

# ***ACTION AGENDA***

**Tuesday, July 19, 2011**

**Legislative Day No. 19**

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

**9:48 A.M.                    AGENDA BRIEFING – (ROOM 2027) – *BRIEFING HELD***

**10:28 A.M.                    CALL TO ORDER**

**INVOCATION:** Pastor Bernard Winchester, First Baptist Church of Fairmount,  
Heights, Fairmount Heights

**PLEDGE OF ALLEGIANCE**

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

*Presented*

**CB-30-2011 (SUBDIVISION BILL) - AN ACT CONCERNING SUBDIVISIONS – ENVIRONMENTAL REGULATIONS** for the purpose of amending certain definitions, revising certain regulations, and clarifying grandfather provisions concerning environmental features in the Subdivision Ordinance.

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

*Presented*

**CB-31-2011 - AN ACT CONCERNING BUILDING – REQUIREMENTS – GRADING/SITE DEVELOPMENT PLANS – STORMWATER CONCEPT PLANS** for the purpose of making clarifying amendments as to submission requirements for grading and/or combined grading and building permit applications and stormwater concept plans.

To be presented by the Chair (by request – Planning Board); referral to THE

*Presented*

**CB-32-2011 - AN ACT CONCERNING TREES AND VEGETATION - WOODLAND AND WILDLIFE HABITAT CONSERVATION ORDINANCE** for the purpose of adding or amending certain definitions and otherwise clarifying applicability and certain regulatory requirements of the Woodland and Wildlife Habitat Conservation Ordinance.

To be presented by the Chair (by request – Planning Board); referral to THE

*Presented*

**CB-33-2011 - AN ACT CONCERNING TREES AND VEGETATION – TREE CANOPY ORDINANCE** for the purpose of clarifying applicability requirements, amending regulations, providing certain exemptions, and codifying waiver procedures from requirements of the Tree Canopy Ordinance.

To be presented by the Chair (by request – Planning Board); referral to THE

**CONSENT AGENDA – (CONTINUED)**

*Presented*

**CB-34-2011 - AN ORDINANCE CONCERNING NATURAL RESOURCE INVENTORIES** for the purpose of clarifying the definition of Natural Resource Inventory, amending environmental submission requirements and required findings concerning applications for certain zoning map amendments, permits, conceptual site plans, detailed site plans, and clarifying applicability requirements in the Zoning Ordinance. (Zoning Bill)

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

*Presented*

**CB-35-2011 – AN ORDINANCE CONCERNING SECTIONAL MAP AMENDMENT PROCEDURES AND DEFINITIONS** for the purpose of clarifying Sectional Map Amendment Procedures for Sector Plans and amending certain definitions.

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

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

*-None-*

3. **PUBLIC HEARINGS: -- PUBLIC HEARING HELD***All confirmed*■ **Appointment of the following individuals to the Board of Social Services for Prince George's County:**

Ms. Kimberly Cole	Appointment Replacing: Gloria Ducker Term Expiration: 6/30/2013
Ms. Judith Dobbins	Appointment Replacing: Alphonso Lewis Term Expiration: 6/30/2013
Ms. Valerie Farrar	Appointment Replacing: Audrey Chase Term Expiration: 6/30/2013
Ms. Theresa Green	Appointment Term Expiration: 6/30/2012
Ms. Katrina Mitchell (Withdrawn by Executive)	Appointment Replacing: Maureen Evans Term Expiration: 6/30/2012
Ms. Cheryl Robinson	Appointment Replacing: Walter Howell Term Expiration: 6/30/2012
Ms. Robin Robinson	Appointment Term Expiration: 6/30/2014
Mr. Keith Singletary	Appointment Replacing: Toya Mitchell Term Expiration: 6/30/2012
Ms. Cynthia Terry	Appointment Term Expiration: 6/30/2014
Dr. William Welch	Appointment Term Expiration: 6/30/2014
Ms. Toni Smith	Reappointment Term Expiration: 6/30/2012

(Favorably reported out of HEHS on 7/7/2011)

**PUBLIC HEARINGS – (CONTINUED) -- PUBLIC HEARING HELD***All confirmed*

■ **Appointment of the following individuals to the Personnel Board for Prince George's County:**

Ms. Donna Crocker-Mason	Appointment Replacing: Iris Lee Term Expiration: 12/2/2014
Mr. Robert O. Duncan	Appointment Replacing: Sybill Wiggins Term Expiration: 12/2/2014
Ms. Carolyn F. Scriber	Appointment Replacing: Iristine T. Mackall Term Expiration: 12/2/2014
Mr. Omar M. Boulware	Appointment Replacing: Yvonne Hefley Term Expiration: 12/2/2012

(Favorably reported out of HEHS on 7/7/2011)

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

*Public hearing held;  
Enacted*

**CB-13-2011 – AN ORDINANCE CONCERNING RESIDENTIAL REVITALIZATION** for the purpose of amending the definition and regulations for Residential Revitalization.

(Introduced by Council Member Patterson on 6/7/2011; favorably reported out of PZED on 5/19/2011)

*Public hearing held;  
Enacted*

**CB-14-2011 (DR-2) – AN ORDINANCE CONCERNING CHURCHES OR SIMILAR PLACES OF WORSHIP** for the purpose of allowing buildings or structures used by Churches or Similar Places of Worship located in residential zones to be eighty (80) feet in height, provided that, for each one (1) foot increase in height, every yard is increased by one (1) foot.

