

# **AGENDA MINUTES**

**Tuesday, January 30, 2007**

**Business Meeting**

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

### **AGENDA BRIEFING – (ROOM 2027) - BRIEFING HELD**

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

*Marilynn M. Bland*

*Will Campos*

*Samuel H. Dean*

*(arrived at 10:15 a.m.)*

*Thomas E. Dernoga*

*Camille A. Exum*

*David C. Harrington*

*(arrived at 10:18 a.m.)*

*Tony Knotts*

*Eric C. Olson*

*Ingrid M. Turner*

*Others Present:*

*Craig Price, Council Administrator*

*Robert Williams, Jr., Deputy Council Administrator*

*Ralph Grutzmacher, Legislative Officer*

*Sandra Eubanks, HEHS Committee Director*

*Jackie Brown, PZED Committee Director*

*Marcus Jackson, County Council Liaison, Office of the County Executive*

*Russell King, Associate County Attorney*

**INVOCATION:** - *The Invocation was led by Mr. Welton P. Holland, Member, Salvation Way of The Cross, Clinton, Maryland. Council Member Knotts requested special prayers for Delegate Veronica Turner recuperating at home after recently being hospitalized. Council Member Exum for Lasmia Wise in the passing of her 13 year-old son to heart failure.*

**PLEDGE OF ALLEGIANCE:** - *The pledge of allegiance was led by Council Member Knotts.*

**POINT OF PERSONAL PRIVILEGE:** - *Council Member Campos introduced Jason Cook and two students from Northwestern High School musical group "Colors" who briefed the*

*Council on an upcoming Fund Raiser and gave each Council Member a t-shirt and an event flyer.*

1. **CONSENT AGENDA -- CB-2-2007 ADDED (SEE PAGE 4); 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 May 25, 2005 and June 7, 14, 2005.

- **APPROVED**

(b) **Introduction of Resolutions**

**CR-2-2007 – A RESOLUTION CONCERNING THE WESTPHALIA SECTOR PLAN AND SECTIONAL MAP AMENDMENT** for the purpose of approving with amendments, as an Act of the County Council of Prince George’s County, Maryland, sitting as the District Council, the Westphalia Sector Plan and Sectional Map Amendment, thereby defining long-range land use and development policies, detailed zoning policies, and community improvement proposals within the area generally defined by Ritchie-Marlboro Road to the northeast, the Capital Beltway (I-495) to the west, and Pennsylvania Avenue (MD 4) to the south, consisting of a portion of Planning Area 78, the boundaries of which are described in the Zoning Ordinance. - **DEFERRED TO 02/06/2007**

**CR-3-2007 – A RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE CITY OF BOWIE** for the purpose of approving the enactment of Ordinance O-9-06 amending Chapter 26 of the City of Bowie Code concerning fences.

- **INTRODUCED**

*Council Resolution 3 approves the enactment of Ordinance 0-9-06 amending Chapter 26 of the City of Bowie Code concerning fences. Council Resolution 3 was introduced by Council Members Turner, Exum, Dean and Bland. Council Resolution was referred to the Committee of the Whole (COW).*

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

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

- (a) Letter to Mr. R. Owen Johnson, Jr., Chair, Board of Education, approving the Board of Education’s transfer request for the FY 2007 Operating Budget.

- **CHAIRMAN AUTHORIZED TO SIGN**

*Council Member Bland, Chair, of the Health, Education and Human Services Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. A letter was proposed for sending to Mr. R. Owen Johnson, Jr., Chair, Board of Education, approving the Board of Education's transfer request for the FY2007 Operating Budget. Council Member Dean moved to authorize the Chairman's signature; seconded by Council Member Campos. The motion carried 9-0.*

- (b) Proposed letter to the Honorable Jack B. Johnson, County Executive, transmitting the combined County Council/District Council long-range calendar and appointments schedule for 2007.  
- **CHAIRMAN AUTHORIZED TO SIGN**

*A letter was proposed for sending to the Honorable Jack B. Johnson, County Executive, transmitting the combined County Council/District Council long-range calendar and appointment schedule for 2007. Council Member Harrington moved to authorize the Chairman's signature; seconded by Council Member Campos. The motion carried 9-0.*

- (c) Proposed letter to Samuel H. Dean, Chairman, Blue Ribbon Committee on High Stakes Testing, granting extension of the timeframe for submittal of recommendations to March 1, 2007.  
- **CHAIRMAN AUTHORIZED TO SIGN**

*A letter was proposed for sending to Samuel H. Dean, Chairman, Blue Ribbon Committee on High Stakes Testing, granting extension of the timeframe for submittal of recommendations to March 1, 2007. Council Member Harrington moved to authorize the Chairman's signature; seconded by Council Member Knotts. The motion carried 9-0.*

**POINT OF PERSONAL PRIVILEGE:** - *Council Member Olson stated that a letter was signed by the Chairman and mailed in support of the Purple Line.*

*Chair Exum convened as the Committee of the Whole at 10:30 a.m. and concluded at 10:51 a.m.*

4. **COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM)**  
- **COMMITTEE OF THE WHOLE MEETING HELD**

**CR-2-2007 – A RESOLUTION CONCERNING THE WESTPHALIA SECTOR PLAN AND SECTIONAL MAP AMENDMENT** for the purpose of approving with amendments, as an Act of the County Council of Prince George's County, Maryland, sitting as the District Council, the Westphalia Sector Plan and Sectional Map Amendment, thereby defining long-range land use and development policies, detailed zoning policies, and community improvement proposals within the area generally defined by Ritchie-Marlboro Road to the northeast, the Capital Beltway (I-495) to the west, and Pennsylvania Avenue (MD 4) to the south, consisting of a portion of Planning Area 78, the boundaries of which are described in the Zoning Ordinance. - **NO VOTE TAKEN**

**CR-3-2007 – A RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE CITY OF BOWIE** for the purpose of approving the enactment of Ordinance O-9-06 amending Chapter 26 of the City of Bowie Code concerning fences.

