



Prince George's County Council

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

Meeting Minutes - Draft County Council

Derrick Leon Davis, District 6, Chairman

Mel Franklin, District 9

Dannielle M. Glaros, District 3, Vice Chairwoman

Andrea C. Harrison, District 5

Mary A. Lehman, District 1

Obie Patterson, District 8

Deni L. Taveras, District 2

Karen R. Toles, District 7

Todd M. Turner, District 4

Robert J. Williams, Jr., Council Administrator

Tuesday, October 24, 2017

10:00 AM

Council Hearing Room

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

10:00 A.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

The meeting was called to order by Vice-Chairwoman Glaros at 10:23 a.m. with six members present at roll call. Council Member Franklin arrived at 10:26 a.m. Council Member Toles arrived at 10:38 a.m.

Present: 8 - Vice Chair Dannielle Glaros
Council Member Mel Franklin
Council Member Andrea Harrison
Council Member Mary Lehman
Council Member Obie Patterson
Council Member Deni Taveras
Council Member Karen Toles
Council Member Todd Turner

Absent: Chairman Derrick Davis

Also present:

Robert J. Williams, Jr. Council Administrator

William M. Hunt, Jr., Deputy Council Administrator

Redis C. Floyd, Clerk of the Council

Donna J. Brown, Deputy Clerk of the Council

Nathaniel Tutt, III, County Executive's Office

Lakeecia Allen, Office of Law

Leroy Maddox, Legislative Officer

Jennifer Jenkins, Director, RGA Committee

Howard Stone, Director, PSFM Committee

Maurene Epps McNeil, Chief Zoning Hearing Examiner

Joyce Nichols, Zoning Hearing Examiner

INVOCATION:

The Invocation was provided by Howard Stone, County employee.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Taveras.

DESIGNATION OF OCTOBER 24, 2017 AS LEGISLATIVE DAY NO. 31

Vice-Chairwoman Glaros designated Legislative Day number thirty-one.

1. CONSENT AGENDA

(a) Approval of County Council Minutes

[MIN 10162017](#)

Draft 1

County Council/Board of Health Minutes dated October 16, 2017.

Attachment(s): [10162017 - BOH](#)

These minutes were approved

[MIN 10172017](#)

Draft 1

County Council Minutes dated October 17, 2017.

Attachment(s): [10172017](#)

These minutes were approved

[Consent216](#)**MOTION TO ADOPT CONSENT AGENDA**

Draft 1

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

Aye 7 - Glaros, Franklin, Harrison, Lehman, Patterson, Taveras and Turner
Absent Davis and Toles

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

There were no items considered.

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT[LTR 10242017](#)

Draft 1

Proposed letter to the Honorable Jim Rosapepe, Chair, Prince George's County Senate Delegation and the Honorable Jay Walker, Chair, Prince George's County House Delegation regarding matters for consideration during the 2018 General Assembly Session.

Jennifer Jenkins, Director of the Rules and General Assembly Committee provided a verbal report of the actions and recommendations of the committee. Council Members outlined suggested changes.

A motion was made by Council Member Turner, seconded by Council Member Harrison, that this Agenda Letter be authorized for Chair's signature. The motion carried by the following vote:

Aye 7 - Glaros, Franklin, Harrison, Lehman, Patterson, Taveras and Turner
Absent Davis and Toles

4. PUBLIC HEARING - (COUNCIL HEARING ROOM)[APPT-35](#)

Draft 1

Appointment of the following individual as Director of the Office of Management and Budget for Prince George's County:

Mr. Stanley A. Earley

Thomas Himler, Deputy Chief Administrative Officer for Budget, Finance, and Administration, introduced the nominee to the Council, on behalf of the County Executive, and spoke to his character and credentials. Mr. Early was present and spoke on his own behalf. Allison Ladd spoke in support. Letters of support were entered by The Honorable Muriel Bowser, Mayor of the

*District of Columbia and Christopher P. Morrill, Chief Executive Officer,
Government Finance Officers Association.*

A motion was made by Council Member Lehman, seconded by Council Member Turner, that this Appointment be confirmed. The motion carried by the following vote:

Aye	8 -	Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner
Absent		Davis

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

[CB-048-2017](#)

Draft 2

AN ACT CONCERNING FINANCE AND TAXATION - TAX CREDITS FOR IMPROVEMENTS TO HISTORIC RESOURCES for the purpose of amending certain requirements for tax credits on County real property taxes for improvements to historic resources in Prince George's County.

Sponsor(s): Taveras, Davis, Franklin, Glaros, Harrison, Lehman, Patterson and

Attachment(s): [B2017048](#)
[CB-48-2017 AIS](#)
[CB-48-2017 Report](#)

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

Under discussion, Council Member Turner thanked Council Member Taveras for bringing this legislation forward and clarified its intent.

