

# ***ACTION AGENDA***

**Tuesday, July 13, 2010**

**Business Meeting**

(Legislative Day No. 21 to be declared)

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

**9:45 A.M.                    AGENDA BRIEFING – (ROOM 2027)**

**10:56 A.M.                    CALL TO ORDER**

**INVOCATION:** Pastor Wyndell O. Banks, Hillandale Baptist Church, Adelphi,  
Maryland

**PLEDGE OF ALLEGIANCE**

*Designated*                    **DESIGNATION OF JULY 13, 2010 AS LEGISLATIVE DAY NO. 21**

1. **CONSENT AGENDA -- CB-74 THROUGH 81-2010 AND CR-70 & 72-2010 ADDED; ADOPTED AND ALL ACTIONS APPROVED (see page 17)**

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.

(a) **First Reading of Bills (Presentation)**

*Presented*

**CB-60-2010 – AN ACT CONCERNING PARKING PERMIT AREAS DESIGNATED BY PETITION** for the purpose of providing for the provision of parking permit areas designated by petition of the residents; providing for ineligibility with a designated parking permit area; providing for exemptions within a designated parking permit area; providing for the issuance of permits requiring the Revenue Authority to promulgate regulations for the administration of parking permit areas by petition; and generally relating to parking permit areas designated by petition.

To be presented by Council Member Campos and Dernoga; referral to THE

*Presented*

**CB-61-2010 – AN ACT CONCERNING HIGH PERFORMANCE BUILDING TAX CREDIT** for the purpose of establishing a tax credit for real property meeting certain Leadership in Energy and Environmental Design (LEED) green building rating system certifications.

To be presented by Council Member Turner; referral to PSFM

*Presented*

**CB-62-2010 - AN ORDINANCE CONCERNING ARCHITECTURAL CONSERVATION OVERLAY ZONE** for the purpose of amending the provisions of the Zoning Ordinance relating to Architectural Conservation Overlay Zones in the County.

To be presented by Council Member Campos; referral to PZED

*Presented*

**CB-63-2010 – AN ORDINANCE CONCERNING EATING OR DRINKING ESTABLISHMENTS** for the purpose of establishing hours of operation for eating or drinking establishments with drive-through services in certain circumstances.

To be presented by Council Member Olson; referral to PZED

*Presented*

**CB-64-2010 - AN ACT CONCERNING THE BUSINESS INCUBATOR REAL PROPERTY TAX CREDIT** for the purpose of amending the tax credit for real property used for publicly supported business incubator programs.

To be presented by Council Member Knotts; referral to PSFM

**CONSENT AGENDA – (CONTINUED)**

*Presented*

**CB-65-2010 - AN ORDINANCE CONCERNING LANDSCAPE MANUAL REGULATIONS** for the purpose of adopting the Comprehensive Update to the Prince George’s County Landscape Manual and repealing redundant or obsolete provisions of the Zoning Ordinance relating to the Landscape Manual.

To be presented by the Chairman (by request – Planning Board); referral to PZED

*Presented*

**CB-66-2010 – AN ORDINANCE CONCERNING DEPARTURES FROM DESIGN STANDARDS** for the purpose of amending the requirements for departures from design standards as it relates to the Alternative Compliance process.

To be presented by the Chairman (by request – Planning Board); referral to PZED

*Presented*

**CB-67-2010 – AN ORDINANCE CONCERNING OFF-STREET PARKING AND LOADING** for the purpose of making amendments to the off-street parking requirements in order to fulfill the requirements of internal green areas within parking lots on redevelopment sites.

To be presented by the Chairman (by request – Planning Board); referral to PZED

*Presented*

**CB-68-2010 – AN ORDINANCE CONCERNING SPECIAL EXCEPTION LANDSCAPING** for the purpose of amending the Special Exception requirements to change the exemptions referenced to the Landscape Manual.

To be presented by the Chairman (by request – Planning Board); referral to PZED

*Presented*

**CB-69-2010 - AN ORDINANCE CONCERNING THE R-R ZONE** for the purpose of modifying development requirements for commercial uses, institutional uses, and multifamily dwellings and permitting certain commercial uses, institutional uses and multi- family dwellings in the R-R Zone, subject to Detailed Site Plan under certain circumstances.

To be presented by Council Member Knotts; referral to PZED

*Presented*

**CB-70-2010 - AN ACT CONCERNING MOBILE UNITS** for the purpose of clarifying the definition and general operation of Mobile Units in the Prince George’s County Health Code.

To be presented by Council Member Olson; referral to HEHS

*Presented*

**CB-71-2010 - AN ACT CONCERNING VACANT COMMERCIAL PROPERTY REGISTRATION** for the purpose of adding the registration requirement provisions of vacant or unoccupied commercial structures with the Department of Environmental Resources.

To be presented by Council Member Dean; referral to THE

**CONSENT AGENDA – (CONTINUED)**

*Presented*

**CB-72-2010 - AN ORDINANCE CONCERNING INDUSTRIAL USES** for the purpose of revising certain provisions of the Table of Uses for the I-3 Zone and creating a definition for a new use entitled “University Research and Development Park”.

