



Prince George's County Council

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

Meeting Minutes - Final County Council

Todd M. Turner, Council Chair, District 4
Monique Anderson-Walker, District 8
Derrick Leon Davis, District 6
Thomas E. Dernoga, District 1
Mel Franklin, At-Large
Dannielle M. Glaros, District 3
Sydney J. Harrison, District 9
Calvin S. Hawkins, II, Vice Chair, At-Large
Jolene Ivey, District 5
Rodney C. Streeter, District 7
Deni L. Taveras, District 2

Robert J. Williams, Jr., Council Administrator

Tuesday, October 6, 2020

10:00 AM

(VIRTUAL MEETING)

VIEW USING THE LINK PROVIDED AT: <https://pgccouncil.us/LIVE>

10:00 A.M. - CALL TO ORDER - (VIRTUAL MEETING)

The meeting was called to order by Council Chair Turner at 10:00 a.m. with nine members present. Council Member Taveras arrived at 10:01 a.m. and Council Member Dernoga arrived at 10:02 a.m.

Present: 11 - Council Chair Todd Turner
Council Member Monique Anderson-Walker
Council Member Derrick Davis
Council Member Thomas Dernoga
Council Member Mel Franklin
Council Member Dannielle Glaros
Council Member Sydney Harrison
Vice Chair Calvin S. Hawkins
Council Member Jolene Ivey
Council Member Rodney Streeter
Council Member Deni Taveras

Also present:

Robert J. Williams, Jr., Council Administrator
William M. Hunt, Deputy Council Administrator
Donna J. Brown, Clerk of the Council
Theresa D. Myers, Legislative Assistant
Leonard D. Moses, Zoning Assistant
Terry L. Bell, Council Liaison
Sakinda Skinner, Associate County Attorney
Amanda Denison, Associate County Attorney
Miriam Brewer, CEX Appointments Liaison
Leroy Maddox, Legislative Officer
Monica B. James, Legislative Officer
J. Kenneth Battle, TIEE Committee Director
Kathy Canning, Legislative Officer
Howard Stone, GOFP Committee Director
Colette Gresham, Legislative Officer
Nathaniel Tutt, III, HHSPS Committee Director
Donna Whitman, Legislative Officer
Jacqueline Brown, PHED Committee Director
Karen Zavakos, Legislative & Zoning Counsel
Dinora Hernandez, Legislative Officer

INVOCATION / MOMENT OF SILENCE

The Invocation was provided by Howard W. Stone, County Employee.

LEGISLATIVE DAY NO. 26

1. CONSENT AGENDA

(a) Approval of County Council Minutes

[MIN 09292020](#)

Draft 1

Approval of County Council and Board of Health Minutes dated September 29, 2020.

Attachment(s): [09292020](#)
[09292020 BOH](#)

These Minutes were approved

MOTION REQUIRED TO SUSPEND THE RULES TO ALLOW FOR PRESENTATION OF BILLS AFTER SEPTEMBER 30 - (8 VOTES REQUIRED)**(b) First Reading of Bills (Presentation)**[CB-086-2020](#)

Draft 1

AN ACT CONCERNING SPECIAL FOOD SERVICE FACILITIES - FOOD HALLS for the purpose of establishing a business license for Special Food Service Facilities - Food Halls.

Sponsor(s): Ivey, Glaros, Streeter and Taveras

Attachment(s): [B2020086](#)
[CB-086-2020 AIS](#)
[CB-086-2020 Report](#)

A motion was made by Council Member Ivey, seconded by Council Member Anderson-Walker, that the County Council Rules of Procedure be suspended to allow for presentation after September 30. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

This Council Bill was presented by Council Members Ivey, Glaros, Streeter and Taveras and referred to the Sitting as the Committee of the Whole

(c) Introduction of Resolutions[CR-099-2020](#)

Draft 1

A RESOLUTION CONCERNING HEALTHY FOOD PRIORITY AREAS - DESIGNATION for the purpose of designating areas in Prince George's County as Healthy Food Priority Areas.