(Introduced by Council Members Campos and Patterson on 6/21/2011; favorably reported out of PZED on 6/15/2011 with amendments)

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

*Public hearing  
held;  
Enacted*

**CB-18-2011 (DR-3) (EMERGENCY BILL) – AN EMERGENCY ACT  
CONCERNING DANCE HALLS**

for the purpose of amending County regulations concerning dance hall premises, owners, lessors, operators, managers, promoters and patrons, establishing license requirements, setting penalties for violators, declaring specific legislative intent to establish reasonable and uniform laws to reduce the number of violent crimes that occur as a result of events at dance halls and to promote the health, safety, and welfare of the citizens and residents of Prince George's County and declaring that a public emergency exists affecting the public health, safety, and welfare.

(Introduced by Council Members Toles, Turner, Campos, Franklin, Johnson, Lehman, Olson and Patterson on 6/21/2011; favorably reported out of PSFM on 6/15/2011 with amendments)

**A public emergency exists affecting the public health, safety, and welfare; said emergency being the provisions of this law are in response to violent crimes and the increase in violent crimes, including but not limited to assaults and homicides, taking place in or in close proximity to adult dance halls and teen dance halls throughout the County; the purpose and intent of this legislation is to regulate dance hall premises, licensees, owners, lessors, operators, managers, promoters and patrons by establishing license requirements and penalties for violators by repealing and reenacting with amendments relevant provisions of the County Code to establish reasonable and uniform laws to promote the health, safety, and welfare of the citizens and residents of the County and to prevent or control detrimental effects upon neighboring properties and existing and proposed land uses in the general area.**

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

**CB-27-2011 – AN ACT CONCERNING SUPPLEMENTARY  
APPROPRIATIONS**

for the purpose of declaring additional revenue and appropriating to the General Fund Outside Sources to provide funds for costs that were not anticipated in the approved Fiscal Year 2011 Budget.

(Introduced by Council Member Turner on 6/21/2011; favorably reported out of C.O.W. on 6/21/2011)

**AMENDMENT #1 TO CB-27-2011**

*Public hearing  
held;  
Enacted*

**CB-28-2011 – AN ACT CONCERNING PRINCE GEORGE'S COUNTY  
RECORDATION TAX RATE**

for the purpose of revising the recordation tax rate.

(Introduced by Council Member Turner on 6/21/2011; favorably reported out of C.O.W. on 6/21/2011)

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

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

**CB-15-2011 (DR-2) – 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.

(Introduced by Council Member Turner on 6/21/2011; favorably reported out of THE on 6/20/2011 with amendments)

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

*Chair authorized to sign* (a) Proposed correspondence to Verjeana M. Jacobs, Esq., Chair, Board of Education, supporting the Supplemental and Transfer request for their FY 2011 Operating Budget.

The Chair (by request - Board of Education)

6. **PUBLIC HEARINGS/RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

*Public hearing held;*  
*Adopted*

**CR-48-2011 – A RESOLUTION CONCERNING COUNTY REAL PROPERTY** for the purpose of declaring certain parcels of County-owned real property as surplus, and approving the County Executive's plan for disposal of such parcels.

(Introduced by Council Member Turner on 6/21/2011; favorably reported out of PSFM on 6/13/2011)

7. **RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

*DR-2  
substituted;  
Amended;  
DR-3 Adopted*

**CR-38-2011 (DR-2) – A RESOLUTION CONCERNING ECONOMIC DEVELOPMENT** for the purpose of revising the County’s policy for the use of Tax Increment Financing and other financial tools and incentives to fund economic and community development projects and initiatives in Prince George’s County.

(Introduced by Council Members Toles, Lehman, Franklin, Patterson, Turner and Johnson on 6/21/2011; favorably reported out of PSFM on 7/6/2011 with amendments)

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

*Motion to convene in Executive Session made by Council Member Franklin; seconded by Council Member Olson. Motion carried 7-0. (Absent: Campos and Harrison)*

**ADDITIONS TO THE AGENDA**

**EXECUTIVE SESSION – (EXECUTIVE CONFERENCE ROOM) – EXECUTIVE SESSION HELD**

- (a) To consult with counsel, staff, consultants, or other individuals to obtain legal advice and discussion regarding pending or potential litigation in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (7, 8).

**Topic Discussed:** Reaching Hearts International vs. Prince George’s County, et al.

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

*-None-*

**1:56 P.M.**

**ADJOURN**



**REMINDERS**

Thurs., July 21, 2011	1:30 p.m.	Redistricting Commission Meeting (Room 2027)
Thurs., July 28, 2011	10:45 a.m.	Redistricting Commission Meeting (Room 2027)
Mon., Aug. 8, 2011	1:30 p.m.	Bowie State MARC Station Development Board (Room 2027)
Sat., Aug. 13, 2011	10:00 a.m. – 12:00 noon	The 2011 Redistricting Commission Public Hearing
AUGUST RECESS		
Mon., Sept., 5, 2011	HOLIDAY - LABOR DAY	
Tues., Sept., 6, 2011	NO COUNCIL SESSION	
Wed., Sept. 7, 2011	10:00 a.m.	PZED Committee Meeting (Room 2027)
Thurs., Sept. 8, 2011	10:00 a.m.	THE Committee Meeting (Room 2027)
Mon., Sept., 12, 2011	9:30 a.m. 10:00 a.m.	District Council Agenda Briefing (Room 2027) Call to Order (Council Hearing Room)
Tues., Sept. 13, 2011	1:00 p.m. 1:30 p.m. 7:00 p.m.	County Council Agenda Briefing (Room 2027) Call to Order (Council Hearing Room) Sitting as the Board of Health Joint Public Hearing - Priority Preservation Area Functional Master Plan