To be presented by Council Member Dernoga; referral to PZED

*Presented*

**CB-73-2010 - AN ORDINANCE CONCERNING ACCESSORY USES** for the purpose of clarifying the definition of Accessory Uses and making associated changes to the Zoning Ordinance related thereto.

To be presented by Council Member Dernoga; referral to PZED

(b) **Introduction of Resolutions**

*Introduced*

**CR-62-2010 - A RESOLUTION CONCERNING YOUTH AND GANG VIOLENCE PREVENTION STEERING COMMITTEE** for the purpose of establishing the Youth and Gang Violence Prevention Steering Committee to encourage continued coordination and intra-governmental collaboration with nonprofit organizations, law enforcement, and the education community working towards the prevention, intervention, and suppression of youth and gang violence.

*Introduced by Council Members Olson, Harrison, Dean, Dernoga, Exum, Bland, Knotts, Campos and Turner; referral to HEHS*

*Introduced*

**CR-66-2010 - A RESOLUTION CONCERNING PUBLIC FACILITIES FINANCING AND IMPLEMENTATION PROGRAM DISTRICT – WESTPHALIA CENTER** for the purpose of designating a contiguous area within Prince George’s County, Maryland, as a “PFFIP District” such development district to be located in an unincorporated area of the County known as Westphalia, Maryland, and to be known as “The Westphalia PFFIP District”.

*Introduced by Council Member Dean; referral to PZED*

**THE CLERK SHALL BE DIRECTED TO SCHEDULE A PUBLIC HEARING FOR THIS RESOLUTION**

2. **CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA**

*None*

3. **SECOND READING OF BILLS – (INTRODUCTION)**

*Introduced*

**CB-46-2010 (DR-2) – AN ORDINANCE CONCERNING COMMERCIAL USES** for the purpose of amending the definitions, requirements, and enforcement procedures for certain commercial uses.

(Favorably reported out of PZED on 7/7/2010 with amendments)

*Introduced by Council Members Dean, Olson, Turner, Dernoga, Harrison and Bland*

*Introduced*

**CB-58-2010 (DR-2) - AN ACT CONCERNING THE PRINCE GEORGE’S COUNTY ARTS AND HUMANITIES COUNCIL** for the purpose of codifying, renaming, and expanding the duties of the Prince George’s Arts Council.

(Favorably reported out of PZED on 7/7/2010 with amendments)

*Introduced by Council Members Campos, Olson, Bland and Dernoga*

*Introduced*

**CB-37-2010 - AN ACT CONCERNING VACANT RESIDENTIAL PROPERTY REGISTRATION AND MAINTENANCE INTERGOVERNMENTAL INFORMATION** for the purpose of amending the registration provisions of vacant or unoccupied residential structures with the Department of Environmental Resources by authorizing information sharing with Prince George’s County municipalities.

(Favorably reported out of THE on 6/24/2010)

*Introduced by Council Members Campos, Harrison, Turner, Dernoga, Olson and Dean*

*Introduced*

**CB-40-2010 (DR-2) - AN ACT CONCERNING SECONDHAND AND PAWN DEALERS** for the purpose of further clarifying the definition of tangible personal property and general regulations as it relates to the second hand dealer licensing.

(Favorably reported out of THE on 7/8/2010 with amendments)

*Introduced by Council Members Olson, Dernoga, Harrison, Bland, Turner, Exum and Knotts*

*Introduced*

**CB-42-2010 (DR-2) - AN ACT CONCERNING NOTICE TO PURCHASERS OF REAL ESTATE OF CERTAIN LAND RECORDS** for the purpose of amending the Consumer Protection laws of the County to require disclosure in residential real estate contracts of certain information in the land records maintained in the County of the subject property and to provide provisions for the failure to provide the required notice.

(Favorably reported out of THE on 6/24/2010 with amendments)

*Introduced by Council Members Harrison, Campos, Bland, Exum, Knotts, Dean and Olson*

**SECOND READING OF BILLS – (INTRODUCTION)***Introduced*

**CB-12-2010 – AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS** for the purpose of authorizing and empowering Prince George’s County, Maryland to issue and sell an amount not to exceed Nineteen Million, Six Hundred Seventy-Five Thousand Dollars (\$19,675,000) in aggregate principal amount of general obligation bonds with serial maturities including mandatory sinking fund installments in lieu of serial maturities, for the purpose of providing funds for financing in whole or part costs of the planning, construction, reconstruction, establishment, extension, enlargement, demolition, improvement or acquisition of certain capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2010, or usable portions thereof, including describing the capital projects to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs and probable useful lives thereof; prescribing or providing for the procedures for the issuance and sale of such bonds at public sale; declaring the County’s official intent to reimburse itself for certain expenditures paid before the issuance of the bonds authorized hereby in accordance with applicable Income tax regulations; authorizing the consolidation of such bonds with other bonds for purposes of such sale; showing compliance with the power of the County to incur indebtedness; directing the application of the proceeds of such bonds; pledging the full faith and credit and taxing power of the County to the payment of such bonds and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bonds when due; . . . .

