



Prince George's County Council

County Administration Building
14741 Governor Oden Bowie
Drive
Upper Marlboro, Maryland
20772-3050

Meeting Minutes - Final County Council

Derrick Leon Davis, District 6, Chairman
Mel Franklin, District 9
Dannielle M. Glaros, District 3, Vice Chairwoman
Andrea C. Harrison, District 5
Mary A. Lehman, District 1
Obie Patterson, District 8
Deni L. Taveras, District 2
Karen R. Toles, District 7
Todd M. Turner, District 4

Robert J. Williams, Jr., Council Administrator

Tuesday, March 7, 2017

10:30 AM

Council Hearing Room

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

10:00 A.M. - COMMITTEE OF THE WHOLE - (COUNCIL HEARING ROOM)

The Committee of the Whole meeting was held. See Separate Standing Committee Report for details.

10:30 A.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

The meeting was called to order at 10:30 a.m. with eight members present at roll call. Council Member Toles arrived 10:52 a.m.

Present: 9 - Chairman Derrick Davis
Vice Chair Dannielle Glaros
Council Member Mel Franklin
Council Member Andrea Harrison
Council Member Mary Lehman
Council Member Obie Patterson
Council Member Deni Taveras
Council Member Karen Toles
Council Member Todd Turner

Also present:

William M. Hunt, Jr., Deputy Council Administrator

Redis C. Floyd, Clerk of the Council

Donna J. Brown, Deputy Clerk of the Council

Nathaniel Tutt, III, County Executive's Office

Lakeecia Allen, Office of Law

Colette Gresham, Legislative Officer

Leroy Maddox, Legislative Officer

Karen Zavakos, Legislative Officer

Jennifer Jenkins, Director, RGA Committee

Howard Stone, Director, PSFM Committee

INVOCATION:

The Invocation was provided by Pastor Vernon Lattimore, New Bible Fellowship Church, Washington, D.C. Council Member Harrison requested prayer for the families of Brenda Smith Hester and Paulette Spencer in her passings. Council Member Turner requested prayer for the family of Officer Brendon Bevane who passed away one year ago today.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Harrison.

LEGISLATIVE DAY NO. 7

1. CONSENT AGENDA**(a) Approval of County Council Minutes**[MIN 02282017](#)

County Council Minutes dated February 28, 2017.

Draft 1

Attachment(s): [02282017 FINAL](#)**These minutes were approved****(b) First Reading of Bills (Presentation)**[CB-015-2017](#)

Draft 1

AN ORDINANCE CONCERNING SPECIAL EXCEPTIONS FOR TOBACCO BARS, TOBACCO LOUNGES, CIGAR BARS, AND CIGAR LOUNGES for the purpose of providing a definition for tobacco bar, tobacco lounge, cigar bar, and cigar lounge uses in the Zoning Ordinance; amending the Commercial Zones Table of Uses and Mixed Use Table of Uses to permit new and existing tobacco bar, tobacco lounge, cigar bar, and cigar lounge uses by Special Exception in the C-A (Ancillary Commercial), C-S-C (Commercial Shopping Center), C-W (Commercial Waterfront), C-R-C (Commercial Regional Center), M-X-T (Mixed Use - Transportation Oriented), M-X-C (Mixed Use - Community) , and M-U-I (Mixed Use - Infill) Zones; providing approval criteria for approval of Special Exceptions for tobacco bar, tobacco lounge, cigar bar, and cigar lounge uses; and providing that Special Exception applications for tobacco bar, tobacco lounge, cigar bar, and cigar lounge uses legally existing on January 1, 2016, must be accepted for filing by the Planning Board on or before June 1, 2017.

Sponsor(s): Harrison and Turner**Attachment(s):** [B2017015](#)
[CB-15-2017 AIS](#)**This Council Bill was removed from Consent Agenda**[CB-016-2017](#)

Draft 1

AN ORDINANCE CONCERNING ZONING -- DEFINITIONS -- AGRICULTURE for the purpose of amending the definition of Agriculture set forth in the Zoning Ordinance to include the production of mulch.

