

**Agenda of the Work Sessions of
Mayor & City Council
City of Mount Rainier, Maryland
Virtual Work Sessions
Tuesday, September 15, 2020 /
Tuesday, September 29, 2020
7:00 PM**

Tuesday, September 15, 2020

Items for discussion:

**Suggested Discussion
Time:**

- 1. Call To Order**
- 2. Review of Agenda**
The Mayor and Council review the agenda for the meeting adding or deleting topics of interest or discussion.
- 3. Arts Commission Presentation–Councilmember Luke Chesek (15 Min)**
The Mount Rainier Arts Commission will give a presentation of plan of action for Fiscal Year 2021.
- 4. City Manager Search (Recruiter For City Manager Search) (20 Min)**
Mayor & City Council will discuss the City Manager search process.
- 5. COVID-19 Health Emergency Order Presentation (20 Min)**
Councilmember Celina Benitez will give a presentation regarding the COVID-19 Health Emergency Orders.
- 6. Food Security Presentation (20 Min)**
Councilmember Cecil & Councilmember Chesek will give a presentation of draft grant process for organizations that are providing food security to residents of Mount Rainier.

- 7. City of Mount Rainier Moratorium on Evictions (20 Min)**
Mayor & City Council will discuss the Ordinance 07-2020: Moratorium on Evictions that Councilmember Cecil & Councilmember Knedler are putting together.
- 8. City of Mount Rainier Quarterly Reports (10 Min)**
Councilmember Chesek will discuss observations of the Fiscal Year 2020 Fourth Quarter Reports.
- 9. Census Update (15 Min)**
Mayor & City Council will hear an update regarding the Census.
- 10. Letter of Support – City of Hyattsville – Leonard Shand (15 Min)**
Councilmember Scott Cecil will present a letter to the City of Hyattsville regarding the camera footage from the Leonard Shand shooting.
- 11. Resolution 13-2020: Recognizing Latino/a Heritage Month (15 Min)**
Mayor & City Council will discuss Resolution 13-2020: Recognizing Latino/a Heritage Month.
- 12. Adjournment**

Tuesday, September 29, 2020

Items for discussion:

Suggested Discussion Time:

- 1. Call To Order**
- 2. Review of Agenda**
The Mayor and Council review the agenda for the meeting adding or deleting topics of interest or discussion.
- 3. Discussion of Mount Rainier Board of Elections (15 Min)**
Mayor & City Council will discuss the Mount Rainier Board of Elections.

- 4. Letter In Support of Temporary Protection Status (15 Min)**
Councilmember Celina Benitez will discuss a letter of support of Temporary Protection Status.
- 5. Charter Review Committee (15 Min)**
Mayor Malinda Miles & Councilmember Scott Cecil will lead a discussion and solicitation of members for a Charter Review Committee.
- 6. City's Cert Committee (15 Min)**
Mayor & City Council will hold a discussion of the City's Cert Committee and its path forward with COVID-19
- 7. Update on the Toole Design Study – Street Report (15 Min)**
Mayor & City Council will review the status, funding of the Toole Design Study. Mayor & City Council will discuss decision about residences that are close to the streets.
- 8. Full Financial Report (20 Min)**
Mayor & City Council will hear a full financial report from City Manager Latasha C. Gatling and Raymond Rawlings, Chief Financial Officer for the City of Mount Rainier.
- 9. Citizens Police Review / Advisory Board (15 Min)**
Mayor & City Council will discuss the Mount Rainier Citizens Advisory Board.
- 10. WMATA Plaza (10 Min)**
Mayor & City Council will discuss WMATA Plaza & make Decisions to determine the path forward.
- 11. Tool Shed (10 Min)**
Mayor & City Council will make a decision about the status & location of the Mount Rainier Tool Shed.
- 12. Citywide Notification System (15 Min)**
Mayor & City Council will discuss purchasing a system that allows for Citywide notifications / alerts, telephone alerts, email alerts & cable channel alerts.

13. Rolling Agenda Discussion (10 Min)

Mayor & City Council will discuss the Rolling Agenda & possibility of converting to a real citywide tracking system Monday.com or Wrike System.

14. Civic Center Funding (15 Min)

Mayor & City Council will discuss the status of Civic Center Funding.

15. CDMA Fee Collection & 10% Administrative Fees (15 Min)

Mayor & City Council will discuss the collection of CDMA fees & 10% Administrative Fees.

16. Adjournment

**Total: 185 Minutes
3 Hours 5 Minutes**

These items have been proposed to be added to the approved agenda

Census Update (15 Min)

Mayor & City Council will hear an update regarding the Census.

Library Mural Presentation & Discussion-Councilmember Celina Benitez (20 Min)

Mayor & City Council will have a presentation & discussion for the Mount Rainier Library Mural.

Spring Park – Councilmember Bryan Knedler (15 Min)

Mayor & City Council will discuss the Spring Park project.

Letter To City of Hyattsville – Leonard Shand (10 Min)

Mayor & City Council will discuss proposed letter to City of Hyattsville regarding the Leonard Shand Shooting.

**Total: 245 Minutes
4 Hours 5 Minutes**



Adopted: October 3rd, 2017

**CITY OF MOUNT RAINIER, MARYLAND
RESOLUTION NO. 11-2017**

Introduced by: Councilmember Celina Benitez

Support of the Federal Deferred Action for Childhood Arrivals and Temporary Protected Status Programs

A RESOLUTION for the purpose of calling on Congress to protect the Temporary Protected Status (TPS) and Deferred Action for Childhood Arrivals (DACA) and reject any initiatives that will separate immigrant families;

WHEREAS: The City of Mount Rainier is committed to and maintains a long history of supporting, celebrating, and empowering immigrants and refugees, many of whom are escaping war and natural disasters, regardless of their immigration status; and

WHEREAS: Temporary Protected Status (TPS) is a form of immigration status created by Congress in 1990 that provides employment authorization and protection from deportation for foreign nationals who cannot safely return to their home countries; and

WHEREAS: In light of the Trump Administration's radical increase of anti-immigrant enforcement through executive orders, funding requests, and policy guidance, the continued existence of TPS is very much at risk; and

WHEREAS: The Trump Administration is currently deciding whether to terminate the Temporary Protected status for all current TPS holders, more than 434,588 people including 263,000 people from El Salvador, the source country of the largest number of immigrants in the region; and

WHEREAS: It is estimated that ending TPS for immigrants from El Salvador, Honduras, and Haiti would result in a more than \$6.9 billion reduction to Social Security and Medicare Contributions over a decade, and the deportation of these individuals would cost taxpayers more than \$3.1 Billion Dollars; TPS holders are home and Business owners, in outstanding legal standing and

