

**Resolution**  
**Garrett Park Town Council**  
**February 8, 2016**

**Whereas**, on October 14, 2013 the Garrett Park Town Council approved a resolution to accept a \$561,286 Safe Routes to Schools grant for the construction of a sidewalk and curbs on the south side of Oxford Street from Oxford and Montrose to Oxford and Weymouth, to extend the existing sidewalk and curbs on the west side of Kenilworth Avenue from Waverly to Argyle, and to rebuild the existing sidewalk and curbs on Montrose Avenue from Waverly to Clermont and on Clermont Avenue from Montrose to Strathmore; and

**Whereas**, in the resolution referenced above the Council directed the Mayor and the Town Manager to take all actions to notify the State Highway Administration of this acceptance, to execute all documents necessary to establish the grant, and to implement the design and construction of said project, subject to a full public review of the project at the completion of preliminary design; and

**Whereas**, on October 15, 2013 the Town of Garrett Park and the Maryland State Highway Administration executed a Memorandum of Understanding to design and construct the sidewalk project utilizing the Safe Routes to Schools grant funding; and

**Whereas**, the preliminary design of the project is complete and, consistent with the direction in the October 2013 resolution, the Town has consulted with homeowners who have property adjoining the Town right of way within which the project shall be built in order to ascertain and implement ways to minimize the impact of the project upon their homes and landscaping, consistent with constructing sidewalks and curbs; and

**Whereas**, consistent with the direction in the October 2013 resolution, the Mayor appointed members of a Sidewalks Citizens Advisory Committee to assist the Town in implementing the project, and such Committee held several meetings, examined project impacts, design and other issues, addressed in-scope questions and concerns of non-member meeting attendees, and provided input to the Mayor and Council regarding the project; and

**Whereas**, the preliminary design of the project shows that the proposed four foot wide sidewalk project can be implemented completely within the existing town right of way, therefore not requiring the use of any private property; would preserve all trees except a few identified by the Arboretum Committee as needing removal anyway; would not eliminate any off-street parking; and would use materials which will blend with the surroundings; and

**Whereas**, the Town Council has conducted three public hearings, on January 20, 2016, on January 28, 2016, and on February 8, 2016 to receive, hear, and consider the views of Town residents on whether to proceed with the project and possible alternatives; and

**Whereas**, the Town established a special e-mail address to receive Town residents' views and correspondence regarding the project and possible alternatives; and

**Whereas**, the Town Council has considered the testimony presented at the three public hearings and the e-mail correspondence received, as well as substantial input by residents at numerous Town Council meetings, at a special meeting on potential impacts on historic preservation held on September 15, 2015, and in other venues;

**Now therefore be it resolved**, that the Garrett Park Town Council reaffirms its decision to design and construct the sidewalk project and authorizes the Mayor and Town Manager to implement the project, to cause to be advertised and awarded contracts for its design and construction, and to obtain all reviews, permits, approvals, and concurrences for this project required by the federal, state, and county governments; and

**Be it further resolved**, that the cost of said project shall not exceed the \$561,286 available in the October 15, 2013 Safe Routes to Schools Memorandum of Understanding, except for costs of Town staff and elected officials incurred in managing the project; and

**Be it further resolved**, that the scope of the project shall be that defined in the Memorandum of Understanding and the design shall be substantially as shown in the three preliminary engineering drawings developed by Century Engineering and labeled Roll Plot 20 Scale\_Dec\_2015 provided to the Town for the reviews described above, with the exception that the north end of the Kenilworth portion shall terminate at the extension into the Town right of way of the north property line of 11026 Kenilworth, rather than the extension into the Town right of way of the north property line of 11028 Kenilworth; and

**Be it further resolved**, that the Town shall continue to consult with homeowners who have property adjoining the Town right of way in which the project shall be built in order to ascertain and implement ways to minimize the impact of the project upon their homes and landscaping, consistent with constructing sidewalks and curbs; and

**Be it further resolved**, that the Sidewalks Citizens Advisory Committee shall continue to assist the Town in the implementation of the project by continuing to review progress and critical decision options; examine engineering work scope(s), plans, and other engineering products; engage with the Historic Preservation and Arboretum Committees, as well as other stakeholders, and to make recommendations to the Town; and

**Be it further resolved**, that the Mayor and Town Manager shall report periodically to the Council on the progress of this project; and

**Be it finally resolved**, that the Town shall comply with all county, state and federal historic preservation, disability access, environmental protection, and storm water management requirements in pursuing this project.