



THE MARYLAND-NATIONAL CAPITAL
Park and Planning Commission

COMMISSION MEETING

July 17, 2024

10:00 a.m. – 12:00 p.m.

Wheaton Headquarters
Auditorium
2425 Reddie Drive
Wheaton, Maryland 20902

and via teleconference

This page intentionally left blank.

MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Wednesday, July 17, 2024

10:00 am to 12:00 noon

Wheaton Headquarters Building Auditorium and via Teleconference

		<u>ACTION</u>	
		Motion	Second
1.	Acknowledgement of Rotation of Chair (10:00 a.m.) (Harris/Shapiro)	(D)	
2.	Consent Agenda (10:05 a.m.)	(*)	
	a) Approval of Commission Agenda		Page 1
	b) Resolution 24-06 Mutual Aid agreement between M-NCPPC and the University of Maryland College Park Police Department (Johnson)		Page 3
	c) Resolution 24-16 Minor Master Plan Amendment and concurrent Sectional Map Amendment to the 1989 Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity (Lutz)		Page 37
	d) Resolution 24-17 Perpetual Access Easement to Washington Suburban Sanitary Commission at Beltsville Community Center (Sun)		Page 43
	e) Resolution 24-18 Perpetual Access Easement to Prince George's County at Westphalia Central Park (Sun)		Page 55
3.	Adoption of Commission Meeting Minutes (10:10 a.m.)		
	a) Approval of Commission Minutes, Open Session – June 12, 2024	(*)	Page 65
4.	General Announcements (10:10 a.m.)		
	a) Bereaved Parents' Month		
	b) Upcoming Hispanic Heritage Month (September 15-October 15)		
	c) No August Commission meeting (Commission is in Recess)		
5.	Committee and Board Reports (10:10 a.m.)		
	a) Employees' Retirement System Board of Trustees Regular Meeting Minutes from June 4, 2024		Page 69
<i>Pursuant to the Maryland General Provisions Article of the Annotated Code of Maryland, Section 3-305(b), (9), a closed session is proposed to consider matters relating to collective bargaining negotiations with the Municipal and County Government Employees' Organization and the Fraternal Order of Police bargaining units to preserve the Commission's negotiating position.</i>			
6.	Closed Session (10:10 a.m.)		
	a) Collective Bargaining Update (Spencer)	(D)	
7.	Action and Presentation Items (10:30 a.m.)		
	a) Combined M-NCPPC Wage Resolutions	(*)	
	i. Resolution 24-12 Wage Adjustments and 3-Year Contract for Employees Represented by the Municipal and County Government Employees Association (MCGEO) Collective Bargaining Unit (Spencer)		Page 73
	ii. Resolution 24-13 Wage Adjustments for Non-Represented Merit and Term Contract Employees (Spencer)		Page 75
	iii. Resolution 24-14 Wage Adjustments for Seasonal/Intermittent Employees (Spencer)		Page 77
	b) Health and Benefits Changes and Updates (Allen/McDonald)		Page 79

8. **Officers' Reports (11:00 a.m.)**

Executive Director's Report

- a) Late Evaluation Report, June 2024 (For Information Only)
- b) CIO's Quarterly Report (For Information Only)

Page 83
Page 85

Secretary Treasurer

No report scheduled

General Counsel

- c) Litigation Report (For Information Only)

Page 89

(*) Vote (LD) Late Delivery (H) Handout (D) Discussion Only



The Maryland-National Capital Park and Planning Commission

Office of the General CounselReply to:

Office of the General Counsel
6611 Kenilworth Avenue, Suite 200-201
Riverdale, Maryland 20737
Phone: 301-454-1670 • Fax: 301-454-1674

June 24, 2024

To: The Maryland-National Capital Park and Planning Commission (Full Commission)

Via: Debra S. Borden, General Counsel
M-NCPPCFrom: George R. H. Johnson, Associate General Counsel
M-NCPPCRe: Draft Mutual Aid and Reciprocal Enforcement Agreement between
the Maryland-National Capital Park and Planning Commission and
the University of Maryland

The Office of the General Counsel presents this draft Mutual Aid and Reciprocal Enforcement Agreement between the Commission and the University of Maryland. The document, when finalized and implemented, would allow for shared law-enforcement authority between the parties in or near the University's College Park campus under specified circumstances.

The prospective parties of this Agreement have expressed approval of this version. So has Prince George's County Police Chief Malik Aziz. His signature on the document is required by Education Article 13-601(b)(2)(ii) because the Agreement would at times allow the University's police department to exercise law-enforcement powers beyond, though near, campus property in limited situations.

If the Commission approves this draft, the Office of the General Counsel will later present to this body a finalized version, which itself would become Exhibit E to the Agreement.



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

6611 Kenilworth Avenue • Riverdale, Maryland 20737

University of Maryland College Park and M-NCPPC
Mutual Aid and Reciprocal Enforcement Agreement, Exhibit E

M-NCPPC RESOLUTION NO. 24-[NUMBER]

RESOLUTION

WHEREAS, pursuant to the authority set forth in the Maryland Annotated Code (the “Code”) at Section 17-301 of the Land Use Article, the Maryland-National Capital Park and Planning Commission (“M-NCPPC”) has established the Montgomery County and Prince George’s County Divisions of the Maryland-National Capital Park Police (the “Park Police”), as deemed necessary for the protection of the Commission’s activities and properties; and

WHEREAS, the University of Maryland exercises police powers under Education Article Title 13, Subtitle 6 of the Annotated Code of Maryland, for the security and protection of its organization, properties, patrons, and visitors; and

WHEREAS, the M-NCPPC is a public-safety agency in the Maryland-Washington Metropolitan District vested with law-enforcement authority in accordance with Land Use Article Title 17, Subtitle 3 of the Annotated Code of Maryland. It is the mission of the M-NCPPC to safeguard its parklands and other properties, and protect its users and visitors with the highest regard for the sanctity of human life; and

WHEREAS, pursuant to those aforementioned authorities, including Land Use Article, Section 17-303, and to Criminal Procedure Article, Section 2-105, of the Maryland Annotated Code, the University of Maryland and the M-NCPPC (collectively, the “Parties”) desire to provide for the safe and efficient administration of law enforcement within the M-NCPPC’s Park Property and that portion of all trails, roads, and sidewalks immediately adjacent to any such Park Property or any such trails, roads, and sidewalks within University of Maryland boundaries in which the M-NCPPC and/or the University of Maryland has/have a documented interest by assigning concurrent jurisdiction to the Park Police and the University of Maryland College Park Police; and

WHEREAS, pursuant to the authority set forth in the Code, at Section 2-105 of the Criminal Procedure Article, the University of Maryland and the M-NCPPC desire to make and enter into a Mutual Aid and Reciprocal Enforcement Agreement for the purposes provided therein; and

WHEREAS, the M-NCPPC desires to enter into a Mutual Aid and Reciprocal Enforcement Agreement with the University of Maryland and finds that it is in the interest of the public health, safety, and welfare to do so.

NOW, THEREFORE, BE IT RESOLVED, that the M-NCPPC finds that it is in the best interest of the public health, safety, and welfare to enter into the Mutual Aid and Reciprocal Enforcement Agreement, of which this Resolution, once approved, shall become an Exhibit; and

BE IT FURTHER RESOLVED, that the Maryland-National Capital Park and Planning Commission approves the Mutual Aid Agreement and authorizes the Executive Director to sign the Agreement on behalf of the M-NCPPC.

This is to certify that the foregoing is a true and correct copy of a resolution adopted by the Maryland-National Capital Park and Planning Commission on motion of Commissioner_____, seconded by Commissioner_____, with Commissioners _____, _____, _____, _____, and _____ voting in favor of the motion, (note absence of any Commissioner), at its regular meeting held on _____, _____, 2024, at the _____ Auditorium in _____, Maryland.

Bill Spencer
Acting Executive Director

REVIEWED AND APPROVED FOR LEGAL SUFFICIENCY:
s/ George R. H. Johnson
M-NCPPC Legal Department June 24, 2024

MUTUAL AID AND RECIPROCAL ENFORCEMENT AGREEMENT

THIS MUTUAL AID AND RECIPROCAL ENFORCEMENT AGREEMENT (the "Reciprocal Agreement" or "Agreement") is made as of this ___ day of _____, 2024, by and between the University of Maryland College Park ("UMD"), an instrumentality of the State of Maryland, on behalf of the University of Maryland College Park Police Department ("UMPD"), and the Maryland-National Capital Park and Planning Commission (the "Commission"), a public body corporate and bi-county agency of the State of Maryland.

Explanatory Statements

A. Pursuant to the authority set forth in the Annotated Code of Maryland (the "Code") at Section 13-601 of the Education Article, the UMPD is the UMPD force which is authorized to protect property, and to provide for the safety and general welfare of the public within the boundaries of property that UMD owns, leases, operates, or that is otherwise under its control (the "UMD Limits") See, Exhibit A, "University of Maryland Campus Map."

B. Pursuant to the authority set forth in the Code at Section 17-101 of the Land Use Article, the Commission regularly acquires, develops, owns and/or operates various park facilities and other real properties or interests therein, including such of the Commission properties ("Park Property") located from time to time within, or near to UMD property ("UMD Property"), wherein both parties may benefit from a mutual exchange of extra-territorial jurisdiction, referred to as "Special Patrol Areas" as described in Schedule 2.1.

C. Pursuant to the authority set forth in the Code at Sections 17-301, et seq. of the Land Use Article, the Commission has established the Prince George's County Division of the Maryland-National Capital Park Police (the "Park Police") as deemed thereby to be necessary for the protection of the Commission's activities undertaken within UMD Limits and the Park Property.

D. Pursuant to the authority set forth in the Code at Section 17-303 of the Land Use Article and at Section 2-105 of the Criminal Procedure Article, UMD and the Commission (collectively, the "Parties") desire to make and enter into this Reciprocal Agreement for the purposes provided herein.

E. The Parties desire to provide for the safe and efficient administration of law enforcement within the Park Property and that portion of all trails, roads, and sidewalks immediately adjacent to any such Park Property or any such trails, roads, and sidewalks within UMD Limits in which the Commission and/or UMD has a documented interest by assigning concurrent jurisdiction to the Park Police and the UMD Police, as provided herein.

F. This Agreement has been authorized pursuant to action by UMD taken on _____, a true and correct copy of which is annexed hereto at Exhibit C.

G. This Agreement has been approved by the Chief of Police of Prince George's County, pursuant to Section 13-601(b)(2)(ii) of the Education Article of the Maryland Code, on _____, a true and correct copy of which is annexed hereto at Exhibit D.

H. This Agreement has been authorized by the formal action of the Maryland-National Capital Park and Planning Commission taken on _____ by Resolution _____, a true and correct copy of which is annexed hereto at Exhibit E.

NOW, THEREFORE, in consideration of the mutual rights, duties, promises and obligations herein, the parties desire to set forth in writing the understanding reached between them concerning the manner in which police service is to be rendered within the Park Property and within UMD Limits and therefore agree to the following:

1. Authority Reserved. Nothing contained in this Agreement is intended to cede, relinquish, or limit the respective legal authority or jurisdiction of either department under circumstances not addressed herein, and UMPD and Park Police, respectively, do hereby expressly reserve all such authority and jurisdiction to the fullest extent otherwise provided under the Code, by the laws and ordinances of UMD, resolution of the Commission, Common Law of Maryland, or any other applicable law or regulation promulgated pursuant thereto. By way of example and without limiting the generality of the foregoing, it is understood that nothing provided in this Agreement shall limit or otherwise impair the authority of any officer of UMPD or Park Police to make an arrest pursuant to the provisions of the Code at Sections 2-102, 2-202, 2-203 or 2-301 of the Criminal Procedure Article as amended from time to time. In addition, the failure of either party to comply with the requirements of Sections 2.1, 2.3, 2.4, 3, 4, or 5 of this Agreement, may only be enforced by the Parties under Section 6 of this Agreement and shall have no effect on the authority of UMPD or the Park Police to exercise their respective police powers of this State, it being expressly understood that this Agreement shall have no third-party beneficiaries intended or implied.

2. Special Patrol Jurisdiction.

2.1. Jurisdiction Conferred. The Commission and UMD do hereby warrant and muster the aid of each other and, accordingly, confer upon each other any concurrent and general jurisdiction necessary and sufficient under law to exercise police powers within the specified geographical areas contained within UMD Limits and adjacent Park Property and enumerated in *Schedule 2.1* attached to this Agreement and incorporated herein (the "Special Patrol Areas"); provided, however, that such authority shall be subject to the following limitations:

2.1.1. *Special Patrol Areas*. UMD expressly agrees it will conduct regular patrols as it deems appropriate within the Special Patrol Areas sufficient to address UMD's public safety concerns. Activities undertaken by UMPD within the Special Patrol Areas shall be confined to the Special Patrol Areas; provided, however, that this section is not intended to limit the authority of police officers of UMD to engage in fresh pursuit, for actions that occur within the Special Patrol Areas, as provided in the Code at Section 2-301 of the Criminal Procedure Article.

2.1.2. *Park Property Reserved*. Nothing provided in this Article 2 with respect to the Special Patrol Areas shall limit or otherwise impair the exercise by the Park Police of jurisdiction within any Park Property located within a Special Patrol Area, it being expressly understood that jurisdiction within any Park Property shall be exercised according to the provisions of Article 3 of this Agreement only.

2.2. Reserved.

2.3. Certain Practices of UMD Police. For the purpose of securing the orderly exercise of jurisdiction described herein and conducting the patrols promised by UMD, UMD agrees to observe certain practices and procedures provided as follows:

2.3.1 *Communications Protocol.* In the event that UMPD officers are first on scene of an incident occurring on Park Property, the UMPD will notify Park Police immediately, with a request for Park Police Officer to come to the scene.

2.3.2. *Incident Reports.* UMPD shall file with the Park Police a written report for any arrest or other incident reportable according to Park Police regulation or directive, or at the special request made pursuant to Park Police incident command. Written incident reports made by UMPD for this purpose shall be provided according to any form, content, and applicable written directives or procedures, which the Park Police may from time to time reasonably promulgate and require. It is understood that incident reports filed pursuant to this Section 2.3.2 shall be completed as soon as practicable following the close of the reporting officer's tour of duty, but not later than 24 hours thereafter. The Park Police will likewise provide incident reports, in the same timely form and manner to UMPD with respect to any arrest or other reportable incident.

2.3.3. *Advance Notice of Certain Operations.* To ensure the safety of both UMPD officers and Park Police officers, UMPD shall provide to the Park Police reasonable prior notice of any narcotics investigation or undercover enforcement activity conducted on Park Property. Such notice shall be furnished at least four (4) hours in advance of commencement of such activity according to such applicable written directives or procedures as the Park Police may from time to time reasonably promulgate and require, unless due to exigent circumstances such notice is impractical.

2.4 Command.

2.4.1. *On UMD Property.* Except and unless expressly waived at the sole option of the UMPD with respect to a particular incident, the UMPD shall have full charge and responsibility for on-the-scene command of any Park Police officer who exercises concurrent jurisdiction on UMD Property.

2.4.2. *Certain Areas Adjacent to UMD Property.* If any incident begins or is discovered on UMD Property and thereafter continues without interruption onto the roads and sidewalks immediately adjacent to UMD Property, then, except and unless expressly waived at the sole option of the UMPD with respect to that incident, the UMPD shall have full charge and responsibility for on-the-scene command of any Park Police officer who responds to that incident.

2.4.3. *First on Scene.* Notwithstanding anything herein to the contrary, in the event that a police officer for any signatory jurisdiction is first on the scene, that officer shall assume command and secure the area, maintain the integrity of any crime scene, establish a perimeter as required and begin to gather victim and/or witness information until an officer from the signatory jurisdiction having primary jurisdiction arrives on the scene. A police officer who initially assumes command of a scene as described in this subsection shall relinquish command to the first police officer having primary jurisdiction who arrives on the scene.

2.5. UMD Police. Except as otherwise expressly provided in Section 2.4. of this Agreement, the UMPD shall be the agency of principal responsibility for law enforcement activities undertaken with respect to UMD Property, including, but not limited to, the following:

2.5.1. *Investigation*. Initiation and/or conduct of investigative activities relating to a crime, reported crime, or possible crime occurring on UMD Property (except as provided otherwise in any Agreement of Coordination of Enforcement Responsibilities between Prince George's County Police and UMD Police, as amended from time to time). With respect to those events investigated by the UMD Police, the UMPD shall be solely responsible for the collection and preservation of evidence/property recovered during the course of their investigations.

2.5.2. *Warrants*. The execution on UMD Property of search or arrest warrants relating to any crime, reported crime or possible crime investigated by the UMD Police.

2.5.3. *Crowd Control*. The planning and execution of law enforcement measures to control crowds, demonstrations, public displays, and similar scheduled and unscheduled congregations which may occur from time to time on UMD Property.

2.5.4. *Drug and Alcohol Crime*. The investigation and enforcement of any violation occurring on UMD Property of laws relating to the possession, use and/or distribution of narcotics, and similar controlled dangerous substances or alcoholic beverages.

2.5.5. *Motor Vehicle Laws*. The investigation and enforcement of any violation of the motor vehicle laws of the State of Maryland occurring on UMD Property, whether or not the violation is a crime.

2.5.6. *Enforcement of Rules and Regulations*. The investigation and enforcement of the UMD's policies and rules.

2.6 University Event Patrol. Activities undertaken by the Park Police on UMD Property may include scheduled patrolling of University Events on campus (hereinafter referred to as "University Event Patrol"), as follows. University Events described herein are not limited to the Special Patrols Areas and may occur anywhere on the University campus as designated by the UMD Police.

2.6.1. The UMPD shall provide reasonable advanced notice when requesting University Event Patrol.

2.6.2. The UMPD shall have full charge and responsibility for on-the-scene command of any Park Police officers assigned to University Event Patrol for the purpose of selecting appropriate areas for patrol, on-scene supervision, and duties during shift. The Park Police has the authority for the scheduling and assignment of Park Police officers assigned to University Event Patrol.

2.6.3. In the exercise of police powers during University Event Patrol, the Park Police officers shall have full and complete authority to exercise police powers, including the

making of arrests on University Property.

2.6.4. All incidents observed and arrests made by Park Police officers during University Event Patrol shall be promptly reported by the Park Police and forwarded to the UMD Police.

2.6.5. The UMPD shall reimburse the Commission for all costs for Park Police Officers who are assigned to University Event Patrols at the UMPD's request. The Commission agrees to invoice the UMPD for such costs within thirty (30) days of the date of such event, and the UMPD shall pay any undisputed invoices within thirty (30) days. In the event of any questions or disputes about such invoices, the Parties agree to work to resolve the question or dispute expeditiously and in good faith. In determining Commission costs for Park Police Officers, Park Police assigned to University Event Patrol shall derive an overtime rate of pay pursuant to the provisions of the prevailing collective bargaining agreement between the Commission and FOP Lodge 30.

3. Concurrent Jurisdiction On Park Property. The Parties hereby acknowledge the concurrent jurisdiction of the UMPD and the Park Police with respect to Park Property within the Special Patrol District and that portion of all roads and sidewalks immediately within or adjacent to any Park Property. As a matter of their mutual convenience, and not in limitation, it is understood that such concurrent jurisdiction shall be exercised according to the provisions of this Article 3.

3.1. Command.

3.1.1. *On Park Property.* Except and unless expressly waived at the sole option of the Park Police with respect to a particular incident, the Park Police shall have full charge and responsibility for on-the-scene command of any UMPD officer who exercises concurrent jurisdiction on Park Property.

3.1.2. *Certain Areas Adjacent to Park Property.* If any incident begins or is discovered on Park Property and thereafter continues without interruption onto the roads and sidewalks immediately adjacent to Park Property, then, except and unless expressly waived at the sole option of the Park Police with respect to that incident, the Park Police shall have full charge and responsibility for on-the-scene command of any UMPD officer who responds to that incident.

3.1.3. *First on Scene.* Notwithstanding anything herein to the contrary, in the event that a police officer for any signatory jurisdiction is first on the scene, that officer shall assume command and secure the area, maintain the integrity of any crime scene, establish a perimeter as required and begin to gather victim and/or witness information until an officer from the signatory jurisdiction having primary jurisdiction arrives on the scene. A police officer who initially assumes command of a scene as described in this subsection shall relinquish command to the first police officer having primary jurisdiction who arrives on the scene.

3.2. Park Police. Except as otherwise expressly provided in Section 3.3. of this Agreement, the Park Police shall be the agency of principal responsibility for law enforcement activities undertaken with respect to Park Property, including, but not limited to, the following:

3.2.1. *Investigation*. Initiation and/or conduct of investigative activities relating to a crime, reported crime, or possible crime occurring on Park Property; provided, however, that, the Prince George's County Police shall be and remain the agency of principal responsibility for investigative activities relating to any human death occurring or discovered on Park Property. With respect to those events investigated by the Park Police, the Park Police shall be solely responsible for the collection and preservation of evidence/property recovered during the course of their investigations.

3.2.2. *Warrants*. The execution on Park Property of search or arrest warrants relating to any crime, reported crime or possible crime investigated by the Park Police.

3.2.3. *Crowd Control*. The planning and execution of law enforcement measures to control crowds, demonstrations, public displays, and similar scheduled and unscheduled congregations which may occur from time to time on Park Property.

