



City of Bowie

15901 Excalibur Road
Bowie, Maryland 20716

REGULAR CITY COUNCIL MEETING MINUTES

MONDAY, JUNE 17, 2013

CALL MEETING TO ORDER:

The Regular Meeting of the Bowie City Council was held on Monday, June 17, 2013 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, Mayor Pro Tem Polangin, Councilmembers Brady, Gardner, Trough and Turner; City Manager Deutsch, Assistant City Manager Fitzwater, City Attorney Ruff, City Clerk Hernandez, Members of the Staff and the Public.

AGENDA ADDITIONS/DELETIONS/AMENDMENTS:

Mayor Robinson stated that there was an arithmetic error on Consent Agenda item G, amended item is on Council's desk.

CITIZEN PARTICIPATION:

1. Mr. Richard Dahms addressed Council on various matters.
2. Ms. Maria Arnold and Ms. Linda Thompson presented the Council with a Proclamation from Governor O'Malley declaring June 17-23 as Maryland Pollinator Week.

PRESENTATIONS:

A. Councilmember Turner made a motion to approve Proclamation P-12-13 – Congratulating Bowie State University Women's Bowling Team on winning the 2013 CIAA Championship. Councilmember Trough seconded the motion and it carried 6-0. Councilmembers Turner and Trough presented the proclamation to the team.

B. Councilmember Brady made a motion to approve Proclamation P-15-13 – Recognizing George Tuggle for his mural of "Life at Allen Pond Park" displayed at the boat house in Allen Pond Park. Councilmember Turner seconded the motion and it carried 6-0. Councilmember Brady presented the proclamation to Mr. Tuggle.

C. Arts and Education Committee Scholarship Awards – Ms. Bree Gunter representing the Bowie Education Committee presented a \$1,000 scholarship award to the following students: Carmin Chappell from Eleanor Roosevelt High School; Bethany Dziwura

from Bowie High School; Vaughn Jackson from Annapolis Christian School; Kassandra Samuel from Bishop McNamara High School; and Kevin McGowan from Gonzaga High School.

Ms. Kathleen Parker, Chairperson for the Arts Committee presented a \$1,000 scholarship award to Asha Moses from Bowie High School.

D. Teacher of the Month Award (May, June) – Dr. Dawn Brodus-Yougha, Chairperson of the Bowie Education Committee, presented the “Teacher of the Month Award” to Ms. Emily Kendall from Chapel Forge Early Childhood for the month of May, and Ms. Jessica Beamon from Rockledge Elementary for the month of June. All teachers received a dinner voucher from Texas Roadhouse in Bowie; T.J. Elliotts Restaurant in Bowie will provide the teacher and her homeroom class with a pizza party and from the City of Bowie a Certificate of Recognition and a check for \$50.

CITY BOARDS AND COMMITTEES:

A. Appointments/Reappointments/Swearing In – Councilmember Brady made a motion to appoint Mr. James D. Coliton as a member of the Information Technology Committee for a 2-year term. Councilmember Turner seconded the motion and it carried 6-0 (Marcos absent).

Mayor Pro Tem Polangin made a motion to appoint Mr. Michael A. Byrd as a member of the Advisory Planning Board for a 2-year term. Councilmember Brady seconded the motion and it carried 6-0 (Marcos absent).

Mayor Robinson swore in the members to their respective committees.

B. Mayor Robinson moved the reappointment of Deidre Trass, Jarrot Troyer, and Raymond Loftin as members to the Advisory Planning Board for a 2-year term. Councilmember Brady seconded the motion and it carried 6-0.

C. Mayor Robinson moved the reappointment of John Scoulios and Valerie Hall-Yancey as members of the Administrative Review Board for a 2-year term. Mayor Pro Tem Polangin seconded the motion and it carried 6-0.

D. Councilmember Brady moved the reappointment of Sylvia Zborowski, Rose Billings and Connie Carter as members of the Animal Welfare Committee for a 2-year term. Councilmember Turner seconded the motion and it carried 6-0.

E. Councilmember Trouth moved the reappointment of Jeffrey Cooper as member of the Public Safety Committee for a 2-year term. Mayor Pro Tem Polangin seconded the motion and it carried 6-0.

F. Councilmember Turner moved the reappointment of Harlan Tucker, Donna D. McCorkle and Tony Best as members of the Community Recreation Committee for a 2-year term. Councilmember Brady seconded the motion and it carried 6-0.

G. Mayor Robinson moved the reappointment of Meglan Knights as member of the Financial Advisory Committee for a 2-year term. Councilmember Trouth seconded the motion and it carried 6-0.

