



TOWN OF CHEVERLY, MARYLAND
MAYOR AND TOWN COUNCIL

Worksession
Thursday, February 27, 2020
7:30 PM

AGENDA

1. Call to Order
2. Pledge of Allegiance
3. Woman's Club
4. NLC Service Line Warranty Program
5. Audit Update
6. Planning Board Recommendations Re: Proposed Zoning Changes
7. Policy Discussion
8. Budget Amendment
9. WGL Town Energy Update
10. Tree Service Contract Award
11. Community "Spring-Cleaning" Event
12. Police Department Update
13. Town Attorney
14. Non-Citizen Voting
15. Adjourn

Next Meetings of the Mayor and Town Council

March 12, 2020	Town Meeting	8:00 pm
March 26, 2020	Worksession	7:30 pm

Worksession
Thursday, February 27, 2020
7:30 PM

AGENDA

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Woman's Club**
4. **NLC Service Line Warranty Program**

A Representative from National League of Cities (NLC) will give a brief presentation on how residents can benefit from the NLC Service Line Warranty Program. The program covers the portion of the outside water and waste lines that are the responsibility of the homeowner. While the homeowner is responsible for their in-home water and waste lines, they are also responsible for the portions of the line that is buried outside of the home to the point of the utility connection.
5. **Audit Update**

A representative from Bridget Mock and Associates will give a 30-minute audit presentation including questions submitted in advance by Mayor and Council.
6. **Planning Board Recommendations Re: Proposed Zoning Changes**

The Mayor will present Council with the recommendations of the Cheverly Planning Board to the Town regarding the County's proposed zoning changes. Greater Cheverly Sector Plan:
http://mncppcapps.org/planning/publications/BookDetail.cfm?item_id=377&category_id=&name=Cheverly&pricemin=&pricemax=&author=&Pubs_year=&price=&
Envision Cheverly: https://www.cheverly-md.gov/sites/cheverlymd/files/uploads/envisioncheverly_v2_final.pdf
7. **Policy Discussion**

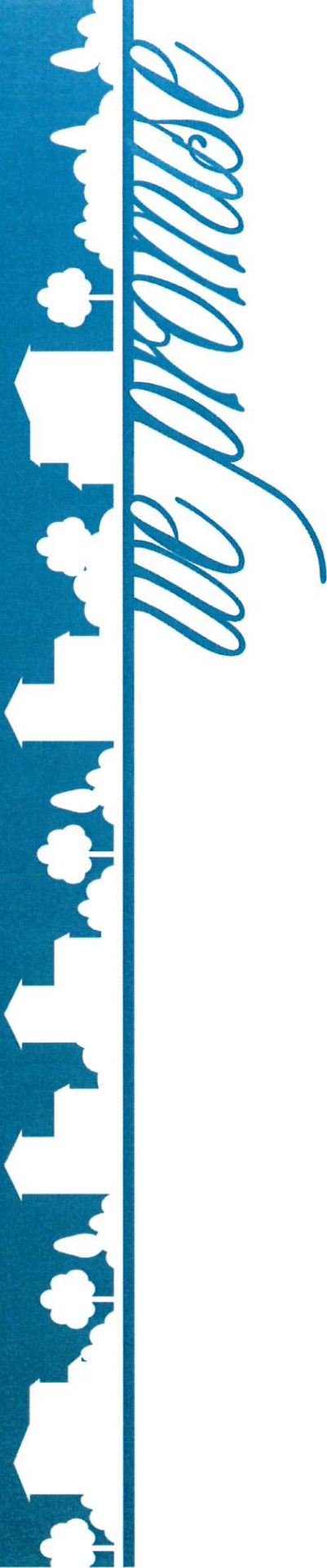
The Town Administrator will expound on potential policies and ordinances.
8. **Budget Amendment**

Town Administrator will offer a budget amendment to reflect the \$10,000 Census Grant AND Police Department budget amendments.
9. **WGL Town Energy Contract**

The Town Administrator and Public Works Director will give an update on the status of a 100% renewable energy contract for the Town.

- 10. Tree Service Contract Award**
The Department of Public Works has completed an Invitation For Bid process for Tree Services to include tree removal, tree pruning, and stump removal. The process included advertising and sealed bids sent to the Town Administrator. The Department of Public Works has completed its evaluation of the four bids received. Both the Department of Public Works and the Town Administrator are recommending awarding the tree services contract to Excel Tree Expert Company, Inc.
- 11. Proposed Community “Spring-Cleaning” Event – May 30th**
Town Administrator will present a Town-wide *Spring-Cleaning Day* for consideration by the Mayor and Council.
- 12. Police Department Update**
Chief Towers will give information about a canine program and an emergency purchase.
- 13. Census Update**
Mayor and Council will provide a Census update.
- 14. Town Attorney**
Mayor and Council will discuss the budgetary impacts and trends of Town legal fees and request staff research and recommendations regarding value of current legal services and the criteria by which to identify and evaluate comparable options.
- 15. Non-Citizen Voting**
Mayor and Council will discuss requesting staff research and legal review of policy and structures to support non-citizen voting in Cheverly municipal elections.

