

AGENDA MINUTES

Tuesday, November 17, 2009

Legislative Day No. 32

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) – BRIEFING HELD

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM) - Council Chairperson Marilyn M. Bland commenced with the Presentation of Proclamations/Commendations at 10:30 A.M.

Proclamation presented to **Angelica Simpson-Marcus, Principal, recognizing Largo High School as meeting the “Adequate Yearly Progress” goal in Prince George’s County.** (Council Chairperson Marilyn M. Bland and Council Member Samuel H. Dean)

- PRESENTED

Council Chairperson Marilyn M. Bland, Council Members Thomas E. Dernoga, Will Campos, Eric C. Olson, Ingrid M. Turner, Andrea C. Harrison, Samuel H. Dean, Camille A. Exum and Tony Knotts presented a Proclamation to Angelica Simpson-Marcus, Principal, recognizing Largo High School as meeting the “Adequate Yearly Progress” goal in Prince George’s County. Ms. Simpson-Marcus was present to accept.

Proclamation presented to **Carlton Carter, Principal, recognizing Dr. Ernest Everett Just Middle School as meeting the “Adequate Yearly Progress” goal in Prince George’s County.** (Council Chairperson Marilyn M. Bland and Council Member Samuel H. Dean)

- PRESENTED

Council Chairperson Marilyn M. Bland, Council Members Thomas E. Dernoga, Will Campos, Eric C. Olson, Ingrid M. Turner, Andrea C. Harrison, Samuel H. Dean, Camille A. Exum and Tony Knotts presented a Proclamation to Carlton Carter, Principal, recognizing Dr. Ernest Everett Just Middle School as meeting the “Adequate Yearly Progress: goal in Prince George’s County. Dr. Everett was present to accept.

CALL TO ORDER: - Chairperson Bland called to order at 11:08 A.M. with the following Council Members present:

*Marilynn B. 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**Colette R. Gresham, Legislative Officer**Karen Zavaokos, Legislative Officer**Todd Turner, Legislative Officer**Carmen Jackson-Brown, Legislative Officer**Jackie Brown, PZED Committee Director**Frank Porter, PSFM Committee Director**Sandra Eubanks, HEHS 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 Bishop David J. Billings, III Presiding Prelate of United Fellow of Churches, Int. Council Member Bland requested special prayers for Ree Floyd, Clerk of the Council, who was in a very serious car accident and for the loss of her companion Mr. John Palmer. Council Member Dean for the family of Mr. William "Bucky" Wallace, the last living member of the "Negro Baseball League", who would have been 103 on 12/14/09. "Bucky" will be funeralized in Pittsburg later this week.*

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

NOVEMBER ACKNOWLEDGEMENTS: - *Chairperson Bland acknowledged that November is:*

- **NATIONAL ALZHEIMER'S DISEASE AWARENESS MONTH**
- **GREAT AMERICAN SMOKE-OUT – NOVEMBER 19TH**
- **NATIONAL AMERICAN INDIAN DAY**

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

- 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 2011 capital budget request and to identify the projects that this administration considers most critical.

- FAVORABLE RECOMMENDATION WITH AMENDMENTS

Carmen Jackson-Brown provided a verbal overview of the proposed Interagency Committee letter. Council Member Campos moved amendment #1; seconded by Council Member Olson. The

motion carried by voice vote. Council Member Knotts moved amendment #2; seconded by Council Member Exum. The motion carried by voice vote. Council Member Turner moved amendment #3; seconded by Council Member Dean. The motion was withdrawn. Council Member Olson moved a favorable Committee recommendation with amendments; seconded by Council Member Campos. The motion carried by voice vote.

- Joint letter to Dr. Rolph Grafwallner, Assistant State Superintendent, Division of Early Childhood Development, regarding the “Preschool For All Business Plan”.

- **FAVORABLE RECOMMENDATION**

Larry Cain, Auditor, provided a verbal overview of the proposed letter regarding the “Preschool For All Business Plan”. Council Member Harrison moved a favorable Committee recommendation; seconded by Council Member Campos. The motion carried by voice vote.

- **CR-70-2009 - 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.

- **FAVORABLE RECOMMENDATION WITH AMENDMENTS**

Frank Porter, Committee Director, of the Public Safety and Fiscal Management (PSFM) provided a verbal overview of Council Resolution 70. Council Member Exum moved amendment number 1; seconded by Council Member Knotts. The motion carried by voice vote. Council Member Harrison moved a favorable Committee recommendation with amendments; seconded by Council Member Campos. The motion carried 9-0.

