



Prince George's County Council

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

Meeting Minutes - Final County Council

Todd M. Turner, Council Chair, District 4
Monique Anderson-Walker, District 8
Derrick Leon Davis, District 6
Thomas E. Dernoga, District 1
Mel Franklin, At-Large
Dannielle M. Glaros, District 3
Sydney J. Harrison, District 9
Calvin S. Hawkins, II, Vice Chair, At-Large
Jolene Ivey, District 5
Rodney C. Streeter, District 7
Deni L. Taveras, District 2

Robert J. Williams, Jr., Council Administrator

Tuesday, September 29, 2020

10:00 AM

(VIRTUAL MEETING)

VIEW USING THE LINK PROVIDED AT: <https://pgccouncil.us/LIVE>

10:00 A.M. - CALL TO ORDER - (VIRTUAL MEETING)

The Council Chair called the meeting to order at 10:01 with nine members present at roll call. Council Member Taveras arrived at 10:04 a.m. and Council Member Glaros arrived at 10:13 a.m.

Present: 11 - Council Chair Todd Turner
Council Member Monique Anderson-Walker
Council Member Derrick Davis
Council Member Thomas Dernoga
Council Member Mel Franklin
Council Member Dannielle Glaros
Council Member Sydney Harrison
Vice Chair Calvin S. Hawkins
Council Member Jolene Ivey
Council Member Rodney Streeter
Council Member Deni Taveras

Also present:

Robert J. Williams, Jr., Council Administrator

William M. Hunt, Deputy Council Administrator

Donna J. Brown, Clerk of the Council

Theresa D. Myers, Legislative Assistant

Leonard D. Moses, Zoning Assistant

Terry L. Bell, Council Liaison

Sakinda Skinner, Associate County Attorney

Amanda Denison, Associate County Attorney

Leroy Maddox, Legislative Officer

Sandra Eubanks, EWD Committee Director

J. Kenneth Battle, TIEE Committee Director

Kathy Canning, Legislative Officer

Howard Stone, GOFP Committee Director

Colette Gresham, Legislative Officer

Jacqueline Brown, PHED Committee Director

Karen Zavakos, Legislative & Zoning Counsel

Dinora Hernandez, Legislative Officer

Monica Best-James, Legislative Officer

INVOCATION / MOMENT OF SILENCE

The Invocation was provided by Howard W. Stone, County Employee.

DESIGNATION OF SEPTEMBER 29, 2020 AS LEGISLATIVE DAY NO. 25

1. CONSENT AGENDA

(a) Approval of County Council Minutes

[MIN 09222020](#)

County Council Minutes dated September 22, 2020.

Draft 1

These Minutes were approved.

(b) First Reading of Bills (Presentation)[CB-077-2020](#)

Draft 1

AN ACT CONCERNING 15 DAY PROMPT PAYMENT PROCUREMENT STANDARD for the purpose of establishing a “Net 15 Standard” of promptly paying vendors within 15 calendar days after receipt of a proper invoice for the delivery of goods or services in public procurement with Prince George’s County.

Sponsor(s): Franklin

Attachment(s): [B2020077](#)
[CB-077-2020 AIS](#)

This Council Bill was presented by Council Member Franklin and referred to the Sitting as the Committee of the Whole

[CB-078-2020](#)

Draft 1

AN EMERGENCY ACT CONCERNING LIMITING THE AMOUNT OF A RENT INCREASE THAT MAY BE ASSESSED AFTER THE ADOPTION OF CB-16- 2020, WHICH PROHIBITED CERTAIN ACTS DURING THE COVID-19 PUBLIC HEALTH CRISIS for the purpose of amending the Landlord-Tenant Code to limit a landlord’s ability to increase rent above a certain amount during the COVID-19 Public Health Crisis; and generally relating to rent increases during the COVID-19 Public Health Crisis.

Sponsor(s): Ivey

Attachment(s): [B2020078](#)
[CB-078-2020 AIS](#)

This Council Bill was presented by Council Member Ivey and referred to the Sitting as the Board of Health

[CB-079-2020](#)

Draft 1

AN ACT CONCERNING LANDLORD-TENANT CODE EVICTION NOTICE AND PROHIBITED ACTS for the purpose of providing that the Landlord-Tenant Code require that landlords give certain notice of pending dispossession to tenants; and providing the details required in the notice to tenants and the procedural requirements for such notice; providing for postponement of eviction under certain circumstances; providing penalties for making false representations about tenant’s rights; prohibiting landlords from unlawfully preventing tenant from entering or leaving their dwelling units; prohibiting landlords from terminating or diminishing essential services to the tenant without the consent of the tenant; and generally relating to landlords providing notice of dispossession to tenants.

