

ACTION MINUTES
~~ACTION AGENDA~~

Monday, November 1, 2004

(Legislative Day No. 37 to be declared)

Business Meeting

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

AGENDA BRIEFING – (ROOM 2027) -- BRIEFING HELD

CALL TO ORDER – *Chairman Knotts called to order at 10:25 with the following Council Members present:*

*Marilynn M. Bland
Samuel H. Dean
Thomas E. Dernoga
Camille A. Exum
Tony Knotts
David C. Harrington
Council District 2*

*Absent: Thomas R. Hendershot (surgery)
Douglas J. J. Peters (death of father)*

*Others Present:
Barbara L. Holtz, Council Administrator
Craig S. Price, Deputy Council Administrator
Robert Williams, Jr., Associate Council Administrator
Ralph Grutzmacher, Legislative Officer
Carmen Jackson-Brown, Associate County Attorney
Kimberly Shearin-Cotton, Associate County Attorney
Kathy Canning, Associate County Attorney
Aisha Braveboy, County Council Liaison, Office of the County Executive
Marjorie Forleh, Office of the County Executive
Sandra Eubanks, Committee Director, HEHS & THE
Frank Porter, Committee Director, PSFM*

INVOCATION: *Invocation was led by Ms. Sylvia Taylor, County Employee. Chairman Knotts requested Special Intentions for Council Member Henderson as he goes to Surgery today and for Council Member Peters in the death of his father.*

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

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DESIGNATION OF NOVEMBER 1, 2004 AS LEGISLATIVE DAY NO. 37

Chairman Knotts designated November 1, 2004 as Legislative Day ~~No. 37~~number thirty-seven.

****** Council Member Dernoga moved to accept ~~the additional items to the agendas package;~~
seconded by Council Member Dean. ~~The m~~Motion carried by voice vote (Council District 2-
vacant).

~~Council Member Harrington moved to adopt the Consent Agenda; seconded by Council~~
~~Member Dernoga. Motion carried by voice vote.~~

CONSENT AGENDA

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.

Introduction of Resolutions

CR-71-2004 – A RESOLUTION CONCERNING SWIMMING POOL AND SWIMMING POOL OPERATOR FEES for the purpose of revising a schedule of fees for public swimming pool operators. ~~—~~INTRODUCED

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Council Resolution 71 ~~—~~was proposed by the Chairman at the request of the County Executive ~~—~~
~~Council Resolution 71~~ relates to the establishment of certain public swimming pool operator fees charged by the Health Department. Council Resolution 71 was introduced ~~by Council~~
Council Member Dernoga and referred to Health, Education and Human Services (HEHS) Committee.

CR-72-2004 – A RESOLUTION CONCERNING SCHEDULE OF FEES for the purpose of adding certain fees in the County Onsite Sewage Disposal Regulations. ~~—~~INTRODUCED

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Council Resolution 72 ~~—~~was proposed by the Chairman at the request of the County Executive ~~—~~
~~Council Resolution 72~~ relates to the establishment of new fees for certain plat and plan reviews involving on-site sewage disposal systems as charged by the Health Department. Council Resolution 72 was introduced by Council Member Knotts and referred to Health, Education and Human Services (HEHS) Committee.

CR-73-2004 – A RESOLUTION CONCERNING STATE OF MARYLAND NEIGHBORHOOD PARTNERSHIP PROGRAM for the purpose of approving the project submitted by the Housing Initiative Partnership, Inc., (HIP), to the Maryland Department of Housing and Community Development for participation in the Neighborhood Partnership Program. ~~—~~INTRODUCED

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Council Resolution 73 ~~—~~was proposed by the Chairman at the request of the County Executive ~~—~~
~~Council Resolution 73~~ serves the purpose of approving the project submitted by the Housing

Initiative Partnership, Inc. (HIP) to the State of Maryland Department of Housing and Community Development for participation in the Neighborhood Partnership Program. Council Resolution 73 was introduced by Council Members Harrington, Dernoga and Exum ~~and AN~~. ~~Council Resolution 73 was~~ referred to Transportation, Housing and the Environment (THE) Committee.

