

AGENDA MINUTES

Tuesday, November 18, 2008

Legislative Day No. 34

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) – BRIEFING HELD

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)

Council Chairman Samuel H. Dean commenced the Presentation of Proclamations/Commendations at 10:30 A. M.

Proclamation presented to **Betty Sonneveldt recognizing her contributions to the “Literacy Council” in Prince George’s County.** (Council Chairman Samuel H. Dean and Council Member Ingrid M. Turner) - PRESENTED

Council Chairman Samuel H. Dean, Council Members Ingrid M. Turner, Marilyn M. Bland, Will Campos, Thomas E. Dernoga, Camille A. Exum, Andrea C. Harrison, Tony Knotts and Eric C. Olson presented a Proclamation to Betty Sonneveldt recognizing her contribution to the “Literacy Council” in Prince George’s County.

Proclamation presented to **Odessa Hopkins recognizing the outstanding contributions of the organization “Another Approach Enterprise” home of Minority Buzz.com in Prince George’s County.** (Council Chairman Samuel H. Dean and Council Vice Chair Marilyn M. Bland) - PRESENTED

Council Chairman Samuel H. Dean, Vice Chair Marilyn M. Bland, Council Members Will Campos, Thomas E. Dernoga, Camille A. Exum, Andrea C. Harrison, Tony Knotts, Eric C. Olson and Ingrid M. Turner presented a Proclamation to Odessa Hopkins recognizing the outstanding contributions of the organization “Another Approach Enterprise” home in Minority Buzz.com in Prince George’s County.

Proclamation presented to **Sana Simms, Principal, recognizing Flintstone Elementary School for achieving the greatest combined gain in the “Adequate Yearly Progress” testing in Prince George’s County.** (Council Chairman Samuel H. Dean and Council Member Tony Knotts) - PRESENTED

Council Chairman Samuel H. Dean, Council Members Tony Knotts, Marilyn M. Bland, Will Campos, Thomas E. Dernoga, Camille A. Exum, Andrea C. Harrison, Eric C. Olson and Ingrid M. Turner presented a Proclamation to Sana Simms, Principal, recognizing Flintstone Elementary School for achieving the greatest combined gain in the “Adequate Yearly Progress” testing Prince George’s County.

Proclamation presented to **Byron Williams, Principal, recognizing Oxon Hill Middle School for achieving the greatest combined gain in the “Adequate Yearly Progress” testing in Prince George’s County.** (Council Chairman Samuel H. Dean and Council Member Tony Knotts) - **PRESENTED**

Council Chairman Samuel H. Dean, Council Members Tony Knotts, Marilyn M. Bland, Will Campos, Thomas E. Dernoga, Camille A. Exum, Andrea C. Harrison, Eric C. Olson and Ingrid M. Turner presented a Proclamation to Byron Williams, Principal, recognizing Oxon Hill Middle School for achieving the greatest combined gain in the “Adequate Yearly Progress” testing in Prince George’s County.

Proclamation presented to **Alice Swift-Howard, Principal, recognizing Surrattsville High School for achieving the greatest combined gain in the “Adequate Yearly Progress” testing in Prince George’s County.** (Council Chairman Samuel H. Dean and Council Vice Chair Marilyn M. Bland) - **PRESENTED**

Council Chairman Samuel H. Dean, Vice Chair Marilyn M. Bland, Council Members Will Campos, Thomas E. Dernoga, Camille A. Exum, Andrea C. Harrison, Tony Knotts, Eric C. Olson and Ingrid M. Turner presented a Proclamation to Alice Swift-Howard, Principal, recognizing Surrattsville High School for achieving the greatest combined gain the “Adequate Yearly Progress” testing in Prince George County.