(Favorably reported out of PSFM on 7/7/2010)

*Introduced by Council Members Exum, Turner and Harrison*

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

*Public hearing held; amended; DR-3 enacted*

**CB-26-2010 (DR-2) (SUBDIVISION BILL) – AN ACT CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION** for the purpose of updating the overall ordinance; amending the process for requesting impacts to regulated areas to apply countywide; clarifying the definition of regulated streams and their associated buffers; amending submittal requirements for minor, major and conservation subdivisions; and implementing the recommendations of the Countywide Green Infrastructure Functional Master Plan, approved June 14, 2005.

(Introduced by Council Members Dernoga, Turner and Olson on 6/8/2010; favorably reported out of C.O.W. on 6/8/2010 with amendments)

**PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) – (CONTINUED)**

*Public hearing held; amended; DR-3 enacted*

**CB-27-2010 (DR-2) – AN ACT CONCERNING WOODLAND, WILDLIFE HABITAT AND TREE CANOPY CONSERVATION** for the purpose of updating the overall ordinance, clarifying design criteria concerning woodland, wildlife habitat and tree canopy conservation; including provisions for variances under certain circumstances; and implementing the recommendations of the Countywide Green Infrastructure Functional Master Plan, approved June 14, 2005.

(Introduced by Council Members Dernoga and Olson on 6/15/2010; favorably reported out of C.O.W. on 6/15/2010 with amendments)

*Public hearing held; amended; DR-3 enacted*

**CB-28-2010 (DR-2) – AN ORDINANCE CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION** for the purpose of updating the overall ordinance; clarifying the requirements related to Subtitle 25, Division 2 the Woodland and Wildlife Conservation Ordinance and Subtitle 25, Division 3, the Tree Canopy Coverage Ordinance, adding a process for requesting and evaluating impacts to regulated environmental features; amending submittal requirements; and implementing the recommendations of the Countywide Green Infrastructure Master Plan, approved June 14, 2005.

(Introduced by Council Members Dernoga and Olson on 6/15/2010; favorably reported out of C.O.W. on 6/15/2010 with amendments)

*Public hearing held; enacted*

**CB-29-2010 (DR-2) – AN ACT CONCERNING WOODLAND CONSERVATION AND THE PURCHASE OF DEVELOPMENT RIGHTS PROGRAM** for the purpose of clarifying provisions of the Purchase of Development Rights Program relating to woodland conservation.

(Introduced by Council Members Dernoga and Olson on 6/15/2010; favorably reported out of C.O.W. on 6/15/2010 with amendments)

*Public hearing held; enacted*

**CB-30-2010 (DR-2) – AN ACT CONCERNING HOUSING AND PROPERTY STANDARDS AND ANTI-LITTER AND WEED ORDINANCE** for the purpose of revising certain definitions to conform to the revisions proposed to the Woodland and Wildlife Habitat Conservation Ordinance.

(Introduced by Council Members Dernoga, Turner and Olson on 6/15/2010; favorably reported out of C.O.W. on 6/15/2010 with amendments)

**PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) – (CONTINUED)**

*Public hearing  
held; enacted*

**CB-31-2010 (DR-2) – AN ACT CONCERNING CONSTRUCTION-  
DEMOLITION FILLS** for the purpose of revising certain submission requirements to conform to the revisions proposed to the Woodland and Wildlife Habitat Conservation Ordinance.

(Introduced by Council Members Dernoga and Olson on 6/15/2010; favorably reported out of C.O.W. on 6/15/2010 with amendments)

*Public hearing  
held; enacted*

**CB-32-2010 (DR-2) – AN ACT CONCERNING GREEN INFRASTRUCTURE  
PLAN IMPLEMENTATION** for the purpose of revising certain definitions, practices and requirements to conform to the revisions proposed to other subtitle and to implement the recommendations of the Countywide Green Infrastructure Plan, approved June 14, 2005.

(Introduced by Council Members Dernoga and Olson on 6/15/2010; favorably reported out of C.O.W. on 6/15/2010 with amendments)

*Public hearing  
held; enacted*

**CB-33-2010 (DR-2) – AN ACT CONCERNING SCENIC EASEMENT TAX  
CREDIT** for the purpose of amending requirements related to the tax credit criteria for the Scenic Easement Tax Credit.

(Introduced by Council Member Dernoga on 6/15/2010; favorably reported out of C.O.W. on 6/15/2010 with amendments)

*Public hearing  
held; enacted*

**CB-6-2010 – AN ORDINANCE CONCERNING VALIDITY PERIODS FOR  
DETAILED SITE PLANS AND SPECIFIC DESIGN PLANS** for the purpose of temporarily suspending or tolling the validity periods of all approved applications for Detailed Site Plans and Specific Design Plans that were in a valid status as of January 1, 2010.

(Introduced by Council Members Dean and Turner on 6/8/2010; favorably reported out of PZED on 3/31/2010)

*Public hearing  
held; enacted*

**CB-7-2010 - (SUBDIVISION BILL) – AN ACT CONCERNING VALIDITY  
PERIODS FOR PRELIMINARY PLANS OF SUBDIVISION** for the purpose of temporarily suspending or tolling the validity periods of all approved applications for Preliminary Plans of Subdivision that were in a valid status as of January 1, 2010.