CONSENT AGENDA (Introduction of Resolutions) – (CONTINUED)

CR-74-2004 – A RESOLUTION CONCERNING LOANS TO INTERNOSIS, INC. (INTERNOSIS”) 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 \$200,000 to Internosis from MEDAF and authorizing a loan by the County to Internosis not to exceed \$20,000 to acquire a leasehold and leasehold improvements and equipment in the County. ~~–~~ **INTRODUCED**

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~~Council Resolution 74~~ ~~was~~ proposed by the Chairman at the request of the County Executive ~~–~~ ~~County Resolution 74~~ ~~en~~ endorses the loan to be provided from the Maryland Economic Development Assistance Fund to Internosis, Inc., and ~~to~~ authorizes a County loan to Internosis, Inc. ~~Council Resolution 74 was~~ introduced by Council Members Dernoga and Dean ~~and~~. ~~Council Resolution 74 was~~ referred to Public Safety and Fiscal Management Committee.

****** Council Member Harrington moved to adopt the Consent Agenda; seconded by Council Member Dernoga. The motion carried by voice vote (Council District 2-vacant).

CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

~~No~~ items were considered.

PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER’S REPORT

~~No~~ items were considered.

SECOND READING OF BILLS – (INTRODUCTION)

CB-84-2004 (DR-2) - AN ACT CONCERNING SOLID WASTE for the purpose of establishing a Solid Waste Advisory Commission and setting forth its duties and responsibilities.

~~.-~~ **AMENDED; DR-3 INTRODUCED**

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Council Member Harrington, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 84 establishes a Solid Waste Advisory Commission and setting forth its duties and responsibilities. Council Bill 84 was favorably reported out of the Transportation, Housing and the Environment Committee on October 28, 2004 with amendments. Council Member Exum moved amendment number 1; seconded by Council Member Dernoga. The Motion carried 6-0 (Absent: Council Members Hendershot and Peters; Council District 2-vacant). Council Bill 84, Draft 3 was introduced by Council Members Harrington, Dernoga, Exum, Bland and Knotts. Council Bill 84 was favorably reported out of THE on 10/28/2004 with amendment. Council Member Exum moved amendment number 1; seconded by Council Member Dernoga. Motion carried 6-0 (Absent: Council Members Hendershot and Peters; Council District 2-vacant.)

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

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CB-87-2004 (DR-2) – AN ACT CONCERNING BUILDING CODE for the purpose of amending the Prince George's County Building ordinance, adopting certain amendments to the 2000 Edition of the International Building Code and the International Residential Code for One and Two Family Dwellings, amending sections of the Grading, Drainage and Pollution Control ordinance and generally related to grading, drainage and building standards. ~~.-~~ **INTRODUCED**

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Council Member Harrington, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 87 amends the Building Code, adopting certain amendments to the 2000 International Building Code and the International Residential Code for 1 and 2 Dwellings and amending sections of Building Code pertaining to the Grading, Drainage and Pollution Control Ordinance. Council Bill 87 was favorably reported out of the Transportation, Housing and the Environment Committee on October 28, 2004 with amendments. Council Bill 87, Draft 2 was introduced by Council Members Knotts and Dernoga. Council Bill 87 was favorably reported out of THE on 10/28/2004 with amendments.

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CB-93-2004 (DR-2) – AN ACT CONCERNING BOARD OF REGISTRATION FOR BUILDING CONTRACTORS for the purpose of amending the provisions of the County Code relating to the Board of Registration for Building Contractors. ~~.-~~

AMENDED; DR-3 INTRODUCED

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Council Member Harrington, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 93 amends the provisions of the County Code relating to the Board of Registration for Building Contractors. Council Bill 93 was favorably reported out of the Transportation, Housing and the Environment Committee on October 28, 2004 with amendments. Council Member Harrington moved amendment number 1; seconded by Council Member Dean. The

~~motion carried 6-0. (Absent: Council Member Hendershot and Peters; Council District 2-vacant). Council Bill 93, Draft 3 was introduced by Council Members Harrington, Dernoga, Dean, Exum and Knotts. Council Bill 93 was favorably reported out of THE on 10/28/2004 with amendments. Council Member Harrington moved amendment number 1; seconded by Council Member Dean. Motion carried 6-0. (Absent: Council Member Hendershot and Peters; Council District 2-vacant.)~~