Proclamation presented to **Barbara and Vail Clemmence, Directors, recognizing “30 years of Service” of providing transportation to seniors in Prince George’s County.** (Council Chairman Samuel H. Dean and Council Member Ingrid M. Turner) - **PRESENTED**

Council Chairman Samuel H. Dean, Council Members Ingrid M. Turner, Marilyn M. Bland, Will Campos, Thomas E. Dernoga, Camille A. Exum, Andrea C. Harrison, Tony Knotts and Eric C. Olson presented a Proclamation to Barbara and Vail Clemmence, Directors, recognizing “30 years of Service” of providing transportation to seniors in Prince George’s County.

CALL TO ORDER: - Chairman Dean called to order at 10:46 A.M. with the following Council Members present:

*Marilyn M. Bland
Will Campos
Samuel H. Dean
Thomas E. Dernoga
Camille A. Exum
Andrea C. Harrison
Tony Knotts
Eric C. Olson
Ingrid M. Turner*

Others Present:

*Craig S. Price, Council Administrator
Robert J. Williams Jr., Deputy Council Administrator
Ralph Grutzmacher, Legislative Officer*

Carman Jackson-Brown, Legislative Officer
Colette Gresham, Legislative Officer
Todd Turner, Legislative Officer
Karen Zavokos, Legislative Officer
Frank Porter, PSFM Committee Director
Sandra Eubanks, HEHS Committee Director
Jackie Brown, PZED Committee Director
Hawi Sanu, THE Committee Director
Josh Hamlin, Associate County Attorney
Russell King, Associate County Attorney
Marcus Jackson, County Council Liaison, Office of the County Executive

INVOCATION: - *The Invocation was led by Rev. William T. Tucker, Pastor, Remnant for Christ Ministries, Temple Hills, Maryland. Council Member Exum requested special prayers for Mr. Theodore Budd, husband of staff member Mary Budd, recuperating at home.*

PLEDGE OF ALLEGIANCE: - *The pledge of allegiance was led by Council Member Olson.*

2. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT**

- (a) Proposed letter to Dr. David Lever, R.A., D.A., Executive Director, Interagency Committee on State School Construction, expressing the County's support of the Prince George's County Board of Education's proposed FY 2010 capital budget request and to identify the projects that this administration considers most critical.
- **CHAIRMAN AUTHORIZED TO SIGN**
Carmen Jackson-Brown, Legislative Officer, provided a verbal report of the actions and recommendations from the Committee of the Whole (COW) to the Council. A letter was proposed for sending to Dr. David Lever, R.A., D.A., Executive Director, Interagency Committee on State School Construction, expressing the County's support of the Prince George's County Board of Education's proposed FY2010 capital budget request and to identify the projects that this administration considers most critical. Council Member Turner moved to authorize the Chairman's signature; seconded by Council Member Bland. The motion carried 9-0.
- (b) Proposed joint signature letter to Ms. Jeanne Hitchcock, Secretary of Appointments, Office of the Governor, regarding the nominations for appointment to the Prince George's County Property Tax Assessment Appeals Board.
- **CHAIRMAN AUTHORIZED TO SIGN**

A joint signature letter was proposed for sending to Ms. Jeanne Hitchcock, Secretary of Appointments, Office of the Governor, regarding the nominations for appointments to the Prince George's County Property Tax Assessment Appeals Board. Council Member Olson moved to authorize the Chairman's signature; seconded by Council Member Bland. The motion carried 9-0.

Council Member Bland moved to accept additional items to the Agenda; seconded by Council Member Olson. The motion carried by voice vote.

3. **PUBLIC HEARINGS/RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

CR-97-2008 – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT NEIGHBORHOOD STABILIZATION PROGRAM for the purpose of amending the Prince George’s County “Annual Action Plan: FY 2009” to serve as the application for a Neighborhood Stabilization Program grant, assisting the County with the purchase and redevelopment of abandoned and foreclosed homes and residential properties.

- **PUBLIC HEARING HELD; DR-2 SUBSTITUTED; ADOPTED**

Todd Turner, Legislative Office, provided a verbal report of the actions and recommendations from the Committee of the Whole (COW) to the Council. Pursuant to proper notice, the public hearing convened on Council Resolution 97. Sixteen people spoke on Council Resolution 97. All persons wishing to speak having done so, the public hearing was declared held. Council Member Turner moved to substitute DR-2 in lieu of DR-1 of Council Resolution 97; seconded by Council Member Harrison. The motion carried 9-0. Council Member moved adoption of Council Resolution 97 (DR-2); seconded by Council Member Turner. The motion carried 9-0.