WHEREAS: TPS holders have significantly high levels of labor force participation: 94.0% of men and 82.1% are working, with 83.3% of men and 54.9% of women working more than 40 hours per week; and

WHEREAS: Deferred Action for Childhood Arrivals (DACA or Dreamers) is a form of immigration status for young immigrants who were brought to the United States at a young age, are attending school or have successfully completed their education, and successfully passed background checks. The program has

allowed young immigrants to work and study and has protected them from deportation; and

WHEREAS: DACA has been a resounding success. Nearly 800,000 young men and women have been able to contribute to their communities, to work, go to school and to live their lives without fear of being ripped away from their families and from a country they consider home; and

WHEREAS: Maryland has over 9,700 Dreamers who have deep roots throughout the state, including in the City of Mount Rainier, and if immigrant with DACA status are not provided with an alternate option to legalize their status, Maryland will lose more than \$500 million annually in Gross Domestic Product; and

WHEREAS: The City of Mount Rainier recognizes the overwhelmingly positive contribution that TPS holders and Dreamers have on our economy, social fabric, diversity and the well-being of our community;

NOW THEREFORE BE IT

RESOLVED: That the City of Mount Rainier, Maryland supports the Temporary Protected Status program and calls on the Department of Homeland Security to continue the TPS program and support refugees escaping war, natural disasters and crime; **AND BE IT FURTHER**

RESOLVED: That the City of Mount Rainier supports a permanent solution for TPS and DACA beneficiaries to obtain a legal permanent status with a pathway to citizenship and calls on Congress to expeditiously adopt legislation that would permanently legalize the status of DACA and TPS holders, and those that fulfill similar criteria, including a pathway to citizenship; **AND BE IT FUTHER**

RESOLVED: That the City of Mount Rainier urges all City residents and businesses to urge the Department of Homeland Security and Congress to protect TPS and DACA holders, **AND BE IT FURTHER**

RESOLVED: That the City Manager be and hereby is requested to forward a suitably engrossed copy of this Resolution to the Acting Secretary of the Department of Homeland Security, Maryland Senator Ben Cardin, Maryland Senator Chris Van Hollen, Congressman Anthony G. Brown, State Senator Victor Ramirez, County Councilmember Deni Taveras, and House Delegates from District 47A, Jimmy Tarlau and Diana M. Fennell, on behalf of the entire City Council.

THIS RESOLUTION IS ADOPTED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER THIS 3rd DAY OF OCTOBER, 2017.

Attest:

Miranda Braatz
Miranda Braatz, City Manager

Malinda Miles
Malinda Miles, Mayor

Celina Benitez
Celina Benitez, Councilmember Ward 1

Recused
Luke Chesek, Councilmember Ward 1

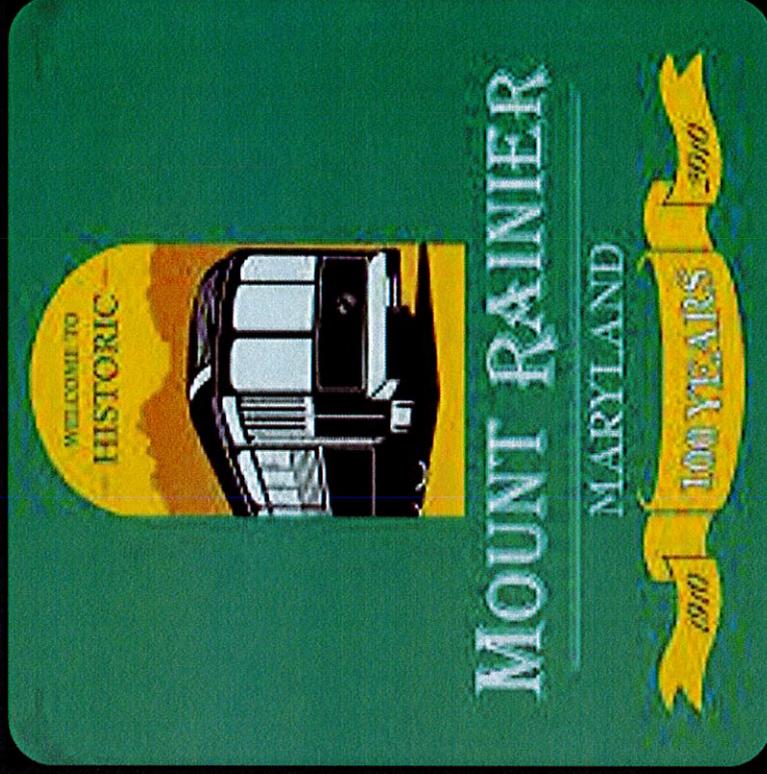
Recused
Bryan Knedler, Councilmember Ward 2

Shivali Shah
Shivali Shah, Councilmember Ward 2

**CITY OF MOUNT RAINIER
FY21 FINANCIAL REPORT
YEAR TO DATE**

AUGUST 31, 2020

RAYMOND RAWLINS, CFO



AGENDA



- Financial Overview
- Cash and Investments
- Major Sources of Funds
- October Projected Expenditures
- Debt Commitments
- Statement of Activities

...

FINANCIAL OVERVIEW

- The purpose of this report is to provide a financial status of the major sources and uses of funds for City operations. The information provided is for FY21 August year to date.
- During the first two months of the fiscal year, municipalities experience low cash balances because the major portion of tax revenues are distributed in October. For example, 62% of tax revenues for FY20 were received in last October.
- To continue providing needed services, the City supplements operations with alternative funds until the City receives its large tax payment in October. This report will outline the major sources of funding with corresponding projected expenditures for October to maintain a positive cash position.

CASH AND INVESTMENTS

SUNTRUST-CASH

Operating \$428,833

Savings \$1,135,252

MLGIP-INVESTMENTS

General Fund \$2,288,351

Police \$354,066

MAJOR SOURCES OF FUNDING



- **TOWN TAXES**
 - We received \$44,000 in August, \$253,000 in September.
 - Received \$2.6 million in last October 2019.
- **LOCAL INCOME TAX**
 - We received \$65,000 August YTD compare to \$92,000 in FY20.
- **HIGHWAY USER FEES**
 - Pay Bi-monthly with first payment for FY21 in October.
 - We received \$25,000 at the end of October in FY20.
- **STATE POLICE AID PROTECTION**
 - State estimate is \$97,000 with quarterly payments of \$24,000 starting at the end of September.

OCTOBER PROJECTED EXPENDITURES



• PAYROLL

- We anticipate \$206,000 in costs for payrolls ending 10/2 & 10/16

• INSURANCE

- Health Insurance - \$133,000 for outstanding invoices in FY20.
- Property and General Liability - \$90,000 for FY21.
- Workers Compensation - \$144,300 Total Premium \$309,199 for FY21.