Sponsor(s): Franklin, Turner, Streeter, Dernoga, Ivey, Taveras, Glaros, Harrison, Davis, Hawkins and Anderson-Walker

Attachment(s): [R2020099](#)
[CR-099-2020 AIS](#)

This Resolution designates areas in Prince George's County as Healthy Food Priority Areas.

This Resolution was introduced by Council Members Franklin, Turner, Streeter, Dernoga, Ivey, Taveras, Glaros, Harrison, Davis, Hawkins and Anderson-Walker and referred to the Sitting as the Committee of the Whole

[CR-100-2020](#)

Draft 1

A RESOLUTION CONCERNING CONTRACT APPROVALS for the purpose of approving a multi-year Memorandum of Understanding (MOU) to clearly allocate the County's and Prince George's County Public Schools' (PGCPS) roles, rights and responsibilities with respect to funding and oversight for the PGCPS Public-Private Partnership for the design, construction, financing and maintenance of County Public Schools (Project).

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

Attachment(s): [R2020100](#)
[CR-100-2020 Attachment A](#)
[CR-100-2020 AIS](#)
[CR-100-2020 Report](#)

Pursuant to Section 819 of the Charter for Prince George's County, Maryland, the County Council must approve, by resolution, all multi-year contracts exceeding an aggregate of five hundred thousand dollars (\$500,000.00).

PGCPS issued Request for Qualifications No. DCP19-24, Public-Private Partnerships for the Design, Construction, Financing and Maintenance of Prince George's County Public School Alternative Construction Financing Package 1 on May 30, 2019 (the RFQ). On July 15, 2019, potential bidders submitted Statements of Qualifications. On September 19, 2019, the Board of Education passed a resolution accepting the Chief Executive Officer's recommendation to procure six to eight middle and/or K-8 schools as "Alternative Construction Financing Package 1" (ACF).

On November 20, 2019, PGCPS issued Request for Proposals No. DCP19-24A, Public-Private Partnerships for the Design, Construction, Financing, and Maintenance of Prince George's County Public Schools Alternative Construction Financing Package 1 Schools (the RFP) to those respondents that were short-listed from the RFQ. PGCPS and the selection committee received three potential bids and the selected proponent was identified on September 28, 2020. The selected proponent under the RFP will enter into a public-private partnership agreement with PGCPS.

As part of the agreement, PGCPS and the County will enter into an MOU to allocate the roles, rights and responsibilities with respect to the funding and oversight of the ACF project.

This Resolution was introduced by Council Members Turner, Streeter, Franklin, Hawkins, Harrison, Glaros, Davis and Taveras by request of the County Executive and referred to the Sitting as the Committee of the Whole

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

NO ITEMS WERE REMOVED

[Consent28-20](#)

Draft 1

MOTION TO ADOPT CONSENT AGENDA

A motion was made by Council Member Streeter, seconded by Council Member Ivey, that this Consent Agenda be adopted. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

3. PUBLIC HEARINGS: - (VIRTUAL MEETING)

[APPT-9-20](#)

Draft 1

Appointment of the following individuals to the Prince George's County Commission for Animal Control:

Ms. Connie M. Carter
Appointment
Replacing: Mary Prettyman
Term Expiration: 3/30/2022

Ms. Kathleen V. Pacanowski
Appointment
Replacing: Howard Goldfarb
Term Expiration: 3/30/2022

Attachment(s): [Committee Report](#)

Pursuant to proper notice the public hearing was convened. J. Kenneth Battle, Director of the Transportation, Infrastructure, Energy and Environment Committee provided a verbal report of the actions and recommendations from the Committee of the Whole. Ms. Miriam Brewer, Appointments Liaison, introduced the nominees to the Council on behalf of the County Executive and spoke to their character and credentials. The nominees were present and spoke on their own behalf. All persons wishing

to speak having done so, the public hearing was declared held.

