

# ***ACTION AGENDA***

**Tuesday, July 15, 2008**

**Legislative Day No. 22**

**COUNTY COUNCIL  
OF  
PRINCE GEORGE'S COUNTY, MARYLAND**

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

**9:45 A.M.                    PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)**

*Cancelled*                    Proclamation presented to Wanda Kennedy recognizing her “**Outstanding Contributions**” in Prince George’s County. (Council Chairman Samuel H. Dean and Council Member Tony Knotts)

**10:08 A.M.                    CALL TO ORDER**

**INVOCATION:** Reverend Ronald K. Austin, Pastor, Spirit of Peace Baptist Church,  
Seat Pleasant, MD 20743

**PLEDGE OF ALLEGIANCE**

1. **CONSENT AGENDA – ADOPTED AND ALL ACTIONS APPROVED**

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 May 6, 2008, May 13, 2008, May 20, 2008, May 21, 2008 and May 27, 2008.

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

*Presented*

**CB-52-2008 - 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.

To be presented by Council Member Knotts; referral to PSFM

- (c) **Introduction of Resolutions**

*Deferred*

**CR-67-2008 - A RESOLUTION CONCERNING THE LISTING OF LOCAL QUESTIONS OF THE 2008 BALLOT** for the purpose of designating the order and form in which local questions shall be placed on the 2008 Ballot and matters related thereto.

To be introduced by Council Member Dean; referral to C.O.W.

*Introduced*

**CR-68-2008 – RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE CITY OF NEW CARROLLTON** for the purpose of approving the enactment of Ordinance No. 07-19 amending Chapter 66 of the Code of the City of New Carrollton concerning residential storage.

*Introduced by Council Member Olson*

*Introduced*

**CR-69-2008 – A RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE CITY OF GLENARDEN** for the purpose of approving the enactment of Ordinance O-11-2008 amending Chapter 149 of the Code of the City of Glenarden concerning residential parking.

*Introduced by Council Member Dean*

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

-None-

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

-None-

4. **PUBLIC HEARINGS:**

*Public Hearings held;  
All confirmed*

• **Appointment of the following individuals to the Animal Control Commission for Prince George's County:**

Ms. Myrtsie J. Cruz                      Appointment/Citizen Representative  
Replacing: Frank E. Enty  
Term Expiration: 3/30/2009

Ms. Nora C. MacQueen                      Appointment/Citizen Representative  
Replacing: Pamela S. Loeb  
Term Expiration: 3/30/2009

Mr. Douglas E. Wych, Sr.                      Reappointment/Kennel Owner  
Term Expiration: 3/30/2010

(Favorably reported out of THE on 7/10/2008)

*Public Hearings held;  
All confirmed*

• **Appointment of the following individuals to the Human Relations Commission for Prince George's County:**

Mr. Carl Brown, Jr.                      Appointment  
Replacing: Arthur Stroud  
Term Expiring: 6/30/2009

Mr. Merrill Smith, Jr.                      Appointment  
Replacing: Martha L. Crenshaw  
Term Expiring: 6/30/2009

Ms. Margaret Terry                      Appointment  
Replacing: Lila Maxwell Dasi  
Term Expiring: 6/30/2011

(Favorably reported out of HEHS on 7/1/2008)

5. **SECOND READING OF BILLS – (INTRODUCTION)**

*Introduced*

**CB-44-2008 – AN ACT CONCERNING ELECTRICAL CODE** for the purpose of amending the Electrical Code to remove provisions requiring the color coding of the armor or metal shell of type AC, HFC and MC electrical cables when installed in buildings of Type I and II construction.

(Favorably reported out of THE on 7/10/2008)

*Introduced by Council Members Dean and Dernoga*

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

*Public Hearing  
held;  
Enacted*

**CB-39-2008 – AN ACT CONCERNING BORROWING TO FINANCE SCHOOL PROJECTS** for the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding Seven Hundred Five Million Sixty Five Thousand Dollars (\$705,065,000) to finance the construction, including the design, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, repair or modernization, of school buildings in the County; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; and providing generally for the issuance of such bonds.

(Introduced by Council Members Exum, Bland, Campos, Dean, Dernoga, Knotts, Turner, Olson and Harrison on 6/17/2008; favorably reported out of PSFM on 6/16/2008)

*Public Hearing  
held;  
Enacted*

**CB-41-2008 - AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS** for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed One Hundred Thirty-eight Million Three Hundred Thirty-two Thousand Dollars (\$138,332,000) in aggregate principal amount of general obligation bonds with serial maturities, including mandatory sinking fund installments in lieu of serial maturities, for the purpose of providing funds for financing in whole or in part costs of the planning, construction, reconstruction, establishment, extension, enlargement, demolition, improvement or acquisition of certain capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2009, or usable portions thereof, including describing the capital projects to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs and probable useful lives thereof; prescribing or providing for the procedures for the issuance and sale of such bonds at public sale; declaring the County's official intent to

reimburse itself for certain expenditures paid before the issuance of the bonds authorized hereby in accordance with applicable Income Tax Regulations; authorizing the consolidation of such bonds with other bonds for purposes of such sale; showing compliance with the power of the County to incur indebtedness; directing the application of the proceeds of such bonds; pledging the full faith and credit and taxing power of the County to the payment of such bonds and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bonds when due; authorizing and empowering the County to issue and sell an amount not to exceed One Hundred Thirty-eight Million Three Hundred Thirty-two Thousand Dollars (\$138,332,000) . . .