- **FAVORABLE RECOMMENDATION**

*Chair Exum convened as the Committee of the Whole for the General Assembly Report at 10:55 a.m. and concluded at 11:46 a.m.*

**COMMITTEE OF THE WHOLE/GENERAL ASSEMBLY COMMITTEE MEETING – (ROOM 2027) - COMMITTEE MEETING HELD**

- **FAVORABLE REPORT**

*Mr. Daryl Kelley facilitated the meeting. Council Member Turner moved favorable report; seconded by Council Member Knotts. The motion carried 9-0.*

*Council Member Dean made a motion to convene into Executive Session to consult with counsel, staff, consultants, or other individuals regarding pending or potential litigation in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (7)(8) and for discussion to consider proposal for business to remain in the State in accordance with Maryland Annotated Code, Section 10-508 (a)(4); seconded by Council Member Harrington. The motion carried 9-0.*

**RECESS:** - *Chair Exum recessed the meeting at 11:49 a.m.*

**EXECUTIVE SESSION – (COUNCIL’S EXECUTIVE CONFERENCE ROOM) -- (a) ON PAGE 6**

- (b) Discussion to consider proposal for business to remain in the State in accordance with Maryland Annotated Code, Section 10-508 (a)(4).

- **ADDED TO THE AGENDA; EXECUTIVE SESSION HELD**

**RECONVENE:** - *Chair Exum reconvened at 1:25 p.m.*

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

**CR-2-2007 – A RESOLUTION CONCERNING THE WESTPHALIA SECTOR PLAN AND SECTIONAL MAP AMENDMENT** for the purpose of approving with amendments, as an Act of the County Council of Prince George’s County, Maryland, sitting as the District Council, the Westphalia Sector Plan and Sectional Map Amendment, thereby defining long-range land use and development policies, detailed zoning policies, and community improvement proposals within the area generally defined by Ritchie-Marlboro Road to the northeast, the Capital Beltway (I-495) to the west, and Pennsylvania Avenue (MD 4) to the south, consisting of a portion of Planning Area 78, the boundaries of which are described in the Zoning Ordinance. - **DEFERRED TO 02/06/2007**

**CR-3-2007 – A RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE CITY OF BOWIE** for the purpose of approving the enactment of Ordinance O-9-06 amending Chapter 26 of the City of Bowie Code concerning fences.

- **ADOPTED**

*Craig Price, Council Administrator, provided a verbal report of the actions and recommendations from the Committee of the Whole to the Council. Council Member Turner moved adoption of Council Resolution 3; seconded by Council Member Campos. The motion carried 9-0.*

*Council Member Dean moved to accept additional items to the Agenda; seconded by Council Member Knotts. The motion carried by voice vote.*

### **ADDITIONS TO THE AGENDA**

1. **CONSENT AGENDA – (page 2)**

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.

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

**CB-2-2007 – AN EMERGENCY ACT CONCERNING SUPPLEMENTARY APPROPRIATION** for the purpose of appropriating to the General Fund revenue in excess of budget estimates to provide funds for costs that were not anticipated in the approved Fiscal Year 2006-2007 Budget. - **PRESENTED**

*Council Bill 2 was presented by the Chairman at the request of the County Executive and referred to the Committee of the Whole (COW).*

6. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

**CR-4-2007 – A RESOLUTION CONCERNING ACTING EXECUTIVE DIRECTOR OF THE HUMAN RELATIONS COMMISSION** for the purpose of extending the appointment of Mr. James E. Grier as Acting Executive Director of the Human Relations Commission.

- **INTRODUCED; RULES SUSPENDED; ADOPTED**

*Council Resolution 4 extends the appointment of Mr. James E. Grier as Acting Executive Director of the Human Relations Commission. Council Resolution 4 was introduced by Council Member Turner. Council Member Dan moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 4; seconded by Council Member Knotts. The motion carried by voice vote. Council Member Campos moved adoption of Council Resolution 4; seconded by Council Member Dean. The motion carried 9-0.*

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

*No person wished to address the Council*

**ADJOURN:** - *Chair Exum adjourned the meeting at 1:26 p.m.*

**COMMITTEE OF THE WHOLE/BRIEFING – (COUNCIL HEARING ROOM)**  
- **COMMITTEE/BRIEFING HELD**

**INITIAL ASSESSMENT REPORT ON THE EVALUATION OF PLANNING AND DEVELOPMENT REVIEW PROCESSES**

Ms. Heather Smith, Consultant, White & Smith LLC.

*Council Member Dean moved to convene in Executive Session; seconded by Council Member Harrington. The motion carried 9-0.*

**EXECUTIVE SESSION – (COUNCIL’S EXECUTIVE CONFERENCE ROOM)**

- (a) To consult with counsel, staff, consultants, or other individuals regarding pending or potential litigation in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (7) and (8).
- **EXECUTIVE SESSION HELD**

Prepared By:

Submitted By:

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Shirley T. Blake, Administrative Aide

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Redis C. Floyd, Clerk of the Council