



City of Bowie

Regular City Council Meeting

Monday, November 18, 2024
Council Chambers - 8 p.m.

AGENDA

- I. CALL MEETING TO ORDER**
- II. PLEDGE OF ALLEGIANCE**
- III. QUORUM**
- IV. AGENDA ADDITIONS/DELETIONS/AMENDMENTS**
- V. CITIZEN PARTICIPATION**
- VI. PRESENTATIONS**
 - A.** Diversity Committee Presentation
- VII. CITY BOARDS AND COMMITTEES**
- VIII. COUNCIL ANNOUNCEMENTS**
- IX. CITY MANAGER'S REPORT**
- X. CONSENT AGENDA**
 - A.** Approval of November 4, 2024 Council Meeting Minutes
 - B.** Adoption of Resolution R-77-24 Waiving the Competitive Bidding Requirements of the City Charter to Allow the City to Enter into Contracts with Various Snowplow Contractors that May Exceed \$25,000 in Aggregate Value
 - C.** Adoption of Resolution R-78-24 Awarding a Contract to Warner Construction for the Supply and Install of a Pole Barn Cover at the Wastewater Treatment Plant in the Amount of \$108,400.00
 - D.** Adoption of Resolution R-79-24 Approving the Award of the City's Education Committee FY25 Grants
 - E.** Adoption of Resolution R-80-24 Approving the Award of the City's Community Outreach Committee FY25 Grants
 - F.** Adoption of Resolution R-81-24 Accepting a Proposal for Code Enforcement, Permitting and Licensing Software with Tyler Technologies in the Amount of \$189,391
- XI. OLD BUSINESS**
 - A.** Adoption of Ordinance O-9-24 Re-Adopting the Code of the City of Bowie Consisting of Chapters 1 Through 28, Inclusive, With Amendments to Update References to State Laws and Regulations, to Update References to State, County, M-NCPPC and City Departments and/or Agencies, and to Make Other Minor Grammatical and Nonsubstantive Changes, and Authorizing the

Publication and Updating of the Amended Code and the City Charter by General Code - **Public Hearing/Eligible for Action**

XII. NEW BUSINESS

- A.** Update on Bowie Volunteer Fire Department Staffing - Prince George's County Deputy Fire Chief of Operations, James E. McClelland, will update Council on response times and staffing at Bowie Station 839.
- B.** Diversity Committee Membership Exception Request - The Diversity Committee Chair will request that City Council waive the committee membership residency requirement to allow Bowie State University student Kevin Lopez Cruz to join the Diversity Committee as a full voting member - **Eligible for Action**

XIII. ADJOURNMENT

Note: The Ethics Commission has advised that under certain circumstances, members of the public may qualify as lobbyists when they testify before the City Council. If so, the Bowie Ethics Ordinance requires that certain information be filed with the Ethics Commission. Please review the information about lobbying that is provided with the City Clerk. If you have any questions about lobbying, please contact the Ethics Commission or the Assistant City Manager.

This meeting will be televised live on Verizon Channel 10 and Comcast Channel 71 and 996, repeated on 11/20/2024 and 11/23/2024 at 7:00 p.m., and [web-streamed live](#).

For a closed-captioned version of the meeting video, please go to <https://www.youtube.com/user/cityofbowiemd/playlists> and select the 2024 Council Meetings list. Once the meeting video opens, be sure to click on “CC” button to turn on closed captioning.

NEXT REGULAR MEETING OF THE BOWIE CITY COUNCIL - MONDAY, DECEMBER 2, 2024 - COUNCIL CHAMBERS - 8:00 P.M.



Memorandum

TO: City Council

FROM: Alfred Lott, City Manager

SUBJECT: Diversity Committee Presentation

DATE: 11/14/2024

The City of Bowie Diversity Committee will conduct a brief presentation about Native American Heritage Month. Native American Heritage Month is celebrated every November and is an opportunity to honor the heritage, achievements, and experiences that impact our Native American and Alaskan Native neighbors.

ATTACHMENTS: None

REGULAR CITY COUNCIL MEETING MINUTES

MONDAY, NOVEMBER 4, 2024

CALL MEETING TO ORDER:

The Regular Meeting of the Bowie City Council was held on Monday, November 4, 2024, in Council Chambers at City Hall. Mayor Pro Tem Woolfley called the meeting to order at 8:00 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG:

Mayor Pro Tem Woolfley led the Pledge of Allegiance to the Flag of the United States of America.

QUORUM:

In attendance were Mayor Pro Tem Woolfley, Councilmembers Brady, Estève, Ndebumadu (virtual), Rogers, and Truesdale, City Manager Lott, Assistant City Manager Mears, City Attorney Levan, City Clerk Hernandez and Staff.

AGENDA ADDITIONS/DELETIONS/AMENDMENTS:

Councilmember Truesdale moved to add under New Business a discussion on the proposed Preliminary Plan of Subdivision #4-23041 - Redeemed Christian Church of God, Victory Temple. Councilmember Brady second the motion. Motion passed 6-0.

Mayor Pro Tem Woolfley noted that Prince George's County Fire Chief Tiffany Green was not able to attend the meeting, so Item A under Old Business was being moved to the November 18th meeting.

CITIZEN PARTICIPATION:

1. Donna Clark, Dew Drive – Spoke in opposition of the proposed extension of Dew Drive for the development of Redeemed Christian Church of God, Victory Temple.
2. Anthony Medley, Dew Drive - Spoke in opposition of the proposed extension of Dew Drive for the development of Redeemed Christian Church of God, Victory Temple.
3. Derrick Plummer, Davit Court - Spoke in opposition of the proposed extension of Dew Drive for the development of Redeemed Christian Church of God, Victory Temple.
4. Caroo Rafael, Dolphin Way - Spoke in opposition of the proposed extension of Dew Drive for the development of Redeemed Christian Church of God, Victory Temple.
5. Nana Quame, Dolphin Way - Spoke in opposition of the proposed extension of Dew Drive for the development of Redeemed Christian Church of God, Victory Temple.
6. India Medley, Dew Drive - Spoke in opposition of the proposed extension of Dew Drive for the development of Redeemed Christian Church of God, Victory Temple.
7. Donnell Davis, Dew Drive - Spoke in opposition of the proposed extension of Dew Drive for the development of Redeemed Christian Church of God, Victory Temple.

8. George Oyegoke, President of Woodmore Estates HOA – Comment attached.
9. Sherry Cox Stewart, Dew Drive - Spoke in opposition of the proposed extension of Dew Drive for the development of Redeemed Christian Church of God, Victory Temple.
10. John Hines, Driftwood Road - Spoke in opposition of the proposed extension of Dew Drive for the development of Redeemed Christian Church of God, Victory Temple.

PRESENTATIONS:

None.

CITY BOARDS AND COMMITTEES:

None.

COUNCIL ANNOUNCEMENTS:

Councilmember Truesdale thanked staff for a great Veterans Walk on Saturday, and he reminded residents to go out and vote tomorrow.

Councilmember Brady echoed Councilmember Truesdale's comment on voting tomorrow and invited residents to attend the Veteran's Day Memorial Service on Monday, November 11th at 11:00 a.m. in Veterans Park in Old Town Bowie.

Councilmember Ndebumadu commented on the event she co-hosted with Comptroller Lierman sponsored by Inovalon for small businesses on October 9th. More information will be provided in the next issue of the Spotlight.

Mayor Pro Tem Woolfley echoed Councilmember Brady's comment about the Veteran's Day Memorial Service and invited residents to attend the Complete Streets meeting on November 7th at 6:00 p.m. at City Hall where they will be discussing the possibility of adding bike lanes along several streets in the S and K sections.

CITY MANAGER'S REPORT:

City Manager Lott reported that the EOC will be activated all day tomorrow during election hours.

CONSENT AGENDA:

Councilmember Rogers motioned to approve Consent Agenda items: A) Approval of October 21, 2024 Council Meeting Minutes; B) Adoption of Proclamation P-15-24 Observing Veteran's Day, November 11, 2024; C) Adoption of Proclamation P-16-24 Proclaiming the Month of November as Municipal Government Works Month in the City of Bowie; D) Adoption of Resolution R-75-24 Accepting the Construction of the Right of Way Improvements Constructed Under the Permit ROW 0001-21 at 8811 Elm Avenue and Releasing the Construction Securities Required Therewith; E) Adoption of Resolution R-76-24 Authorizing the Issuance of a Purchase Order to KCI Technologies, Inc. for Task Order/RFP#3-19 in the Amount of \$33,579.68 in Accordance with the Master Contract Approved on October 31, 2018; F) Introduction of Ordinance O-9-24 Re-Adopting the Code of the City of Bowie Consisting of Chapters 1 Through 28, Inclusive, With Amendments to Update References To State Laws and Regulations, To Update References To State, County, M-NCPPC and City Departments and/or Agencies, and To Make Other Minor Grammatical and Nonsubstantive Changes, and Authorizing the Publication and Updating of the Amended Code and the City Charter By General Code. Councilmember Brady seconded the motion. Motion passed 5-0 (Ndebumadu – no vote).

