

AGENDA MINUTES

Tuesday, May 8, 2012

Business Meeting

(Legislative Day No. 13 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) -- BRIEFING HELD

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM) Council Chair Harrison commenced the presentation of Proclamations/Commendations at 10:10 a.m. and concluded at 10:47 a.m.

PROCLAMATION presented to **Kiwanda Robinson** on being a recipient of the “*Gladys Noon Spellman Scholarship Award.*” (Council Member Karen R. Toles, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Obie Patterson and Derrick Leon Davis) **PRESENTED**

*Council Member Karen R. Toles, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Obie Patterson and Derrick Leon Davis presented a proclamation to **Kiwanda Robinson** for being a recipient of the “*Gladys Noon Spellman Scholarship Award.*” Miss Robinson was there to accept.*

PROCLAMATION presented to **Alecia Frye** on being a recipient of the “*University of Maryland Incentive Program.*” (Council Member Karen R. Toles, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Obie Patterson, Derrick Leon Davis and Mary A. Lehman) **PRESENTED**

*Council Member Karen R. Toles, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Obie Patterson, Derrick Leon Davis and Mary A. Lehman presented a proclamation to **Alecia Frye** for being a recipient of the “*University of Maryland Incentive Program.*” Ms. Frye was there to accept.*

PROCLAMATION recognizing the month of May 2012 as “***Older Americans Month***” in Prince George’s County. (Council Member Derrick Leon Davis, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Obie Patterson, Karen R. Toles and Mel R. Franklin) **PRESENTED**

Council Member Derrick Leon Davis, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Obie Patterson, Karen R. Toles and Mel R. Franklin presented a proclamation recognizing the month of May 2012 as “Older Americans Month” in Prince George’s County.

PROCLAMATION presented to **Darryl Barnes, Founder, Men Aiming Higher, Inc.** recognizing the May 19, 2012, as “***County Health Walk Day***” in Prince George’s County. (Council Member Derrick Leon Davis, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Obie Patterson, Karen R. Toles, Mary A. Lehman and Mel R. Franklin) **PRESENTED**

*Council Member Derrick Leon Davis, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Obie Patterson, Karen R. Toles, Mary A. Lehman and Mel R. Franklin presented a proclamation to **Darryl Barnes, Founder, Men Aiming Higher, Inc.** recognizing May 19, 2012, as “County Health Walk Day” in Prince George’s County. Mr. Barnes was present to accept.*

PROCLAMATION presented to **Christine Waddler, Exec. Dir., Mental Health and Disabilities** recognizing the Month of May 2012, as “***Mental Health Month***” in Prince George’s County. (Council Chair Andrea C. Harrison, Council Vice Chair Eric. C. Olson and Council Members Ingrid M. Turner, Will A. Campos, Obie Patterson, Karen R. Toles Mary A. Lehman, Derrick Leon Davis and Mel R. Franklin) **PRESENTED**

*Council Chair Andrea C. Harrison, Council Vice Chair Eric. C. Olson and Council Members Ingrid M. Turner, Will A. Campos, Obie Patterson, Karen R. Toles Mary A. Lehman, Derrick Leon Davis and Mel R. Franklin presented a proclamation to **Christine Waddler, Exec. Dir., Mental Health and Disabilities** recognizing the Month of May 2012, as “Mental Health Month” in Prince George’s County. Ms. Waddler was present to accept.*

PROCLAMATION presented to **Clarence F. Holmes** on being a recipient of the “***Airmen Award***” in Prince George’s County. (Council Member Obie Patterson, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Karen R. Toles Mary A. Lehman, Derrick Leon Davis and Mel R. Franklin) **PRESENTED**

*Council Member Obie Patterson, Council Chair Andrea C. Harrison and Council Members Eric C. Olson, Ingrid M. Turner, Will A. Campos, Karen R. Toles Mary A. Lehman, Derrick Leon Davis and Mel R. Franklin presented a proclamation to **Clarence F. Holmes** for being a recipient of the “Airmen Award” in Prince George’s County. Mr. Holmes was present to accept.*

Presentation of Proclamations concluded at 10:47 a.m.

