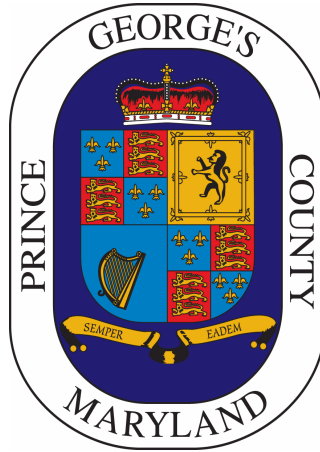


# Prince George's County Council

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



## Meeting Agenda - Final

**Tuesday, October 18, 2016**

**1:30 PM**

**Council Hearing Room**

### **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*

**RULES OF COURTESY**

You are now participating in the process of representative government. We welcome your interest and hope you will attend Prince George's County Council meetings often. Good government depends on the interest and involvement of you and your fellow citizens.

To insure fair and orderly meetings, the Council has adopted rules which apply to all members of the Council, administrative staff, news media, citizens and visitors. The procedures provide:

1. No one shall delay or interrupt the proceedings or refuse to obey the orders of the presiding officer.
2. Posters or Placards must remain outside the Council Hearing Room.
3. No smoking is permitted in the County Administration Building.
4. Citizens are admitted up to the Fire Safety capacity of the Hearing Room. Overflow crowds may listen to proceedings on loudspeakers provided in the lobby area.

**REGULAR COUNCIL MEETINGS**

The Prince George's County Council meets at 10:00 a.m. each Tuesday in the Council Hearing Room in the County Administration Building, Upper Marlboro, Maryland. Legislative sessions are held on the first and third Tuesday of each month and business meetings are scheduled on the alternate weeks.

In addition to its normal function as the County Council, the Council will frequently sit as the District Council for zoning matters or as the Board of Health. The capacity in which the Council acts on agenda items will be recorded in the minutes for each meeting.

**PUBLIC PARTICIPATION IN COUNCIL MEETINGS**

Meetings of the Council are formal proceedings and all comments are recorded. Members of the audience are provided an opportunity to address the Council prior to the close of each meeting. Participation is also welcomed during the public hearing process. Those wishing to testify at a public hearing are urged to telephone the Clerk's office at 301-952-3600 for placement on the advance speakers' list. Registration is also accepted in the hearing room. The following information is provided as a guide to public participation in the Council Meeting. When you are called by the presiding officer, please follow these steps:

1. Come forward to the speaker's podium and state your name and address.
2. Relax.
3. Present your comments as succinctly as possible. Avoid duplicate testimony.
4. Confine your remarks to three minutes, if the presiding officer has indicated time limits would be in effect.
5. If you have a written statement, give it and other supporting material to the Clerk.

In accordance with ADA Requirements, accommodations for hearing impaired, disabled persons and visually impaired can be provided upon reasonable notice to the Clerk of the Council. Sign language interpreters are available with advance notice by calling 301-952-3600. In the event of inclement weather, please call 301-952-4810 to confirm the status of County Business.

**THE USE OF CELLULAR PHONES IN THE HEARING ROOM IS PROHIBITED**

**10:45 A.M. - AGENDA BRIEFING - (ROOM 2027)**

**11:00 A.M. - COMMITTEE OF THE WHOLE - (COUNCIL HEARING ROOM)**

*CONTINUED FROM OCTOBER 11, 2016*

*(SEE SEPARATE AGENDA)*

**12:00 P.M. - RULES/GENERAL ASSEMBLY COMMITTEE – (COUNCIL HEARING ROOM)**

*(SEE SEPARATE AGENDA)*

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

**INVOCATION:**

Pastor Leslie Taylor, New Mt. Olive Baptist Church, Hyattsville, Maryland

**PLEDGE OF ALLEGIANCE**

**LEGISLATIVE DAY NO. 31**

**1. CONSENT AGENDA**

*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**

[MIN 10112016](#) County Council Minutes dated October 11, 2016.