Town of Cheverly, MD



Ashley Shiwarski
724-749-1097
ashiwarski@utilitysp.net





Service Line Warranty Program



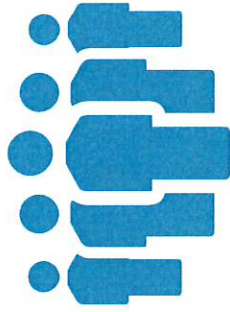
WHY CHOOSE UTILITY SERVICE PARTNERS?



EXPERIENCE



REPUTATION



PARTNERSHIP

2018 WINNER



Better Business Bureau of Western PA

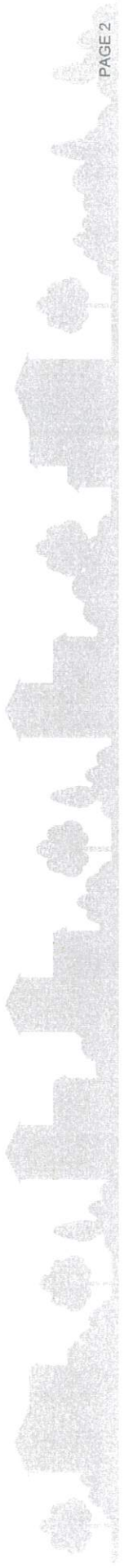


This award underscores one of the primary reasons the National League of Cities selected USP as a partner and extended our agreement for another five years. The organization's exemplary record of customer service and transparency is what has driven the success of this partnership over the years.

— Clarence Anthony, Executive Director
National League of Cities

PROGRAM BENEFITS

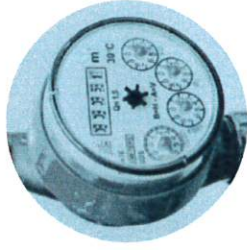
- Only Service Line Program Partnered with the National League of Cities and the Maryland Municipal League
- Helps address the public policy issue of aging infrastructure
- No cost for the City/Town to participate
- Ongoing Revenue Stream for the City/Town
- Educates homeowners about their lateral line responsibilities
- Free Public Awareness Campaign
- Peace of Mind - with one toll-free call a reputable plumber is dispatched
- All repairs performed to code by local licensed contractors
- Contractors undergo rigorous vetting process to ensure quality service



OUR SERVICE AND WHAT IT COVERS



EXTERNAL
SEWER/SEPTIC
LATERAL COVERAGE



EXTERNAL
WATER/WELL
LINE COVERAGE

Homeowner repair protection for leaking, clogged or broken water and sewer lines from the point of utility connection to the home exterior

Coverage includes:

- Educating homeowners about their service line responsibilities
- Up to \$8,500 coverage per repair incident
- No annual or lifetime limits, deductibles, service fees, forms, or paperwork
- 24/7/365 availability
- Repairs made only by licensed, local contractors
- Affordable rates and multiple payment methods



OUR SERVICE AND WHAT IT COVERS

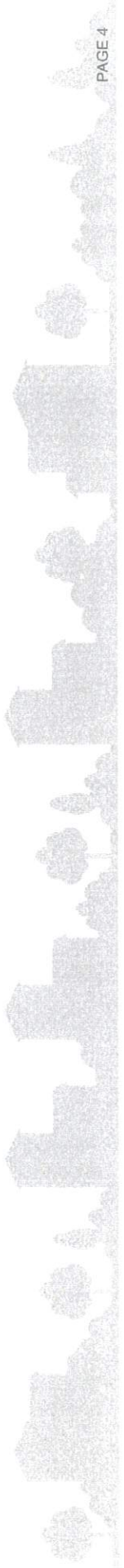


INTERIOR PLUMBING AND DRAINAGE

Coverage includes:

- Up to \$3,000 coverage per repair incident.
- Repair of clogged toilets
- Includes coverage for broken or leaking water supply, sewer, or drain lines under the slab or basement floor
- No annual or lifetime limits, deductibles, service fees, forms, or paperwork
- 24/7/365 availability
- Repairs made only by licensed, local contractors
- Affordable rates and multiple payment methods

Homeowner repair protection for in-home water supply lines and in-home sewer lines and all drain lines connected to the main sewer stack that are broken or leaking inside the home after the point of entry



MARKETING APPROACH

- No Public Funds are used in marketing, distribution, or administration of the program.
- Only market by direct mail, no telemarketing
- Would never mail without your review and approval of marketing material before each and every campaign
- Limited mailing campaigns per year
- Consumer friendly marketing
- Always voluntary for the homeowner



- Consumers can enroll one of three ways:
 - Calling into our toll free number that is provided on the mailing;
 - Returning the bottom of the letter to us in the self addressed stamped envelope provided
 - Visiting our consumer website www.slwofa.com at any time