CALL TO ORDER- Council Chair Harrison called to order at 10:50 a.m. with the following Council Members present:

*Andrea Harrison
Will Campos
Derrick Davis
Mel Franklin
Mary Lehman
Eric Olson
Obie Patterson
Karen Toles
Ingrid Turner
Others present:*

*Robert Williams, Jr., Council Administrator
Redis Floyd, Clerk of the Council
Donna Brown, Deputy Clerk of the Council
Karen Zvakos, Legislative Officer
Todd Turner, Legislative Officer
Kerry Watson, County Executive's Liaison to the Council
Frank Porter, Director of the Public Safety and Fiscal Management Committee
Jackie Brown, Director of the Planning, Zoning and Economic Development Committee
Hawi Sanu, Director of the Transportation, Housing and the Environment Committee
Lakeecia Watson, Office of Law*

INVOCATION- The Invocation was provided by Pastor Tony Lee, Pillar of Truth Bible Church, Capitol Heights, Maryland.

SPECIAL INTENTIONS:

- Council Member Campos requested prayer for Chuck Brown, D.C icon, who is ill with pneumonia.
- Council Chair Harrison requested prayer for the Council in these busy times.

PLEDGE OF ALLEGIANCE- The Pledge of Allegiance was led by Council Member Turner.

**DESIGNATION OF MAY 8, 2012 AS LEGISLATIVE DAY NO. 13
DESIGNATED**

Council Chair Harrison announced May 8, 2012 as Legislative Day No. 13.

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 February 14, 2012. **APPROVED**

(b) **Introduction of Resolutions**

CR-26-2012 – A RESOLUTION CONCERNING SUPPLEMENTARY APPROPRIATIONS OF FEDERAL, STATE AND OTHER FUNDS for the purpose of appropriating funding from grants in the amount of \$5,899,114 to the Health Department, Fire/EMS Department, Police Department, Department of Housing and Community Development, Office of the State’s Attorney, Office of the Sheriff, Department of Family Services, Department of Social Services and the Office of Homeland Security. **INTRODUCED**

Council Resolution 26, as proposed by the Chair by request of the County Executive, appropriates funding from grants in the amount of \$5,899,114 to the Health Department, Fire/EMS Department, Police Department, Department of Housing and Community Development, Office of the State’s Attorney, Office of the Sheriff, Department of Family Services, Department of Social Services and the Office of Homeland Security. Council Resolution 26 was introduced by Council Members Harrison and Franklin and referred to the Public Safety and Fiscal Management Committee.

***Council Member Olson moved adoption of the Consent Agenda; seconded by Council Member Campos. The motion carried by voice vote*

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

No items were considered.

3. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT – 3(b) added (page 7)**

- (a) Proposed letter to The Honorable Roger Berliner, President of the Montgomery County Council, transmitting the Prince George's County Council's proposed recommendations on the Fiscal Year 2013 Operating and Capital Budgets of the Washington Suburban Sanitary Commission, the Maryland-National Capital Park and Planning Commission and the Washington Suburban Transit Commission.
AMENDED; CHAIR AUTHORIZED TO SIGN

A letter was proposed to be sent to The Honorable Roger Berliner, President of the Montgomery County Council, transmitting the Prince George's County Council's proposed recommendations on the Fiscal Year 2013 Operating and Capital Budgets of the Washington Suburban Sanitary Commission, the Maryland-National Capital Park and Planning Commission and the Washington Suburban Transit Commission. Council Member Lehman, as the Chair of the Transportation, Housing and the Environment Committee (THE) provided a brief overview of the contents of the proposal. Council Member Lehman moved amendment #1; seconded by Council Member Olson the motion carried 8-1(opposed: Council Member Franklin). Council Member Lehman moved amendment #2; seconded by Council Member Campos the motion failed 2-7 (Opposed: Council Members Harrison, Davis, Franklin, Olson, Toles and Turner). Council Member Davis moved to authorize the Chair's signature; seconded by Council Member Franklin the motion carried 8-1 (Opposed: Council Member Lehman).