3.2.4. *Drug and Alcohol Crime*. The investigation and enforcement of any violation occurring on Park Property of laws relating to the possession, use and/or distribution of narcotics, and similar controlled dangerous substances or alcoholic beverages.

3.2.5. *Motor Vehicle Laws*. The investigation and enforcement of any violation of the motor vehicle laws of the State of Maryland occurring on Park Property, whether or not the violation is a crime.

3.2.6. *Enforcement of Rules and Regulations*. The investigation and enforcement of the Park Rules and Regulations promulgated from time to time by the Commission in accordance with the Code at Land Use Article Section 17-207.

3.3. Certain Practices of Park Police. For the purpose of securing the orderly exercise of Special Patrol Areas, the Park Police agree to observe certain practices and procedures provided as follows:

3.3.1 *Special Patrol Areas*. The Park Police expressly agree that it will conduct regular patrols as it deems appropriate within the Special Patrol Areas sufficient to address the Park Police's public safety concerns. Activities undertaken by the Park Police within the Special Patrol Areas shall be confined to the Special Patrol Areas and Park Property; provided, however, that this section is not intended to limit the authority of Park Police officers to engage in fresh pursuit, for actions that occur within the Special Patrol Areas and Park Property, as provided in the Code at Section 2-301 of the Criminal Procedure Article.

3.3.2. *Communication Protocol*. In the event that Park Police officers are first on scene of an incident occurring on UMD Property, Park Police shall notify UMPD immediately, with a request for an UMPD Officer to come to the scene.

3.3.3 *Clery Act Compliance.* The Park Police shall immediately notify UMPD of any incidents that occur on Park Property adjacent to UMD Property of any significant emergency or dangerous situation involving an immediate threat to the health or safety, or a serious or continuing threat to community by means of radio or telephone transmission.

3.3.4. *Incident Reports.* The Park Police shall file with UMPD a written report for any arrest or other incident reportable according to Park Police regulation or directive, or at the special request made pursuant to UMD Police. Written incident reports made by the Park Police for this purpose shall be provided according to any form, content, and applicable written directives or procedures, which the UMPD may from time to time reasonably promulgate and require. It is understood that incident reports filed pursuant to this Section 3.3.4. shall be completed as soon as practicable following the close of the reporting officers tour of duty, but not later than 24 hours thereafter.

3.3.5. *Advance Notice of Certain Operations.* To ensure the safety of both UMPD officers and Park Police officers, the Park Police shall provide to UMPD reasonable prior notice of any narcotics investigation or undercover enforcement activity conducted in the Special Patrol Areas. Such notice shall be furnished within four (4) hours in advance of commencement of such activity according to such applicable written directives or procedures as the Park Police may from time to time reasonably promulgate and require, unless due to exigent circumstances such notice is impractical.

4. Calls for Emergency Assistance. The Parties acknowledge that the proper and timely routing of telephone calls for emergency service between UMPD and Park Police, and the notice thereof from one unto the other, is a serious matter of public service and a possible source of citizen confusion or complaints. Accordingly, the departments will exercise best efforts and due care in the transaction of such calls according to the provisions of this Article 4.

4.1. Referral to Agency Having Principal Responsibility. The Park Police shall promptly refer to UMPD any telephone call or other request for emergency service which relates to an area other than Park Property but within UMD Limits. UMPD shall promptly refer to the Park Police any telephone call or other request for emergency service which relates to Park Property that is outside the Special Patrol Areas. Telephone calls referred by one agency to another shall be transacted using equipment designed to switch the call without interruption to the person initiating the call.

4.1 Blue-Light Telephones. The Blue-Light Telephones are an emergency telephone network which are prominently marked by a blue light. The telephones are part of UMD's safety network and are located at numerous locations on UMD property and other surrounding properties. One or more Blue-Light Telephones may be located on Park Property. Regardless of where or whether located on Park Property, any Blue-Light Telephone is and shall be the responsibility of UMD and all calls for services shall be routed directly to UMD. The Commission has no maintenance responsibility for the Blue-Light Telephones, nor does it have any responsibility to receive or respond to any such calls for service. However, in the interest of mutual aid, the Park Police may respond to Blue Light Telephone emergency calls when 1) the phones are located on Park Property; and 2) when UMD requests that Commission respond to or assist with the call.

4.3. Records. Each party shall maintain a record of calls referred to the other pursuant to this Article 4. The records shall record the date, time and duration of the call, street address or other information regarding location of the request, the nature of complaint, complaint number (if any) and identification of personnel assigned to respond (if any) to each call switched as provided herein. Each party shall furnish to the other a copy of the records maintained upon request.

5. Cooperation; Technical Assistance; Procedures; Complaints. It is the intent of the Parties that UMPD and Park Police shall share liberally their technical expertise, equipment, and human resources to prevent and reduce crime throughout the County and to deliver efficient, coordinated police services to the citizens of Prince George's County, and particularly the residents of UMD campus, including without limitation any available camera feeds or footage taken within the Special Patrol Areas. Each party signatory hereto, and its respective police agencies and employees, covenants that it shall in all events cooperate using best efforts to comply with any reasonable request made by the other. Each police agency may promulgate reasonable rules, regulations and directives for the purpose of ensuring uniform compliance with the requirements set forth in this Agreement. Complaints alleging any incident of non-compliance shall be made in writing addressed to the chief of police of the party to which such complaint relates. Upon receipt, the chief shall conduct promptly a reasonable investigation of each complaint and shall in due course report in writing to the complainant whether such complaint is founded or not. On an annual basis beginning with the first anniversary of the effective date of this Agreement, the status of each complaint of non-compliance shall be reported to UMD and Commission, respectively.

6. Statutory Indemnity. The parties do mutually covenant and agree to waive all claims and indemnify the other according to the terms and requirements set forth in the Code at Section 2-105 (e)(2) of the Criminal Procedure Article, which terms and requirements, as amended from time to time, shall be deemed incorporated herein by reference as if set forth in their entirety.

7. Integration.

7.1. Prior Agreement of the Parties. This Agreement (including the Exhibits and Schedule hereto) constitutes and contains the entire, integrated agreement of the Parties with respect to the subject matter hereof, and shall supersede any and all prior negotiations, correspondence, understandings and agreements between the parties, respecting the subject matter hereof.

7.2. Other Agencies of Law Enforcement. Anything provided in this Agreement to the contrary notwithstanding, it is understood that the Parties may from time to time, under the authority provided under the Code at Section 2-105 of the Criminal Procedure Article, enter into agreements of reciprocal enforcement and mutual aid respecting other law enforcement agencies. In the event any provision contained in this Agreement conflicts with any other such enforcement and aid agreement, the terms of the other such agreement shall be deemed to control.

8. Term. This Agreement shall be deemed effective at 12:01 AM on the date first written above and shall continue in full force and effect until such time as it is terminated by either UMD or the Commission upon thirty (30) days written notice.

9. Miscellaneous.

9.1. Notices. Except as otherwise expressly provided by this Agreement, any written notices, requests, demands, consents, and other communications which are required or may be given under this Agreement shall be given as follows. Any party may notify the other party of a change of addressee as necessary:

If to UMD:

David B. Mitchell
Chief of Police
University of Maryland Police Department
7569 Baltimore Ave
College Park, Md 20740

With a copy to:

Office of General Counsel
University of Maryland
4716 Pontiac Street
Seneca Bldg., Suite 2117
College Park, MD 20742
Attn: Christopher B. Lord

If to UMD Police:

David B. Mitchell
Chief of Police
University of Maryland Police Department
7569 Baltimore Ave
College Park, Md 20740

If to the Commission:

Asuntha Chiang-Smith
Executive Director
Maryland-National Capital Park and Planning Commission
6611 Kenilworth Avenue, Suite 403
Riverdale, Maryland 20737

With a copy to:

General Counsel
Maryland-National Capital Park and Planning Commission
6611 Kenilworth Avenue, Suite 200
Riverdale, Maryland 20737

If to the Park Police:

Acting Chief Germaine Haywood

Maryland-National Capital Park Police
8100 Corporate Drive
Landover, Maryland 20785

If to the Prince George's County Chief of Police:

Chief of Police Malik Aziz
Prince George's County Police Department
8801 Police Plaza, Upper Marlboro, MD 20772

with a copy to:

County Attorney for Prince George's County
1301 McCormick Drive, Suite 4100
Largo, Maryland 20774

9.2. Severability. Any provision of this Agreement which is held by a court of competent jurisdiction to be prohibited or unenforceable shall be ineffective to the extent of such prohibition or unenforceability, without invalidating or rendering unenforceable the remaining provisions of this Agreement.

9.3. Amendment; Waiver. Any proposed amendment to this Agreement shall be evaluated in good faith by the Parties, and prior to any Commission approval, may be subject to review by the agency's Park Police unions for conformance with any applicable collective bargaining agreement. No provision of this Agreement may be amended, waived, or otherwise modified without the prior written consent of all the Parties hereto.

If a new Chief of Police for the Prince George's County Police Department is sworn in, the Chief of Police of Prince George's County has ninety (90) days to provide notice to the other parties that Prince George's County withdraws its authorization in part or in whole. In the event there is any change (reduction or otherwise) to the Special Patrol Areas listed in Schedule 2.1 and depicted in Exhibit B, the Parties agree to notify Prince George's County Police Department.

9.4. Section Headings. The section and other headings contained in this Agreement are for reference purposes only and shall not affect the meaning or interpretation of this Agreement.

9.5. Counterparts. This Agreement may be executed in any number of counterparts, each of which shall be deemed to be an original and all of which together shall be deemed to be one and the same instrument.

9.6. Applicable Law. This Agreement was made in the State of Maryland, and shall be governed by, construed, interpreted and enforced in accordance with the laws of the State of Maryland.

9.7. Use of Genders. Whenever used in this Agreement, the singular shall include the plural and vice versa, and the use of any gender shall include all genders and the neuter.

IN WITNESS WHEREOF, the Parties have executed and acknowledged this Agreement as of the day and year first written above.

**THE MARYLAND-NATIONAL CAPITAL
PARK AND PLANNING COMMISSION**

**UNIVERSITY OF MARYLAND COLLEGE
PARK**

By: _____

William Spencer
Acting Executive Director

Date: _____

By: _____

Kenneth E. Ecker
University of Maryland Police

Date: _____

Approved as to form and legal sufficiency:

George R. H. Johnson

Office of the General Counsel
Maryland-National Capital Park and
Planning Commission

Schedule 2.1

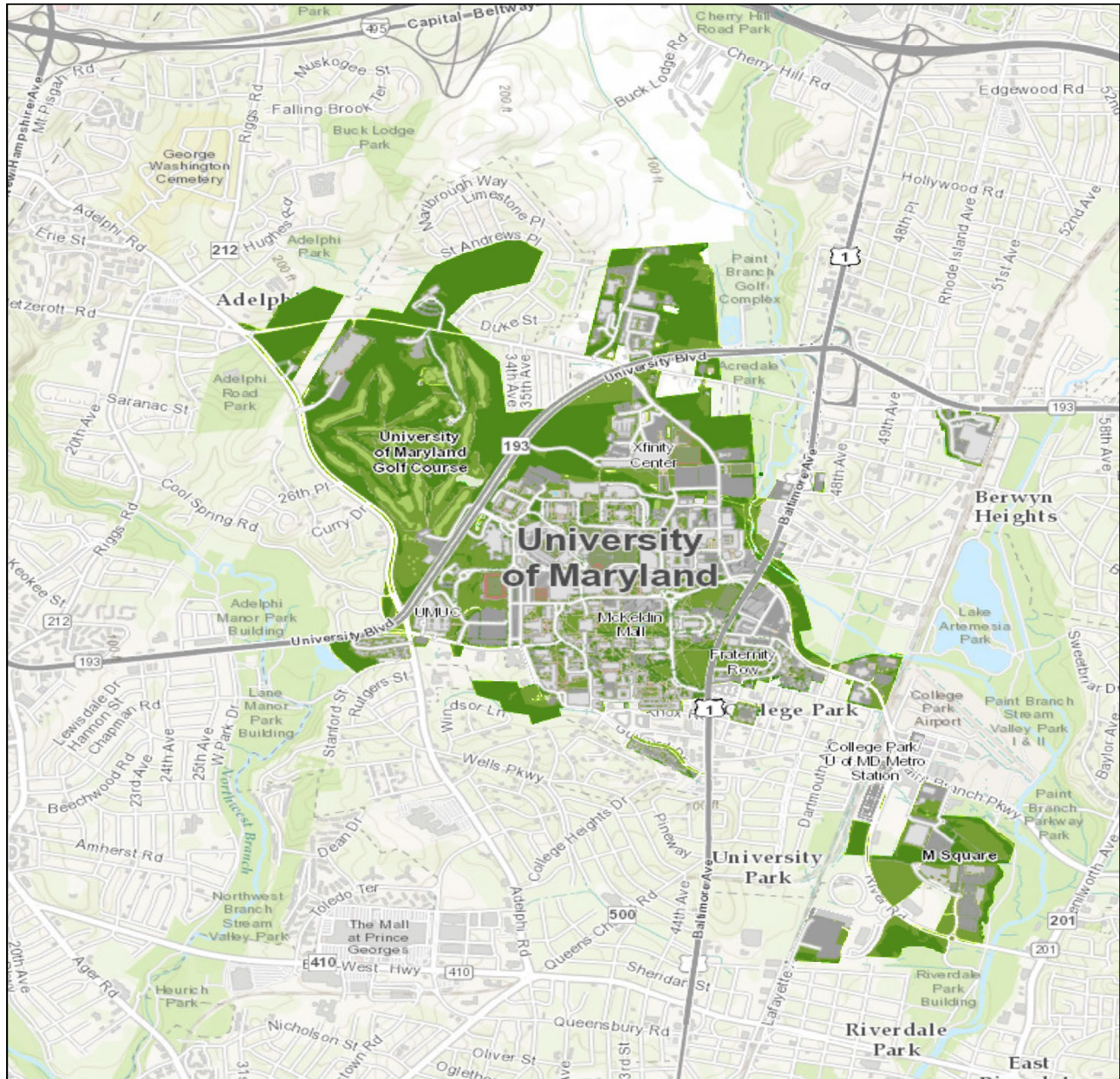
List of “Special Patrol Area” properties that are subject to the Mutual Aid and Reciprocal Enforcement Agreement:

1. All properties belonging to the Commission, but which are immediately adjacent to property belonging to UMD.
2. All properties belonging to UMD, but which are immediately adjacent to properties belonging to the Commission.
3. Any property which is the subject of an easement, right of entry, or any other land-use agreement between UMD and the Commission.
4. Any property which is the subject of an easement, right of entry, or any other land-use agreement between the Commission or UMD and a third party.
5. The following specific properties:

Acredale Park	4300 Metzert Road College Park, MD, 20740
Berwyn Park	8301 49th Avenue College Park, MD, 20740
Albion Road	4535 Albion Road
Calvert Park	4807 Drexel Road College Park, MD, 20740
College Park Airport	1909 Corporal Frank S Scott Drive College Park, MD, 20740
College Park Aviation Museum	1985 Corporal Frank S Scott Drive College Park, MD, 20740
College Park Community Center	5051 Pierce Avenue College Park, MD, 20740
College Park Woods Park	9119 Saint Andrew's Place College Park, MD, 20740
Ellen E. Linson SplashPark	5211 Paint Branch Parkway College Park, MD, 20740
Herbert W. Wells Ice Skating Center	5211 Paint Branch Parkway College Park, MD, 20740
Junior Tennis Champions Center	5200 Paint Branch Parkway College Park, MD, 20740
Lake Artemesia Park	8200 55th Avenue Berwyn Heights, MD, 20740
Lakeland Park	4901 Lakeland Road College Park, MD, 20740
Northgate Urban Park	Parcels 137 and 212 in College Park MD 20742
Paint Branch Golf Complex	4690 University Boulevard College Park, MD, 20740
Paint Branch Parkway Park	5202 Campus Drive College Park, MD, 20740

EXHIBIT A, AREA MAP

University of Maryland Campus Map



University of Maryland - Facilities Management - Campus GIS
Date Created: October 14, 2016

