



**Town of Riverdale Park
Legislative Meeting
December 2, 2019
8:00 p.m.**

AGENDA

**Call to Order
Pledge of Allegiance
Approval of Agenda**

**Correspondence Summary
Mayor's Report**

- Report on Closed Meeting

**Town Manager's Report
Monthly Finance Report
Fire Department Report
Council Committee & Ward Reports
Public Comments on Non-Agenda Items and Consent Agenda Items**

Consent Agenda

Motion to approve consent agenda items:

1. Street closing of Town Center parking lot from midnight December 13, 2019 to 9:00 p.m. on December 14, 2019 for Holiday Market and Festival of Lights (Ward 1)
2. Minutes: October 7, 2019 Legislative Meeting, October 28, 2019 Public Hearing, November 4, 2019 Legislative Meeting

Legislative Action Items:

1. Motion to authorize the Town Manager to sign a contract with Frederick Ward Associates for the Municipal Center Project: Architectural Services
2. Motion to adopt Ordinance 2019-OR-10 regarding Chapter 65- Weapons on Town property
3. Motion to adopt Ordinance 2019-OR-11 regarding Chapter 17- Camping
4. Motion to adopt Ordinance 2019-OR-12 regarding amendments to Chapter 64 Vehicles and Traffic
5. Motion to authorize the Town Manager to send a Letter of Consent to the U.S. Department of State regarding Refugee Resettlement

**Unfinished Business
New Business**

Adjournment

All members of the public in attendance are honorary members of the Council, and as such may comment on all items under discussion (subject to the same Rules of Order that apply to elected Council Members). If you have questions or comments, please stand at the microphone to be recognized.



Town of Riverdale Park, Maryland

Town Administration

TO: John N. Lestitian, Town Manager

FROM: Jessica Barnes, Town Clerk

Cc: Leadership Team

DATE: November 14, 2019

RE: Closure of Town Center parking lot from midnight on December 13, 2019 to 9:00 p.m. on December 14, 2019 for annual Holiday Market and Festival of Lights

Action Requested

No action is requested at the November 18th Council Work Session. Staff requests that the Mayor and Council approve the closure of the Town Center parking lot from midnight on December 13, 2019 to 9:00 p.m. on December 14, 2019 for the annual Holiday Market and Festival of Lights at the December 2nd Legislative Meeting.

Overview

The Town's annual Holiday Market and Festival of Lights is scheduled for Saturday, December 14th from 12 noon to 8:00 p.m. In order to prepare for and hold the event, the closure of the Town Center parking lot from midnight on December 13, 2019 to 9:00 p.m. on December 14, 2019 is requested.

Town of Riverdale Park
Legislative Meeting Minutes
October 7, 2019
8:00 p.m.

In Attendance

Mayor Alan K. Thompson
CM Marsha Dixon, Ward 1 (left at 9:22 p.m.)
CM David Lingua, Ward 3
CM Christopher Henry, Ward 4

John N. Lestitian, Town Manager
Jessica Barnes, Town Clerk
Rosa Guixens, Assistant Chief of Police
Gentry Jones, Finance Program Specialist

Absent

CM Aaron Faulx, Ward 2
CM Colleen Richardson, Ward 5
CM Hala Mayers, Ward 6

Call to Order

Mayor Thompson called the Legislative Meeting to order at 8:09 p.m.

Pledge of Allegiance

The Pledge of Allegiance was recited followed by a moment of reflection.

Approval of Agenda

CM Dixon made a motion to approve the agenda as amended. The motion was seconded by CM Lingua. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Discussion:

Item 2 under New Business was removed from the agenda and the Finance Report was moved to after Legislative Action Item 7.

Mayor's Report

Mayor Alan K. Thompson reported:

- Closed meeting report: Held on October 7th to consider the acquisition of real property for a public purpose and matters directly related thereto. Closed at 7:56 p.m. on 10/7 and in attendance were Mayor Thompson and CMs Dixon, Lingua and Henry. The only vote taken was to allow the Mayor to discuss the contents of the meeting with the CMs not present. The meeting was adjourned at 8:04 p.m.
- Death of former CM Mary Donaldson
- Belgium Festival to be held on October 12th at Riversdale
- Coffee with a CM will be held on October 12th at 11 a.m.

Town Manager Report

Town Manager John N. Lestitian reported:

- A formal presentation of the grant from Firehouse Subs Public Safety Foundation will be held on October 10th in Annapolis
- Kickoff of free leaf bag campaign to encourage residents to bag their leaves
- Community Walk scheduled for October 19th at 9 a.m. Door hangers will be distributed to homes along the route.
- Discussion regarding challenges with Park Tanglewood and action taken

Finance Report

Finance Specialist Gentry Jones reported, as of September 30, 2019, subject to audit:

Expenditures: \$322,379

Revenue: \$520,743

CM Dixon made a motion to adopt the Finance Report subject to audit. The motion was seconded by CM Lingua. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Correspondence Summary

The Correspondence Summary was included in the meeting materials.

Fire Department Report

There was no report from the Fire Department.