CB-94-2004 – AN ACT CONCERNING BUILDING PERMITS – SUB-SURFACE WATER CONDITIONS for the purpose of requiring the submission of data concerning the presence of sub-surface water for proposed residential construction with a basement. ~~–~~ **INTRODUCED**

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Council Member Harrington, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 94 requires the submission of data concerning the presence of sub-surface water for proposed residential construction with a basement. Council 94 was favorably reported out of the Transportation, Housing and the Environment Committee on October 28, 2004. Council Bill 94 was introduced by Council Members Harrington, Knotts, Dernoga, Dean, Exum and Bland. Council 94 was favorably reported out of THE on 10/28/2004.

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

CB-96-2004 (DR-2) – AN ACT CONCERNING TOWING REGULATIONS for the purpose of amending provisions of the Code relating to towing regulations and establishing penalties, amending the hours for a property owner to initiate the towing of a vehicle from private property under certain circumstances and establishing the fees to be charged for private property tow services. ~~–~~ **INTRODUCED**

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Council Member Harrington, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 96 amends provisions of the Code relating to towing regulations and establishing penalties, amendsing the hours for a property owner to initiate the towing of a vehicle from private property under certain circumstances and establishesing the fees to be charged for private property tow services. Council Bill 96 was favorably reported out of the Transportation, Housing and the Environment Committee on October 21, 2004 with amendments. Council Bill 96, Draft 2 was introduced by Council Members Exum, Harrington, Dernoga, Dean, Bland and Knotts. Council Bill 96 was favorably reported out of THE on 10/21/2004 with amendments.

CB-101-2004 – AN ACT CONCERNING BUILDING PERMIT FEES for the purpose of exempting the Board of Education from the payment of building permit fees in all circumstances. ~~–~~ **INTRODUCED**

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Council Member Harrington, as Chair of the Transportation, Housing and the Environment

~~Committee~~ *Committee* provided a verbal report of the actions and recommendations of the Committee. Council Bill 101 exempts the Board of Education from the payment of building permit fees in all circumstances. *Council Bill 101 was favorably reported out of the Transportation, Housing and the Environment Committee on October 28, 2004.* Council Bill 101 was introduced by Council Members Dean, Harrington and Exum. ~~Council Bill 101 was favorably reported out of THE on 10/28/2004.~~

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CB-44-2004 (DR-2) – AN ACT CONCERNING FEES for the purpose of increasing certain fees for services, permits and licenses rendered by the Health Department's Division of Environmental Health. ~~–~~ **INTRODUCED**

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Council Member Exum, as Chair of the Health, Education and Human Services Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 44 increases certain fees for services, permits and licenses rendered by the Health Department's Division of Environmental Health. *Council Bill 44 was favorably reported out of the Health, Education and Human Services Committee on October 27, 2004 with amendments.* Council Bill 44 was introduced by Council Members Dernoga, Exum and Bland. ~~Council Bill 44 was favorably reported out of HEHS on 10/27/2004 with amendments.~~

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

CB-85-2004 – AN ACT CONCERNING ANIMAL LICENSING FEE EXEMPTIONS AND REQUIREMENTS FOR RABIES VACCINATION CERTIFICATES for the purpose of exempting licensing fees for certain individuals and adding a provision related to rabies vaccination reporting by veterinarians. ~~–~~ **INTRODUCED**

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Council Member Exum, as Chair of the Health, Education and Human Services Committee ~~provided,~~ *provided* a verbal report of the actions and recommendations of the Committee. Council Bill 85 exempts the licensing fees for certain individuals and adding a provision related to rabies vaccination reporting by veterinarians. *Council Bill 85 was favorably reported out of the Health, Education and Human Services Committee on October 27, 2004.* Council Bill 85 was introduced by Council Members Dernoga, Dean, Exum, Bland and Knotts. ~~Council Bill 85 was favorably reported out of HEHS on 10/27/2004.~~

CB-29-2004 – AN ACT CONCERNING VICIOUS ANIMALS for the purpose of amending the provisions pertaining to potentially dangerous dogs, providing criminal penalties for violations, and repealing breed-specific prohibitions concerning pit bull terriers. ~~–~~ **REMOVED FROM THE AGENDA**

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(Presented and referred to HEHS on 4/27/2004; held in HEHS on 6/15/2004; There has been no committee recommendation)

Chairman announced that Council Bill 29 had been removed from the agenda.