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

- (a) Proposed letter to Chair Verjeana M. Jacobs, Esquire, Board of Education, approving the final FY 2009 categorical Budget Transfer Request. - **CHAIRPERSON AUTHORIZED TO SIGN**
Council Member Harrison, Chair of the Health, Education and Human Services (HEHS) Committee, provided a verbal report on the actions and recommendations from the Committee to the Council. Council Member Harrison moved to authorize the Chairperson’s signature; seconded by Council Member Turner. The motion carried 8-0. (Absent: Council Member Knotts.
- (b) 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 2011 capital budget request and to identify the projects that this administration considers most critical. - **CHAIRPERSON AUTHORIZED TO SIGN**

Carmen Jackson-Brown, Legislative Officer, provided a verbal report on the actions and recommendations from the Committee of the Whole (COW) to the Council. Council Member Campos moved to authorize the Chairperson’s signature; seconded by Council Member Knotts. The motion carried 9-0.

- (c) Joint letter to Dr. Rolf Grafwallner, Assistant State Superintendent, Division of Early Childhood Development, regarding the "Preschool For All Business Plan".
- **CHAIRPERSON AUTHORIZED TO SIGN**

Larry Cain, Auditor, provided a verbal report on the actions and recommendations from the Committee of the Whole (COW) to the Council. Council Member Harrison moved to authorize the Chairperson's signature; seconded by Council Member Dean. The motion carried 9-0.

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

CB-40-2009 (DR-3) - AN ACT CONCERNING TOWING REGULATIONS for the purpose of amending provisions of the Code relating to towing regulations and towing of vehicles from private property, establishing license fees and penalties, and transferring certain responsibilities regarding towing regulations from the Police Department to the Department of Environmental Resources. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 40 (DR-3). Tina Boram, James Beatty, Richard Chambers, Glenn Yarbrough, John Townsend, Fred Scheler and Tom Gross spoke on Council Bill 40 (DR-3). All persons wishing to speak having done so, the public hearing was declared held. Council Member Dernoga thanked all the participants and requested that AAA provide a letter. Council Member Knotts moved enactment of Council Bill 40 (DR-3); seconded by Council Member Campos. The motion carried 9-0.

CB-23-2009 (DR-2) – AN ORDINANCE CONCERNING CHECK CASHING BUSINESSES for the purpose of defining check cashing business, requiring a special exception for this use under certain circumstances, and grandfathering those with valid state licenses for check cashing issued prior to September 1, 2009. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 23 (DR-2). Victor Daigle, (DBA-Eagle Check Cashing); Mike Smith, (General Manager Chextop); Tre Barnswell (Chextop of America); Steve Goldberg, (Eastover Liquors); Mitchell Levy, (Cash King); Neil Goldstein, (Md. Association Financial Service Centers); Gabriel Greeio, (Ace Cash Express); and Eric Norrington, (Ace Cash Express) spoke on Council Bill 23 (DR-2). All persons wishing to speak having done so, the public hearing was declared held. Council Member Campos provided clarifying remarks and pledged continued work on this issue. Council Member Dernoga noted his support for this bill as a 'zoning bill'. Council Member Dean urged Council Members to work on this next year and not pass this bill. Chairperson Bland echoed Council Member Dean's comments and indicated that she could not support this bill. Council Member Campos moved enactment of Council Bill 23 (DR-2); seconded by Council Member Olson. The motion carried 5-4. (Opposed: Council Members Bland, Dean, Exum and Knotts).

CB-36-2009 (DR-3) – AN ORDINANCE CONCERNING FARM WINERY for the purpose of permitting farm wineries in residential zones assessed for agricultural use subject to certain requirements. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 36 (DR-3). Yates Clagett spoke on Council Bill 36 (DR-3). All persons wishing to speak having done so, the public hearing was declared held. Council Member Dernoga moved enactment of Council Bill 36 (DR-3); seconded by Council Member Exum. The motion carried 9-0.

CB-39-2009 (DR-2) – AN ORDINANCE CONCERNING AGRITOURISM OR BED-AND-BREAKFAST INN for the purpose of defining agritourism or bed-and-breakfast inn and permitting these uses in certain residential zones. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 39 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Dernoga moved enactment of Council Bill 39 (DR-2); seconded by Council Member Dean. The motion carried 9-0.