Council Committee & Ward Reports

CM David Lingua, Ward 3

CM David Lingua reported:

- CKAR CDC will meet on October 8th from 7-9 p.m. at the Yorkshire Building, Suite 203
- Taste of Sarvis event was held in September and the fundraising campaign is ongoing
- Community Walk held in September was better attended and it was good to see residents along the route
- Recently received reports of parking and traffic concerns along Oglethorpe Street
- Encouraged everyone to attend the Belgian Fest at Riversdale House Museum and Oktoberfest at Riverdale Park Station on October 12th
- Thoughts on former CM Mary Donaldson

CM Christopher Henry, Ward 4

CM Christopher Henry reported:

- Condolences to the Donaldson family
- Thank you to Town Manager for posting sign on Silk Tree Drive regarding free leaf bag distribution
- Plans to meet Belgian Ambassador at Riversdale on October 12th
- Participated in Conference Call regarding Defined Benefit Plans on October 4th
- Thank you to DPW for trimming the trees in Madison Hill community

Public Comments on Non-Agenda Items and Consent Agenda Items

There were no public comments.

Consent Agenda

Motion to approve consent agenda items:

1. Fence Permit Request: 6-foot wood fence in backyard of 4702 Oliver Street (Ward 1)

2. Minutes: June 17, 2019 Work Session, July 1, 2019 Legislative Meeting and August 26, 2019 Work Session

CM Lingua made a motion to approve the Consent Agenda. The motion was seconded by CM Dixon. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Legislative Action Items:

1. Motion to adopt Resolution 2019-R-08 regarding Go Green Grant Program

CM Lingua made a motion to adopt Resolution 2019-R-08 regarding Go Green Grant Program. The motion was seconded by CM Henry. Vote: 4-0 (favorable)

Discussion:

Town Manager Lestitian provided an overview of the Grant program.

2. Motion to adopt Ordinance 2019-OR-06 regarding Small Cell Design Guidelines

Town Manager Lestitian recommended that adoption be delayed until the November 4th Legislative Meeting. There were no objections.

3. Motion to adopt Ordinance 2019-OR-07 correcting the codification of the provisions of Ordinance 2019-OR-03

CM Dixon made a motion to adopt Ordinance 2019-OR-07 correcting the codification of the provisions of Ordinance 2019-OR-03. The motion was seconded by CM Lingua. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

4. Motion to adopt Ordinance 2019-OR-08 repealing Chapter 22- Clubs

CM Henry made a motion to adopt Ordinance 2019-OR-08 repealing Chapter 22- Clubs. The motion was seconded by CM Dixon. Vote: 3-0-1 (favorable; Mayor Thompson abstained)

5. Introduction of Ordinance 2019-OR-09 regarding Noise Control

CM Dixon introduced Ordinance 2019-OR-09 regarding Noise Control and provided an overview of the ordinance.

6. Motion to authorize the establishment of a partnership to provide surplus computers to Sister City Ipala, Guatemala

CM Lingua made a motion to authorize the establishment of a partnership to provide surplus computers to the Town's Sister City Ipala, Guatemala. The motion was seconded by CM Dixon. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

CM Henry asked how information was removed from the Town computers and Town Manager Lestitian explained that all information was removed by Peake, the IT company contracted by the Town. CM Lingua asked if it would be better to remove the hard drives and replace with new hard drives. CM Henry discussed the potential connectivity issues as a result of changing hard drives.

7. Motion to authorize a letter of support for County Council Legislation

Town Manager Lestitian provided an overview of the request for a letter of support for County Council legislation CB-51-2019 and CR-79-2019.

CM Henry made a motion to direct Mayor Thompson and Town Manager Lestitian to send a letter of support regarding County Council legislation CB-51-2019 and CR-79-2019. The motion was seconded by CM Dixon. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

8. Motion to authorize letter of invitation to teachers from Ipala, Guatemala

Mayor Thompson stated that a formal motion was not needed for Legislative Action Item 8. The consensus of the Council was for the Mayor to send a letter inviting teachers from the Town's Sister City Ipala, Guatemala to visit.

Unfinished Business

1. Charter Amendment 2019-CR-01 regarding Article VI Finance, Section 623 Competitive Bidding

Town Manager Lestitian provided an overview of the adjusted timeline for adoption of Charter Amendment 2019-CR-01.

2. Code Review and Recommendation: Chapter 17- Camping

Town Manager Lestitian provided an overview of how camping was addressed by neighboring jurisdictions. Town Manager Lestitian stated that staff recommended that camping be prohibited on Town-owned property.

New Business

1. Amendments to Defined Benefits Plan, Marika M. Ostendorf, Esq., Baldwin Law Group LLP

Town Manager Lestitian introduced Marika Ostendorf, of Baldwin Law Group. Ms. Ostendorf outlined the proposed changes to the Defined Benefit Plan and the reasons that the changes were needed. The Mayor and Council had the opportunity to ask questions.

CM Lingua requested clarification of the term normal retirement date. Ms. Ostendorf confirmed that the normal retirement date was customary and not mandatory and that employees could continue working after that date.

CM Lingua asked how the final average pay was determined and Town Manager Lestitian replied that it was based on the final 3 years of employment.

Town Manager Lestitian provided an overview of the next steps in the process and stated that PNC would also present to the Mayor and Council at an upcoming meeting.

~~2. Mayor and Council Rules of Procedure~~

3. Policy regarding weapons on Town property

Assistant Chief Guixens provided an overview of the request for a policy regarding weapons on Town property. Assistant Chief Guixens reported that Town Attorney Sussman had advised that an ordinance would be needed in order to enforce the policy.

Town Manager Lestitian stated that staff would work with the Town Attorney to have the necessary legislation drafted.