Sponsor(s): Taveras

Attachment(s): [B2020079](#)
[CB-079-2020 AIS](#)

This Council Bill was presented by Council Member Taveras and referred to the Sitting as the Committee of the Whole

[CB-080-2020](#)

Draft 1

AN ORDINANCE CONCERNING R-R (RURAL RESIDENTIAL) ZONE for the purpose of defining "Contractor's Yard" and permitting the use in the R-R Zone, under certain circumstances.

Sponsor(s): Davis

Attachment(s): [B2020080](#)
[CB-080-2020 AIS](#)
[CB-080-2020 Report](#)
[CB-080-2020 Planning Board Votes Letter and Analyses](#)

This Council Bill was presented by Council Member Davis and referred to the Sitting as the Committee of the Whole

[CB-081-2020](#)

Draft 1

AN ACT CONCERNING PROPERTY STANDARDS ENFORCEMENT IN PRINCE GEORGE'S COUNTY for the purpose of increasing the authority of the Director of the Department of Permitting, Inspections, and Enforcement (DPIE) to issue civil citations and monetary fines for property standards violations and generally relating to enforcing property standards in Prince George's County.

Sponsor(s): Franklin and Streeter

Attachment(s): [B2020081](#)
[CB-081-2020 AIS](#)

This Council Bill was presented by Council Members Franklin and Streeter and referred to the Sitting as the Committee of the Whole

[CB-082-2020](#)

Draft 1

AN ACT CONCERNING PROPERTY TAX CREDIT for the purpose of authorizing the partial property tax credit for residential real property located in an area adversely impacted by the Brown Station Road Sanitary Landfill.

Sponsor(s): Davis

Attachment(s): [B2020082](#)
[CB-082-2020 AIS](#)

This Council Bill was presented by Council Member Davis and referred to the Sitting as the Committee of the Whole

[CB-083-2020](#)

Draft 1

AN ORDINANCE CONCERNING FLY ASH LANDFILLS for the purpose of prohibiting fly ash landfills in Prince George's County.

Sponsor(s): Franklin

Attachment(s): [B2020083](#)
[CB-083-2020 AIS](#)
[CB-083-2020 Report](#)
[B2020083 \(DR-1\)](#)
[CB-083-2020 Planning Board Votes Letter and Analyses](#)

This Council Bill was presented by Council Member Franklin and referred to the Sitting as the Committee of the Whole

[CB-084-2020](#)

Draft 1

AN ACT CONCERNING WATER REQUIREMENTS FOR DEVELOPMENT IN FLOODPLAINS for the purpose of amending the water requirements for development in floodplains to include studies conducted by an independent third party and generally relating to requirements for development in floodplains.

Sponsor(s): Anderson-Walker, Ivey and Dernoga

Attachment(s): [B2020084](#)
[CB-084-2020 AIS](#)

This Council Bill was presented by Council Members Anderson-Walker, Ivey and Dernoga and referred to the Sitting as the Committee of the Whole

[CB-085-2020](#)

Draft 1

AN ORDINANCE CONCERNING INDUSTRIAL REDEVELOPMENT COMMUNITY for the purpose of defining Industrial Redevelopment Community in the Zoning Ordinance and permitting the use in the I-2 (Heavy Industrial) Zone of Prince George's County, subject to certain specified criteria.

Sponsor(s): Hawkins

Attachment(s): [B2020085](#)
[CB-085-2020 AIS](#)
[CB-085-2020 Planning Board Votes Letter and Analyses](#)

This Council Bill was removed from Consent Agenda

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA[CB-085-2020](#)

Draft 1

AN ORDINANCE CONCERNING INDUSTRIAL REDEVELOPMENT

COMMUNITY for the purpose of defining Industrial Redevelopment Community in the Zoning Ordinance and permitting the use in the I-2 (Heavy Industrial) Zone of Prince George's County, subject to certain specified criteria.

Sponsor(s): Hawkins

Attachment(s): [B2020085](#)

[CB-085-2020 AIS](#)

[CB-085-2020 Planning Board Votes Letter and Analyses](#)

A motion was made by Vice Chair Hawkins, seconded by Council Member Dernoga, that Council Member Dernoga be removed as a proposer of CB-85-2020. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

This Council Bill was presented by Council Member Hawkins and referred to the Sitting as the Committee of the Whole.