• VENDER PAYMENTS

- PEPCO - \$10,000 VERIZON \$3,000, PGCG & MD - \$8,000, UNIV OF MD - \$20,000.

• CONTRACTS

- Disinfecting/Cleaning - current contract - \$5,469 per week , July to September - \$65,628. New contract - \$997 per week, savings of \$4,472.
- Temporary Labor for Public Works - \$13,500 August YTD.
- Rent with PGAHC - \$1,200 monthly, \$4,800 and Dispatching Services - \$5,583 monthly, \$16,750.

DEBT COMMITMENTS

• LEASES

- KS StateBank - \$5,394 Due 9/20, 2020 Ford 550
- KS StateBank - \$3,185 Due 10/1, Public Works Bobcat Steer Loader
- KS StateBank - \$10,715 Due 11/1, Police Four 2020 Dodge Durango Vehicles
- KS StateBank - \$3,346 Due 12/10 Code E. Two 2019 Ford Escape Vehicles

• BOND PAYMENTS

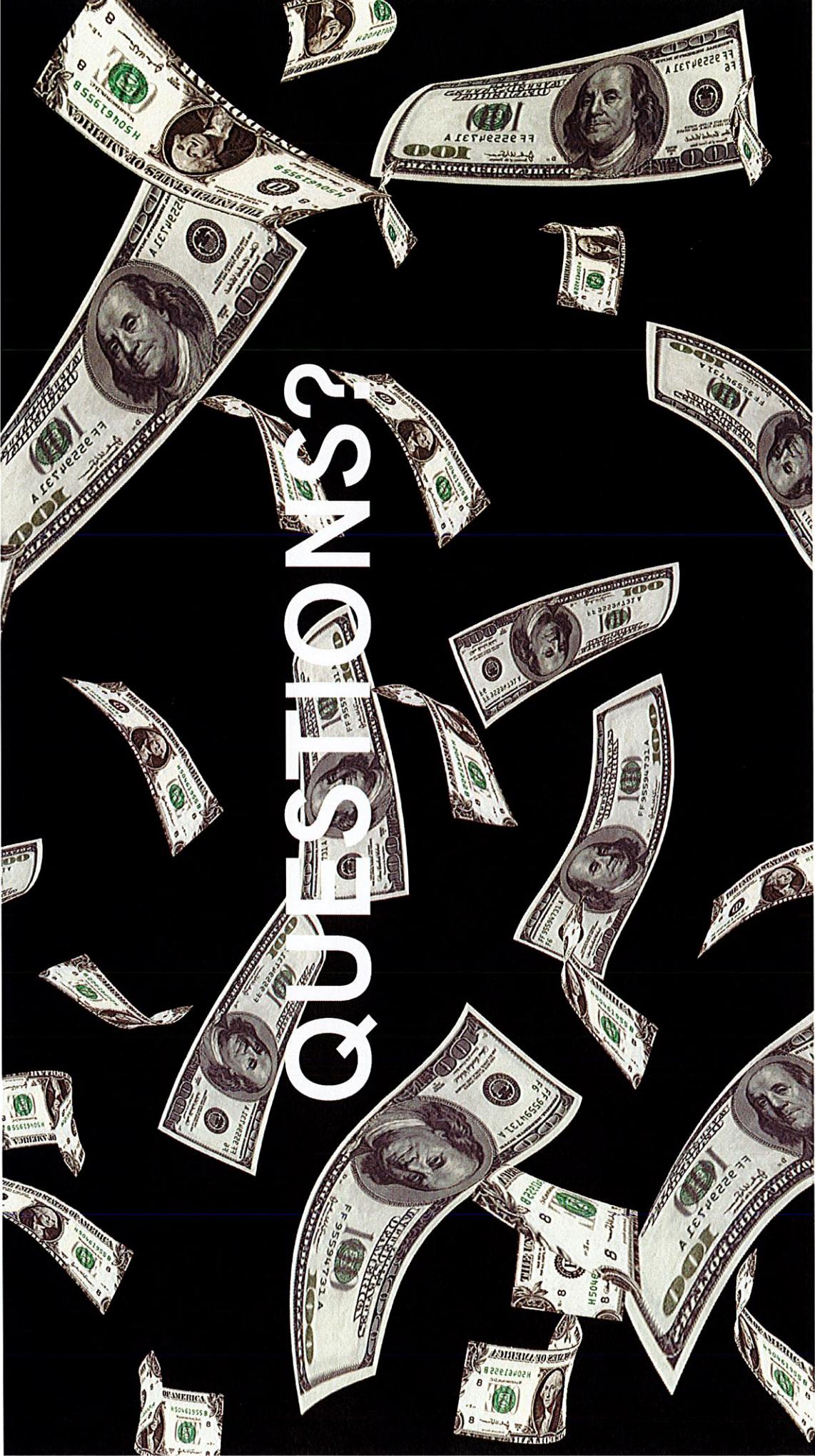
- Suntrust Bank - \$68,364 Due 12/30 Funeral Home
- Suntrust Bank - \$58,889 Due 12/4 Bass

STATEMENT OF ACTIVITY

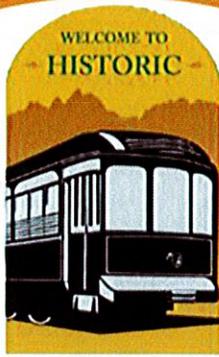
AUGUST 31, 2020



	<u>Y-T-D Actual</u>	<u>Annual Budget</u>	<u>Variance</u>
<u>Revenues</u>			
Revenue	-	-	-
Tax Revenue	112,289.23	5,104,520.00	(4,992,230.77)
Licenses & Permits	286,099.45	723,800.00	(437,700.55)
Intergovernmental Revenue	5,545.00	358,314.51	(352,769.51)
Charges for Services	2,127.00	24,500.00	(22,373.00)
Fines & Forfeitures	7,180.00	422,800.00	(415,620.00)
Miscellaneous Revenue	9,683.27	819,120.00	(809,436.73)
Total Revenues	<u>422,923.95</u>	<u>7,453,054.51</u>	<u>(7,030,130.56)</u>
<u>Expenses</u>			
Expenditures	-	-	-
Wages & Leave Pay	534,967.84	2,907,636.00	2,372,668.16
Employee Benefits & Services	87,047.67	1,202,289.00	1,115,241.33
Materials & Supplies	9,871.89	201,000.00	191,128.11
Repairs & Maintenance	4,792.77	89,000.00	84,207.23
Professional Services	91,494.27	581,800.00	490,305.73
Other Services & Charges	32,059.93	351,071.51	319,011.58
Community Activities	7,683.38	135,750.00	128,066.62
Equipment Purchase	7,195.17	519,000.00	511,804.83
Infrastructure & Facilities Maintenance	4,991.89	314,000.00	309,008.11
Capital Outlay - Capital Project	0.00	380,000.00	380,000.00
Debt Services	0.00	284,508.00	284,508.00
Other Expenses	0.00	0.00	0.00
Total Expenses	<u>780,104.81</u>	<u>6,966,054.51</u>	<u>6,185,949.70</u>
Excess Revenue Over (Under) Expenditures	<u>(357,180.86)</u>	<u>487,000.00</u>	<u>(844,180.86)</u>