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CB-43-2004 (DR-2) – AN ORDINANCE CONCERNING CONVEYANCE OF LAND TO THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION for the purpose of providing that property conveyed to the Maryland-National Capital Park and Planning Commission shall be placed in the R-O-S Zone. **– INTRODUCED; EXPEDITED**

Council Member Dernoga, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 43 provides that property conveyed to the Maryland-National Capital Park and Planning Commission shall be placed in the R-O-S Zone. *Council Bill 43 was favorably reported out of Planning, Zoning and Economic Development Committee on October 20, 2004 with amendments.* Council Bill 43, Draft 2 -was introduced by Council Members Exum, Harrington, Dernoga, Dean and Knotts. *Council Bill 43 was favorably reported out of PZED on 10/20/2004 with amendments.* The Chairman directed the Clerk to expedite scheduling of Council Bill 43, Draft 2.

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

CB-71-2004 – AN ORDINANCE CONCERNING DEVELOPMENT DISTRICT OVERLAY ZONE for the purpose of allowing Development District Standards of a Development District Overlay Zone to permit uses prohibited in the underlying zone. **– INTRODUCED; EXPEDITED**

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Council Member Dernoga, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 71 allows Development District Standards of a Development District Overlay Zone to permit uses prohibited in the underlying zone. Council Bill 71 was *favorably reported out of the Planning Zoning and Economic Development Committee on October 26, 2004.* Council Bill 74 was introduced by Council Member Knott, *s and was favorably reported out of PZED on 10/26/2004.* The Chairman directed the Clerk to expedite scheduling of Council Bill 71.

CB-72-2004 (DR-2) – AN ORDINANCE CONCERNING C-S-C AND C-M ZONES for the purpose of permitting a Commercial Revitalization use within the C-S-C and C-M Zones, and setting standards and requirements for the use. **– INTRODUCED; EXPEDITED**

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Council Member Dernoga, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 72 permits a Commercial Revitalization use within the C-S-C and C-M Zones, and ~~to set~~ standards and requirements for the use. Council Bill 72 was *favorably reported out of the Planning, Zoning and Economic Development Committee on October 26, 2004 with amendments.* Council Bill 72, Draft 2 was introduced by Council Member Knotts. *And was favorably reported out of PZED on 10/26/2004 with amendments.* The Chairman directed the

Clerk to expedite scheduling of Council Bill 72, Draft 2.

CB-90-2004 (DR-2) – AN ORDINANCE CONCERNING R-E ZONE for the purpose of permitting elderly housing in the R-E Zone subject to certain requirements. - **INTRODUCED; EXPEDITED**

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Council Member Dernoga, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 90 permits elderly housing in the R-E Zone under certain circumstances. Council Bill 90 was favorably reported out of the Planning, Zoning and Economic Development Committee on October 26, 2004, with amendments. Council Bill 90 was introduced by Council Member Knotts, and was favorably reported out of PZED on 10/26/2004. The Chairman directed the Clerk to expedite scheduling of Council Bill 90, Draft 272.

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

CB-92-2004 – AN ORDINANCE CONCERNING I-3 ZONE for the purpose of permitting additional industrial uses and modifying development regulations in the I-3 Zone under certain circumstances. - **AMENDED; DR-2 INTRODUCED; EXPEDITED**

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Council Member Dernoga, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 92 permits additional industrial uses and modifying development regulations in the I-3 Zone under certain circumstances. Council Bill 92 was favorably reported out of the Planning, Zoning and Economic Development Committee on October 20, 2004. Council Member Dernoga moved amendment number 1; seconded by Council Member Harrington. The motion carried 6-0 (Absent: Council Members Hendershot and Peters; Council District 2-vacant). Council Bill 92, Draft 2 was introduced by Council Members Dernoga, Harrington, Dean and Exum. Council Bill 92 was favorably reported out of PZED on 10/20/2004. Council Member Dernoga moved amendment number 1; seconded by Council Member Harrington. Motion carried 6-0 (Absent: Council Members Hendershot and Peters; Council District 2-vacant.) The Chairman directed the Clerk to expedite scheduling of Council Bill 92, Draft 2.