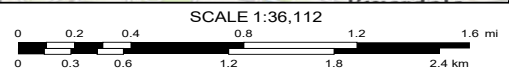


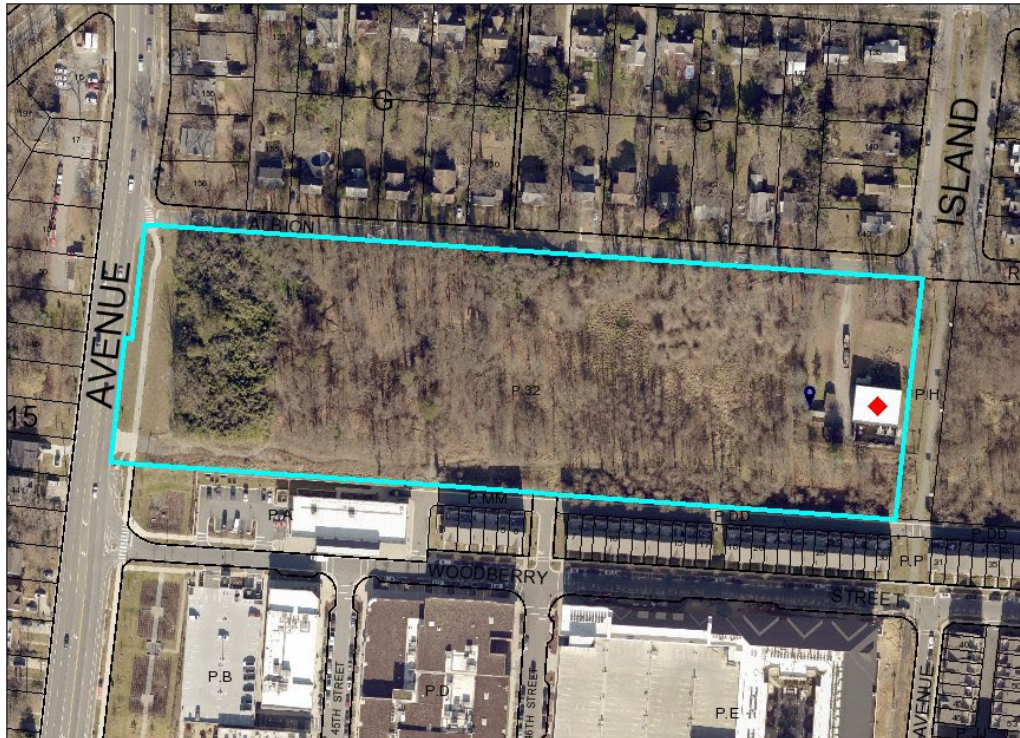
EXHIBIT B: MAPS OF SPECIAL PATROL AREAS

Acredale Park



Albion Road

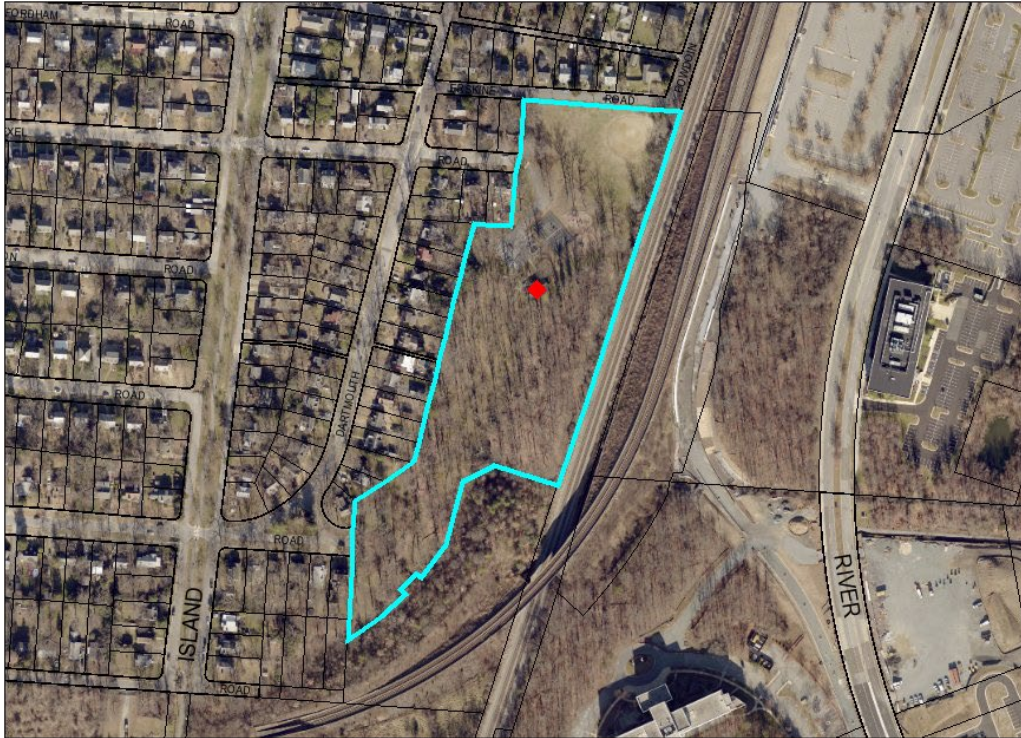
M-NCPPC's Albion Road Property



Calvert Park



M-NCPPC's Calvert Park



College Park Airport & College Park Airport Museum



M-NCPPC's College Park Airport and College Park Airport Museum



College Park Community Center



M-NCPPC's College Park Community Center



College Park Woods Park



M-NCPPC's College Park Woods Park



College Park Woods Trail version 2



Junior Tennis Champions Center

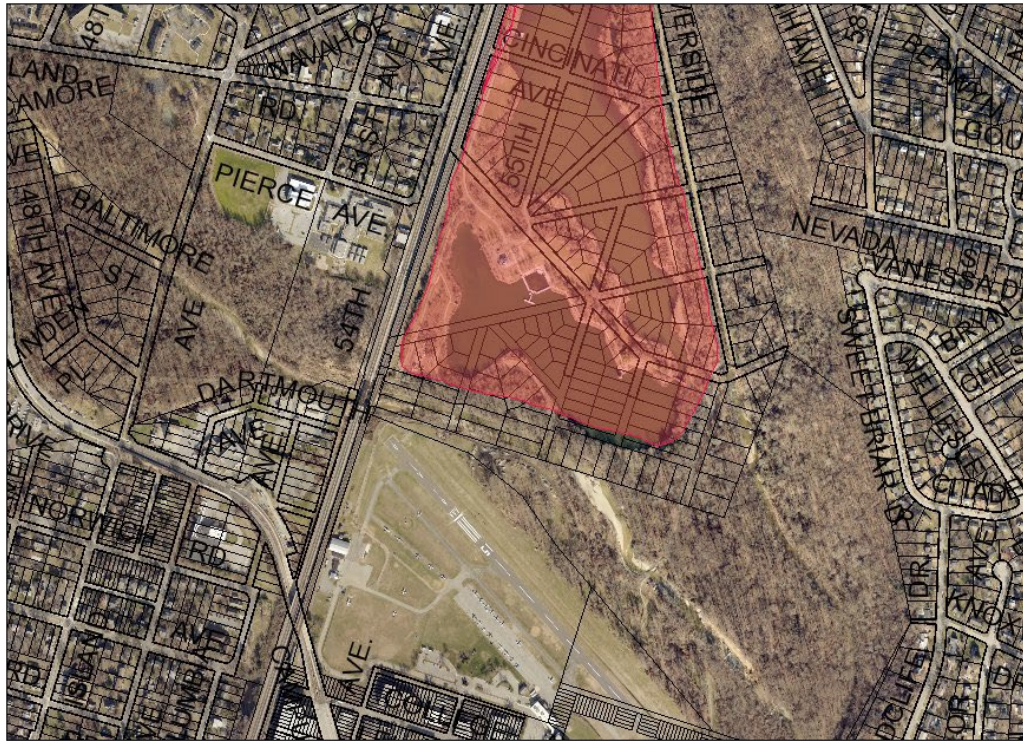


M-NCPPC Land leased to Junior Tennis Champions Center



Lake Artemesia Park

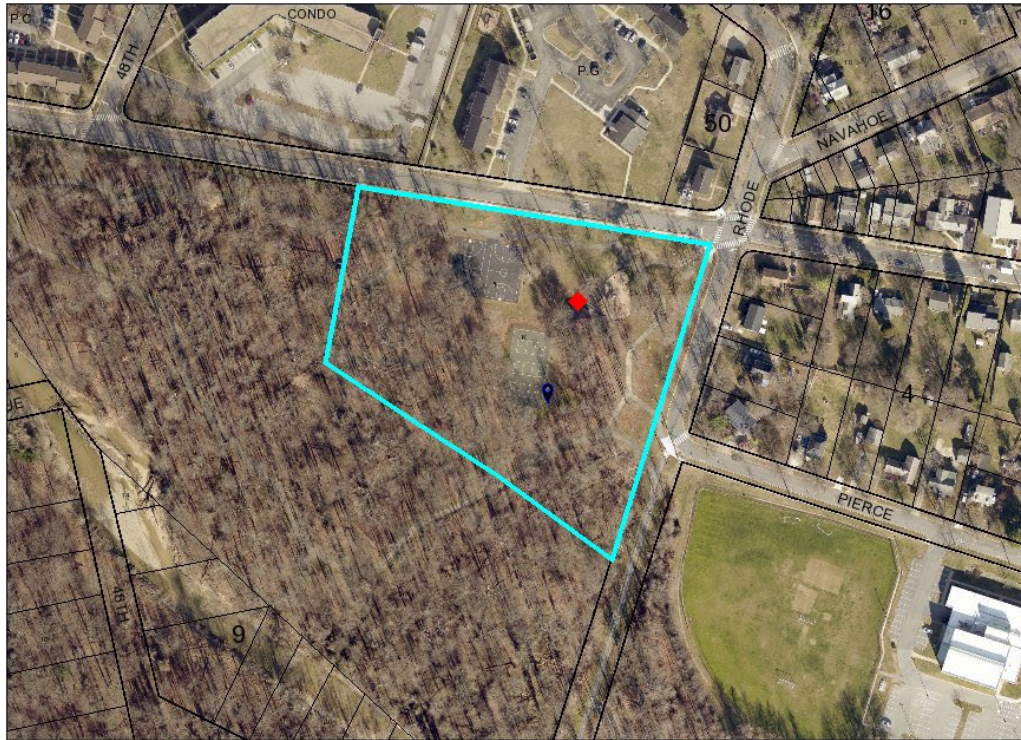
Lake Artemesia Vicinity Map



Lakeland Park



M-NCPPC's Lakeland Park



Linson Wells/Litton Property



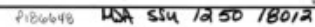
Linson - Wells



M-NCPPC Easement through Litton Property (south of Wells Linson)



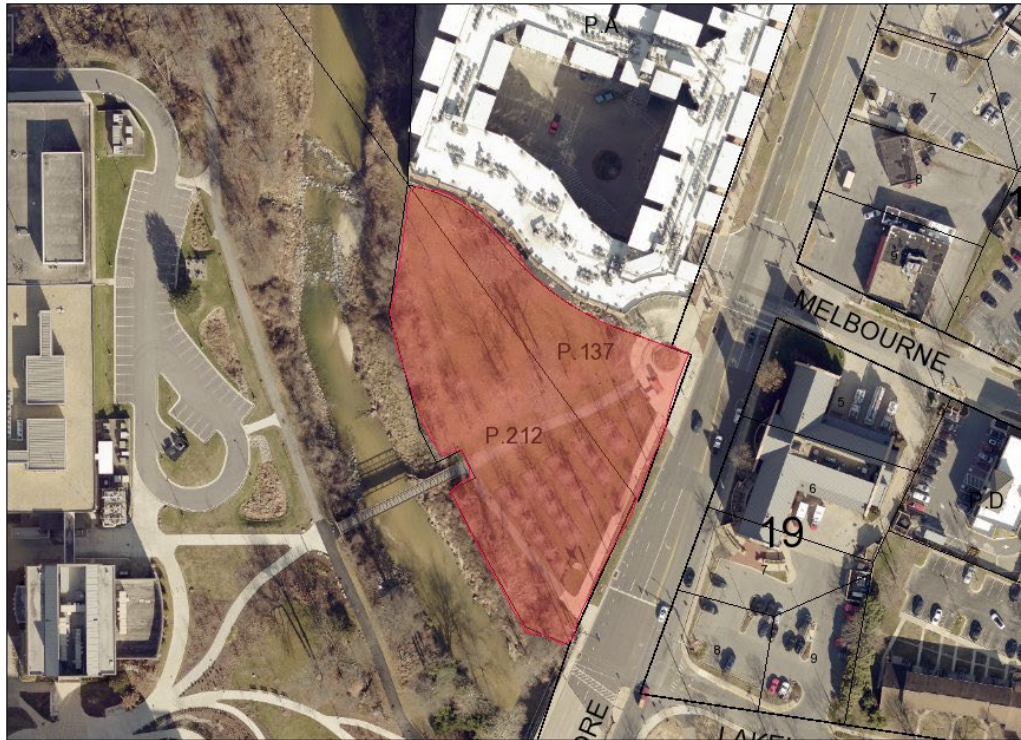
APPENDIX A



Northgate Urban Park



M-NCPPC's Northgate Urban Park



Paint Branch

M-NCPPC Paint Branch Golf Complex

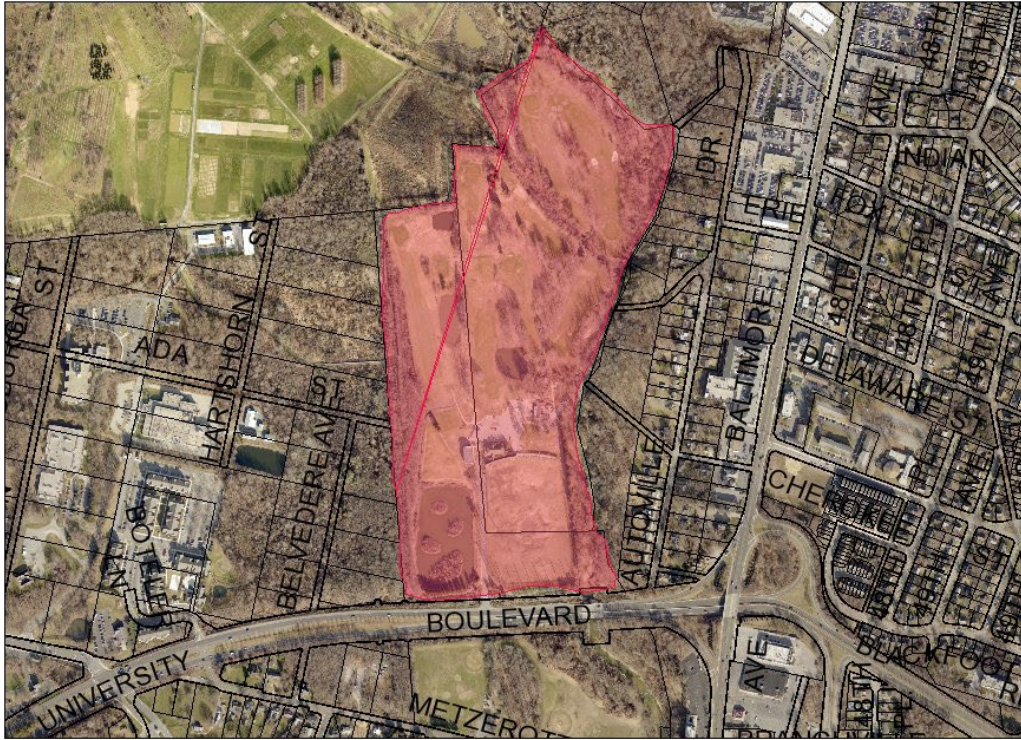


EXHIBIT C, UNIVERSITY OF MARYLAND AUTHORIZATION

VICE PRESIDENT AND CHIEF ADMINISTRATIVE OFFICER

Carlo Colella, VP & CAO
University of Maryland, College Park, MD

CHIEF OF POLICE, UNIVERSITY OF MARYLAND

David B. Mitchell, Chief of Police
University of Maryland, College Park, MD

**EXHIBIT D, CHIEF OF POLICE OF PRINCE GEORGE’S COUNTY, MARYLAND
AUTHORIZATION**

**AUTHORIZATION PURSUANT TO EDUCATION §13-601 TO EXERCISE POLICE
POWERS BEYOND UMD PROPERTY AS DESCRIBED IN SCHEDULE 2.1**

CHIEF OF POLICE, PRINCE GEORGE’S COUNTY, MARYLAND

**Malik Aziz, Chief of Police
Prince George’s County, Maryland**

Date

PRINCE GEORGE’S COUNTY, MARYLAND

**Barry L. Stanton
Chief Administrative Officer
for Public Safety for Prince George’s County, Maryland**

Date

EXHIBIT E, COMMISSION RESOLUTION



July 1, 2024

MEMORANDUM

TO: The Maryland-National Capital Park and Planning Commission

VIA: James Hunt, Acting Deputy Director of Operations *JGH*

FROM: Emily Lutz, AICP, Planner III, Long-Range Planning Section, Community Planning Division *EL*

CC: Lakisha Hull, AICP, LEED AP BD+C, Planning Director *JGH*

SUBJECT: **The Maryland-National Capital Park and Planning Commission certification of the adoption and approval of the Minor Master Plan Amendment and concurrent Sectional Map Amendment to the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity***

Attached for your review and approval are the draft Full Commission Resolution M-NCPPC No. 2024-17 to adopt and certify the Minor Master Plan Amendment and concurrent Sectional Map Amendment (SMA) to the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity*; a draft Certificate of Adoption; and a copy of the Minor Master Plan Amendment and concurrent Sectional Map Amendment to the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity*, which consists of the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity*, the initiating resolution CR-001-2024, the Prince George's County Planning Board Resolution of Adoption PGCPB No. 2024-27 (minor master plan amendment) and Resolution of Endorsement PGCPB No. 2024-28 (SMA), and the Prince George's County Council Resolutions of Approval CR-055-2024 (minor master plan amendment) and CR-056-2024 (SMA).

RECOMMENDATION

Staff recommend the Full Commission approve Resolution M-NCPPC No. 2024-17, and the Certificate of Adoption and Approval.

Attachments:

1. Draft Full Commission Resolution M-NCPPC No. 2024-17
2. Draft Certificate of Adoption and Approval
3. [Approved 1989 Master Plan and Sectional Map Amendment for the Langley Park-College Park-Greenbelt-and Vicinity](#)
4. [January 16, 2024, Prince George's County District Council's Resolution of Initiation \(CR-001-2024\)](#)
5. [April 25, 2024, Prince George's County Planning Board's Resolution of Minor Master Plan](#)

- Amendment Adoption (PGCPB No. 2024-27)
6. April 25, 2024, Prince George's County Planning Board's Resolution of SMA Endorsement (PGCPB No. 2024-28)
 7. June 11, 2024, Prince George's County District Council's Resolution of Minor Master Plan Amendment Approval (CR-055-2024)
 8. June 11, 2024, Prince George's County District Council's Resolution of SMA Approval (CR-056-2024)

Signature: *Emily Lutz*

Email: emily.lutz@ppd.mncppc.org

Signature: *James Hunt*

Email: james.hunt@ppd.mncppc.org








LCG MPA SMA Full Commission Certification Memo (1)

Final Audit Report

2024-07-01

Created:	2024-07-01
By:	Tamika Henderson (tamika.henderson@ppd.mncppc.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAA_e8MgJi0v6RPwXL8nZW9uQrD-vbLARp4

"LCG MPA SMA Full Commission Certification Memo (1)" History

-  Document created by Tamika Henderson (tamika.henderson@ppd.mncppc.org)
2024-07-01 - 6:58:22 PM GMT- IP address: 198.178.23.105
-  Document emailed to Emily Lutz (emily.lutz@ppd.mncppc.org) for signature
2024-07-01 - 6:59:23 PM GMT
-  Email viewed by Emily Lutz (emily.lutz@ppd.mncppc.org)
2024-07-01 - 6:59:39 PM GMT- IP address: 104.47.56.254
-  Document e-signed by Emily Lutz (emily.lutz@ppd.mncppc.org)
Signature Date: 2024-07-01 - 7:00:12 PM GMT - Time Source: server- IP address: 97.151.181.63
-  Document emailed to James Hunt (james.hunt@ppd.mncppc.org) for signature
2024-07-01 - 7:00:13 PM GMT
-  Email viewed by James Hunt (james.hunt@ppd.mncppc.org)
2024-07-01 - 8:18:40 PM GMT- IP address: 104.47.58.254
-  Document e-signed by James Hunt (james.hunt@ppd.mncppc.org)
Signature Date: 2024-07-01 - 8:19:26 PM GMT - Time Source: server- IP address: 198.178.23.105
-  Agreement completed.
2024-07-01 - 8:19:26 PM GMT



RESOLUTION

WHEREAS, The Maryland-National Capital Park and Planning Commission, by virtue of the Land Use Code of the Annotated Code of Maryland, is authorized and empowered, from time to time, to make and adopt, amend, extend, and add to the Prince George's County Approved General Plan ("Plan 2035") for physical development of the Maryland-Washington Regional District; and

WHEREAS, the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission, held a duly advertised joint public hearing with the Prince George's County Council, sitting as the District Council, for that portion of the Maryland-Washington Regional District in Prince George's County, on March 19, 2024, to consider the Langley Park-College Park-Greenbelt-and Vicinity Minor Plan Amendment and its concurrent Sectional Map Amendment; and

WHEREAS, the Minor Plan Amendment amends the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity* by modifying development pattern recommendations for context-sensitive infill and physical development of residential neighborhoods and commercial areas to align with *Plan Prince George's 2035*; and

WHEREAS, the Sectional Map Amendment amends portions of the Prince George's County Zoning Map for portions of Planning Area 66 within the Langley Park-College Park-Greenbelt-and Vicinity; and

WHEREAS, the Prince George's County Planning Board on April 25, 2024, after due deliberation and consideration of the public hearing testimony, recommended adoption of the Minor Master Plan Amendment, as described in the Prince George's County Planning Board Resolution PGCPB No. 2024-27, and endorsed the Sectional Map Amendment, as described in Prince George's County Planning Board Resolution PGCPB No. 2024-28, and transmitted both to the District Council on May 1, 2024; and

WHEREAS, the Prince George's County Council, convened as the Committee of the Whole, held a work session on May 28, 2024, to consider hearing testimony and the Planning Board Resolutions; and

WHEREAS, upon consideration of the testimony received through the hearing process, the District Council on June 11, 2024, adopted CR-055-2024 approving the Langley Park-College Park-Greenbelt-and Vicinity Minor Plan Amendment, and adopted CR-056-2024 approving the Langley Park-College Park-Greenbelt-and Vicinity Sectional Map Amendment.

NOW, THEREFORE, BE IT RESOLVED, that the aforementioned recitals are hereby incorporated into this Resolution by reference.

BE IT FURTHER RESOLVED, that The Maryland-National Capital Park and Planning Commission does hereby adopt said Minor Master Plan Amendment and Sectional Map Amendment to the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-*

and Vicinity as approved by the Prince George’s County District Council in attached Resolutions CR-055-2024 and CR-056-2024; and

BE IT FURTHER RESOLVED, that amended copies of said Master Plan shall be certified by The Maryland-National Capital Park and Planning Commission and filed with the Clerk of the Circuit Court of Prince George’s County, as required by law; and

BE IT FURTHER RESOLVED, that The Maryland-National Capital Park and Planning Commission does hereby certify the Minor Master Plan Amendment and Sectional Map Amendment to the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity*.

* * * * *

This is to certify that the foregoing is a true and correct copy of a resolution adopted by The Maryland-National Capital Park and Planning Commission on the motion of Commissioner X, seconded by Commissioner X, with Commissioners X, X, X, and X and Commissioner X being absent, at its regularly held meeting on July 17, 2024, in Riverdale, Maryland.

Asuntha Chiang-Smith
Executive Director

APPROVED AS TO LEGAL SUFFICIENCY

Laura Tallero

M-NCPPC LEGAL DEPARTMENT

DATE: July 2, 2024

CERTIFICATE OF ADOPTION AND APPROVAL

The Minor Master Plan Amendment and Sectional Map Amendment to the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity* modifies guidance for small-scale neighborhood commercial development patterns within the Langley Park-College Park-Greenbelt-and Vicinity, and amends portions of Planning Area 66 within the plan boundary. The Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission adopted the Minor Master Plan Amendment to the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity* by Resolution No. 2024-27 and endorsed the Sectional Map Amendment to the 1989 *Master Plan and Sectional Map Amendment for Langley Park-College Park-Greenbelt-and Vicinity* by Resolution No. 2024-28 on April 25, 2024. The Prince George's County Council approved the Minor Master Plan Amendment and Sectional Map Amendment by Resolution No. CR-055-2024 (Minor Master Plan Amendment), and Resolution No. CR-056-2024 (SMA), on June 11, 2024, respectively, after a duly advertised public hearing held on March 19, 2024.

THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Artie Harris
Chairman

Peter A. Shapiro
Vice Chairman

Gavin Cohen, CPA
Secretary-Treasurer



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Department of Parks and Recreation

6600 Kenilworth Avenue Riverdale, Maryland 20737

Item 2d

MEMORANDUM

DATE: July 2, 2024

TO: The Maryland-National Capital Park and Planning, Full Commission

FROM: Paul J. Sun, Land Acquisition Specialist *PJS*
Park Planning and Environmental Stewardship
Department of Parks and Recreation

SUBJECT: **PGCPB Resolution No. 2024-053 (M-NCPPC No. 24-18)**

Attached, please find the above referenced Resolution regarding the granting of a perpetual easement on Commission owned property (Beltsville Community Center) to the Washington Suburban Sanitary Commission (WSSC).

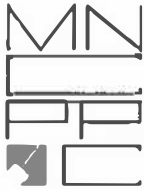
The Commission agrees to grant this easement to WSSC for rights to install a sewer line by Nezianya Investment LLC.

We request that the Prince George's County Planning Board Resolution be scheduled for adoption by the Full Commission in July of 2024.

Thank you for your attention to this matter.