4. **PUBLIC HEARINGS: - (COUNCIL HEARING ROOM)**

CR-19-2012 – A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN (APRIL 2011 CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2008 Water and Sewer Plan. **PUBLIC HEARING HELD**

(Introduced by Council Member Davis on 4/3/2012)

**TRANSPORTATION, HOUSING AND THE ENVIRONMENT COMMITTEE MEETING
SCHEDULED MAY 10, 2012 @ 10:00 A.M.**

Pursuant to proper notice the public hearing convened on Council Resolution 19. There were no speakers, the public hearing was declared held. The Chair announced that CR-19 would be considered during the Transportation, Housing and the Environment Committee Meeting on May 10, 2012 at 10:00 a.m.

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

CB-10-2012 (DR-2) – AN ORDINANCE CONCERNING TATTOO PARLORS
for the purpose of defining tattoo parlor and permitting this use in certain commercial
and industrial zones. **PUBLIC HEARING HELD; RULES SUSPENDED;**
ENACTED

(Introduced by Council Member Davis on 4/3/2012; favorably reported out of PZED
on 3/21/2012 with amendments)

**MOTION REQUIRED TO SUSPEND THE RULES TO PROVIDE FOR AN EFFECTIVE
DATE ON THE DATE OF ADOPTION (6 VOTES REQUIRED)**

*Pursuant to proper notice the public hearing convened on Council Bill 10 (DR-2).
There were no people wishing to speak. The Public Hearing was declared held.
Council Member Davis moved to suspend the Council Rules of procedure to allow for
immediate enactment of Council Bill 10; seconded by Council Member Campos.
Under discussion Council Member Turner and Lehman updated clarification as to the
reason for changing the effective dates for Council Bill 10 (DR-2). Karen Zavokos
and Council Member Davis explained the rationale. The motion carried 9-0*

**CB-16-2012 - AN ACT CONCERNING COLLECTIVE BARGAINING
AGREEMENT - DEPUTY SHERIFF'S ASSOCIATION OF PRINCE
GEORGE'S COUNTY, INC.** for the purpose of amending the labor agreement by
and between Prince George's County, Maryland and the Deputy Sheriff's Association
of Prince George's County, Inc., 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. **PUBLIC HEARING HELD;**
ENACTED

(Introduced by Council Members Harrison, Campos, Davis, Franklin, Lehman,
Patterson, Toles and Turner on 4/10/2012, favorably reported out of PSFM on
4/5/2012)

*Pursuant to proper notice, the public hearing convened on Council Bill 16. There
were no persons wishing to speak, the public hearing was declared held. Council
Member Olson moved enactment of Council Bill 16; seconded by Council Member
Turner. The motion carried 9-0.*

CB-17-2012 - AN ACT CONCERNING COLLECTIVE BARGAINING

AGREEMENT - DEPUTY SHERIFF'S ASSOCIATION OF PRINCE GEORGE'S COUNTY, INC. (CIVILIAN UNITS) For the purpose of amending the labor agreement by and between Prince George's County, Maryland and the Deputy Sheriff's Association of Prince George's County, Inc. (Civilian Units), 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. **PUBLIC HEARING HELD; ENACTED**

(Introduced by Council Members Harrison, Campos, Davis, Franklin, Lehman, Patterson, Toles and Turner, favorably reported out of PSFM on 4/5/2012)

Pursuant to proper notice, the public hearing convened on Council Bill 17. There were no persons wishing to speak, the public hearing was declared held. Council Member Olson moved enactment of Council Bill 17; seconded by Council Member Davis. The motion carried 9-0.