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CB-100-2004 (DR-2) – AN ORDINANCE CONCERNING RURAL TIER for the purpose of developing new development standards and procedures for the Rural Tier including the establishment and imposition of temporary zoning regulations restricting development in the Rural Tier established by the Approved General Plan for a period of time to expire on August 1, 2005. This Ordinance provides for an annual allocation of building permits, establishes interim guidelines for residential development, and it requires site plan approval as a prerequisite for the issuance of permits. - **DEFERRED TO NEXT LEGISLATIVE SESSION**

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Chairman Knotts announced that Council Bill 100, Draft 2 would be deferred to the next Legislative Session. Note: A new legislative reference number would be assigned to the measure.

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CB-109-2004 (DR-2) – AN ORDINANCE CONCERNING R-18 ZONE for the purpose of modifying the lot coverage and building height requirements in the R-18 Zone, permitting multifamily dwellings in the R-18 Zone and exempting certain multifamily dwellings in the R-18 Zone from bedroom percentage requirements under certain circumstances. ~~–~~ **INTRODUCED; EXPEDITED**

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Council Member Dernoga, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 109 modifies the lot coverage and building height requirements in the R-18 Zone, permitting multifamily dwellings in the R-18 Zone, and exempting certain multifamily dwellings in the R-18 Zone from bedroom percentage requirements under certain circumstances. *Council Bill 109 was favorably reported out of the Planning, Zoning and Economic Development Committee on October 26, 2004 with amendments.* Council Bill 109, Draft 2 was introduced by Council Members Exum and Dean. ~~Council Bill 109 was favorably reported out of PZED on 10/26/2004 with amendments.~~ The Chairman directed the Clerk to expedite scheduling of Council Bill 109, Draft 2.

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

CB-110-2004 (DR-2) – AN ORDINANCE CONCERNING R-R ZONE for the purpose of permitting assisted living facilities under certain circumstances. ~~–~~ **INTRODUCED; EXPEDITED**

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Council Member Dernoga, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 110 permits assisted living facilities in the R-R Zone under certain circumstances. *Council Bill 110 was favorably reported out of the Planning, Zoning and Economic Development Committee on October 20, 2004 with amendments.* Council Bill 110, Draft 2 was introduced by Council Members Dean, Harrington and Exum. ~~Council Bill 110 was favorably reported out of PZED on 10/20/2004 with amendments.~~ The Chairman directed the Clerk to expedite scheduling of Council Bill 110, Draft 2.

CB-111-2004 (DR-2) – AN ORDINANCE CONCERNING I-2 ZONE for the purpose of clarifying that asphalt mixtures are asphalt mixing plants and permitting asphalt mixing plants and concrete batching or cement mixing plants in the I-2 Zone without the requirement for a special exception under certain circumstances. ~~–~~ **INTRODUCED; EXPEDITED**

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Council Member Dernoga, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the Committee.

Council Bill 111 clarifies that asphalt mixtures are asphalt mixing plants and permitting asphalt mixing plants and concrete batching or cement mixing plants in the I-2 Zone without the requirement for a special exception under certain circumstances. Council Bill 111 was favorably reported out of the Planning, Zoning and Economic Development Committee on October 26, 2004 with amendments. Council Bill 111, Draft 2 was introduced by Council Members Harrington, Dean and Exum. ~~Council Bill 111 was favorably reported out of PZED on 10/26/2004 with amendments.~~ The Chairman directed the Clerk to expedite scheduling of Council Bill 111, Draft 2.

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CB-112-2004 – AN ORDINANCE CONCERNING R-18 ZONE for the purpose of permitting townhouses in the R-18 Zone under certain circumstances. -▲
INTRODUCED; EXPEDITED

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Council Member Dernoga, as Chair of the Planning, Zoning and Economic Development ~~Committee~~ Committee, provided a verbal report of the actions and recommendations of the Committee. Council Bill 112 permits townhouses in the R-18 Zone under certain circumstances. Council Bill 112 was favorably reported out of the Planning, Zoning and Economic Development Committee on October 26, 2004 Council Bill 112 was introduced by Council Members Harrington, Dernoga, Dean and Exum. ~~Council Bill 112 was favorably reported out of PZED on 10/26/2004.~~ The Chairman directed the Clerk to expedite scheduling of Council Bill 112.