A motion was made by Council Member Lehman, seconded by Council Member Turner, that this Council Bill be enacted. The motion carried by the following vote:

Aye	8 -	Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner
Absent		Davis

[CB-075-2017](#)

Draft 1

AN ACT CONCERNING CARBON MONOXIDE DETECTORS for Hotels and Motels for the purpose of revising installation requirements for carbon monoxide detectors in hotels and motels.

Sponsor(s): Patterson, Toles and Lehman

Attachment(s): [B2017075](#)
[CB-75-2017 AIS](#)
[CB-75-2017 Report.docx](#)

Pursuant to proper notice, the public hearing was convened. There were no speakers. A letter of support was entered by Amy Rohrer, President and CEO, Maryland Hotel Lodging Association. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Patterson, seconded by Council Member Franklin, that this Council Bill be enacted. The motion carried by the following vote:

Aye	8 -	Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner
Absent		Davis

[CB-076-2017](#)

Draft 1

AN ACT CONCERNING STORMWATER MANAGEMENT - WASTEWATER PROTECTION AND RESTORATION PROGRAM REVENUE OBLIGATIONS - MARYLAND WATER QUALITY FINANCING

ADMINISTRATION LOAN for the purpose of authorizing and empowering Prince George's County, Maryland (the "County") to borrow money and incur indebtedness in a principal amount not exceeding Forty Eight Million Dollars (\$48,000,000) (the "Loan") under a loan agreement (the "Loan Agreement") to be executed and delivered by the County and the Maryland Water Quality Financing Administration (the "Administration") to be evidenced and secured by a revenue note or other obligation (the "Note") in principal amount equal to the amount of the Loan under the Loan Agreement and to borrow money and incur indebtedness in order to refund or refinance the Loan and the Note and any other indebtedness authorized hereby in a maximum principal amount not to exceed one hundred fifty percent (150%) of the aggregate principal amount of the indebtedness refunded or refinanced (collectively, the "Obligations"), pursuant to the Maryland Water Quality Financing Administration Act, Sections 9-1601 to 9-1622, inclusive, of the Environment Article of the Annotated Code of Maryland, as amended, replaced or recodified from time to time (the "Water Quality Act") and Section 10-203(b) of the Local Government Article of the Annotated Code of Maryland, as amended, replaced or recodified from time to time, for the purpose of financing and refinancing in whole or in part costs of the design, planning, construction, equipping, installation, reconstruction, establishment, expansion, extension, enlargement, demolition, improvement and acquisition of certain capital improvement projects of the County's Stormwater Management - Watershed Protection and Restoration Program set forth in the capital program and the capital budget of the County adopted by the County pursuant to Council Bill CB-32-2016, passed by the County Council on May 26, 2016, and approved by the County

Executive on May 31, 2016, including describing the capital projects to be financed, refinanced and reimbursed in whole or in part from the proceeds of the Loan hereby authorized and the estimated costs thereof; approving the form and authorizing and providing for the execution of the Loan Agreement and the Note; prescribing or providing for the form and tenor of the Note and the terms and conditions for the issuance and sale thereof at private sale to the Maryland Water Quality Financing Administration created pursuant to the Water Quality Act (the "Administration"); directing the application of the proceeds of the Loan; providing that the Obligations and the interest and any premium on them shall be limited obligations of the County payable solely from and secured by certain amounts from time to time on deposit in the Local Watershed Protection and Restoration Fund established pursuant to Section 10-301 of the Prince George's County Code, as amended, replaced or recodified from time to time, and shall never constitute an indebtedness or charge against the full faith and credit or taxing powers of the County within the meaning of any constitutional or charter provision or statutory limitation; authorizing the private (negotiated) or public sale of the Obligations as determined by the County Executive to be in the best interest of the County and other details with respect to the sale of such Obligations; providing for the preparation and distribution of a preliminary official statement and a final official statement to be used in connection with the sale of the Obligations; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on the Obligations; providing for compliance with Securities and Exchange Commission Rule 15c2-12; providing for the authorization of and entry into interest rate exchange agreements or contracts in connection with or incidental to any of the obligations authorized by this Act; 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 authorization, issuance, sale, delivery and payment of the Obligations and the consummation of the transactions contemplated by this Act.

Sponsor(s): Davis, Franklin, Glaros, Lehman, Taveras and Turner

Attachment(s): [B2017076](#)
[CB-76-2017 AIS](#)
[CB-76-2017 Report](#)

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Turner, seconded by Council Member Patterson, that this Council Bill be enacted. The motion carried

by the following vote:

Aye 8 - Glaros, Franklin, Harrison, Lehman, Patterson, Taveras,
Toles and Turner

Absent Davis

[CB-119-2017](#)

Draft 1

AN ORDINANCE CONCERNING R-R ZONE for the purpose of refining the requirements for the development of industrial uses on land within the R-R (Rural Residential) Zones of Prince George’s County.