CR-23-2008 (DR-3) – A RESOLUTION CONCERNING THE ISSUANCE OF SPECIAL OBLIGATION BONDS for the purpose of providing that special obligation bonds may be issued from time to time under the provisions of this Resolution in the aggregate principal amount of Thirty-Five Million Dollars (\$35,000,000) in order for the County to finance or reimburse costs related to the construction of certain infrastructure improvements as more particularly described herein; making certain findings and determinations, among others, concerning the public benefit and purpose of such special obligation bonds; providing for the levy of a special tax in the form of a special hotel rental tax, the creation of a special fund and the allocation of such special tax with respect to the special taxing district to be paid over to such special fund; providing that such special obligation bonds authorized to be issued hereby shall be payable from the special hotel rental tax collected and deposited in the special fund, as described below, and that the special obligation bonds shall not constitute a general obligation debt of the County or a pledge of the County’s full faith and credit or taxing power other than the taxes representing the Special Hotel Rental Tax ; specifying certain terms and conditions with respect to the issuance of the special obligation bonds; authorizing the County Executive of the County to specify, prescribe, determine, provide for and approve certain details, forms, documents or procedures in connection with such special obligation bonds issued hereunder and any other matters necessary or desirable in connection with the authorization, issuance, delivery and payment of such special obligation bonds; authorizing the County Executive to take certain actions, to execute documents and make certain commitments on behalf of the County in connection with the issuance and delivery of such special obligation bonds; authorizing the execution and delivery of such special obligation bonds and such other documents as may be necessary and desirable to effectuate the financing of the infrastructure improvements and the issuance and delivery of such special obligation bonds; generally providing for, and determining

various matters in connection with, the issuance, delivery and payment of such special obligation bonds.

- **DISCHARGED FROM PUBLIC SAFETY & FISCAL MANAGEMENT (PSFM) COMMITTEE; PUBLIC HEARING HELD; DR-4 SUBSTITUTED; ADOPTED**

Todd Turner, Legislative Officer, provided a verbal report of the actions and recommendations from the Committee of the Whole (COW) to the Council. Pursuant to proper notice, the public hearing convened on Council Resolution 23 (DR-3). Jerry Mathis, Jerry McLaurin and Sandy Pruitt spoke on Council Resolution 23 (DR-3). All persons wishing to speak having done so, the public hearing was declared held. Council Member Knotts moved to discharge Council Resolution 23 (DR-3) from the Public Safety and Fiscal Management (PSFM) Committee; seconded by Council Member Dernoga. The motion carried 9-0. Council Member Knotts moved to substitute DR-4 in lieu of DR-3 of Council Resolution 23; seconded by Council Member Harrison. The motion carried by voice vote. Council Member Harrison moved adoption of Council Resolution 23 (DR-4); seconded by Council Member Knotts. The motion carried 7-2 (Opposed: Council Members Exum and Olson).

4. **PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT)**

CB-80-2008 (DR-3) - AN ORDINANCE CONCERNING TRANSFER OF DEVELOPMENT RIGHTS for the purpose of establishing a Transfer of Development Rights program in Prince George's County.

- **PUBLIC HEARING HELD; NO ACTION TAKEN**

Pursuant to proper notice, the public hearing convened on Council Bill 80 (DR-3). Eighty-seven people spoke on Council Bill 80 (DR-3). All persons wishing to speak having done so, the public hearing was declared held. Council Member Dernoga moved to enact; seconded by Council Member Bland. Under discussion the motion was withdrawn. Council Member Dernoga moved to amend; seconded by Council Member Olson. Under discussion the motion was withdrawn. No action taken.