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

CB-79-2004 (DR-2) – AN ACT CONCERNING HIGH TECHNOLOGY FACILITIES – TAX CREDIT for the purpose of repealing Section 2 of Chapter 28, 2001 Laws of Prince George's County, Maryland, concerning the sunset provision relating to a property tax credit for certain manufacturing, fabrication, assembling, or research and development facilities. -▲
INTRODUCED

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Frank Porter, Public Safety and Fiscal Management PSFM Committee ~~Committee~~ Director, provided a verbal report of the actions and recommendations of the Committee. Council Bill 79 repeals Section 2 of Chapter 28, 2001 Laws of Prince George's County, Maryland, concerning the sunset provision relating to a property tax credit for certain manufacturing, fabrication, assembling, or research and development facilities. Council Bill 70 was favorably reported out of the Public Safety and Fiscal Management Committee on October 27, 2004 with amendments. Council Bill 79, Draft 2 was introduced by Council Members Knotts, Dean and Dernoga. ~~Council Bill 70 was favorably reported out of PSFM on 10/27/2004 with amendments.~~

CB-82-2004 – AN ACT CONCERNING IMPOUNDMENT OF MOTOR VEHICLES FROM PRIVATE PROPERTY for the purpose of requiring that photographs be taken whenever a motor vehicle is impounded from private property under certain circumstances. -▲
INTRODUCED

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Frank Porter, Public Safety and Fiscal Management PSFM Committee Director, provided a verbal report of the actions and recommendations of the Committee. Council Bill 82 requires that photographs be taken whenever a motor vehicle is impounded from private property under certain circumstances. Council Bill 82 was favorably reported out of the Public Safety and Fiscal Management Committee on October 27, 2004. Council Bill 82 was introduced by Council Members Dean, Exum and Bland. ~~Council Bill 82 was favorably reported out of PSFM on 10/27/2004.~~

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CB-83-2004 (DR-2) – AN ACT CONCERNING COURT SYSTEM – PRINCE GEORGE’S COUNTY CRIMINAL JUSTICE COORDINATING COUNCIL for the purpose of establishing the Prince George’s County Criminal Justice Coordinating Council; providing for the purpose, membership, duties, quorum, and frequency of meetings of the Criminal Justice Coordinating Council; providing that the function of the Criminal Justice Coordinating Council is advisory, establishing reporting requirements; and generally relating to the Prince George’s County Criminal Justice Coordinating Council. ~~—INTRODUCED~~

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Frank Porter, Public Safety and Fiscal Management PSFM Committee Director, provided a verbal report of the actions and recommendations of the Committee. Council Bill 83 establishes the Criminal Justice Coordinating Council; providing for the purpose, membership, duties, quorum, and frequency of meetings, providing that the function is advisory; establishing reporting requirements; and generally relating to the Prince George’s County Criminal Justice Coordinating Council. Council Bill 83 was favorably reported out of the Public Safety and Fiscal Management Committee on October 27, 2004 with amendments. Council Bill 82, Draft 2 was introduced by Council Members Dean and Knotts. ~~Council Bill 83 was favorably reported out of PSFM on 10/27/2004 with amendments.~~

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

CB-104-2004 (DR-2) – AN ACT CONCERNING OFF-ROAD VEHICLES for the purpose of amending provisions of the County Code relating to Off-the-Road Motorcycles; defining Off-Road Vehicles and requiring such vehicles to be registered with the County; and imposing restrictions and penalties on the operation of Off-Road Vehicles. ~~—INTRODUCED~~

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Frank Porter, Public Safety and Fiscal Management PSFM Committee Director, provided a verbal report of the actions and recommendations of the Committee. Council Bill 104 amends provisions of the County Code relating to Off-the-Road Motorcycles, defining Off-Road Vehicles and requiring such vehicles to be registered with the County, imposing restrictions and penalties on the operation of Off-Road Vehicles. Council Bill 104 was favorably reported out of the Public Safety and Fiscal Management Committee on October 27, 2004 with amendments. Council Bill 104, Draft 2 was introduced by Council Members Dernoga, Harrington, Dean, Exum, Bland and Knotts. ~~Council Bill 104 was favorably reported out of PSFM on 10/27/2004 with amendments.~~

CB-105-2004 – AN ACT CONCERNING INCOME TAX REFUND ANTICIPATION LOAN BUSINESSES for the purpose of providing for the licensing of businesses that advance

money in anticipation of receiving income tax refunds, providing standards for operation, and providing penalties for violations. -

REMOVED FROM THE AGENDA

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(Presented and referred to PSFM on 10/5/2004. There has been no committee recommendation).