Sponsor(s): Franklin

Attachment(s): [B2017016](#)
[CB-16-2017 AIS.pdf](#)
[CB-016-2017 Report](#)

This Council Bill was presented by Council Member Franklin and referred to the Planning, Zoning and Economic Development Committee

[CB-017-2017](#)

Draft 1

AN ORDINANCE CONCERNING ZONES AND ZONING MAPS - CONVEYANCES OF PROPERTY BY THE STATE OF MARYLAND FOR THE UNIVERSITY OF MARYLAND for the purpose of amending the Zoning Ordinance provision limiting the zoning classification applicable to conveyances of land by the University of Maryland or the State of Maryland.

Sponsor(s): Glaros

Attachment(s): [B2017017](#)
[CB-17-2017 AIS.pdf](#)
[CB-017-2017 Report](#)

This Council Bill was presented by Council Member Glaros and referred to the Planning, Zoning and Economic Development Committee

[CB-018-2017](#)

Draft 1

AN ACT CONCERNING TELECOMMUNICATIONS TRANSMISSION FACILITIES for the purpose of clarifying the advisory approval process for the siting of telecommunications transmission facilities in the County.

Sponsor(s): Franklin

Attachment(s): [B2017018](#)
[CB-18-2017 AIS.pdf](#)

This Council Bill was presented by Council Member Franklin and referred to the Public Safety and Fiscal Management Committee

(c) Introduction of Resolutions

[CR-009-2017](#)

Draft 1

A RESOLUTION CONCERNING BRANDYWINE TRANSPORTATION IMPROVEMENTS for the purpose of reforming the Brandywine Road Club to relieve traffic congestion and promote economic development in the Brandywine,

Maryland, area by increasing funding for critical transportation improvements.

Sponsor(s): Franklin and Davis

Attachment(s): [R2017009](#)
[CR-9-2017 AIS](#)
[CR-9-2017 Report](#)

Council Resolution 9 reforms the Brandywine Road Club by increasing funding for critical transportation improvements, providing a formula for calculating fees and setting a priority order for such transportation projects.

This Resolution was introduced by Council Members Franklin and Davis and referred to the Planning, Zoning and Economic Development Committee

Consent122

MOTION TO ADOPT CONSENT AGENDA AND APPROVE ALL ACTIONS

Draft 1

A motion was made by Council Member Franklin, seconded by Council Member Turner, that the Consent Agenda be adopted and all actions approved. The motion carried by the following vote:

Aye	8 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras and Turner
Absent	Toles

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

[LTR 03072017a](#)

Draft 1

Proposed letter to the Honorable Jim Rosapepe, Chair, Prince George's County Senate Delegation and the Honorable Jay Walker, Chair, Prince George's County House Delegation transmitting the position of the Prince George's County Council on proposed State legislation.

Attachment(s): [3 7 2017 Delegation Letter](#)

Jennifer Jenkins, Director of the Rules and General Assembly Committee, provided a verbal report of the actions and recommendations of the

committee.

A motion was made by Vice Chair Glaros, seconded by Council Member Franklin, that this Agenda Letter be authorized for Chair's signature.

The motion carried by the following vote:

Aye	8 -	Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras and Turner
Absent		Toles

[LTR 03072017b](#)

Draft 1

Proposed letter to The Honorable Bobby A. Zirkin, Chair, Senate Judicial Proceedings and The Honorable Kumar P. Barve, Chair, House Environment and Transportation, transmitting the position of the Prince George's County Council on proposed State Legislation. (HB 41)

Attachment(s): [3 7 2017 HB41](#)

Jennifer Jenkins, Director of the Rules and General Assembly Committee, provided a verbal report of the actions and recommendations of the committee.

A motion was made by Vice Chair Glaros, seconded by Council Member Turner, that this Agenda Letter be authorized for Chair's signature. The motion carried by the following vote:

Aye	8 -	Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras and Turner
Absent		Toles

[LTR 03072017c](#)

Draft 1

Proposed letter to The Honorable Joan Carter Conway, Chair, Senate Education, Health, and Environmental Matters and the Honorable Anne R. Kaiser, Chair, House Ways and Means, transmitting the Prince George's County Council's position on proposed State legislation. (SB 406, HB 425 and SB 244)

Attachment(s): [3 7 2017 SB406](#)
[3 7 2017 HB425](#)
[3 7 2017 SB244](#)

Jennifer Jenkins, Director of the Rules and General Assembly Committee, provided a verbal report of the actions and recommendations of the committee.