[Consent27-20](#)

Draft 1

MOTION TO ADOPT CONSENT AGENDA

A motion was made by Council Member Davis, seconded by Council Member Streeter, that this Consent Agenda be adopted. The motion carried by the following vote:

Aye 10 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey and Streeter

Absent Taveras

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

NO ITEMS WERE CONSIDERED

4. SECOND READING OF BILLS – (INTRODUCTION)**[CB-038-2020](#)**

Draft 2

AN ORDINANCE CONCERNING R-R AND R-T ZONES for the purpose of permitting athletic fields in the R-R (Rural Residential) and R-T (Townhouse) Zones of Prince George's County, subject to certain circumstances.

Sponsor(s): Davis, Streeter, Harrison, Anderson-Walker and Franklin

Attachment(s): [B2020038](#)
[CB-038-2020 AIS](#)
[CB-038-2020 Report](#)

This bill amends the Zoning Ordinance residential use table to permit outdoor athletic fields in the R-T Zones of the County, provided that the use meets certain prior development approval criteria, includes certain design criteria, and is ultimately dedicated, as specified, to the Maryland-National Capital Park and Planning Commission upon completion.

This Council Bill was introduced by Council Members Davis, Streeter, Harrison, Anderson-Walker and Franklin

[CB-053-2020](#)

Draft 2

AN ACT CONCERNING LANDLORD-TENANT CODE AIR CONDITIONING for the purpose of providing that the Landlord-Tenant Code require that any equipment provided by a landlord shall be properly installed, connected and maintained; providing that air conditioning equipment shall be able to generate temperatures at a certain level; exempting certain properties from the requirement; providing that a tenant may opt out of the requirement to receive air conditioning; providing for temporary exemption from the requirement under certain circumstances and generally relating to air conditioning equipment provided by the landlord.

Sponsor(s): Taveras, Glaros, Turner, Ivey, Streeter, Anderson-Walker, Davis, Franklin, Hawkins, Dernoga and Harrison

Attachment(s): [CB-053-2020 AIS](#)
[CB-053-2020 Report](#)
[B2020053 \(DR-2\)](#)

The Prince George's County Code does not currently require a landlord to supply and maintain provided air conditioning equipment in a safe and good working condition. Therefore, this bill requires that a landlord provide equipment that will cool an inside temperature to eighty degrees Fahrenheit (80o F) or less between the dates of June 1 and September 30 each year. The bill also exempts single family and historic properties. It allows tenants to opt out of the requirement under certain circumstances. It also allows the

Department of Permitting, Inspection, and Enforcement to temporarily exempt certain buildings from the requirement when a qualifying building is awaiting redevelopment.

This Council Bill was introduced by Council Members Taveras, Glaros, Turner, Ivey, Streeter, Anderson-Walker, Davis, Franklin, Hawkins, Dernoga and Harrison

[CB-057-2020](#)

Draft 1

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, 2021.

Sponsor(s): Turner, Ivey, Streeter, Anderson-Walker, Harrison, Dernoga, Taveras and Glaros

Attachment(s): [B2020057](#)
[CB-057-2020 AIS](#)
[CB-057-2020 Report](#)

This legislation will establish the homestead property tax credit for the County property tax for the taxable year beginning July 1, 2021, as required by State law. Based on current Consumer Price Index (CPI) trends, the Homestead Property Tax Credit needs to be set at 101% for the taxable year beginning July 1, 2021. The Homestead Property Tax Credit was created to limit taxable assessment increases on a property owner's principal residence.

This Council Bill was introduced by Council Members Turner, Ivey, Streeter, Anderson-Walker, Harrison, Dernoga and Taveras

[CB-058-2020](#)

Draft 1

AN ACT CONCERNING REGULAR COUNTY HOLIDAYS - JUNETEENTH DAY for the purpose of recognizing the end of slavery and to celebrate the history, culture and accomplishments of African Americans in Prince George's County, Maryland, and across the nation by establishing June 19th as Juneteenth Day to be observed as a regular County holiday in Prince George's County, Maryland.

Sponsor(s): Turner, Streeter, Ivey, Anderson-Walker, Harrison, Franklin, Hawkins, Dernoga, Glaros, Taveras and Davis

Attachment(s): [B2020058](#)
[CB-058-2020 AIS](#)
[CB-058-2020 Report](#)

This Council Bill was introduced by Council Members Turner, Streeter, Ivey, Anderson-Walker, Harrison, Franklin, Hawkins, Dernoga, Glaros, Taveras and Davis

5. PUBLIC HEARING RESOLUTION: - (VIRTUAL HEARING)[CR-097-2020](#)

Draft 1

A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM COVID ROUND 2 FUNDING APPLICATION for the purpose of supporting the application submitted by Prince George’s County, through its Department of Housing and Community Development for funding in the amount of two million, six hundred seventy two thousand, seven hundred twenty-five dollars (\$2,672,725.00) from the State of Maryland Community Development Block Grant (“CDBG”) Program COVID Round 2 Funding (“COVID Round 2 Funding”) and authorizing the County Executive to execute certain documents required for the submission of the application.

