

AGENDA MINUTES

Tuesday, October 15, 2013

Legislative Day No. 32

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) – BRIEFING HELD

CALL TO ORDER- *Council Chair Harrison called to order at 1:44 p.m. with the following Council Members present:*

Andrea Harrison (Out on County Business)
Will Campos (Out on County Business)
Derrick Davis
Mel Franklin
Mary Lehman
Eric Olson
Obie Patterson
Karen Toles (arrived at 1:49 p.m.)
Ingrid Turner

Others present:

Robert Williams, Jr., Council Administrator
William Hunt, Deputy Council Administrator
Redis Floyd, Clerk of the Council
Donna Brown, Deputy Clerk of the Council
Todd Turner, Legislative Officer
Jackie Brown, Director of the Planning, Zoning and Economic Development (PZED) Committee
Lisa Jackson, County Executive's Office
LaKeecia Allen, County Executive's Office
Karen Zavakos, Legislative Officer
Sandra Eubanks, Director of the Health, Education and Human Services (HEHS) Committee

INVOCATION- *The Invocation was provided by Edwin H. Brown, Jr., County Employee.*

PLEDGE OF ALLEGIANCE- *The Pledge of Allegiance was led by Council Member Davis*

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)

PROCLAMATION recognizing September 15-October 15, 2013, as “***Hispanic Heritage Month***” in Prince George’s County. (Council Member Will Campos, Council Chair Andrea C. Harrison and Council Members Lehman and Patterson)
PRESENTED

Council Member Will Campos, Council Chair Andrea C. Harrison and Council Members Lehman and Patterson presented a proclamation recognizing September 15 October 15, 2013, as “Hispanic Heritage Month” in Prince George’s County.

MOTION REQUIRED TO SUSPEND THE RULES TO ALLOW FOR PRESENTATION OF BILLS AFTER SEPTEMBER 30, 2013. (6 VOTES REQUIRED)

1. **CONSENT AGENDA -- ADOPTED AND ALL ACTIONS APPROVED**

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) Approval of County Council Minutes dated April 23, 2013 **APPROVED**

Council Member Davis moved to suspend the Council Rules of Procedure to allow for presentation of Bills after speaker 30; seconded by Council Member Franklin. The motion carried 7-0 (Absent: Council Members Harrison and Campos).

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

CB-98-2013 – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1619, AFL-CIO (CIVILIANS) for the purpose of approving the labor agreement by and between Prince George’s County, Maryland and the International Association of Fire Fighters, Local 1619, AFL-CIO (Civilians to provide for wages and certain other terms and conditions of employment for personnel classifications certified by the Prince George’s County Public Employee Relations Board.
PRESENTED

Council Bill 98 was presented by the Chair by request of the County Executive and referred to the Public Safety and Fiscal Management (PSFM) Committee.

(c) **Introduction of Resolutions**

CR-128-2013 - RESOLUTION CONCERNING COMPENSATION AND BENEFITS, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1619, AFL-CIO (CIVILIANS) SALARY SCHEDULE “H” 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 and the International Association of Fire Fighters, Local 1619, AFL-CIO (Civilians). **INTRODUCED**

Council Resolution 128 as proposed by the Chair by request of the County Executive, amends the Salary Plan of the County to reflect the terms of the labor agreement by and between Prince George’s County and the International Association of Fire Fighters, Local 1619, AFL-CIO (Civilians). Council Resolution 128 was introduced by Council Members Davis, Franklin, Lehman, Olson, Patterson, Toles and Turner and referred to the Public Safety and Fiscal Management (PSFM) Committee.

CR-129-2013 – A RESOLUTION CONCERNING SUPPLEMENTARY APPROPRIATIONS OF FEDERAL, STATE AND OTHER FUNDS for the purpose of appropriating funding from grants in the amount of \$371,266 to the Police Department, Health Department and the Office of the Sheriff. **INTRODUCED**

Council Resolution 129 as proposed by the Chair by request of the County Executive, appropriates funding from grants in the amount of \$371,266 to the Police Department, Health Department and the Office of the Sheriff. Council Resolution 129 was introduced by Council Members Franklin, Lehman, Patterson, Davis, Toles and Turner and referred to the Public Safety and Fiscal Management (PSFM) Committee.

CR-130-2013 – A RESOLUTION CONCERNING ADEQUATE PUBLIC FACILITIES SURCHARGE for the purpose of approving a waiver of the adequate public safety facilities surcharge for all residential units within the Patriots Landing Redevelopment Project. **INTRODUCED**

Council Resolution 130 which approves a waiver of the adequate public safety facilities surcharge for all residential units within the Patriots Landing Redevelopment Project was introduced by Council Member Patterson and referral to the Public Safety and Fiscal Management (PSFM) Committee.

***Council Member Olson moved to adopt the Consent Agenda; seconded by Council Member Franklin. The motion carried by voice vote. (Absent: Campos and Harrison).*

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

There were none.

3. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT**

There were none.

4. **SECOND READING OF BILLS (INTRODUCTION)**

CB-65-2013 – AN ORDINANCE CONCERNING DETAILED SITE PLAN AND SPECIFIC DESIGN PLAN APPLICATIONS for the purpose of clarifying the requirements for the Planning Board to refer Detailed Site Plan and Specific Design Plan applications to the Prince George's County Police Department and the Prince George's County Health Department. **INTRODUCED**

Council Member Franklin as Chair of the Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Bill 65 which clarifies the requirements for the Planning Board to refer Detailed Site Plan and Specific Design Plan applications to the Prince George's County Police Department and the Prince George's County Health Department was introduced by Council Members Franklin, Turner, Lehman, Olson, Toles, Patterson and Davis.