Sponsor(s): Turner, Davis, Franklin and Harrison

Attachment(s): [B2017119](#)
[CB-119-2017 AIS](#)
[CB-119-2017 Report](#)

Pursuant to proper notice, the public hearing was convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

The public hearing was held for this Council Bill.

A motion was made by Council Member Turner, seconded by Council Member Franklin, that the Council Rules of Procedure be suspended to allow for an effective date on the date of enactment of this Bill. The motion carried by the following vote:

Aye 8 - Glaros, Franklin, Harrison, Lehman, Patterson, Taveras,
Toles and Turner

Absent Davis

A motion was made by Council Member Turner, seconded by Council Member Patterson, that this Council Bill be enacted. The motion carried by the following vote:

Aye 8 - Glaros, Franklin, Harrison, Lehman, Patterson, Taveras,
Toles and Turner

Absent Davis

6. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

[CR-069-2017](#)

Draft 1

A RESOLUTION CONCERNING WINDING DOWN AND TERMINATION OF THE INDUSTRIAL DEVELOPMENT AUTHORITY; AUTHORIZATION TO DISPOSE OF INDUSTRIAL DEVELOPMENT AUTHORITY ASSETS, BONDS, LEASES AND OTHER PROPERTY; AND AUTHORIZATION TO EXECUTE CERTAIN RELATED LEASES AND AGREEMENTS for the purposes of authorizing winding down the affairs of the Industrial Development

Authority (“IDA”), including but not limited to the redemption and defeasance of the IDA Bonds; the disposition of IDA real property. including but not limited to authorizing the acquisition by the County of the IDA’s interests in the DuVall Wing Restoration Project and the Upper Marlboro Justice Center Project; authorizing the transfer of the County’s interests in the DuVall Wing Restoration Project and the Upper Marlboro Justice Center Project to the Revenue Authority (defined herein) following the redemption of the IDA Bonds; authorizing the execution of a lease agreement between the County and the Revenue Authority for the Upper Marlboro Justice Center and Gabriel DuVall Law Building; approving an amendment to the existing Justice Center Sublease between the County and the State for a portion of the DuVall Wing Restoration Project; and upon termination of the IDA, transferring title to all of the remaining assets and obligations of the IDA to the Revenue Authority.

Sponsor(s): Davis, Turner, Harrison and Glaros

Attachment(s): [R2017069](#)
[CR-69-2017 AIS](#)
[CR-69-2017 Report](#)

Howard Stone, Director of the Public Safety and Fiscal Management Committee (PSFM), provided a verbal report of the actions and recommendations of the Committee.

A motion was made by Council Member Franklin, seconded by Council Member Turner, that this Resolution be adopted. The motion carried by the following vote:

Aye	8 -	Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner
Absent		Davis

RECESS

The meeting went into recess at 11:11 a.m. and reconvened at 11:32 a.m.

11:30 A.M. - BRIEFING – (COUNCIL HEARING ROOM)

[BR 10242017](#)

Draft 1

ZONING ORDINANCE RE-WRITE

Don Elliott, Director, Clarion Associates

Craig Richardson, Director, Clarion Associates

Derick Berlage, Chief, Countywide Planning Division, M-NCPPC

Chad Williams, Project Manager, Countywide Planning Division, M-NCPPC

Brittney Drakeford, Outreach Specialist, Countywide Planning Division, M-NCPPC

Attachment(s): [Oct 24 2017 County Council](#)

Derick Berlage, M-NCPPC, provided introductory remarks. Don Elliott, Clarion Associates, facilitated a PowerPoint presentation on the Consultant's Comprehensive Review Draft, which focused on the project schedule, general observation, reasons for the rewrite, key project themes, public review draft, refinements of the draft and next steps. The panelists responded to questions and comments posed by the Council regarding: text amendment procedures, timelines for site plan review, legal implications of procedures manual, restoration of all timelines to the code rather than the manual, grandfathering, legacy zones, minor versus major amendments, public facilities adequacy, election year zoning moratorium, public comment period for this version, legislative package, county-wide map amendment, bee-keeping provisions, telecommunications facilities, mixed-use zones and incorporation of current legislative changes. The Hearing Examiner spoke regarding municipal authority, churches and the county-wide rezoning process.

This Briefing was held

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

ADJOURN

The meeting was adjourned at 1:11 p.m.

Prepared by:

Donna J. Brown, Deputy Clerk of the Council

Submitted by:

Redis C. Floyd, Clerk of the Council

DRAFT