Sponsor(s): Turner, Taveras, Ivey, Streeter, Glaros, Harrison, Davis, Franklin, Dernoga and Anderson-Walker

Attachment(s): [R2020097](#)
[CR-97-2020 Attachment](#)
[CR-097-2020 AIS](#)
[CR-097-2020 Report](#)

Pursuant to proper notice, the public hearing convened on this CR-097-2020. Sign language interpreters and Spanish interpreter were present and closed captioning available. Shahid Awel signed up to speak but was not in attendance. William Orleans signed up to speak. All persons wishing to speak having done so, the public hearing was declared held. The public hearing concluded at 10:35 a.m.

This public hearing was held.

RECESS

THE MEETING WAS RECESSED AT 10:38 A.M.

A motion was made by Council Member Davis, seconded by Council Member Harrison, that the meeting be recessed. The motion carried unanimously.

11:00 A.M. - COUNTY COUNCIL SITTING AS THE BOARD OF HEALTH - (VIRTUAL MEETING)

(SEE SEPARATE MINUTES)

1:00 P.M. - COMMITTEE OF THE WHOLE - (VIRTUAL MEETING)

(SEE SEPARATE MINUTES)

RECONVENE

THE MEETING RECONVENED AT 3:32 P.M.

6. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**[CR-086-2020](#)**

Draft 1

A RESOLUTION CONCERNING FISCAL YEAR 2021 ANNUAL TRANSPORTATION PLAN FOR MARYLAND PUBLIC TRANSPORTATION PROGRAMS AND AMERICANS WITH DISABILITIES ACT PROGRAM

for the purpose of authorizing the Director of the Prince George's County Department of Public Works and Transportation to file grant funding applications for Fiscal Year 2021 with the Maryland Transit Administration of the Maryland Department of Transportation under the Annual Transportation Plan (ATP), Maryland's Public Transportation Programs (PTP), the American with Disabilities Act (ADA) Program and the Federal Transit Administration (FTA) under the Low or No Emission Vehicle Program (Low-No);

Sponsor(s): Turner, Anderson-Walker, Ivey, Glaros, Taveras, Hawkins, Dernoga, Harrison, Streeter and Davis

Attachment(s): [R2020086](#)
[CR-086-2020 AIS](#)
[CR-086-2020 Report](#)

J. Kenneth Battle, Director of the Transportation, Infrastructure, Energy and Environment Committee (TIEE) provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Harrison, seconded by Council Member Streeter, that this Resolution be adopted. The motion carried by

the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin,
 Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

[CR-097-2020](#)

Draft 1

A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM COVID ROUND 2

FUNDING APPLICATION for the purpose of supporting the application submitted by Prince George's County, through its Department of Housing and Community Development for funding in the amount of two million, six hundred seventy two thousand, seven hundred twenty-five dollars (\$2,672,725.00) from the State of Maryland Community Development Block Grant ("CDBG") Program COVID Round 2 Funding ("COVID Round 2 Funding") and authorizing the County Executive to execute certain documents required for the submission of the application.

Sponsor(s): Turner, Taveras, Ivey, Streeter, Glaros, Harrison, Davis, Franklin, Dernoga and Anderson-Walker

Attachment(s): [R2020097](#)
[CR-97-2020 Attachment](#)
[CR-097-2020 AIS](#)
[CR-097-2020 Report](#)

Jackie Brown, Director of the Planning, Housing and Economic Development Committee (PHED) provided a verbal report of the actions and recommendations of the Committee of the Whole.

A motion was made by Council Member Davis, seconded by Council Member Taveras, that Draft 2 of this Resolution be substituted in lieu of Draft 1. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin,
 Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

A motion was made by Council Member Davis, seconded by Council Member Streeter, that CR-097-2020 Draft 2 be adopted. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin,
 Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

ADJOURN

THE MEETING ADJOURNED AT 3:47 P.M.

A motion was made by Council Member Dernoga, seconded by Council Member Taveras, that the meeting be adjourned. The motion carried unanimously.

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

Prepared by:

Theresa D. Myers, Legislative Assistant

Submitted by:

Donna J. Brown, Clerk of the Council