(Introduced by Council Members Dean and Turner on 6/8/2010; favorably reported out of PZED on 3/31/2010)

**PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) – (CONTINUED)**

*Public hearing  
held; enacted*

**CB-9-2010 (DR-2) – AN ACT CONCERNING NEW JOBS TAX CREDIT** for the purpose of creating a property tax credit and enhanced property tax credit against the County property tax imposed on real property owned or leased by business entities, and on personal property owned by business entities, that meet certain requirements related to the creation of new jobs; and generally providing for a new jobs tax credit as authorized by State law.

(Introduced by Council Members Dernoga, Harrison, Turner, Exum and Dean on 6/15/2010; favorably reported out of PSFM on 6/9/2010 with amendments)

*Public hearing  
held; enacted*

**CB-18-2010 - AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE'S COUNTY** for the purpose of assigning certain existing classes of work to the bargaining unit represented by the Prince George's Correctional Officers' Association, Inc. (PGCOA) (Civilian Unit).

(Introduced by Council Members Dernoga and Harrison on 6/15/2010; favorably reported out of PSFM on 6/9/2010)

*Public hearing  
held; enacted*

**CB-25-2010 (DR-2) – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – PRINCE GEORGE'S CORRECTIONAL OFFICERS' ASSOCIATION, INC. (CORRECTIONAL OFFICERS)** for the purpose of amending the labor agreement by and between Prince George's County, Maryland and Prince George's Correctional Officers' Association, Inc. (PGCOA) (Correctional Officers).

(Introduced by Council Members Dernoga, Harrison and Turner on 6/15/2010; favorably reported out of PSFM. on 6/9/2010 with amendments)

*Public hearing  
held; enacted*

**CB-39-2010 – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT - COUNCIL 67, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (AFSCME), AFL-CIO, AND ITS AFFILIATED LOCALS 2462, 2735, 3389 AND 1170** for the purpose of amending the labor agreement by and between Prince George's County, Maryland and Council 67, American Federation of State, County and Municipal Employees (AFSCME), AFL-CIO, and its affiliated Locals 2462, 2735, 3389 and 1170 to provide for wage increases and certain other terms and conditions of employment for personnel classifications certified by the Prince George's County Public Employee Relations Board.

(Introduced by Council Members Dernoga, Harrison, Turner, Exum and Dean on 6/15/2010; favorably reported out of PSFM on 6/9/2010)

**PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) – (CONTINUED)**

*Public hearing  
held; enacted*

**CB-41-2010 – AN ACT CONCERNING PERSONNEL LAW – ADMINISTRATIVE LEAVE** for the purpose of allowing County employees up to twelve hours of administrative leave per year to volunteer in schools.

(Introduced by Council Members Dean, Dernoga, Turner and Exum on 6/15/2010; favorably reported out of PSFM on 6/9/2010)

*Public hearing  
held; enacted*

**CB-47-2010 (DR-2) – AN ACT CONCERNING FIRE SAFETY CODE** for the purpose of amending the Prince George's Fire Safety Code to adopt the standards of the National Fire Protection Association, to increase administrative fees, and to make other technical amendments related to the Fire Safety Code.

(Introduced by Council Members Dernoga, Dean, Exum, Harrison and Turner on 6/15/2010; favorably reported out of PSFM on 6/9/2010 with amendments)

*Public hearing  
held; enacted*

**CB-48-2010 – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – COUNCIL 67, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES AFL-CIO AND ITS AFFILIATED LOCAL 241 (SCHOOL CROSSING GUARDS)** for the purpose of amending the labor agreement by and between Prince George's County, Maryland and Council 67, American Federation of State, County and Municipal Employees, AFL-CIO and its affiliated Local 241 to provide for wages and certain other terms and conditions of employment for personnel classifications certified by the Prince George's County Public Employees Relations Board.

(Introduced by Council Members Dernoga, Harrison, Turner and Dean on 6/15/2010; favorably reported out of PSFM on 6/9/2010)

*Public hearing  
held; enacted*

**CB-49-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR PUBLIC WORKS AND TRANSPORTATION FACILITIES** for the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$62,255,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Public Works and Transportation Facilities including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County.

(Introduced by Council Members Dean, Exum, Dernoga, Harrison and Olson on 6/15/2010; favorably reported out of PSFM on 7/7/2010)

**PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) – (CONTINUED)**

*Public hearing  
held; enacted*

**CB-50-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR COUNTY BUILDINGS** for the purpose of authorizing Prince George’s County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$25,200,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of County Buildings including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County.

(Introduced by Council Members Dernoga, Exum, Olson and Dean on 6/15/2010; favorably reported out of PSFM on 7/7/2010)

*Public hearing  
held; amended;  
DR-2 enacted*

**CB-51-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR LIBRARY FACILITIES** for the purpose of authorizing Prince George’s County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$23,606,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Library Facilities including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County.