OVER 700 MUNICIPAL PARTNERS IN 42 STATES

...INCLUDING 18 IN THE STATE OF MARYLAND



CURRENT MARYLAND PARTNERS

Maryland Municipal League

Town of Greensboro

Town of Grantsville

Town of Poolesville

City of Pocomoke City

Town of Forest Heights

Town of Hurlock

City of District Heights

Town of Boonsboro

Town of Smithsburg

Town of Henderson

Town of Bel Air

Town of Thurmont

City of Taneytown

Town of La Plata

Town of Laytonsville

Town of Charlestown

St. Mary's County Metropolitan

Commission

Town of Union Bridge



Q

&

A



Cheverly Planning Board

Memorandum for: Cheverly Mayor and Council
From: Cheverly Planning Board
Subject: Proposed Greater Cheverly Zoning Changes
Date: February 21, 2020

The Planning Board reviewed the Greater Cheverly proposed zoning changes for consistency and conformity with the Greater Cheverly Sector Plan (GCSP). Below are our recommendations to the Mayor and Council regarding proposed zoning changes.

1. Park Clarification – ROS (Reserved Open Space) vs. Residential zoning:
Boyd Park was converted from residential (R-55) to ROS, but other parks within Cheverly were not, including but not limited to Cheese Park, Euclid Park, Cheverly East Park, Woodworth Park, Legion Park, Pinky’s Park, and National Park Services Park. These other parks are left as RSF 65. We recommend requesting that these parks be changed to ROS as well. Some of these areas are identified as Green Infrastructure Hubs, and as noted in the GCSP, “The sector plan area also contains places with green infrastructure elements of local significance that should be preserved, protected, and enhanced. These include pockets of woodlands in areas identified as hubs in the Cheverly Green Infrastructure Plan....” (GCSP, p. 20)
2. Request for a change to the RDA property near the Wyndham Hotel:
This property was previously zoned MUI and is proposed to be RMF-48 under the new zoning. We recommend CGO or alternate zoning which allows for a hotel and restaurant. Land Use Policy 9 in the GCSP clearly states the intent to redevelop the property.
3. Two houses between 57th Place, 58th Ave., and Arbor Street:
These properties and the properties in the surrounding area along Arbor St. were zoned M-U-I. Under the proposed zoning, the two houses would not convert to LTO-c, unlike the other properties along Arbor. Instead, the county proposes changing the two houses to RSF-65. From the Planning Board’s perspective, we believe it would be beneficial for these properties to retain mixed use zoning in order to facilitate a variety of uses along Arbor St. in the future. We recommend the zoning convert to LTO-c, which would be in keeping with the mixed use zone that was a part of the Tuxedo Road Plan and the Cheverly Sector Plan. This would be consistent with GCSP Land Use Policy 2, particularly Policy 2.2: “Facilitate parcel assembly from east of the CSX Railroad tracks along Maryland 459 (Tuxedo Road and Arbor Street) to encourage redevelopment in the

Cheverly Planning Board

Local Transit Center and implement the vision of a walkable main street.” We recommend the Town talk to the property owners and make them aware that their zoning is proposed to change from a mixed use to a residential zone. If the property owners would like to continue being zoned for mixed use (which would not affect the current property use), we recommend the Town advocate that the county convert the zone to LTO-c, not RSF-65.

4. Extend LTO-c zoning to the World Recycling Site which is proposed as IE. We recommend asking for this change, which was not included in the Cheverly Sector Plan, due to the change in circumstances of the property and to encourage redevelopment. This change would be in keeping with GCSP Land Use Policy 2.3

LU 2.3 Support redevelopment at the Cheverly Metro Station to allow a mix of residential, retail, and office uses, while ensuring the preservation of surrounding environmentally sensitive lands.

5. The property just to the south and west of the Cheverly Metro Station: This property is split zoned R-55 and I-1. The county proposes making the entire property RSF-65. We recommend instead changing the I-1 portion of the property to ROS. This is to limit redevelopment in FEMA Floodplain per GCSP Land Use policy 5.1. The GCSP says “Spaces of special importance within the sector plan area include pockets of woodlands at Cheverly Euclid Park, Cheverly Nature Park, and portions of the Baltimore-Washington Parkway right-of-way. An additional area of importance is a low-lying wooded area south of the Cheverly Metro Station that contains a network of streams with associated floodplain and wetlands that provides vital storm water management benefits.” (p.67)

LU 5.1 Consider rezoning properties located in the FEMA Floodplain (see figure xx) in order to limit further development and maintain the primary use of the land for the preservation and protection of significant environmental features and functions.

Cheverly Planning Board

6. Hospital property:

The hospital is currently zoned as R-55 and proposed to change to CGO, which the county says would allow for the various future uses contemplated in the GCSC.

However, there is concern that CGO is a very broad zoning category and could lend itself to undesirable uses such as an office park or even self storage spaces. The recommends a higher density, mixed use. There is not a clear alternative zone we can recommend, but we wanted to make the Mayor and Council aware of our concerns about this zoning designation.



