

# ***ACTION AGENDA***

**Tuesday, September 7, 2010**

**Legislative Day No. 24**

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

**9:52 A.M.                    AGENDA BRIEFING – (ROOM 2027)**

**10:20 A.M.                    CALL TO ORDER**

**INVOCATION:** Sylvia Taylor, County Employee

### **PLEDGE OF ALLEGIANCE**

1. **CONSENT AGENDA -- CB-82, 83, 84, CR-79 & 80 ADDED (pg. 6)-- 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.

- (a) **Introduction of Resolutions**

*Introduced*

**CR-77-2010 – A RESOLUTION CONCERNING LOANS TO VOCUS, INC. (“VOCUS”) FROM THE MARYLAND ECONOMIC DEVELOPMENT ASSISTANCE FUND (“MEDAF”) AND PRINCE GEORGE’S COUNTY, MARYLAND (THE “COUNTY”)** for the purpose of endorsing a loan not to exceed \$400,000 to Vocus from MEDAF and authorizing a loan by the County to Vocus not to exceed \$40,000 for eligible project costs associated with leasing a facility in the County and capital expenditures.

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

*Introduced by Council Member Dernoga*

*Approved*

- (b) **Approval of Council Minutes** dated January 12, 19, 26; February 2, 9, 16, 23; March 2, 9, 16, 23, 30; April 6, 13, and 20, 2010.

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

*-None-*

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

*Chair authorized to sign*

- (a) Proposed joint signature letter to Mr. C. John Sullivan, Jr., Director, Maryland Department of Assessments and Taxation, submitting the names of 5 candidates for the position of Supervisor of Assessments for Prince George’s County.

The Chairman (by request – County Executive)

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

*Discharged from PZED; Introduced*

**CB-75-2010 - AN ACT CONCERNING CHESAPEAKE BAY CRITICAL AREA ORDINANCE** for the purpose of updating Subtitle 5B, the Chesapeake Bay Critical Area Ordinance.

*(Presented by the Chairman (by request – County Executive) on 7/13/2010 and referred to PZED)*

*Introduced by Council Member Dernoga*

*Discharged from PZED; Introduced*

**CB-76-2010 - AN ORDINANCE CONCERNING CHESAPEAKE BAY CRITICAL AREA** for the purpose of making revisions to zoning requirements related to the Chesapeake Bay Critical Area.

*(Presented by the Chairman (by request – County Executive) on 7/13/2010 and referred to PZED)*

*Introduced by Council Member Dernoga*

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

*Discharged from  
PZED;  
Introduced*

**CB-77-2010 (SUBDIVISION BILL) - AN ACT CONCERNING CHESAPEAKE BAY CRITICAL AREA** for the purpose of making revisions to Subdivision requirements for the Chesapeake Bay Critical Area.

*(Presented by the Chairman (by request – County Executive) on 7/13/2010 and referred to PZED)*

*Introduced by Council Member Dernoga*

5. **PUBLIC HEARINGS:**

*Public Hearing  
held*

**CR-66-2010 - A RESOLUTION CONCERNING PUBLIC FACILITIES FINANCING AND IMPLEMENTATION PROGRAM DISTRICT – WESTPHALIA CENTER** for the purpose of designating a contiguous area within Prince George’s County, Maryland, as a “PFFIP District” such development district to be located in an unincorporated area of the County known as Westphalia, Maryland, and to be known as “The Westphalia PFFIP District”.

Introduced by Council Member Dean on 7/13/2010

**PLANNING, ZONING & ECONOMIC DEVELOPMENT COMMITTEE MEETING SCHEDULED 9/20/2010 at 2:00 P.M.**

*Public Hearing  
held;  
Discharged from  
THE;  
Convened in  
C.O.W.;  
Favorable  
Recommendation;  
Adopted*

**CR-72-2010 A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2011** for the purpose of approving the reprogramming \$1,300,000 in HOME Investment Partnership funds (“HOME”) from the FY 2004, FY 2005, FY 2006, FY 2008, and FY 2009 Annual Action Plans to the FY 2011 Annual Action Plan for the Rainier Manor project.

Introduced by Council Members Campos, Dean, Harrison, Dernoga and Olson on 7/13/2010

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

*Public Hearing held;  
Enacted*

**CB-46-2010 (DR-2) – AN ORDINANCE CONCERNING COMMERCIAL USES** for the purpose of amending the definitions, requirements, and enforcement procedures for certain commercial uses.

(Favorably reported out of PZED on 7/7/2010 with amendments; introduced by Council Members Dean, Olson, Turner, Dernoga, Harrison and Bland on 7/13/2010)

*Public Hearing held;  
Enacted*

**CB-58-2010 (DR-2) - AN ACT CONCERNING THE PRINCE GEORGE’S COUNTY ARTS AND HUMANITIES COUNCIL** for the purpose of codifying, renaming, and expanding the duties of the Prince George’s Arts Council.