OLD BUSINESS:

A. Briefing by Prince George's County Fire Chief Tiffany Green - The Prince George's County Fire Chief will brief Council on Fire Security in the City on Election Day and update on EMT recruits that will be housed at the City's volunteer stations – This item was moved to the November 18th Council meeting.

B. Adoption of Charter Amendment Resolution CAR-1-24 Amending Sec. 2 "To Be Filed Certain Places," Sec. 18A. "Express Powers," Sec. 89 "Establishment, Taxes, Administration," and Sec. 98 "Charter Revision Procedures; Miscellaneous" of the City Charter to Amend Outdated References to State Law and to Departments of the State – City Clerk Hernandez summarized the Charter Amendment Resolution noting that the amendments are to update references to State Law and to departments of the State and County that the City works with as well as grammatical and typographical corrections.

Public Hearing:

City Clerk Hernandez stated that no one signed up to speak and no comments were submitted via email for the Public Hearing of Charter Amendment Resolution CAR-1-24. Mayor Pro Tem Woolfley declared the Public Hearing to have been held.

Councilmember Esteve motioned to adopt Charter Amendment Resolution CAR-1-24. Councilmember Truesdale seconded the motion. Motion passed 5-0 (Ndebumadu – no vote).

C. Adoption of Charter Amendment Resolution CAR-2-24 Amending Sec. 4 "Qualifications of Councilmembers," of the City Charter to Add That a Councilmember Cannot Have Been Convicted of or Plead Guilty, Nolo Contendere or Entered an Alford Plea, to a Misdemeanor Involving Assault, Battery or Moral Turpitude – City Clerk Hernandez summarized the Charter Amendment Resolution noting that the amendments are to update references to State Law and to departments of the State and County that the City works with as well as grammatical and typographical corrections.

Public Hearing:

City Clerk Hernandez stated that no one signed up to speak and no comments were submitted via email for the Public Hearing of Charter Amendment Resolution CAR-2-24. Mayor Pro Tem Woolfley declared the Public Hearing to have been held.

Councilmember Esteve motioned to adopt Charter Amendment Resolution CAR-2-24. Councilmember Rogers seconded the motion. Motion passed 5-0 (Ndebumadu – no vote).

D. Adoption of Charter Amendment Resolution CAR-3-24 Amending the Following Sections of the Charter of the City of Bowie: Sec. 6 "Meetings," Sec. 8 "Chairperson," Sec. 9 "Quorum," Sec. 39 "Powers and Duties," Sec. 44 "Adoption of Budget," Sec. 47 "Expenditures in Excess of Appropriations Forbidden," Sec. 73 "City's Powers With Respect to Sidewalks," Sec. 74 "Powers of the City," and Sec. 83 "Right of Entry by City Employees" to Correct Typographical and Grammatical Errors – City Clerk Hernandez summarized the Charter Amendment Resolution noting that the amendments are to update references to State Law and to departments of the State and County that the City works with as well as grammatical and typographical corrections.

Public Hearing:

City Clerk Hernandez stated that no one signed up to speak and no comments were submitted via email for the Public Hearing of Charter Amendment Resolution CAR-3-24. Mayor Pro Tem Woolfley declared the Public Hearing to have been held.

Councilmember Esteve motioned to adopt Charter Amendment Resolution CAR-3-24. Councilmember Rogers seconded the motion. Motion passed 5-0 (Ndebumadu – no vote).

E. Adoption of Charter Amendment Resolution CAR-4-24 Amending Sec. 32 "Special Elections," and Sec. 33 "Counting Votes; Declaring Results" of the City Charter to Correct References to the City Board of Elections - City Clerk Hernandez summarized the Charter Amendment Resolution noting that the amendments are to update references to State Law and to departments of the State and County that the City works with as well as grammatical and typographical corrections.

Public Hearing:

City Clerk Hernandez stated that no one signed up to speak and no comments were submitted via email for the Public Hearing of Charter Amendment Resolution CAR-4-24. Mayor Pro Tem Woolfley declared the Public Hearing to have been held.

Councilmember Esteve motioned to adopt Charter Amendment Resolution CAR-4-24. Councilmember Rogers seconded the motion. Motion passed 5-0 (Ndebumadu – no vote).

NEW BUSINESS:

A. Discussion on the proposed Preliminary Plan of Subdivision #4-23041 - Redeemed Christian Church of God, Victory Temple – Sustainability Manager, Ashleigh Diaz summarized the plan on behalf of Planning Director Joe Meinert. This preliminary plan of subdivision proposes eight lots and two parcels for the development of eight single-family detached dwelling units and 117,355 square feet of institutional development on the corner of Mt. Oak Road and Church Road. This property is located outside of the incorporated City limits. The residential portion of the development is proposed to be accessed via an extension to Dew Drive which is on City property in the Woodmore Estates subdivision. The extension is proposed as a public right-of-way. The County will hold a public hearing on November 14th.

Councilmember Truesdale motioned to have staff prepare a letter of opposition to this development and the connection to Dew Drive. Councilmember Rogers seconded the motion. Motion passed 5-0 (Ndebumadu – no vote).

ADJOURNMENT AND MOVE TO CLOSED SESSION:

Councilmember Esteve motioned to adjourn the regular City Council meeting and go into Closed Session under the statutory authority of the Md. Annotated Code, General Provisions Article §3-305(b)(7): "To consult with counsel to obtain legal advice." Councilmember Brady seconded the motion. Motion passed 5-0 (Ndebumadu – no vote). The meeting adjourned at 9:07 p.m.

Awilda Hernandez, MMC
City Clerk



November 4, 2024

RE: PROPOSED STREET CONNECTION TO DEW DRIVE (PPS 4-23041-14403 MOUNT OAK RD)

Dear Bowie City Council:

I am writing, on behalf of our residents, to express strong opposition to the proposed street connection to Dew Drive that would negatively impact our existing residential community.

Based on the County Staff Report received from the City Planning Department, we realized a PPS referral for application 4-23041 was sent to the City of Bowie but no response had been received. The City's Planning Director stated the Council had not requested a hearing on the matter. The applicant has not met with the City Council to obtain approval for the proposed street connection, yet the County has now scheduled a board hearing for Thursday, November 7, 2024 .

You may recall the City Council voted unanimously in 2019 not to recommend the water/sewer category change for the proposed 60,000 sq foot 2 story church building at 14403 Mount Oak Rd. The County ultimately agreed with the City's concerns about the negative impacts to existing City residents in adjoining communities.

The PPS application now before County called for a larger footprint (117,355 sq ft building with a 2,000-seat church and 600-seat fellowship hall). This larger proposal also includes 8 new single-family homes with a new street extension to Dew Drive, an existing City roadway within Woodmore Estates.

This street extension would destroy existing wooded fence-line that serves as the City boundary and separate our community from adjoining lots. The connection to our neighborhood will also increase traffic volume, disrupt safety, and compromise the community character that our families and residents have come to rely on. Church members will expectedly start using Dew Drive and surrounding streets as overflow parking given our proximity to the proposed church. Bowie Police is well aware of existing traffic challenges in our community.

We urge the City Council to respond quickly to the PPS referral and DPIE, rejecting the proposed street connection to Dew Drive and place the well-being, safety, and interests of existing City residents at the forefront of their decision-making process. We ask for your leadership in promoting development that complements and supports current communities, rather than overwhelming them.

Thank you for your time and dedication to responsible city planning.

Sincerely,

George Oyegoke

George Oyegoke
President
Woodmore Estates HOA

**PRESIDING OFFICER'S WRITTEN STATEMENT FOR CLOSING A MEETING ("CLOSING STATEMENT")
UNDER THE OPEN MEETINGS ACT (General Provisions Article § 3-305)**

This form has two sides. *Complete items 1 – 4 before closing the meeting.*

1. **Recorded vote to close the meeting:** Date: 11-4-24 Time: 9:07; Location: City Hall;
Motion to close meeting made by: Esteve Seconded by Truesdale;
Members in favor: All Aye; Opposed: N/A;
Abstaining: N/A; Absent: Adams.

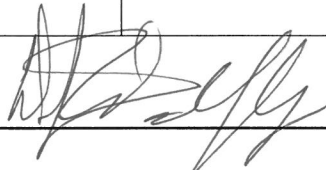
2. **Statutory authority to close session (check all provisions that apply).**
This meeting will be closed under General Provisions Art. § 3-305(b) only:

(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; 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"; (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." (15) ☐ "To discuss cybersecurity, if the public body determines that public discussion would constitute a risk to: (i) security assessments or deployments relating to information resources technology; (ii) network security information . . . or (iii) deployments or implementation of security personnel, critical infrastructure, or security devices."

Continued →

3. For each provision checked above, disclosure of the topic to be discussed and the public body's reason for discussing that topic in closed session.