**Attachment(s):** [10112016](#)  
[10112016-COW](#)

**(b) Introduction of Resolutions**

[CR-083-2016](#)

Draft: 1

**A RESOLUTION CONCERNING LOANS TO SAFEWAY, INC. (“SAFEWAY”) FROM THE MARYLAND ECONOMIC DEVELOPMENT ASSISTANCE FUND (“MEDAF”) AND PRINCE GEORGE’S COUNTY, MARYLAND (THE “COUNTY”)** for the purpose of endorsing a loan not to exceed eight hundred fifty thousand dollars (\$850,000) to Safeway from the Maryland Department of Commerce, formerly the Maryland Department of Business and Economic Development MEDAF program, which, in conjunction with the conditional loan from the County’s Economic Development Incentive Fund (“EDI Fund”) not to exceed five hundred thousand dollars (\$500,000), will be used for eligible project costs associated with a new facility in the County and capital expenditures.

**Attachment(s):** [R2016083](#)  
[CR-83-2016 Exhibit A](#)  
[CR-83-2016 AIS](#)  
[CR-83-2016 Transmittal Letter](#)

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

*To be introduced by:*

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

[Consent86](#)

**MOTION TO ADOPT CONSENT AGENDA AND APPROVE ALL ACTIONS**

**3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT**[LTR 10182016](#)

Draft: 1

Proposed letter to The Honorable Elizabeth M. Hewlett, Chairman, Prince George's County Planning Board approving a six-month extension of the timeframe to prepare the Preliminary East Riverdale-Beacon Heights Sector Plan.

**Attachment(s):** [Riverdale/Beacon Heights Extension Letter](#)  
[Riverdale/Beacon Heights Updated Schedule](#)  
[Riverdale/Beacon Heights Transmittal](#)

*The Chairman (by request - Planning Board)*

**4. SECOND READING OF BILLS – (INTRODUCTION)**[CB-070-2016](#)

Draft: 2

**AN ORDINANCE CONCERNING COMMERCIAL KITCHENS IN RESIDENTIAL ZONES** for the purpose of allowing catering or food processing for offsite consumption in certain commercial kitchens located in residential zones.

**Sponsor(s):** Glaros

**Attachment(s):** [B2016070](#)  
[CB-70-2016 AIS](#)  
[CB-70-2016 Report](#)

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-70-2016 (DR-2)*

**Legislative History:**

9/13/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
10/5/16	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**[CB-071-2016](#)

Draft: 2

**AN ORDINANCE CONCERNING R-R ZONE** for the purpose of permitting eating or drinking establishments excluding drive-through service uses in combination with a beauty shop use in the R-R (Rural Residential) Zone, under certain specified circumstances.

**Sponsor(s):** Glaros

**Attachment(s):** [B2016071](#)  
[CB-71-2016 AIS](#)  
[CB-71-2016 Report](#)

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF  
 CB-71-2016 (DR-2)*

**Legislative History:**

9/13/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
10/5/16	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

[CB-078-2016](#)

Draft: 2

**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](#)  
[CB-78-2016 Report](#)

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF  
 CB-78-2016 (DR-2)*

**Legislative History:**

9/20/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
10/4/16	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)****[CB-079-2016](#)**

Draft: 2

**AN ORDINANCE CONCERNING TRANSIT-ORIENTED**

**DEVELOPMENT - GRADING PERMITS - EXCEPTIONS** for the purpose of authorizing, within certain areas of Prince George's County designated for transit-oriented development, 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](#)  
[CB-79-2016 Report](#)

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF  
 CB-79-2016 (DR-2)*

**Legislative History:**

9/20/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
10/4/16	Planning, Zoning and Economic Development Committee	Held in Committee
10/5/16	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

**[CB-080-2016](#)**

Draft: 2

**AN ORDINANCE CONCERNING ZONING DEFINITIONS –**

**AGRICULTURE** for the purpose of amending the definition of Agriculture in the Zoning Ordinance concerning beekeeping on residential land and permitting the use in certain residential zones in Prince George's County.

**Sponsor(s):** Glaros and Davis

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

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF  
 CB-80-2016 (DR-2)*

**Legislative History:**

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9/20/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
10/5/16	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**

**[CB-081-2016](#)**

Draft: 2

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

**Sponsor(s):** Lehman

**Attachment(s):** [B2016081](#)  
[CB-81-2016 AIS](#)  
[CB-081-2016 Report](#)

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-81-2016 (DR-2)*

**Legislative History:**

9/20/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
10/4/16	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

**[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](#)  
[CB-83-2016 Report](#)

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-83-2016*

**Legislative History:**



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9/20/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
10/5/16	Planning, Zoning and Economic Development Committee	Favorably recommended to the County Council

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**

**[CB-084-2016](#)**

Draft: 2

**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](#)  
[CB-084-2016 Report](#)

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-84-2016 (DR-2)*

**Legislative History:**

9/20/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
10/5/16	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council

**[CB-092-2016](#)**

Draft: 1

**AN ORDINANCE CONCERNING CONVEYANCE OF PUBLIC LAND IN THE R-R ZONE** for the purpose of providing certain requirements applicable to conveyances of public land in the R-R (Rural Residential) Zone to a nonprofit medical services corporation.