CB-78-2008 (DR-2) - AN ORDINANCE CONCERNING AGRICULTURAL-CONSERVATION ZONE (A-C ZONE) for the purpose of establishing an Agricultural-Conservation Zone (A-C Zone) in Prince George's County and making amendments to the use table in the Zoning Ordinance generally related to the A-C Zone.

- **PUBLIC HEARING HELD; NO ACTION TAKEN**

Pursuant to proper notice, the public hearing convened on Council Bill 78 (DR-2). Mr. David Cahn, Mr. Phil Hilton, Ms. Joanne Flynn and Mr. Chris Parker spoke on Council Bill 78 (DR-2). All persons wishing to speak having done so, the public hearing was declared held. No Action taken.

CB-69-2008 (DR-2) – AN ACT CONCERNING BENEFIT PERFORMANCES for the purpose of clarifying the number of charitable gaming events that may be held in a location in any single week. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 69 (DR-2). Mr. Bill Smith spoke on Council Bill 69 (DR-2). All persons wishing to speak having done so, the public hearing was declared held. Council Member Harrison moved enactment of Council Bill 69 (DR-2); seconded by Council Member Bland. The motion carried 8-0. (Absent: Council Member Dernoga).

CB-70-2008 (DR-2) – AN ORDINANCE CONCERNING VOLUNTEER FIRE, AMBULANCE, OR RESCUE STATION for the purpose of amending regulations for volunteer, fire, ambulance, or rescue stations

- **PUBLIC HEARING HELD; AMENDED; DR-3 ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 70 (DR-2). Mr. Bill Smith spoke on Council Bill 70 (DR-2). All persons wishing to speak having done so, the public hearing was declared held. Council Member Olson moved enactment of Council Bill 70 (DR-2); seconded by Council Member Knotts. Motion withdrawn. Council Member Dernoga moved amendment number 1. Motion withdrawn. Council Member Dernoga moved amendment number one; seconded by Council Member Exum. The motion carried by voice vote. Council Member Dernoga moved enactment of Council Bill 70 (DR-3 as amended; seconded by Council Member Campos. The motion carried 8-0. (Absent: Council Member Exum).

CR-62-2008 (DR-2) – A RESOLUTION CONCERNING COUNTY REAL PROPERTY for the purpose of declaring certain parcels of County-owned real property as surplus, and approving the County Executive's plan for disposal of such parcels.

- **PUBLIC HEARING HELD; ADOPTED**

Council Member Knotts, Chair of the Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on Council Resolution 62 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Knotts moved adoption of Council Resolution 62(DR-2); seconded by Council Member Harrison. The motion carried 8-0. (Absent: Council Member Dernoga).

CR-92-2008 - A RESOLUTION CONCERNING THE FORMATION OF AN AGRICULTURAL DISTRICT PURSUANT TO THE MARYLAND AGRICULTURAL LAND PRESERVATION FOUNDATION PROGRAM for the purpose of recommending that the Maryland Agricultural Land Preservation Foundation approves the petition of George H. Kuehn, Catherine R. Kuehn and Bernard P. Kuehn to establish an agricultural district.

- **PUBLIC HEARING HELD; ADOPTED**

Council Member Dernoga, Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on Council Resolution 92. No persons wishing to speak, the public hearing was declared held. Council Member Bland moved adoption of Council Resolution 92; seconded by Council Member Bland. The motion carried 9-0.

CB-47-2008 (DR-2) – AN ACT CONCERNING THE PROHIBITION OF THE SALE, OFFER OR DISTRIBUTION OF CERTAIN CIGAR PRODUCTS for the purpose of prohibiting the sale, offer or distribution of cigar and cigar products intended for use, or designed for use, in ingesting, inhaling, or otherwise introducing marihuana, cocaine, hashish, or hashish oil into the human body, to minors and in less than packages of five.