Citation (insert # from above)	Topic	Reason for closed-session discussion of topic
§3-305(b) ☒ 7	Consult with Legal Counsel	
§3-305(b) ☐		
§3-305(b) ☐		
§3-305(b) ☐		
§3-305(b) ☐		

4. This statement is made by , Presiding Officer.

WORKSHEET FOR OPTIONAL USE IN CLOSED SESSION: INFORMATION FOR SUMMARY TO BE DISCLOSED IN THE MINUTES OF THE NEXT OPEN MEETING. (See also template for summary.)

- For a meeting closed under the statutory authority cited above:

Time of closed session: 9:16

Place: City Hall

Purpose(s): (7) Consult with legal counsel

Members who voted to meet in closed session: WR, DB, ME, DW, CT, RN

Persons attending closed session: Paperi, Brady, Esters, Woodley, Trexler, Ndeburadu, Akayiz, Young, Levan, Lott, Mearns, Meen

Authority under § 3-305 for the closed session: (7)

Topics actually discussed: _____

Actions taken: _____

Each recorded vote: _____

- For a meeting recessed to perform an administrative function (§ 3-104): Time: _____

Place: _____

Persons present: _____

Subjects discussed: _____



Memorandum

TO: City Council

FROM: Alfred Lott, City Manager

SUBJECT: Waive Bidding for Snowplow Contractors
Resolution R-77-24

DATE: 11/14/2024

The Department of Public Works enters into contracts each fiscal year with multiple standby Snowplow Contractors. The Snowplow Contractors respond when the City calls upon them to work the shifts assigned by the City.

Depending upon weather conditions any given snow season, there is a chance that the total aggregate compensation paid to any Contractor may exceed \$25,000. The City has established standardized rates that vary according to the Contractor's equipment. Hourly rates have been established based on local market research.

It is envisioned that the City will accept applications from and enter into "as needed" contracts with all qualified entities on terms and conditions that are not negotiated but rather are established in advance by the City and will assign work to Snowplow Contractors on a fair, rotating basis. The City will publicly advertise the opportunity to apply for inclusion in the snow plowing contract program on eMaryland Marketplace Advantage and the City's Website.

The City Charter ordinarily requires, in Section 61, that contracts valued at greater than \$25,000 be awarded upon a competitive bid process. In this case, the City is unable to determine in advance the identity of the potential contractors or which of those contractors may ultimately receive compensation in excess of \$25,000.

Under the circumstances, staff believes there is no benefit to be gained from competitive bidding and that it is in the best interest of the City to sign contracts with these providers without competitive bids and to have them on standby to plow snow on City streets for the FY25 snow season.

In accordance with City Charter Section 61, the Department of Public Works is requesting that Council waive bidding requirements and allow for issuance of a contract to these Contractors.

I concur with the above recommendations and request your approval of Resolution R-77-24.

ATTACHMENTS 1. 20241118 - Resolution R-77-24
: 2. 20241118 - Exhibit A Rates 2024-2025 Winter Season

RESOLUTION
OF THE COUNCIL OF THE CITY OF BOWIE, MARYLAND
WAIVING THE COMPETITIVE BIDDING REQUIREMENTS OF THE CITY
CHARTER TO ALLOW THE CITY TO ENTER INTO CONTRACTS WITH
VARIOUS SNOWPLOW CONTRACTORS
THAT MAY EXCEED \$25,000 IN AGGREGATE VALUE

WHEREAS, the Charter of the City of Bowie provides, in Section 61, that all expenditures for services, among other items, exceeding \$25,000, shall be accomplished upon written contract following a competitive bidding process; and

WHEREAS, the Public Works Department enters into contracts in each fiscal year with multiple Snowplow Contractors; and

WHEREAS, in any given year, depending on weather conditions, and therefore unpredictably, some Contractors may provide services to the City for which they are paid an aggregate amount exceeding \$25,000; and

WHEREAS, the City is unable to determine in advance the identity of all of the Snowplow Contractors with which it may enter into contracts or to know with certainty which of those contracts may result in the compensation paid to a Contractor in excess of \$25,000; and

WHEREAS, the City intends to accept applications from and enter into “as needed” contracts with all qualified entities on terms and conditions that are not negotiated but rather are established in advance by the City and to assign work to snow plowing Contractors on a neutral, rotating basis according to the Snowplow Contractor Selection Policy; and

WHEREAS, the City has publicly advertised the opportunity to apply for inclusion in the snow plowing contract program on eMaryland Marketplace Advantage and the City’s website and hourly rates were set based on local market research; and

WHEREAS, there is no benefit to be gained from competitive bidding under the circumstances.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Bowie, Maryland, that the Council, by a two-thirds vote in accordance with City Charter Section 62, hereby waives the competitive bidding requirements of Section 61 of the Charter for good cause with respect to the City’s Snowplow Contracts for FY25; and

NOW FURTHER, BE IT RESOLVED, by the Council of the City of Bowie, Maryland, that the Council authorizes the City Manager to enter into contracts with various Snowplow Contractors on an as-needed basis, at hourly compensation rates as set forth in

Exhibit A hereto, and to pay said Contractors those amounts earned on said hourly basis even if said amounts exceed \$25,000 per individual entity.

INTRODUCED AND PASSED by the Council of the City of Bowie, Maryland, at a Meeting on November 18, 2024.

Attest: _____
Awilda Hernandez, City Clerk

Timothy J. Adams, Mayor

Exhibit A

Snowplow Contractors Rates for 2024-2025 Winter Season

<u>Trucks</u>	<u>Hourly Rate</u>
3/4 Ton, 1 Ton Pickup Trucks, or SUV's	\$125.00
Single Axle Dump DRW (3 - 4.4 Cubic Yard Capacity)	\$135.00
Single Axle Dump (4.5 - 5.9 Cubic Yard Capacity)	\$145.00
Single Axle Dump (Greater than 6 Cubic Yard Capacity)	\$155.00
Tandem/Tri-Axle Dump	\$165.00
 <u>Rate Addition for Salt Spreaders</u>	
Slide in Spreader (1.8 - 2.5 Cubic Yard Capacity)	\$25.00
Slide in Spreader (Greater than 4 Cubic Yard Capacity)	\$28.00
Under Tailgate Dump Spreader (8ft Width)	\$30.00
 <u>Equipment</u>	
Skid Steer/Bobcat	\$135.00
Backhoes w/4 Wheel Drive (1.4 Cubic Yard Minimum)	\$145.00
Medium Grader (125 -150 HP)	\$150.00
Large Grader (125 -150 HP)	\$160.00
Medium Loader (2-2.75 Cubic Yard Capacity)	\$165.00
Large Loader (3-4 Cubic Yard Capacity)	\$185.00



Memorandum

TO: City Council

FROM: Alfred Lott, City Manager

SUBJECT: WWTP Pole Barn Cover Supply and Install
Resolution R-78-24

DATE: 11/14/2024

A legal notice advertising an Invitation for Bids for the supply and install of a Pole Barn Cover at the Wastewater Treatment Plant was placed on eMaryland Marketplace Advantage and Bid Locker. At the close of bidding at 11:00 a.m., Monday, November 4, 2024, the City received three (3) bids. Below is a tabulation of the bids received:

Warner Construction Frederick, Maryland	\$108,400.00
Alden Inc. Laurel, Maryland	\$117,821.00
C & N Associates LLC Glenn Dale, Maryland	\$565,792.00

The Public Works Department recommends that the bid proposal from Warner Construction of Frederick, MD, in the amount of \$108,400.00 be accepted for the supply and installation of a Pole Barn Cover at the Wastewater Treatment Plant.

I concur with the above recommendation to award to Warner Construction for the supply and installation of a Pole Barn Cover at the Wastewater Treatment Plant and request your approval of Resolution R-78-24.

ATTACHMENTS: 1. 20241118 - Resolution R-78-24

RESOLUTION
OF THE COUNCIL OF THE CITY OF BOWIE, MARYLAND
AWARDING A CONTRACT TO WARNER CONSTRUCTION FOR THE SUPPLY AND
INSTALL OF A POLE BARN COVER AT THE WASTEWATER TREATMENT PLANT IN
THE AMOUNT OF \$108,400.00

WHEREAS, a legal notice advertising an Invitation for Bids for the supply and install of a Pole Barn Cover at the Wastewater Treatment Plant was placed on eMaryland Marketplace Advantage and Bid Locker; and

WHEREAS, at the close of bidding at 11:00 a.m., Monday, November 4, 2024, the City received three (3) bids; and

WHEREAS, after careful review of the bid proposals submitted, it was determined that Warner Construction had submitted a responsible and responsive bid proposal in the amount of \$108,400.00 for the supply and install of a Pole Barn Cover at the Wastewater Treatment Plant.

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Bowie, Maryland, that the Council, hereby awards a contract to Warner Construction for the supply and install of a Pole Barn Cover at the Wastewater Treatment Plant and hereby directs the City Manager to sign a contract with Warner Construction.

INTRODUCED AND PASSED by the Council of the City of Bowie, Maryland, at a Regular Meeting on November 18, 2024.