CB-71-2013 (DR-2) – AN ORDINANCE CONCERNING VALIDITY PERIODS FOR DETAILED SITE PLANS AND SPECIFIC DESIGN PLANS

for the purpose of temporarily extending 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, 2013. **INTRODUCED**

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations by the Committee to the Council. Council Bill 71 (DR-2) which temporarily extends 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, 2013 was introduced by Council Members Davis, Turner and Franklin.

CB-75-2013 - AN ORDINANCE CONCERNING VALIDITY PERIODS – DETAILED SITE PLANS for the purpose of temporarily extending the validity periods of certain approved Detailed Site Plan applications, subject to certain permitting criteria. **INTRODUCED**

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations by the Committee to the Council. Council Bill 75 which temporarily extends the validity periods of a certain approved Detailed Site Plan applications, subject to certain permitting criteria, was introduced by Council Members Olson and Lehman.

CB-76-2013 (DR-2) – AN ORDINANCE CONCERNING URBAN FARMS for the purpose of defining Urban Farm, permitting the use in the R-18 Zone under certain circumstances, and providing modifications to procedural requirements relating to Urban Farms. **DEFERRED TO 10/22/2013**

Introduction of this Bill was deferred to October 22, 2013

(Favorably reported out of PZED on 10/2/2013 with amendments)

To be introduced by Council Member Harrison

CB-80-2013 - AN ORDINANCE CONCERNING C-O ZONE for the purpose of permitting townhouses in the C-O zone under certain circumstances. **INTRODUCED**

Council Member Franklin as Chair of the Planning, Zoning and Economic Development (PZED) Committee, provided a verbal report of the actions and recommendations by the Committee to the Council. Council Bill 80 which permits townhouses in the C-O Zone under certain circumstances was introduced by Council

Member Olson.

CB-82-2013 - AN ACT CONCERNING THE REPEAL OF PROHIBITION OF THE SALE, OFFER OR DISTRIBUTION OF CERTAIN CIGAR PRODUCTS

for the purpose of repealing the provisions of the County Code prohibiting the sale, offer or distribution of cigar and cigar products in quantities fewer than packages of five. **INTRODUCED**

Sandra Eubanks, Director of the Health, Education and Human Services (HEHS) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Bill 82 which repeals the provisions of the County Code prohibiting the sale, offer or distribution of cigar and cigar products in quantities fewer than packages of five was introduced by Council Members Patterson, Franklin and Davis.

CB-91-2013 (DR-2) – AN ACT CONCERNING THE ELECTRONIC CIGARETTE SMOKING BAN for the purpose of restricting smoking of electronic cigarettes inside of public housing, senior citizen housing, and eating and drinking establishments. **INTRODUCED**

Sandra Eubanks, Director of the Health, Education and Human Services (HEHS) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Bill 91 (DR-2) which restricts smoking of electronic cigarettes inside of public housing, senior citizen housing, and eating and drinking establishments was introduced by Council Members Turner, Patterson, Franklin, Lehman and Davis

5. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

**CR-131-2013 – A RESOLUTION CONCERNING THE PUBLIC FACILITIES
ELEMENT OF THE PRELIMINARY EASTOVER/FOREST
HEIGHTS/GLASSMANOR SECTOR PLAN AND PROPOSED SECTIONAL
MAP AMENDMENT**

for the purpose of identifying inconsistencies between the public facilities proposed in the Preliminary Eastover/Forest Heights/Glassmanor Sector Plan and Proposed Sectional Map Amendment and existing or proposed State or County facilities, and approving the inclusion of any highway or transportation line proposals prior to the adoption of the sector plan by the Prince George's County Planning Board of the Maryland-National Capital Park and Planning Commission.

INTRODUCED; RULES SUSPENDED; ADOPTED

Council Resolution 131 as proposed by the Chair by request of the Planning Board, identifies inconsistencies between the public facilities proposed in the Preliminary Eastover/Forest Heights/Glassmanor Sector Plan and Proposed Sectional Map Amendment and existing or proposed State or County facilities, and approves the inclusion of any highway or transportation line proposals prior to the adoption of the sector plan by the Prince George's County Planning Board of the Maryland-National Capital Park and Planning Commission. Council Resolution 131 was introduced by Council Members Franklin, Patterson and Davis. Council Member Olson moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 131; seconded by Council Member Davis. The motion carried 7-0 (Absent: Council Members Harrison and Campos). Council Member Davis moved to adopt Council Resolution 131; seconded by Council Member Olson. The motion carried 7-0 (Absent: Council Members Harrison and Campos).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were none.

RECESSED- *The meeting recessed at 2:05 p.m.*

DISTRICT COUNCIL ITEM

(SEE SEPARATE ACTION AGENDA)

ADJOURNED- *The meeting adjourned at 2:11 p.m.*

**COMMITTEE OF THE WHOLE – (ROOM 2027) – COMMITTEE MEETING
HELD**

**ADOPTED SOUTHERN GREENLINE STATION SECTOR PLAN AND
SECTIONAL MAP AMENDMENT**

(TRANSCRIPT ANALYSIS)

Motion was made by Council Member Toles; seconded by Council Member Franklin to schedule a second public hearing to address proposed amendments. Motion carried 7-0 (Absent: Council Members Harrison and Campos).

Prepared by:

Sherry Bias, Administrative Aide

Submitted by:

Redis C. Floyd, Clerk of the Council