CB-43-2009 (DR-2) – AN ORDINANCE CONCERNING R-R ZONE for the purpose of modifying the minimum lot size requirements of certain lots in the R-R Zone recorded prior to November 29, 1949. - **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 43 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Olson moved enactment of Council Bill 43 (DR-2); seconded by Council Member Harrison. The motion carried 9-0.

CB-47-2009 – AN ORDINANCE CONCERNING O-S ZONE for the purpose of amending the net lot area for certain one-family detached dwellings in the O-S Zone.
- **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 47. No persons wishing to speak, the public hearing was declared held. Council Member Dernoga moved enactment of Council Bill 47; seconded by Council Member Harrison. The motion carried 9-0.

CB-49-2009 (SUBDIVISION BILL) – AN ACT CONCERNING EXEMPTIONS FROM SUBDIVISION REQUIREMENTS for the purpose of amending Subtitle 24 to permit certain intra-family transfers of property without filing a subdivision plat.
- **PUBLIC HEARING HELD; AMENDED; DR-2 ENACTED**

Jackie Brown, PZED Committee Director, 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 49. No persons wishing to speak, the public hearing was declared held. Council Member Dernoga moved amendment #1; seconded by Council Member

Exum. The motion carried by voice vote. Council Member Dernoga moved enactment of Council Bill 49 (DR-2); seconded by Council Member Harrison. The motion carried 9-0.

CB-57-2009 - AN ORDINANCE CONCERNING R-L ZONE for the purpose of modifying the regulations applicable to development of open space in the R-L Zone.

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

Jackie Brown, PZED Committee Director, 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 57. No persons wishing to speak, the public hearing was declared held. Council Member Bland moved amendment #1; seconded by Council Member Dean. The motion carried by voice vote. Council Member Bland moved enactment of Council Bill 57 (DR-2); seconded by Council Member Dernoga. The motion carried 7-0. (Absent: Council Member Exum and Knotts).

CB-60-2009 – AN ORDINANCE CONCERNING R-R AND C-O ZONES for the purpose of amending the commercial uses permitted in the R-R and C-O Zones.

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

Jackie Brown, PZED Committee Director, 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 60. No persons wishing to speak, the public hearing was declared held. Council Member Dean moved amendment #1; seconded by Council Member Harrison. The motion carried by voice vote. Council Member Dean moved enactment of Council Bill 60 (DR-2); seconded by Council Member Harrison. The motion carried 8-0. (Absent: Council Member Exum).

CB-58-2009 – AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS for the purpose of appropriating funding from grants in the amount of \$10,682,603 to the Department of Housing and Community Development, Health Department, Department of Family Services, Office of the State's Attorney, Office of Homeland Security, Fire/EMS Department, Volunteer Fire Department, Police Department, and making a technical correction to CB-19-2009.

- **PUBLIC HEARING HELD; ENACTED**

Frank Porter, PSFM Committee Director, 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 58. No persons wishing to speak, the public hearing was declared held. Council Member Dernoga moved enactment of Council Bill 58; seconded by Council Member Campos. The motion carried 7-0. (Absent: Council Members Exum and Knotts).

CB-59-2009 – (EMERGENCY BILL) – AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS, AND THE AUTHORIZATION TO ENTER INTO RELATED AND/OR ALTERNATIVE ARRANGEMENTS, TO FINANCE PUBLIC SCHOOL FACILITIES IN AN AMOUNT NOT TO EXCEED \$29,638,000 for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed Twenty-nine Million Six Hundred Thirty-Eight Thousand Dollars (\$29,638,000) in

aggregate principal amount of general obligation bonds for the purpose of financing in whole or in part costs of the construction, rehabilitation or repair of certain capital projects for public school facilities set forth in the capital budget of the County for the fiscal year ending June 30, 2010, 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 or private or negotiated 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 federal law; 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 such bonds when due; showing compliance with the limitations on the power of the County to incur indebtedness; authorizing the County Executive to enter into agreements with the Prince George's County Board of Education and public instrumentalities of the County or the State of Maryland to finance said capital projects, including agreements regarding sale and leaseback (or other similar arrangements) appropriate to said financing; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on such bonds and/or the credit against federal income tax on such bonds issued as qualified school construction bonds; providing for compliance with Securities and Exchange Commission Rule 15c2-12; authorizing the County Executive to delegate to appropriate officials the power to make certain determinations and sign certain documents, certificates or agreements authorized to be made or signed by the County Executive herein; and otherwise generally determining or providing for the determination of certain matters in connection with the issuance, sale and delivery of the general obligation bonds and/or alternative arrangements authorized by this Act.