CB-18-2012 - AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, AFL-CIO, LOCAL 1619 (FIRE FIGHTERS, PARAMEDICS AND FIRE FIGHTER/MEDICS) for the purpose of amending the labor agreement by and between Prince George's County, Maryland and the International Association of Fire Fighters, AFL-CIO, Local 1619 (Fire Fighters, Paramedics and Fire Fighter/Medic) 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. **PUBLIC HEARING HELD; ENACTED**

(Introduced by Council Members Harrison, Campos, Davis, Franklin, Lehman, Patterson, Toles and Turner, favorably reported out of PSFM on 4/5/2012)

Pursuant to proper notice, the public hearing convened on Council Bill 18. There were no persons wishing to speak, the public hearing was declared held. Council Member Olson moved enactment of Council Bill 18; seconded by Council Member Davis. The motion carried 9-0.

CB-19-2012 - AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1619, AFL-CIO (CIVILIANS) for the purpose of amending 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 wage

increases and certain other terms and conditions of employment for personnel classifications certified by the Prince George's County Public Employee Relations Board. **PUBLIC HEARING HELD; ENACTED**

(Introduced by Council Members Harrison, Campos, Davis, Franklin, Lehman, Patterson, Toles and Turner, Favorably reported out of PSFM on 4/5/2012)

Pursuant to proper notice, the public hearing convened on Council Bill 19. There were no persons wishing to speak, the public hearing was declared held. Council Member Toles moved enactment of Council Bill 19; seconded by Council Member Olson. The motion carried 9-0.

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

CR-12-2012 (DR-2) - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY2013 for the purpose of approving and adopting the Prince George's County Fiscal Year 2013 Housing and Community Development Annual Action Plan consisting of federal programs, including their federal funding applications which, along with other resources, serve to implement housing and community development strategies set forth in the County's FY 2011-2015 Consolidated Plan. **DR-2 SUBSTITUTED; ADOPTED**

(Introduced by Council Member Harrison on 3/27/2012; favorably reported out of THE on 5/3/2012 with amendments)

Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the action and recommendations from the Committee. Council Member Olson moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Davis the motion carried 6-2-1 (Opposed: Council Members Franklin and Patterson, Abstained: Council Member Toles). Council Member Olson moved adoption of Council Resolution 12, DR-2; seconded by Council Member Davis. The motion carried (Opposed: Council Members Franklin and Patterson; Abstained: Council Member Toles).

CR-15-2012 (DR-2) – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS DEPUTY SHERIFF'S ASSOCIATION OF PRINCE GEORGE'S COUNTY, INC. SALARY SCHEDULE W 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 Deputy Sheriff's Association of Prince George's County, Inc. **DR-2 SUBSTITUTED; ADOPTED**

(Introduced by Council Members Franklin, Toles, Lehman, Turner, Harrison, Davis,

Patterson and Campos 4/3/2012; favorably reported out of PSFM on 4/5/2012 with amendments)

Frank Porter, Director of the Public Safety and Fiscal Management Committee, provided a verbal report of the action and recommendations from the Committee. Council Member Davis moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Campos. The motion carried 9-0. Council Member Davis moved adoption of Council Resolution 15, DR-2; seconded by Council Member Toles. The motion carried 9-0.

CR-16-2012 (DR-2) – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, DEPUTY SHERIFF’S ASSOCIATION OF PRINCE GEORGE’S COUNTY, INC. (CIVILIAN UNITS) SALARY SCHEDULE Z 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 Deputy Sheriff’s Association of Prince George’s County, Inc. (Civilian Units). **DR-2 SUBSTITUTED; ADOPTED**

(Introduced by Council Members Franklin, Toles, Lehman, Turner, Harrison, Davis, Patterson and Campos on 4./3/2012; favorably reported out of PSFM on 4/5/2012 with amendments)

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the action and recommendations from the Committee. Council Member Davis moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Campos. The motion carried 9-0. Council Member Davis moved adoption of Council Resolution 16, DR-2; seconded by Council Member Olson. The motion carried 9-0.