Attachment:

- M-NCPPC Resolution No. 2024-053



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Department of Parks and Recreation
6600 Kenilworth Avenue Riverdale, Maryland 20737

PGCPB No. 2024-053

MNCPPC No 24-18

RESOLUTION

WHEREAS, The Maryland-National Capital Park and Planning Commission ("Commission") is authorized under the Annotated Code of Maryland, Land Use § 17-205 to transfer any land held by it and deemed by the Commission not to be needed for park purposes or other authorized purposes; and

WHEREAS, the Commission owns Beltsville Community Center, located at 3900 Sellman Road in Beltsville, and further identified as Parcel A, Tax Map 18, Grid D-1 (Tax Account No. 0040824); and

WHEREAS, Washington Suburban Sanitary Commission ("WSSC") has requested that the Commission convey a 20' wide by 99' long (1,986 ± square foot) perpetual sewer easement over Parcel A to WSSC so that WSSC can provide sewer service to houses to be built on the adjacent Neziyanya Investment LLC property at 3800 Sellman Road, Beltsville, further identified as Tax Map 18, Grid D-2 (Tax Account No. 0035428) pursuant to Minor Subdivision Plat 4-22072; and

WHEREAS, the Commission wishes to grant to WSSC such 1,986 s.f. perpetual sewer easement as requested by WSSC, for no monetary consideration.

NOW, THEREFORE BE IT RESOLVED, that the Planning Board hereby approves the conveyance of the above-referenced easement, contingent on approval by the full Commission.

BE IT FURTHER RESOLVED, that, in connection with the transactions contemplated herein, the Executive Director is authorized to execute and deliver, on behalf of the Commission, any and all such certificates, documents, and/or instruments, and to do or cause to be done, any and all such acts, as the Executive Director deems necessary or appropriate to make effective or to implement the intended purposes of the foregoing resolution, without limitation, and the taking of such actions shall be deemed conclusively to be authorized hereby.

* * * * *

This is to certify that the foregoing is a true and correct copy of the action taken by the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission on the motion of Commissioner Washington, seconded by Commissioner Bailey, with Commissioners Washington, Geraldo, Shapiro, Doerner, and Bailey voting in favor of the motion, during open session at its regular meeting on Thursday, June 13, 2024.

Adopted by the Prince George's County Planning Board this 27th day of June, 2024.

Peter Shapiro

Jessica Jones

By: Jessica Jones
Planning Board Administrator

APPROVED AS TO LEGAL SUFFICIENCY

Justin D. Maneval
M-NCPPC Legal Department

Date 6/28/24

Proposed Sewer Easement
Property of The Maryland-National Capital Park and Planning
Commission (M-NCPPC)

Grant of Easement to Washington Suburban Sanitary Commission (WSSC)

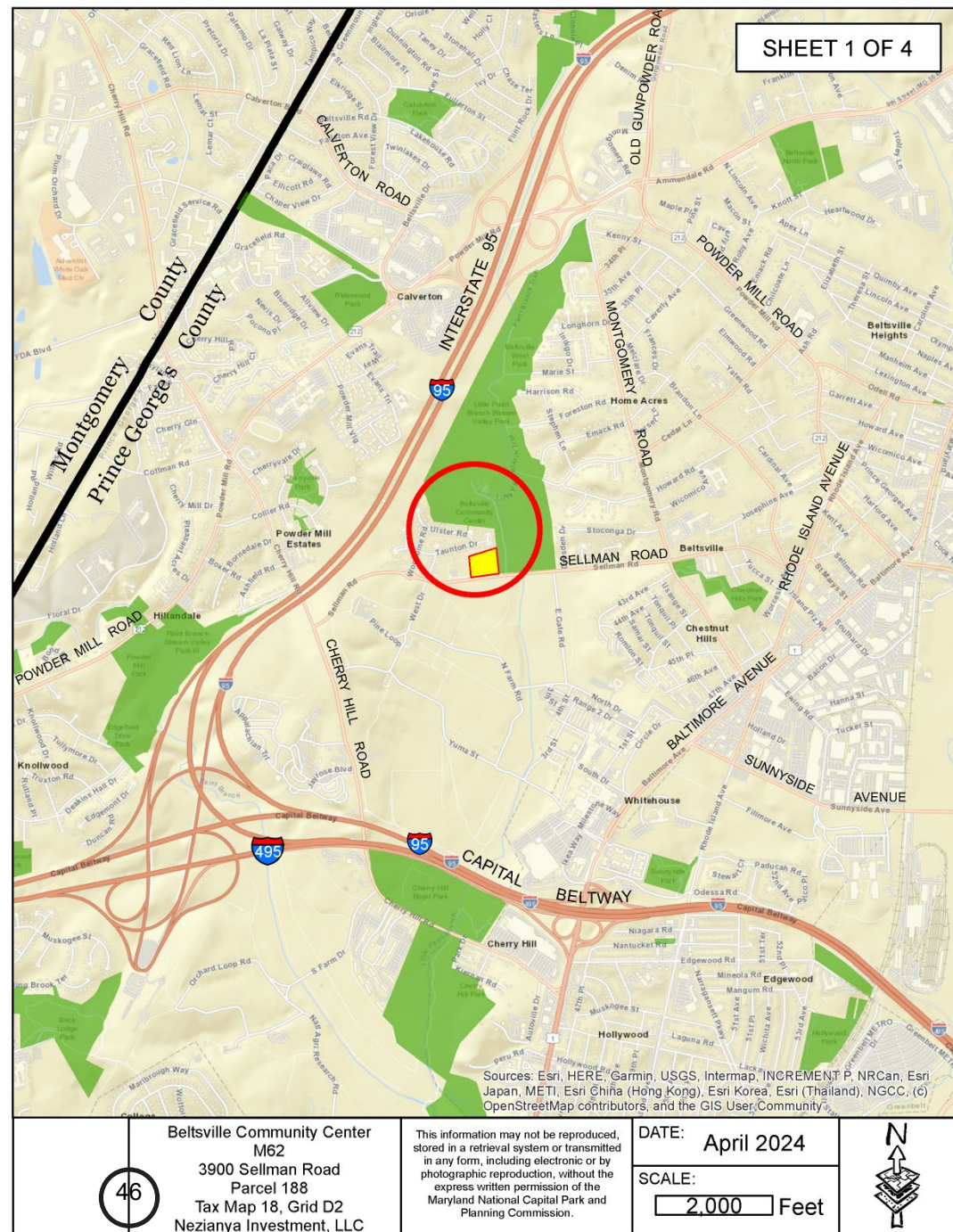
Prince George's County Planning Board,

June 13, 2024

Item #____

Beltsville Community Center

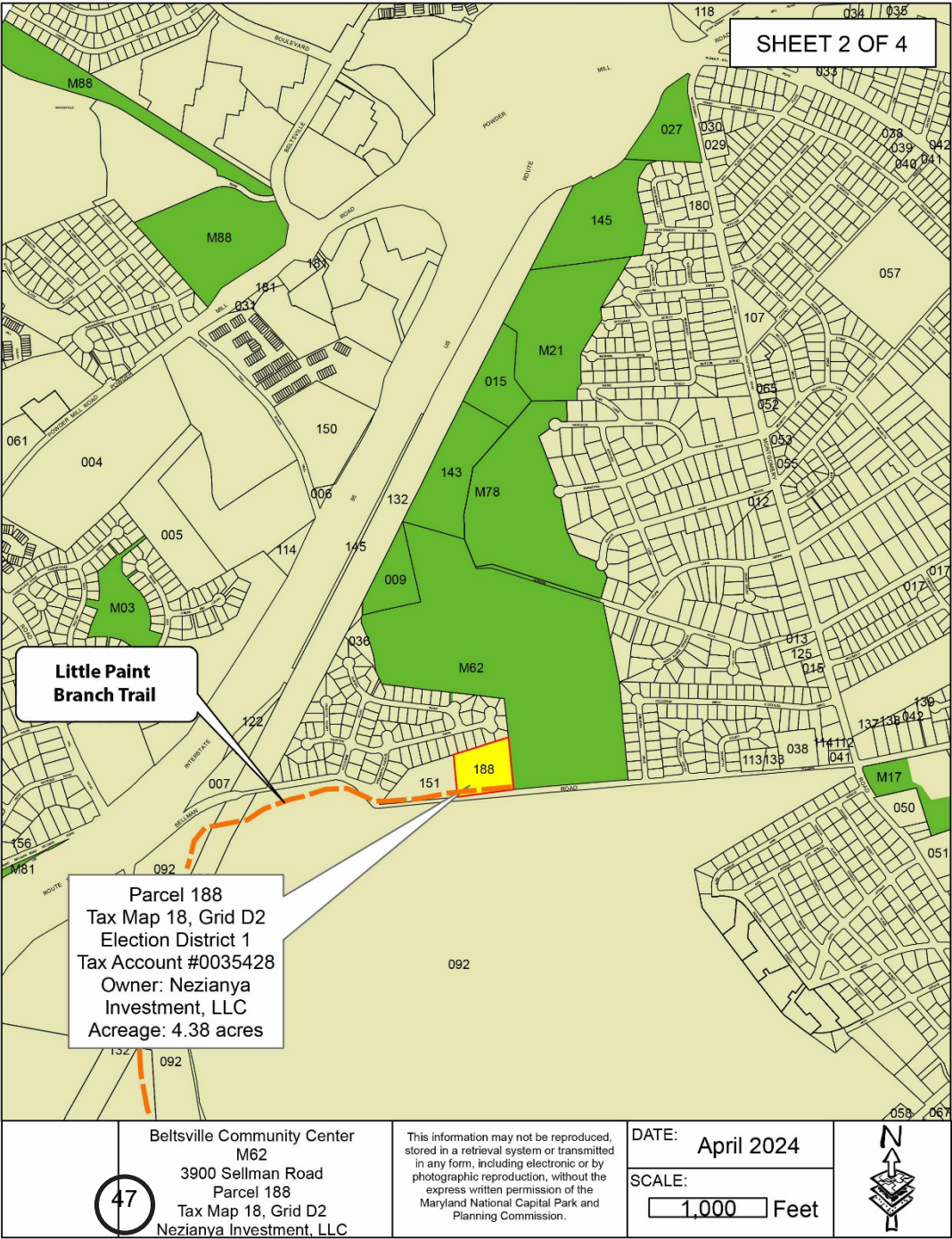
Location Map



Property of M-NCPPC

Beltsville Community Center

The Little Paint Branch Trail runs westward from the Community Center towards US Route 1



Property of M-NCPPC Beltsville Community Center



In 2018, when the Little Paint Branch was under construction, the adjacent owner to the Beltsville Community Center (Nezianya Investment LLC) donated property and easements to M-NCPPC so that the trail could be implemented.



Property of M-NCPPC Beltsville Community Center



14741 Governor Oden Bowie Drive
Upper Marlboro, Maryland 20772
TTY: (301) 952-4366
www.mncppc.org/pgco

February 21, 2018

Nezianya Investment LLC
C/o Mr. Daniel Nezianya
PO Box 39028
Washington, DC 20016

Re: Easement Donation for Little Paint Branch Public Trail

Dear Mr. Nezianya:

This letter is to acknowledge and thank you for your donation to The Maryland-National Capital Park and Planning Commission ("MNCPPC") of surface easements across your property located at **3800 Sellman Road, Beltsville, Maryland 20705**. Your donation, described more specifically as Tax Parcel 188, Tax Map 18, Grid D2, Tax Account #0035428, was made on behalf of **Nezianya Investment LLC**. Please be advised that The Maryland-National Capital Park and Planning Commission is acknowledged as a qualified organization able to accept charitable donations under Section 170 of the Internal Revenue Code.

Your donation of surface easements in this location will facilitate the development of the Little Paint Branch Trail, a facility that will add immeasurably to the recreational opportunities and enjoyment of residents in the Beltsville area and in Prince George's County.

Again, we thank you for your generosity and your support of the M-NCPPC.


Elizabeth M. Hewlett
Chairman

c: Darin Conforti
Finance Department

**Correspondence from the then
Planning Board Chair
acknowledging Nezianya
Investment LLC.**

Property of M-NCPPC Beltsville Community Center

In June of 2023, a Minor Subdivision Plat (4-22072) was approved for the adjacent property owned by Nezianya Investment LLC.



Property of M-NCPPC Beltsville Community Center

As part of Minor Subdivision Plat (4-22072) approval, there is a requirement for the property owner to obtain a sewer easement to provide public sewer service to the new subdivision.



Sewer House Connection Easement to WSSC

- Based on the graciousness of Nezianya Investment LLC , DPR staff has determined that we can grant the necessary sewer easement across our property for no cost considerations.
- The proposed sewer easement will be 20' in width by approximately 99' in length for a total area of 1,986 square feet.

STAFF RECOMMENDATION

Approval

(Tyler/McNeal/Sun)

* Subject to Approval of the Full Commission

END





THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Department of Parks and Recreation

6600 Kenilworth Avenue Riverdale, Maryland 20737

Item 2e

MEMORANDUM

DATE: July 2, 2024

TO: The Maryland-National Capital Park and Planning, Full Commission

FROM: Paul J. Sun, Land Acquisition Specialist *PJS*
Park Planning and Environmental Stewardship
Department of Parks and Recreation

SUBJECT: **PGCPB Resolution No. 2024-054 (M-NCPPC No. 24-19)**

Attached, please find the above referenced Resolution regarding the granting of a perpetual access easement on Commission owned property (Westphalia Central Park) to Prince George's County.

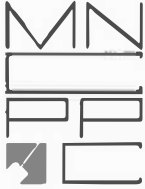
The Commission agrees to grant this easement to Prince George's County for the County to maintain, repair, operate, and inspect the future bridge at Woodyard Road.

We request that the Prince George's County Planning Board Resolution be scheduled for adoption by the Full Commission in July of 2024.

Thank you for your attention to this matter.

Attachment:

- M-NCPPC Resolution No. 2024-019



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

Department of Parks and Recreation
6600 Kenilworth Avenue Riverdale, Maryland 20737

PGCPB No. 2024-054

MNCPPC No 24-19

RESOLUTION

WHEREAS, The Maryland-National Capital Park and Planning Commission ("Commission") is authorized under the Annotated Code of Maryland, Land Use § 17-205 to transfer any land held by it and deemed by the Commission not to be needed for park purposes or other authorized purposes; and

WHEREAS, the Commission owns Westphalia Central Park including Parcels CP 1 (Tax Account No. 5596696) and CP 2 (Tax Account No. 5596721), located in Upper Marlboro, and further identified as Tax Map 90, Grid d-3; and

WHEREAS, Prince George's County, Maryland has requested that the Commission convey a 31,267 ± square foot (0.72 ± acre) perpetual access easement, specifically 8,739 square feet (0.20 acre) over Parcel CP 1 and 22,528 square feet (0.52 acre) over Parcel CP 2, to the County so that the County can access the Woodyard Road Bridge over Cabin Branch from both sides in order to perform maintenance; and

WHEREAS, for the benefit of the public, the Commission intends to grant to the County such 31,267 s.f. (±0.72 acre) perpetual access easement as requested by the County, for no monetary consideration.

NOW, THEREFORE BE IT RESOLVED, that the Planning Board hereby approves the conveyance of the above-referenced easement, contingent on approval by the full Commission.

BE IT FURTHER RESOLVED, that, in connection with the transactions contemplated herein, the Executive Director is authorized to execute and deliver, on behalf of the Commission, any and all such certificates, documents, and/or instruments, and to do or cause to be done, any and all such acts, as the Executive Director deems necessary or appropriate to make effective or to implement the intended purposes of the foregoing resolution, without limitation, and the taking of such actions shall be deemed conclusively to be authorized hereby.

* * * * *

This is to certify that the foregoing is a true and correct copy of the action taken by the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission on the motion of Commissioner Washington, seconded by Commissioner Geraldo, with Commissioners Washington, Geraldo, Shapiro, Doerner, and Bailey voting in favor of the motion, during open session at its regular meeting on Thursday, June 13, 2024.

Adopted by the Prince George's County Planning Board this 27th day of June, 2024.