In accordance with the provisions of Section 317 of the Charter, the County Council hereby declares that a public emergency exists affecting the public health, safety, and welfare; said emergency being the County's immediate need to take advantage of the federal allocation to the Prince George's County Public Schools of Twenty-five Million One Hundred Two Thousand Dollars (\$25,102,000) of qualified school construction bond volume cap in calendar year 2009 in order to achieve savings in the cost of debt service. - **PUBLIC HEARING HELD;**
ENACTED

Frank Porter, PZED Committee Director, 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 59. No persons wishing to speak, the public hearing was declared held. Council Member Dean moved enactment of Council Bill 59; seconded by Council Member Knotts. The motion carried 7-0. Absent: Council Members Exum and Harrison.

CB-41-2009 (DR-2) - AN ORDINANCE CONCERNING MARYLAND –NATIONAL CAPITAL PARK AND PLANNING COMMISSION – PRINCE GEORGE’S COUNTY DISTRICT COUNCIL – DELEGATION OF POWERS for the purpose of allowing the governing body of a municipal corporation to exercise certain powers of the district council, subject to certain limitations.

- **PUBLIC HEARING HELD; COMMITTEE OF THE WHOLE DISCHARGED; AMENDED; DR-3 RECOMMITTED TO THE PLANNING, ZONING AND ECONOMIC DEVELOPMENT (PZED) COMMITTEE**

Karen Zavakos, Legislation Officer, provided a verbal report of the actions and recommendations from the Committee of the Whole to the Council. Pursuant to proper notice, the public hearing convened on Council Bill 41. No persons wishing to speak, the public hearing was declared held. Council Member Dernoga moved to discharge the Committee of the Whole (COW); seconded by Council Member Campos. The motion carried by voice vote. Council Member Dernoga moved amendment #1; seconded by Council Member Olson. The motion carried by voice vote. Council Member Dernoga moved to recommit Council Bill (DR-3) to the Planning, Zoning and Economic Development (PZED) Committee; seconded by Council Member Exum. The motion carried 9-0.

CB-52-2009 (SUBDIVISION BILL) – AN ACT CONCERNING SUBDIVISION IN URBAN CENTERS AND CORRIDOR NODES DEVELOPMENT CODE OF PRINCE GEORGE’S COUNTY for the purpose of amending the Subdivision Ordinance of Prince George’s County, Maryland to incorporate appropriate references, regulations, and procedures pertaining to Subtitle 27A of the Prince George’s County Code.

- **PUBLIC HEARING HELD; RECOMMITTED TO THE PLANNING, ZONING AND ECONOMIC DEVELOPMENT (PZED) COMMITTEE**

Jackie Brown, Legislative Officer, 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 52. No persons wishing to speak, the public hearing was declared held. Council Member Dean moved to recommit Council Bill 52 to the Planning, Zoning and Economic Development (PZED) Committee; seconded by Council Member Exum. The motion carried 9-0.

CB-55-2009 - AN ORDINANCE CONCERNING URBAN CENTERS AND CORRIDOR NODES DEVELOPMENT CODE OF PRINCE GEORGE’S COUNTY for the purpose of amending the Zoning Ordinance of Prince George’s County, Maryland to incorporate appropriate references, regulations, and procedures pertaining to Subtitle 27A of the Prince George’s County Code, and to delete an obsolete section pertaining to the Interim General Plan Amendment for Growth Policy. - **PUBLIC HEARING HELD; RECOMMITTED TO THE PLANNING, ZONING AND ECONOMIC DEVELOPMENT (PZED) COMMITTEE**

Jackie Brown, Legislative Officer, 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 55. No persons wishing to speak, the public hearing was declared held. Council Member Dean moved to recommit Council Bill 55 to the Planning, Zoning and Economic

Development (PZED) Committee; seconded by Council Member Exum. The motion carried 9-0.

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

CR-70-2009 - 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.