ATTEST:

CITY OF BOWIE, MARYLAND

Awilda Hernandez, City Clerk

Timothy J. Adams, Mayor



Memorandum

TO: City Council

FROM: Alfred Lott, City Manager

SUBJECT: Awarding of the City's Education Committee FY25 Grant Resolution
Resolution R-79-24

DATE: 11/14/2024

This memo is to request the adoption of Resolution R-79-24, which approves the funding awards for the City's Education Committee for FY25. The resolution will provide grants aimed at supporting academic team travel for City students.

ATTACHMENTS: 1. 20241118 - Resolution R-79-24

RESOLUTION
OF THE COUNCIL OF THE CITY OF BOWIE, MARYLAND
APPROVING THE AWARD OF THE CITY'S
EDUCATION COMMITTEE FY25 GRANTS

WHEREAS, the City Council of the City of Bowie has established the Education Committee and has provided funding for grants to academic teams, teachers, and school groups who wish to participate in state, regional, and national academic competitions; and

WHEREAS, the grants are awarded in areas supporting academic team travel; and

WHEREAS, this year, \$5,000 is available to be awarded to successful applicants through a competitive selection process; and

WHEREAS, the Education Committee has reviewed grant applications for compliance with the City's requirements; and

WHEREAS, the Education Committee determined that certain grant applicants have met the requirements of the grant program and recommends that Council award certain grants to said applicants; and

WHEREAS, the City Council accepts the recommendations of the Education Committee as reasonable and well-considered.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Bowie, Maryland, that the Council awards the following grants:

Grantee	Grant Title	Amount
Kelsey Bowen, Bowie High School	Maryland Thespians Festival	\$ 1,375
	Total	\$ 1,375

INTRODUCED AND PASSED by the Council of the City of Bowie, Maryland at a meeting on November 18, 2024.

ATTEST:

THE CITY OF BOWIE, MARYLAND

 Awilda Hernandez
 City Clerk

 Timothy J. Adams
 Mayor



Memorandum

TO: City Council

FROM: Alfred Lott, City Manager

SUBJECT: Awarding of the City's Community Outreach Committee FY25 Grants Resolution Resolution R-80-24

DATE: 11/14/2024

This memo is to request the adoption of Resolution R-80-24, which approves the funding awards for the City's Community Outreach Committee for FY25. The resolution will provide grants aimed at supporting programs and enhancing community engagement.

ATTACHMENTS: 1. 20241118 - Resolution R-80-24

RESOLUTION
OF THE COUNCIL OF THE CITY OF BOWIE, MARYLAND
APPROVING THE AWARD OF THE CITY'S
COMMUNITY OUTREACH COMMITTEE FY25 GRANTS

WHEREAS, the City Council of the City of Bowie has established the Community Outreach Committee and has provided funding for grants to individuals or organizations who wish to implement programs that will help meet the needs of City of Bowie residents; and

WHEREAS, the grants are awarded in areas supporting social services, senior citizens, mental health, and social justice components; and

WHEREAS, this year, \$20,000 is available to be awarded to successful applicants through a competitive selection process; and

WHEREAS, the Community Outreach Committee has reviewed grant applications for compliance with the City's requirements; and

WHEREAS, the Community Outreach Committee determined that certain grant applicants have met the requirements of the grant program and recommends that Council award certain grants to said applicants; and

WHEREAS, the City Council accepts the recommendations of the Community Outreach Committee as reasonable and well-considered.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Bowie, Maryland, that the Council awards the following grants:

Grantee	Grant Title	Amount
Amy Kelm	Family Science & Engineering Night	\$ 1,000
Amy Kelm	STEAM Museum Performing Arts Literacy Assembly	\$ 1,000
Amy Kelm	Performing Arts Literacy Assembly	\$ 900
LeAnn Holden-Martin	Reading Heroes	\$700
	Total	\$ 3,600

INTRODUCED AND PASSED by the Council of the City of Bowie, Maryland at a meeting on November 18, 2024.

ATTEST:

THE CITY OF BOWIE, MARYLAND

 Awilda Hernandez
 City Clerk

 Timothy J. Adams
 Mayor



Memorandum

TO: City Council

FROM: Alfred Lott, City Manager

SUBJECT: Code Enforcement, Permitting and Licensing Software
Resolution R-81-24

DATE: 11/14/2024

A legal notice advertising a Request for Proposals for the Code Enforcement, Permitting and Licensing Software was placed on eMaryland Marketplace and Bid Locker on April 23, 2024. Proposals were received from the following vendors at the date set for receipt of proposals on June 21, 2024.

	Original Offer (Implementation and Year One Software Cost)	Best and Final Offer
Avocette Technologies, Inc	\$368,830	
Civos, Inc	\$274,000	
Clariti Cloud Inc.	\$100,000	
HS GovTech USA Inc.	\$188,800	
ICC-CDS	\$137,338	
MaintStar	\$87,500	
Online Solutions, LLC	\$120,500	
sCube Inc.	\$842,962	
The Davenport Group USA, Ltd.	\$116,800	
Timmons Group	\$329,400	
Tyler Technologies	\$251,730	\$189,391
Vascenti Industries LLC	\$259,600	

The proposals were evaluated as required by the City Charter and Procurement Policy. Criteria for selection included the project design (20%), capabilities and scalability (20%), vendor qualifications (10%), support capabilities (10%), cost (30%), and project plan (10%). Four vendors were invited for discussions; MaintStar, Online Solutions LLC, The Davenport Group USA, Ltd., and Tyler

Technologies.

After careful review of the Best and Final Offers, it was determined that Tyler Technologies had submitted the most responsive and responsible Best and Final Offer in the amount of \$189,391. This is within the \$320,000 budgeted for FY25. The annual recurring software subscription fee for FY26 and beyond will be \$51,386.

ATTACHMENTS: 1. 20241118 - Resolution R-81-24

RESOLUTION
OF THE COUNCIL OF THE CITY OF BOWIE, MARYLAND
ACCEPTING A PROPOSAL FOR CODE ENFORCEMENT, PERMITTING AND
LICENSING SOFTWARE WITH TYLER TECHNOLOGIES IN THE AMOUNT OF
\$189,391

WHEREAS, pursuant to Section 61 of the City Charter, a Request for Proposals (RFP) was issued on eMaryland Marketplace and on Bid Locker for Code Enforcement, Permitting and Licensing Software; and

WHEREAS, on the June 21, 2024, due date, the City received twelve (12) proposals; and

WHEREAS, the proposals were evaluated as required by City Charter and the Procurement Policy; and

WHEREAS, after careful evaluation, review and negotiations of the proposals in the competitive range that were submitted, it was determined that Tyler Technologies had submitted the most responsive and responsible proposal that was in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Bowie, Maryland, that the Council hereby accepts the proposal of Tyler Technologies and authorizes the City Manager to enter into a contract with Tyler Technologies in the amount of \$189,391.

INTRODUCED AND PASSED by the Council of the City of Bowie, Maryland at a meeting on November 18, 2024.

ATTEST:

THE CITY OF BOWIE, MARYLAND

Awilda Hernandez
City Clerk

Timothy J. Adams
Mayor



Memorandum

TO: City Council

FROM: Alfred Lott, City Manager

SUBJECT: Amending the Code of the City of Bowie Consisting of Chapters 1 Through 28
Ordinance O-9-24

DATE: 11/14/2024

Council have expressed the need to have the City's Charter and Code reviewed and updated to enhance the city's governance, operations, and service delivery. City staff contracted General Code, a vendor specializing in codification and unique code solutions.

The City Charter and Code has gone through a complete organizational analysis, legislative evaluation, and legal analysis by the vendor as well as City staff and City Counsel. The next step is for Council to discuss the proposed amendments, hold public hearings to gather feedback from the community, and adopt the City Code Amendments.

Per section §18A.9 of the City of Bowie Charter, the Council of the City of Bowie ("the City Council") is authorized to provide for the codification of all ordinances.

Ordinance O-9-24 is scheduled for Public Hearing and Adoption.

ATTACHMENTS:

1. 20241118 - Ordinance O-9-24
2. 20241118 - Bowie Code Adoption Ordinance Schedule A

AN ORDINANCE
OF THE COUNCIL OF THE CITY OF BOWIE
RE-ADOPTING THE CODE OF THE CITY OF BOWIE CONSISTING OF
CHAPTERS 1 THROUGH 28, INCLUSIVE, WITH AMENDMENTS TO UPDATE
REFERENCES TO STATE LAWS AND REGULATIONS, TO UPDATE
REFERENCES TO STATE, COUNTY, M-NCPPC AND CITY DEPARTMENTS
AND/OR AGENCIES, AND TO MAKE OTHER MINOR GRAMMATICAL AND
NONSUBSTANTIVE CHANGES, AND AUTHORIZING THE PUBLICATION AND
UPDATING OF THE AMENDED CODE AND THE CITY CHARTER BY
GENERAL CODE

WHEREAS, via Ordinance O-19-1989 the Council of the City of Bowie (“the City”) formally adopted and enacted as law, all Council legislation, ordinances and resolutions enacted as law on or before the effective date of Ordinance O-19-1989 as the “Code of the City of Bowie, 1989”; and

WHEREAS, since 1989, the City Code and the City Charter have been published by the City through the City Clerk and updated from time to time by the City Clerk to reflect ordinances and charter amendment resolutions as they were adopted; and

WHEREAS, the City Code and City Charter are published on the City’s website; and

WHEREAS, the City hired General Code to create a City Charter and City Code to be published in a manner so as to be more broadly available and to make it easier for residents, elected officials, consultants and contractors to find, access and share information; and

WHEREAS, City Charter, §18A.9 authorizes the Council of the City of Bowie (“the City Council”) to provide for the codification of all ordinances; and

WHEREAS, in preparing the re-codification of the City Code, certain minor grammatical and nonsubstantive changes were made in one or more of the Code provisions; and

WHEREAS, it is the intention of the City Council that all such changes be adopted as part of the Code as if the sections of the City Code so changed had been formally amended to read as such; and

WHEREAS, the City Council also desires to re-adopt the Code of the City of Bowie in its entirety with amendments to update references to various outdated laws and regulations, as well as departments and agencies of the Federal, State, County and City governments, and to then have it and the City Charter published by General Code.