H. Mayor Robinson moved the reappointment of Michael Ahearn, Kelly Pierce and Asuntha Chiang-Smith as members of the Economic Development Committee for a 2-year term. Mayor Pro Tem Polangin seconded the motion and it carried 6-0.

I. Mayor Pro Tem Polangin moved the reappointment of Kelly Pierce, Corinne Shulimson and Patricia Wingert as members of the Heritage Committee for a 2-year term. Councilmember Brady seconded the motion and it carried 6-0.

J. Mayor Pro Tem Polangin moved the reappointment of Dr. Norma Martof and Tanya Thompson as members of the Education Committee for a 2-year term. Councilmember Truth seconded the motion and it carried 6-0.

K. Councilmember Turner moved the reappointment of Alice Asonganyi, Babatunde Alegbeleye and Gwendalina McClain-Digby as members of the Diversity Committee for a 2-year term. Councilmember Brady seconded the motion and it carried 6-0.

L. Councilmember Brady moved the reappointment of Kathleen Parker, Margaret Suddeth, Margaret Herman and Nichelle Fullen as members of the Arts Committee for a 2-year term. Councilmember Gardner seconded the motion and it carried 6-0.

M. Councilmember Brady moved the reappointment of Jamali Phillips as member of the Information Technology Committee for a 2-year term. Councilmember Truth seconded the motion and it carried 6-0.

N. Councilmember Truth moved the reappointment of Dr. B. A. Akinlosotu, Sharon Hunt, Brenda August, Carissa Chappell and Tola Idowu as members of the Community Outreach Committee for a 2-year term. Councilmember Brady seconded the motion and it carried 6-0.

O. Mayor Robinson moved the reappointment of Benjamin Woolery, Lee Weimer, Veda Pryor and Ismael "Vince" Canales as members of the Ethics Commission for a 2-year term. Mayor Pro Tem Polangin seconded the motion and it carried 6-0.

COUNCIL ANNOUNCEMENTS:

Mayor Robinson on behalf of Council thanked City Manager and staff for the preparation of the impending weather and reminded residents that this year's 4th of July festivities will be held at Bowie Baysox stadium starting at 7:00p.m.

CITY MANAGER'S REPORT:

City Manager Deutsch reported on the successful shredding event held this past weekend at the Bowie High School parking lot, over 35,000 pounds of paper and styrofoam were recycled. The Bowie Senior Center received an award from the Maryland Association of Senior Centers for their book lovers' expo.

CONSENT AGENDA:

Mayor Pro Tem Polangin moved the approval of Consent Agenda Items: A) Approval of May 6 Meeting Minutes; B) Approval May 20 Meeting Minutes; C) Approval of June 3 Meeting Minutes; D) Introduction of Ordinance O-5-13 – Amending the Bowie City Code, to Add Chapter 19A, "Procurement Procedures", Enacting Provisions Relating to Procurement Generally,

Competitive Bidding Requirements, Open Market Requirements, Emergency Procurements, and Performance and Payment Bonds, and Repealing the Provisions of Chapter 2, Article III "Procurements Involving Federal Funds" and Reenacting Said Provisions Without Amendment in Chapter 19A as Article II "Procurements Involving Federal Funds"; E) Approval of Resolution R-39-13 – Accepting Bid for the Belair Mansion Driveway Replacement; F) Approval of Resolution R-40-13 – Approving Variance Application BV-4-13, a Request by Ms. Riki Alkoby to Validate "After the Fact" the Construction of Approximately 161 Linear Feet of Six Foot High Privacy Fencing Along Perkins Lane When, According to the Prince George's County Zoning Ordinance, Such Fencing Shall Not be More Than Four Feet High, at 15801 Palai Turn; G) Approval of Resolution R-42-13 – Accepting Bid Proposals for the Annual Supply of Chemicals Utilized by the Water Treatment Plant and the Wastewater Treatment Plant; H) Approval of Resolution R-43-13 – Accepting Bid Proposal for the Annual Supply of Polymer Utilized by the Wastewater Treatment Plant; I) Approval of Resolution R-44-13 – Approving a Mutual Aid Agreement with the Maryland-National Capital Park and Planning Commission for the Fourth of July, 2013 Event at Prince George's Stadium and Authorizing the City Manager to Sign the Agreement on Behalf of the City. Councilmember Brady seconded the motion and it carried 6-0.

OLD BUSINESS:

A. Approval of Emergency Ordinance O-3-13 – Amending the Adopted Budget for the Fiscal Year Beginning July 1, 2012 and Ending June 30, 2013, Embodied in Ordinance O-3-12, as Amended by Ordinance O-1-13, to Authorize the Transfer of Certain Amounts in the 2012-2013 Budget to Pay for Anticipated Expenses. City Manager Deutsch briefed Council on the adjustments which total about 1.7% of the adopted FY 2013 budget.