This public hearing was held

A motion was made by Council Member Ivey, seconded by Council Member Streeter, that these Appointments be confirmed. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

[APPT-8-20](#)

Draft 1

Appointment of the following individuals to the Wage Determination Board for Prince George's County:

Ms. Joy R. Anderson

Appointment: Management Representative

Replacing: Katherine Teitel

Term Expiration: 2/22/2023

Ms. Tisa J.D. Clark

Appointment: Management Representative

Replacing: Brian Mattingly

Term Expiration: 2/22/2023

Attachment(s): [Committee Report](#)

Pursuant to proper notice the public hearing was convened. Howard W. Stone, Director, Government Operations and Fiscal Policy Committee, provided a verbal report of the actions and recommendations from the Committee of the Whole. Ms. Miriam Brewer, Appointments Liaison, introduced the nominees to the Council on behalf of the County Executive and spoke to their character and credentials. The nominees were present and spoke on their own behalf. All persons wishing to speak having done so, the public hearing was declared held.

This public hearing was held

A motion was made by Vice Chair Hawkins, seconded by Council Member Taveras, that these Appointments be confirmed. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

[APPT-7-20](#)

Draft 1

Appointment of the following individuals to the Prince George's County Solid Waste Advisory Committee:

Mr. Hari B. Bindal

Reappointment
Term Expiration: 11/5/2021

Ms. Alexandra D. Kirk
Appointment
Replacing: Kawana Cohen-Hopkins (vacant)
Term Expiration: 11/5/2023

Mr. Mouhaman S. Kola
Reappointment
Term Expiration: 11/5/2022

Mr. Jonathan P. Madagu
Appointment
Replacing: Victoria L. Greenfield (vacant)
Term Expiration: 11/5/2023

Mr. Tommi O. Makila (**withdrawn**)
Appointment
Replacing: Bruce A. Bates (vacant)
Term Expiration: 11/5/2023

Ms. Nancy J. Meyer
Reappointment
Term Expiration: 11/5/2021

Attachment(s): [Committee Report](#)

Pursuant to proper notice the public hearing was convened. J. Kenneth Battle, Director of the Transportation, Infrastructure, Energy and Environment Committee provided a verbal report of the actions and recommendations from the Committee of the Whole. Ms. Miriam Brewer, Appointments Liaison, introduced the nominees to the Council on behalf of the County Executive and spoke to their character and credentials. The nominees were present and spoke on their own behalf. All persons wishing to speak having done so, the public hearing was declared held.

This public hearing was held.

A motion was made by Council Member Ivey, seconded by Council Member Taveras, that these Appointments be confirmed. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

4. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT[LTR 10062020](#)

Draft 1

Proposed letter to the Honorable Angela D. Alsobrooks, County Executive, transmitting comments and recommendations on the FY 2021-2023 Local Impact Grant Multi-Year Spending Plan.

Attachment(s): [Local Impact Grant Multiyear Spending Plan](#)

A motion was made by Council Member Anderson-Walker, seconded by Council Member Harrison, that this Agenda Letter be authorized for Chair's signature. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

5. RECONSIDERATION OF BILL[CB-053-2020](#)

Draft 2

AN ACT CONCERNING LANDLORD-TENANT CODE AIR CONDITIONING

for the purpose of providing that the Landlord-Tenant Code require that any air conditioning equipment provided by a landlord shall be properly installed, connected and maintained; providing that air conditioning equipment shall be able to generate temperatures at a certain level; providing for enforcement; and generally relating to air conditioning equipment provided by the landlord.

