

RESOLUTION 65-22
THE TOWN OF FOREST HEIGHTS

**A RESOLUTION TO APPROVE A CONTRACT WITH MARYLAND-NATIONAL
CAPITAL PARK AND PLANNING COMMISSION FOR THE ESTABLISHMENT OF A
COMMUNITY MAINTENANCE & BEAUTIFICATION PROGRAM**

Introduced By: Mayor Washington and Council President Troy Lilly

WHEREAS, pursuant to Article 21 of the Town Code and Resolution 57-21, the Mayor and Council has created committees including a Beautification and Appearance Committee, which shall advise and assist the Town Council by identifying, recommending, developing programs and projects to improve community appearance, including but not limited to identification of appearance problems, preparing plans to improve community appearance, recommending policies, programs, projects. Seeking grant opportunities and coordinating volunteer beautification projects; and

WHEREAS, pursuant to the Town Charter, §33-20, the Council shall have, in addition, the power to pass ordinances not contrary to the laws and Constitution of this State, for the following specific purposes: (11) (Cooperative activities) to make agreements with other municipalities, counties, districts, bureaus, commissions, and governmental authorities for the joint performance of or for cooperation in the performance of any governmental functions, and (10) (Community Services) to provide, maintain, and operate community and social services for the preservation and promotion of the health, recreation, welfare, and enlightenment of the inhabitants of the Town... and (25) (Grants-in-Aid) to accept gifts and grants of Federal or of State funds from the Federal or State governments or any agency thereof, and to expend the same for any lawful public purpose, agreeably to the conditions under which the gifts or grants were made; and

WHEREAS, by action undertaken pursuant to Maryland Annotated Code, Land Use Article, the governing body of Prince George's County, Maryland, has appropriated for the Town of Forest Heights (the "Town") certain funds totaling \$100,000 in Council Resolution CB-55-2022 for the establishment of a Community Maintenance & Beautification Program; and

WHEREAS, the Mayor and Council finds that Council Resolution CB-55-2022 was enacted for the purpose of approving the Prince George's County portion of the Maryland-National Capital Park and Planning Commission budget and making appropriations and levying certain taxes for Fiscal Year 2023 for the Maryland-National Capital Park and Planning Commission, pursuant to the provisions of the Land Use Article of the Annotated Code of Maryland, as amended ("Land Use Article"); and

WHEREAS, the Commission and the Town desire to cooperate with each other to provide for the establishment of the Community Maintenance & Beautification Program to coordinate and provide services for community-based programming for residents of District 8 and Prince Georges County; and

WHEREAS, the Town as contractor for the Commission will use these funds during the period of July 1, 2022 – June 30, 2023 (FY '23), for, the maintenance of public spaces, improved landscaping, improved signage, and litter abatement, as well as to coordinate with other public and

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private sector resources to accomplish program goals and, to conduct environmental education workshops for residents on planting, gardening and composting in service to people in District 8 pursuant to a budget stated in the proposed contract's scope of services; and

WHEREAS, the Mayor and Council finds that it may also be necessary to hire additional public works employees, contractors to provide analysis and feasibility studies, as well as landscape architects when necessary, and an individual to coordinate these activities; and

WHEREAS, local municipalities and funding is on a reimbursement basis and is often referred to as "Project Charges" or also referred to as "Legislative Mandates."

NOW THEREFORE BE IT RESOLVED, that the Town Council hereby approves the above-referenced Contract with exhibits incorporated herein by reference as Exhibit A; and

BE IT FURTHER RESOLVED, that the Mayor with the assistance of the Town Administrator using existing Town personnel polices shall retain, hire or contract with qualified individuals to serve part time in part-time capacity to implement this program at salaries or contractual cost not to exceed the personnel costs contained within Exhibit A; and

BE IT FURTHER RESOLVED, that the Treasurer in cooperation with the Town Attorney shall prepare the necessary amendatory budget ordinances or resolutions, and any corresponding detailed line-item budgets to accommodate the necessary appropriations and authorized expenditures derived from the allocated funds totaling \$100,000 in Council Resolution CB-55-2022 for the establishment of the Community Maintenance & Beautification Program to provide a complete financial plan for the applicable budget year; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby appoint the following persons to serve on the Beautification and Appearance Committee with cognizance to provide advice and guidance regarding the subject grant proceeds and program:
_____ ; and

BE IT FURTHER RESOLVED, that the Mayor is authorized to execute on behalf of the Council said contract and any other ancillary documents, exhibits, certificates, affidavits, waivers or related minor agreements with the Commission to provide said services relating to the Community Maintenance & Beautification Program and carry out the purposes of this Resolution; and

BE IT FURTHER RESOLVED, that the Mayor is further authorized to sign this Resolution on behalf of the Council for said funding providing such agreement is approved by the Council; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon its passage.

PASSED this 16th day of November 2022.

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APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

ROLL CALL VOTE

YEA/NAY/ABSTAIN/ABSENT

LILLY

Yea

KENNEDY II

Yea

NOBLE

Yea

BARNES

Yea

HINES

Yea

WASHINGTON

Yea

ATKINSON

Absent

ATTEST:

THE TOWN OF FOREST HEIGHTS,
MARYLAND

[Redacted Signature]

Sherletta Hawkins, Town Clerk

By: [Redacted Signature]

Calvin Washington, Mayor

By: [Redacted Signature]

Troy Lilly, Council President

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the 16th day of November 2022 with 6 Aye votes and 0 Nay votes the aforesaid Resolution 65-22 passed.

[Redacted Signature]

Sherletta Hawkins, Town Clerk

[Exhibit A - Contract]