4. CM Lingua discussed the concept of a Memorandum of Understanding to formalize a relationship Riversdale House Museum.

Adjournment

CM Henry made a motion to adjourn the meeting at 9:55 p.m. The motion was seconded by CM Lingua. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Town of Riverdale Park

Public Hearing regarding amendment to Article VI Finance, Section 623 Competitive Bidding of Town Charter

**October 28, 2019
7:30 p.m.**

In Attendance

Mayor Alan K. Thompson
CM Marsha Dixon, Ward 1
CM Aaron Faulx, Ward 2
CM David Lingua, Ward 3
CM Colleen Richardson, Ward 5

John N. Lestitian, Town Manager
Jessica Barnes, Town Clerk
Ivy Lewis, Public Projects and Services Director

Call to Order

Mayor Thompson called the public hearing to order at 7:38 p.m.

Mayor Thompson provided an overview of the proposed Charter Amendment.

A member of the public asked for the full text of the proposed Charter Amendment. Mayor Thompson stated that the text of the proposed Charter Amendment was included in the meeting materials and copies were available for the public.

There were no other public comments.

Adjournment

Mayor Thompson closed the public hearing at 8:00 p.m.

Town of Riverdale Park
Legislative Meeting Minutes
November 4, 2019
8:00 p.m.

In Attendance

Mayor Alan K. Thompson
CM Aaron Faulx, Ward 2
CM David Lingua, Ward 3
CM Christopher Henry, Ward 4

John N. Lestitian, Town Manager
Jessica Barnes, Town Clerk
David Morris, Chief of Police
Kevin Simpson, Director of Development Services

Absent

CM Marsha Dixon, Ward 1
CM Colleen Richardson, Ward 5
CM Hala Mayers, Ward 6

Call to Order

Mayor Thompson called the Legislative Meeting to order at 8:04 p.m.

Pledge of Allegiance

The Pledge of Allegiance was recited followed by a moment of reflection.

Approval of Agenda

CM Faulx made a motion to approve the agenda. The motion was seconded by CM Henry. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Presentations

Proclamation for Small Business Saturday

Mayor Thompson read a proclamation regarding Small Business Saturday in both English and Spanish. Development Services Director Kevin Simpson received the proclamation.

Proclamation for Municipal Government Works Month

Mayor Thompson read a proclamation regarding Municipal Government Works Month in both English and Spanish. Town Clerk Jessica Barnes received the proclamation.

Correspondence Summary

The Correspondence Summary was included in the Meeting Materials.

Mayor's Report

Mayor Alan K. Thompson reported:

- Meeting attendance: CM Mayers was out of the Country caring for an ill family member, CM Richardson was ill, and CM Dixon was unable to attend due to a work-related matter
- Attended presentation made by founder of Strong Towns Movement and hoped to implement some of the ideas shared

- Kickoff of Place Based initiative by Kaiser Permanente and area non-profits
- Attended 250 Texas BBQ unveiling of new smoker
- Had the honor of presenting a certificate to a community leader during the celebration of his 20 years of service
- Visit from Sister City delegation expected in December

Town Manager Report

Town Manager John N. Lestitian reported:

- Everything October staff event and Fall Quarterly Staff Meeting were held last week
- Town Hall and DPW will be closed on Monday, November 11th in observance of Veterans Day
- Veterans Day Ceremony will be held on Monday, November 11th at 11:00 a.m. at the Veterans Monument. A lunch sponsored by Geppetto Catering will be held following the ceremony at Town Center Market
- New floors were installed in the staff suite of Town Hall
- Two proposals were received for the Architectural and Design RFP for the Municipal Building project
- Three proposals were received for the for On-call Engineering Services RFP
- FY2021 Budget calendar will be published soon and discussions are expected to begin in December

Finance Report

Town Manager John N. Lestitian reported, as of October 31, 2019, subject to audit:

Expenditures: \$172,423

Revenue: \$ 3,133,401

CM Lingua made a motion to adopt the Finance Report subject to audit. The motion was seconded by CM Faulx. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Discussion:

Town Manager Lestitian stated that the Town's new automated payroll system had not connected with QuickBooks and a revised Finance Report would be available next month.

Fire Department Report

The Fire Department's report was included in the meeting materials. Mayor Thompson read the report.

Council Committee & Ward Reports

CM Aaron Faulx, Ward 2

CM Aaron Faulx reported:

- Centennial Planning Meeting scheduled for November 11th at 6:00 p.m. at Town Hall
- Reminder to residents to volunteer for upcoming Centennial events
- Discussion regarding a past student who was lost to violence

CM David Lingua, Ward 3

CM David Lingua reported:

- CKAR CDC will meet on November 19th from 7 p.m. to 9 p.m. at 6801 Kenilworth Avenue; visit ckarcdc.org for details

- Greater Riverdale Community Survey available at ckarcdc.org or in lobby of Town Hall
- Halloween storm clean-up was minimal due to work by DPW to maintain the Town's tree canopy. Thank you to DPW!

CM Christopher Henry, Ward 4

CM Christopher Henry reported:

- Thank you to the Town for Leaf Bag distribution at recent Madison Hill HOA meeting
- Happy Veterans Day
- Sorry to hear of CM Faulx's loss of a past student
- Reminder to residents to be mindful and aware of lane changes as a result of Purple Line construction
- Thank you to staff for the Community Walk in Madison Hill on Saturday
- Reminder to replace the batteries in home smoke detectors

Public Comments on Non-Agenda Items and Consent Agenda Items

There were no public comments on Non-Agenda or Consent Agenda items.

Consent Agenda

Motion to approve consent agenda items:

1. Street Closure: Natoli Place from Queensbury Road to Lafayette Avenue at Veterans Monument from 9:00 a.m. to 12 noon on November 11, 2019 for annual Veterans Day Ceremony
2. Minutes: September 9, 2019 Legislative Meeting

CM Henry made a motion to approve the Consent Agenda. CM Faulx seconded the motion.

Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Legislative Action Items

1. Motion to adopt Charter Amendment 2019-CR-01 regarding Article VI Finance, Section 623 Competitive Bidding

CM Faulx made a motion to adopt Charter Amendment 2019-CR-01 regarding Article VI Finance, Section 623 Competitive Bidding. The motion was seconded by CM Lingua.

Vote: 3-0-1 (favorable, Mayor Thompson abstained)

2. Motion to adopt Ordinance 2019-OR-06 regarding Small Cell Design Guidelines

CM Lingua made a motion to adopt Ordinance 2019-OR-06 regarding Small Cell Design Guidelines. The motion was seconded by CM Faulx. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Discussion:

Mayor Thompson provided an overview of the ordinance.

3. Motion to adopt Ordinance 2019-OR-09 regarding Noise Control

CM Henry made a motion to adopt Ordinance 2019-OR-09 regarding Noise Control. The motion was seconded by CM Faulx. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

4. Introduction of Ordinance 2019-OR-10 regarding weapons on Town property

CM Faulx introduced Ordinance 2019-OR-10 regarding weapons on Town property and provided a brief overview.

5. Introduction of Ordinance 2019-OR-11 regarding Chapter 17- Camping

CM Faulx introduced Ordinance 2019-OR-11 regarding Chapter 17- Camping and provided a brief overview.

6. Motion to allocate \$1,400 from the FY2020 Unallocated Social Concerns line item for coats for Riverdale Elementary School students

CM Lingua made a motion to allocate \$1,400 from the FY2020 Unallocated Social Concerns line item for coats for Riverdale Elementary School students. The motion was seconded by CM Henry. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Discussion:

University of Maryland student Temima Imen asked how it would be determined who received the coats. Town Clerk Barnes stated that the program was run by the Prince George's County Department of Social Service representative that works with Riverdale Elementary School families.

Unfinished Business

1. 2020 and 2021 Council Meeting Schedule

CM Lingua made a motion to approve the Council Meeting Schedule for calendar year 2020 as amended. The motion was seconded by CM Henry. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

CM Faulx made a motion to amend the Council Meeting Schedule for calendar year 2020 by moving the April 4th Budget Public Hearing to April 18, 2020. The motion was seconded by CM Lingua. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

CM Lingua made a motion to adopt the Council Meeting Schedule for calendar year 2021 through the month of June. The motion was seconded by CM Henry. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Discussion:

CM Faulx requested that the April 4th Budget Public Hearing be moved to April 18, 2020 due to a scheduling conflict. There were no objections.

CM Lingua suggested that the newly elected Council should determine the remainder of the 2021 Council Meeting Schedule.

2. Walk, Bike, Drive Safety Initiative: Speed limit on Rivertech Court

Chief of Police David Morris provided an overview of the traffic safety concerns expressed by both residents and the leadership of College Park Academy.

CM Faulx stated that he was not opposed to lowering the speed limit on Rivertech Court.

CM Henry stated that he was also not opposed to lowering the speed limit.

CM Lingua made a motion to decrease the speed limit on Rivertech Court from 30 miles per hour to 20 miles per hour. The motion was seconded by CM Faulx. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

New Business

CM Faulx made a motion to excuse CM Mayers' absence at the November 4th Legislative Meeting. The motion was seconded by CM Henry. Vote: 3-0-1 (favorable, Mayor Thompson abstained)

Adjournment

CM Lingua made a motion to adjourn the meeting at 9:30 p.m. The motion was seconded by CM Henry. Vote: 3-0-1 (favorable, Mayor Thompson abstained)



Town of Riverdale Park, Maryland

Department of Public Works

TO: John N. Lestitian, Town Manager

FROM: Ivy A. Lewis, Director of Public Projects and Services

DATE: November 27, 2019

RE: Municipal Center Project: Contract for Architectural Services

Action Requested: Staff requests that the Mayor and Council authorize the Town Manager to enter into an agreement for Architectural and Design Services with Frederick Ward Associates for an amount not-to-exceed Two Hundred Nine Thousand Forty Dollars (\$209,040), using the American Institute of Architects (AIA) Standard Form of Agreement Between Owner and Architect (AIA Document B101™ – 2017).

Overview: On November 18, 2019, staff briefed the Mayor and Council on the proposals received to provide architectural and design services on the Municipal Center Project. Five (5) firms toured the Municipal Center and two firms submitted a proposal. The Proposal Review Committee selected Frederick Ward Associates as the most responsive to the RFP and for the firm's and subcontractor's experiences with municipal projects of similar size and scope. Their experience also includes new construction and expansion projects, several with sustainable elements. Examples of similar projects include: Town of Bel Air Town Hall / Police Station renovation, Montgomery County Schools roof replacement, and MNCPPC Community Center design.

The Committee concluded that the project cost of \$209,040 is competitive, reasonable, and justified as detailed in a cost breakdown for phases that are consistent with the needs of the project. The seemingly lower cost proposal presented by the second firm was based on a percentage of the estimated construction cost and excluded numerous services the project would likely need. The true cost of that firm's proposal cannot be determined.

The standard AIA contract document (see attached) reflects industry best practices. The standard contract provides clear and concise descriptions of the firm's contracted responsibilities. Contract management is included. Staff are working with AIA through Frederick Ward Associates to tailor the contract document to the Municipal Center Project.

The Municipal Center Project is funded primarily from restricted use revenues, including several Bond Bills and a 15-year and 30-year Community Development Administration loan.