(Introduced by Council Members Dernoga, Olson, Dean, Exum and Harrison on 6/15/2010; favorably reported out of PSFM on 7/7/2010)

*Public hearing  
held; enacted*

**CB-52-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR PRINCE GEORGE’S COMMUNITY COLLEGE** for the purpose of authorizing Prince George’s County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$42,227,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Community College Facilities including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County.

(Introduced by Council Members Dernoga, Harrison, Exum, Olson and Dean on 6/15/2010; favorably reported out of PSFM on 7/7/2010)

**PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) – (CONTINUED)**

*Public hearing  
held; enacted*

**CB-53-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR PUBLIC SAFETY FACILITIES** for the purpose of authorizing Prince George's County, Maryland to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$85,835,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Public Safety Facilities (including Fire Department Facilities), including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County.

(Introduced by Council Members Dernoga, Dean, Olson, Harrison and Exum on 6/15/2010; favorably reported out of PSFM on 7/7/2010)

*Public hearing  
held; enacted*

**CB-54-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR ENVIRONMENTAL FACILITIES** for the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$28,675,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Environmental Facilities including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County.

(Introduced by Council Members Dernoga, Dean, Harrison and Olson on 6/15/2010; favorably reported out of PSFM on 7/7/2010)

*Public hearing  
held; enacted*

**CB-55-2010 – AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS AND INTERDEPARTMENTAL TRANSFER OF APPROPRIATIONS** for the purpose of declaring additional revenue, appropriating to the General Fund Outside Sources to provide funds for costs that were not anticipated in the Approved Fiscal Year 2010 Budget, and transferring surplus appropriations reflecting savings from the Police Department to the Department of Public Works and Transportation and Office of Central Services.

(Introduced by Council Members Dernoga, Harrison and Turner on 6/15/2010; favorably reported out of PSFM on 7/7/2010)

**PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) – (CONTINUED)**

*Public hearing  
held; enacted*

**CB-56-2010 – AN ACT CONCERNING BORROWING TO FINANCE SCHOOL PROJECTS** for the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full faith and credit, at any time and from time to time, in an aggregate principal amount not exceeding Eighty-Two Million Two Hundred Ninety-Seven Thousand Dollars (\$82,297,000), to finance the construction, including the design, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, repair or modernization, or school buildings in the County; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; and providing generally for the issuance of such bonds.

(Introduced by Council Members Dernoga, Harrison, Olson, Dean, Turner and Exum on 6/15/2010; favorably reported out of PSFM on 7/7/2010)

*Public hearing  
held; amended  
DR-2 enacted*

**CB-57-2010 - AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION QUALIFIED SCHOOL CONSTRUCTION BONDS IN AN AMOUNT NOT TO EXCEED \$25,822,000** for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed Twenty-Five Million Eight Hundred Twenty-Two Thousand (\$25,822,000) in aggregate principal amount of general obligation bonds for the purpose of financing in whole or in part costs of the construction, rehabilitation or repair of certain capital projects for public school facilities set forth in the capital budget of the County for the fiscal year ending June 30, 2011, .....

(Introduced by Council Members Olson, Dean, Dernoga, Harrison, Turner, and Exum on 6/15/2010; favorably reported out of PSFM on 7/7/2010 with recommended amendments)

**AMENDMENT #1 TO CB-57-2010**

*Public hearing  
held; enacted*

**CB-23-2010 – AN ACT CONCERNING TOWING INSURANCE REQUIREMENTS** for the purpose of amending the insurance requirements for tow trucks operating in Prince George's County.

(Introduced by Council Member Exum on 6/15/2010; favorably reported out of THE on 6/10/2010)

5. **RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)***Adopted*

**CR-45-2010 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS COUNCIL 67, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (“AFSCME”), AFL-CIO, AND ITS AFFILIATED LOCALS 1170 (HEALTH DEPARTMENT, DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT AND DEPARTMENT OF FAMILY SERVICES), 2462(DEPARTMENT OF PUBLIC WORKS AND TRANSPORTATION AND DEPARTMENT OF ENVIRONMENTAL RESOURCES), 2735 (DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT AND OFFICE OF CENTRAL SERVICES), AND 3389 (DEPARTMENT OF FAMILY SERVICES AND HEALTH DEPARTMENT) – SALARY SCHEDULE A** for the purpose of amending the Salary Plan of the County to reflect the terms of the labor agreement by and between Prince George’s County, Maryland and Council 67, AFSCME Locals, 1170, 2462, 2735 and 3389.

(Introduced by Council Members Harrison and Dean on 6/1/2010; favorably reported out of PSFM on 6/9/2010)

*Adopted*

**CR-46-2010 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, COUNCIL 67, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, LOCAL 241 – SALARY SCHEDULE X** for the purpose of amending the Salary Plan of the County to reflect the terms of the labor agreement by and between Prince George’s County, Maryland and the American Federation of State, County and Municipal Employees, Local 241.

(Introduced by Council Members Dernoga, Harrison and Dean on 6/1/2010; favorably reported out of PSFM on 6/9/2010)

*Adopted*

**CR-61-2010 - A RESOLUTION CONCERNING ENVISION PRINCE GEORGE’S** for the purpose of expressing the support of the County Council for the vision, goals, and priorities established by the Envision Prince George’s process and strategic plan for implementation.

