy with the change to the language regarding acceptance of gifts to be revised by staff to make it clearer. Mayor Pro Tem Marcos seconded the motion and it carried unanimously.

ADJOURNMENT:

Mayor Pro Tem Marcos moved to adjourn the meeting and move into Executive Session for the purpose of discussing legal and personnel matters with counsel. Councilmember Brady seconded the motion and it carried unanimously. The meeting was adjourned at 8:50 p.m.

Respectfully submitted,

Pamela A. Fleming, MMC

June 6, 2011

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City Clerk

