

ACTION AGENDA

Tuesday, October 7, 2003

Legislative Day No. 32

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

9:30 A.M. **AGENDA BRIEFING – (ROOM 2027) -- AGENDA BRIEFING HELD**

10:10 A.M. **CALL TO ORDER**

INVOCATION: Reverend Harold L. Dugger, Sr., 1st Baptist Church of Capitol Heights, Capitol Heights, Maryland

PLEDGE OF ALLEGIANCE

1. **CONSENT AGENDA -- CB-89, 90, 91, 92, 93, 94, CR-64, 65 & 66 ADDED;
ADOPTED AND ALL ACTIONS APPROVED (SEE PAGE 6)**

All items listed under the consent agenda have been distributed to each member of the Council for review, are considered to be routine and will be acted upon by motion in the form listed. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and considered separately.

Approved

- (a) Approval of County Council Minutes dated September 9, 2003; September 16, 2003; September 23, 2003 and September 30, 2003.

(b) **First Reading of Bills (Presentation)**

Presented

CB-85-2003 – AN ORDINANCE CONCERNING C-O ZONE for the purpose of permitting a multifamily retirement community in the C-O Zone under certain circumstances.

Council Member Hendershot; referral to PZED

Presented

CB-86-2003 – AN ACT CONCERNING MORALS & CONDUCT – PUBLIC NUDITY for the purpose of amending the provisions of the Code to clarify the use of the terms “public place” and “place open to the public” and to establish standards for patrons and for persons performing in a state of nudity.

Council Member Hendershot; referral to HEHS

Presented

CB-87-2003 – AN ORDINANCE CONCERNING CLASS 3 FILLS for the purpose of defining Class 3 fills, requiring a special exception for Class 3 fills in all zones where they are permitted, providing criteria for approval of the exception, and providing a limitation on grading permit renewals for Class 3 fills.

Council Member Dean; referral to PZED

PRIOR TO ADOPTING THE CONSENT AGENDA, THE COUNCIL SHOULD MOVE TO SUSPEND SECTION 11.2 OF THE RULES OF PROCEDURE WHICH SETS A DEADLINE FOR PRESENTATION OF BILLS. SIX VOTES ARE REQUIRED TO SUSPEND THE RULES

CONSENT AGENDA – (CONTINUED)**(c) Introduction of Resolutions***Introduced*

CR-59-2003 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, PRINCE GEORGE’S CORRECTIONAL OFFICERS’ ASSOCIATION, INC. (PGCOA) (CORRECTIONAL OFFICERS) – SALARY SCHEDULE “D”, SCHEDULE OF PAY GRADES for the purpose of amending the Salary Plan of the County to reflect the terms of the labor agreement by and between Prince George’s County and the PGCOA for Correctional Officers.

The Chairman (by request – County Executive); referral to PSFM

Introduced by Council Members Shapiro and Dernoga

Introduced

CR-60-2003 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS – PRINCE GEORGE’S CORRECTIONAL OFFICERS’ ASSOCIATION, INC. (PGCOA) (CIVILIAN UNIT) – SALARY SCHEDULE Q SALARY OF PAY GRADES for the purpose of amending the Salary Plan of the County to reflect the terms of the labor agreement for a unit of civilian employees of the Prince George’s County Department of Corrections by and between Prince George’s County, Maryland and PGCOA.

The Chairman (by request – County Executive); referral to PSFM

Introduced by Council Members Shapiro, Dernoga, Harrington and Peters

Introduced

CR-61-2003 – A RESOLUTION CONCERNING MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION for the purpose of transferring certain appropriations and expenditures between two development projects in the Approved Maryland-National Capital Park and Planning Commission’s FY2003-2004 Capital Budget and Fiscal Years 2004-2009 Capital Improvement Program.

Council Member Peters; referral to PZED

Introduced by Council Members Dean, Dernoga and Peters

PUBLIC HEARING SCHEDULED FOR NOVEMBER 4, 2003 AT 10:00 A.M.

CONSENT AGENDA – (CONTINUED)*Introduced*

CR-62-2003 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, CORRECTIONS OFFICIALS – SALARY SCHEDULE “C-O” SCHEDULE OF PAY GRADES for the purpose of amending the Salary Plan of the County to reflect wage and benefit modifications of the Department of Correction’s Officials.