A motion was made by Vice Chair Glaros, seconded by Council Member

Turner, that this Agenda Letter be authorized for Chair's signature. The motion carried by the following vote:

Aye 8 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

[LTR 03072017d](#)

Draft 1

Proposed letter to The Honorable Edward J. Kasemeyer, Chair, Senate Budget and Taxation and The Honorable Anne R. Kaiser, Chair, House Ways and Means, transmitting the Prince George's County Council's position on proposed State legislation. (SB 994 and HB 1080)

Attachment(s): [3 7 2017 SB994](#)
[3 7 2017 HB1080](#)

Jennifer Jenkins, Director of the Rules and General Assembly Committee, provided a verbal report of the actions and recommendations of the committee.

A motion was made by Vice Chair Glaros, seconded by Council Member Turner, that this Agenda Letter be authorized for Chair's signature. The motion carried by the following vote:

Aye 8 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson,
Taveras and Turner

Absent Toles

4. SECOND READING OF BILLS – (INTRODUCTION)

[CB-013-2017](#)

Draft 1

AN ACT CONCERNING THE BOARD OF HEALTH for the purpose of clarifying and augmenting the duties and responsibilities of the County Council, sitting as the Board of Health, and generally relating to the Board of Health.

Sponsor(s): Franklin, Turner, Davis, Glaros and Taveras

Attachment(s): [B2017013](#)
[CB-13-2017 AIS.pdf](#)
[CB-13-2017 Report](#)
[CB-13-2017 OOL Comments](#)

Leroy Maddox, Legislative Officer, provided a verbal report of the actions and recommendations of the Committee of the Whole. Council Bill 13, Draft

2 clarifies and augments the duties and responsibilities of the County Council when sitting as the Board of Health.

Draft 2 of this Council Bill was introduced by Council Members Franklin, Turner, Davis, Glaros and Taveras

5. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

[CR-006-2017](#)

Draft 1

A RESOLUTION CONCERNING ECONOMIC DEVELOPMENT

REVENUE BONDS for the purpose of issuing economic development revenue bonds in an aggregate principal amount not to exceed seventy million dollars (\$70,000,000), and to loan the proceeds from the sale of such bonds to Collington Episcopal Life Care Community, Inc., a nonstock corporation organized under the laws of the State of Maryland for non-profit purposes, referred to as the “Facility Applicant.”

Sponsor(s): Toles, Harrison and Franklin

Attachment(s): [R2017006](#)
[CR-6-2017 Report](#)
[CR-6-2017 Transmittal](#)
[2/23/2017 PPT \(PSFM\)](#)

Council Member Glaros, as Chair of the Public Safety and Fiscal Management Committee (PSFM), provided a verbal report of the actions and recommendations of the Committee.

A motion was made by Council Member Harrison, seconded by Vice Chair Glaros, that this Resolution be adopted. The motion carried by the following vote:

Aye	8 -	Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras and Turner
Absent		Toles

6. INTRODUCTION AND ADOPTION OF RESOLUTIONS

[CR-008-2017](#)

Draft 1

A RESOLUTION CONCERNING MILITARY LEAVE for the purpose of amending the Salary Plan of the County to reflect the continuation of certain military leave benefits and the eligibility requirements for certain military leave benefits.

Sponsor(s): Lehman, Harrison, Turner, Davis, Glaros, Franklin, Taveras and

Attachment(s): [R2017008](#)
[CR-8-2017 AIS.pdf](#)
[CR-8-2017 Transmittal](#)

Council Resolution 8 provides for continuation of certain military leave benefits and the eligibility requirements for certain military leave benefits for County employees called to active duty as a result of the September 11, 2001 terrorist attacks, the war on terrorism and/or military action in Iraq and Afghanistan.

This Resolution was introduced by Council Members Lehman, Harrison, Turner, Davis, Glaros, Franklin, Taveras and Patterson

A motion was made by Council Member Harrison, seconded by Council Member Franklin, that the Council Rules of Procedure be suspended to allow for the immediate adoption of this Resolution. The motion carried by the following vote:

Aye	8 -	Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras and Turner
Absent		Toles

A motion was made by Vice Chair Glaros, seconded by Council Member Franklin, that this Resolution be adopted. The motion carried by the following vote:

Aye	9 -	Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner
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[CR-010-2017](#)

Draft 1

A RESOLUTION CONCERNING TEMPORARY INSPECTION FEE WAIVER for Special Food Service Facilities-Mobile Units License for the purpose of temporarily waiving the fees and associated technology charge involving inspections required to receive a Special Food Service Facilities-Mobile Units License.

