



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, September 20, 2016

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 Chairman Davis at 11:23 a.m. with nine member present at roll call.

Present: 9 - Chairman Derrick Davis
Council Member Mel Franklin
Vice Chair Dannielle Glaros
Council Member Andrea Harrison
Council Member Mary Lehman
Council Member Obie Patterson
Council Member Deni Taveras
Council Member Karen Toles
Council Member Todd 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

Nathaniel Tutt, III, County Executive's Office

John Gwynn, Office of Law

Karen Zavakos, Legislative Officer

Jacqueline Brown, Director, PZED Committee

Hawi Sanu, Director, THE Committee

INVOCATION:

The Invocation was provided by Reverend Dr. Andre D. Ivy, First Baptist Church of Marshall Heights, Washington, D.C. Council Member Toles requested prayer for the family of Ann and wished Council Member Harrison a happy birthday. Council Member Patterson requested prayer for

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Lehman.

LEGISLATIVE DAY NO. 27

1. CONSENT AGENDA

(a) Approval of County Council Minutes

[MIN 09132016](#)

Approval of County Council Minutes dated September 13, 2016.

Draft 1

Attachment(s): [09132016](#)
[09132016 7PM PH](#)

These minutes were approved

(b) First Reading of Bills (Presentation)

[CB-068-2016](#)

Draft 1

AN ORDINANCE CONCERNING I-3 ZONE for the purpose of amending the requirements of the Zoning Ordinance for Vehicles sales or rental lots in the I-3 (Planned Industrial / Employment Park) Zone.

Sponsor(s): Harrison

Attachment(s): [B2016068](#)
[CB-68-2016 AIS](#)

by Council Member Harrison

This Council Bill was presented and referred to the Planning, Zoning and Economic Development Committee

[CB-072-2016](#)

Draft 1

(SUBDIVISION BILL) - AN ACT CONCERNING PRELIMINARY PLANS – EXEMPTIONS for the purpose of providing a limited exemption from the preliminary plan of subdivision requirement for conversion of condominium townhouse dwelling units to record lot townhouse dwelling units, under certain circumstances.

Sponsor(s): Turner

Attachment(s): [B2016072](#)
[CB-72-2016 AIS](#)

by Council Member Turner

This Council Bill was presented and referred to the Committee of the Whole

[CB-073-2016](#)

Draft 1

AN ORDINANCE CONCERNING M-X-T ZONE for the purpose of providing certain alternate development regulations for mixed-use planned community development in the M-X-T (Mixed Use - Transportation Oriented) Zone, under certain specified circumstances.

Sponsor(s): Turner

Attachment(s): [B2016073](#)
[CB-73-2016 AIS](#)

by Council Member Turner

This Council Bill was presented and referred[CB-074-2016](#)

Draft 1

AN ACT CONCERNING LOCAL ECONOMIC OPPORTUNITY AND EMPLOYMENT for the purpose of enhancing access to local economic opportunities through public procurement by increasing participation opportunities for County-based small businesses and County-based minority business enterprises; establishing a Prince George's County Supply Schedule program; enabling and modifying the Business Development Reserve Program; expanding the threshold for reserving certain procurement opportunities for County-based small businesses and County-based businesses from \$100,000 to \$500,000; requiring teaming agreements with County-based small businesses for responsive bidders and eligible award recipients under certain circumstances; enhancing prompt payment requirements for the County Government and contractors in certain circumstances; modifying the meaning of best value in procurement decisions; increasing compliance and reporting requirements for the Purchasing Agent, county agencies, and award recipients under certain circumstances; establishing requirements for the timing of award notifications and mandatory debriefings to unsuccessful bidders subject to certain conditions; requiring bundled public works procurements to meet County-based small business participation requirements separately for design and construction work; authorizing the Purchasing Agent to require bonding assistance to County-based small businesses subject to certain conditions; adjusting the definitions of various procurement terms and generally relating to local economic opportunities in the County.

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

Attachment(s): [B2016074](#)
[CB-74-2016 AIS](#)

by Council Members Franklin, Davis, Harrison, Lehman, Patterson and Taveras

This Council Bill was presented and referred[CB-075-2016](#)

Draft 1

AN ACT CONCERNING COUNTY FUND DEPOSITS IN COUNTY-BASED, MINORITY, AND SMALL BANKING INSTITUTIONS OR DEPOSITORIES for the purpose of requiring that at least 50% of County funds be deposited and maintained in county-based, minority, or small banking institutions or depositories with one or more branch locations in the County; defining County-based Banking Institution or Depository, Minority Banking

Institution or Depository, and Small Banking Institution or Depository; and generally relating to the deposit of County funds.