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

Frank Porter, PSFM Committee Director, provided a verbal report of the actions and recommendations from the Committee of the Whole (COW) to the Committee. Pursuant to proper notice, the public hearing convened on Council Resolution 70 (DR-2). Franklin Robinson, Jr., spoke on Council Resolution 70 (DR-2). All persons wishing to speak having done so, the public hearing was declared held. Council Member Exum moved adoption of Council Resolution 70 (DR-2); seconded by Council Member Dean. The motion carried 9-0.

4. **DISTRICT COUNCIL ITEMS**

SEE SEPARATE ACTION AGENDA

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

CR-65-2009 (DR-2) – A RESOLUTION CONCERNING FY 2002 – 2011 TEN YEAR SOLID WASTE PLAN for the purpose of amending the Prince George's County Ten Year Solid Waste Management Plan by adding the Sun Services, LLC Recycling Facility located at Somerset Avenue and Old Baltimore Pike, Beltsville.

- **DR-2 SUBSTITUTED; AMENDED; DR-3 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 Member Harrison moved to substitute DR-2 in lieu of DR-1 of Council Resolution 65; seconded by Council Member Dernoga. The motion carried by voice vote. Council Member Dernoga moved amendment #1 for Council Resolution 65 (DR-2); seconded by Council Member Turner. The motion carried by voice vote. Council Member Dernoga moved adoption of Council Resolution 65 (DR-3); seconded by Council Member Turner. The motion carried 8-0. (Absent: Council Member Exum).

CR-75-2009 (DR-2) - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2008 for the purpose of approving the reprogramming of \$1,300,000 in HOME Investment Partnership funds ("HOME") from the FY 2000, FY 2001, FY 2002, FY 2003, and FY 2004 Annual Action Plans to the FY 2008 Annual Action Plan for the Marlton Plaza Senior Housing project.

- **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 Member Bland moved to substitute DR-2 in lieu of DR-1 of Council Resolution 75; seconded by Council Member Dernoga. The motion carried by voice vote.

Council Member Bland moved adoption of Council Resolution 75 (DR-2); seconded by Council Member Turner. The motion carried 7-0. (Absent: Council Members Exum and Knotts).

CR-84-2009 – A RESOLUTION CONCERNING DEBRIS MANAGEMENT PLAN FOR PRINCE GEORGE’S COUNTY for the purpose of adopting the County’s Debris Management Plan in order to be eligible for Federal assistance after a debris-generating disaster in Prince George’s County. - **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 Member Dernoga moved adoption of Council Resolution 84; seconded by Council Member Campos. The motion carried 7-0. (Absent: Council Members Exum and Knotts).

CR-85-2009 - A RESOLUTION CONCERNING WOODMORE TOWNE CENTRE AT GLENARDEN DEVELOPMENT DISTRICT For the purpose of designating a contiguous area within Prince George’s County, Maryland (the “County”) as a “development district” as that term is used in Sections 12-201 through 12-213, inclusive, of the Economic Development Article of the Annotated Code of Maryland, as amended (the “Tax Increment Financing Act”), such development district to be located in the City of Glenarden, Maryland, adjacent to Maryland Route 202 and to be known as the “Woodmore Towne Centre at Glenarden Development District;” providing for, and determining, various matters in connection with the establishment of a development district; creating a tax increment fund with respect to the development district; allocating certain property taxes with respect to the development district to be paid over to the tax increment fund as provided in the Tax Increment Financing Act; providing that the City of Glenarden’s share of incremental taxes shall not be included or deposited into the Tax Increment Fund; making certain findings and determinations with respect to the tax increment fund and the uses of such fund; providing that special obligation bonds may be issued from time to time pursuant to an ordinance or ordinances enacted in accordance with the Tax Increment Financing Act and secured by the tax increment fund; and generally relating to the Woodmore Towne Centre at Glenarden Development District. - **ADOPTED**

Council Member Exum, 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 Member Harrison moved adoption of Council Resolution 85; seconded by Council Member Turner. The motion carried 7-0. (Absent: Council Members Exum and Olson).

6. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-88-2009 – A RESOLUTION CONCERNING UNEMPLOYED WORKERS for the purpose of encouraging County government contractors to hire unemployed qualified workers in Prince George’s County. - **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 88 encourages County government contractors to hire unemployed qualified workers in Prince George’s County. Council Resolution 88 was introduced by Council Members Knotts, Turner, Harrison, Dean, Bland, Campos, and Dernoga. Council Member Dean moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 88; seconded by Council Member Campos. The motion carried by voice vote. Council

Member Dean moved adoption of Council Resolution 88; seconded by Council Member Harrison. The motion carried 7-0. (Absent: Council Members Exum and Olson).

CR-89-2009 – A RESOLUTION CONCERNING PRINCE GEORGE’S COUNTYWIDE MASTER PLAN OF TRANSPORTATION for the purpose of approving the Adopted Countywide Master Plan of Transportation with amendments.

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

Council Resolution 89 approves the Adopted Countywide Master Plan of Transportation with amendments. Council Resolution was introduced by Council Member Knotts. Council Member Olson moved amendment #1; seconded by Council Member Olson. Under discussion, Council Member Knotts moved to revise amendment #32 to prohibit easements on private property unless the owner agrees. After additional discussion, the Chairperson delayed action on this item. Council will return to this item. Council Member Knotts moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 89; seconded by Council Member Harrison. The motion carried by voice vote. Council Member Olson moved adoption of Council Resolution 89 (DR-2); seconded by Council Member Knotts. The motion carried 9-0.

CR-90-2009 – A RESOLUTION CONCERNING THE MARLBORO PIKE SECTOR PLAN AND SECTIONAL MAP AMENDMENT for the purpose of approving, with revisions and amendments, as an Act of the County Council of Prince George’s County, Maryland, sitting as the District Council, the Marlboro Pike Sector Plan and Sectional Map Amendment, thereby defining long range land use and development policies and setting forth detailed zoning proposals in Planning Areas 75A and 75B for the area generally bounded by the Capital Beltway I95/495 (to the east), Southern Avenue at the District of Columbia line (to the west), Pennsylvania Avenue (to the south), and properties fronting Marlboro Pike including adjoining neighborhoods within one-half mile of the corridor (to the north).

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

Council Resolution 90 approves with revisions and amendments, as an act of the County Council of Prince George’s County, Maryland, sitting as the District Council, the Marlboro Pike Sector Plan and Sectional Map Amendment, thereby defining long range land use and development policies and setting forth detailed zoning proposals in Planning Areas 75A and 75B for the area generally bounded by the Capital Beltway I95/495 (to the east), Southern Avenue (the District of Columbia line), (to the west), Pennsylvania Avenue (to the south), and properties fronting Marlboro Pike including adjoining neighborhoods within one-half mile of the corridor (to the north). Council Resolution 90 was introduced by Council Members Dean, Exum, Dernoga and Bland. Council Member Dean moved amendment #1; seconded by Council Member Turner. The motion carried by voice vote. Council Member Dean moved amendment #2; seconded by Council Member Turner. The motion carried by voice vote. Council Member Dean moved amendment #3; seconded by Council Member Turner. The motion carried by voice vote. Council Member Exum moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 90; seconded by Council Member Harrison. The motion carried by voice vote. Council Member Dean moved adoption of Council Resolution 90 (DR-2); seconded by Council Member Exum. The motion carried 7-0. (Absent: Council Members Knotts and Olson).

7. **COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM)**
 – **MEETING HELD @ 3:43P.M.**

JOINT BASE ANDREWS NAVAL AIR FACILITY WASHINGTON JOINT LAND USE STUDY (JLUS)

Christopher Izzo, Project Leader, M-NCPPC

8. **PUBLIC HEARINGS – (COUNCIL HEARING ROOM)**
 - **PUBLIC HEARING HELD @ 4:28 P.M.**

Council Member Exum, 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 the appointment of Ms. Mary Lou McDonough as Director of Corrections for Prince George's County. Mr. David Byrd, DCA of Governmental Operations/Environmental Services and Economic Development, introduced Ms. McDonough to the Council. Ms. McDonough was present and spoke on her own behalf. Barry Stanton, Deputy County Administrator, Frederick County (read a letter from Verjeanna Jacobs); Col. Gregory Harris, Deputy Director of Operations/Dept of Corrections; Chaplain James Penn, Chaplain, Good News Jail and Prison Ministry/Prince George's County Correctional Facility; Lt. David Wall, President Elect-PGCOA and Jack B. Johnson, County Executive spoke in support of Ms. McDonough. All persons wishing to speak having done so, the public hearing was declared held.