Town of Cheverly
Budget Amendment Request Form

Account	Increase/ Decrease	Description
01-09-9130	+ \$170,000	Police Vehicles - CIP
01-09-9170	+ 21,700	Police Equipment - CIP
01-11-2000	+ \$9,700	Police Travel & Training
01-11-6060	+ \$2,500	Police Specialized Services
01-08-8100	+10,000	Census Grant Line Item Addition

MOTION: _____

SECOND: _____

APPROVED/DENIED: _____



CHEVERLY PUBLIC WORKS

6401 Forest Road | Cheverly, MD 20785

O) 301.773.2666 | F) 301.773.0173

MEMORANDUM

Date: February 20, 2020

To: Dylan Galloway, Town Administrator

From: Stephen Brayman, Director of Public Works

Subject: Tree Services Invitation to Bid Recommendation

On February 11, 2020, the sealed bids were opened for the Invitation for Bid (IFB) for trees services to include removals, crew pricing (pruning), stump removal, and emergency work. The Town received four bids. The IFB requested unit pricing for these services, and also allowed for the bidders to submit pricing. Three bidders submitted alternative pricing, and this alternate pricing was used in the final calculations when advantageous for the Town. As part of the bid process, a tree list of 34 priority 1a tree removals was included to assist bidders with pricing. This list was used in conjunction with an estimated two weeks of pruning to evaluate the bids and pricing.

The first chart below uses the pricing listed in the IFB.

Bidder	Removals	Stumps	Pruning	Total
Branches	\$58,140	\$5,950	\$16,500	\$80,590
Meade	\$44,460	\$5,814	\$22,400	\$72,674
Excel	\$44,460	\$12,460	\$16,500	\$73,420
Treeman	\$41,040	\$9,130	\$22,300	\$72,470

The second chart calculates costs using alternate pricing when advantageous to the Town. The chart below summarizes the lowest total costs for each bid received as calculated on the attached detailed charts.

Bidder	Removals	Stumps	Pruning	Total
Branches	\$51,000	\$6,840	\$16,500	\$74,340
Meade*	\$44,460	\$5,814	\$22,400	\$72,674
Excel	\$35,271	\$12,460	\$15,900	\$63,631
Treeman	\$41,040**	\$9,130	\$22,000	\$72,170

*Alternate pricing was not offered

**Lump sum price offered was not used as explained on attached detailed chart

The alternative pricing offered by Excel is the lowest cost for removals. Additionally, Excel is the lowest bidder when comparing the three work categories as shown in the second chart. It should be noted that Excel's daily cost (calculated at the hourly rate) is for 6 hours of work, or 9:00 am to 3:00 pm. Although the other companies appeared to submit a daily rate based upon 8 hours of work, Excel

is significantly lower in cost to justify accepting this daily rate for pruning. For example, Excel's total cost was calculated to be lower by \$8,539 to the next lowest bid. This would equate to another week of pruning costs. Excel also offered competitive pricing for an in-house extra-long bucket truck and crane that can be used when needed.

The bid requested price increases for up to three contract renewal years. Excel indicated that their costs would increase 2% per year. Excel's tree size range chart pricing for removals and stump grinding increases less than 2% per year making this advantageous to the Town. For emergency work, the costs do increase substantially, but traditionally emergency tree work (fallen trees) has been handled in-house. It is noted that Excel indicated that they would need 21 days after the contract signing to proceed, and other bids ranged from immediately to 90 days to commence work.

Therefore, it is recommended that Excel be awarded the tree services bid. The current budget line item for tree services has approximately \$53,000 remaining. In order to address the most immediate needs, it is recommended that the Town focus on removals and pruning for the remainder of this fiscal year. Using the pricing in chart two, Excel would remain the lowest bidder for removals and pruning at \$51,171. Please note that tree planting is occurring through the Pepco replanting program and the private tree planting program. This budget line item is also used for the private tree planting program.

Due to the variations in the bids, the anticipated amount of work to be initially assigned to the successful bidder was used to compare pricing. Although the Treeman bid included a competitive lump sum price schedule, the bid did not include information to allow that pricing to extend to future tree removals. The tree size range pricing chart offered by Excel for removals was significantly more competitive than the other bids. It is anticipated that approximately 28 more large trees will need to be assigned for removal next fiscal year, thus some emphasis was placed upon the removal pricing.

I recommend proceeding with Excel Tree Expert Company, Inc.

Concur and Recommend: _____
Dylan O. Galloway, Town Administrator

Costs calculated using unit pricing of bid for removing 34 priority 1a trees, removing those stumps, and two weeks of pruning.