Section 1. **NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by the City Council, that the ordinances of the City of a general and permanent nature adopted by the City Council, as revised and codified, and consisting of Chapters 1 through 28, are re-adopted as the Code of the City of Bowie (the "Code"). The provisions of the Code, insofar as they are substantively the same as those in force immediately prior to the re-enactment of the Code by this ordinance, are intended as a continuation of such ordinances and not as new enactments. This ordinance and the Code adopted hereby shall supersede and replace the 1989 Code, as amended and supplemented.

Section 2. **BE IT FURTHER ORDAINED AND ENACTED**, by the City Council, that the Code, as re-adopted herein, shall contain minor grammatical and other changes of a non-substantive nature, updated references to State laws and regulations, and updated references to State, County, the Maryland-National Capital Park and Planning Commission, and City departments, all as identified below and set forth in the attached Schedule A, and made a part hereof.

1. References to Article 23A of the Annotated Code of Maryland are amended to be the Local Government Article of the Annotated Code of Maryland and provisions transferred by the State legislature from former Article 23A to the Local Government Article and renumbered during said transfer are, where appropriate, renumbered herein.
2. The title "Chairman" is amended to "Chairperson."
3. The titles "Board of Election Supervisors," "Board of Supervisors of Elections" and "Board of Supervisors" are amended to "Board of Elections."
4. The title "City Clerk-Treasurer" is amended to "City Clerk."
5. References to the State Motor Vehicle Department are amended to the State Motor Vehicle Administration.
6. The terms "soil erosion and sediment control permit" and "sediment and erosion control permit" are amended to "erosion and sediment control permit."

Section 3. **BE IT FURTHER ORDAINED**, by the City Council that the City Code, as hereby amended, shall be published by General Code as the Code of the City of Bowie and shall be amended from time to time by General Code as instructed by the City.

Section 4. **BE IT FURTHER ORDAINED**, by the City Council that all ordinances of a general and permanent nature introduced or enacted, and/or which became effective on or before the effective date of this Ordinance, and not included in the Code are recognized to continue in force and effect and shall be added to the Code of the City of Bowie published by General Code.

Section 5. **BE IT FURTHER ORDAINED**, by the City Council that additions or amendments to the Code when passed in such form as to indicate the intention to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 6. **BE IT FURTHER ORDAINED**, by the City Council that each section of this Ordinance and of the Code and every part of each section is an independent section or part of a section, and the holding of any section or a part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof. If any provision of this Code or the application thereof to any person or circumstances is held invalid, the remainder of this Code and the application of such provision to other persons or circumstances shall not be affected thereby.

Section 7. **BE IT FURTHER ORDAINED**, by the Council of the City of Bowie, that this Ordinance shall become effective thirty (30) days after its enactment by the City Council provided that a fair summary of this Ordinance is published at least once prior to the date of passage and at least once within ten (10) days after the date of passage in a newspaper having general circulation in the City.

INTRODUCED by the Council of the City of Bowie at a regular meeting on the _____ day of _____, 2024.

PASSED by the Council of the City of Bowie, Maryland at a regular meeting on the _____ day of _____, 2024.

ATTEST:

THE CITY OF BOWIE, MARYLAND

Awilda Hernandez, City Clerk

By: _____
Timothy J. Adams, Mayor

APPROVED AS TO FORM AND SUFFICIENCY:

Elissa D. Levan, City Attorney

City of Bowie

Code Adoption Ordinance

Schedule A

Chapter 1. General Provisions.

Section 1-6 Misdemeanor; municipal infractions; general penalty; continuing violations.

* * *

B. Fine for misdemeanor. Whenever in this Code or in any ordinance of the City any act is prohibited or is made or declared to be a misdemeanor, ~~where~~ IF no specific penalty is provided therefore, the violator of any such provision of this Code or any ordinance shall be punished by PENALTY SHALL BE a fine not to exceed \$500 or imprisonment for A PERIOD NOT TO EXCEED 30 days, or both. Each day any violation of any provision of this Code or of any ordinance continues shall constitute a separate offense.

C. Municipal Infractions

* * *

(5) Right of Administrative Review. A person charged with a municipal infraction shall be informed of the right to request review of the issuance of the citation by the Administrative Review Board in accordance with Chapter 1A of the Code of the City of Bowie. A person who requests review of the issuance of a citation by the Administrative Review Board must do so within fifteen (15) days of the issuance of the citation. A hearing before the Administrative Review Board will be scheduled as soon as practicable, but no later than ~~thirty (30)~~ SIXTY (60) days, after receipt of a request for review.

* * *

(8) Certain violations declared infractions. Except as otherwise specifically stated within each Chapter, violation of the following ordinances are hereby declared to be municipal infractions of the City Code: Chapter 1, Section 9; Chapter 3; ~~Chapter 4, Section 4-6(a), (b), (c), (d), (g), (h) and (i);~~ Chapter 5; Chapter 6; Chapter 10; Chapter 11; Chapter 13; Chapter 15; Chapter 16, Sections 1 through 7 and 10; Chapter 17, Sections 1(a) through 1(e), 1(h), 1(k), 1(m), 1(n), 1(p), 1(r) through 1(y); Chapter 18; Chapter 22; Chapter 25; Chapter 26 and Chapter 27 and any other violation of ordinances that are specifically declared to be municipal infractions from time to time by the City Council.

Sec. 1-8. Interference with city personnel engaged in enforcement activities.

* * *

B. Violation of this section shall be ~~deemed~~ a misdemeanor, ~~and, upon conviction thereof, punishment shall be~~ PUNISHABLE by a fine of not more than \$500, ~~nor less than \$50,~~ or by imprisonment for not more than 30 days, or both.

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Chapter 1A. Administrative Review Board.

Section 1A-4. Request for review.

*

*

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D. An aggrieved person shall abide by the decision of the Board which shall be deemed a final resolution of the matter in the review of an action of the City Manager pursuant to Chapter 5 of the Code of the City of Bowie. In matters involving a municipal infraction, where the decision of the Administrative Review Board is to reverse the citation, the citation may be transmitted by the City Manager to the District Court after notification to the City Council. If the Board determines that a violation of a provision of the Code has occurred and that the Code Enforcement Officer's action was correct, the violation must be corrected within a time period established by the Board, not to exceed thirty (30) days from the date on which the decision of the Board was issued. If the violation remains uncorrected after the ~~time-day~~ period within which the Board has established the violation should be corrected, the City Manager shall request adjudication of the case through the District Court in accordance with State law.

Chapter 2. Administration.

Sec. 2-2. Duty to turn records over to successors.

The City ~~Councilmen~~ COUNCILMEMBERS shall turn over to their successors after each election, when they shall have qualified and entered on the duties of their office, all the books, papers, and records and other City properties in their possession.

Sec. 2-15. Duty to classify positions.

The Director of Human Resources shall recommend classification of all of the positions in the personnel system, assigning to each the appropriate title, experience capacity, knowledge, skill and other qualifications including the minimum prerequisites to be required for appointment. This classification plan shall be so developed and maintained that all positions substantially similar with respect to duties, responsibilities, and authority over character of work, are included within the same CLASSIFICATION AND THE schedule of compensation can be made to apply with equity under like working conditions to all positions within the class. The classification plan so recommended shall be transmitted to the Mayor and Council for adoption. The Director of Human Resources may reclassify positions within the limits of the annual adopted budget. Every position in the personnel system shall be allocated to one of the classes and thereafter the position title and class so established shall be used in all personnel, fiscal and other documents and correspondence of the City.

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Sec. 2-58. Grievance procedure.

(a) The grievance procedure herein described shall apply only to bargaining unit employees pursuant to the provisions of this Chapter.

(b) Grievances or disputes between any bargaining unit employee and the City may be settled in the following manner:

* * *

(4) Step 4. If the grievance is still unsettled either party may within fifteen (15) days of the City Manager's response to the Step 3 Notice, by written notice to the other, request arbitration. The arbitration proceedings shall be conducted by an arbitrator as provided below:

(a) The Maryland Department of Labor, ~~Licensing, and Regulation~~ is hereby designated as the first choice of both parties to function as the arbitrator.