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

Attachment(s): [B2016075](#)
[CB-75-2016 AIS](#)

by Council Members Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras and Toles

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

[CB-076-2016](#)

Draft 1

AN ACT CONCERNING GREEN BUILDING PERMIT INCENTIVES for the purpose of providing permit fee reductions for LEED certified building construction and renovations and the installation of solar panels under certain circumstances.

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

Attachment(s): [B2016076](#)
[CB-76-2016 AIS](#)

by Council Members Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras, Turner and Toles

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

[CB-077-2016](#)

Draft 1

AN ACT CONCERNING HOTEL AND MOTEL TAX for the purpose of designating a portion of the County's revenue from the imposition of the hotel and motel tax be reserved for appropriation to the Prince George's Conference and Visitors Bureau.

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

Attachment(s): [B2016077](#)
[CB-77-2016 AIS](#)

by Council Members Glaros, Davis, Franklin, Harrison, Lehman, Patterson, Taveras, Turner and Toles

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

[CB-078-2016](#)

Draft 1

AN ORDINANCE CONCERNING C-O ZONE for the purpose of permitting certain residential development within the C-O (Commercial - Office) Zone, under certain specified circumstances.

Sponsor(s): Davis

Attachment(s): [B2016078](#)
[CB-78-2016 AIS](#)

by Council Member Davis

This Council Bill was presented and referred to the Planning, Zoning and Economic Development Committee

[CB-079-2016](#)

Draft 1

AN ORDINANCE CONCERNING TRANSIT ORIENTED DEVELOPMENT AREA - GRADING PERMITS - EXCEPTIONS - PROCEDURES for the purpose of authorizing, within a Transit Oriented Development Area the issuance of a permit to commence rough grading activities prior to detailed site plan approval, under certain circumstances.

Sponsor(s): Davis, Franklin and Turner

Attachment(s): [B2016079](#)
[CB-79-2016 AIS](#)

by Council Members Davis, Franklin and Turner

This Council Bill was presented and referred to the Planning, Zoning and Economic Development Committee

[CB-080-2016](#)

Draft 1

AN ORDINANCE CONCERNING ZONING DEFINITIONS – AGRICULTURE for the purpose of amending the definition of Agriculture in the Zoning Ordinance to exclude beekeeping on privately owned residential land.

Sponsor(s): Glaros and Davis

Attachment(s): [B2016080](#)
[CB-80-2016 AIS](#)

by Council Members Glaros and Davis

This Council Bill was presented and referred to the Planning, Zoning and Economic Development Committee

[CB-081-2016](#)

Draft 1

AN ORDINANCE CONCERNING R-R ZONE for the purpose of amending the Zoning Ordinance to permit eating or drinking establishment, with drive-through service uses in the R-55 (Rural Residential) Zone, under certain circumstances.

Sponsor(s): Lehman

Attachment(s): [B2016081](#)
[CB-81-2016 AIS](#)

by Council Member Lehman

This Council Bill was presented and referred to the Planning, Zoning and Economic Development Committee

[CB-082-2016](#)

Draft 1

AN ORDINANCE CONCERNING INDUSTRIAL ZONES -VEHICLE, MOBILE HOME, CAMPING TRAILER, AND BOAT SALES AND SERVICE for the purpose of permitting Vehicle Sales or Rental Lots, including outdoor display of the vehicles in the I-3 Zone (Planned Industrial/Employment Park), under certain circumstances

Sponsor(s): Patterson

Attachment(s): [B2016082](#)
[CB-82-2016 AIS](#)

by Council Member Patterson

This Council Bill was presented and referred to the Planning, Zoning and Economic Development Committee

[CB-083-2016](#)

Draft 1

AN ORDINANCE CONCERNING R-80 ZONE for the purpose of amending the Residential Use Table to permit general business and professional offices in the R-80 (One-Family Detached Residential) Zone under certain circumstances

Sponsor(s): Franklin

Attachment(s): [B2016083](#)
[CB-83-2016 AIS](#)

by Council Member Franklin

This Council Bill was presented and referred to the Planning, Zoning and Economic Development Committee

(c) Introduction of Resolutions

[CR-066-2016](#)

Draft 1

A RESOLUTION CONCERNING COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY PROGRAM for the purpose of requiring the County to prepare a plan for implementing a Commercial Property Assessed Clean Energy Program that facilitates energy improvements and requires repayment through a surcharge on the owner's property tax bill.

Sponsor(s): Glaros

Attachment(s): [R2016066](#)
[CR-66-2016 AIS](#)

by Council Members Glaros, Davis, Franklin, Harrison, Lehman, Taveras and Turner

This Resolution was introduced and referred to the Transportation, Housing and the Environment Committee

[CR-067-2016](#)

Draft 1

A RESOLUTION CONCERNING SENIOR HOMEOWNERS AND TAX SALE for the purpose of establishing a policy to require the County to keep a list of all real property scheduled for tax sale for property owners 65 years old and above and to provide the list to the Department of Family Services for outreach services.