Staff will be available at the December 2nd Council meeting to answer questions.

Attachment: AIA Sample Contract Document



Town of Riverdale Park, Maryland **Police Department**

TO: John N. Lestitian, Town Manager

FROM: David Morris, Chief of Police

CC: Staff Leadership Team

DATE: November 25, 2019

RE: Ordinance 2019-OR-10 regarding Chapter 65- Weapons

Action Requested:

Staff request that the Mayor and Council adopt Ordinance 2019-OR-10 regarding Chapter 65- Weapons at the December 2nd Legislative Meeting.

Background:

The Riverdale Park Police Department has a policy in place that prohibits weapons in the Police Department building. Staff request that the Mayor and Council take legislative action to codify this policy and extend it to other Town-owned property.

Attachment:

Ordinance 2019-OR-10 regarding Chapter 65- Weapons

1 **COUNCIL OF THE TOWN OF RIVERDALE PARK**

2
3 **ORDINANCE 2019-OR-10**

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5
6 **Introduced By:** CM Aaron Faulx

7
8 **Date Introduced:** November 18, 2019

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10 **Date Adopted:**

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12 **Date Effective:**

13
14
15 **AN ORDINANCE** concerning

16
17 **POSSESSION OF WEAPONS**

18
19 **FOR** the purpose of prohibiting the possession of certain weapons in or on properties owned or
20 occupied by the Town of Riverdale Park; providing certain exceptions and penalties for
21 violations; and generally relating to the prohibition of the possession of certain weapons
22 at certain locations in the Town of Riverdale Park.

23
24 **BY** adding

25
26 Chapter 65, WEAPONS
27 Section 65-1
28 Code of the Town of Riverdale Park
29 (January 2008 Revision as Supplemented)

30
31 **SECTION 1: BE IT ENACTED BY THE COUNCIL OF THE TOWN OF**
32 **RIVERDALE PARK**, that new Section 65-1, under the new Chapter 65, WEAPONS, is hereby
33 added to the Code of the Town of Riverdale Park (January 2008 Revision as Supplemented), to
34 follow immediately after Section 64-20 of Chapter 64, VEHICLES AND TRAFFIC, and to read
35 as follows:
36

CHAPTER 65, WEAPONS**§ 65-17. PROHIBITION AGAINST POSSESSION OF WEAPONS.**

(A) FOR THE PURPOSES OF THIS SECTION, THE FOLLOWING WORDS AND PHRASES SHALL HAVE THE MEANINGS RESPECTIVELY ASCRIBED TO THEM IN THIS SECTION:

(1) "WEAPON" MEANS AN OBJECT, EVEN IF MANUFACTURED FOR A NONVIOLENT PURPOSE, THAT HAS A POTENTIALLY VIOLENT USE, OR A "LOOK-A-LIKE" OBJECT THAT RESEMBLES AN OBJECT THAT HAS A POTENTIALLY VIOLENT USE OR CAUSES DEATH OR BODILY HARM. "WEAPON" INCLUDES BUT IS NOT LIMITED TO A LOADED OR UNLOADED FIREARM, A KNIFE, A DAGGER, BRASS KNUCKLES, A STILETTO, A SWORD CANES AND OR OTHER KIND OF SHARP POINTED CANE, A SLINGSHOT, A BLUDGEON, A NUNCHUCK, A PELLET GUN, A BB GUN, A PAINTBALL GUN AND A SOFT PELLET GUNS, LIVE AMMUNITION OR ORDNANCE, OR CHEMICALS THAT WHEN MIXED TOGETHER BECOME EXPLOSIVE.

(2) "FIREARM" MEANS A WEAPON, INCLUDING A STARTER GUN, CAPABLE OF EXPELLING A PROJECTILE BY THE ACTION OF AN EXPLOSIVE. THIS INCLUDES THE FRAME OR RECEIVER OF ANY SUCH WEAPON, ANY FIREARM MUFFLER OR SILENCER, OR ANY DESTRUCTIVE DEVICE. (*I.E.*: "MRE BOMB", ARTILLERY SIMULATOR OR EXPLODING FIREWORKS).

(B) EXCEPT AS PROVIDED IN SUBSECTION (C) A PERSON MAY NOT POSSESS A WEAPON ON OR IN, OR WITHIN 100 YARDS OF, A BUILDING OR PARK OWNED BY THE TOWN OF RIVERDALE PARK.

(C) THE PROHIBITION IN SUBSECTION (B) OF THIS SECTION DOES NOT APPLY TO THE FOLLOWING:

(1) A LAW ENFORCEMENT OFFICER WHO IS IN UNIFORM, ACTING IN THE OFFICER'S OFFICIAL CAPACITY, ON OR OFF OFFICIAL DUTY AND REPRESENTING THE OFFICER'S AGENCY, PROVIDED THAT ANY WEAPON IS CARRIED AS DIRECTED BY THE POLICY OF THE OFFICER'S LAW ENFORCEMENT AGENCY FOR WEARING AND CARRYING SUCH WEAPON.