Peter Shapiro

APPROVED AS TO LEGAL SUFFICIENCY

M-NCPPC Legal Department

Date 6/28/24

By: 
Jessica Jones
Planning Board Administrator

**Proposed Permanent Access Easement
Property of The Maryland-National Capital Park and Planning
Commission (M-NCPPC)**

Grant of Easement to Prince George's County

Prince George's County Planning Board,

June 13, 2024

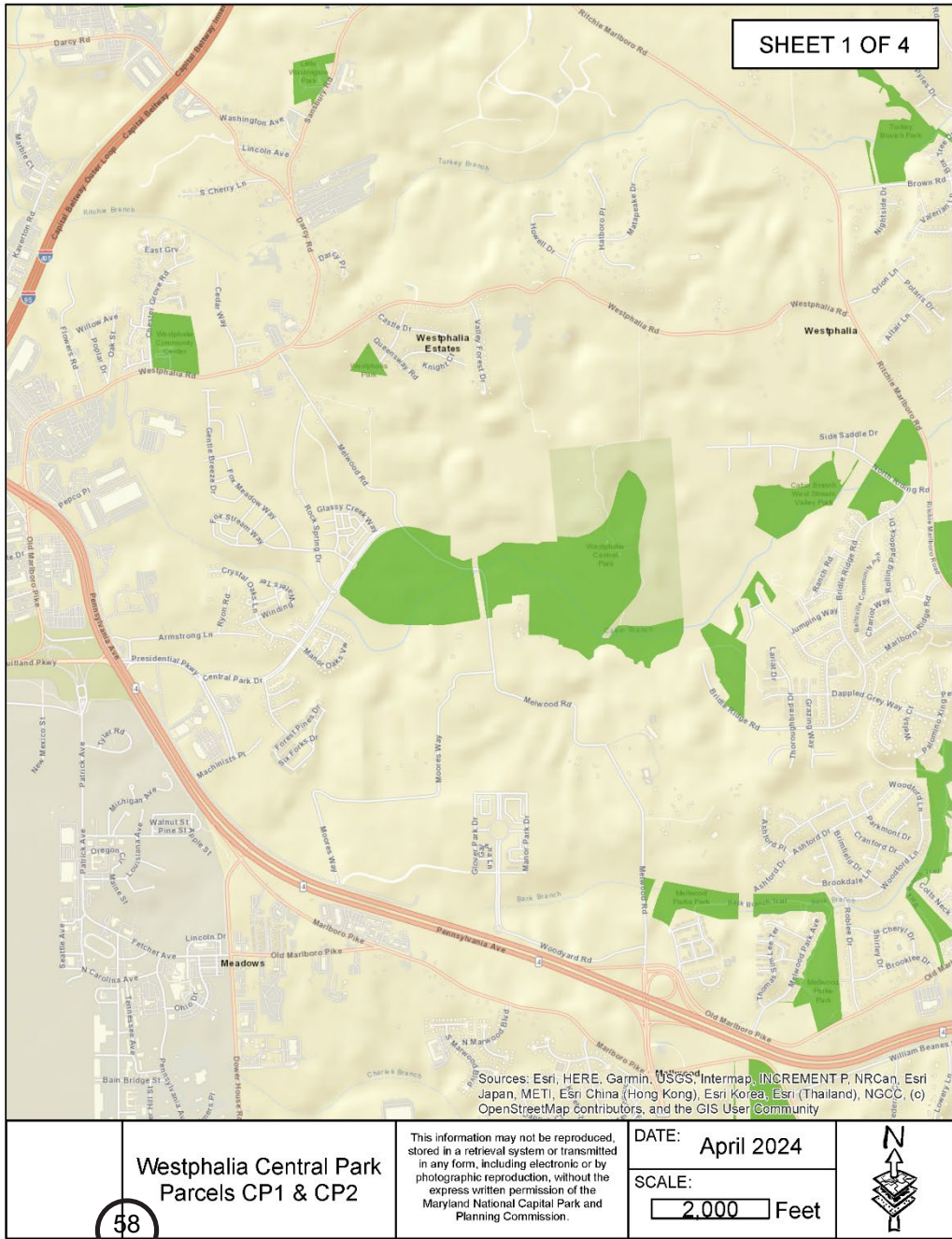
Item #____

Property of M-NCPPC

Westphalia Central Park

Map: 90 Grid: D 3
Parcels: CP 1 and CP 2

Location Map

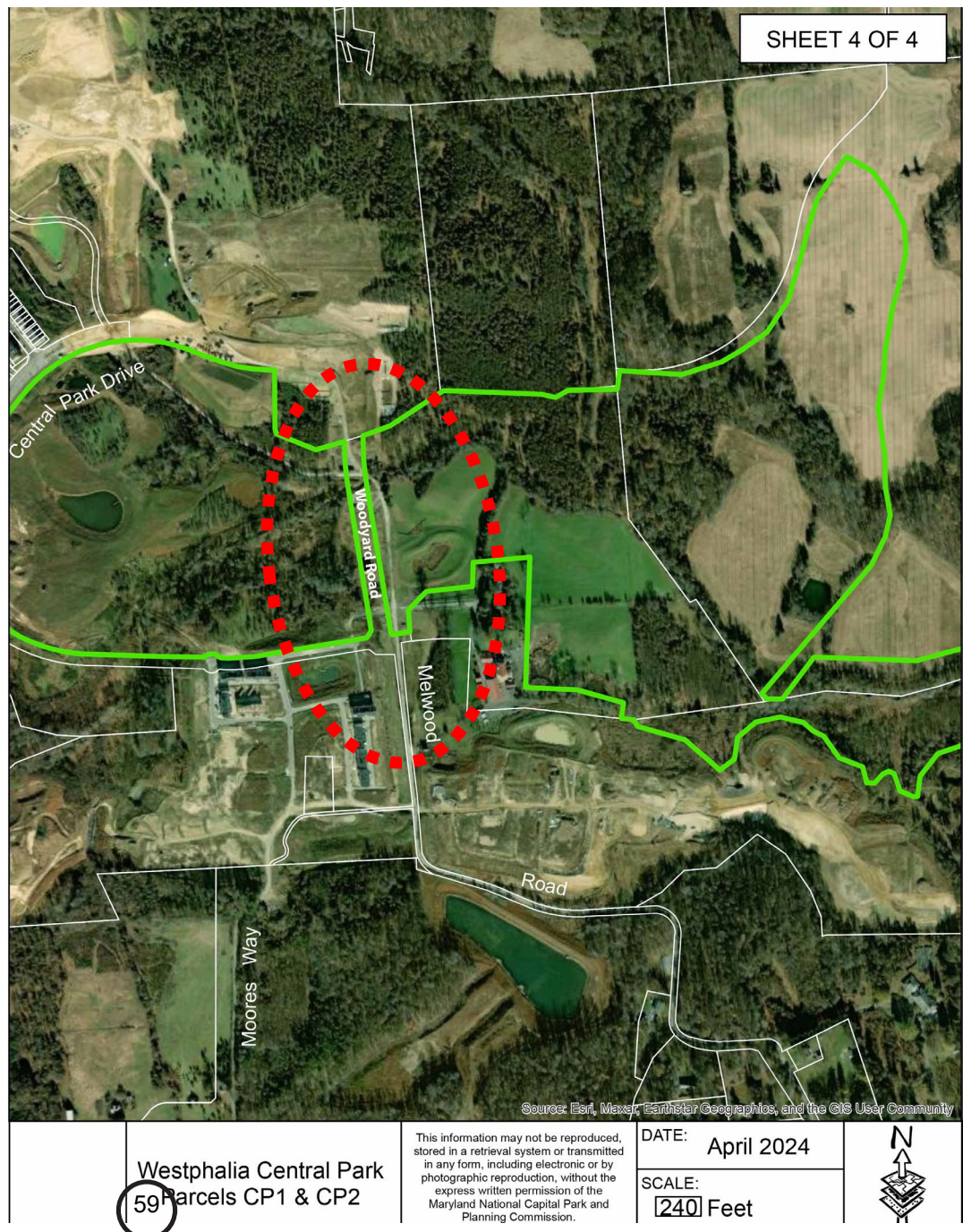


Property of M-NCPPC

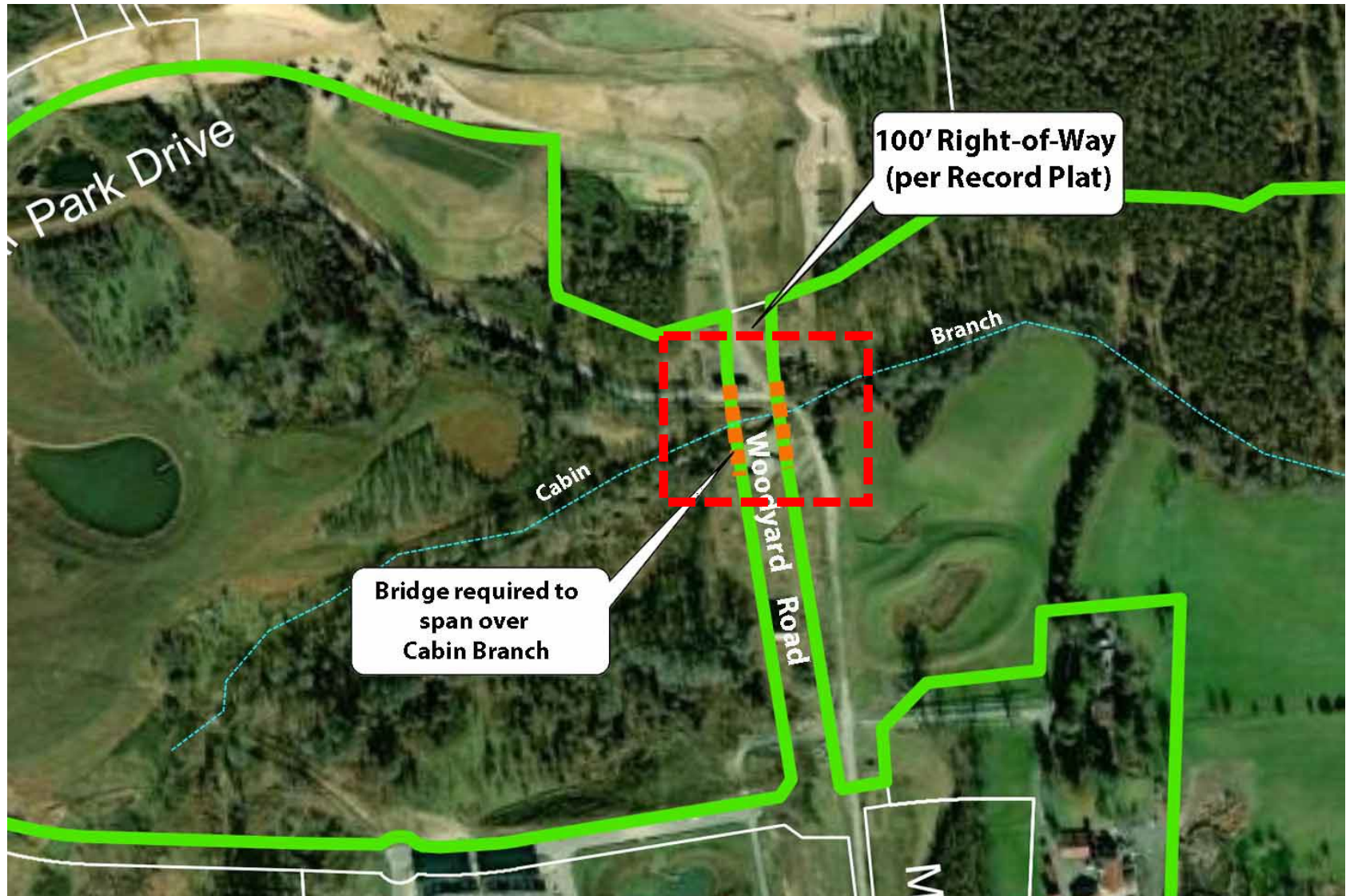
Westphalia Central Park

Proposed Woodyard Road bifurcates
Westphalia Central Park

Aerial Map



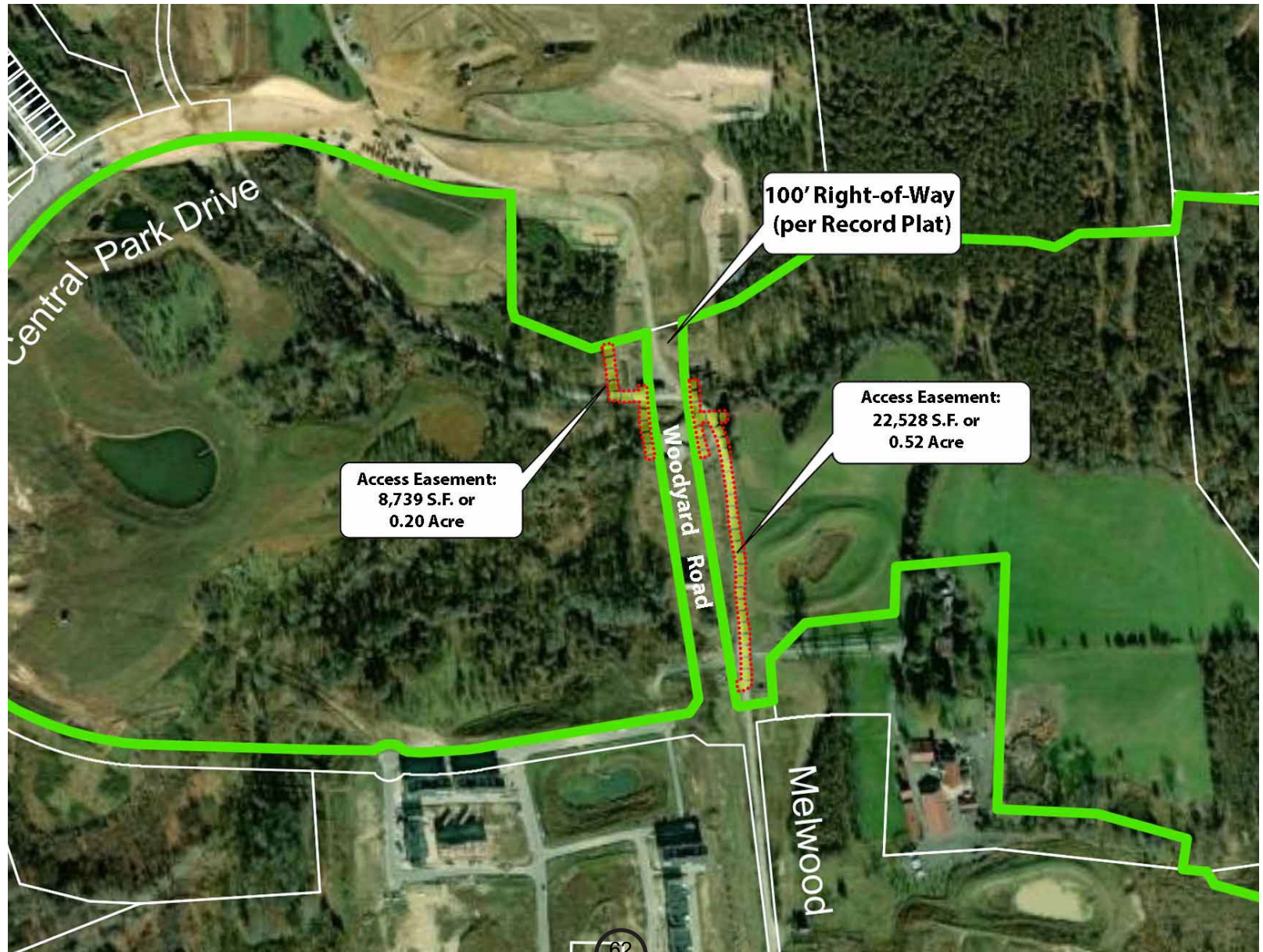
Westphalia Central Park



Public Right-of-Way Access Easement Storm Needed

- Prince George's County has requested a permanent easement on M-NCPPC property on both sides of the existing Woodyard Road right of way to: maintain, repair, operate, and inspect the future bridge.
- Also included are the access routes that follow the existing dirt roads on the property.
- 8,739 square feet (0.20 acre) on Parcel CP1 and 22,528 square feet (0.52 acre) on Parcel CP2
- There will be no cost considerations for the granting of this easement.

Westphalia Central Park



Aerial Map

STAFF RECOMMENDATION

Approval

(Tyler/McNeal/Sun)

* Subject to Approval of the Full Commission

END



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

6611 Kenilworth Avenue • Riverdale, Maryland 20737

Commission Meeting
Open Session Minutes
June 12, 2024

The Maryland-National Capital Park and Planning Commission met virtually via videoconference. The meeting was broadcast by the Department of Parks and Recreation, Prince George's County.

PRESENT

Prince George's County Commissioners

Peter A. Shapiro, Chair
Dorothy Bailey
William Doerner

Montgomery County Commissioners

Artie Harris, Vice Chair
James Hedrick
Mitra Pedoeem

NOT PRESENT

Manuel Geraldo
A. Shuanise Washington

Shawn Bartley
Josh Linden

Chair Shapiro called the meeting to order at 10:08 a.m.

ITEM 1 APPROVAL OF COMMISSION AGENDA

Chair Shapiro amended the agenda to remove Item 7. Closed Session

ACTION: Motion of Commissioner Doerner to approve the amended agenda

Seconded by Commissioner Pedoeem

6 approved the amended agenda

ITEM 2 APPROVAL OF COMMISSION MINUTES

Open Session – 5/15/24

ACTION: Motion by Commissioner Bailey to adopt 5/15/24 Open Session Minutes

Seconded by Hedrick

6 approved the 5/15/24 minutes

ITEM 3 GENERAL ANNOUNCEMENTS

a) National Caribbean American Heritage Month

b) Lesbian, Gay, Bisexual and Transgender (LGBT) Pride Month

c) Juneteenth – June 17 M-NCPPC Holiday

d) Vice-Chair Artie Harris will assume the M-NCPPC Chair on July 1, 2024

ITEM 4 COMMITTEE/BOARD REPORTS

a) Employees' Retirement System Board of Trustees Regular Meeting Minutes from May 8, 2024 (for information only)

ACTION/PRESENTATION ITEMS

- a) Resolution 06-17A Modifying M-NCPPC Resolution 06-17 Land Exchange Agreement in Patuxent River Park (Sun)

No discussion

ACTION: Motion of Vice Chair Harris to adopt Resolution 06-17A

Second by Commissioner Doerner

6 in favor

- b) Resolution 24-11 Adoption of the FY2025 Commission Operating and Capital Budgets (Bacote-Charles)

Corporate Budget Director Bacote-Charles asked for the Commission's approval of Resolution 24-11, adopting the M-NCPPC's FY2025 Operating and Capital Budgets, totaling \$1.115B, and authorized 2,780 positions and 3,937 workyears. The budgets were submitted to the County Executives nearly 6 months ago and the Counties provided approval on May 23. She summarized the information provided in the packet, including the adopted actions taken by Montgomery County Government to adjust the M-NCPPC's proposed budget to meet their budget goals.

Chair Shapiro and Vice-Chair Harris shared their appreciation to Ms. Bacote-Charles for stepping in to her role partway through the process, and for doing the incredible amount of work she did.

ACTION: Motion of Commissioner Pedoeem to adopt Resolution 24-11

Second by Commissioner Bailey

6 in favor

- c) FY2024 Budget Adjustment for Bi-County Programs (Charles)

Corporate Budget Director Charles requested Commissioners approve a reallocation and transfer of a portion of the FY2024 salary savings for non-personnel items in the Finance Department and the Department of Human Resources and Management. Funds of \$6.4M will be used to support the IT-ERP upgrade project.

Budget Director Charles said there was an expectation to return to transfer additional bicounty funds when identified. Vice Chair Harris asked to confirm that transfers can be made after the June 30 Fiscal Year closing, or if Commissioners would need to return in special session. Ms. Charles said she would verify and respond.

ACTION: Motion of Commissioner Pedoeem to approve the FY2024 budget transfers

Second by Vice Chair Harris

6 in favor

- d) Proposed Clarifications to MSRR Sections 12072 Assignment of Anniversary Date, 1269 Premium Pay, and 1540 Holiday Leave (Harvin/Beckham)

Policy Manager Beckham requested Commission approval of changes to certain chapters within the Merit System Rules and Regulations, which are proposed to bring the agency's leave policies in line with recent policy updates. He summarized the changes, as reflected in the packet.

Commissioner Pedoeem asked for clarification on how and why an essential employee who is assigned to telework would not be eligible for premium pay during an emergency. Mr. Beckham replied that since the employee is not being asked to travel during the emergency but can continue to telework from the safety and comfort of their own home, they are essentially working as assigned without change. Premium pay is reserved for those essential employees who are mandated to travel to, and work at, the office/job site during an emergency situation.

ACTION: Motion of Commissioner Pedoeem to adopt the clarifications as described
Second by Commissioner Bailey
6 in favor

e) Proposed Amendments to MSRR Chapter 1600 Leave Status Programs Regarding FMLA Leave (Harvin/Beckham)

Policy Manager Beckham summarized the changes included in the packet, which were supported by Department Heads and underwent a 30-day comment period during which they received only supportive comments. Mr. Beckham asked for Commissioners' favorable support.

ACTION: Motion of Commissioner Doerner to adopt the Amendments
Second by Commissioner Bailey
6 in favor

ITEM 5

OFFICERS' REPORTS

Executive Director's Report

- a) Late Evaluation Report, May 2024 (For Information Only)
- b) MFD Quarterly Purchasing Statistics (For Information Only)
- c) Quarterly Budget Transfers (For Information Only)

Secretary-Treasurer's Report

No report scheduled

General Counsel's Report

- d) Litigation Report (For information only)

Deputy General Counsel Aniton provided a response to Commissioners' questions concerning language naming specific restricted parties in the Gifts and Financial Disclosure Statement sections referenced in the updated Ethics Policy as presented in the April 2024 meeting of the Commission.


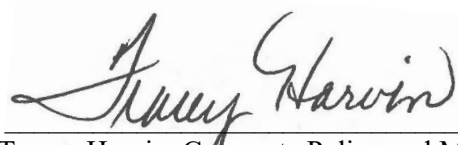
The Legal Department consulted with the Maryland State Ethics office and clarified for the Gifts Section, that the language is to apply to entities who are acting on behalf of counties or municipal corporations to cover their role as restricted external parties. MML and MACo were listed as examples by the state but were not limited to only those two entities.

The language used in the Financial Disclosure Statements section specifically cited the University of Maryland Medical System (UMMS) to state clearly filers need financial disclosure for that entity, along with similar entities. While the UMMS is covered under the language generically, the State Ethics Office wanted to list the UMMS as a prime example. The specific inclusion of the UMMS is at the request of the Ethics Office.

Commissioner Doerner thanked Mr. Aniton for the follow-up.

ITEM 7. CLOSED SESSION
Item cancelled.

Chair Shapiro adjourned the meeting at 10:45 a.m.


James Adams, Senior Technical Writer
Tracey Harvin, Corporate Policy and Management
Operations Director, for
Asuntha Chiang-Smith, Executive Director



EMPLOYEES' RETIREMENT SYSTEM
The Maryland-National Capital Park and Planning Commission

BOARD OF TRUSTEES MEETING MINUTES
Tuesday, June 4, 2024; 10:00 a.m.
Kenilworth Office Building, Riverdale, MD
(Virtual Meeting via Microsoft Teams)

The Maryland-National Capital Park and Planning Commission ("Commission") Employees' Retirement System ("ERS") Board of Trustees ("Board") met virtually with VICE CHAIR HEDRICK leading the meeting on Tuesday, June 4, 2024. The meeting was called to order at 10:04 a.m. by VICE CHAIR HEDRICK.

Board Members Present

James Hedrick, Board of Trustees Vice Chair, Montgomery County Commissioner
Gavin Cohen, CPA, M-NCPPC Secretary-Treasurer, Ex-Officio
Pamela F. Gogol, Montgomery County Public Member
Caroline McCarthy, Montgomery County Open Trustee
Sheila Morgan-Johnson, Prince George's County Public Member
Theodore J. Russell III, Prince George's County Open Trustee
Elaine A. Stookey, Bi-County Open Trustee
Anton White, FOP Represented Trustee
Lisa Blackwell-Brown, MCGEO Represented Trustee

Board Members Absent

Asuntha Chiang-Smith, M-NCPPC Executive Director, Ex-Officio
Peter A. Shapiro, Board of Trustees Chair, Prince George's County Commissioner

Others Present

Michael "Wes" Aniton, M-NCPPC Office of the General Counsel, Deputy General Counsel

ERS Staff Present

Andrea L. Rose, Executive Director
Jaclyn Harris, Deputy Executive Director
Sheila Joynes, Accounting Manager
Alicia C. Stanford, Administrative Specialist

ITEM 1. APPROVAL OF THE JUNE 4, 2024 CONSENT AGENDA

ACTION: MR. RUSSELL made a motion, seconded by MS. GOGOL to approve the Consent Agenda of June 4, 2024. The motion PASSED. (8-1-0). VICE CHAIR HEDRICK abstained from this vote. (Motion # 24-17).

ITEM 2. CHAIR'S ITEMS

ITEM 2.A. Conference and Training Summary 2024

No notable items discussed.

ITEM 3. MISCELLANEOUS - No items to report.

ITEM 4. EXECUTIVE DIRECTOR'S REPORT

Ms. Rose informed the Board that GRS presented the preliminary results of the actuarial audit of the June 30, 2023 actuarial valuation in a joint meeting with Cheiron and Staff. The final report is expected to be presented to the Board at its July 2024 Board meeting. Next, Ms. Rose informed the Board that the ERS is expecting an Employer Contribution on July 1, 2024 in the amount of \$35,554,919 as recommended by Cheiron in the June 30, 2023 Actuarial Valuation. Lastly, Ms. Rose informed the Board that Staff are working with B.F. Saul on the renewal of the Fiduciary Liability Insurance Policy for the July 1, 2024 – June 30, 2025 policy period. Waiver of Recourse Endorsements must be paid by each Trustee and Staff Executives.

ITEM 5. COMMITTEE REPORTS/RECOMMENDATIONS

ITEM 5.A. Audit Committee

Gavin Cohen provided a brief update on the Audit Committee meeting held on May 16, 2024. Ms. Morgan-Johnson inquired if GASB 101-Compensated Absences would be applicable to the ERS in FY 2025 and Mr. Cohen confirmed that it would be applicable. Ms. Rose added that SB & Company anticipate no material impact to the ERS.

ACTION: MR. COHEN made a motion, seconded by MS. MCCARTHY to Recommend the Approval of the 2-year Contract Renewal Option with SB & Company from May 2024 – May 2026. The motion PASSED. (9-0). (Motion # 24-18).

ITEM 6. CLOSED SESSION

At 10:13 a.m. the Board went into Closed Session pursuant to the General Provisions Article of the Annotated Code of Maryland Section 3-305(b)(1) to discuss a personnel matter that affects one or more specific individuals and Maryland Section 3-305(b)(7) to consult with counsel to obtain legal advice on a legal matter under the authority of this Board.