**Sponsor(s):** Harrison

**Attachment(s):** [B2016092](#)  
[CB-92-2016 AIS.pdf](#)

*(Verbal C.O.W. report to be provided)*

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING*

**Legislative History:**

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9/27/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
10/5/16	Planning, Zoning and Economic Development Committee	Held in Committee
10/11/16	Committee of the Whole	Held in Committee
10/11/16	County Council	discharged from Committee
10/11/16	County Council	referred to the Committee of the Whole

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**

[CB-094-2016](#)

Draft: 1

**AN ORDINANCE CONCERNING BUILDINGS AND STRUCTURES -**

**REGULATIONS - BUILDING PERMITS - EXEMPTIONS** for the purpose of providing a limited exemption from the requirements of the Zoning Ordinance and certain other requirements of the County Code for expansions or improvements pursuant to State law for food or beverage store uses, under certain circumstances.

**Sponsor(s):** Franklin

**Attachment(s):** [B2016094](#)  
[CB-94-2016 AIS](#)

*(Verbal C.O.W. report to be provided)*

*THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING*

**Legislative History:**

10/4/16	County Council	presented and referred to the Committee of the Whole
10/11/16	Committee of the Whole	Held in Committee

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)****[CB-063-2016](#)**

Draft: 2

**AN ACT CONCERNING PARKING REGULATIONS** for the purpose of prohibiting parking, standing and/or selling vehicles on certain roads, areas and spaces; providing for a certain registration and towing; regarding for “For Sale” signs in vehicles; providing for enforcement; providing for fines and penalties; and generally relating to parking, standing and/or selling of vehicles.

**Sponsor(s):** Taveras

**Attachment(s):** [B2016063](#)

[CB-63-2016 AIS](#)

[CB-063-2016 Report](#)

[CB-063-2016 Fiscal Impact](#)

**Legislative History:**

9/13/16	County Council	presented and referred to the Public Safety and Fiscal Management Committee
10/3/16	Public Safety and Fiscal Management Committee	Held in Committee
10/13/16	Public Safety and Fiscal Management Committee	Favorably recommended with amendments to the County Council

**[CB-074-2016](#)**

Draft: 2

**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](#)  
[CB-074-2016 Report](#)  
[CB-074-2016 Fiscal Impact](#)  
[CB-074-2016 - Memo - The Jobs and Opportunity Act of 2016](#)

**Legislative History:**

9/20/16	County Council	presented and referred to the Public Safety and Fiscal Management Committee
10/3/16	Public Safety and Fiscal Management Committee	Held in Committee
10/13/16	Public Safety and Fiscal Management Committee	Favorably recommended with amendments to the County Council

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**

[CB-075-2016](#)

Draft: 2

**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 Toles

**Attachment(s):** [B2016075](#)  
[CB-75-2016 AIS](#)  
[CB-075-2016 Report](#)  
[CB-075-2016 Fiscal Impact](#)

**Legislative History:**

9/20/16	County Council	presented and referred to the Public Safety and Fiscal Management Committee
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10/3/16	Public Safety and Fiscal Management Committee	Held in Committee
10/13/16	Public Safety and Fiscal Management Committee	Favorably recommended with amendments to the County Council

### **SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**

#### **CB-077-2016**

Draft: 2

**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, Toles and Turner

**Attachment(s):** [B2016077](#)  
[CB-77-2016 AIS](#)  
[CB-077-2016 Report](#)  
[CB-77-2016 Fiscal Impact](#)

**Legislative History:**

9/20/16	County Council	presented and referred to the Public Safety and Fiscal Management Committee
9/29/16	Public Safety and Fiscal Management Committee	Favorably recommended with amendments to the County Council

#### **CB-059-2016**

Draft: 2

**AN ACT CONCERNING LANDLORD-TENANT CODE DRUG ACTIVITY AND PROSTITUTION** for the purpose of making persons, landlords, landlord agents, management staff and/or owners, as well as tenants, liable for the use of apartments for drug activities and/or for prostitution, including human trafficking; providing punishment for statutory violators; providing for certain inquiries; providing a voluntary program on human trafficking; providing for voluntary registration, voluntary training, and voluntary certification; and generally regarding drug activity and/or prostitution, including human trafficking.