Sponsor(s): Taveras, Glaros, Turner, Ivey, Streeter, Anderson-Walker, Davis, Franklin, Hawkins, Dernoga and Harrison

Attachment(s): [B2020053](#)
[CB-053-2020 AIS](#)
[CB-053-2020 Report](#)

A motion was made by Council Member Taveras, seconded by Council Member Dernoga, to reconsider the previous action of the Council on CB-053-2020 Draft 2. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

This Council Bill was deferred

6. SECOND READING OF BILLS – (INTRODUCTION)[CB-064-2020](#)

Draft 1

AN ACT CONCERNING THE PRINCE GEORGE’S COUNTY CODE (2019 EDITION) for the purpose of adopting and publishing the 2019 Edition of the Prince George’s County Code.

Sponsor(s): Turner, Streeter, Franklin, Taveras, Harrison, Davis, Hawkins, Anderson-Walker and Glaros

Attachment(s): [B2020064](#)
[CB-064-2020 AIS](#)
[CB-064-2020 Report](#)

Section 321 of the Charter requires that, at intervals not greater than every four years, the County Council compile and codify all laws of the County in effect at such time, together with an index and such appropriate notes, citations, annotations, and appendices as the Council may determine. The most recent edition of the County Code is the 2015 Edition. The proposed bill will adopt the 2019 Edition of the Prince George's County Code. The full text of the proposed 2019 Edition is on file with the Clerk of the Council. No substantive changes are intended.

This Council Bill was introduced by Council Members Turner, Streeter, Franklin, Taveras, Harrison, Davis, Hawkins, Anderson-Walker and Glaros

[CB-065-2020](#)

Draft 1

(SUBDIVISION BILL) - AN ACT CONCERNING SUBTITLE 24, SUBDIVISIONS for the purpose of adopting and publishing Subtitle 24, Subdivisions, of the 2019 Edition of the Prince George’s County Code.

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

Attachment(s): [B2020065](#)
[CB-065-2020 AIS](#)
[CB-065-2020 Report](#)

This bill will adopt, in accordance with Article III, Section 321 of the County Charter, the 2019 Edition of the County Subdivision Regulations.

This Council Bill was introduced by Council Members Turner, Streeter, Taveras, Hawkins, Davis, Harrison, Glaros and Franklin

[CB-066-2020](#)

Draft 1

(SUBDIVISION BILL) - AN ACT CONCERNING SUBTITLE 24,

SUBDIVISIONS for the purpose of adopting and publishing Subtitle 24, Subdivisions, of the 2019 Edition of the Prince George's County Code, pursuant to the Council's enactment of Chapter 85, 2018 Laws of Prince George's County, Maryland.

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

Attachment(s): [B2020066](#)
[CB-066-2020 AIS](#)
[CB-066-2020 Report](#)

This bill will codify the provisions of CB-15-2018, also known as Chapter 85, 2018 Laws of Prince George's County, Maryland, in order to reflect the Council's enactment of a new County Subdivision Regulations Code, as required by law. Although the provisions of the new County Subdivision Regulations must be reflected by Charter, the provisions themselves will not take effect until the Council approves a Countywide Map Amendment in accordance with law.

This Council Bill was introduced by Council Members Turner, Taveras, Davis, Franklin, Glaros, Hawkins and Harrison.

[CB-067-2020](#)

Draft 1

AN ORDINANCE CONCERNING SUBTITLE 27 - THE ZONING

ORDINANCE for the purpose of adopting and publishing the 2019 Edition of the Zoning Ordinance of Prince George's County, Maryland, being also Subtitle 27 of the Prince George's County Code.

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

Attachment(s): [B2020067](#)
[CB-067-2020 AIS](#)
[CB-067-2020 Report](#)

Pursuant to Article III, Section 321 of the County Charter, this bill will adopt and direct publication of the Zoning Ordinance for Prince George's County, Maryland, 2019 Code Edition.

This Council Bill was introduced by Council Members Turner, Davis, Franklin, Glaros, Hawkins, Harrison and Taveras.

