



Prince George's County Council

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

Meeting Minutes - Final County Council

Mel Franklin, District 9, Chairman
Will A. Campos, District 2, Vice Chair
Derrick Leon Davis, District 6
Andrea C. Harrison, District 5
Mary A. Lehman, District 1
Eric C. Olson, District 3
Obie Patterson, District 8
Karen R. Toles, District 7
Ingrid M. Turner, District 4

Robert J. Williams, Jr., Council Administrator

Tuesday, April 29, 2014

1:30 PM

Council Hearing Room

1:00 P.M. - AGENDA BRIEFING - (ROOM 2027)

1:30 P.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

The meeting was called to order at 1:49 p.m. with nine members present at roll call.

Present: 9 - Chairman Mel Franklin
Vice Chair Will Campos
Council Member Derrick Davis
Council Member Andrea Harrison
Council Member Mary Lehman
Council Member Eric Olson
Council Member Obie Patterson
Council Member Karen Toles
Council Member Ingrid Turner

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

Calvin Hawkins, County Executive's Office

LaKeecia Allen, Office of Law

John Gwynn, Office of Law

Leroy Maddox, Legislative Officer

Todd Turner, Legislative Officer

Karen Zavakos, Legislative Officer

Jacqueline Brown, Director, PZED Committee

Frank Porter, Director, PSFM Committee

INVOCATION

The Invocation was provided by Edwin H. Brown, Jr., County Employee. Council Member Davis requested prayer for the father of Lenne' White who was recently hospitalized. Council Member Harrison requested prayer for her aunt, Francis Clark now hospitalized.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Lehman.

DESIGNATION OF APRIL 29, 2014 AS LEGISLATIVE DAY NO. 12

Chairman Franklin designated April 29, 2014 as Legislative Day number twelve.

1. CONSENT AGENDA

A motion was made by Council Member Davis, seconded by Council Member Olson, that the Consent Agenda be adopted and all actions approved. The motion carried by the following vote:

Aye: 9 - Franklin, Campos, Davis, Harrison, Lehman, Olson,
Patterson, Toles and Turner

(a) Approval of County Council Minutes

MIN 04222014 Approval of County Council Minutes dated 4/22/2014.

These Minutes were approved.

(b) First Reading of Bills (Presentation)

CB-017-2014 **AN ACT CONCERNING SENIOR RENTAL LEASES** for the purpose of amending and adding to the Landlord-Tenant Code the requirement for offering of thirty-six month residential leases to persons of a certain age in certain residential dwellings and generally relating to rental leases in Prince George's County.

This Council Bill was presented and referred. to the Transportation, Housing and the Environment

CB-018-2014 **AN ACT CONCERNING GROCERY STORE TAX CREDIT** for the purpose of establishing a tax credit for real property that is used for a grocery store located in an economically disadvantaged or underserved area.

This Council Bill was presented by Council Members Franklin, Campos, Davis, Patterson, Toles and Turner and referred to the Public Safety and Fiscal Management Committee

CB-019-2014 **AN ACT CONCERNING COUNTY-BASED BUSINESS CERTIFICATION** for the purpose of facilitating the registration of County-based businesses as certified enterprises.

This Council Bill was presented by Council Member Franklin and referred to the Public Safety and Fiscal Management Committee

(c) Introduction of Resolutions

CR-022-2014

A RESOLUTION CONCERNING SAFE DRINKING WATER IN PRINCE GEORGE'S COUNTY - DRILLING IN GEORGE WASHINGTON NATIONAL FOREST for the purpose of expressing the concern of the Prince George's County Council to the United States Department of the Agriculture and United States Forest Service regarding horizontal drilling in the Potomac River watershed area and its potential to impact Prince George's County drinking water.

Sponsor(s): Olson and Lehman

This Resolution was introduced by Council Members Olson and Lehman and referred to the Transportation, Housing and the Environment Committee

CR-023-2014

A RESOLUTION CONCERNING ESTABLISHMENT OF COUNTY POLICY FOR SHADE TREES WITHIN COUNTY RIGHTS-OF-WAY for the purpose of the establishment of a shade tree policy along sidewalks within the Prince George's County rights-of-way.

Sponsor(s): Olson and Lehman

This Resolution was introduced by Council Members Olson and Lehman and referred. to the Transportation, Housing and the Environment Committee

CR-024-2014

A RESOLUTION CONCERNING TRANSFER OF DEVELOPMENT RIGHTS WORK GROUP for the purpose of convening a Transfer of Development Rights ("TDR Work Group to consider and recommend to the County Council a proposal for the voluntary transfer of development rights in Prince George's County.

Sponsor(s): Franklin, Davis, Olson and Patterson

This Resolution was introduced by Council Members Franklin, Olson, Patterson and Davis and referred to the Planning, Zoning and Economic Development Committee

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

There were no items considered.

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

CB-003-2014

AN ORDINANCE CONCERNING PLAN REVIEW - COMPREHENSIVE SITE PLANS, DETAILED SITE PLANS, COMPREHENSIVE DESIGN PLANS AND SPECIFIC DESIGN PLANS - PROCEDURAL REQUIREMENTS for the purpose of clarifying procedural requirements applicable to District Council action on Conceptual Site Plans, Detailed Site Plans, Comprehensive Design Plans, and Specific Design Plan applications remanded to the Planning Board, and providing procedural prescriptions for Planning Board action thereon.

Sponsor(s): Franklin, Davis and Harrison

Pursuant to proper the 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 on this Council Bill.