(2) A LAW ENFORCEMENT OFFICER WHO IS NOT IN UNIFORM, BUT WHO IS ACTING IN THE OFFICER'S OFFICIAL CAPACITY, ON OR OFF OFFICIAL DUTY, REPRESENTING THE OFFICER'S LAW ENFORCEMENT AGENCY, DISPLAYING THE OFFICER'S BADGE OF AUTHORITY, AND PROVIDED THAT ANY WEAPON IS CARRIED AS DIRECTED BY THE POLICY OF THE

81 OFFICER’S LAW ENFORCEMENT AGENCY FOR WEARING AND
82 CARRYING SUCH WEAPON.

83
84 (3) A RETIRED LAW ENFORCEMENT OFFICER WHO IS LAWFULLY
85 CARRYING A WEAPON AS AUTHORIZED BY STATE OR FEDERAL LAW.
86

87 (D) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A MISDEMEANOR AND
88 IS SUBJECT TO A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS (\$1,000)
89 OR IMPRISONMENT FOR NOT MORE THAN SIX MONTHS (6), OR BOTH.
90

91 **SECTION 2: AND BE IT FURTHER ENACTED** that this Ordinance shall become
92 effective twenty (20) calendar days after its passage by the Council.
93

94 ATTEST: COUNCIL OF THE TOWN OF
95 RIVERDALE PARK
96
97

98
99 _____
100 Jessica E. Barnes, Town Clerk Alan K. Thompson, Mayor
101

102 EXPLANATION:

103
104 CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

105 Underlining indicates amendments to the Ordinance.

106 ~~Strike Out~~ indicates matter deleted from the law or stricken from the Ordinance by amendment.

107 *** indicate omission of existing text not modified by this Ordinance.



Town of Riverdale Park, Maryland

Town Administration

TO: Mayor and Council
FROM: John N. Lestitian, Town Manager
DATE: November 25, 2019
RE: Ordinance 2019-OR-11 regarding Chapter 17- Camping

Action Requested: Staff request that the Mayor and Council adopt Ordinance 2019-OR-11 regarding Chapter 17- Camping at the December 2nd Legislative Meeting.

Background: Currently, Chapter 17 prohibits certain camping and establishes a requirement for a Town permit in order to camp. As previously discussed, the Town does not have any established forms or processes for Camping Permit applications and a review of available records did not reveal any issuance of such permits or enforcement of this Chapter.

Staff have reviewed how other jurisdictions address camping. A summary chart follows:

Jurisdiction	Camping Ordinance	Park Regulations	Silent on Camping
College Park			X
Hyattsville			X
Berwyn Heights			X
Edmonston			X
New Carrollton			X
Takoma Park			X
MNCPPC		X	
Bowie		X	
Rockville		X	
Frederick	X		

1 COUNCIL OF THE TOWN OF RIVERDALE PARK

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3 ORDINANCE 2019-OR-11

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5
6 **Introduced By:** CM Aaron Faulx

7
8 **Date Introduced:** November 4, 2019

9
10 **Date Adopted:**

11
12 **Date Effective:**

13
14
15 AN ORDINANCE concerning

16
17 Camping

18
19 **FOR** the purpose of repealing existing provisions regulating certain camping in the Town and
20 establishing new regulations and prohibitions; providing for the removal of certain
21 personal property; providing certain penalties for violations; and generally relating to the
22 prohibition of certain camping in the Town of Riverdale Park.

23
24 **BY** repealing

25
26 Chapter 17, CAMPING
27 Sections 17-1 through 17-5
28 Code of the Town of Riverdale Park
29 (January 2008 Revision as Supplemented)

30
31 **BY** adding

32
33 Chapter 17, CAMPING
34 Sections 17-1 through 17-4
35 Code of the Town of Riverdale Park
36 (January 2008 Revision as Supplemented)

37
38 **SECTION 1: BE IT ENACTED BY THE COUNCIL OF THE TOWN OF**
39 **RIVERDALE PARK**, that Sections 17-1 through 17-5, inclusive, of Chapter 17, CAMPING, of
40 the Code of the Town of Riverdale Park (January 2008 Revision as Supplemented), are repealed,
41 and new Sections 17-1 through 17-4, inclusive, are added to this Code and Chapter to stand in
42 the place of the Sections repealed, and to read as follows:
43

Chapter 17 CAMPING**§ 17-1. DEFINITIONS.**

AS USED IN THIS CHAPTER THE FOLLOWING TERMS HAVE THE MEANINGS INDICATED:

“*CAMP*” OR “*CAMPING*” MEANS THE USE OF PROPERTY FOR LIVING ACCOMMODATION PURPOSES INCLUDING, BUT NOT LIMITED TO, SLEEPING OR RESTING OR MAKING PREPARATIONS TO SLEEP OR REST (INCLUDING THE LAYING DOWN OF BEDDING FOR THE PURPOSE OF SLEEPING OR RESTING), STORING PERSONAL BELONGINGS, MAKING A FIRE, OR USING A TENT, SHELTER OR OTHER STRUCTURE OR VEHICLE FOR SLEEPING OR RESTING, OR DOING ANY DIGGING OR EARTH BREAKING. THESE ACTIVITIES CONSTITUTE CAMPING WHEN IT REASONABLY APPEARS, IN LIGHT OF ALL THE CIRCUMSTANCES, THAT A PARTICIPANT IN ONE OR MORE OF THESE ACTIVITIES IS USING THE AREA AS A LIVING ACCOMMODATION REGARDLESS OF THE INTENT OF THE PARTICIPANT OR THE NATURE OF ANY OTHER ACTIVITIES IN WHICH THE PARTICIPANT ALSO MAY BE ENGAGING.

§ 17-2. PROHIBITION.

A PERSON MAY NOT CAMP OR ENGAGE IN CAMPING ON ANY LAND OR OTHER PROPERTY OWNED BY, LEASED OR LICENSED TO, OR OTHERWISE UNDER THE CONTROL OF THE TOWN. A VIOLATION OF THIS SECTION IS A MUNICIPAL INFRACTION.