ACTION: MR. RUSSELL made a motion, seconded by MS. GOGOL to the General Provisions Article of the Annotated Code of Maryland Section 3-305(b)(1) to discuss a personnel matter that affects one or more specific individuals and Maryland Section 3-305(b)(7) to consult with counsel to obtain legal advice on a legal matter under the authority of this Board. The motion PASSED (9-0). (Motion # 24-19).

During Closed Session, the following occurred:

- The Board discussed the approval of the Investment Consulting Services contract, consulted with legal counsel on this matter, and a personnel matter that affects one or more specific individuals.

Board of Trustees in Closed Session: Vice Chair Hedrick, Gavin Cohen, Sheila Morgan-Johnson, Theodore Russell III, Elaine Stookey, Caroline McCarthy, Pamela Gogol, Anton White, and Lisa Blackwell-Brown

ACTION: MR. COHEN made a motion, seconded by MS. GOGOL to ratify the actions taken in Closed Session.
The motion PASSED (9-0) (Motion # 24-22).

The Board meeting of June 4, 2024, adjourned at 10:39 a.m.

Respectfully,

Alicia C. Stanford

Alicia C. Stanford
Administrative Specialist

Andrea L. Rose

Andrea L. Rose
Executive Director

This page intentionally left blank.



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

6611 Kenilworth Avenue • Riverdale, Maryland 20737

M-NCPPC Resolution Number 24-12

**ADOPTION OF FISCAL YEAR 2025 WAGE ADJUSTMENTS
AND OTHER TERMS APPROVED FOR THE MUNICIPAL AND COUNTY
GOVERNMENT EMPLOYEES' ORGANIZATION UFCW, LOCAL 1994**

WHEREAS, the Maryland-National Capital Park and Planning Commission submitted its proposed Fiscal Year 2025 operating and capital budget to the Montgomery and Prince George's County Councils in compliance with §18-105 of the Land Use Article of the Annotated Code of Maryland; and

WHEREAS, the respective County Councils on May 9, 2024, reviewed and together acted to approve the Bi-County budget items allocable to both counties, which with regard to compensation and benefit adjustments authorized compensation adjustments within the total dollars proposed by the Maryland-National Capital Park and Planning Commission ("Commission"); and

WHEREAS, §16-202 of the Land Use Article of the Annotated Code of Maryland requires the Maryland-National Capital Park and Planning Commission (the "Commission") to engage in collective bargaining for certain employees and under specified circumstances; and

WHEREAS, eligible Commission employees are organized into the Service/Labor, Trades and Office/Clerical Bargaining Units and have elected the Municipal and County Government Employees Organization/United Food and Commercial Workers Union, Local 1994 ("MCGEO") to be their exclusive representative for the purpose of collective bargaining with the Commission; and

WHEREAS, the Commission's collective bargaining agreement with MCGEO expired as of June 30, 2024; and

WHEREAS, in fall 2023 the Commission's designated management team began negotiations with MCGEO in good faith on a new three-year contract; and

WHEREAS, the parties have reached a Tentative Agreement ("Agreement") on the terms and conditions of a three-year Collective Bargaining Agreement for Service/Labor, Office/Clerical and Trade Units, effective July 1, 2024, through June 30, 2027, and set forth in Exhibit A; and

WHEREAS, this agreement includes certain adjustments to Fiscal Year 2025 compensation for MCGEO represented employees as follows:

1. For Fiscal Year 2025, an anniversary (merit) pay increase of up to three and one-half percent (3.5%). This increase shall be awarded to eligible MCGEO represented employees at the beginning of the pay period in which the assigned anniversary date occurs in Fiscal Year 2025; and

2. For Fiscal Year 2025, MCGEO represented employees who have reached top of grade and are actively employed by the Commission on July 1, 2024, shall receive a one-half percent (0.50%) lump sum payment. This calculation shall be made based on the employee's base salary paid the first full pay period following July 1, 2024. The lump sum amount for part-time MCGEO represented employees shall be prorated as seventy-five percent (75%) of the full-time equivalent for the position held. MCGEO represented employees who are scheduled to receive a longevity step during FY 2025 are not eligible for this payment. This payment will be effective the first full pay period of FY 2025.

3. MCGEO represented employees shall receive a COLA of three and one-half percent (3.50%) effective the first full pay period following July 1, 2024.

4. MCGEO represented employees earning a base salary of less than forty-four thousand dollars (\$44,000.00) on May 1, 2025, shall receive an additional one-half of one percent (0.5%) increase in their base rate of pay effective the first full pay period following May 1, 2025.

NOW, THEREFORE BE IT RESOLVED, that the Maryland-National Capital Park and Planning Commission approves, and does hereby ratify, the terms of the tentative agreement contingent upon ratification of the Agreement by the Municipal and County Government Employees Organization/United Food and Commercial Workers Union, Local 1994.

BE IT FURTHER RESOLVED, that the Maryland-National Capital Park and Planning Commission does hereby authorize the Executive Director and other officers to make, enter into, and execute such other agreements, instruments, and further assurances, as well as amend any pay schedules, as may be necessary to effectuate its decision to approve and ratify the terms of the tentative agreement.

*Exhibit A to be presented at the Commission meeting, following closed discussion of the item.

M-NCPPC Resolution Number 24-12

Approved for legal sufficiency:

Ben Rupert
Ben Rupert, Principal Counsel



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

6611 Kenilworth Avenue • Riverdale, Maryland 20737

M-NCPPC Resolution Number 24-13

**Fiscal Year 2025 Merit Increase /Anniversary Pay Increments
and Other Adjustments for Certain Non-Represented Merit System
and Term Contract Employees
(Excluding Park Police Officers, Park Police Candidates,
and Park Police Command Staff)**

WHEREAS, the Maryland-National Capital Park and Planning Commission (“M-NCPPC”) submitted its proposed Fiscal Year 2025 operating and capital budget to the Montgomery and Prince George’s County Councils in compliance with §18-105 of the Land Use Article of the Annotated Code of Maryland; and

WHEREAS, on May 9, 2024, the respective County Councils reviewed and together acted to approve the Bi-County budget items allocated to both counties which, with regard to compensation and benefit adjustments, authorized compensation and benefits adjustments within the total dollars proposed by the M-NCPPC; and

WHEREAS, the Commission will adopt separate wage Resolutions for Merit positions covering represented Police Officers, non-represented Park Police Candidates, and Park Police Command Staff comprised of the ranks of Lieutenant, Captain, and Commander, these positions are not covered by this Resolution.

NOW THEREFORE, BE IT RESOLVED, that the M-NCPPC hereby adopts the following specific economic terms for non-represented Merit System employees and Term Contract employees (assigned to the General Service Pay Schedule): a merit increase (anniversary pay increment) of up to 3.5% for Fiscal Year 2025; and

BE IT FURTHER RESOLVED, that the Commission hereby adopts for Fiscal Year 2025, a 3.5% Cost of Living Adjustment (“COLA”) effective the first full pay period on or after July 1, 2024; and

BE IT FURTHER RESOLVED, that the Commission hereby adopts for Fiscal Year 2025, one half of one percent (0.5%) lump sum payment for all non-represented Merit System employees, who have reached top-of-grade and are therefore, not eligible for an anniversary (merit) pay increment; and

BE IT FURTHER RESOLVED, that upon the effectiveness of the changes, all previous versions of pay schedules shall be rescinded; and

BE IT FURTHER RESOLVED that the Maryland-National Capital Park and Planning Commission does hereby authorize the Executive Director and other officers to make, enter into, and execute such other agreements, instruments, and further assurances, as well as amend any pay schedules, as may be necessary to implement this resolution.

M-NCPPC Resolution Number 24-13
Approved for legal sufficiency:

Ben Rupert

Ben Rupert, Principal Counsel



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

6611 Kenilworth Avenue • Riverdale, Maryland 20737

M-NCPPC Resolution Number 24-14

ADOPTION OF FISCAL YEAR 2025 ANNIVERSARY PAY INCREMENT ADJUSTMENTS FOR CERTAIN SEASONAL/INTERMITTENT CONTRACT EMPLOYEES

WHEREAS, the Maryland-National Capital Park and Planning Commission (“M-NCPPC”) submitted its proposed Fiscal Year 2025 operating and capital budget to the Montgomery and Prince George’s County Councils in compliance with §18-105 of the Land Use Article of the Annotated Code of Maryland; and

WHEREAS, on May 9, 2024, the respective County Councils reviewed and approved the Bi-County budget items allocated to both counties and authorized compensation and benefits adjustments within the total dollars proposed by the M-NCPPC; and

WHEREAS, Commission Practice 2-16 (Contract Employment) allows for the award of anniversary pay increments to Seasonal/Intermittent Contract employees assigned to the Seasonal/Intermittent, Tennis Instructor and Specialty Services Pay Plans in accordance with the Performance Evaluation System for Contract Employees; and

WHEREAS, Commission Practice 2-16 provides that Seasonal/Intermittent employees who are assigned to the Seasonal/Intermittent Aquatic Pay Plan or the Revenue Sharing Pay Plan shall not receive anniversary pay increments; and

WHEREAS, Commission Administrative Procedure 00-02 sets the anniversary pay increment at 3.5% for Seasonal/Intermittent employees assigned to Seasonal/Intermittent, Tennis Instructor, or Specialty Services Pay Plans.

NOW THEREFORE, BE IT RESOLVED that the Commission hereby adopts a maximum anniversary pay increment of 3.5% for FY 2025 for all Seasonal/Intermittent Contract employees assigned to the Seasonal/Intermittent, Tennis Instructor or Specialty Services Pay Plans; and

BE IT FURTHER RESOLVED, that the Maryland-National Capital Park and Planning Commission does hereby authorize the Executive Director and other officers to make, enter into, and execute such other agreements, instruments, and further assurances, as well as amend any pay schedules, as may be necessary to effectuate this resolution.

M-NCPPC Resolution Number 24-14
Approved for legal sufficiency:

Ben Rupert

Ben Rupert, Principal Counsel



THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION

6611 Kenilworth Avenue • Riverdale, Maryland 20737

July 9, 2024

TO: The Maryland-National Capital Park and Planning Commission

FROM: Jennifer McDonald, Benefits Manager

SUBJECT: Benefit Plans Updates and Recommended Changes for Calendar 2025

Requests for Proposals – For Informational Purposes Only

The Health & Benefits office periodically conducts requests for proposals (RFPs) to survey the market. The RFP process helps to compare costs, ability to deliver services requested, the financial health of the bidding companies, and other factors, which are then compared side by side. With the assistance of Aon, the agency's benefits consultant, the Benefits office successfully conducted RFPs this spring for the agency's dental, disability, and life insurance plans that proved beneficial to both the organization and employees. The results of the RFPs are summarized in the chart below.

PLAN	INCUMBENT	AWARDEE	PREMIUMS	RATE GUARANTEE
Dental HMO	Delta Dental	Delta Dental	No change	Current rates through 12/31/2028
Dental PPO	Delta Dental	Delta Dental	No change	Current rates through 12/31/2028
Basic Life Insurance	Minnesota Life	Minnesota Life	7.6% decrease \$53,262 savings/yr.	New rate through 12/31/2029
Accidental Death & Dismemberment	Minnesota Life	Minnesota Life	No change	Current rate through 12/31/2029
Supplemental Life	Minnesota Life	Minnesota Life	No change	Current rates through 12/31/2029
Dependent Life	Minnesota Life	Minnesota Life	No change	Current rates through 12/31/2029
Long Term Disability (LTD)	MetLife Life	MetLife Life	9.8% decrease \$105,894 savings/yr.	New rate through 12/31/2028
Supplemental LTD	MetLife	MetLife	10% decrease \$21,651 savings/yr.	New rates through 12/31/2028
Advice to Pay for Sick Leave Bank	MetLife Life	MetLife Life	\$1.45 PMPM decrease to \$1.40 \$609 savings/yr.	New rate through 12/31/2028

No rate increase is still a benefit, otherwise we would have had an increase. Performance guarantees were established for each plan.

Minnesota Life offered several plan enhancements for consideration.

Accidental Death & Dismemberment plan

- Airbag injury - If an insured dies or suffers a covered dismemberment because of a covered accident which occurs while he or she is driving or riding in a private passenger car, we will pay an additional AD&D benefit equal to the lesser of \$10,000 or 10% of the insured's amount of AD&D insurance. To be eligible for this benefit, the following must apply:
 - the seat in which the insured was seated was equipped with a properly installed airbag at the time of the accident; and
 - the private passenger car is equipped with seatbelts; and
 - a seatbelt was in proper use by the insured at the time of the accident as certified in the official accident report or by the investigating officer; and
 - at the time of the accident, the driver of the private passenger car was a licensed driver and was not intoxicated, impaired, or under the influence of alcohol or drugs.
 - Airbag means a passive restraint device in a vehicle which inflates upon collision to protect an individual from injury or death. Seatbelt means a properly installed seatbelt, lap and shoulder restraint, or other restraint approved by the National Highway Traffic Safety Administration or any successor governmental agency. A private passenger car means a validly registered four-wheeled private passenger car or policyholder-owned car, jeep, pickup truck or van, including a sport utility vehicle (SUV), that is not licensed commercially or being used for racing, or acrobatic or stunt driving.

Repatriation - If, as a result of a covered accident, an insured dies at least 75 miles from his or her principal residence, an additional accidental death benefit shall be paid for the preparation and transportation of the body to a mortuary. The additional benefit shall be the lesser of the actual cost of such preparation and transportation or \$5,000. The benefit will be paid to the person who has or who will incur such cost, as evidenced to our satisfaction of us. This may or may not be the beneficiary for the rest of the accidental death proceeds. We may at our sole discretion pay benefits directly to the facility handling the preparation and/or transportation. All determinations and payments by us will be final and fully release and discharge us from any further liability under this repatriation benefit.

Coma - If an insured lapses into a coma as a result of and within 365 days of a covered accidental injury, and such coma has lasted for a minimum of 31 days, we will pay a monthly benefit equal to the lesser of:

- 1% of the insured's amount of AD&D insurance; or
- 1% of the difference between the insured's amount of AD&D insurance and the amount of any benefits paid under the loss schedule for the same accident. (if the full amount of AD&D insurance has been paid, no benefit is payable under this section).
- This benefit will be paid monthly until the earliest of the following:

- the date the insured recovers such that he or she is no longer in a coma as defined herein; or
- the date of the insured's death. If an accidental death payment is due under this rider, the amount of such payment will be reduced by the amount of AD&D insurance paid under this coma provision; or
- 100 monthly benefits have been paid.
- Coma means a state of profound unconsciousness with no evidence of appropriate responses to stimulation. The insured must be confined in a medical facility and diagnosed as comatose by a licensed physician.

In no event will the total amount of monthly benefits payable under this section exceed \$50,000.

Supplemental Life Insurance

- Increase coverage to eight times (currently 5 times) base annual earnings, but maintain the plan maximum of \$750,000. (This is a great benefit for low income employees.)
- Offer a special one-time enhanced enrollment opportunity, whereby employees may elect to increase coverage up to guaranteed issue limit of the lesser of three times base annual earnings or \$300,000, without evidence of insurability (EOI). Additional coverage is available with EOI.

Recommended Changes: Effective January 1, 2025

Sick Leave Bank

Historically, when the balance of hours in the Sick Leave Bank (SLB) exceeded 20,000, the recommendation was sometimes made to waive the required annual contribution of 8 hours for the following year. In 2022 and 2023, the balances had exceeded this threshold. Recommendations to waive contributions were not made for either of these years due to the significant changes that were made to the SLB procedures effective January 1, 2022, which included:

- Removing all waiting periods to join and have immediate access to benefits
- Add use of bank hours for parental responsibilities
- Increase the number of hours available to care for immediate family members

We wanted to determine the effect of the enhancements on utilization before making any further recommendation to waive contributions. As of May 2024, the balance exceeded 30,000. While the expected surge in utilization was not realized, there has been an increase in hours used, membership, especially among new hires, and hours contributed. As of May 2024, the balance exceeded 30,000 hours; 56% over the historical threshold for contribution waivers. The chart below provides some statistical data.

Year	No. of Members	Hours Contributed	Hours Used	Bank Balance
2020	863	6,764	2,690	22,139
2021	900	644	3,031	19,792

		(Contributions waived)		
2022	1,003	6,872	4,787	21,877
2023	1,039	8,942	5,531	25,288
YTD May 2024	1,170	9,347	3,449	31,186

The recommendation is to waive the annual contribution of hours to the bank for current members only for the 2025 calendar year. New members who enroll during the annual open enrollment or as a new hire will be required to contribute requisite hours.

The department heads unanimously supported this recommendation.

Domestic Partner Coverage

At the June department heads meeting, there was discussion on whether the agency should continue to offer health benefits, which includes medical, prescription, dental and vision, to domestic partners since they can be legally married. We have done a current review and identified this as a plan risk and cost.

The recommendation is to discontinue offering coverage and treat domestic partners like everyone else since domestic partners can legally marry. Many comparable plans made this change years ago. We recommend grandfathering the current participants under the current rules which do not require them to marry.

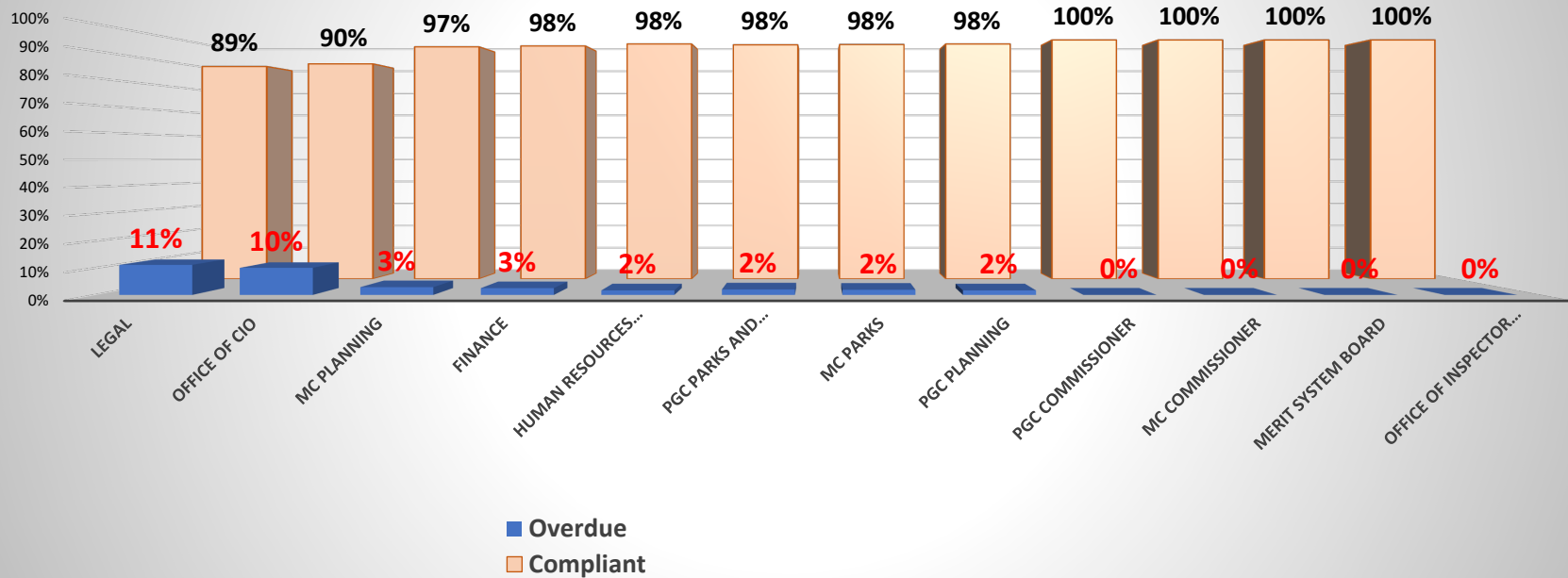
The majority of the department heads supported this recommendation.

**THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION
EMPLOYEE PERFORMANCE EVALUATIONS NOT COMPLETED BY DUE DATE
BY DEPARTMENT AS OF JUNE 2024**

	<u>31 - 60 DAYS</u>		<u>61 - 90 DAYS</u>		<u>91 + DAYS</u>		<u>DEPARTMENT TOTALS</u>	
	May-24	Jun-24	May-24	Jun-24	May-24	Jun-24	May-24	Jun-24
CHAIRMAN, MONTGOMERY COUNTY	0	0	0	0	0	0	0	0
CHARIMAN, PRINCE GEORGE'S COUNTY	0	0	0	0	0	0	0	0
OFFICE OF CIO	1	1	0	0	1	1	2	2
OFFICE OF INSPECTOR GENERAL	0	0	0	0	0	0	0	0
EXECUTIVE COMMITTEE/CHAIRS	0	0	0	0	0	0	0	0
DEPT. OF HUMAN RESOURCES & MGT.	2	1	0	0	0	0	2	1
LEGAL DEPARTMENT	0	3	0	0	0	0	0	3
FINANCE DEPARTMENT	0	1	0	0	0	0	0	1
PRINCE GEORGE'S PLANNING	0	3	0	0	0	0	0	3
PRINCE GEORGE'S PARKS & RECREATION	15	21	0	1	0	1	15	22
MONTGOMERY COUNTY PARKS	12	14	0	0	0	0	12	14
MONTGOMERY COUNTY PLANNING	4	4	0	0	0	0	4	4
DEPARTMENT TOTAL BY DAYS LATE	34	48	0	1	1	2		
COMMISSION-WIDE TOTAL							35	50

**DEPARTMENTS HAVE BEEN NOTIFIED OF LATE EVALUATIONS.

Late Annual Performance Evaluation Report Career Employees



*Data as of June 30, 2024

Employee Count	Evaluation Status		
Department	Compliant	Overdue	Total Employees
Finance	39	1	40
Human Resources and Mgt	59	1	60
Legal	24	3	27
MC Commissioner	3		3
MC Parks	722	14	736
MC Planning	135	4	139
Merit System Board	1		1
Office of CIO	18	2	20
Office of Inspector General	6		6
PGC Commissioner	10		10
PGC Parks and Recreation	1,066	22	1,088
PGC Planning	176	3	179
Total Employees	84	50	2,309



The Maryland-National Capital Park and Planning Commission
 Office of the Chief Information Officer
 6611 Kenilworth Avenue, Suite 403
 Riverdale, Maryland 20737
<http://www.mncppc.org> O T. (301) 454-1010

TO: Commissioners

FROM: Mazen Chilet, Chief Information Officer *Chilet*

DATE: 07/05/2024

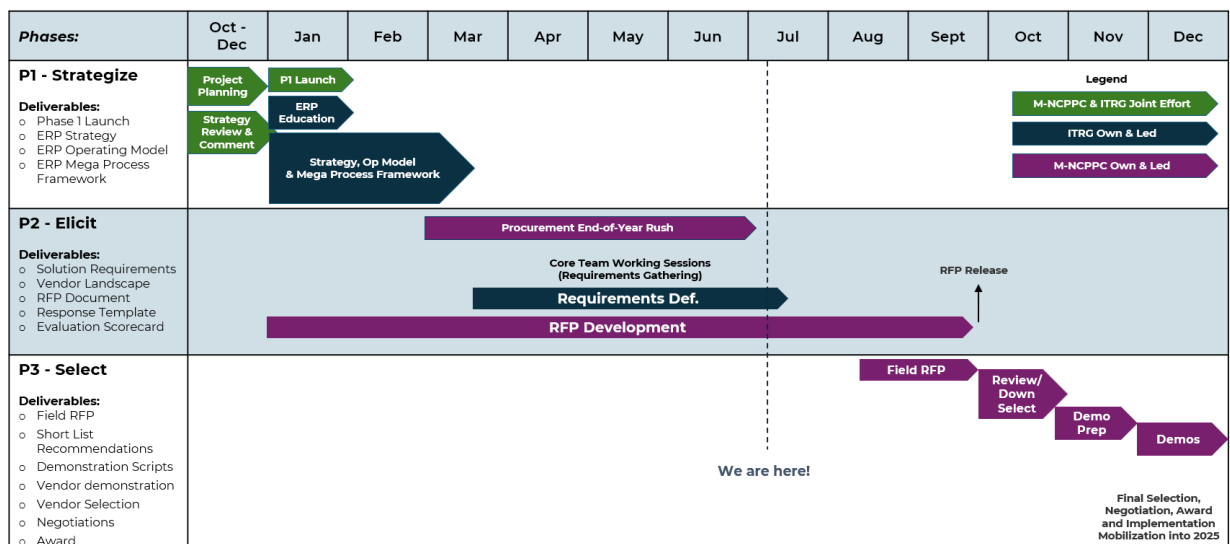
SUBJECT: Chief Information Officer Report – 2nd Quarter, 2024 – Open Session

Update on the Enterprise Resource Planning (ERP): Project Mosaic's Status and Next Steps

Brief (ERP) Background

The Commission implemented its first Enterprise Resource Planning (ERP) in 2011 for finance and human resources. In 2017, the system was nearing the end of vendor support, and the Commission needed to upgrade the system to ensure it had all the support, software patches, and other compliance updates. In 2022, the vendor notified us that the support for the current ERP version would end in April 2026. In October 2023, an updated cost estimate was established, and multi-year internal funding was developed and approved by the Commission's departments. Our vendor later notified us that support for the current solution would be extended to December 2030.

The Commission completed its ERP Gap Analysis in mid-December 2021. In January 2023, the Chief Information Officer (CIO) presented the findings and recommended two viable options: 1) Upgrading the current Infor/Lawson to the newest version or 2) Replacing the current system. After careful consideration, the Commission decided to pursue an open solicitation process for the optimal ERP solution.



Project Phases

Phase 1: Strategize: Launch and requirements gathering.

Timeline:

- **September 12 and 15, 2023** – Kickoff.
- **January 3, 2024** – Phase 1 Launch.
- **January 5, 2024** - ERP 101: Education and awareness.
- **January 16, 2024** – February 5, 2024- Stakeholder interviews.
- **February 12-16, 2024** – Strategy Alignment Workshop with Mega-Process Owners.
- **March 2024** – Strategy Alignment Report: The Sponsors and Steering Committee acknowledged and approved the report.

Phase 2: Elicit: Solution requirements, vendor landscape, RFP document, response template, and evaluation scorecard.

Timeline:

- **March 18, 2024 – Requirements Gathering 101**
Under the guidance of the Commission project team, ITRG developed and presented Requirements Gathering 101 to all stakeholders. The session was intended to provide instructions and set expectations so stakeholders could actively engage from the beginning of the requirements-gathering session. The workshop was delivered over Microsoft Teams, attended by more than 160 stakeholders, and successfully served the purpose.
- **April 16 to May 12 - Requirements Gathering Sessions**
Requirement gathering sessions were based on six identified mega-processes. Participants were reviewed and approved by project Steering Committee members. Invitations were sent to participants on Monday, March 18. The mega-process sessions were:
 - Record to Report (Finance): April 16, 17, 19
 - Forecast to Budget (Budget): April 22, 23
 - Procure to Pay (Procurement): April 24, 25
 - Hire to Retire (Human Resources): April 29, 30; May 1
 - Acquire to Dispose (Asset/Warehouse Management): May 6, 7
 - Technology/Integration Services/Non-Functional: May 9.

One hundred and sixty-two (162) employees from all departments participated in the requirements gathering sessions.

The participants, mega-process owners, sponsors, and Steering Committee members actively contributed during the sessions.

Surveys:

- The OCIO (Office of the Chief Information Officer) project team surveyed requirements gathering session participants after the final session in each mega-process. Microsoft Forms was used to collect and analyze responses.
- The anonymous survey had eight questions, and each survey was open for two business days.
- The OCIO and Info-Tech project teams reviewed results and used them to improve sessions, add new capabilities or requirements, and gauge the overall sentiment of participants.
- The final survey results were compiled and made available on the project SharePoint site on Friday, May 17.
- **Survey Findings**
 - 80% of survey respondents said the sessions “identified, discussed, understood, and captured” their “process points, pain points, system points, improvement areas, and future state requirements” that “need to be considered for the future ERP system.”
 - The majority of survey respondents said the sessions were “very effectively” planned, communicated, conducted, and facilitated.
- **April 16 to July 26: Requirements Report Review and Approval**
 - **Monday, June 24:** Steering Committee and sponsors approved the second draft of the Technology/Non-Functional/Integration Services Report.
 - **Monday June 24:** Hire to Retire (Human Resources) Report joined the timeline of Procure to Pay (Procurement) and Forecast to Budget (Budget) timeline. Second drafts will be approved July 9.
 - **Tuesday, June 25:** Steering Committee and sponsors approved first drafts of Acquire to Dispose (Asset/Warehouse Management) and Record to Report (Finance) Reports.
 -

Report	Date
<ul style="list-style-type: none">• Technology/Non-Functional/Integration Services Report	<ul style="list-style-type: none">• First Draft: Approved• Second Draft: Approved• Final Report Approval: July 9
<ul style="list-style-type: none">• Procure to Pay (Procurement) Report• Forecast to Budget (Budget) Report• Hire to Retire (Human Resources) Report	<ul style="list-style-type: none">• First Draft Approved• Second Draft Approval: July 9• Final Report Approval: July 19
<ul style="list-style-type: none">• Record to Report (Finance) Report• Acquire to Dispose (Asset/Warehouse Management) Reports	<ul style="list-style-type: none">• First Draft: Approved• Second Draft Approval: July 12• Final Report Approval: July 26

Next Steps

- Finalizing the requirements reports by July 26, 2024.
- Evaluation Committee member selection.
- Presentation to the Department Heads of approved requirements – July 2024.

Phase 3: Select: Field RFP responses, short list recommendations, vendor demonstration and selection, negotiations, and award.

Timeline:

- **RFP release date is September 30, 2024.**
 - The end-of-year procurement busy season and a setback resulting from the resignation of a senior procurement team member increased the workload and overall pressure on the procurement team. With that said, the RFP release date was moved to a more realistic date of September 30, 2024.
 - Before the RFP is released, a significant milestone must be achieved: establishing the Evaluation Committee structure and identifying the Evaluation Committee members.
 - While Procurement still needs to complete the entire structure, the plan is to identify Evaluation Committee members with representation from all departments. Department Heads will be asked to select a staff member for this critical responsibility. Each Evaluation Committee member will work with an advisory cross-functional subcommittee to assist in the evaluation process.
 - This approach will ensure the involvement of many knowledgeable staff and subject matter experts from across the Commission.
 - Once the RFP is released, qualified vendors will have approximately six weeks to respond and provide proposals.
 - The Evaluation Committee will review and evaluate the proposals according to Procurement guidance. Typically, a shortlist of proposals is created from the submissions.
 - The Evaluation Committee will conduct reviews and rate proposals. Demos will be scheduled, and final selection, negotiations, and project award will be concluded by the end of 2024 to early 2025. Then, the project's implementation stage will be scheduled with the selected systems integrator.

Please note that the timeline is ambitious, and both internal and external factors could potentially alter the schedule.

Project SharePoint Site

ERP: Project Mosaic SharePoint Site: <https://mncppc.sharepoint.com/sites/ERP/SitePages/Home.aspx>.

End of Report



The Maryland-National Capital Park and Planning Commission

Office of the General CounselReply to:

Debra S. Borden, General Counsel
 Office of the General Counsel
 6611 Kenilworth Avenue, Suite 200-201
 Riverdale, Maryland 20737
 Phone: 301-454-1670 • Fax: 301-454-1674

July 2, 2024

MEMORANDUM

TO: The Maryland-National Capital Park and Planning Commission

FROM: Debra S. Borden
General Counsel

RE: Litigation Report for June 2024 – FY 2024

Please find the attached litigation report we have prepared for your meeting scheduled for Wednesday, July 17, 2024. As always, please do not hesitate to call me in advance if you would like me to provide a substantive briefing on any of the cases reported.

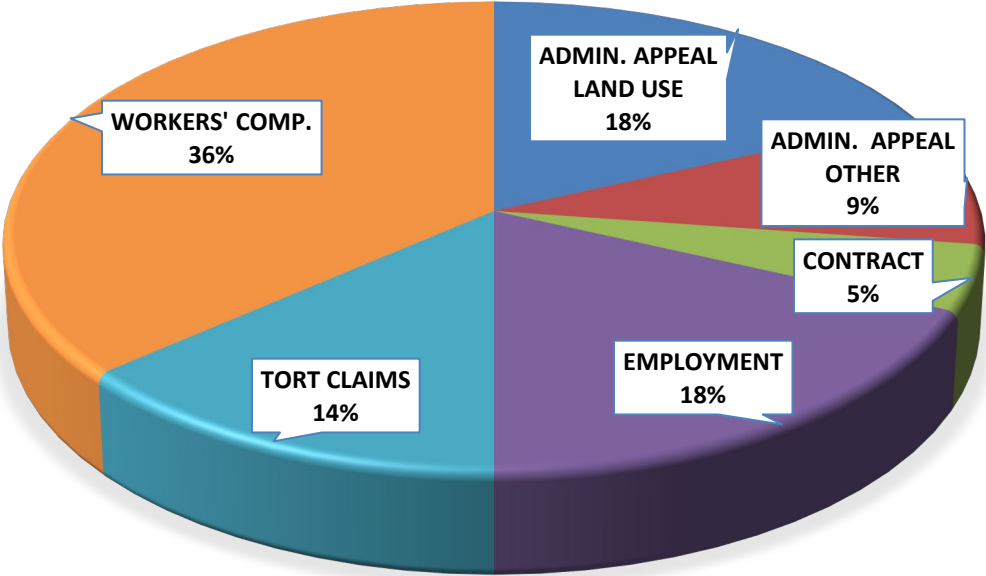
Table of Contents – June 2024, Fiscal Year 2024 Report

Composition of Pending Litigation	Page 01
Overview of Pending Litigation (Chart)	Page 02
Litigation Activity Summary	Page 03
Index of YTD New Cases	Page 04
Index of YTD Resolved Cases	Page 05
Disposition of FY24 Closed Cases Sorted by Department	Page 06
Index of Reported Cases Sorted by Jurisdiction	Page 10
Litigation Report Ordered by Court Jurisdiction	Page 11

June 2024
Composition of Pending Litigation
(Sorted by Subject Matter and Forum)

	STATE TRIAL COURT	APPELLATE COURT OF MARYLAND	SUPREME COURT OF MARYLAND	FEDERAL TRIAL COURT	FEDERAL APPEALS COURT	U.S. SUPREME COURT	SUBJECT MATTER TOTALS
ADMIN APPEAL: LAND USE	3	1					4
ADMIN APPEAL: OTHER	2						2
BANKRUPTCY							0
CIVIL ENFORCEMENT							0
CONTRACT DISPUTE	1						1
DEBT COLLECTION							0
EMPLOYMENT DISPUTE	3			1			4
LAND USE DISPUTE							0
MISCELLANEOUS							0
PROPERTY DISPUTE							0
TORT CLAIM	3						3
WORKERS' COMPENSATION	5						5
PER FORUM TOTALS	17	1		1			19

OVERVIEW OF PENDING LITIGATION



June 2024

Litigation Activity Summary

	COUNT FOR MONTH			COUNT FOR FISCAL YEAR 2024			
	Pending May 2024	New Cases	Resolved Cases	Pending Prior F/Y	New Cases F/YTD	Resolved Cases F/YTD	Pending Current Month
Admin Appeal: Land Use (AALU)	3	1		4	6	6	4
Admin Appeal: Other (AAO)	3		1	2		1	2
Bankruptcy (B)	0						0
Civil Enforcement (CE)	0						0
Contract Disputes (CD)	1			2	1	2	1
Debt Collection (D)	0			2		2	0
Employment Disputes (ED)	4			3	6	4	4
Land Use Disputes (LD)	0			1		1	0
Miscellaneous (M)	0			1	1	3	0
Property Disputes (PD)	0				1	1	0
Tort Claims (T)	2	2	1	2	5	5	3
Workers' Compensation (WC)	8		3	6	9	7	5
TOTALS	21	3	5	23	29	32	19

INDEX OF YTD NEW CASES (7/1/2023 TO 6/30/24)

A. <u>New Trial Court Cases.</u>	<u>Unit</u>	<u>Subject Matter</u>	<u>Month</u>
Wright v. Commission	MC	Misc.	Mar.
Mays v. Commission, et al.	Charles	ED	July
Wallace v. Commission, et al.	PG	ED	July
Celey v. Commission	PG	ED	July
In the Matter of Pocahontas Drive Homeowners	MC	AALU	July
Fennell v. Commission	PG	ED	Aug.
In the Matter of Jeanne Kavinsky	PG	WC	Sept.
In the Matter of Jeanne Kavinsky	PG	WC	Sept.
In the Matter of Jeanne Kavinsky	PG	WC	Sept.
In the Matter of Jeanne Kavinsky	PG	WC	Sept.
Carolyn Gray v. Commission, et al.	PG	PD	Oct.
Paige Industrial Services, Inc. v. Commission	MC	AAO	Nov.
In the Matter of Jeanne Kavinsky	PG	WC	Nov.
Spriggs v. Brown	PG	Tort	Jan.
Weisman v. Commission, et al.	MC	ED	Jan.
In the Matter of Forest Grove Citizens Association, et al.	MC	AALU	Jan.
GEICO v. Commission, et al.	MC	Tort	Mar.
Commission v. Chen	MC	CD	Mar.
Joseph K. Chisley, Jr. v. Commission, et al.	PG	Tort	Apr.
In the Matter of Forest Grove Citizens Association, et al.	MC	AALU	Apr.
Myrtle Evans v. Aisha Braveboy, et al.	PG	Tort	June
Louise Vester v. Bowie Baysox, et al.	PG	Tort	June
In the Matter of Forest Grove Citizens Association, et al.	MC	AALU	June

B. <u>New Appellate Court Cases.</u>	<u>Unit</u>	<u>Subject Matter</u>	<u>Month</u>
Brij Bhargava, et al. v. Prince George's County Public Schools Proposed Southern K-8 Middle School, et al.	PG	AALU	May
Friends of Ten Mile Creek v. Montgomery County Planning Board	MC	AALU	Aug.

**INDEX OF YTD RESOLVED CASES
(7/1/2023 TO 6/30/2024)**

<u>A. Trial Court Cases Resolved</u>	<u>Unit</u>	<u>Subject Matter</u>	<u>Month</u>
English-Figaro v. Planning Board of Prince George's County	PG	AALU	June
Fairwood Community Association, Inc. v. Prince George's County Planning Board	PG	AALU	July
Citizen Association of Kenwood, Inc. v. Commission	MC	LUD	Aug.
In the Matter of James Montville	PG	WC	Aug.
Wilmington Savings Fund Society FSB v. Burke, et al.	PG	Misc.	Aug.
Commission v. Faulk	PG	DC	Aug.
Deakins v. Commission, et al.	MC	ED	Sept.
Troublefield v. Prince George's County, et al.	PG	Tort	Oct.
In the Matter of Kenneth Rogers	PG	WC	Nov.
Wright v. Commission	MC	Misc.	Dec.
In the Matter of Pocahontas Drive Homeowners	MC	AALU	Jan.
Fennell v. Commission	PG	ED	Jan.
Izadjoo v. Commission	MC	ED	Jan.
Commission v. Lindsey	PG	D	Feb.
Carolyn Gray v. Commission, et al.	PG	PD	Feb.
Commission v. Build A Barn, LLC	MC	C	Mar.
GEICO v. Gaither, et al.	MC	Tort	Mar.
In the Matter of Joshua P. Scully	MC	WC	Mar.
Spriggs v. Brown	PG	Tort	April
In the Matter of William Dickerson	PG	AAO	May
In the Matter of Jeanne Kavinski (3 cases)	PG	WC	May
Simmons v. Commission, et al.	PG	Tort	May

<u>B. Appellate Court Cases Resolved</u>	<u>Unit</u>	<u>Subject Matter</u>	<u>Month</u>
In the Matter of Friends of Ten Mile Creek, et al.	MC	AALU	July
In the Matter of Friends of Ten Mile Creek, et al.	MC	AALU	Oct.
Evans v. Commission, et. al.	MC	ED	Nov.
In the Matter of HMF Paving Contractors Inc.	MC	CD	Jan.
Wolf, et al. v. Planning Board of Prince George's County	PG	AALU	Jan.

	Disposition of FY24 Closed Cases Sorted by Department	
CLIENT	PRINCIPAL CAUSE OF ACTION IN DISPUTE	DISPOSITION
Employees Retirement System		
In the Matter of William Dickerson	Claimant seeks judicial review of Employees Retirement System ("ERS") decision dated February 21, 2023, which denied a reconsideration of the COLA calculation.	05/10/2024 – Decision of the Employees Retirement System affirmed.
Finance Department		
Department of Human Resources & Management		
Fennell v. Maryland-National Capital Park and Planning Commission	Fennell filed suit arising out of her termination from employment related to her COVID vaccination status.	01/25/2024 – Case settled and dismissed. Order approving the parties' stipulation of dismissal with prejudice.
Montgomery County Department of Parks		
Deakins v. Commission, et al.	Complaint by former employee relating to Commission's COVID-19 vaccination mandate. Complaint alleged disability discrimination and unreasonable failure to accommodate	09/25/2023 – Case settled and dismissed.
In the Matter of HMF Paving Contractors Inc.	Appeal of decision affirming CCRC decision denying HMF's demand that an allowance be made, and additional monies be paid by the Commission to HMF for construction at Greenbriar Local Park.	01/05/2024 – Mandate of Court. Case Voluntarily Dismissed by appellant.
Izadjoo v. Commission	Former Montgomery Parks employee alleging employment discrimination	01/26/2024 - Case settled and dismissed.
Commission v. Build A Barn, LLC	Breach of Contract matter to recover funds expended for sheds that were never received.	03/04/2024 - Judgment awarded in favor of the Commission for \$9,218.50 plus costs.
GEICO v. Gaither, et al.	Subrogation matter against the Commission and a Commission employee arising out of a February 2021 motor vehicle accident.	03/14/2024 - Case dismissed. Claim paid previously.