CITY OF MOUNT RAINIER



20 20

Census Maryland

#2020Census #MDBeCounted #HazteContar

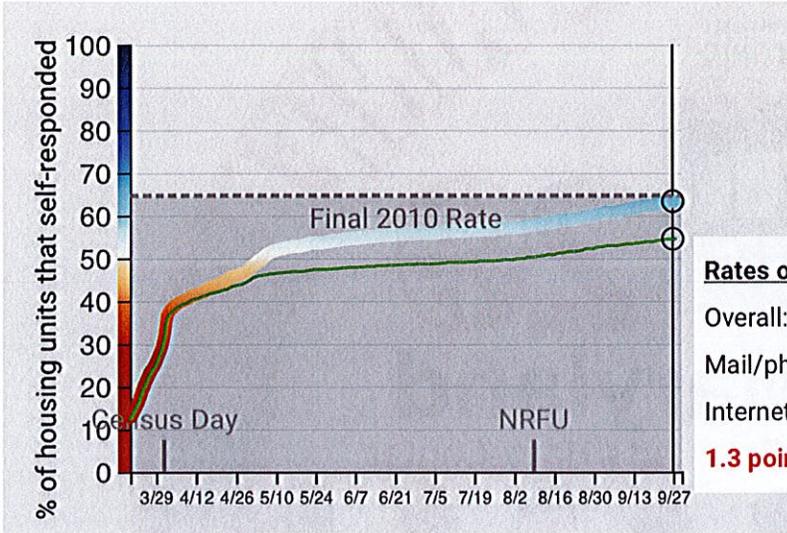


EST. 19

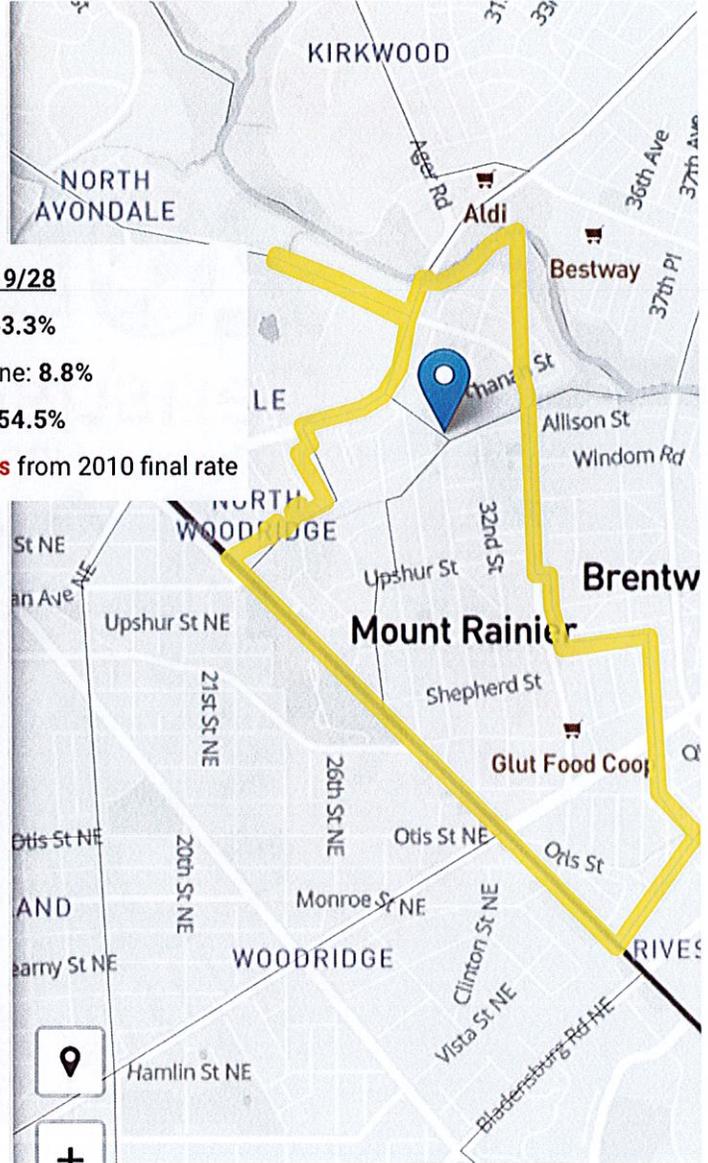
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THE COMMUNITY 2020 CENSUS

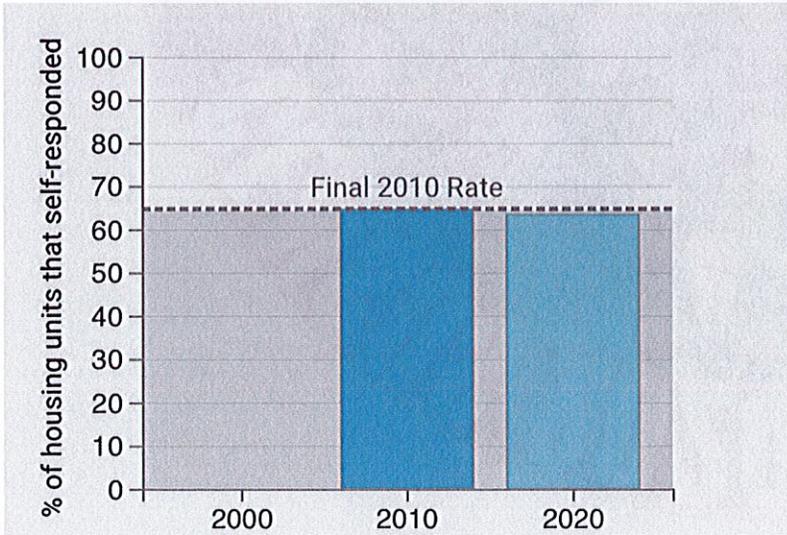
We are 1.3% from surpassing our 2010 self-response Rate



Rates on 9/28
 Overall: 63.3%
 Mail/phone: 8.8%
 Internet: 54.5%
 1.3 points from 2010 final rate