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

Aye: 9 - Franklin, Campos, Davis, Harrison, Lehman, Olson, Patterson, Toles and Turner

CB-005-2014

AN ORDINANCE CONCERNING DEVELOPMENT DISTRICT OVERLAY ZONES - DEVELOPMENT DISTRICT STANDARDS - APPLICABILITY for the purpose of providing a limited temporary exemption to certain minimum height restrictions within the Development District Standards imposed by an approved Development District Overlay (D-D-O) Zone in furtherance of an established core vision of County land use policy to locate a regional medical center health campus as a major public health institution.

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

Pursuant to proper the 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 on this Council Bill.

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

Aye: 9 - Franklin, Campos, Davis, Harrison, Lehman, Olson, Patterson, Toles and Turner

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

Aye: 9 - Franklin, Campos, Davis, Harrison, Lehman, Olson, Patterson, Toles and Turner

5. PUBLIC HEARING – RESOLUTION (COUNCIL HEARING ROOM)

CR-017-2014

A RESOLUTION CONCERNING CONTRACT APPROVALS for the purpose of approving a multi-year contract for training, management and administration of the Business Development Reserve Program.

Sponsor(s): Franklin and Davis

Pursuant to proper notice, the public hearing convened at 1:58 p.m. Roland Jones, Acting Director of the Office of Central Services spoke in support. All persons wishing to speak having done, so the public hearing was declared held.

The public hearing was held on this Resolution.

RECESS AND RECONVENE

The meeting was recessed at 2:02 p.m. and reconvened at 2:21 p.m.

2:15 P.M. - BRIEFING – (COUNCIL HEARING ROOM)**BR-04292014****STATE HIGHWAY ADMINISTRATION, DEPARTMENT OF PUBLIC WORKS
AND TRANSPORTATION & DEPARTMENT OF PERMITTING, INSPECTIONS
AND ENFORCEMENT**

Strategies for addressing the County's litter and illegal signs problem along State and County roads.

Gwendolyn T. Clerkley, Associate Director, DPW&T
Susan Hubbard, Public Information Officer, DPIE
Thomas Fountain, Assistant District Engineer, SHA
Kate Mazzara, Assistant District Engineer (Projects), SHA

The briefing convened at 2:21 p.m. with opening remarks by Chairman Franklin regarding the scope of the presentation. Gwendolyn T. Clerkley, Associate Director, DPW&T, spoke to the departments efforts regarding litter, road-side signs, illegal dumping, trash receptacles, public rights-of-way, tree-trimming and collaboration with DPIE, Keep Prince George's Beautiful and other entities. Susan Hubbard, Public Information Officer, DPIE, spoke to enforcement issues regarding illegal signs and permits required for signs in the public rights-of-way. Thomas Fountain, Assistant District Engineer, SHA, and Kate Mazzara, Assistant District Engineer (Projects), SHA spoke regarding the Administration's increase in resources for litter and illegal sign removal, penalties for non-compliance, mowing policy, and street sweeping. Each responded to questions posed by the Council regarding: litter collection frequency, correlation between litter collection and trash removal, fines, litter on beltway ramps, County and State laws regarding campaign signs, litter camera program, inmate and community services programs, gateway roads, high density areas, and potential beautification projects. The briefing concluded at 3:57 p.m.

This Briefing was held.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Kayla Savoy and Kiya Harrison, students from Elizabeth Seton High School, addressed the Council regarding the need for basketball courts in their neighborhood. Chairman Franklin recognized, students from Elizabeth Seton High School, who were also present to witness the Council session.

RECESS AND RECONVENE

The meeting went into recess at 4:07 p.m. and reconvened at 4:11 p.m.

3:30 P.M. - COMMITTEE OF THE WHOLE - (COUNCIL HEARING ROOM)

The Committee of the Whole was convened at 4:11 p.m

CR-020-2014

A RESOLUTION CONCERNING THE MARYLAND NATIONAL CAPITAL PARK AND PLANNING COMMISSION for the purpose of transferring certain appropriations and expenditures between certain programs in the FY2013-14 Operating Budget for the Recreation Fund.

Sponsor(s): Toles

COW RECOMMENDATION: FAVORABLE

Jacqueline Brown, Director of the Planning, Zoning and Economic Development Committee, provided an overview of the Resolution. A motion was made by Council Member Toles, seconded by Council Member Turner for a favorable committee recommendation. The motion carried 7-0 (Absent: Council Members Davis and Harrison).

CR-017-2014

A RESOLUTION CONCERNING CONTRACT APPROVALS for the purpose of approving a multi-year contract for training, management and administration of the Business Development Reserve Program.

Sponsor(s): Franklin and Davis

This item was removed from the Committee of the Whole agenda.

The committee concluded at 4:14 p.m.

7:00 P.M. - RECONVENE

The meeting reconvened at 7:24 p.m.

6. PUBLIC HEARING: -(COUNCIL HEARING ROOM)

PH 04292014

PRINCE GEORGE'S COUNTY PROPOSED FY 2015 OPERATING BUDGET, SIX-YEAR CAPITAL PROGRAM (INCLUDING THE CAPITAL IMPROVEMENT BUDGET) AND THE PRINCE GEORGE'S COUNTY BOARD OF EDUCATION PORTION OF THE COUNTY FY 2015 OPERATING BUDGET, PROPOSED BUDGE OF THE REDEVELOPMENT AUTHORITY AND REVENUE AUTHORITY OF PRINCE GEORGE'S COUNTY, AND THE CONSTANT YIELD TAX RATE

See separate Public Hearing minutes for details.

ADJOURN

The meeting was adjourned at 9:11 p.m.

Prepared by:

Donna J. Brown, Deputy Clerk of the Council

Submitted by:

Redis C. Floyd, Clerk of the Council