§ 17-3. REMOVAL OF PROPERTY.

IF, AFTER NOTICE, A PERSON DOES NOT REMOVE PROMPTLY PERSONAL PROPERTY USED TO CAMP OR ENGAGE IN CAMPING IN VIOLATION OF THIS CHAPTER, THE TOWN MAY REMOVE AND DISPOSE OF THE PERSONAL PROPERTY WITHOUT FURTHER NOTICE.

§ 17-4. PENALTIES.

A PERSON WHO CAMPS OR ENGAGES IN CAMPING IN VIOLATION OF THIS CHAPTER IS GUILTY OF A MUNICIPAL INFRACTION. EACH DAY THAT A VIOLATION OF ANY PROVISION OF THIS CHAPTER CONTINUES IS A SEPARATE OFFENSE. THE PENALTY FOR EACH VIOLATION IS ONE HUNDRED DOLLARS (\$100.00).

SECTION 2: AND BE IT FURTHER ENACTED that this Ordinance shall become effective twenty (20) calendar days after its passage by the Council.

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ATTEST:

COUNCIL OF THE TOWN OF
RIVERDALE PARK

Jessica E. Barnes, Town Clerk

Alan K. Thompson, Mayor

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

Underlining indicates amendments to the Ordinance.

~~Strike Out~~ indicates matter deleted from the law or stricken from the Ordinance by amendment.

*** indicate omission of existing text not modified by this Ordinance.



Town of Riverdale Park, Maryland

Police Department

TO: John N. Lestitian, Town Manager

FROM: David Morris, Chief of Police

CC: Staff Leadership Team

DATE: November 25, 2019

RE: Ordinance 2019-OR-12 regarding amendments to Chapter 64 Vehicles and Traffic

Action Requested:

Staff request that the Mayor and Council adopt Ordinance 2019-OR-12 regarding amendments to Chapter 64 Vehicles and Traffic at the December 2nd Legislative Meeting.

Background:

On November 4th, the Mayor and Council took legislative action to lower the speed limit in the Rivertech Court school zone to 20 miles per hour. A review of Chapter 64, Section 20 revealed the need to amend this Chapter to be consistent with the legislative action to lower the speed limit.

Chapter 64-20 School Zone Speed Monitoring Systems Authorized, establishes the school zones in Town and their respective speed limits. Chapter 64-20(E)(5)(a) establishes a school zone on Rivertech Court northbound and southbound from River Road to Lafayette Avenue and specifically identifies a maximum speed limit of 30 miles per hour.

As discussed at the November 18th Special Legislative meeting, an amendment to Chapter 64-20(E)(5)(a) is needed to reflect the action taken by the Mayor and Council. Ordinance 2019-OR-12 was drafted to address the necessary amendment.

Staff will be available at the December 2nd meeting to respond to questions.

Attachment:

Ordinance 2019-OR-12 regarding amendments to Chapter 64- Vehicles and Traffic

45 a. Rivertech Court northbound and southbound from River Road to
46 Lafayette Avenue, maximum speed set at ~~30~~ 20 miles per hour.

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48 b. River Road eastbound and westbound from the City of College Park to
49 State Hwy 201 Kenilworth Avenue, maximum speed set at 35 miles per hour.

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51 **SECTION 2: AND BE IT FURTHER ENACTED** that this Ordinance shall become
52 effective twenty (20) calendar days after its passage by the Council.

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54 ATTEST: COUNCIL OF THE TOWN OF
55 RIVERDALE PARK

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59 _____
60 Jessica E. Barnes, Town Clerk Alan K. Thompson, Mayor

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64 EXPLANATION:
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66 CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
67 Underlining indicates amendments to the Ordinance.
68 ~~Strike Out~~ indicates matter deleted from the law or stricken from the Ordinance by amendment.
69 *** indicate omission of existing text not modified by this Ordinance.



Town of Riverdale Park, Maryland

Town Administration

TO: Mayor and Council

FROM: John N. Lestitian, Town Manager

DATE: November 27, 2019

RE: Motion to authorize the Town Manager to send a Letter of Consent to the U.S. Department of State regarding Refugee Resettlement

Background:

As discussed at the Work Session on November 18, 2019, the Town was contacted by Ruben Chandrasekar, Executive Director of International Rescue Committee, regarding federal Executive Order 13888 on *Enhancing State and Local Involvement in Refugee Resettlement* that was issued on September 26, 2019. The Executive Order requires written consent of states and localities to resettle refugees in the United States in federal fiscal year 2020.

Mr. Chandrasekar has requested a Consent Letter from the Town of Riverdale Park. A copy of the letter needs to be submitted by Friday December 20, 2019 in order to meet the requirements set by the U.S. Department of State.

Attachments:

- 1. Consent Letter Request*
- 2. Information Regarding Refugee Resettlement and Executive Order 13888*
- 3. Riverdale Park Consent Letter (Draft)*



November 13, 2019

Dear Mayor Thompson:

We write to you today about the future of the refugee resettlement program in Riverdale Park, Maryland and to seek your written consent to continue our partnership, as is now required under a new Executive Order (EO). On September 26, 2019, President Trump issued Executive Order (EO) 13888¹, which requires your formal consent for continued refugee resettlement in Riverdale Park. Given the life-saving nature of this program, and the positive contributions refugees make in the community, we ask that you provide written consent by December 20, 2019.