- **PUBLIC HEARING HELD; AMENDED; DR-3 ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 47 (DR-2). Fourteen people spoke on Council Bill 47 (DR-2). All persons wishing to speak having done so, the public hearing was declared held. Council Member Olson moved amendment number 1 to include hand rolled cigars. Motion failed for lack of a second. Todd Turner, Legislative Officer, provided an overview of proposed amendments. Council Member Dean moved amendment number 1; seconded by Council Member Bland. The motion carried by voice vote. Council Member Dean moved enactment of Council Bill 47 (DR-3) as amended; seconded by Council Member Harrison. The motion carried 8-1. (Opposed: Council Member Olson).

CB-83-2008 – AN ACT CONCERNING VACANT RESIDENTIAL PROPERTY REGISTRATION AND MAINTENANCE for the purpose of providing for the registration of vacant or unoccupied residential structures with the Department of Environmental Resources; providing civil penalties for failure to register; and providing criminal penalties for failure to maintain such properties. - **PUBLIC HEARING HELD; NO ACTION TAKEN**

Council Member Dernoga, Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on Council Bill 83. Mr. David L. Cahn and Mr. Jeffery Fisher spoke on Council Bill 83. All persons wishing to speak having done so, the public hearing was declared held. No Action Taken.

CB-52-2008 (DR-2) - AN ACT CONCERNING BUSINESS INCUBATOR REAL PROPERTY TAX CREDIT for the purpose of establishing a tax credit for real property used for publicly supported business incubator programs.

- **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 52 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Knotts moved enactment of Council Bill 51 (DR-2); seconded by Council Member Dernoga. The motion carried 8-0. (Absent: Council Member Campos.)

CB-61-2008 (DR-2) – AN ACT CONCERNING BROWNFIELDS PROPERTY TAX CREDIT for the purpose of enabling the County to participate in the State of Maryland's Brownfields Revitalization Incentive Program; providing a property tax credit for the redevelopment of certain Brownfields properties; and generally providing for a Brownfields property tax credit as authorized by State law. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 61 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Exum moved enactment of Council Bill 61 (DR-2); seconded by Council Member Harrison. The motion carried 8-0. (Absent: Council Member Olson).

CB-64-2008 – AN ACT CONCERNING MARYLAND EMERGENCY MANAGEMENT ASSISTANCE COMPACT for the purpose of adopting the Maryland Emergency Management Assistance Compact, Section 14-803 of the Public Safety Article of the Annotated Code of Maryland. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 64. No persons wishing to speak, the public hearing was declared held. Council Member Exum moved enactment of Council Bill 64; seconded by Council Member Knotts. The motion carried 9-0.

CB-66-2008 (DR-2) - AN ACT CONCERNING PROPERTY TAX CREDIT – AGRICULTURAL LAND for the purpose of granting a tax credit against property taxes imposed on agricultural land subject to State or County agricultural land preservation programs. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 66 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Dean moved enactment of Council Bill 66 (DR-2); seconded by Council Member Knotts. The motion carried 9-0.

CB-67-2008 (DR-2) – AN ACT CONCERNING TELECOMMUNICATIONS TRANSMISSION FACILITY COORDINATING COMMITTEE for the purpose of amending procedures pertaining to the Prince George’s County Telecommunications Transmission Facility Coordinating Committee and repealing provisions of the Telecommunications Franchise Law. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 67 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Exum moved enactment of Council Bill 67 (DR-2); seconded by Council Member Harrison. The motion carried 9-0.

CB-79-2008 (DR-2) - AN ACT CONCERNING AN INTERPROJECT TRANSFER OF APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2009 CAPITAL BUDGET for the purpose of transferring appropriations to the High School Classroom Addition at Potomac, to the Planning Subregion VI Elementary, and the Land Acquisition Projects. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 79 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Knotts moved enactment of Council Bill 79 (DR-2); seconded by Council Member Turner. The motion carried 9-0.

CB-54-2008 (DR-2) - AN ORDINANCE CONCERNING INFORMATIONAL MAILINGS AND CIVIC ASSOCIATION REGISTRATION for the purpose of making changes to informational mailing requirements for applications. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 54 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Harrison moved enactment of Council Bill 54 (DR-2); seconded by Council Member Bland. The motion carried 9-0.