(Introduced by Council Member Dean, Dernoga and Harrison on 6/23/2010; favorably reported out of PZED on 7/7/2010)

6. **INTRODUCTION AND ADOPTION OF RESOLUTIONS -- CR-68, 69, 71, 72, 73, 74, 75, AND 76 ADDED (see page 20)**

*Introduced; rules suspended; adopted*

**CR-63-2010 – A RESOLUTION CONCERNING CHILDHOOD OBESITY** for the purpose of expressing the County Council’s support of the Metropolitan Washington Council of Governments (COG) Resolution proposing regional strategies to reduce obesity.

*Introduced by Council Members Turner, Harrison, Dernoga, Bland, Olson, Campos and Dean*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

*Introduced; rules suspended; adopted*

**CR-64-2010 – A RESOLUTION CONCERNING A PRIORITY PRESERVATION AREA (PPA) FUNCTIONAL MASTER PLAN FOR PRINCE GEORGE’S COUNTY** for the purpose of initiating a Priority Preservation Area (PPA) Functional Master Plan and approving Goals, Concepts, Guidelines and a Public Participation Program in order to satisfy the requirements of HB 2 2006, Section 3.05(a)(6)(ii)(8) of Article 66B in accordance with Section 2-518 of the Agricultural Article of the Annotated Code of Maryland that all Maryland counties intending to have a certified agricultural land preservation program prepare and adopt a Priority Preservation Area Element (PPA) in their comprehensive plans.

The Chairman (by request – Planning Board)

*Introduced by Council Members Dernoga and Bland*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

*Introduced; rules suspended; adopted*

**CR-65-2010 - A RESOLUTION CONCERNING THE LISTING OF LOCAL QUESTIONS ON THE 2010 BALLOT** for the purpose of designating the order and form in which local questions shall be placed on the 2010 ballot and matters related thereto.

*Introduced by Council Members Dernoga, Bland, Exum, Knotts and Dean*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

*Introduced; rules suspended; adopted*

**CR-67-2010 - A RESOLUTION CONCERNING GREATER WASHINGTON 2050 COMPACT** for the purpose of endorsing the regional goals in the January 2010 Region Forward Report and adopting the Greater Washington 2050 Compact.

*Introduced by Council Members Dernoga, Harrison, Olson, Turner, Dean, Bland, Knotts and Exum*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

1:20 P.M.

**RECESS**

2:13 P.M.

**RECONVENE**

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

*Public hearing held; amended; DR-4 enacted*

**CB-36-2010 (DR-3) - AN ACT CONCERNING TAXICABS AND LIMOUSINES** for the purpose of amending provisions of the Code regulating taxicabs, amending certain definitions and requirements for certificates of registration, licensees, fees and otherwise relating to the regulation of taxicabs.

(Introduced by Council Members Bland, Dean, Dernoga, Knotts and Olson on 6/15/2010; favorably reported out of THE on 6/10/2010 with amendments)

8. **COUNTY COUNCIL SITTING AS THE BOARD OF HEALTH – (COUNCIL HEARING ROOM)**

**BRIEFING: -- BRIEFING HELD**

**WASHINGTON ADVENTIST HOSPITAL CENTER RELOCATION AND EXPANSION**

Robert Jepson, Associate Vice President of Government Relations and Public Policy, Washington Adventist Health Care

Elana Belton-Buter, Deputy Health Officer

Steve Proctor, President/CEO, GS Proctor & Associates.

9. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER’S REPORT**

*Chairman  
authorized to sign*

- (a) Proposed correspondence to Mr. William G. Robertson, President and CEO, Adventist Health Care, in support of plans to relocate the hospital and expand health care services.

*Chairman  
authorized to sign*

- (b) Proposed correspondence to Verjeana M. Jacobs, Chair, Board of Education, approving the FY 2010 Supplemental and Transfer Request.

**ADDITIONS TO THE AGENDA**

1. **CONSENT AGENDA – (page 2)**

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.

(a) **First Reading of Bills (Presentation)**

*Presented*

**CB-74-2010 - AN ORDINANCE CONCERNING POSTPONEMENT OF COUNCIL ACTIONS** for the purpose of making a clarifying amendment to the time within which the District Council is required to take action.

To be presented by Council Member Dernoga; referral to PZED

*Presented*

**CB-75-2010 - AN ACT CONCERNING CHESAPEAKE BAY CRITICAL AREA ORDINANCE** for the purpose of updating Subtitle 5B, the Chesapeake Bay Critical Area Ordinance.

To be presented by the Chairman (by request – County Executive); referral to PZED

*Presented*

**CB-76-2010 - AN ORDINANCE CONCERNING CHESAPEAKE BAY CRITICAL AREA** for the purpose of making revisions to zoning requirements related to the Chesapeake Bay Critical Area.

To be presented by the Chairman (by request – County Executive); referral to PZED

**CONSENT AGENDA – (CONTINUED)***Presented*

**CB-77-2010 (SUBDIVISION BILL) - AN ACT CONCERNING CHESAPEAKE BAY CRITICAL AREA** for the purpose of making revisions to Subdivision requirements for the Chesapeake Bay Critical Area.