Chairman Knotts announced that Council Bill 105 had been removed from the agenda.

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CB-106-2004 – AN ACT CONCERNING THE ISSUANCE AND SALE OF SPECIAL OBLIGATION BONDS

for the purpose of providing that one or more series of special obligation bonds may be issued from time to time under the provisions of this Act, Article 41, Sections 14-201 through 14-214 of the Annotated Code of Maryland, as amended (2003 Replacement Volume) (the “Tax Increment Act”), and Resolution No. 63-2004 of the County Council of Prince George’s County, Maryland (the “Formation Resolution”) in an amount not to exceed the aggregate principal amount of Fourteen Million Dollars (\$14,000,000) in order for the County to finance the construction of the parking improvements and infrastructure improvements as more particularly described herein; making certain findings and determinations, among others, concerning the public benefit and purpose of such special obligation bonds; providing that such special obligation bonds authorized to be issued hereby shall be payable, from the amounts levied and deposited in the Tax Increment Fund (as defined in the Formation Resolution) and any other tax revenues deposited therein and that the special obligation bonds shall not constitute a general obligation debt of the County or a pledge of the County’s full faith and credit or taxing power other than the taxes representing the levy on the Tax Increment (as defined in the Formation Resolution); authorizing the County Executive of the County to specify, prescribe, determine, provide for and approve certain details, forms, documents or procedures in connection with such special obligation bonds issued hereunder and any other matters necessary or desirable in connection with the authorization, issuance, sale and payment of such special obligation bonds; authorizing the County Executive to take certain actions, to execute documents and make certain commitments on behalf of the County in connection with the issuance, sale and delivery of such special obligation bonds; authorizing the execution and delivery of such special obligation bonds and such other documents as may be necessary and desirable to effectuate the financing of the infrastructure improvements and the issuance, sale and delivery of such special obligation bonds; and generally providing for, and determining various matters in connection with, the issuance, sale, delivery and payment of such special obligation bonds. -

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(Presented and referred to PSFM on 10/5/2004. There has been no committee recommendation).

Chairman Knotts announced that Council Bill 106 had been removed from the agenda.

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CB-114-2004 – AN ORDINANCE CONCERNING C-M ZONE for the purpose of requiring Detailed Site Plan review for car washes in the C-M Zone. -

INTRODUCED; EXPEDITED

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Council Bill 114 requires Detailed Site Plan review for car washes in the C-M Zone. Council Bill 114 was introduced by Council Members Harrington, Exum, Dean, and Bland and ~~Council Bill 114 was~~ referred to Planning, Zoning and Economic Development Committee. The Chairman directed the Clerk to expedite scheduling of Council Bill 114.

CB-116-2004 – AN ACT CONCERNING TAX INCREMENT DEVELOPMENT DISTRICT CREATED BY THE CITY OF LAUREL, MARYLAND AND DESIGNATED AS CENTRE AT LAUREL DEVELOPMENT DISTRICT, for the purpose of authorizing the pledge by the County of a portion of its property taxes levied on the tax increment pertaining to a contiguous area located on the northwest corner of Contee Road and Baltimore Washington Boulevard Route 1 in Prince George's County, such area having been designated by the City of Laurel, Maryland as a "development district" - **INTRODUCED**

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Council Bill 116, as proposed by the Chairman at the request of the County Executive, concerns the Tax Increment Development District Created by the City of Laurel, Maryland and Designated as the Centre at Laurel Development District. Council Bill 116 was introduced by Council Members Harrington, Dernoga, Exum and Dean and referred to Public Safety and Fiscal Management (PSFM) Committee.