Self-Response Rates by Decade



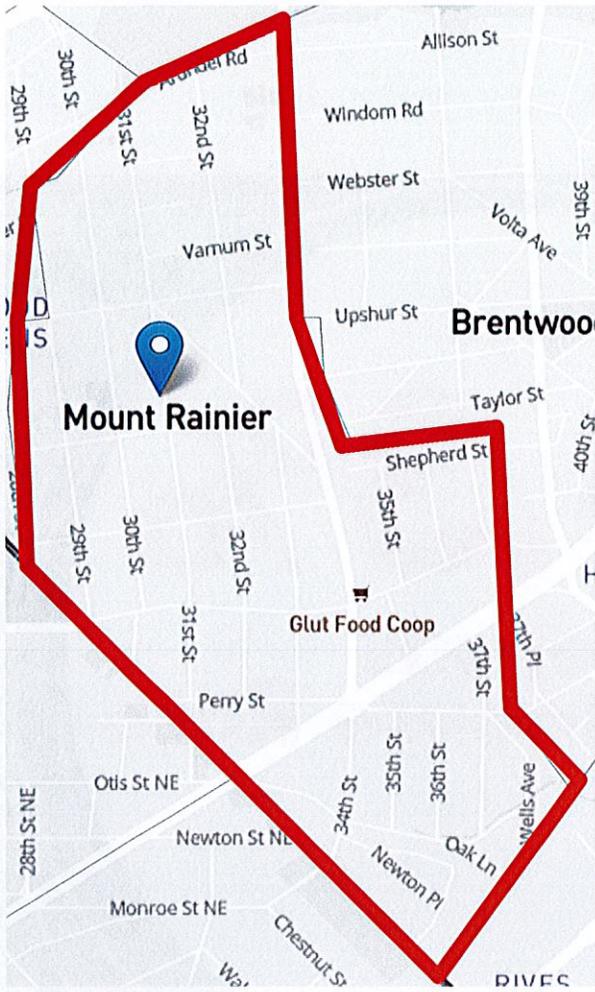
63.3%
**Census
Self Response Rate**



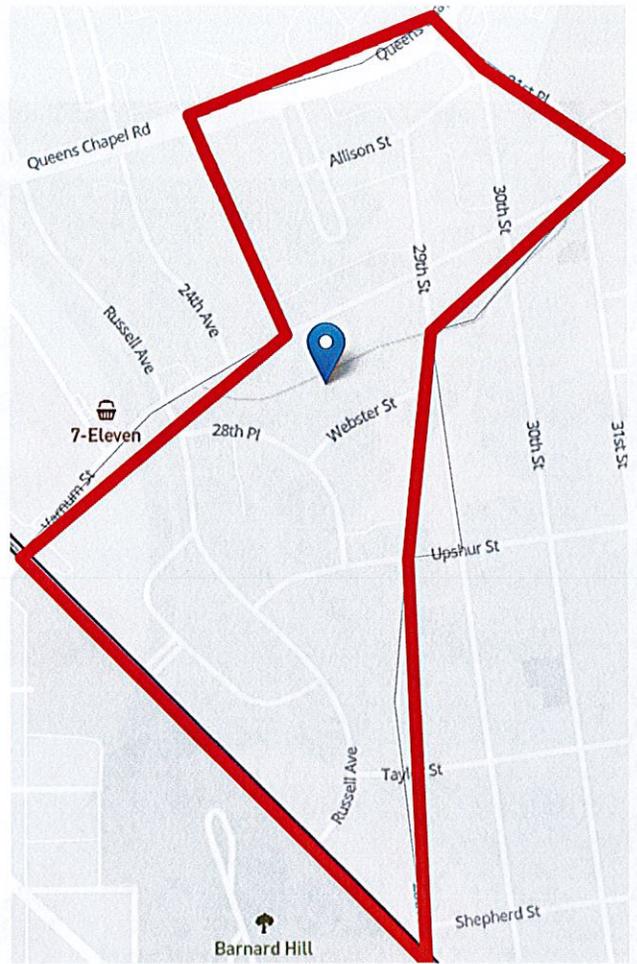
Complete Your Census Today! Completa tu Census Hoy!

www.my2020census.gov 844.330.2020

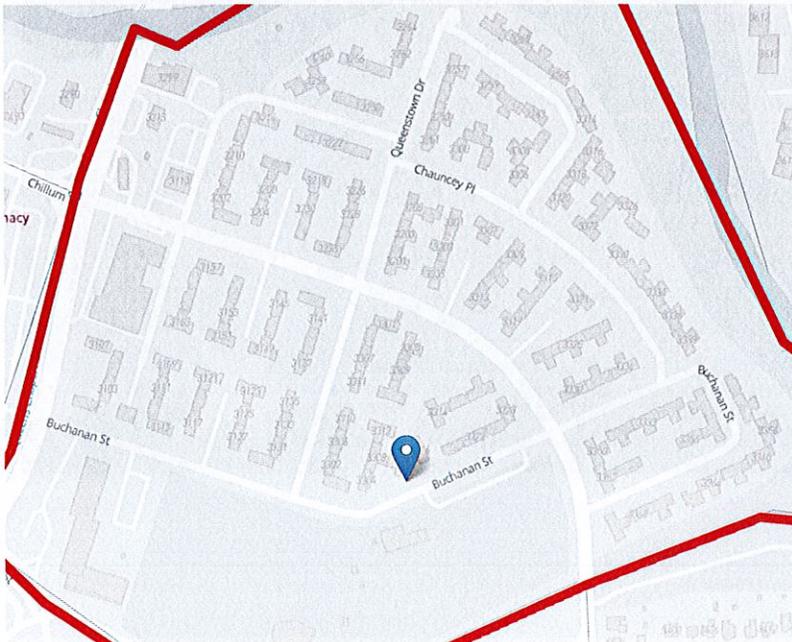
En Español: www.2020census.gov/es 844.468.2020



72.2% Homes/Small Apartments



56.9% Kaywood & Queens Manor



← 56.8% Queenstown

Shape the future of

libraries

in your community.