To be presented by the Chairman (by request – County Executive); referral to PZED

*Presented*

**CB-78-2010 - AN ACT CONCERNING THE ISSUANCE OF SPECIAL OBLIGATION TAX INCREMENT FINANCING BONDS FOR BRANDYWINE CROSSING DEVELOPMENT DISTRICT** for the purpose of providing that special obligation tax increment financing bonds may be issued under the provisions of this Act and Sections 12-201 through 12-213 of the Economic Development Article of the Annotated Code of Maryland, as amended (the “Tax Increment Financing Act”) in an aggregate principal amount of Four Million Five Hundred Thousand Dollars (\$4,500,000) in order for the County to finance costs related to the construction or acquisition of the public infrastructure improvements as more particularly described herein; making certain findings and determinations, among others, concerning the public benefit and purpose of such bonds; providing that such bonds authorized to be issued hereby shall be payable solely from real property taxes deposited in the Tax Increment Fund established by CR-82-2009 of the County Council of Prince George’s County, Maryland (the “Formation Resolution”), and that the 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 County’s pledge of 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 bonds issued hereunder and any other matters necessary or desirable in connection with the authorization, issuance, delivery and payment of such 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 and delivery of such bonds; authorizing the execution and delivery of such bonds and such other documents as may be necessary and desirable to effectuate the financing of the infrastructure improvements and the issuance and delivery of such bonds; and generally providing for, and determining various matters in connection with, the issuance, delivery and payment of such bonds.

The Chairman (by request – County Executive); referral to PSFM

*Presented*

**CB-79-2010 - AN ACT CONCERNING WATER QUALITY RESOURCES AND GRADING CODE** for the purpose of enacting Subtitle 32, the Water Quality Resources and Grading Code, concerning grading, drainage and pollution control; erosion and sediment control; stormwater management; and accessibility for the disabled; and for the purpose of repealing certain provisions of Subtitle 4, the Building Code, and codifying them within Subtitle 32.

The Chairman (by request – County Executive); referral to THE

**CONSENT AGENDA – (CONTINUED)**

*Presented*

**CB-80-2010 - AN ACT CONCERNING STORMWATER MANAGEMENT** for the purpose of providing a model stormwater management ordinance for the County; and generally relating to stormwater management.

To be presented by Council Member Dernoga; referral to THE

*Presented*

**CB-81-2010 - AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE'S COUNTY** for the purpose of eliminating certain obsolete classes of work.

To be presented by the Chairman (by request – County Executive); referral to PSFM

(b) **Introduction of Resolutions**

*Introduced*

**CR-70-2010 – A RESOLUTION CONCERNING FY 2002-2011 TEN YEAR SOLID WASTE MANAGEMENT PLAN** for the purpose of amending the Prince George’s County FY 2002-2011 Solid Waste Management Plan by adding the Brandywine Recycling Center located at 14167, 14169 and 14175 Brandywine Road, Brandywine, Maryland.

*Introduced by Council Member Bland; referral to THE*

**THIS RESOLUTION REQUIRES A PUBLIC HEARING**

*Introduced*

**CR-72-2010 A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2011** for the purpose of approving the reprogramming \$1,300,000 in HOME Investment Partnership funds (“HOME”) from the FY 2004, FY 2005, FY 2006, FY 2008, and FY 2009 Annual Action Plans to the FY 2011 Annual Action Plan for the Rainier Manor project.

The Chairman (by request – County Executive); referral to THE

*Introduced by Council Members Campos, Dean, Harrison, Dernoga and Olson*

**THIS RESOLUTION REQUIRES A PUBLIC HEARING**

6. **INTRODUCTION AND ADOPTION OF RESOLUTIONS – (page 15)**

*Introduced; rules suspended; adopted*

**CR-68-2010 – A RESOLUTION CONCERNING MARYLAND BUY LOCAL CHALLENGE WEEK** for the purpose of expressing the County Council’s support for proclaiming July 19-27, 2010 as Maryland Buy Local Challenge Week in Prince George’s County.

To be introduced by Council Member Dernoga

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

*Introduced; rules suspended; adopted*

**CR-69-2010 - A RESOLUTION CONCERNING MARYLAND SMART SITES INITIATIVE** for the purpose of nominating Greenbelt Middle School Replacement at 6301 Breezewood Drive, Greenbelt, Maryland 20770 (the “**Project**”) as a “**Smart Site**” for participation in the Maryland Smart Sites Initiative of the Governor’s Smart Green and Growing initiative, administered by the Maryland Department of Housing and Community Development (“**DHCD**”).

*Introduced by Council Members Turner, Olson, Dernoga, Harrison, Dean, Olson, Bland and Turner*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

*Introduced; convened as C.O.W.; favorable recommendation; adopted*

**CR-71-2010 - A RESOLUTION CONCERNING A SUPPLEMENTARY APPROPRIATION OF FEDERAL, STATE AND OTHER FUNDS** for the purpose of appropriating funding from grants in the amount of \$444,000 to the Department of Housing and Community Development.