Bidder	Cost/Inch Removal	34 1a Removals	Stump Price	Stump Cost	Cost/Hour/Day Pruning	2 Weeks Pruning	Total
Branches	\$85	\$58,140	\$175	\$5,950	\$225/\$1,650	\$16,500	\$80,590
Meade	\$65	\$44,460	\$8.50/inch	\$5,814	\$280/\$2,240	\$22,400	\$72,674
Ex-cel	\$65	\$44,460	\$525	\$17,850	\$265/\$1,590*	\$15,900	\$78,210
Treeman	\$60	\$41,040	\$300	\$10,200	\$275/\$2,200	\$22,000	\$73,240

*Bid indicated \$265/hour and \$1,650 per day for 6 hours – 6 x \$265 = \$1,590

Costs calculated using the alternate pricing (or otherwise as indicated) offered by bidder for removing 34 priority 1a trees, removing those stumps, and two weeks of pruning.

Bidder	Removal Cost	34 1a Removals	Stump Price	Stump Cost	Cost/Hour/Day Pruning	2 Weeks Pruning	Total
Branches	Range Chart	\$51,000	\$10/inch	\$6,840	\$225/\$1,650	\$16,500	\$74,340
Meade	\$65/inch*	\$44,460	\$8.50/inch	\$5,814	\$280/\$2,240	\$22,400	\$72,674
Ex-cel	Range Chart	\$35,271	Range Price	\$12,460	\$265/\$1,590*	\$15,900	\$63,631
Treeman	\$60/inch**	\$41,040	Range Cost	\$9,130	\$275/\$2,200	\$22,000	\$72,170

*No alternate pricing offered

**The range chart provided by the bidder calculated to be a higher cost than the cost per caliper inch. In addition, the Bidder offered a lump sum of \$35,860 for the 34 priority 1a trees, but this cost was not used since it could not be translated to a removal cost for future tree removals. Also, this lump sum pricing was not the lowest bid cost for the 34 1a removals.

COUNCIL OF THE TOWN OF RIVERDALE PARK

CHARTER AMENDMENT RESOLUTION NO. 2018-CR-01

Introduced By: CM Marsha Dixon
Date Introduced: April 2, 2018
Date Adopted: May 7, 2018
Date Effective: June 26, 2018

A RESOLUTION concerning

CHARTER AMENDMENT – VOTER REGISTRATION AND ELECTIONS

FOR the purpose of amending the Charter of the Town of Riverdale Park to alter certain eligibility qualifications for an individual to vote in Town elections; allowing non-citizens of the United States and individuals who are least 16 years of age to register and vote in Town elections; providing for a supplemental voter registry for Town elections; providing for same day voter registration for Town elections; altering the time for determining and presenting the results of Town elections; and generally relating to voter registration and election protocols for Town of Riverdale Park elections.

BY repealing and reenacting, with amendments
Charter of the Town of Riverdale Park (January 2008 Revision)
ARTICLE V, Nominations and Elections
Sections 501(a), 503 and 511

Key:

CAPITAL LETTERS indicate matter added to existing law.

((Double Parentheses)) indicate matter deleted from the law.

Underlining indicates amendments to bill.

~~Strike Out~~ indicates matter stricken from the bill by amendment

*** Denotes omitted existing Charter text not affected by this Resolution

SECTION 1: BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF RIVERDALE PARK that Sections 501(a), 503 and 511 of the Charter of the Town of Riverdale Park (January 2008 Revision), ARTICLE V, Nominations and Elections, are repealed and re-enacted, with amendments, to read as follows:

ARTICLE V
Nominations and Elections

§501: Qualification of Voters

(a) Every resident of the town who (1) ((is a citizen of the United States)) HAS THE TOWN OF RIVERDALE PARK AS HIS OR HER PRIMARY RESIDENCE, (2) is at least ((eighteen (18))) SIXTEEN (16) years of age, (3) has resided within the corporate limits of the town for at least forty-five (45) days immediately preceding any non-runoff town election, ((and)) (4) DOES NOT CLAIM THE RIGHT TO VOTE ELSEWHERE IN THE UNITED STATES, (5) HAS NOT BEEN FOUND BY A COURT TO BE UNABLE TO COMMUNICATE A DESIRE TO VOTE, AND (6) is registered to vote in accordance with the provisions of § 503 OF THIS CHARTER shall be a qualified voter of the ((town)) TOWN. Every qualified voter shall be entitled to vote in all town elections; provided, however, that in the election of council members, only those qualified voters who reside within the limits of the ward from which a council member is elected shall be qualified to vote for that council member. For runoff elections, only those residents who were registered for the initial election are qualified to vote in the runoff election.

§ 503: Registration

((Any resident of the town may register to vote at the Board of Election Supervisors for Prince George's County by mail or whenever the office is open for business.)) (A) In accordance with § ((3-2(d))) 3-403 of the Election ((Code,)) LAW Article ((33)) of the Annotated Code of Maryland, persons registered to vote in Prince George's County for county, state, and federal elections who meet the residency requirement of § 501(a)(3) of this charter shall be qualified to vote in ((town)) TOWN elections. ANY RESIDENT QUALIFIED TO VOTE PURSUANT TO THE ELECTION LAW ARTICLE OF THE ANNOTATED CODE OF MARYLAND MAY REGISTER TO VOTE WITH THE BOARD OF SUPERVISORS OF ELECTIONS OF PRINCE GEORGE'S COUNTY BY ANY MEANS THAT THE BOARD ADMINISTERS FOR SUCH REGISTRATION.