CR-17-2012 (DR-2) – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS – INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, AFL-CIO, LOCAL 1619 (FIRE FIGHTERS, PARPAMEDICS, AND FIRE FIGHTER/MEDICS) SALARY SCHEDULE Y, SCHEDULE OF PAY GRADES 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 International Association of Fire Fighters, AFL-CIO, Local 1619 (Fire Fighters, Paramedics, and Fire Fighter/Medics). **DR-2 SUBSTITUTED; ADOPTED**

(Introduced by Council Members Franklin, Toles, Lehman, Turner, Harrison, Davis, Patterson and Campos on 4/3/2012; favorably reported out of PSFM on 4/5/2012 with amendments)

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the action and recommendations from the Committee. Council Member Toles moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Olson. The motion carried 9-0. Council Member Davis moved adoption of Council Resolution 17, DR-2; seconded by Council Member Toles. The motion carried 9-0.

CR-18-2012 (DR-2) – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, AFL-CIO, LOCAL 1619 (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, AFL-CIO, Local 1619 (Civilians) **DR-2 SUBSTITUTED; ADOPTED**

(Introduced by Council Members Franklin, Toles, Lehman, Turner, Harrison, Davis, Patterson and Campos on 4/3/2012; favorably reported out of PSFM on 4/5/2012 with amendments)

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the action and recommendations from the Committee. Council Member Toles moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Davis. The motion carried 9-0. Council Member Toles moved adoption of Council Resolution 18, DR-2; seconded by Council Member Davis. The motion carried 9-0.

CR-20-2012 (DR-2) - A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, SHERIFF OFFICIALS – SALARY SCHEDULE “S-O” SCHEDULE OF PAY GRADES for the purpose of amending the Salary Plan of the County to reflect wage and benefit modifications of Sheriff Officials. **DR-2 SUBSTITUTED; ADOPTED**

(Introduced by Council Members Harrison, Campos, Davis, Franklin, Lehman, Patterson, Toles and Turner on 4/10/2012; favorably reported out of PSFM on 4/17/2012 with amendments)

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the action and recommendations from the Committee. Council Member Davis moved to substitute DR-2 in lieu of DR-1;

seconded by Council Member Olson. The motion carried 9-0. Council Member Davis moved adoption of Council Resolution 20, DR-2; seconded by Council Member Olson. The motion carried 9-0.

CR-21-2012 (DR-2) - A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, FIRE OFFICIALS – SALARY SCHEDULE “F-O” SCHEDULE OF PAY GRADES for the purpose of amending the Salary Plan of the County to reflect certain wage and benefit modifications of Fire Officials. **DR-2 SUBSTITUTED; ADOPTED**

(Introduced by Council Members Harrison, Campos, Davis, Franklin, Lehman, Patterson, Toles and Turner on 4/10/2012; favorably reported out of PSFM on 4/17/2012 with amendments)

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the action and recommendations from the Committee. Council Member Davis moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Olson. The motion carried 9-0. Council Member Davis moved adoption of Council Resolution 21, DR-2; seconded by Council Member Olson. The motion carried 9-0.

***Council Member Davis moved to accept the additions package; seconded by Council Member Olson. The motion carried by voice vote.*

ADDITION TO THE AGENDA

3. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT – (page 3)**
 - (b) Proposed joint signature letter to Governor Martin O'Malley, Senate President Thomas V. Mike Miller and House Speaker Michael Busch on the General Assembly Special Session.

A Joint signature letter was proposed to be sent to Governor Martin O'Malley, Senate President Thomas V. Mike Miller and House Speaker Michael Busch on the General Assembly Special Session. Council Member Toles moved to authorize the Chair's signature; seconded by Council Member Olson. The motion carried 9-0.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

ADJOURNED- Council Chair Harrison adjourned the meeting at 11:58 p.m.

**TRANSPORTATION, HOUSING AND THE ENVIRONMENT COMMITTEE
MEETING – (ROOM 2027) -- COMMITTEE MEETING HELD**

Prepared by:

Submitted by:

Sherry Bias, Administrative Aide

Redis C. Floyd, Clerk of the Council