* * *

Sec. 2-69. Administration.

* * *

H. The Commission shall certify to the State Ethics Commission on or before October 1 of each year that the City is in compliance with the requirements of ~~State Government Article, Title 15, Subtitle 8,~~ TITLE 5, SUBTITLE 8 OF THE GENERAL PROVISIONS ARTICLE OF THE Annotated Code of Maryland for elected officials.

I. The Commission may recommend changes to this article that, in the Commission's opinion, may be required for the City to be in compliance with the requirements of ~~State Government Article, Title 15, Subtitle 8~~ TITLE 5, SUBTITLE 8, OF THE GENERAL PROVISIONS ARTICLE OF THE Annotated Code of Maryland, and shall forward any such recommended changes and amendments to the City Council for its consideration.

* * *

Sec. 2-77. Definitions.

For the purpose of this Chapter, the following words and phrases shall ~~describe~~ HAVE the meanings respectively ascribed to them by this section:

* * *

(b) Ex parte communication shall not include:

1. Technical advice, explanations or other communications among Councilmembers, subject to the requirements of ~~§ 10-501 et seq. ("Meetings"), State Government~~ TITLE 3 OF THE GENERAL

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PROVISIONS ARTICLE OF THE Annotated Code of Maryland, or with City staff, City engineers or legal counsel rendered by the request of the Council or one of its members;

* * *

Chapter 3. Amusements, Carnivals, Fairs or Similar Uses.

Sec. 3-3. Adoption of Environmental Noise Control.

Pursuant to the authority of Title 3 of the ~~Health-Environmental~~ ENVIRONMENT Article of the Annotated Code of Maryland, amusements, carnivals, fairs or similar uses in the City shall be fully subject to the provisions of the environmental noise standard, sound level limits, and noise control rules and regulations of the State of Maryland and the laws and regulations of the City unless the City enacts more restrictive regulations.

Sec. 3-6. Permit--Required and Conditional.

(A) It shall be unlawful for any person to erect any temporary structures to be used as an amusement, carnival, fair or similar use whatsoever within the limits of the City without having first made application for and received permission to do so by receiving a temporary use ~~and occupancy~~ permit from the City Manager.

* * *

Sec. 3-12. Insurance and Inspections.

The City Manager shall determine that the applicant has made provisions for public liability and workmen's compensation insurance, AND approval by the ~~County Department of Health and Fire Inspections, sanitary facility needs and~~ APPROPRIATE DEPARTMENTS OF THE COUNTY, INCLUDING BUT NOT LIMITED TO THE DEPARTMENT OF HEALTH, FIRE/EMS DEPARTMENT, AND DEPARTMENT OF PERMITTING, INSPECTIONS AND ENFORCEMENT. ~~f~~Food handling and preparation shall be approved by the health inspectors.

Chapter 4. Animal Control.

Sec. 4-1. Definitions.

As used in this Chapter, the following terms shall have the meaning indicated below unless otherwise expressly stated or the context clearly indicates a different intention.

* * *

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g) Cruelty shall mean every act, omission, or neglect whereby unnecessary or unjustifiable physical pain or suffering is caused or permitted including but not limited to the failure to provide an animal with nutritious food in sufficient ~~quality~~ QUANTITY, necessary veterinary care, proper drink, air, space, shelter or protection from the weather, or beating, torturing or tormenting an animal.

* * *

Sec. 4-7. General provisions.

a) All animals located or kept within the City of Bowie shall be cared for in accordance with “The Proper Animal Care Standards for Enforcement of Anti-Cruelty Laws” adopted by the Prince George’s County Animal ~~Control~~ SERVICES Division. Copies of the Standards may be obtained upon request from the City Clerk.

* * *

e) Cruelty to animals. Cruelty to animals is hereby prohibited as set forth in ~~Article 27~~ SUBTITLE 6 OF TITLE 10 OF THE CRIMINAL LAW ARTICLE of the Annotated Code of Maryland, ~~§ 59 et seq.~~, as amended from time to time. Said provisions of ~~Article 27~~ SUBTITLE 6 are hereby incorporated by reference as if fully set forth herein. Pursuant to ~~Article 27, § 59~~ § 10-604 OF THE CRIMINAL LAW ARTICLE of the Annotated Code of Maryland, ~~cruelty to animals~~ ABUSE OR NEGLECT OF AN ANIMAL is a misdemeanor punishable by a fine not exceeding \$1,000 or by imprisonment not to exceed 90 days, or both.

Furthermore, mutilation of animals as defined and set forth in ~~Article 27, § 59~~ § 10-606 OF THE CRIMINAL LAW ARTICLE of the Annotated Code of Maryland is hereby prohibited. The penalty for such act shall be as set forth in ~~§ 59(b)~~ § 10-606(C) OF THE CRIMINAL LAW ARTICLE, a fine of ~~NOT EXCEEDING~~ NOT EXCEEDING \$5,000 and/or imprisonment not to exceed three years, or both.

* * *

Sec. 4-8. Confinement of animal biting a person or other animal.

* * *

e) If, at the time of exposure, the owner fails to provide proof of a valid rabies vaccination for the animal in question, the animal will be examined by a licensed veterinarian at the owner’s expense or observed by the Prince George’s County ANIMAL SERVICES Division ~~of Animal Control~~ or an animal control officer immediately after the ten-day confinement period.

* * *

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Sec. 4-22. Enforcement.

* * *

e) Penalty. Violations of Sections 4-4, 4-5(b), 4-6, 4-7(a), (b), (c), and (d), 4-8, 4-13, 4-14, 4-16, 4-17, and 4-18 of this Chapter shall be deemed a municipal infraction subject to the provisions of Chapter 1, Sec. 6 of this Code and shall be punishable, subject to Sec. 1-6, by a fine of fifty dollars (\$50.00) for the first offense, one hundred dollars (\$100.00) for the second offense, and two hundred dollars (\$200.00) for every subsequent offense. Failure to pay said fine will subject the violator to the enforcement provisions of Chapter 1, Sec. 6 of this Code. Violation of any section of this chapter not specifically deemed a municipal infraction shall constitute a misdemeanor punishable by a fine not exceeding \$100 or imprisonment for NO MORE THAN 30 days, or both. Each day any violations of any provision of this Chapter shall continue, shall constitute a separate offense.

Chapter 5. Building and Property Maintenance.

Sec. 5-2A. Enforcement authority for Maryland Building Performance Standards.

In conformance with the Annotated Code of Maryland, ~~Article 28, Section 8-116~~ LAND USE ARTICLE, § 20-513, the Prince George's County government and its designated officers are exclusively responsible for enforcing compliance with the Maryland Building Performance Standards. Such responsibility shall include, but is not limited to, plan review and inspections.

Sec. 5-7. Standards.

(a) SCOPE. The provisions of this section shall govern the minimum conditions of property and buildings to be used for human occupancy. Every building or structure constructed for the purpose of human occupancy and the premises on which it stands shall comply with the conditions herein prescribed as they may apply thereto.

(b) EXTERIOR PROPERTY AREAS. The exterior property areas of any residential or commercial structure, whether occupied or unoccupied, shall comply with the following requirements:

1. Landscaping of premises.

* * *

- D. The requirements of Subsection (A) above shall have no application in the following areas of the City:

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I. Vegetated wetlands, as defined in ~~the Annotated Code of Maryland Natural Resources Article 9 and COMAR 08.05.04~~ TITLE 16 OF THE ENVIRONMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND AND COMAR 26.23 AND 26.24.

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V. Any other area required to be vegetated by reason of the application of ~~the City Zoning Ordinance, Subdivision Ordinance, Site Plan Ordinance, Stormwater Management Ordinance,~~ CHAPTER 21A, SOIL EROSION AND SEDIMENTATION CONTROL, CHAPTER 21B, STORMWATER MANAGEMENT CONTROL, OR CHAPTER 26, ZONING, OF THE CITY CODE or any other ordinance or provision of law.

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7. Accessory Structures. AN ACCESSORY STRUCTURE IS ~~Any~~ANY building or structure, the use of which is incidental to that of the main building or residence and which is located on the same lot or ground, including but not limited to, the following: fences, walls, attached or detached garages, gazebos, storage sheds and buildings. Accessory structures shall be maintained in good repair, be structurally safe and sound, and be free from rust, corrosion and graffiti. Storage tents, whether temporary or permanent, are not accessory structures and, therefore, are prohibited.

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Sec. 5-14. Hearings.

Any person aggrieved by an action of the City Manager or a City code enforcement ~~official~~ OFFICER under the provisions of this article may, within 15 days of receipt of notice of action by the City Manager or City code enforcement ~~official~~ OFFICER, request a hearing before the Administrative Review Board. Hearing requests shall be on forms provided by the City Manager and shall be filed with the City Manager who will notify the appellant in writing of the time and place set for the hearing. A hearing shall not operate to stay the action of the City unless the City Manager stays the action for good cause. The hearing shall be open to the public and records and minutes shall be maintained by the said ~~Committee~~ BOARD at all such hearings. Within ~~40~~ 30 days after said hearing, the ~~Committee~~ BOARD shall make a recommendation to the City Manager as to the reversal, modification or affirmation of the action complained of, and shall issue its recommendation in writing and provide a copy thereof to the person aggrieved.