(B) THE TOWN CLERK SHALL MAINTAIN A SUPPLEMENTAL VOTER REGISTRY, SEPARATE FROM THE LIST OF REGISTERED VOTERS MAINTAINED BY THE PRINCE GEORGE'S COUNTY BOARD OF ELECTIONS. THE SUPPLEMENTAL VOTER REGISTRY SHALL CONSIST OF THE NAMES OF THOSE INDIVIDUALS WHO ARE NOT ON THE LIST OF REGISTERED VOTERS MAINTAINED BY THE PRINCE GEORGE'S COUNTY BOARD OF ELECTIONS BUT ARE REGISTERED TO VOTE IN TOWN ELECTIONS PURSUANT TO SUBSECTION (C) OF THIS SECTION.

(C) AN INDIVIDUAL WHO IS NOT REGISTERED TO VOTE WITH THE PRINCE GEORGE'S COUNTY BOARD OF ELECTIONS AND WHO OTHERWISE IS ELIGIBLE TO VOTE IN TOWN ELCTIONS MAY REGISTER TO VOTE IN TOWN ELECTIONS AND INCLUSION ON THE TOWN'S SUPPLEMENTAL VOTER REGISTRY BY SUBMITTING A SIGNED REGISTRATION FORM WITH THE TOWN CLERK IN A FORM PRESCRIBED BY THE CLERK. VOTER REGISTRATION FOR THE SUPPLEMENTAL VOTER REGISTRY SHALL BE EFFECTIVE UPON THE TOWN CLERK'S ACCEPTANCE OF A COMPLETED

AND SIGNED REGISTRATION APPLICATION AND VERIFICATION THAT THE INDIVIDUAL IS ELIGIBLE TO VOTE IN TOWN ELECTIONS.

(D) ON OR BEFORE MARCH 1, 2019, THE TOWN SHALL INSTITUTE A SAME-DAY REGISTRATION PROGRAM SO THAT TOWN RESIDENTS WHO ARE ELIGIBLE TO VOTE IN TOWN ELECTIONS MAY COMPLETE AND SUBMIT A SIGNED REGISTRATION FORM ON THE DAY OF A TOWN ELECTION AND THEN HAVE THE OPPORTUNITY TO VOTE AT THE ELECTION. SAME-DAY REGISTRATION SHALL OCCUR AT A MINIMUM WHEN THE POLLS ARE OPEN IN THE TOWN.

§ 511: Vote Count, Declaration of Persons Elected, and Determination of Candidates for Runoff Election

((Immediately)) WITHIN FIVE (5) CALENDAR DAYS after the closing of the polls, the election judges shall determine and record the vote cast for each candidate and shall seal the ballots and/or machine tallies. WITHIN FIVE (5) CALENDAR DAYS AFTER THE CLOSING OF THE POLLS, ((The)) THE judges shall ((immediately)) present the record of votes cast to the mayor and council, who shall declare that person or persons elected who received more than half of the votes for the respective office or offices. The results shall be recorded in the minutes of the council.

* * *

SECTION 2: AND BE IT FURTHER RESOLVED that the amendments to the Charter adopted by this Resolution shall become effective upon the fiftieth (50th) day after passage of this Resolution, unless a proper petition for referendum meeting the requirements of § 4-304 of the Local Government Article of the Annotated Code of Maryland shall be presented or mailed to the Council in accordance with such § 4-304 of the Local Government Article of the Annotated Code of Maryland on or before the fortieth (40th) day after passage of this Resolution. A complete and exact copy of this Resolution shall be posted at the Town Hall of Town of Riverdale Park (the "Town") or other main municipal building or public place for a period of at least forty (40) days following its adoption, and the title to this Resolution, being a fair summary of the amendments to the Charter adopted hereby, shall be published in a newspaper of general circulation in the Town not less than four (4) times, at weekly intervals, within a period of forty (40) days starting immediately after the date of adoption of this Resolution.

SECTION 3: AND BE IT FURTHER RESOLVED that the Town Manager shall send or cause to be sent to the Department of Legislative Services of the State of Maryland in accordance with the provisions of §§ 4-308 and 4-109 of the Local Government Article of the Annotated Code of Maryland, the following documents or information concerning the Charter amendments: (1) the complete text of this Resolution; (2) the date of the referendum election, if any, held with respect thereto; (3) the number of votes cast for or against this Resolution by the Council or in a referendum; and (4) the effective date of the Charter amendments.

SECTION 4: AND BE IT FURTHER RESOLVED that the Town Manager is hereby authorized and directed to carry out or cause to be carried out the provisions of Sections 2 and 3 hereof; and as evidence of compliance herewith, the Town Manager shall cause to be maintained in the records of the Town an appropriate certificate of publication in the newspaper in which the fair

summary of the Charter amendments shall have been published or other evidence of publication; provided that, the failure to so maintain the same shall not invalidate the effectiveness of the Charter amendments provided for in this Resolution.