In the Matter of Joshua P. Scully	Claimant seeks judicial review of Workers' Compensation Order finding that claimant at maximum medical improvement and denying right shoulder surgery.	03/27/2024 - Order of the Court remanding matter to WCC for approval of resolution reached between the parties.
Montgomery County Park Police		
Evans v. Commission, et al.	Plaintiff, police lieutenant, filed a complaint against the Commission and four individual defendants, alleging discrimination, retaliation and assorted negligence and constitutional violations.	11/21/2023 - Order of Court affirming decision of the District Court
Montgomery County Planning Board		
Citizen Association of Kenwood, Inc. v. Maryland-National Park and Planning Commission	Complaint to prevent implementation of road diet project for Little Falls Parkway in Montgomery County.	08/01/2023 - Voluntary dismissal by Plaintiff without Prejudice
In the Matter of Friends of Ten Mile Creek, et al.	Appeal of decision affirming the Montgomery County Planning Board's approval of Site Plan 820200160 – Creekside at Cabin Branch.	07/18/2023 – Judgment of the Circuit Court for Montgomery County affirmed.
In the Matter of Friends of Ten Mile Creek, et al.	Petitioner seeks appeal of Decision of the Appeal's Court of Maryland affirming the Appeal of decision affirming the Montgomery County Planning Board's approval of Site Plan 820200160 – Creekside at Cabin Branch.	10/24/2023 – Petition denied.
Gwen Wright v. Maryland-National Park and Planning Commission	Plaintiff sought to enforce a request under the Maryland Public Information Act.	12/29/2023 – Settlement reached and stipulation of Dismissal without Prejudice
In the Matter of Pocahontas Drive Homeowners	Petitioners sought Judicial Review of the Montgomery County Planning Department's approval of Forest Conservation Act Exemption 4203166E to Davis Airport.	01/23/2024 - Decision of the Montgomery County Planning Department reversed.
Prince George's County Department of Parks and Recreation		
In the Matter of James Montville	Claimant sought judicial review of Workers' Compensation Commission decision dated October 3, 2022, which determined that he has a 12% permanent partial disability. Claimant was seeking an award that was much higher.	08/10/2023 - Case remanded to Workers' Compensation Commission for approval of agreement.

Commission v. Faulk	Subrogation action to recover losses for damage(s) to Commission property	08/28/2023 - Judgment in favor of the Commission for \$3,546.13.
Wilmington Savings Fund Society FSB v. Burke, et al.	Lawsuit to quiet title to deed of trust and extinguish the lien and debt associated with that deed, establishing that Plaintiff's deed is in full force and effect and has first priority over the Commission's lien on property owned by Tomel Burke, judgment Debtor.	08/30/2023 - Judgment by Consent against the Commission in favor of the Plaintiff
Troublefield v. Prince George's County, et al.	Tort suit for injuries allegedly sustained while attending a graduation ceremony at Show Pace Arena.	10/13/2023 – Case settled and dismissed.
In the Matter of Kenneth Rogers	Claimant sought judicial review of Workers' Compensation Commission decision dated March 30, 2023, which determined that the Claimant did not suffer from a serious disability.	10/19/2023 – Case settled and remanded to Workers' Compensation Commission for approval of agreement.
Commission v. Lindsey	Action to recover damage(s) to Commission property.	02/20/2024 – Affidavit Judgment in favor of the Commission for \$966.21 plus costs and post-judgment interest.
Carolyn Gray v. Commission, et al.	Plaintiff alleged the Commission caused damage to her property.	02/21/2024 – Commission voluntarily dismissed from the case.
Spriggs v. Brown	Tort suit for injuries allegedly sustained in a motor vehicle accident.	04/05/2024 – Case settled and dismissed.

In the Matter of Jeanne Kavinski –(three separate cases consolidated.)	Claimant filed the same issues in three claims with overlapping body parts seeking authorization for treatment and causal relationship of a new injury. In addition, the Commission contested whether a compensable injury occurred in a new claim (D/A:4/28/2021). The Commission was successful in defending the authorization for treatment and against the new claim. The claimant has appealed the determination in all three claims	505/21/2024 - Order of Court that case be Remanded to Workers' Compensation Commission, Claimant to pay court costs and further ordered that either party may reinstate the appeal if the settlement is not approved in 90 days from the date of the order.
Simmons v. Commission, et al.	Tort suit for injuries allegedly sustained while attending Therapeutic Recreations Programs, Kids' Care After-School Program at Cedar Heights Community Center.	05/06/2024 – Case settled and dismissed without prejudice.
Prince George's County Planning Board		
English-Figaro v. Planning Board of Prince George's County	Petition for Judicial Review of Planning Board's approval of Preliminary Plan of Subdivision 4-2104.	06/01/2023 Case voluntarily dismissed with prejudice.
Fairwood Community Association, Inc. v. Prince George's County Planning Board	Petition for Judicial Review of Planning Board's approval of Preliminary Plan of Subdivision 4-2104.	07/27/2023 - Case voluntarily dismissed without prejudice.
Wolf, et al. v. Planning Board of Prince George's County	Appeal of decision affirming the Prince George's County Planning Board's approval of Preliminary Plan of Subdivision 4-18001 (Magruder Pointe).	01/25/2024 - Decision of Planning Board Affirmed.
Prince George's Park Police		
Office of Internal Audit		

INDEX OF REPORTED CASES

DISTRICT COURT FOR MONTGOMERY COUNTY, MARYLAND	11
Commission v. Chen	11
DISTRICT COURT FOR PRINCE GEORGE'S COUNTY, MARYLAND	11
CIRCUIT COURT FOR CHARLES COUNTY, MARYLAND	12
Beth Mays v. Maryland-National Park and Planning Commission, et al.	12
CIRCUIT COURT FOR MONTGOMERY COUNTY, MARYLAND	13
In the Matter of Forest Grove Citizens Association, et al.	13
In the Matter of Forest Grove Citizens Association, et al.	13
In the Matter of Forest Grove Citizens Association, et al.	14
Paige Industrial Services, Inc. v. The Maryland-National Park and Planning Commission	14
CIRCUIT COURT FOR PRINCE GEORGE'S COUNTY, MARYLAND	15
Tiffany Celey v. Maryland-National Capital Park and Planning Commission	15
Joseph Chisley, Jr. v. Maryland-National Capital Park and Planning Commission	16
In the Matter of Danielle Jones-Dawson	16
Myrtle Evans v. Aisha Braveboy, et al.	17
In the Matter of Jeanne Kavinsky	17
Louise Vester v. Bowie Baysox Baseball Club, et al.	18
Rakiya-Rae Wallace v. Commission, et al. v. Commission, et al.	18
APPELLATE COURT OF MARYLAND	19
Brij Bhargava, et al. v. Prince George's Cnty. Public Schools Proposed Southern K-8 Middle School, et al.	19
SUPREME COURT OF MARYLAND	19
U.S. DISTRICT COURT OF MARYLAND	20
Weisman v. Commission, et al.	20
U.S. COURT OF APPEALS FOR THE FOURTH CIRCUIT	20

DISTRICT COURT FOR MONTGOMERY COUNTY, MARYLAND

Commission v. Chen

Case No. D-06-CV-24-011000 (CD)

Lead Counsel: Thornton
Other Counsel: Johnson

Abstract: Breach of Contract matter to recover funds for rental of recreational fields.

Status: In discovery.

Docket:

03/08/2024	Complaint filed
03/14/2024	Affidavit of Service
03/25/2024	Notice of Intent to Defend and Entry of Appearance filed on behalf of Defendant, Chen
04/01/2024	Consent Motion for Continuance
04/03/2024	Order of Court granting continuance
05/01/2024	Consent Motion for continuance
05/02/2024	Court – Order granting continuance and holding that no further continuances allowed
05/10/2024	State's Attorney's Office request for copies of documents
05/24/2024	State's Attorney's Office Motion for Appropriate Relief with regard to sealing or removing documents from the docket
06/14/2024	Order of the Court granting Motion for Appropriate Relief filed by the State's Attorney's Office
07/24/2024	Trial set

DISTRICT COURT FOR PRINCE GEORGE'S COUNTY, MARYLAND

No Pending Matters

CIRCUIT COURT FOR CHARLES COUNTY, MARYLAND

BETH MAYES V. MARYLAND-NATIONAL PARK AND PLANNING COMMISSION, ET AL.

Case No. C-08-CV-23-000516 (ED)

Lead Counsel: Ticer
Other Counsel: Rupert

Abstract: Employee terminated from the Commission for her COVID vaccination status has brought suit alleging several employment-related claims, such as religious and genetic discrimination, retaliation, and wrongful discharge

Status: Settlement reached in principle; paperwork in drafting stage.

Docket:

07/03/2023	Complaint filed
07/12/2023	Commission served
08/07/2023	Commission's Motion to Dismiss filed
08/21/2023	Consent Stipulation to Extend time for Plaintiff to Respond to Motion to Dismiss
09/05/2023	Response in Opposition to Motion to Dismiss
09/05/2023	Amended Complaint
09/13/2023	Order to Extend time
09/20/2023	Motion to Dismiss Amended Complaint
10/05/2023	Response in Opposition to Motion to Dismiss
10/16/2023	Reply to Plaintiff's Opposition to Motion to Dismiss
12/20/2023	Motion to Dismiss granted in part and denied in part. Counts 5-9 dismissed. All parties except for the Commission dismissed.
01/11/2024	Order of Court dismissing defendants, Christine Fanning, Thomas Baden, and the Prince George's County Planning Board. Counts V, VII, VIII and IX of Complaint are also dismissed.
02/09/2024	Answer to Amended Complaint filed
02/27/2024	Scheduling Order issued
03/08/2024	Order for ADR Conference
06/03/2024	ADR Conference held. Settlement reached in principle.

CIRCUIT COURT FOR MONTGOMERY COUNTY, MARYLAND

In the Matter of Forest Grove Citizens Association, et al.

Case No. C-15-CV-23-002405 (AALU)

Lead Counsel: Mills
Other Counsel:

Abstract: Petitioners seek Judicial Review of the Montgomery County Planning Department's decision regarding 9801 Georgia Avenue Sketch Plan 320230020.

Status: Case reopened and consolidated with CV-15-24-000505.

Docket:

06/17/2024	Order – Consolidation granted. Case consolidated with case C-15-CV-23-002405 and all pleadings and motions to be filed in said case number.
------------	---

In the Matter of Forest Grove Citizens Association, et al.

Case No. C-15-CV-24-000505 (AALU)

Lead Counsel: Mills
Other Counsel:

Abstract: Petitioners seek Judicial Review of the Montgomery County Planning Department's decision regarding 9801 Georgia Avenue Sketch Plan 320230020.

Status: Case closed statistically and consolidated with CV-15-23-002405.

Docket:

01/30/2024	Petition for Administrative Mandamus
02/09/2024	Response to Petition for Administrative Mandamus
02/26/2024	Response to Petition for Administrative Mandamus
02/26/2024	Motion to Dismiss Administrative Mandamus
03/08/2024	Response to Co-Respondent's Motion to Dismiss
04/15/2024	Order of Court – Scheduling Order
04/26/2024	Administrative Record received
04/29/2024	Motion to Vacate and Remand
04/30/2024	Motion to Intervene
05/08/2024	Response to Motion to Intervene
05/14/2024	Opposition to Motion to Vacate and Remand
05/14/2024	Opposition to Motion to Reverse
05/15/2024	Opposition to Motion to Intervene
06/04/2024	Status Hearing
06/12/2024	Intervenor's Motion to Intervene denied as moot.
06/12/2024	Petitioner's Motion to reverse and vacate Montgomery County Planning Board's position – remand decision filed 4/29/2024 denied.

06/17/2024	Order – Consolidation granted. Case consolidated with case C-15-CV-23-002405 and all pleadings and motions to be filed in said case number.
------------	---

In the Matter of Forest Grove Citizens Association, et al.

Case No. C-15-CV-24-001622 (AALU)

Lead Counsel: Mills
Other Counsel:

Abstract: Petitioners seek Judicial Review of the Montgomery County Planning Board's Decision in 9801 Georgia Avenue Plan no(s). 120230160, 820230130 and F20240040

Status: Petition for Judicial Review filed. Case consolidated.

Docket:

04/08/2024	Petition for Judicial Review
04/17/2024	First Amended Petition for Judicial Review
05/01/2024	Answer to Petition for Judicial Review
05/08/2024	Answer to Petition for Judicial Review
05/31/2024	Administrative Record received
06/26/2024	Order of Court. Case Nos. C-15-CV-24-001622, C-15-CV-24-002507 and C-15-CV-24-001628 be consolidated pursuant to Maryland 2-503; and it is further ordered that all future pleadings shall be filed in Civil No. C-15-CV-24-001622 and said case shall be designated as the lead case.

Paige Industrial Services, Inc. v. The Maryland-National Park and Planning Commission

Case No. C-15-CV-23-004219 (AAO)

Lead Counsel: Rupert
Other Counsel: Mills (CCRC)

Abstract: Judicial review of the decision of the administrative agency (CCRC). Contractor's claim for additional payments for construction at Rock Creek Maintenance Yard.

Status: Hearing held and taken under advisement.

Docket:

11/10/2023	Petition for Judicial Review
11/30/2023	Scheduling and Briefing Order of Court issued
12/08/2023	Notice of Intent to Participate filed by Commission
01/17/2024	Order Granting Extension of Time
03/12/2024	Administrative Record received
04/17/2024	Motion for Leave to Exceed Page Limit and Motion to Shorten Time for Response
04/19/2024	Opposition to Motion for Leave to Exceed Page Limit and Opposition to Motion to Shorten Time for Response

04/22/2024	Order of Court Motion to Shorten Time denied as Moot
04/22/2024	Order of Court Motion for Leave to Exceed Page Limit granted in part.
04/23/2024	Line to file Amended Administrative Record Index
04/30/2024	Paige Industrial Services, Inc.'s Appeal Memorandum and Supporting Exhibits
05/03/2024	Notice of Hearing
06/14/2024	Commission's Reply Memorandum filed
06/26/2024	Hearing held and taken under advisement.

CIRCUIT COURT FOR PRINCE GEORGE'S COUNTY, MARYLAND

Tiffany Celey v. Maryland-National Capital Park and Planning Commission

Case No. C-16-CV-23-003168 (ED)

Lead Counsel: Ticer
Other Counsel: Johnson; Rupert

Abstract: Defendant is alleging discrimination based upon race, sex, and disability, as well as retaliation.

Status: In discovery.

Docket:

07/12/2023	Complaint filed
09/26/2023	Summons reissued
12/28/2023	Complaint received from SDAT via certified mail.
01/03/2024	Answer filed
02/14/2024	Stipulation Order Regarding Confidentiality of Discovery Material filed
02/28/2024	Order of Court regarding Confidentiality of Discovery Material
05/30/2024	Scheduling Order issued
06/11/2024	Motion to Modify scheduling order to reschedule settlement conference
11/15/2024	Settlement Conference
01/21/2025	Trial

Joseph Chisley, Jr. v. Maryland-National Capital Park and Planning Commission

Case No. C-16-CV-23-004648 (Tort)

Lead Counsel: Thornton
Other Counsel:

Abstract: Plaintiff alleges he tripped and fell in a concealed hole at Enterprise Golf Course.

Status: The Commission has yet to be served. Dismissal pending for lack of service.

Docket:

10/10/2023	Complaint filed
10/11/2023	Summons reissued
04/02/2024	Notice of Contemplated Dismissal
05/01/2024	Motion – Defer Lack of Prosecution
06/03/2024	Order of the Court – Plaintiff's Motion is reserved for consideration. Clerk to issue new summonses for all defendants. If not served prior to the expiration of the reissued summons, defendants to be dismissed.

In the Matter of Danielle Jones-Dawson

Case No. C-16-CV-22-000675 (AAO)

Lead Counsel: Ticer
Other Counsel:

Abstract: Claimant seeks judicial review of Merit Board decision (October 20, 2022) denying claimant's appeal of her termination due to non-compliance with Notice 21-07, COVID-19 Vaccination Requirements.

Status: Decision of Merit Board Affirmed.

Docket:

11/20/2022	Petition for Judicial Review filed
11/29/2022	Response to Petition for Judicial Review
02/08/2023	Memorandum for Petitioner
03/09/2023	Commission's Answering Memorandum
11/20/2023	Motion for Continuance
01/29/2024	Hearing reset to 05/02/2024
05/02/2024	Hearing
05/07/2024	Matter taken under advisement
05/23/2024	Order of Court affirming Merit Board's decision, denying employee's appeal of termination.

Myrtle Evans v. Aisha Braveboy, et al.

Case No. C-16-CV-24-002189 (Tort)

Lead Counsel: Thornton
Other Counsel:

Abstract: Plaintiff alleges she tripped and fell at Fairwood Community Park due to uneven sidewalk pavement resulting in injuries.

Status: Complaint filed.

Docket:

04/18/2023	Complaint filed
06/18/2024	Commission served

In the Matter of Jeanne Kavinsky

Case No. C-16-CV-23-004139 (WC) – Lead case

Consolidated with C-16-CV-23-004296, C-16-CV-23-004297, C-16-CV-23-004298, C-16-CV-23-004975

Lead Counsel: Ticer
Other Counsel:

Abstract: Claimant sought a finding that treatment to her left ankle, to include surgery, and associated indemnity benefits were causally related to any of the subject claims; all treatment and related benefits were denied. Claimant also sought a finding of permanent disability related to head injuries; the Commission found no permanent disability. Claimant has appealed all findings.

Status: Remanded to Workers' Compensation Commission for approval of settlement.

Docket:

09/08/2023	Petition for Judicial Review filed
09/29/2023	Response to Petition for Judicial Review
09/29/2023	Expert Designation
01/03/2024	Consent Motion to Consolidate Cases
01/23/2024	Motion to Consolidate Granted
06/07/2024	Joint Motion for Remand
06/07/2024	Order – Remanded to the Workers' Compensation Commission

Louise Vester v. Bowie Baysox Baseball Club, et al.

Case No. C-16-CV-24-002961 (Tort)

Lead Counsel: Thornton

Abstract: Tort suit for injuries allegedly sustained while attending a game at the Bowie Baysox Stadium.

Status: Commission has yet to be served.

Docket:

06/21/2024	Complaint filed
------------	-----------------

Rakiya-Rae Wallace v. Commission, et al. v. Commission, et al.

Case No. C-16-CV-23-003055 (ED)

Lead Counsel: Ticer
Other Counsel: Johnson, Rupert

Abstract: Employee terminated from the Commission for her COVID vaccination status has brought suit alleging several employment-related claims, such as religious and genetic discrimination, retaliation, and wrongful discharge

Status: In discovery.

Docket:

07/03/2023	Complaint filed
07/12/2023	Commission served
08/07/2023	Motion to Dismiss and Supporting Memorandum
08/21/2023	Consent Stipulation to Extend Time to Respond to Motion to Dismiss
09/05/2023	Response in Opposition to Defendants' Motion to Dismiss
09/05/2023	Amended Complaint
09/18/2023	Order of Court. Motion to Dismiss Denied as Moot
09/22/2023	Motion to Dismiss Amended Complaint
10/06/2023	Response in Opposition to Dismiss Amended Complaint
10/18/2023	Reply to Opposition to Motion to Dismiss
02/16/2024	Motion to Stay and/or Modify Scheduling Order
02/27/2024	Order of Court striking scheduling order issued on 10/12/2023.
03/28/2024	Motion for Postponement of Hearing on Defendants' Motion to Dismiss
03/29/2024	Hearing held. Order of Court – Motion to Postpone hearing on Motion to Dismiss granted. Parties to brief issue raised. Decision to be made without further hearing.
04/10/2024	Defendants' Motion to Dismiss withdrawn by consent.
04/10/2024	Order of Court – Motions Withdrawn. Plaintiff to file a Second Amended Complaint within thirty days.
04/30/2024	Second Amended Complaint filed
05/06/2024	Red-lined Second Amended Complaint
05/30/2024	Answer to Second Amended Complaint

APPELLATE COURT OF MARYLAND

**Brij Bhargava, et al. v. Prince George's County Public Schools Proposed Southern
K-8 Middle School, et al.**

Case No. ACM REG – 0659-2023 (AALU)
(Originally filed under CAL21-13945 in Prince George's County)

Lead Counsel: Warner
Other Counsel:

Abstract: Appeal of decision affirming the Prince George's County Planning Board's decision to affirm the Planning Director's approval of a tree conservation plan, a revision of that tree conservation plan, and variances to the Woodland Conservation Ordinance that allowed removal of specimen trees.

Status: Opinion pending.

Docket:

05/31/2023	Appeal filed
06/27/2023	Order to Proceed
08/25/2023	Briefing Notice
08/30/2023	Joint Stipulation to Modify Briefing Schedule
10/11/2023	Record Extract
10/13/2023	Appellant Brief
12/01/2023	Appellees Brief filed
12/21/2023	Reply Brief
01/25/2024	Scheduling Notice
03/12/2024	Oral argument reset for June.
06/04/2024	Oral argument held.

SUPREME COURT OF MARYLAND

No Pending Matters

U.S. DISTRICT COURT OF MARYLAND

Weisman v. Commission, et al.

1:24-cv-00009 GLR (ED)

Lead Counsel: Ticer
Other Counsel: Thornton

Abstract: Plaintiff, a former police sergeant, filed a complaint against the Commission and the Montgomery County Chief of Police, alleging a hostile work environment due to discrimination based on sex, sexual orientation, and religion.

Status: Motion to Dismiss pending.

Docket:

01/03/2024	Complaint filed
01/05/2024	Commission served
01/22/2024	Motion to Dismiss filed by Commission
02/05/2024	Opposition to Motion to Dismiss
02/16/2024	Reply to Opposition to Motion to Dismiss

U.S. COURT OF APPEALS FOR THE FOURTH CIRCUIT

No Pending Matters