(Favorably reported out of PZED on 7/7/2010 with amendments; introduced by Council Members Campos, Olson, Bland and Dernoga on 7/13/2010)

*Public Hearing held;  
Enacted*

**CB-37-2010 - AN ACT CONCERNING VACANT RESIDENTIAL PROPERTY REGISTRATION AND MAINTENANCE INTERGOVERNMENTAL INFORMATION** for the purpose of amending the registration provisions of vacant or unoccupied residential structures with the Department of Environmental Resources by authorizing information sharing with Prince George’s County municipalities.

(Favorably reported out of THE on 6/24/2010; introduced by Council Members Campos, Harrison, Turner, Dernoga, Olson and Dean on 7/13/2010)

*Public Hearing held;  
No Final Action*

**CB-40-2010 (DR-2) - AN ACT CONCERNING SECONDHAND AND PAWN DEALERS** for the purpose of further clarifying the definition of tangible personal property and general regulations as it relates to the second hand dealer licensing.

(Favorably reported out of THE on 7/8/2010 with amendments; introduced by Council Members Olson, Dernoga, Harrison, Bland, Turner, Exum and Knotts on 7/13/2010)

*Public Hearing held;  
Enacted*

**CB-42-2010 (DR-2) - AN ACT CONCERNING NOTICE TO PURCHASERS OF REAL ESTATE OF CERTAIN LAND RECORDS** for the purpose of amending the Consumer Protection laws of the County to require disclosure in residential real estate contracts of certain information in the land records maintained in the County of the subject property and to provide provisions for the failure to provide the required notice.

(Favorably reported out of THE on 6/24/2010 with amendments; introduced by Council Members Harrison, Campos, Bland, Exum, Knotts, Dean and Olson on 7/13/2010)

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

*Public Hearing  
held;  
Enacted*

**CB-12-2010 – 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 Nineteen Million, Six Hundred Seventy-Five Thousand Dollars (\$19,675,000) 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 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, 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 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; . . . .

(Favorably reported out of PSFM on 7/7/2010; introduced by Council Members Exum, Turner and Harrison on 7/13/2010)

7. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

*Introduced;  
Rules suspended;  
Adopted*

**CR-78-2010 – A RESOLUTION CONCERNING CAR FREE DAY** for the purpose of expressing the County Council’s support for declaring September 22, 2010 as Car Free Day in Prince George’s County as part of international mobility week in the Washington, D.C. region.

*Introduced by Council Members Turner, Harrison, Olson, Dean, Knotts, Campos, Dernoga and Bland*

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

8. **DISTRICT COUNCIL ITEMS**

**(SEE SEPARATE ACTION AGENDA)**

**ADDITIONS TO THE AGENDA**

1. **CONSENT AGENDA – (page 2)**

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

(a) **Introduction of Resolutions**

*Introduced;  
Referred to  
C.O.W;  
Convened as  
C.O.W.;*  
*Favorable  
recommendation;  
Adopted*

**CR-79-2010 – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT RAINIER MANOR SENIOR RENTAL HOUSING PROJECT** for the purpose of approving the financing of the Rainier Manor project through the Community Development Administration (“CDA”) of the Maryland Department of Housing and Community Development.

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

*Introduced by Council Member Dernoga*

*Introduced;  
Referred to  
C.O.W;  
Convened as  
C.O.W.;*  
*Favorable  
recommendation;  
Adopted*

**CR-80-2010 – A RESOLUTION CONCERNING PILOT AGREEMENT FOR RAINIER MANOR SENIOR RENTAL HOUSING PROJECT** for the purpose of approving the terms and conditions of a Negotiated Payments in Lieu of Taxes (“PILOT”) Agreement between Prince George’s County, Maryland and Rainier Redevelopment Associates, LP.

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

*Introduced by Council Member Dernoga*

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

*Presented*

**CB-82-2010 – AN ORDINANCE CONCERNING MULTIFAMILY DWELLINGS** for the purpose of amending the definition of a multifamily dwelling.

To be presented by Council Member Turner; referral to PZED

*Presented*

**CB-83-2010 – AN ACT CONCERNING REVITALIZATION TAX CREDITS** for the purpose of increasing the maximum amount of eligible improvements per dwelling unit for residential improvements.

To be presented by Council Member Olson, referral to PSFM

*Presented*

**CB-84-2010 – AN ACT CONCERNING HOMESTEAD PROPERTY TAX CREDIT** for the purpose of establishing the homestead property tax credit for the County property tax for the taxable year beginning July 1, 2011.

To be presented by the Chairman (by request – County Executive); referral to PSFM

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

*-None-*

**12:52 P.M.**

**ADJOURN**

**REMINDERS**

Tues., Sept. 14, 2010	PRIMARY ELECTION DAY – NO COUNTY COUNCIL	
Thurs., Sept. 16, 2010	10:00 a.m.	HEHS Committee Meeting (Room 2027)
	1:00 p.m.	PZED Committee Meeting (Room 2027)
Mon., Sept. 20, 2010	10:00 a.m.	District Council Session
	2:00 p.m.	PZED Committee Meeting (Room 2027)