



**MEETING OF  
UNIVERSITY PARK MAYOR AND COMMON COUNCIL**

**UNIVERSITY PARK ELEMENTARY SCHOOL  
4315 UNDERWOOD STREET**

**7:30 p.m.**

**November 7, 2016**

**MINUTES**

**1. CALL TO ORDER: *Mayor Lenford Carey* at 7:30**

**Present:** Mr. Thompson, Mr. Gekas, Mr. Hess, Ms. Verrill, Mr. Caskey, Mr. Cron, Mr. Alvarez  
**Absent:** None  
**Excused:** None

**2. PLEDGE OF ALLEGIANCE** was led by Mr. Alvarez.

**3. APPROVAL OF THE AGENDA** as modified.

**Moved by:** Mr. Cron                      **Seconded by:** Mr. Thompson  
**Yea:** 7    **Nay:** 0    **Abstain:** 0

**4. PERMITS**

**A. BUILDING PERMIT APPLICATION TO REPLACE SHED  
(Michael Baker, 6800 40<sup>th</sup> Avenue) Ward 6**

**Motion:** To approve the request for a building permit to replace existing 10' x 12' shed on Lot 24, Block 39 and Section 7 at 6800 40<sup>th</sup> Avenue.

**Moved by:** Mr. Cron                      **Seconded by:** Ms. Verrill  
**Yea:** 7    **Nay:** 0    **Abstain:** 0

**B. BUILDING PERMIT APPLICATION WITH VARIANCE FOR A 6' FENCE  
(James Hughes, 6909 Pineway) Ward 5**

**Motion:** To approve the request for a building permit with special exception for a non-conforming 6' fence, located on Lots 6, 7, 8, 9 and part of 5 and Block D at 6909 Pineway. Council approved the request for a building permit on the basis that the requirements of Sections 4-115 Sub-sections A-E of the Town Code had been met and a showing of need for the variance based on the following discussion:

- Unusual circumstance is the existing bonsai and the advent of the deer, which is a new hazard that didn't exist when Mr. Hughes purchased the house. Many attempts have been made to deter the deer, but they keep coming back. The property is located in an area that

attracts deer. The owner did not move into this property knowing that this limitation was there and making it impossible for him to continue to care for the bonsai.

- The style of fencing selected will blend with the landscape or be nearly transparent, and will not affect public safety in any adverse ways.
- The fence is located on a large lot at the middle of the block, is some distance from Pineway adjacent to the property, and is placed on the lot in a way which will reduce visibility of the fence to others.

**Section 4-115. Special Exceptions**

The Common Council may consider an application for a special exception based upon a particular case or situation, and may approve the application provided that there is a showing of hardship, unique topography, unusual circumstances or safety considerations that warrant an exception. Special exceptions shall be granted by the Council only if it finds that such exception:

- (a) will not adversely affect the public health, safety, welfare or interest, nor the reasonable use of adjoining properties;
- (b) will not violate any covenants applicable to the property;
- (c) can be granted without substantial impairment of the purpose and intent of the Town building regulations;
- (d) will not interfere with or obstruct the visibility of motorists or cyclists; and
- (e) will not unduly impede the enforcement of any other applicable law. (Revised, effective December 12, 1989, February 28, 1998)

**Moved by:** Mr. Caskey

**Seconded by:** Ms. Verrill

**Yea:** 6

**Nay:** 1 (Alvarez)

**Abstain:** 0

**5. PUBLIC COMMENT**

None.

**6. NEW BUSINESS**

**A. EXTEND TRAFFIC ENGINEERING SERVICES CONTRACT**

**Motion:** To amend paragraph 3 titled “Term/Dates of Work” in the December 14, 2012, Consultant Agreement contract with Kimley-Horn and Associates, Inc., to allow completion of remaining services as referenced in paragraph 2, “Scope of Services” and to extend hourly pricing through that period. Remaining services to be completed as listed in paragraph 2 (d-f) are as follows:

- d. Conduct a second traffic study, including traffic counts at select points in University Park between 90 days to 120 days, after the first phase of the project opens.
- e. Within 30 days after conducting the second traffic study, prepare a second mitigation report proposing traffic control solutions in light of the opening of the first phase.
- f. Assist the Town in implementing the new mitigation strategies.