Sponsor(s): Glaros

Attachment(s): [R2016067](#)
[CR-67-2016 AIS](#)

by Council Members Glaros, Davis, Franklin, Harrison, Lehman, Patterson, Taveras, Turner and Toles

This Resolution was introduced and referred to the Public Safety and Fiscal Management Committee

[Add41](#)**ADDITIONS TO THE AGENDA**

Draft 1

A motion was made by Council Member Lehman, seconded by Council Member Franklin, to accept the additions package. The motion carried by the following vote:

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

1. CONSENT AGENDA**(b) First Reading of Bills (Presentation)**[CB-084-2016](#)

Draft 1

AN ORDINANCE CONCERNING OUTDOOR ADVERTISING SIGNS for the purpose of amending the definition of Outdoor Advertising Sign (Billboard) to include Digital Billboard, generally amending regulations for Outdoor Advertising Signs, and providing additional standards for Digital Billboards

Sponsor(s): Harrison, Franklin and Turner

Attachment(s): [B2016084](#)
[CB-84-2016 AIS](#)

by Council Members Harrison, Davis, Franklin and Turner

This Council Bill was presented and referred to the Planning, Zoning and Economic Development Committee

[CB-085-2016](#)

Draft 1

(SUBDIVISION BILL) AN ACT CONCERNING PRELIMINARY PLAN REQUIREMENTS - EXEMPTIONS for the purpose of adding an exemption to the requirements for preliminary plan of subdivision approval within the County Subdivision Regulations applicable to certain conversions of condominium townhouse dwelling units to record lot townhouse dwelling units, under certain specified circumstances.

Sponsor(s): Franklin

Attachment(s): [B2016085](#)
[CB-85-2016 AIS](#)

by Council Member Franklin

This Council Bill was presented and referred

Consent66

Draft 1

MOTION TO ADOPT CONSENT AGENDA AND APPROVE ALL ACTIONS

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

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

There were no items considered.

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

There were no items considered.

4. SECOND READING OF BILLS – (INTRODUCTION)CB-049-2016

Draft 2

AN ORDINANCE CONCERNING HOTELS OR MOTELS IN

COMMERCIAL ZONES for the purpose of amending the Zoning Ordinance requirements for hotels or motels in the C-M (Commercial Miscellaneous), C-S-C (Commercial Shopping Center), and C-R-C (Commercial Regional Center) Zones of Prince George's County.

Sponsor(s): Toles

Attachment(s): [B2016049](#)
[CB-49-2016 AIS](#)
[CB-049-2016 Report](#)

Karen Zavakos, Legislative Officer, explained the details of the proposed amendment.

A motion was made by Council Member Toles, seconded by Chairman Davis, that this Council Bill be amended (1). The motion carried by the following vote:

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

Draft 3 of this Council Bill was introduced by Council Members Toles, Davis, Franklin and Glaros

5. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

[CR-058-2016](#)

Draft 1

A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the proposal submitted by CASA de Maryland, Inc. (“CASA”) to the Maryland Department of Housing and Community Development for participation in the Community Investment Tax Credit (“CITC”) Program.

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

Attachment(s): [R2016058](#)
[CR-58-2016 Attachment A](#)
[CR-58-2016 AIS](#)
[CR-58-2016 Committee Report](#)
[CR-58-2016 Transmittal Letter](#)
[CR-58-2016 Fiscal Impact](#)

Council Member Turner, as Chair of the Transportation, Housing and the Environment Committee (THE) provided a verbal report of the actions and recommendations of the Committee.

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

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION) - (CONTINUED)

[CR-059-2016](#)

Draft 1

A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the proposal submitted by Towson University Foundation, Inc. (the “Foundation”) to the Maryland Department of Housing and Community

Development for participation in the Community Investment Tax Credit (“CITC”) Program.

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

Attachment(s): [R2016059](#)
[CR-59-2016 Attachment A](#)
[CR-59-2016 AIS](#)
[CR-59-2016 Committee Report](#)
[CR-59-2016 Transmittal Letter](#)
[CR-59-2016 Fiscal Impact](#)

Council Member Turner, as Chair of the Transportation, Housing and the Environment Committee (THE) provided a verbal report of the actions and recommendations of the Committee.

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

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CR-060-2016](#)

Draft 1

A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the proposal submitted by the Housing Initiative Partnership, Inc. (“HIP”) to the Maryland Department of Housing and Community Development for participation in the Community Investment Tax Credit (“CITC”) Program.

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

Attachment(s): [R2016060](#)
[CR-60-2016 AttachmentA](#)
[CR-60-2016 AIS](#)
[CR-60-2016 Committee Report](#)
[CR-60-2016 Transmittal Letter](#)
[CR-60-2016 Fiscal Impact](#)

Council Member Turner, as Chair of the Transportation, Housing and the Environment Committee (THE) provided a verbal report of the actions and recommendations of the Committee.