[CB-068-2020](#)

Draft 1

AN ORDINANCE CONCERNING SUBTITLE 27 - THE ZONING

ORDINANCE for the purpose of adopting and publishing the 2019 Edition of the Zoning Ordinance of Prince George's County, Maryland, being also Subtitle 27 of the Prince George's County Code, pursuant to the Council's enactment of Chapter 37, 2018 Laws of Prince George's County, Maryland.

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

Attachment(s): [B2020068](#)
[CB-066-2020 AIS](#)
[CB-068-2020 Report](#)

This bill will codify the provisions of CB-13-2018, also known as Chapter 37, 2018 Laws of Prince George's County, Maryland, in order to reflect the Council's enactment of a new County Zoning Ordinance, as required by law. Although the provisions of the new County Zoning Ordinance must be reflected by Charter, the provisions themselves will not take effect until the Council approves a Countywide Map Amendment in accordance with law.

This Council Bill was introduced by Council Members Turner, Davis, Harrison, Franklin, Glaros, Hawkins and Taveras.

[CB-073-2020](#)

Draft 1

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 of January 1, 2020.

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

Attachment(s): [B2020073](#)
[CB-073-2020 AIS](#)
[CB-073-2020 Report](#)

This bill will extend the validity periods of approved detailed site plans and specific design plans in light of the COVID pandemic public health emergency and related economic impacts and resultant delays in the public approval process of the Countywide Map Amendment. The bill will approve a one-year extension for plans in a valid status that were approved prior to January 1, 2015, and a two-year extension for plans in a valid status that were approved after January 1, 2015.

This Council Bill was introduced by Council Members Turner, Glaros, Harrison and Hawkins.

[CB-074-2020](#)

Draft 1

(SUBDIVISION BILL) - AN ACT CONCERNING VALIDITY PERIODS FOR PRELIMINARY PLANS OF SUBDIVISION for the purpose of temporarily

extending the validity periods of all approved applications for Preliminary Plans of Subdivision that were in a valid status as of January 1, 2020.

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

Attachment(s): [B2020074](#)
[CB-074-2020 AIS](#)
[CB-074-2020 Report](#)
[CB-074-2020 Planning Board Votes Letter and Analyses](#)

This bill will temporarily extend the validity periods for approved preliminary plans of subdivision that were in a valid status as of January 1, 2020.

This Council Bill was introduced by Council Members Turner, Glaros, Harrison and Hawkins.

ADJOURN

THE MEETING ADJOURNED AT 11:17 A.M.

A motion was made by Council Member Davis, seconded by Council Member Dernoga, that the meeting be adjourned. The motion carried unanimously.

11:00 A.M. - COMMITTEE OF THE WHOLE - (VIRTUAL MEETING)

(SEE SEPARATE MINUTES)

DISTRICT COUNCIL ITEMS - (VIRTUAL MEETING)

(SEE SEPARATE MINUTES)

EXECUTIVE SESSION - (VIRTUAL MEETING)[EX 10062020](#)

Draft 1

Motion to convene in executive session to consult with counsel to seek legal advice and to discuss pending or potential litigation in accordance with section 3-305(b)(7, 8), General Provisions Article, Annotated Code of Maryland.

Council Chair Turner read the following closing statement: "Motion to convene in executive session pursuant to Section 3-305(b)(7), and (8), General Provisions Article, Annotated Code of Maryland, to discuss and consider pending or potential litigation and to consult with counsel to seek legal advice, specifically, to be briefed by counsel as to and to discuss status of cases in the U.S. District Court of Maryland, Fourth Circuit Court of Appeals, Circuit Court and Court of Special Appeals, for the purpose of maintaining confidentiality regarding the current status of litigation and as to the Council's position on pending litigation."

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

Aye	10 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Hawkins, Ivey, Streeter and Taveras
Absent	Harrison

Prepared by:

Theresa D. Myers, Legislative Assistant

Submitted by:

Donna J. Brown, Clerk of the Council