Chapter 6. Elections.

Sec. 6-1. Definitions; gender references; computation of time.

(a) As used in this chapter, the following terms shall have the meanings indicated unless a contrary meaning is clearly intended from the context in which the term appears:

*

*

*

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Board Liaison. The person chosen by the Board pursuant to ~~Section 6-43(B) of Article 33 of the Annotated Code of Maryland, (1957 Edition)~~ § 3-403 OF THE ELECTION LAW ARTICLE OF THE ANNOTATED CODE OF MARYLAND, as amended, to work with the County Board in the development and implementation of a plan of universal registration.

* * *

Sec. 6-32. Interpretation of chapter.

Unless an interpretation to the contrary is clearly intended from the context in which it appears, each provision of this chapter shall be interpreted in conformity with ~~article 33~~ THE ELECTION LAW ARTICLE of the Annotated Code of Maryland, ~~1957 edition~~, as amended.

Sec. 6-43. Universal registration.

* * *

(c) Upon receipt of notice from the County Board of its designated liaison, the County Board liaison and the Board liaison shall conduct meetings at a mutually agreed upon time with other appropriate persons, if required, for the purpose of developing a schedule and plan for implementing universal registration. The plan shall include:

* * *

5. Procedures for obtaining, updating, and maintaining in the County Board files ~~and~~ the voter history of registrants on the list who vote in City Elections; and 6. Procedures for obtaining, updating, and maintaining changes to the boundaries and election districts that result from annexations, subdivision development, street name changes, street abandonments, redistricting and other changes. 7. Procedures of the City for providing the information required by Section 6-5.

* * *

Sec. 6-63. Same--Effect of question concerning the validity of signature.

On any petition, including an associated or ~~included~~ RELATED set of petitions, submitted to the City Manager under the applicable provisions of ~~article 23A of the Annotated Code of Maryland, 1957 edition,~~ THE LOCAL GOVERNMENT ARTICLE OF THE ANNOTATED CODE OF MARYLAND, as amended, any question concerning the validity of the signature of any person on the petition affects that signature only and does not affect or impair any other portion of the petition.

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Sec. 6-68. Appointment of campaign treasurer; candidate joining ticket or slate.

(a) Each candidate for, ~~or~~ election to, public office, upon or before, and as a condition precedent to qualifying as such candidate, shall appoint one campaign treasurer and shall file the name and address of the campaign treasurer with the board as provided in subsection (c) of this section. A campaign treasurer shall be a resident of the City and have resided in the City for one year prior to the date of his or her appointment. Every treasurer so appointed shall accept such appointment, in writing, prior to filing thereof. The board shall not accept any certificate of candidacy unless the name of the treasurer has been filed with it as provided in this subsection. Nothing herein contained shall prevent a candidate from naming himself or herself as treasurer.

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Chapter 9, Finances.

Section 9.3. Same--Issuance and Sale.

The bonds shall be issued and sold upon the full faith and credit of the City pursuant to a resolution of the Council (the "resolution") which may be introduced, read and finally passed at any regular or special public meeting of the Council; provided, however, that the resolution may not be finally passed until there has been published in a newspaper of general circulation in the City a notice stating that the City proposes to borrow money under the provisions of this ARTICLE and that the passage of a resolution for that purpose will be considered at a regular or special meeting of the Council to be held at the place, date and time stated in the notice and that such notice shall have been published not less than two nor more than 14 days prior to the stated meeting.

Section 9.5. Same--Execution.

The Bonds shall be executed in the name of the City and on its behalf by the Mayor, whose signature may be by facsimile. The corporate seal of the City, or a facsimile of it, shall be imprinted on the Bonds, and attested by the manual signature of either the City Manager or of the City Clerk. In the event THAT any ~~official whose~~ OFFICIAL'S signature THAT appears on the Bonds has become invalid after the date of issue or award thereof, the Bonds shall, nevertheless, be valid and legally binding obligations of the City in accordance with their terms.

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Chapter 11. Health and Sanitation.

Sec. 11-5. Public Health Officer.

* * *

(d) In order to accomplish the purposes of this section, the Public Health Officer shall be designated as a code enforcement officer and vested with the authority to issue municipal infraction citations as set forth in § 1-6 of the City Code and to provide evidence in the trial of any such citation or in any other action or matter arising in connection THEREWITH, including an injunctive action brought pursuant to § 1-6A of the City Code. The Public Health Officer is further authorized to seek the assistance of City Attorney to procure administrative warrants for the inspection of buildings or structures if necessary to the performance of his or her duties under this Section.

Sec. 11-7. Penalties.

EXCEPT WHERE OTHERWISE PROVIDED, Violations in VIOLATIONS OF this Chapter are municipal infractions, subject to the penalty and enforcement provisions of Chapter 1, Section 6 and 6A of this Code. The penalties for violating sections of this Chapter shall be One Hundred Dollars (\$100.00) for the first offense and Four Hundred Dollars (\$400.00) for every subsequent offense. (

Chapter 12. Cable Communications.

12-2. Definitions and word usage.

* * *

B. Definitions.

* * *

(29) OVS: An open video system that complies with 47 U.S.C. § ~~653~~ 573, as amended.

* * *

Chapter 14. Motor Vehicles and Traffic.

Sec. 14-14. Impoundment procedures.

(a) Conformity with State law. The procedures to be followed for impoundment of vehicles are as set

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(b) forth below and shall substantially conform to the MD. Code Ann., Transp., Sections 25-204 to ~~25-210~~ 25-209, as amended from time to time.

* * *

Sec. 14-15.

* * *

(b) Procedures for impounding a vehicle shall be as set forth in Section 14-14 of this Chapter and shall substantially conform to the ~~MD. Code Ann. Tr.~~ TRANSPORTATION ARTICLE OF THE ANNOTATED CODE OF MARYLAND, Sections 25-204 to ~~25-210~~ 25-209, as amended from time to time.

Chapter 16, Offenses – Miscellaneous.

Sec. 16-11. Unauthorized removal of water from fire hydrants.

* * *

(c) Penalty imposed by notices. All notices of violation of this section shall impose upon the recipient a fine of Two Hundred Fifty Dollars (\$250). The fine shall be paid to the City Office DEPARTMENT of Finance within seventy-two (72) hours of issuance. In the event such fine is not paid within the time allowed, a summons shall be initiated before a judicial officer and any person found to be guilty of violation of this section shall be guilty of a misdemeanor and shall be subject to a fine not exceeding Five Hundred Dollars (\$500) and imprisonment not exceeding ninety (90) days or both such fine and imprisonment.

Chapter 17. Park Rules and Regulations.

Sec. 17-2. Rules.

The following are adopted as the City Park Rules:

* * *

(aa) All REQUESTS FOR use of specific park facilities, such as athletic fields, picnic areas, lakes, streams, rivers, amphitheaters, tennis courts, multipurpose courts, tot lots, zoos, gazebos, park shelters, parking lot and open space areas, by individuals, groups or organizations for the purpose of monopolizing all or part of the park facilities must be made in writing to the City Manager.

* * *

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Chapter 18A. Planning.

Sec. 18A-10. Same-Copy of article to be sent to applicant on zoning or subdivision matter-City Council Hearing.

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Whenever the due date of the City of Bowie's response to the County Council or the MARYLAND-NATIONAL CAPITAL Park and Planning Commission requires it, the City Council may schedule its hearing even if it has not received the impact statement and/or the BAPB report of the same called for hereunder.

Chapter 21A. Soil Erosion and Sedimentation Control.

Sec. 21A-3. Definitions.

For purposes of this Chapter, the following words and phrases shall have the meanings respectively assigned to them in this section:

*

*

*

K. "Developer," means a person undertaking, or for whose benefit any or all activities covered by this ordinance are commenced or carried on. General contractors or subcontractors, or both, without a proprietary interest in a project are not included within the definition. SEE "OWNER/DEVELOPER."

*

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*

LL. "Wetlands" means any area that has saturated soils for periodic high groundwater levels and vegetation adapted to wet conditions and periodic flooding, as defined in the Annotated Code of Maryland ~~Natural Resources Article, Title 9 and COMAR 08.05.04~~ ENVIRONMENT ARTICLE, TITLE 16, AND COMAR TITLE 26, SUBTITLES 23 AND 24.

Sec. 21A-6. Erosion and sediment control plans--contents of.

*

*

*

B. At a minimum, an applicant shall submit the following information:

6. A general description of the predominant soil types on the site, as described by the appropriate soil survey information available through the local Soil Conservation District or the ~~USDA Natural Resources Soil Conservation Service~~ UNITED STATES DEPARTMENT OF AGRICULTURE, NATURAL RESOURCES CONSERVATION SERVICE.

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Chapter 21B. Stormwater Management Control.

Sec. 21B-9A. Stormwater management plans.