The Chairman (by request – County Executive); referral to PSFM

Introduced by Council Members Shapiro and Peters

Introduced

CR-63-2003 – A RESOLUTION CONCERNING COMMUNITY LEGACY PROGRAM for the purpose of approving the application and receipt of financing for Community Legacy Projects in Palmer Park, Prince George’s County, Maryland to be financed either directly by the Department of Housing and Community Development (the “Department”) of the State of Maryland or through other departments or agencies of the State of Maryland.

The Chairman (by request – County Executive); referral to THE

Introduced by Council Members Shapiro, Dean, Exum, Knotts, Dernoga, Harrington and Peters

2. **CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA**

None

3. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER’S REPORT**

*Convened as
C.O.W.; favorable
recommendation;
Chairman
authorized to sign*

- (a) Proposed correspondence to Senator Ulysses Currie, Chairman, Transportation Oversight Committee, requesting a meeting of the Transportation Oversight Committee to discuss and reach a consensus on the Prince George’s County State Highway and Bicycle Trail Priorities.

The Chairman (by request – County Executive); referral to C.O.W.

THE COUNCIL SHALL CONVENE AS THE COMMITTEE OF THE WHOLE TO CONSIDER THIS ITEM

4. **SECOND READING OF BILLS (INTRODUCTION)**

Introduced

CB-58-2003 (SUBDIVISION BILL) - AN ACT CONCERNING PRE-APPLICATION INFORMATIONAL MAILINGS for the purpose of requiring applicants for major subdivisions to send informational mailings to civic associations, municipalities, adjoining property owners, and prior parties of record at least 30 days before filing an application for preliminary plan of subdivision.

(Favorably reported out of PZED on 9/24/2003)

Introduced by Council Members Dean, Exum, Knotts, Dernoga, Harrington, Peters, Shapiro and Hendershot

Introduced

CB-60-2003 (SUBDIVISION BILL) – AN ACT CONCERNING PRIVATE ROADS AND EASEMENTS for the purpose of permitting the Planning Board to approve private rights-of-way in the M-X-C Zone.

(Favorably reported out of PZED on 9/24/2003)

Introduced by Council Members Dean, Shapiro and Exum

Introduced

CB-61-2003 – AN ORDINANCE CONCERNING E-I-A ZONE for the purpose of permitting consolidated storage in the E-I-A Zone under certain circumstances.

(Favorably reported out of PZED on 9/24/2003)

Introduced by Council Members Hendershot, Shapiro and Dean

*Amended;
DR-3 introduced*

CB-63-2003 (DR-2) – AN ACT CONCERNING PROPERTY TAX CREDIT – SURVIVING SPOUSE OF A FALLEN LAW ENFORCEMENT OFFICER OR RESCUE WORKER for the purpose of providing for a tax credit for a dwelling owned by the surviving spouse of a fallen law enforcement officer or rescue worker.

(Favorably reported out of PSFM on 9/24/2003 with amendments)

Introduced by Council Members Hendershot, Dean, Exum, Knotts, Dernoga, Harrington, Peters and Shapiro

SECOND READING OF BILLS (INTRODUCTION) – (CONTINUED)*Introduced*

CB-88-2003 – AN ACT CONCERNING MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION CAPITAL BUDGET FOR FISCAL YEAR 2003-2004 AND CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 2004-2009 for the purpose of amending the Prince George's County portion of the Maryland-National Capital Park and Planning Commission Capital Budget for Fiscal Year 2003-2004 and Capital Improvement Program for Fiscal Years 2004-2009 to add one project in the Commission's Capital Improvement Program.

Council Member Peters; referral to PZED

Introduced by Council Members Peters, Dernoga and Dean

PUBLIC HEARING SCHEDULED FOR NOVEMBER 4, 2003 AT 10:00 A.M.

ADDITIONS TO THE AGENDA

1. **CONSENT AGENDA – (page 2)**

All items listed under the consent agenda have been distributed to each member of the Council for review, are considered to be routine and will be acted upon by motion in the form listed. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the consent agenda and considered separately.

(b) **First Reading of Bills (Presentation)**

Presented

CB-89-2003 – AN ACT CONCERNING ILLEGAL SIGNS for the purpose of increasing the civil fine amounts for violations of the County prohibition against illegal signs.