CB-55-2008 (DR-2) (SUBDIVISION BILL) - AN ACT CONCERNING INFORMATIONAL MAILINGS AND CIVIC ASSOCIATION REGISTRATION for the purpose of making changes to informational mailing requirements for applications. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 55 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Exum moved enactment of Council Bill 55 (DR-2); seconded by Council Member Knotts. The motion carried 9-0.

CB-56-2008 (DR-2) - AN ORDINANCE CONCERNING PUBLIC HEARING SIGNS for the purpose of making changes to the design, content and posting requirements for public hearing signs. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 56 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Turner moved enactment of Council Bill (56DR-2); seconded by Council Member Harrison. The motion carried 8-0. (Absent: Council Member Dernoga).

CB-65-2008 (DR-2) - AN ORDINANCE CONCERNING TRANSIT DISTRICT OVERLAY ZONING MAP AMENDMENT for the purpose of amending procedures for adopting Transit District Overlay Zoning Map Amendments.

- **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 65 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Knotts moved enactment of Council Bill 65 (DR-2); seconded by Council Member Harrison. The motion carried 8-0. (Absent: Council Member Dernoga).

CB-68-2008 (DR-2) - AN ORDINANCE CONCERNING RESIDENTIAL ZONES for the purpose of amending the regulations concerning Recreational Community Developments.

- **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 68 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Bland moved enactment of Council Bill 68 (DR-2); seconded by Council Member Harrison. The motion carried 8-1. (Absent: Council Member Dernoga).

CB-72-2008 – AN ORDINANCE CONCERNING FENCES AND WALLS for the purpose of amending the regulations for fences in residential zones.

- **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 72. No persons wishing to speak, the public hearing was declared held. Council Member Olson moved enactment of Council Bill 72; seconded by Council Member Turner. The motion carried 9-0.

CB-75-2008 (SUBDIVISION BILL) – AN ACT CONCERNING SUBDIVISION AMENDMENTS for the purpose of making clarifying amendments to the Subdivision Requirements of Prince George's County.

- **PUBLIC HEARING HELD; AMENDED; DR-2 ENACTED**

Jackie Brown, Committee Director, of the Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on Council Bill 75. No persons wishing to speak, the public hearing was declared held. Council Member Dernoga

moved amendment number 1; seconded by Council Member Turner. The motion carried by voice vote. Council Member Dernoga moved enactment of Council Bill 75 (DR-2) as amended; seconded by Council Member Olson. The motion carried 9-0.

CB-81-2008 - AN ORDINANCE CONCERNING RESIDENTIAL ZONES for the purpose of permitting barber shops in residential zones by special exception subject to certain requirements.

- **PUBLIC HEARING HELD; AMENDED; DR-2 ENACTED**

Jackie Brown, Committee Director, of the Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on Council Bill 81. No persons wishing to speak, the public hearing was declared held. Council Member Knotts moved amendment number 1; seconded by Council Member Turner. The motion carried by voice vote. Council Member Knotts moved enactment of Council Bill 81 (DR-2) as amended; seconded by Council Member Harrison. The motion carried 9-0.

CB-82-2008 - AN ORDINANCE CONCERNING THE R-T ZONE for the purpose of allowing multi-family dwellings and commercial uses in the R-T Zone under certain circumstances.

- **PUBLIC HEARING HELD; AMENDED; DR-2 ENACTED**

Council Member Exum, Chair of the Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on Council Bill 82. No persons wishing to speak, the public hearing was declared held. Council Member Exum moved amendment number 1; seconded by Council Member Bland. The motion carried by voice vote. Council Member Exum moved enactment of Council Bill 82 (DR-2) as amended; seconded by Council Member Knotts. The motion carried 9-0.