Public Hearing:

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

Mayor Pro Tem Polangin made a motion to approve Emergency Ordinance O-3-13. Councilmember Trough seconded the motion and it carried 6-0.

B. Approval of Ordinance O-4-13 – Amending Bowie City Code, Chapter 6, "Elections", Article I "In General", Section 6-7 "Board of Supervisors – Compensation" and Section 6-11 "Chief Judges and Judges of Elections" to Remove the Amount of Compensation Paid the Board of Supervisors, the Chief Judges and Judges of Election from the City Code and to Provide that the Compensation Shall be Established by the City Council in the City Budget, and Amending Section 6-30 "Absentee Voting Generally" of the City Code to Provide that Any Registered Voter in the City May Vote by Absentee Ballot. City Manager Deutsch briefed Council on the ordinance stemming from a request from Council to encourage residents to vote in the city's upcoming elections by absentee vote and the establishment of compensation for Board of Supervisors of Elections and Judges in the city budget as necessary.

Public Hearing:

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

Councilmember Brady asked how the city would get the word out of this change to residents. City Manager Deutsch stated that staff will be developing the necessary public information.

Councilmember Turner asked for a brief description of the process to receive an Absentee Ballot. City Clerk Hernandez explained that there is an application voters can fill out and submit to the City Clerk to request the ballot; the application is available at the City Clerk's office and also on the city website. The actual ballot would then be mailed to the applicant after the October 4th deadline for Candidacy Registration.

Councilmember Turner made a motion to approve Ordinance O-4-13. Councilmember Gardner seconded the motion and it carried 6-0.

NEW BUSINESS:

A. Cable Franchise Renewal – City Manager Deutsch summarized the status of the Cable Franchise Agreement renewal between the City and Comcast Cable.

Public Hearing:

1. James Peters, representing the Information Technology Committee; spoke in reference to issues with customer service at Comcast and the possibility of extending hours on Saturdays at the service center in Bowie.

2. Tracy Evans, representing the Information Technology Committee; spoke in reference to having Comcast help to extend the network to be able to install police cameras within the city.

3. Jim Coliton, representing the Information Technology Committee; recommends that all cable subscribers be provided opportunities to upgrade their hardware to current level at the time of contract renewal.

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

Councilmember Gardner asked if the city had reached out to Verizon and seeing if they might have interest in having a service center in the city. City Manager Deutsch replied that they have reached out to them and Verizon has no interest in having a location in city-owned property, such as Kenhill Center.

Councilmember Turner commented on an email request from a citizen to the possibility of being able to carry some Baltimore stations in the area.

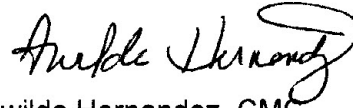
ADJOURNMENT:

Mayor Pro Tem Polangin moved to adjourn the City Council meeting and move into Close Session under State Government Article §10-508(a)(4): To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State. State Government Article §10-508(a)(3): To consider the acquisition of real property for a public purpose and matters directly related thereto. Councilmember Brady seconded the motion and it carried 6-0. The meeting was adjourned at 9:30 p.m.

June 17, 2013

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Awilda Hernandez". The signature is fluid and cursive, with a large loop at the end of the last name.

Awilda Hernandez, CMC
City Clerk

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

Date: 6/17/13 Time: 9:30pm Location: City Hall Motion to close meeting made by: Polangin
Seconded by Brady Members voting in favor: Robinson, Truth, Gardner, Turner
Brady, Polangin Opposed: _____ Abstaining: _____ Absent: J. Marcos

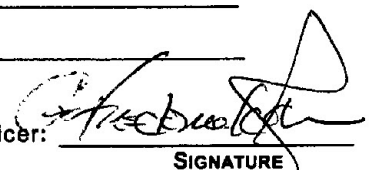
STATUTORY AUTHORITY TO CLOSE SESSION, State Government Article, §10-508(a) (check all that apply):

- ☐ (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:

- (✓) To consider the acquisition of real property for a public purpose in Old Town area.
- (✓) To consider a proposal for business retention in the Town Center area.
- (✓) To update council on a legal matter.

Persons attending closed session: _____

This statement is made by Maya Robinson, Presiding Officer: 
SIGNATURE

***** FOR USE IN MINUTES OF NEXT REGULAR MEETING: *****

TOPICS DISCUSSED AND ACTION(S) TAKEN (IF ANY):

Time closed session adjourned: 10:10 pm

Appendix C