The Chairman (by request – County Executive)

*Introduced by Council Members Dernoga, Dean, Bland, Turner, Exum, Knotts, Olson, Campos and Harrison:*

**COUNCIL SHOULD CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

**INTRODUCTION AND ADOPTION OF RESOLUTIONS – (CONTINUED)**

*Introduced; rules  
suspended;  
adopted*

**CR-73-2010 - A RESOLUTION CONCERNING ANACOSTIA TRAILS HERITAGE AREA MANAGEMENT PLAN: A FUNCTIONAL MASTER PLAN FOR HERITAGE TOURISM** for the purpose of approving an amendment to the *Anacostia Trails Heritage Area Management Plan: A Functional Master Plan for Heritage Tourism* (“*Management Plan*”) allowing for the transfer of official management for the Anacostia Trails Heritage Area’s tourism programs from the Redevelopment Authority of Prince George’s County to Anacostia Trails Heritage Area, Inc. (ATHA).

The Chairman (by request – County Executive)

*Introduced by Council Members Campos, Olson, Dean, Harrison, Dernoga, Bland, Exum, Turner and Knotts*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

*Introduced; rules  
suspended;  
adopted*

**CR-74-2010 - A RESOLUTION CONCERNING ROMANO VINEYARD AND WINERY** for the purpose of expressing the County Council’s support for the application of Joseph and Jo-Ann Romano of Brandywine for grant funding from the MARBIDCO’s Local Government Ag/RBI Cost Share Program for the Romano Vineyard and Winery.

*Introduced by Council Members Dernoga, Bland, Olson, Dean, Harrison, Turner, Exum, Knotts and Campos*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

*Introduced; rules  
suspended;  
adopted*

**CR-75-2010 – A RESOLUTION CONCERNING ADVERSE ACTIONS BY APPOINTING AUTHORITIES** for the purpose of expressing the County Council’s support of the rights and expectations of all County Employees to work in a respectful environment free from harassment and intimidation.

*Introduced by Council Members Dean, Harrison, Bland, Turner, Exum, Knotts, Olson, Campos and Dernoga*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

**INTRODUCTION AND ADOPTION OF RESOLUTIONS – (CONTINUED)**

*Introduced;  
convened as  
C.O.W.; favorable  
recommendation;  
adopted*

**CR-76-2010 - A RESOLUTION CONCERNING KINGDOM SQUARE DEVELOPMENT DISTRICT AND KINGDOM SQUARE SPECIAL TAXING DISTRICT** for the purpose of designating a contiguous area within Prince George’s County, Maryland (the “County”) as a “development district” as that term is used in Sections 12-201 through 12-213, inclusive, of the Economic Development Article of the Annotated Code of Maryland, as amended (the “Tax Increment Financing Act”), as well as for the purpose of designating a contiguous area within the County that would be coincident with the development district as a “special taxing district” as that term is used in Section 10-269 of the Prince George’s County Code, as amended, and as that term is used in Section 9-1301 of Article 24 of the Annotated Code of Maryland, as amended (collectively, the “Special Taxing District Act”), such development district and special taxing district to be located in an unincorporated area of the County near Capitol Heights, Maryland and to be known as the “Kingdom Square Development District” and the “Kingdom Square Special Taxing District,” providing for, and determining, various matters in connection with the establishment of a development district and special taxing district; creating a tax increment fund with respect to the development district and a special fund with respect to the special taxing district, and allocating certain property taxes and certain hotel occupancy taxes with respect to the development district to be paid over to the tax increment fund as provided in the Tax Increment Financing Act; providing for the levy of a special tax and the allocation of the special tax with respect to the special taxing district to be paid over to the special fund as provided in the Special Taxing District Act; making certain findings and determinations with respect to the tax increment fund and the special fund and the respective uses of such funds; providing that special obligation bonds may be issued from time to time pursuant to an ordinance or ordinances enacted in accordance with the Tax Increment Financing Act and the Special Taxing District Act and secured by the tax increment fund and the special fund; and generally relating to the Kingdom Square Development District and the Kingdom Square Special Taxing District.

The Chairman (by request – County Executive)

*Introduced by Council Members Dean, Knotts, Dernoga and Bland*

**COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION**

**DISTRICT COUNCIL ITEMS**

***SEE SEPARATE ACTION AGENDA***

**REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL**

*None*

**6:30 P.M.**

**ADJOURN**

**REMINDERS**

Mon., July 19, 2010	NACO CONFERENCE – NO DISTRICT COUNCIL SESSION
Tues., July 20, 2010	NACO CONFERENCE – NO COUNTY COUNCIL SESSION
Mon., July 26, 2010	NO DISTRICT COUNCIL SESSION
Tues., July 27, 2010	NO COUNTY COUNCIL SESSION
	AUGUST RECESS
Mon., Sept. 6, 2010	LABOR DAY HOLIDAY
Tues., Sept. 7, 2010	9:30 a.m. County Council Agenda Briefing (Room 2027) 10:00 a.m. Call to Order (LAST DAY FOR INTRODUCTION OF SUBDIVISION BILLS)
Tues., Sept. 14, 2010	PRIMARY ELECTION DAY – NO COUNTY COUNCIL