The three refugee resettlement agencies requesting your consent have resettled refugees in Riverdale Park and the surrounding counties for over 13 years. We have helped refugees successfully access housing, healthcare, education and employment with funding from the federal government. Local municipalities like Riverdale Park bear none of the cost of resettlement and reap many benefits. Refugee children attend Prince George's County Public Schools and add to its intellectual and cultural diversity. Adults attend classes at Prince George's Community College to acquire new skills and work for local employers to fulfill the needs of the labor market. In fact, approximately 70% of the refugee adults we serve are employed and able to meet their basic expenses within six months of arriving in the U.S. Refugees live, work, pay taxes and contribute in a myriad other ways to Riverdale Park. Furthermore, as the Department of Health and Human Services recently noted, refugees contributed \$63 billion dollars in revenue over the past decade to the U.S. economy.

We are including a sample consent letter for your consideration so the three refugee resettlement agencies represented by this letter can continue to welcome refugees to the community. We hope you can issue consent as soon as possible, so as not to leave people in

¹ Although we are communicating with you about the implementation of the EO, communication about, or participation in, the implementation of Executive Order 13888 is not in any way an endorsement of the legality of the EO.

harm's way or prevent families from being reunified. We have also enclosed additional background information on refugee resettlement and the EO for reference.

Please feel free to reach out to Ruben Chandrasekar, Executive Director of the IRC in Maryland at ruben.chandrasekar@rescue.org or 443-842-3480 if you would like to discuss this matter further.

Thank you for your time and consideration of this request.

Sincerely,



Sarah Zullo
Director, ECDC



Ruben Chandrasekar
Executive Director, IRC



Tanya Vitusagavulu
Director, LSS/NCA

Important Information Regarding Refugee Resettlement and Executive Order 13888

Executive Order: On September 26, 2019, President Trump issued Executive Order 13888 (EO). On November 6, 2019 PRM issued the annual Notice of Funding Opportunity which directs Resettlement Agencies to request consent for local and state resettlement. Consent letters are due with the annual proposal on January 21, 2020. According to the terms of the EO, both must consent. For instance, if a governor does not consent, refugees will not be permitted to resettle in that state. If a governor consents but a mayor or county executive does not, refugees will not be permitted to resettle in that locality. In other words, failure to provide consent from either the governor or local officials, will result in a severe disruption to the lives of refugees and their families and would threaten the long term stability of the refugee resettlement program.

Background: The U.S. Refugee Admissions Program (USRAP) was established by the Refugee Act of 1980, and is managed by the Department of State/Bureau of Population, Refugees and Migration (PRM) in cooperation with the Department of Homeland Security (DHS), and the Department of Health and Human Services (HHS). Since 1980, refugees have successfully resettled across the United States with the help of communities, volunteers, local non-profits, and faith-based organizations.

Resettlement is a humanitarian protection tool developed by the U.S. and other countries as a last resort for refugees who cannot return to their home country and cannot rebuild their lives in the country to which they first fled. It is also an important foreign policy tool used to support U.S. allies, stabilize countries hosting large numbers of refugees, apply pressure on governments with poor human rights records, and bolster the U.S. reputation as a champion of freedom and human rights.

Refugees undergo thorough background screenings prior to their arrival in the United States. Refugees selected for resettlement are screened, adjudicated and processed for resettlement overseas, prior to traveling to the United States. The Department of State, Department of Defense, Department of Homeland Security, FBI, and National Counter Terrorism Center conduct thorough background screenings of all refugees prior to their resettlement in the United States.

Refugee resettlement agencies already work closely with states and local officials and community stakeholders. Existing law requires they conduct quarterly consultations with relevant state and local government officials, including the state refugee coordinator, state refugee health coordinator, local governance, public health, welfare, social services, public safety, and public education.

Refugee Family Reunification: States and localities that do not consent to resettlement will make it difficult for refugees to reunite even with immediate family members who are lawfully residing in the United States. A key factor in determining the location in which a refugee resettles is whether they have family already residing in that location. A refugee's ability to integrate into their new community is greatly enhanced if they are reunited with family or friends who can provide support as they adjust to their new home. Minor children seeking to reunite with a parent or guardian may be negatively impacted by a state or locality not consenting to resettlement. On a practical level, since refugees do not have to remain where they are initially resettled, a refugee resettled far from their family will likely move to be closer to them. Such a move could reduce a refugee's access to some initial services that are vital to their integration.

The Executive Order may allow for family reunification in a state and locality that has not consented to resettlement, but only for some - not all - spouses and children. Even those permitted would no longer have a local agency to assist them in the application process in states and localities that do not consent to resettlement. A state or locality failing to consent to resettlement will result in family separation or force resettled refugees to move in order to reunite even with their own spouse and children.

Additional information about refugee resettlement can be found at bit.ly/usresettlement and www.rcusa.org/who-is-a-refugee



Town of Riverdale Park, Maryland **Town Administration**

November 27, 2019

Secretary Michael R. Pompeo
U.S. Department of State
2201 C Street NW
Washington DC, 20520

Dear Secretary Pompeo:

This letter is in reference to Executive Order 13888, "*On Enhancing State and Local Involvement in Resettlement.*"

I, at the direction of the Mayor and Council and on behalf of the Town of Riverdale Park, consent to initial refugee resettlement in the Town of Riverdale Park as per the terms of the Executive Order 13888.

Sincerely,

The Town of Riverdale Park

John N. Lestitian, Town Manager

CC: Principal Deputy Assistant Secretary Carol T. O'Connell
Bureau of Population, Refugees, and Migration
U.S. Department of State
Town of Riverdale Park Mayor and Council