- **Appointment of the following individual as Director of Corrections for Prince George's County:**

Ms. Mary Lou McDonough

Council Member Exum, 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 the appointment of Mr. Edward M. Scott as Director of Central Services for Prince George's County. Mr. David Byrd, DCA of Governmental Operations/Environmental Services and Economic Development, introduced Mr. Scott to the Council. Mr. Scott was present and spoke on his own behalf. Leonard Edwards, Senior Vice President, Leadership Management and Global Solution, USDA Graduate School; Mr. Haitham Hijazi, Director, DPW&T Prince George's County and Jack B. Johnson, County Executive spoke in support of Mr. Edward M. Scott. All persons wishing to speak having done so, the public hearing was declared held.

- **Appointment of the following individual as Director of Central Services for Prince George's County:**

Mr. Edward M. Scott

Council Member Thomas E. 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 the appointment of Mr. James E. Johnson as Director of Housing and Community Development for Prince George's County. Mr. David Byrd, DCA of Governmental Operations/Environmental Services and Economic Development, introduced Mr. Johnson to the Council. Mr. Johnson was present and spoke on his own behalf. Jack B. Johnson, County Executive spoke in support of Mr. James Johnson as Director of Central Services for Prince George's County. All persons wishing to speak having done so, the public hearing was declared held.

- **Appointment of the following individual as Director of Housing and Community Development for Prince George's County:**

Mr. James E. Johnson

ADDITIONS TO THE AGENDA

1. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT – (page 2)

- (d) Proposed letter to Jack Johnson, County Executive, Prince George's County, Maryland, expressing the sense of the Council in support of all three sites submitting proposals to GSA for the HHS office space. - **CHAIRPERSON AUTHORIZED TO SIGN**

Council Member Knotts moved to authorize the Chairperson's signature; seconded by Council Member Campos. The motion carried 9-0.

- (e) Proposed letter to Ms. Terry Romine, Executive Secretary, Maryland Public Service Commission, expressing the County Council's position on the joint application by Potomac Electric Power Company (PEPCO) Holding, Inc., Delmarva Power & Light Company (Delmarva) and Baltimore Gas and Electric Company (BGE) to upgrade the electrical transmission system in the Delmarva Peninsula and Southern Maryland known as the Mid-Atlantic Power Pathway (MAPP). - **CHAIRPERSON AUTHORIZED TO SIGN**

Council Member Dean moved to authorize the Chairperson's signature; seconded by Council Member Knotts. The motion carried 9-0.

7. INTRODUCTION AND ADOPTION OF RESOLUTIONS – (page 9)

CR-91-2009 – A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the project submitted by CASA de Maryland, Inc. to the Maryland Department of Housing and Community Development for participation in the Department's Community Investment Tax Credit Program. - **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 91 approves a project, submitted by CASA de Maryland, Inc. for inclusion in the Maryland Community Investment Tax Credit Program. Council Resolution 91 was introduced by Council Members Harrison, Campos, and Dernoga. Council Member Campos moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 91; seconded by Council Member Dernoga. The motion carried by voice vote.

Council Member Campos moved adoption of Council Resolution 91; seconded by Council Member Dernoga. The motion carried 6-0. (Absent: Council Members Exum, Knotts and Olson).

CR-92-2009 – A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY LEGACY PROGRAM for the purpose of approving the application by CASA de Maryland, Inc., a Maryland nonprofit, through the Maryland Department of Housing and Community Development for funding through the Community Legacy Financial Assistance Fund.

- **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 92 approves the application of CASA de Maryland Inc. for Community Legacy Program funding to assist in the final stages of renovations for the Multicultural Center in Langley Park. Council Resolution 92 was introduced by Council Member Campos. Council Member Campos moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 92; seconded by Council Member Turner. The motion carried by voice vote. Council Member Campos moved adoption of Council Resolution 92; seconded by Council Member Dernoga. The motion carried 6-0. (Absent: Council Members Exum, Knotts and Olson).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Isidore Asuquo, Henock Wogderse, Abay Gidey and Getachew Gorach addressed the Council regarding taxi cab issues.

ADJOURN: - *Chairperson Bland adjourned the meeting at 5:20 P.M.*

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Donna J. Brown,
Deputy, Clerk of the Council