5. **RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

CR-77-2008 – A RESOLUTION CONCERNING SPECIFICATIONS AND STANDARDS for the purpose of amending the “General Specifications and Standards for Highway and Street Construction” and the “Specifications and Standards for Highway Traffic Signals” of the Department of Public Works and Transportation. - **ADOPTED**

Council Member Dernoga, Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Resolution was introduced by Council Members Dean, Knotts and Dernoga on 9/9/2008 and was favorably reported out of Transportation, Housing and the Environment (THE) on 11/13/2008. Council Member Dernoga moved adoption of Council Resolution 77; seconded by Council Member Olson. The motion carried 9-0.

CR-84-2008 - A RESOLUTION CONCERNING REVITALIZATION TAX CREDIT JEFFERSON SQUARE AT COLLEGE PARK AND JEFFERSON AT COLLEGE PARK WEST for the purpose of approving the Jefferson Square at College Park and Jefferson at College Park West residential developments, proposed by JPI Development Services, L.P., as a revitalization project qualifying for a revitalization or redevelopment tax credit, as provided in Section 10-235.02 of the Prince George's County Code. - **ADOPTED**

Council Member Knotts, Chair of the Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Resolution 84 was introduced by Council Members Dernoga and Olson on 9/23/2008 and was favorably reported out of Public Safety and Fiscal Management (PSFM) Committee on 11/10/2008. Council Member Dernoga moved adoption of Council Resolution 84; seconded by Council Member Knotts. The motion carried 9-0.

CR-88-2008 – A RESOLUTION CONCERNING REVITALIZATION TAX CREDIT for the purpose of establishing that a multi-family unit development known as the University View Project, located in census tract number 8070, qualifies for a revitalization/redevelopment tax credit pursuant to Section 10-235.02 of the Prince George's County Code.
- **ADOPTED**

Council Member Knotts, Chair of the Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Resolution 88 was introduced by Council Member Olson on 10/7/2008 and was favorably reported out of Public Safety and Fiscal Management (PSFM) Committee on 11/10/2008. Council Member Olson moved adoption of Council Resolution 88; seconded by Council Member Campos. The motion carried 9-0.

CR-90-2008 – A RESOLUTION CONCERNING THE 2001 WATER AND SEWER PLAN (AUGUST 2008 CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2001 Water and Sewer Plan.
- **DR-2 SUBSTITUTED; ADOPTED**

Council Member Dernoga, Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Resolution 90 was introduced by Council Member Dean on 10/7/2008 and was favorably reported out of Transportation, Housing and the Environment (THE) on 11/13/2008 with amendments. Council Member Bland moved to substitute DR-2 in lieu of DR-1 of Council Resolution 90 (DR-2 as amended; seconded by Council Member Harrison. The motion carried by voice vote. Council Member Harrison moved adoption of Council Resolution 90; seconded by Council Member Bland. The motion carried 8-0. (Absent: Council Member Knotts.)

CR-91-2008 – A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN

for the purpose of adopting the 2008 Water and Sewer Plan and the 2008 Water and Sewer Category Maps, and revising the fee schedule for administering Water and Sewer Plan amendments, and the purchase of maps and related materials.

- **DR-2 SUBSTITUTED; ADOPTED**

Council Member Dernoga, Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Resolution 91 was introduced by Council Member Dean on 10/7/2008 and was favorably reported out of Transportation, Housing and the Environment (THE) on 11/13/2008 with amendments. Council Member Dernoga moved to substitute DR-2 in lieu of DR-1 of Council Resolution 91; seconded by Council Member Harrison. The motion carried by voice vote. Council Member Dernoga moved adoption of Council Resolution 91 (DR-2); seconded by Council Member Harrison. The motion carried 8-0. (Absent: Council Member Knotts).

CR-101-2008 - 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 Corrections Officials.

- **DR-2 SUBSTITUTED; ADOPTED**

Council Member Knotts, Chair of the Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Resolution 101 was introduced by Council Members Dean and Knotts on 11/5/2008 and was favorably reported out of Public Safety and Fiscal Management (PSFM) Committee on 11/10/2008. Council Member Harrison moved to substitute DR-2 in lieu of DR-1 of Council Resolution 101; seconded by Council Member Knotts. The motion carried by voice vote. Council Member Exum moved adoption of Council Resolution 101 (DR-2); seconded by Council Member Harrison. The motion carried 9-0.

6. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-102-2008 – RESOLUTION CONCERNING A MASTER PLAN (HISTORIC SITES AND DISTRICTS AMENDMENT) COUNTYWIDE for the purpose of initiating an amendment to the 1992 Prince George's County Historic Sites and Districts Plan and the 2002 General Plan that will establish goals, policies, and strategies to guide orderly development in the county.

- **INTRODUCED; RULES SUSPENDED; AMENDED; DR-2 ADOPTED**

Council Resolution 102 concerning a Master Plan (Historic Sites and Districts Amendment) Countywide for the purpose of initiating an amendment to the 1992 Prince George's County Historic Sites and Districts Plan and the 2002 General Plan that will establish goals, policies, and strategies to guide orderly development in the County. Council Resolution 102 was introduced by Council Members Knotts, Dernoga, Turner, Harrison, Bland, Dean and Olson. Council. Council Member Turner moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 102; seconded by Council Member Harrison. The motion carried by voice vote. Council Member Knotts move amendment number 1; seconded by Council Member Dernoga. The motion carried by voice vote. Council Member Knotts moved adoption of Council Resolution 102 (DR-2) as amended; seconded by Council Member Turner. The motion carried 9-0.

4. **PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) – (CONTINUED FROM PAGE 8)**

CB-57-2008 - AN ACT CONCERNING THE PRINCE GEORGE'S COUNTY CODE (2007 EDITION) for the purpose of adopting and publishing the 2007 Edition of the Prince George's County Code.

- **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 57. No persons wishing to speak, the public hearing was declared held. Council Member Turner moved enactment of Council Bill 57; seconded by Council Member Knotts. The motion carried 9-0.

CB-58-2008 (SUBDIVISION BILL) - AN ACT CONCERNING SUBTITLE 24, SUBDIVISIONS for the purpose of adopting and publishing Subtitle 24, Subdivisions, of the 2007 Edition of the Prince George's County Code.

- **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 58. No persons wishing to speak, the public hearing was declared held. Council Member Harrison moved enactment of Council Bill 58; seconded by Council Member Bland. The motion carried 9-0.

CB-59-2008 (DR-2) - AN ORDINANCE CONCERNING SUBTITLE 27 – ZONING ORDINANCE for the purpose of adopting and publishing the 2007 Edition of the Zoning Ordinance of Prince George’s County, Maryland, being also Subtitle 27 of the Prince George’s County Code. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 59 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Exum moved enactment of Council Bill 59 (DR-2); seconded by Council Member Harrison. The motion carried 8-0. (Absent: Council Member Dernoga).

ADDITIONS TO THE AGENDA

1. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER’S REPORT (page 2)**
 - (c) Proposed letter to Ms. Joyce Starks, Vice Chair, Washington Suburban Sanitary Commission, expressing the County’s approval of the WSSC Supplemental Budget Request that was submitted on October 15, 2008. - **CHAIRMAN AUTHORIZED TO SIGN**

A letter was proposed for sending to Ms. Joyce Starks, Vice Chair, Washington Suburban Sanitary Commission, expressing the County’s approval of the WSSC Supplemental Budget Request that was submitted on October 15, 2008. Council Member Exum moved to authorize the Chairman’s signature; seconded by Council Member Bland. The motion carried 8-0. (Absent: Council Member Knotts).

EXECUTIVE SESSION – EXECUTIVE SESSION HELD

- (a) Discussion of personnel issues in accordance with Maryland Annotated Code, State Government Article, Section Sec. 10-508(a)(1)(i).

A motion to convene in Executive Session was made by Council Member Exum; seconded by Council Member Turner. The motion carried 8-0 (Absent: Council Member Dernoga).

DISTRICT COUNCIL ITEMS

(SEE SEPARATE ACTION AGENDA)

ADJOURN: - *Chairman Dean adjourned the meeting at 6:20 P.M.*

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Redis C. Floyd, Clerk of the Council