**Sponsor(s):** Taveras

**Attachment(s):** [B2016059](#)  
[CB-59-2016 AIS](#)  
[CB-59-2016 Report](#)  
[CB-59-2016 Fiscal Impact](#)

**Legislative History:**

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9/13/16	County Council	presented and referred to the Transportation, Housing and the Environment Committee
9/29/16	Transportation, Housing and the Environment Committee	Held in Committee
10/6/16	Transportation, Housing and the Environment Committee	Favorably recommended with amendments to the County Council

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**

[CB-064-2016](#)

Draft: 2

**AN ACT CONCERNING EVICTION** for the purpose of providing legislative intent; requiring certain notification; requiring certain responsibilities for trash removal following an eviction; providing for a certain exception; providing for fines; and generally relating to evictions and removal of trash following an eviction.

**Sponsor(s):** Taveras

**Attachment(s):** [B2016064](#)  
[CB-64-2016 AIS](#)  
[CB-64-2016 Report](#)  
[CB-64-2016 Fiscal Impact](#)

*AMENDMENT #1 TO CB-64-2016 (DR-2)*

**Legislative History:**

9/13/16	County Council	presented and referred to the Transportation, Housing and the Environment Committee
9/29/16	Transportation, Housing and the Environment Committee	Held in Committee
10/6/16	Transportation, Housing and the Environment Committee	Favorably recommended with amendments to the County Council

**SECOND READING OF BILLS – (INTRODUCTION) - (CONTINUED)**

[CB-095-2016](#)

Draft: 1

An Ordinance concerning Residential Revitalization for the purpose of making clarifying amendments to the applicability requirements of the County Residential Revitalization Ordinance set forth in the Zoning Ordinance of Prince George's County.

**Sponsor(s):** Harrison

**Attachment(s):** [B2016095](#)  
[CB-95-2016 AIS](#)

*To be introduced by Council Member Harrison*

*CB-95-2016 IS CLARIFYING LEGISLATION TO CB-24-2016.*

*BY AUTHORITY OF THE COUNCIL RULES OF PROCEDURE AS CHAIRMAN, THIS BILL WILL NOT BE REFERRED TO COMMITTEE.*

*MOTION REQUIRED TO SUSPEND THE RULES TO ALLOW THAT CB-95-2016 NOT BE REFERRED TO COMMITTEE.*

*CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-95-2015.*

**6. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**[CR-067-2016](#)

Draft: 2

**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 owned by individuals for at least 25 years and to provide the list to the Department of Family Services for outreach services.

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

**Attachment(s):** [R2016067](#)

[CR-67-2016 AIS](#)

[CR-067-2016 Report](#)

*MOTION REQUIRED TO SUBSTITUTE DR-2 IN LIEU OF DR-1 PRIOR TO ADOPTION*

**Legislative History:**

9/20/16	County Council	introduced and referred to the Public Safety and Fiscal Management Committee
9/29/16	Public Safety and Fiscal Management Committee	Favorably recommended with amendments to the County Council

**2:30 P.M. - BRIEFING – (COUNCIL HEARING ROOM)**[BR 10182016](#)**ZONING ORDINANCE RE-WRITE**

- Craig Richardson, Director, Clarion Associates
- Don Elliott, Director, Clarion Associates
- Derick Berlage, Chief, Countywide Planning Division, M-NCPPC
- Chad Williams, Project Manager, Countywide Planning Division, M-NCPPC
- Brittney Drakeford, Administrative Specialist, Countywide Planning Division, M-NCPPC



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

**ADJOURN**

REMINDERS

Wed., Oct. 19, 2016

10:00 a.m. - PZED Committee Meeting (Room 2027)

Thurs., Oct. 20, 2016

1:30 p.m. - PSFM Committee Meeting (Room 2027)

Mon., Oct 24, 2016

9:30 a.m. - District Council Agenda Briefing (Room 2027)

10:00 a.m. - Call to Order (Council Hearing Room)

1:00 p.m. - Transfer of Development Rights Report (Council Hearing Room)

1:45 p.m. - Human Trafficking Task Force Meeting/Briefing (Council Hearing Room)