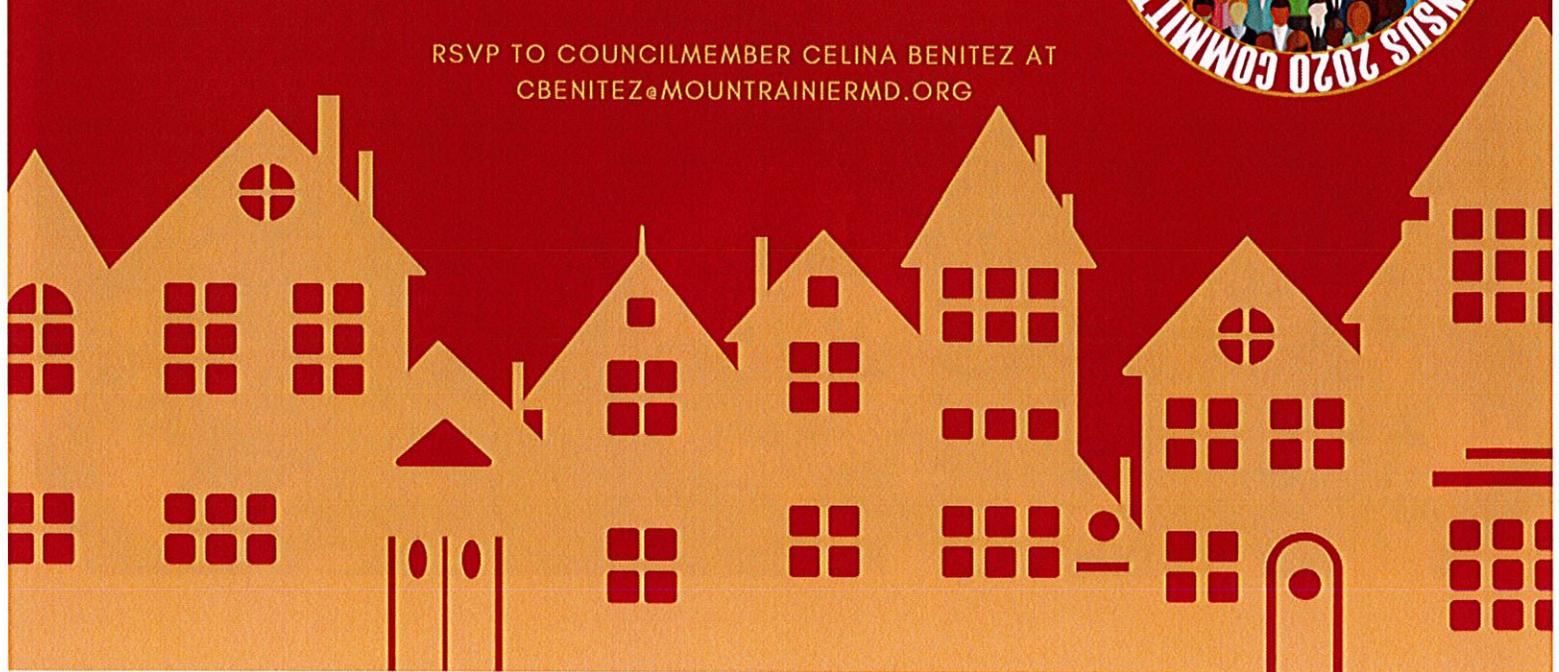
United States
Census
2020

MOUNT RAINIER CENSUS CARAVAN/CARAVANA DEL CENSUS

Volunteer Wanted!
Necesitamos Voluntarios

3rd October • 9:00 AM to 11am
Starting in Queenstown Apartments
Door Knocking* Tocando Puertas

RSVP TO COUNCILMEMBER CELINA BENITEZ AT
CBENITEZ@MOUNTRAINIERMD.ORG



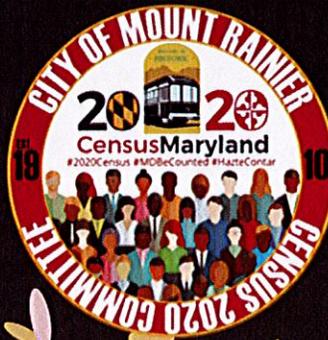
IS YOUR HOUSEHOLD
ONE OF THEM?

36.7% HOUSEHOLDS
HAVE NOT SELF RESPONDED
TO THE CENSUS

WE ARE HERE TO HELP

COMPLETED TODAY: [2020CENSUS.GOV/ES](https://2020census.gov/es) 844.330.2020

Deadline



October 5

**Our
Future Depends on YOU**

**Complete your
Census Today**



**Dateline Few Days Away
Sept 30**

Stay Connected



Cityofmountrainier

Questions?

**Contact: Councilwomen Celina Benitez
Cbenitez@MountRainierMD.org**

WHY YOU SHOULD GET COUNTED



A complete count helps ensure that services like Medicare, Medicaid, social security, and public transportation can support those who need them. Also to determine how many seats the House of Representatives should get, based on what the population is.

THE 2020 CENSUS IS ACCESSIBLE FOR EVERYONE

**You can complete your Census
by Phone with Live census staff
available from 7am to 2am.**

844.330.2020



**You can respond online
my2020census.gov**

Win Prices

your Completed Census, Confirmation code is your Key to enter

**Including giftcards for
\$200, \$100 or \$75**

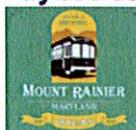
1. Complete your Census
2. Get your Confirmation of Completed census code
3. Send an email today with code, we have weekly drawings more oportunities to win. before September 30 to:

email: Communications@MountRainierMD.org

include: screenshot or code of confirmation of completed census
your name and complete address . one entry per household

LANGUAGE LINE	TOLL-FREE NUMBER	LANGUAGE LINE	TOLL-FREE NUMBER
Spanish	844-468-2020	Arabic	844-416-2020
Chinese (Mandarin)	844-391-2020	Tagalog	844-478-2020
Chinese (Cantonese)	844-398-2020	Polish	844-479-2020
Vietnamese	844-461-2020	French	844-494-2020
Korean	844-392-2020	Haitian Creole	844-477-2020
Russian	844-417-2020	Portuguese	844-474-2020
		Japanese	844-460-2020

**You can also respond
by TDD at 844-467-2020.**



Disclaimer:
This project has been financed in part with State funds from Maryland's 2020 Census Grant Program. Project content or opinions do not necessarily reflect the views or policies of the state of Maryland or any of its instrumentalities.

MEMORANDUM of UNDERSTANDING

By and Between University of Maryland Department
of Plant Science and Landscape Architecture and
The City of Mount Rainier, Maryland

for

SPRING PARK

33rd and Shepherd Street, Mount Rainier, Maryland
Spring Term 2020

I. BACKGROUND

In December 2018, a partnership between non-profit organization Little Friends for Peace and the City of Mount Rainier submitted a plan for a Peace Park to the Prince George's County Redevelopment Authority for funding support. In February 2019, the project was granted funding by the Prince George's County Redevelopment Authority. In June 2019, the City of Mount Rainier finalized in the city budget for FY 2020 additional funding for the Spring Park / Peace Park project.

In the Spring Term of 2020, students and faculty in the Department of Plant Science and Landscape Architecture will conduct a study and develop a master plan for Spring Park and its existing well at the intersection of 33rd Street and Shepherd Avenue. The master plan will be completed by spring 2020 with the engagement and support of the Mayor, the City Council, Retired Councilmember Shivali Shah, and members of the community.