The Chairman (by request – County Executive); referral to THE

Presented

CB-90-2003 – AN ACT CONCERNING ADULT ENTERTAINMENT CLUBS for the purpose of regulating the adult entertainment industry by establishing license requirements and penalties for violators.

The Chairman (by request – County Executive); referral to HEHS

CONSENT AGENDA – (CONTINUED)*Presented*

CB-91-2003 – AN ACT CONCERNING PERSONNEL LAW for the purpose of amending language in Subtitle 16 of the Prince George's County Code used to refer to the office, functions, powers, duties and practices of the agency known as the Office of Personnel and Labor Relations.

The Chairman (by request – County Executive); referral to PSFM

Presented

CB-92-2003 - AN ACT CONCERNING FINANCIAL ASSISTANCE TO ECONOMIC DEVELOPMENT ACTIVITIES for the purpose of declaring the County's policy to reduce the risks to the County's investment and other proprietary interests in certain economic development activities.

Council Member Hendershot; referral to PSFM

Presented

CB-93-2003 – (EXECUTIVE ORDER NO. 33-2003) REORGANIZATIONAL PROPOSAL amending the Schedule of Legislation to change the name of the Office of Personnel and Labor Relations.

Received by the Council on October 6, 2003 – Final action required by December 5, 2003; referral to PSFM

Presented

CB-94-2003 - AN ACT CONCERNING REVENUE AUTHORITY OF PRINCE GEORGE'S COUNTY – PARKING ENFORCEMENT for the purpose of authorizing the Revenue Authority of Prince George's County to enforce provisions of the Prince George's County Code regarding parking within Prince George's County, including authorizing the Revenue Authority of Prince George's County to enforce provisions of the Prince George's County Code regarding parking on private property; and generally relating to parking within Prince George's County

The Chairman (by request – County Executive); referral THE

(c) **Introduction of Resolutions**

Introduced

CR-64-2003 – A RESOLUTION CONCERNING THE 911 CHARGE for the purpose of approving an increase in the additional charge for switched local exchange access service, commercial mobile radio service, and other 911 accessible service within the County.

The Chairman (by request – County Executive); referral to PSFM

Introduced by Council Members Shapiro and Knotts

CONSENT AGENDA – (CONTINUED)*Introduced*

CR-65-2003 – A RESOLUTION CONCERNING THE 2001 WATER AND SEWER PLAN (AUGUST 2003 CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2001 Water and Sewerage Plan.

The Chairman (by request – County Executive); referral to THE

Introduced by Council Member Shapiro

PUBLIC HEARING SCHEDULED FOR NOVEMBER 18, 2003 AT 10:00 A.M.

Introduced

CR-66-2003 – A RESOLUTION CONCERNING GLENMORE APARTMENTS for the purpose of providing the required approval to the State of Maryland Department of Housing and Community Development, Community Development Administration (CDA) of a community development project and the use of State funds for the acquisition, demolition and reconstruction of Glenmore Apartments; a family project to be redeveloped by Glenmore Associates Limited Partnership, a Maryland limited partnership (the “Owner”) of which Glenmore Associates, LLC, a Maryland limited liability company will be the general partner.

The Chairman (by request – County Executive); referral to THE

Introduced by Council Members Shapiro, Dean, Hendershot, Exum and Harrington

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Mr. Gordon Pickering Greenbelt, Maryland

10:53 A.M.**ADJOURN**

EXECUTIVE SESSION – (ROOM 2027) -- EXECUTIVE SESSION HELD

- (a) Discussion of public security in accordance with Maryland Annotated Code, State Government, Section 10-508(a)(10)
- (b) Discussion of personnel issues in accordance with Maryland Annotated Code, State Government, Section 10-508(a)(1)(i)(ii).

1:30 P.M.**TRANSPORTATION, HOUSING & THE ENVIRONMENT COMMITTEE MEETING – (ROOM 2027) -- COMMITTEE MEETING HELD****REMINDER**

Wed., Oct. 8, 2003	9:30 a.m.	PSFM Committee Meeting (Room 2027)
	1:30 p.m.	PZED Committee Meeting (Room 2027)
Tues., Oct. 14, 2003	9:30 a.m.	County Council Agenda Briefing (Room 2027)
	10:00 a.m.	Call to Order – (last day for introduction of Subdivision Bills and Non-Expedited Zoning Bills)
	1:30 p.m.	PZED Committee Meeting (Room 2027)