The above amendments to the Charter of the Town of Riverdale Park were adopted by the foregoing Resolution which was passed at a regular Legislative meeting of the Town Council on May 7, 2018, 4 members of the Town Council voting in the affirmative, 2 members of the Town Council voting in the negative, 1 member of the Town Council abstaining and 0 members of the Town Council absent, and the said Resolution becomes effective on the 26th day of June, 2018 if a petition for referendum has not been filed in the time prescribed by law.


ADOPTED this 7th day of May, 2018.

ATTEST:

COUNCIL OF THE TOWN OF
RIVERDALE PARK



Jessica Barnes, Town Clerk



Alan K. Thompson, Mayor

CHARTER AMENDMENT RESOLUTION 2016-02

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF HYATTSVILLE, MARYLAND, adopted pursuant to the authority of Article XI-E of the Constitution of Maryland and Title 4, Subtitle 3 of the Local Government Article of the Annotated Code of Maryland (2013 Edition, as amended), to amend the Charter of the said City, said Charter being a part of the public local laws of Maryland (1963 Edition, as amended), which Article contains in whole or in part the Charter of the City of Hyattsville, Maryland, whereby the Mayor and City Council amend the City Charter to change the qualifications for registering as a voter in City elections so that (1) being a citizen of the United States is no longer a requirement to be a voter or a member of the Board of Elections and (2) residency for thirty (30) days is sufficient provided the individual does not claim the right and vote elsewhere in the United States, or has not been found by a Court to be unable to communicate a desire to vote. The amendment further establishes a voter registry separate from the State and County voter registry and further allows for same day registration of voters in City elections which will be effective on or before January 1, 2019 and further extending the time for the Board of Supervisors of Elections to certify an election until ten (10) calendar days after the election.

WHEREAS, the Mayor and City Council deem it appropriate to allow to vote in City elections those who are not United States citizens if their primary residence is in the City for more than thirty (30) days; and

WHEREAS, the Mayor and City Council to accomplish this goal, establish a City only voter registry and allow such registration by affidavit in order to extend the voting franchise in the City; and

WHEREAS, the Mayor and City Council deem it appropriate to allow same day registration for the City and to extend to ten (10) days the deadline for the vote in any City election to be certified.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Hyattsville, Maryland, in regular session assembled:

Section 1: That Section C4-1, C4-6 and C4-11 of the Charter of the City of Hyattsville, Maryland, be amended as follows:

ARTICLE IV - Legislation, Nominations, and Elections

§ C4-1. Qualifications of voters. [Amended 2-24-71; 5-1-72, Amended 1-20-15 by HR 2015-01]

Every person who ~~is a citizen of the United States,~~ (1) is at least sixteen (16) years of age, ~~resides in the State of Maryland, resides within the corporate limits of the City-~~ (2) **HAS THE CITY OF HYATTSVILLE AS THE APPLICANT'S HIS OR HER PRIMARY RESIDENCE,** (3) **HAS RESIDED WITHIN THE CORPORATE LIMITS OF THE CITY FOR THIRTY (30) DAYS,** (4) **DOES NOT CLAIM THE RIGHT TO VOTE ELSEWHERE IN THE UNITED STATES,** (5) **HAS NOT BEEN FOUND BY A COURT TO BE UNABLE TO**

COMMUNICATE A DESIRE TO VOTE, and (6) is registered in accordance with the provisions of this Charter shall be a qualified voter of the City. Every qualified voter of the City shall be entitled to vote at any or all City elections.

§ C4-2. Board of Supervisors of Elections. [Amended 12-19-83 by HR No. 17-83; Amended 2-9-09 by HR 2009-01]

There shall be a Board of Supervisors of Elections consisting of five (5) members, who shall be appointed by the Mayor with the approval of the Council. Three (3) of the members shall be appointed and approved on or before the second Monday in January of 2011 and thereafter in every second odd-numbered year. Two (2) members shall be appointed and approved on or before the second Monday in January of 2013 and thereafter in every second odd-numbered year. Upon the effective date of this Charter provision, the current three members of the Board shall retain their membership on the Board and the Mayor with the approval of the Council may appoint an additional two (2) members, one (1) member whose term of office shall be until January of 2011, and the other member whose term of office shall be until January 2013. The terms of **THE** members of the Board of Supervisors of Elections shall begin on the second Monday in January in the year in which they are appointed and shall run for four (4) years. Members of the Board of Supervisors of Elections ~~shall be qualified voters of the City and shall not hold or be candidates~~ for any elective office during their term of office. The Board shall appoint one (1) of its members as ~~Chairman~~. Vacancies on the Board shall be filled by the Mayor with the approval of the Council for the remainder of the unexpired term. The compensation of the members of the Board shall be determined by the Council.

* * *

§ C4-6. Registration. [Amended 1-30-89 by HR No. 1-89]

A. In accordance with the State Universal Registration Act, as contained in Article 33, Section 3-2 of the Annotated Code of Maryland, as amended, any person residing in the City who is registered with the Board of Supervisors of Elections of Prince George's County shall be deemed to be registered to vote in City elections.