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CB-117-2004 – AN ACT CONCERNING DISPOSITION OF SURPLUS REAL PROPERTY for the purpose of authorizing the County Executive to dispose of certain surplus real property that is no longer needed for stormwater management purposes and establishing that the price to be paid is the same price paid by the County at the time of acquisition. - **INTRODUCED**

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Council Bill 117, as proposed by Council Member Bland, authorizes the County Executive to dispose of certain surplus real property that is no longer needed for stormwater management purposes and establishes that the price to be paid is the same price paid by the County at the time of acquisition. Council Bill 117 was introduced by Council Members Bland, Dean and Exum and referred to the Public Safety and Fiscal Management Committee.

RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

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CR-60-2004 – A RESOLUTION CONCERNING FEDERAL FUNDING FOR NATIONAL GUARD CHALLENGE PROGRAM for the purpose of expressing the County Council's support of proposed legislation to increase the maximum Federal share of the costs of State programs under the National Guard Challenge Program. - **ADOPTED**

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Frank Porter, *Public Safety and Fiscal Management PSFM* Committee Director, provided a verbal report of the actions and recommendations of the Committee. Council Resolution 60 expresses the County Council's support of proposed legislation to increase the maximum Federal share of the costs of State programs under the National Guard Challenge Program. *Council Resolution 60 was favorably reported out of the Public Safety and Fiscal Management Committee on October 27, 2004. Council Resolution 60 was introduced by Council Member Peters, Harrington, Dernoga, Knotts, Dean, Exum and Bland on 9/28/2004. Council Resolution 60 was favorably reported out of PSFM on 10/27/2004.* Council Member Exum moved adoption of Council Resolution 60; seconded by Council Member Harrington. *The motion carried 6-0 (Absent: Council Members Hendershot and Peters; Council District 2--vacant.)*

ADDITIONS TO THE AGENDA**SECOND READING OF BILLS – (INTRODUCTION) (page 3)**

CB-116-2004 – AN ACT CONCERNING TAX INCREMENT DEVELOPMENT DISTRICT CREATED BY THE CITY OF LAUREL, MARYLAND AND DESIGNATED AS CENTRE AT LAUREL DEVELOPMENT DISTRICT for the purpose of authorizing the pledge by the County of a portion of its property taxes levied on the tax increment pertaining to a contiguous area located on the northwest corner of Contee Road and Baltimore Washington Boulevard Route 1 in Prince George's County, such area having been designated by the City of Laurel, Maryland as a "development district"

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Council Bill 116 was proposed by the Chairman at the request of the County Executive and referred to Public Safety and Fiscal Management (PSFM) Committee. Council Bill 116 concerns the Tax Increment Development District Created by the City of Laurel, Maryland and Designated as the Centre at Laurel Development District. Council Bill 116 was introduced by Council Members Harrington, Dernoga, Exum and Dean.

CB-117-2004 – AN ACT CONCERNING DISPOSITION OF SURPLUS REAL PROPERTY for the purpose of authorizing the County Executive to dispose of certain surplus real property that is no longer needed for stormwater management purposes and establishing that the price to be paid is the same price paid by the County at the time of acquisition.

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Council Bill 117 authorizes the County Executive to dispose of certain surplus real property that is no longer needed for stormwater management purposes and establishing that the price to be

~~paid is the same price paid by the County at the time of acquisition. Council Bill 117 was introduced by Council Members Bland, Dean and Exum. Council Bill 117 was referred to PSFM.~~

DISTRICT COUNCIL ITEM

Chairman Knotts convened as the District Council at 11:26 a.m.

(SEE SEPARATE ACTION AGENDA)

See District Council Minutes dated November 1, 2004.

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REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

*Various towing companies addressed concerns regarding CB-96-2004 (DR-2)
(See Administrative Day File for list~~ing~~ing).*

ADJOURN – Chairman Knotts adjourned *the meeting* at 12:20 p.m.

BRIEFING – (ROOM 2027) -- CANCELLED

**INFORMATION AND DISCUSSION OF DISTRICT COUNCIL ITEMS SCHEDULED
FOR MONDAY, NOVEMBER 8, 2004.**

Prepared By: Submitted By:

Donna J. Brown, Office Manager

Redis C. Floyd, Clerk of the Council

Prepared By: Submitted By:

Shirley T. Blake, Administrative Aide Redis C. Floyd, Clerk of the Council