Participants:

The Bachelor and Master of Landscape Architecture are professional degree programs, accredited by the Landscape Architecture Accreditation Board (LAAB) of the American Society of Landscape Architects (ASLA). University of Maryland Landscape Architecture is committed to a vision of a sustainable and resilient future for the natural and cultural landscapes of Maryland. It is committed to provide the highest quality education for its students, to engage in research that creates new knowledge for the profession, and to provide service to communities.

During the Spring Term of 2020, the Landscape Architecture Program in the Department of Plant Science and Landscape Architecture, College of Agriculture and Natural Resources, will attend community meetings and develop a master plan with work agreed to in this Memorandum of Understanding for Spring Park in Mount Rainier, MD.

II. OBJECTIVES

The objectives of this studio design project include:

1. To engage students, their faculty mentors and professional advisers with the community of Mount Rainier in the social, economic, and environmental issues of the project site;
2. To establish the constraints and opportunities of the existing conditions and to envision with the community the potential for site improvements;
3. To participate in an ongoing dialogue with the community of Mount Rainier throughout the design process; and
4. To produce construction ready drawings necessary to communicate the city's vision and estimate the cost of construction.

This proposal is for:

- (a) the city owned property located at the intersection of 33rd Street and Shepherd Avenue, approximately at 3211 Shepherd Street, commonly known as "Spring Park," which includes the lawn and tree area and the well on the property;
- (b) the adjacent public right-of-way on 33rd Street between Shepherd Avenue and Bunker Hill Street; and
- (c) the adjacent public right-of-way on Shepherd Avenue between 33rd Street and 32nd Street, Mount Rainier, Maryland.

III. DELIVERABLES:

A. Mount Rainier to provide:

1. Dates and arrangements for meetings with public works staff and officials of Mount Rainier;
2. Topographic and utility surveys, where available;
3. Identification of specific areas and issues for student-focused project attention;
4. Photographs or other documentation that will support research efforts; and
5. Data available to Mount Rainier that identify property boundaries, land ownership, and rights-of-way along all public streets.

B. Landscape Architecture Students and Faculty will produce and/or participate in:

1. Site Assessment and Analysis
2. Community Engagement: connections and communications with neighbors, Mayor, City Council Members and City Manager);

3. Design articulation and graphic communication;
4. Presentations to the Mayor and City Council and approvals;
5. Consultation with City Public Works and consulting Engineers;
6. Coordination for historic preservation, stormwater management, and surface water collection;
7. Research on historic well and neighborhood recollections of the well's historic use and character; 8. Design Development Drawings; and
9. Itemized Invoicing for Time Spent.

Landscape Architecture Students and Faculty will produce Design Development with Construction-quality Documents and Specifications. All Design Development work will be identified "Not for Construction" and the City of Mount Rainier will be responsible for the construction bid process and construction oversight process. All work in this agreement will be completed by March 10, 2020.

IV. AGREEMENT

In consideration of the above, faculty-guided landscape architecture student reports, architectural drawings and all materials produced by such students for the project, the City of Mount Rainier agrees to pay up to and not-to-exceed **\$10,500.00** to the Landscape Architecture Program (represented by Jack Sullivan) to help defray the cost of faculty instruction and consultation, student work beyond coursework, work space and computer technology, site visits, and production materials.

The checks representing payment for services performed under this MOU shall be delivered to:

University of Maryland
Office of Sponsored Programs Accounting &
Compliance
4300 Terrapin Trail
4101 Chesapeake Building
College Park, MD 20742

The checks should be made payable to The University of Maryland with a notation line of *Mount Rainier Spring Park Peace Garden*.

The City of Mount Rainier will make payment according to the following schedule, based on the fee estimate (below):

1. \$2,500.00 upon execution of this MOU;
2. \$2,500.00 on or before January 20, 2020;

3. \$2,500.00 on or before February 20, 2020; and
4. \$3,000 upon delivery of the Design Development Drawings, March 30, 2020.

Mount Rainier SPRING PARK

Fee Estimate

Task Hours Students* Rate Subtotal Due Dates

1. Site Assessment and Analysis.....20 hours @ \$25.00 = \$500.00;
2. Community Engagement..... 30 hours @ \$25.00 = \$750.00;
3. Design articulation, communication120 hours @ \$25.00 = \$3,000.00;
4. Presentations and approvals..... 20 hours @ \$25.00 = \$500.00;
5. Consultation (Public Works, Engineering).....25 hours @ \$25.00 = \$625.00;
6. Coordination for preservation, stormwater....48 hours @ \$25.00 = \$1,200.00;
7. Research and Documentation for historic well....24 hours @ \$25.00 = \$600.00;
8. Design Development Drawings.....125 hours @ \$25.00 = \$3125.00;
9. Itemized Invoicing for Time Spent.....8 hours @ \$25.00 = \$200.00.

TOTAL\$10,500.00

SIGNED AND AGREED TO BY:



*NAME: Stephanie Swartz, Senior Contract Administrator
Office of Research Administration
University of Maryland*

DATE: 01/10/2020

NAME:

*Latasha Gatling, City Manager
City of Mount Rainier, Maryland*

DATE: 01/10/2020



UNIVERSITY OF MARYLAND

COLLEGE OF AGRICULTURE AND NATURAL RESOURCES
Department of Plant Science and Landscape Architecture

2102 Plant Sciences Building
College Park, Maryland 20742
301.405.4356 TEL 301.314.9308 FAX

Jack Sullivan, FASLA, Associate Professor
Landscape Architecture Program

April 15, 2020

Latasha C. Gatling, City Manager
City of Mount Rainier
One Municipal Place
Mount Rainier, MD 20712

RE: INVOICE Spring Park (Peace Garden) Mount Rainier/University of Maryland MOU

Dear Latasha,

I hope you are comfortable working from home and being safely close to loved ones. I'm sure the home/work adjustments are taxing on efforts to maintain balance and patience. I wish you the best.

This letter serves as an invoice for the Spring Park (Peace Garden) project. My students and I will continue our work remotely and I have informed Shirvali Shah (project coordinator) of our availability and our revised schedule.

The Memorandum of Understanding for **Spring Park (Peace Garden)** states the following: The City of Mount Rainier will make payment according to the following schedule, based on the fee estimate [in the MOU].

1. \$2,500.00 upon execution of this MOU (Past due; no invoice sent);
2. \$2,500.00 on or before January 20, 2020 (**Revised to April 1, 2020**);
3. \$2,500.00 on or before February 20, 2020 (**Revised to May 1, 2020**); and
4. \$3,000 upon delivery of the Design Development Drawings, March 30, 2020 (**Revised to June 1, 2020**).

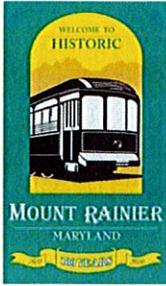
This is our first invoice for the Spring Hill (Peace Garden) project. We are asking for payment to resolve the outstanding fees listed as 1. and 2. above.