B. ~~The Board of Supervisors of Elections shall maintain any list of voters, and shall restrict its activities with respect to the registration of voters to the circulation of applications for registration with the Board of Supervisors of Elections of Prince George's County and otherwise cooperating with the County Board~~ **A SUPPLEMENTAL VOTER REGISTRY, SEPARATE FROM THE LIST OF REGISTERED VOTERS GENERATED BY THE PRINCE GEORGE'S COUNTY BOARD OF ELECTIONS, WHICH SHALL INCLUDE THE NAMES OF THOSE WHO ARE REGISTERED TO VOTE IN CITY ELECTIONS PURSUANT TO C4-1 OF THIS CHARTER AND ARE NOT ON THE LIST OF REGISTERED VOTERS GENERATED BY THE PRINCE GEORGE'S COUNTY BOARD OF ELECTIONS.**

C. VOTER REGISTRATION FOR THE SUPPLEMENTAL VOTER REGISTRY SHALL BE ACCOMPLISHED BY THE BOARD OF SUPERVISORS OF ELECTIONS' ACCEPTANCE OF A COMPLETED AND SIGNED REGISTRATION APPLICATION AS OUTLINED IN THE CITY ELECTIONS CODE.

D. SAME DAY VOTER REGISTRATION. NO LATER THAN JANUARY 1, 2019, THE BOARD OF SUPERVISORS OF ELECTIONS SHALL INSTITUTE A SAME DAY

REGISTRATION PROGRAM SO THAT CITY RESIDENTS WHO ARE ELIGIBLE TO VOTE IN CITY ELECTIONS PURSUANT TO THIS CHARTER, BUT WHO ARE NOT REGISTERED TO VOTE, MAY, WHEN THEY ARRIVE TO VOTE, REGISTER TO VOTE IN A CITY ELECTION BY SUBMITTING AND COMPLETING A SIGNED REGISTRATION APPLICATION AND THEN HAVE THE OPPORTUNITY TO VOTE THAT SAME DAY. SAME DAY REGISTRATION SHALL OCCUR AT A MINIMUM ON ANY DAY DURING THE TIME THE POLLS ARE OPEN IN THE CITY.

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§ C4-11. Vote count. [Amended 12-19-83 by HR No. 10-83, Amended 12-1-14 by HR 2014-03]

Within ~~forty-eight (48) hours~~ **TEN CALENDAR DAYS** after the closing of the polls, the Board of Supervisors of Elections shall determine the votes cast for each person, candidate, or question, and shall certify the results of the election to the Clerk of the City, who shall record the results in the minutes of the Council. Write-in votes for individuals not registered as candidates shall be counted. The individual who meets the qualifications outlined in C2-2 of the City Charter and who has the highest number of votes in the at large ~~m~~Mayoral election shall be declared elected as Mayor. The individual who meets the qualifications outlined in C2-2 of the City Charter and who has the highest number of votes in each ward shall be declared elected as Councilmember for that ward.

Section 2: That the date of the adoption of this Resolution is December 5, 2016, and that the amendment to the Charter of the City of Hyattsville hereby proposed by this enactment shall be and become effective on January 24, 2017 [50 days], unless a proper petition for a referendum hereon shall be filed by January 17, 2017 [40 days], and a fair summary of the Amendment shall be published in a newspaper having general circulation in the City not less than four (4) times at weekly intervals by January 17, 2017 [40 days].


Section 3: That as soon as the Charter Amendment hereby enacted becomes effective, either as herein provided or following a referendum, the Clerk shall send separately to the Department of Legislative Services, the following information concerning the Charter Amendment: (1) the complete text of this Resolution; (2) the date of referendum election, if any, held with respect thereto; (3) the number of votes cast for and against this Resolution by the Mayor and City Council of the City of Hyattsville or in a referendum; and (4) the effective date of the Charter Amendment.


Section 4: That the Clerk be, and is specifically enjoined and instructed to carry out the provisions of Sections 2 and 3, and as evidence of compliance herewith the said Clerk shall cause to be affixed to the Minutes of this meeting (1) an appropriate certificate of publication of the newspaper in which the fair summary of the Amendment shall have been published; and (2) records of mailing referred to in Section 3, and shall further complete and execute a Certificate of Compliance.

INTRODUCED by the Mayor and City Council of the City of Hyattsville, Maryland, at a Regular Meeting on November 21, 2016, at which meeting copies were available to the public for inspection.

ADOPTED by the Mayor and City Council of the City of Hyattsville, Maryland, at a Regular Meeting on December 5, 2016, at which meeting copies were available to the public for inspection.

Adopted: 12/5/16

Attest: 
Laura Reams, City Clerk


Candace B. Hollingsworth, Mayor

[] indicate deletions

CAPS/**BOLD** indicate additions

Date of Adoption: December 5, 2016

Effective Date: January 24, 2017