This amendment is necessitated because the projected opening of the first phase of the Cafritz (Riverdale Park Station) development has been delayed by more than two years beyond the projected January 2015 opening date, which had been anticipated, when the Consultant Agreement contract was first signed, and as a result tasks 2 (d-f) could not be completed.

**Moved by:** Mr. Thompson    **Seconded by:** Mr. Alvarez  
**Yea:** 7                            **Nay:** 0                            **Abstain:** 0

**B. PROCLAMATION DECLARING NOVEMBER TO BE MUNICIPAL GOVERNMENT WORKS MONTH.**

**Motion:** To adopt the Proclamation declaring November 2016 as Municipal Government Works Month, which is a prerequisite to be eligible as a Banner City in the Maryland Municipal League.

**Moved by:** Mr. Cron                    **Seconded by:** Mr. Hess  
**Yea:** 7                            **Nay:** 0                            **Abstain:** 0

**7. APPROVAL OF MINUTES: *October 17, 2016***

**Moved by:** Mr. Alvarez            **Seconded by:** Mr. Gekas  
**Yea:** 6                            **Nay:** 0                            **Abstain:** 1 (Verrill)

**8. DEPARTMENT AND COUNCIL REPORTS**

**A. MAYOR'S REPORT**

- Mayor Carey and the Town Attorney attended a meeting on October 26 in College Park to discuss the development of a Transportation Demand Management District (TDMD) for areas including Hyattsville, Riverdale Park, College Park, and the University of Maryland as well as University Park. The County expects to issue a Request for Proposals for transportation engineering and planning expertise, and will give the municipalities opportunity to comment..
- The Veterans Day observance is scheduled for Friday, November 11 at 11:00 a.m. Councilmembers are encouraged to participate.
- Pepco has completed the project of removing trees. The Town will begin grinding the tree stumps. Tree planting has begun with the help of the Committee on Trees, Parks and Environment, contractors, and Pepco. Approximately 85 trees will be planted this fall.
- The Town has been awarded a grant for \$97,500 for the Maryland Bikeway Program. Mayor Carey will write a letter to the City of College Park and the University of Maryland requesting that University Park join them in the Zagster Mbike bike share program.
- The Van Buren Street bridge will be removed on November 17.
- Progress is being made on the Town website.
- County Council member Dannielle Glaros will be at the November 21 Council meeting to discuss Metro and the Purple Line along with other items.
- The Prince George's County Municipal Association Legislative dinner is scheduled for December 7. Councilmembers are encouraged to attend.
- The strategic planning retreat for the Mayor and Council is scheduled for November 18-19 at the Friends Community School.

**B. COUNCIL REPORTS**

**Trees, Parks and Environment Committee - Mr. Alvarez**

- Members of the Tree Committee, along with volunteers, planted 19 trees in Wards 4 and 6.

**Police, Traffic and Public Safety - Mr. Alvarez**

- The Committee is looking at a way to provide safe passage for pedestrians along Clagett Pineway.

**Mr. Gekas**

- Received information on Meals on Wheels. The cost is \$5.00 per day, which includes two cold meals and one hot meal per day. Delivery is Monday through Friday between 11:30-12:30 in University Park.

**Development Overview Committee - Mr. Thompson**

- The Committee discussed detailed comments on the County Zoning Rewrite. The Committee recommended that the Town Attorney write a letter to the Planning Board detailing the comments.

**Green Team - Mr. Thompson**

- The Committee discussed priorities for the Town moving forward.

**9. ADJOURNMENT** by consent at 9:05 p.m.

Submitted by: \_\_\_\_\_  
Lenford C. Carey, Mayor