Please remit the following in response to this invoice:

Spring Park (Peace Garden) \$5,000 due upon receipt;

Thank you for your attention to this matter. I look forward to seeing you in person again soon.
Stay well

Jack Sullivan, FASLA
Associate Professor and Landscape Architect



Introduced & 1st Reading: October 6, 2020
Second Reading & Adoption: November 3, 2020

City of Mount Rainier, Maryland
Ordinance 07-2020:

Amending the Code of the City of Mount Rainier, Chapter 7, “Licenses and Permits”, to add Section 7-107A, “Illegal Evictions”; and to add subsection (C)(5) to Section 7-109, “Violations; fines,” to provide a fine for a violation of Section 7-107A.

Introduced By: Mayor & City Council

Whereas, the majority of Mount Rainier residents reside in rental properties; and

Whereas, the City of Mount Rainier recognizes the devastating consequences of evictions and homelessness; and

Whereas, state law mandates the process for evictions from residential rental properties; and

Whereas, on occasion the Mayor and Council are aware that rental property owners have evicted or attempted to evict tenants without following the required judicial process; and

Whereas, many tenants are unaware of their legal rights; and

Whereas, the City of Mount Rainier desires to prevent extra-judicial evictions; and

Section 1. NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER, MARYLAND, that Chapter 7, “Licenses and Permits”, of the City Code, Section 7-107A, “Illegal Evictions”, shall be added to the Mount Rainier Code of Ordinances as follows:

<u>UNDERLINED TEXT IN SMALL CAPS</u>	:	Indicates matter to be added to the City Code
Strikethrough	:	Indicates matter to be deleted from the City Code
Asterisks * * *	:	Indicate matter retained in the Code but omitted herein

SEC. 7-107A. ILLEGAL EVICTIONS.

- A. RESIDENTIAL RENTAL PROPERTY OWNERS AND PROPERTY MANAGERS ARE PROHIBITED FROM EVICTING OR ATTEMPTING TO EVICT ANY TENANT WITHOUT FIRST PROCURING AN ORDER OF EVICTION FROM A COURT OF COMPETENT JURISDICTION IN ACCORDANCE WITH MD. CODE ANN.. REAL PROP. ART., TITLE 8, SECTION 8-401.
- B. A TENANT MAY FILE A WRITTEN COMPLAINT WITH THE CITY MANAGER BEFORE, DURING, OR AFTER AN EVICTION OR THREATENED EVICTION THAT VIOLATES THE PROVISIONS OF SUBSECTION A. OF THIS SECTION. THE COMPLAINT NEED NOT BE IN A SPECIFIC FORM BUT MUST BE ACCOMPANIED BY DOCUMENTATION THAT AN EVICTION IS BEING THREATENED OR ATTEMPTED OR HAS OCCURRED. SUCH DOCUMENTATION MAY INCLUDE PHOTOGRAPHS, EMAILS, WRITTEN CORRESPONDENCE, AND/OR AN AFFIDAVIT FROM THE TENANT SETTING FORTH SUFFICIENT FACTS FROM WHICH THE CITY MANAGER MAY CONCLUDE THAT THERE ARE REASONABLE GROUNDS TO BELIEVE THAT A VIOLATION OF THIS SECTION HAS BEEN THREATENED OR HAS OCCURRED.
- C. IF A THREATENED EVICTION HAS NOT YET OCCURRED, THE CITY MANAGER OR HIS OR HER DESIGNEE WILL PROMPTLY CONTACT THE OWNER OF THE PROPERTY OR HIS OR HER PROPERTY MANAGER, IF ONE HAS BEEN DESIGNATED IN THE LEASE OR RENTAL LICENSE APPLICATION, TO INFORM SUCH PERSON OF THE REQUIREMENT OF STATE AND CITY LAW RELATING TO SUCH EVICTIONS. IF THE CITY MANAGER OR HIS OR HER DESIGNEE IS UNABLE TO CONTACT THE PROPERTY OWNER OR PROPERTY MANAGER AT THE ADDRESS AND/OR TELEPHONE NUMBER PROVIDED IN THE OCCUPANCY LICENSE APPLICATION REQUIRED BY SECTION 7-105 OF THIS CHAPTER, THE CITY MANAGER OR HIS OR HER DESIGNEE SHALL CAUSE A COPY OF THIS SECTION TO BE MAILED TO THE PROPERTY OWNER AT THE ADDRESS GIVEN IN THE RECORDS OF THE STATE DEPARTMENT OF ASSESSMENTS AND TAXATION AND POSTED UPON THE MAIN DOOR OF THE DWELLING UNIT THAT IS THE SUBJECT OF THE EVICTION.
- D. A COPY OF THE TEXT OF THIS SECTION SHALL BE INCLUDED WITH THE CITY RENTAL LICENSE APPLICATION AND SHALL BE PROVIDED BY A LANDLORD OR A PROPERTY MANAGER TO EVERY TENANT PRIOR TO FIRST OCCUPANCY.

Section 2. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER that Chapter 7, "Licenses and Permits", Section 7-109, "Violations; Fines", be amended as follows:

Section 7-109. - Violations; fines.

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A. General. Except as may otherwise be specified herein and in addition to any other provisions for license and permit fees and for occupancy fees and reinstatement fees, any violation of any of the provisions of this Chapter shall be a municipal infraction with the penalty fines as set forth herein.

* * *

C. Occupancy rental licenses.

* * *

5. NOTWITHSTANDING ANY PROVISION IN THIS CHAPTER TO THE CONTRARY, A VIOLATION OF SECTION 7-107A BY A LANDLORD OR A PROPERTY MANAGER IS A MUNICIPAL INFRACTION, SUBJECT TO A FINE OF \$5,000. EACH EVICTION OR ATTEMPTED EVICTION IN VIOLATION OF SECTION 7-114 IS A SEPARATE MUNICIPAL INFRACTION.

THIS ORDINANCE IS ADOPTED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER THIS 3rd DAY OF NOVEMBER, 2020, AND SHALL TAKE EFFECT IMMEDIATELY PROVIDED THAT A FAIR SUMMARY SHALL BE POSTED AT CITY HALL FOR AT LEAST TWO WEEKS AFTER IT BECOMES EFFECTIVE AND SHALL BE PUBLISHED AT LEAST ONCE IN A NEWSPAPER HAVING GENERAL CIRCULATION IN THE CITY OR OTHERWISE DELIVERED TO EVERY CITY HOUSEHOLD.

Attest:

Latasha Gatling, City Manager

Malinda Miles, Mayor

Luke Chesek, Councilmember Ward 1

Celina Benitez, Councilmember Ward 1

Bryan Knedler, Councilmember Ward 2

Scott Cecil, Councilmember Ward 2

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