



Takoma Park City Council Meeting – November 7, 2018 Agenda Item 2

Voting Session

Amendments to Chapter 8.36, Commercial Management Districts And Authorities, of the Takoma Park Code, regarding the operation of the Takoma/Langley Crossroads Development Authority.

Recommended Council Action

Vote on the proposed ordinance.

Context with Key Issues

Chapter 8.36 of the Takoma Park Code establishes the Takoma/Langley Crossroads Development Authority (CDA) and prescribes terms for its organization and operation. The CDA wishes to amend its bylaws to improve efficiency and better reflect its composition and operations. Because the planned amendments to the bylaws conflict with existing provisions of Chapter 8.36, the Council must amend the City Code to allow the CDA to amend its bylaws.

First, the Code now requires that the President and Vice President of the CDA be selected from the at-large members of the Board, but the Board sometimes does not have enough at-large members available and willing to serve in those positions. Therefore, it is necessary to amend the Code to eliminate the requirement that the President and Vice President be selected only from the at-large Directors.

Second, the Code now provides that the Board may have up to five nonvoting ex officio members and lists five City, county, and state officials and entities that may appoint representatives to serve on the Board. However, the pertinent government officials and entities do not always appoint representatives to fill the ex officio Board positions. The proposed amendments will mandate that a representative of City of Takoma Park serve as an ex officio member and allows for up to four additional ex officio members at the discretion of the Board.

Council Priority

Community development for an improved an equitable quality of life.

Environmental Considerations

N/A

Fiscal Considerations

The proposed amendments will have no fiscal impact.

Racial Equity Considerations

The proposed amendments will facilitate the operation of the Takoma/Langley Crossroads Development Authority, the purpose of which is to promote businesses in the Crossroads area and provide security, maintenance, and amenities. There are many minority-owned businesses in the Crossroads and it is a popular shopping destination for minority and non-minority residents of the City.

Attachments and Links

- Proposed ordinance.

Introduced by:

Drafted by:

Kenneth Sigman
City Attorney

First Reading:
Second Reading:
Effective Date:

ORDINANCE NO. 2018-_____

Amendments Regarding the Takoma/Langley Crossroads Development Authority

WHEREAS, the City Council established the Takoma/Langley Crossroads Development Authority (“CDA”) to promote and provide amenities to businesses in the Crossroads area; and

WHEREAS, the City Code regulates the composition and voting authority of the CDA Board of Directors; and

WHEREAS, the CDA Board of Directors has experienced difficulty operating under the structure established in the City Code; and

WHEREAS, the City Council wishes to facilitate the efficient operation of the CDA.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TAKOMA PARK, MARYLAND, that, effective immediately, Chapter 8.36, Commercial Management Districts and Authorities, of the Takoma Park Code is hereby amended as follows:

Chapter 8.36

COMMERCIAL MANAGEMENT DISTRICTS AND AUTHORITIES

* * *

8.36.080 Board of Directors—Officers.

A. The Authority shall be directed and administered by a Board of Directors elected by the voting members of the Authority in accordance with the bylaws.

B. The Board shall consist of not more than 11 voting members.

C. There shall be two types of Directors: at-large Directors and area Directors. Directors shall be equivalent in all respects and shall have the same rights, privileges, obligations and responsibilities.

D. There shall be not more than six at-large Directors elected to the Board; ~~one of which shall be elected as President of the Authority, and second shall be elected as the Vice President of the Authority.~~

E. There shall be not more than a total of five area Directors representing each of the areas described in Section 8.36.040, elected by the members in those areas as provided for in the bylaws.

F. The Board shall include one nonvoting ex officio Director who is a City official or employee designated by the City. The Board may also include, at the discretion of the Board, up to four additional nonvoting ex officio Directors.

~~F. The Board shall also include, as ex officio, up to five nonvoting Directors:~~

- ~~1. The City Councilmember in whose Council Ward(s) the Takoma/Langley Commercial Management District is located, or a designee;~~
- ~~2. A representative of the Maryland Department of Housing and Community Development;~~
- ~~3. A representative of the City of Takoma Park designated by the City Manager;~~
- ~~4. A representative of Prince George's County designated by the County Executive; and~~
- ~~5. A representative of Montgomery County designated by the County Executive.~~

* * *

Adopted this _____ th day of _____ 2018, by roll-call vote as follows:

Aye:

Nay:

Absent:

Abstain:

Explanatory Note: New statutory text is indicated with underlining and deleted text is indicated with ~~strikethrough~~.