Sponsor(s): Glaros, Lehman, Franklin, Turner and Davis

Attachment(s): [R2017010](#)
[CB-10-2017 AIS.pdf](#)

Leroy Maddox, Legislative Officer, explained the amendment proffered.

A motion was made by Vice Chair Glaros, seconded by Council Member Turner, that this Resolution be amended (1). The motion carried by the following vote:

Aye 9 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner

Council Resolution 10, Draft 2 provides a waiver of fees for a maximum of forty-five Special Food Service Facilities - Mobile Units Licenses during the period of Monday, April 3, 2017 through Friday, April 14, 2017 applicable to vending at Food Truck hubs in the County.

Draft 2 of this Resolution was introduced by Council Members Glaros, Lehman, Turner, Davis and Franklin

A motion was made by Vice Chair Glaros, seconded by Council Member Franklin, that the Council Rules of Procedure be suspended to allow for the immediate adoption of this Resolution. The motion carried by the following vote:

Aye 9 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner

Under discussion on the motion, Council Member Glaros clarified the intent of the Bill. A discussion ensued on issues of fairness and the impact of waiving the fees.

A motion was made by Vice Chair Glaros, seconded by Council Member Turner, that this Resolution be adopted. The motion carried by the following vote:

Aye 9 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CR-011-2017](#)

Draft 1

A RESOLUTION CONCERNING COUNTYWIDE RESOURCE CONSERVATION FUNCTIONAL MASTER PLAN

for the purpose of approving, with certain revisions as permitted by law, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council for that part of the Maryland-Washington Regional District in Prince George's County, a new functional master plan, the *Resource Conservation Plan: A Countywide Functional Master Plan*, thereby defining long-range policies for green infrastructure; agriculture conservation; and rural character conservation, including the incorporation of updates to the 2001 *Anacostia Trails Heritage Area Management Plan: A Functional Master Plan for Heritage Tourism*, which shall constitute an amendment to the 2014 general plan for the physical development of the Maryland-Washington Regional District in Prince George's

County, *Plan Prince George's 2035*.

Sponsor(s): Davis, Lehman, Turner, Glaros, Franklin and Taveras

Attachment(s): [R2017011](#)
[CR-11-2017 AIS.pdf](#)

Council Resolution 11 approves the Countywide Resource Conservation Functional Master Plan and defines long-range policies for green infrastructure; agriculture conservation; and rural character conservation, including the incorporation of updates to the 2001 Anacostia Trails Heritage Area Management Plan.

This Resolution was introduced by Council Members Turner, Lehman, Davis, Glaros, Franklin, Taveras

A motion was made by Council Member Lehman, seconded by Council Member Turner, that the Council Rules of Procedure be suspended to allow for the immediate adoption of this Resolution. The motion carried by the following vote:

Aye 9 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner

A motion was made by Vice Chair Glaros, seconded by Council Member Patterson, that this Resolution be adopted. The motion carried by the following vote:

Aye 9 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Theresa Mitchell Dudley, President of the Prince George's County Educator's Association, Shirley Kirkland, addressed the Council regarding the school system's budget. Several Council Members spoke the budget process and encouraged participation at various listening sessions, committee work-sessions, and public hearings that are will streamed live and available for viewing the Council's website, which is pgccouncil.us.

ADJOURN

The meeting was adjourned at 11:41 a.m.

11:30 A.M. - DISTRICT COUNCIL ITEMS - (COUNCIL HEARING ROOM)

District Council items were considered. See separate meeting minutes for details.

11:45 A.M. - RULES/GENERAL ASSEMBLY/COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM)

The Rules and General Assembly Committee meeting was held. See Separate Standing Committee Report for details.

Prepared by:

Donna J. Brown, Deputy Clerk of the Council

Submitted by:

Redis C. Floyd, Clerk of the Council