A. Review and approval of stormwater management plans

* * *

2. The City shall perform a comprehensive review of the stormwater management plans for each phase of site design. Coordinated comments will be provided for each plan phase that reflect input from all appropriate agencies, including but not limited to the District and the ~~Departments of Planning and Public Works~~ DEPARTMENT OF PLANNING AND SUSTAINABILITY AND THE DEPARTMENT OF PUBLIC WORKS of the City. All comments from the City and other appropriate agencies shall be addressed and approval received at each phase of project design before subsequent submissions.

* * *

Chapter 22. Streets and Sidewalks.

Sec. 22-29. Professional engineer's signature required; permit exceptions.

(a) All plans submitted for approval shall be prepared and signed by a professional engineer or land surveyor ~~registered~~ LICENSED to practice in the State. The use of a rubber stamp replica or impression seal is required on all plans. All plans submitted for approval shall conform to the standards and specifications and this Article, unless prior approval has been given for exceptions.

* * *

Sec. 22-44. Grades.

Approved grades shall be established by the MARYLAND-NATIONAL CAPITAL PARK AND Planning Commission when within the limits of the regional district. Only such grades shall be used that meet the approval of the City Manager. No grade shall be less than one percent (1%) nor more than ten percent (10%) except under unusual conditions, as determined by the City Manager.

Chapter 23. Special Taxing Districts.

Sec. 23-1. Special Taxing District Defined.

* * *

(b) Authority. Pursuant to ~~Article 23A, § 44~~ DIVISION IV, TITLE 21, SUBTITLE 4, PART I, OF THE LOCAL GOVERNEMENT ARTICLE of the Annotated Code of Maryland and Section 89 of the City Charter, a special taxing district may be created for purpose of financing the design, construction, establishment, extension, alteration or acquisition of adequate storm drainage systems, for the purpose of

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financing the design, acquisition, establishment, improvement, extension, operation or alteration of public parking facilities or pedestrian malls, for the purpose of financing the design, acquisition, erection, construction, improvement and maintenance of street and area lighting and for the purpose of financing the design, acquisition, establishment, improvement, extension, operation, alteration, or maintenance of a ride sharing or bus system and levy on all real and personal property within the district an ad valorem tax at a rate sufficient to provide adequate annual revenues to pay the principal and interest on obligations incurred for the district and the costs of operating and maintaining district facilities and activities.

* * *

Chapter 24, Taxation.

Sec. 24-3. City homeowners' supplemental property tax credit.

* * *

(f) The submission of a false or fraudulent application or the withholding of information by any person in order to obtain a homeowners' supplemental property tax credit under this section is a misdemeanor, and a person convicted of said offense shall be subject to a fine of not more than \$1,000 or imprisonment for not more than ~~one year~~ SIX MONTHS or both for each violation.

* * *

Sec. 24-5. Tax credit for certain law enforcement officers and rescue workers or surviving spouses.

(a) Definitions. In this section, the following words have the meanings indicated:

* * *

(6) "Law enforcement officer" has the meaning described in ~~Maryland Code Annotated, Public Safety Article, § 3-101(e)~~ § 3-201(F) OF THE PUBLIC SAFETY ARTICLE OF THE ANNOTATED CODE OF MARYLAND.

* * *

Chapter 24A. Refund of Excess Special Taxing.

Section 24A-1: Definitions.

* * *

(b) "Special Taxing District." A special district created by Ordinance of the Council of the City of Bowie, Maryland in accordance with the authority contained in Sections 88 and 89 of the Charter of the City of Bowie, Maryland, and ~~Article 23A, Section 44~~ DIVISION IV, TITLE 21, SUBTITLE 4, OF THE LOCAL GOVERNMENT ARTICLE of the Annotated Code of Maryland.

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Chapter 25. Water and Sewer System.

Sec. 25-10. Procedure for approval.

* * *

(h) Judicial review. All final determinations of the Council shall be reviewable by the Circuit Court for Prince George's County in accordance with ~~Chapter 1100, Subtitle B, "Administrative Agencies Appeal From"~~ TITLE 7, CHAPTER 200, JUDICIAL REVIEW OF ADMINISTRATIVE AGENCY DECISIONS, of the Maryland Rules, provided that notwithstanding the provisions of ~~Subtitle B, Chapter 1100~~ TITLE 7, CHAPTER 200, the decision of the Circuit Court for the county shall be final and no further appeal will be filed with ~~the State Court of Appeals or any other state appellate court~~, either by way of mandamus, injunction, certiorari or otherwise.

Sec. 25-13. Use of Public Sewers.

* * *

(f) Grease, oil, and sand interceptors shall be provided when, in the opinion of the City Manager, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand, or other harmful ingredients, except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the ~~Administrator~~ City Manager and shall be located as to be readily and easily accessible for cleaning and inspection.

* * *

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Memorandum

TO: City Council

FROM: Alfred Lott, City Manager

SUBJECT: Update on Response Times and Staffing at Bowie Fire Station 839

DATE: 11/14/2024

As promised, the Prince George's County Fire Department will provide an update on current response times and staffing at Bowie Station 839.

ATTACHMENTS:

1. 20241118 - Response Times as of October 28, 2024
2. 20241118 - Response Times June 2024

Call type category	Final call type	Incident responses	Average response time
ALS	ALS	11	06:01
	ALS+	2	08:26
	ALS0	168	08:38
	ALS1	407	08:17
	ALS2	5	05:14
	ALSC	2	10:52
	CPR	20	06:54
	CPRC	5	09:19
	DOAC	3	02:46
	ODAC	2	06:35
	OVERA	5	08:32
Total		630	08:16
BLS	BLS (Non-Urgent)	142	11:24
	BLS (Urgent)	174	09:02
	OTHERS (ASALT, BLS, BLS+, MALRM, OVERB)	66	07:29
	Total	382	09:39
FIRE	INVEST1	3	07:33
	INVEST2	67	06:30
	INVEST3	6	07:19
	INVEST4	6	05:47
	STRUCF2	28	01:56
	STRUCF4	48	03:03
Total		158	04:40
NON	SERV1	72	08:53
	Total	72	08:53
RESCUE	DEP	3	-
	RESCUE1	80	05:13
	RESCUE2	12	02:12
	RESCUE3	6	04:30
	RESCUE7	13	04:20
Total		114	04:38
SPECIAL	COLAPI	5	-

	GASLK1	3	09:58
	GASLK3	30	02:31
	Total	38	02:47
ALL	RESPONSES	1,394	07:51

2023

Station 839 First Due Call Types and response times

Call type category	Final call type	Incidents	Average response time
ALS	ALS	4	07:11
	ALSO	18	08:38
	ALS1	89	07:42
	CPR	4	05:12
Total		115	07:12
BLS	ASSAULT	1	19:29
	BLS	1	12:11
	BLS+	4	02:41
	BLS (Non-Urgent)	42	11:07
	BLS (Urgent)	32	07:22
	MALRM	2	09:25
Total		82	10:22
FIRE	INVEST1	8	08:15
	INVEST2	1	08:51
	INVEST3	1	04:58
Total		10	07:21
NON	SERV1	30	07:44
	SERV2	1	04:16
Total		31	06:00
RESCUE	ACCSC	2	00:03
	RESCUE1	4	06:56
Total		6	03:29
SPECIAL	COLAPI	7	00:50
	GASLK1	1	10:16
	GASLK3	14	02:26
Total		22	04:30

2024

Station 839 First Due Call Types and response times

Call type category	Final call type	Incidents	Average response time
ALS	ALSO	15	04:28
	ALS1	87	06:44
	ALSC	2	10:52
	CPR	9	03:26
	ODAC	2	06:35
Total		36	06:38
BLS	ASALT	2	-
	BLS	3	05:11
	BLS (Non-Urgent)	22	10:36
	BLS (Urgent)	37	05:03
	MALRM	8	06:28
	OVERB	1	10:18
Total		73	06:16
FIRE	INVEST1	1	06:36
	INVEST2	17	04:10
	INVEST3	2	03:36
	STRUCF2	5	03:54
Total		25	04:34
NON	SERV1	22	05:24
Total		22	05:24
RESCUE	RESCUE1	20	01:24
	RESCUE7	8	03:49
Total		28	02:36
SPECIAL	GASLK3	8	03:34
Total		8	03:34



Memorandum

TO: City Council

FROM: Alfred Lott, City Manager

SUBJECT: Waiving Residency Requirement - Diversity Committee

DATE: 11/14/2024

The Diversity Committee is requesting City Council waive the residency requirement for Kevin Lopez Cruz. Mr. Cruz is a Bowie State University student and a member of the Hispanic Student Association at Bowie State University and recently joined the Maryland State Education Association. Tiffani Scales, the chairperson of the Diversity Committee, will present before City Council to request the residency requirement exception to be approved. The Diversity Committee voted unanimously to move this request forward to City Council because they believe Mr. Cruz will be a benefit to the committee as a voting member and BSU students should be allowed to join City committees. Students are a part of the Bowie community and can bring an innovative approach, concepts, and perspectives to our committees.

ATTACHMENTS: None