(Introduced by Council Members Exum, Bland, Dean and Knotts on 6/17/2008; favorably reported out of PSFM on 6/9/2008)

*Public Hearing  
held;  
Enacted*

**CB-42-2008 - AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION STORMWATER MANAGEMENT BONDS** for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed Fifteen Million Six Hundred Sixty-one Thousand Dollars (\$15,661,000) in aggregate principal amount of general obligation stormwater management bonds for the purpose of providing funds for financing in whole or in part costs of the planning, acquisition, construction, reconstruction, establishment, extension, enlargement, demolition or purchase of certain capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2009, constituting facilities (including without limitation any land, interest in land or equipment) for the control and disposition of storm and surface waters, including floodproofing, flood control or navigation programs and other stormwater programs and systems, environmental restoration and/or wetlands construction, and the protection, conservation, creation and acquisition of certain property described in the Maryland Annotated Code Environment Article consistent with federal and Maryland laws and regulations on the subject of nontidal and private wetlands, . . .

(Introduced by Council Members Exum, Bland, Knotts, Dean and Dernoga on 6/17/2008; favorably reported out of PSFM on 6/9/2008)

*Public Hearing  
held;  
Enacted*

**CB-43-2008 (DR-2) - AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS AND INTERDEPARTMENTAL TRANSFER OF APPROPRIATIONS** for the purpose of declaring additional revenue, appropriating to the General Fund Outside Sources to provide funds for costs that were not anticipated in the Approved Fiscal Year 2008 Budget, and transferring surplus appropriations reflecting savings from Non-Departmental accounts to various County Departments.

(Introduced by Council Members Bland, Dernoga, Knotts and Dean on 6/17/2008; favorably reported out of PSFM on 6/9/2008 with amendments)

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

*Adopted*

**CR-13-2008 – A RESOLUTION CONCERNING CHAPEL WOODS APARTMENTS DEMOLITION**

for the purposes of amending the Prince George’s County “Annual Action Plan: FY 2008” to include a project to demolish all existing structures in the Chapel Woods Apartment complex and to describe its estimated cost of completion and funding sources.

(Introduced by Council Members Dean on 3/11/2008; favorably reported out of THE on 7/10/2008)

8. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

*Introduced;  
Rules suspended;  
Adopted*

**CR-70-2008 - A RESOLUTION CONCERNING THE BRANCH AVENUE CORRIDOR SECTOR PLAN AND SECTIONAL MAP AMENDMENT**

for the purpose of proposing amendments to the Branch Avenue Sector Plan and Sectional Map Amendment and directing that a public hearing be held to receive testimony on the proposed amendments.

The Chairman (by request – Planning Board)

*Introduced by Council Members Exum, Knotts, Dean, Dernoga and Bland*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

*Introduced;  
Rules suspended;  
Adopted*

**CR-71-2008 – A RESOLUTION CONCERNING ENOUGH IS ENOUGH CAMPAIGN**

for the purpose of expressing the County Council’s support for the Enough is Enough Campaign for Corporate Responsibility in Entertainment.

*Introduced by Council Members Knotts and Bland*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

*Introduced;  
Amended;  
Rules suspended;  
DR-2 adopted*

**CR-72-2008 – A RESOLUTION CONCERNING MINORITY BUSINESS ENTERPRISE PROGRAM**

for the purpose of adopting the findings, results and recommendations of the study of the County’s Minority Business Enterprise program.

*Introduced by Council Members Dean, Exum and Bland*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

8. **INTRODUCTION AND ADOPTION OF RESOLUTIONS – (CONTINUED)**

*Introduced;  
Rules suspended;  
Adopted*

**CR-73-2008 - A RESOLUTION CONCERNING MARYLAND BUY LOCAL CHALLENGE WEEK** for the purpose of expressing the County Council’s support for proclaiming July 19-27, 2008 as Maryland Buy Local Challenge Week in Prince George’s County.

*Introduced by Council Member Dernoga*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

**BRIEFING – (COUNCIL HEARING ROOM) – BRIEFING HELD**

**BUY LOCAL CHALLENGE WEEK – JULY 19 - 27, 2008**

Dr. Christine L. Bergmark  
Executive Director  
Southern Maryland Agricultural Development Commission

11:11 A.M.

**RECESS**

11:40 A.M.

**COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM) – COMMITTEE MEETING HELD**

- **SOLID WASTE TRANSFER STATION PLANNING STUDY FOR PRINCE GEORGE’S COUNTY**

Ms. Maria Martin, M-NCPPC  
Ms. Stacy Demers, Consultant, SCS Engineers

**ADDITION TO THE AGENDA**

*Motion to convene in Executive Session was made by Council Member Bland; seconded by Council Member Knotts; motion carried 7-0 (Absent: Council Members Harrison and Turner)*

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

- (a) Discussion of pending or potential litigation in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (8).
- (b) Discussion to consider proposal for business to remain in the State in accordance with Maryland Annotated Code, Section 10-508 (a) (7) (8).

**REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL**

*-None-*

12:11 P.M.

**ADJOURN**

**BRIEFING – (COUNCIL HEARING ROOM) – BRIEFING HELD**

- **CALVERT CLIFFS 3 PROJECT: OVERVIEW**

Mr. Thomas E. Roberts, Vice President  
UniStar Nuclear Energy

1:30 P.M.

**BRIEFING – (ROOM 2027) – BRIEFING HELD**

**BROAD CREEK SANITARY SEWER OVERFLOW (SSO)**

Teresa D. Daniel, Interim General Manager, WSSC  
Rudolph S. Chow, Acting Deputy General Manager, WSSC  
F. Kirwan Wineland, Esq., Intergovernmental Relations Officer, WSSC

**REMINDERS**

Thurs., July 17, 2008	9:30 a.m.	HEHS Committee Meeting (Room 2027)
Mon., July 21, 2008	9:30 a.m.	District Council Agenda Briefing (Room 2027)
	10:00 a.m.	Call to Order (Council Hearing Room)
	1:30 p.m.	PSFM Committee Meeting (Room 2027)