A motion was made by Council Member Lehman, seconded by Vice Chair Glaros, that this Resolution be adopted. The motion carried by the following vote:

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION) - (CONTINUED)

[CR-061-2016](#)

Draft 1

A RESOLUTION CONCERNING STATE OF MARYLAND

COMMUNITY LEGACY PROGRAM for the purpose of approving the application submitted by the Housing Initiative Partnership, Inc. (“HIP”) to the Maryland Department of Housing and Community Development for Community Legacy Program funds in the approximate amount of five hundred thousand dollars (\$500,000.00).

Sponsor(s): Davis, Turner, Toles, Harrison, Glaros, Franklin, Taveras and Pat

Attachment(s): [R2016061](#)
[CR-61-2016 Attachment A](#)
[CR-61-2016 AIS](#)
[CR-61-2016 Committee Report](#)
[CR-61-2016 Transmittal Letter](#)
[CR-61-2016 Fiscal Impact](#)

Council Member Turner, as Chair of the Transportation, Housing and the Environment Committee (THE) provided a verbal report of the actions and recommendations of the Committee.

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

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

6. INTRODUCTION AND ADOPTION OF RESOLUTIONS

[CR-068-2016](#)

Draft 1

A RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE TOWN OF CHEVERLY for the purpose of approving the enactment of Ordinance O-1-15, concerning parking and residential storage, by the Cheverly Town Council.

Sponsor(s): Harrison

Attachment(s): [R2016068](#)
[CR-68-2016 Attachment A](#)
[CR-68-2016 AIS](#)

This Resolution was introduced by Council Members Harrison, Glaros, Lehman and Toles

A motion was made by Council Member Harrison, seconded by Council Member Lehman, that the Council Rules of Procedure be suspended to allow for the immediate adoption of this Resolution. The motion carried by the following vote:

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

A motion was made by Council Member Harrison, seconded by Vice Chair Glaros, that this Resolution be adopted. The motion carried by the following vote:

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

[CR-069-2016](#)

Draft 1

A RESOLUTION CONCERNING ECONOMIC DEVELOPMENT WEEK

for the purpose of expressing Prince George's County's support for declaring the week of September 19 - September 23 as Economic Development Week in Prince George's County.

Sponsor(s): Davis, Toles, Lehman, Harrison, Turner, Glaros, Patterson, Frank

Attachment(s): [R2016069](#)
[CR-69-2016 AIS.pdf](#)
[CR-69-2016 Transmittal Letter](#)

by Council Members Davis, Franklin, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

This Resolution was introduced

A motion was made by Vice Chair Glaros, seconded by Council Member Taveras, that this Resolution be rules suspended. The motion carried by the following vote:

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

A motion was made by Vice Chair Glaros, seconded by Council Member Franklin, that this Resolution be adopted. The motion carried by the

following vote:

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

[CR-070-2016](#)

Draft 1

A RESOLUTION CONCERNING M-I-O (MILITARY INSTALLATION

OVERLAY) ZONING MAP AMENDMENT for the purpose of directing, in accordance with applicable provisions of state and local law, that an additional public hearing be scheduled in order to receive further public comment and written testimony in the record of public hearing testimony as to five (5) proposed changes to the underlying zoning classifications for certain specific properties situated within the Military Installation Overlay (M-I-O) Zoning Map Amendment, as endorsed by the Prince George's Planning Board of the Maryland-National Capital Park and Planning Commission.

Sponsor(s): Davis

Attachment(s): [R2016070](#)
[CR-70-2016 AIS](#)

This Resolution was introduced by Council Members Davis, Taveras and Turner

A motion was made by Vice Chair Glaros, seconded by Council Member Harrison, that the Council Rules of Procedure be suspended to allow for the immediate adoption of this Resolution. The motion carried by the following vote:

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

Under discussion, Council Member Lehman requested clarification as to the scope of the second public hearing. Redis Floyd, Clerk of the Council, indicated that the hearing would be scheduled to occur on October 25, 2016.

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

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson,
Taveras, Toles and Turner

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

There were no requests.

ADJOURN

The meeting was adjourned at 12:07 p.m.

11:30 A.M. - EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)**[EX 09202016](#)**

Draft 1

Motion to convene in executive session in accordance with Section 3-305(b),(4), and (7), General Provisions Article, Annotated Code of Maryland, as follows:

1. to consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;
2. to consult with legal counsel to seek legal advice

A motion was made by Vice Chair Glaros, seconded by Council Member Turner, to convene into Executive Session. The motion carried by the following vote:

Aye 9 - Davis, Franklin, Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner

Prepared by:

Donna J. Brown, Deputy Clerk of the Council

Submitted by:

Redis C. Floyd, Clerk of the Council