

AGENDA MINUTES

Tuesday, October 29, 2013

Business Meeting

(Legislative Day No. 34 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) -- BRIEFING HELD

CALL TO ORDER- *Council Chair Harrison called to order with the following Council Members present:*

*Andrea Harrison
Will Campos (arrived at 12:20 p.m.)
Derrick Davis
Mel Franklin
Mary Lehman
Eric Olson
Obie Patterson
Karen Toles
Ingrid Turner*

Others present:

*Robert J. Williams, Jr., Council Administrator
William M. Hunt, Jr., Deputy Council Administrator
Redis C. Floyd, Clerk of the Council
Donna J. Brown, Deputy Clerk of the Council
Lisa Jackson, County Executive's Office
LaKeecia Allen, Office of Law
Kathleen Canning, Legislative Officer
Leroy Maddox, Legislative Officer
Todd Turner, Legislative Officer
Sandra Eubanks, Director HEHS Committee
Frank Porter, Director, PSFM Committee
Hawi Sanu, Director, THE Committee*

INVOCATION- *The Invocation was provided by Reverend Charles Riley, Senior Pastor, First Mount Zion Missionary Baptist Church, Ft. Washington, Maryland. Council Member Harrison requested prayer for the health, safety and well-being of the people of Prince George's County and for the County, State and Federal leaders.*

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

DESIGNATION OF OCTOBER 29, 2013 AS LEGISLATIVE DAY NO. 34-DESIGNATED- *The Council Chair designated October 29, 2013 as Legislative Day number thirty-four.*

1. **CONSENT AGENDA -- CR-134 ADDED (see pg 6)-- 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 7, 2013- **APPROVED**

(b) **Introduction of Resolutions**

CR-132-2013 - A RESOLUTION CONCERNING PILOT AGREEMENT FOR SAFEWAY AT UNIVERSITY TOWN CENTER for the purpose of approving the terms and conditions of a Negotiated Payment in Lieu of Taxes (PILOT) Agreement by and between Prince George's County, Maryland (the "County") and ECHO-UTC, LLC (the "Contract Purchaser").- **INTRODUCED**

Council Resolution 132 as proposed by the Chair by request of the County Executive approves the terms and conditions of a Negotiated Payment in Lieu of Taxes (PILOT) Agreement by and between Prince George's County, Maryland (the "County") and ECHO-UTC, LLC (the "Contract Purchaser"). Council Resolution 132 was introduced by Council Members Harrison, Campos, Olson, Davis and Franklin and referred to the Committee of the Whole (C.O.W.)

- ** Council Member Davis moved to accept the additions package; seconded by Council Member Patterson. The motion carried by voice vote (Absent: Council Member Franklin).

CR-134-2013 - A RESOLUTION CONCERNING PRINCE GEORGE'S COUNTY CONSTRUCTION AND DEMOLITION DIVERSION WORK

GROUP for the purpose of establishing the Prince George's County Construction and Demolition Diversion Work Group to review and evaluate the creation and implementation of diversion of construction and demolition waste program for reuse, recycling and salvaging and to recommend appropriate policies and/or legislation for such a program in the County. **INTRODUCED**

Council Resolution 134, which establishes the Prince George's County Construction and Demolition Diversion Work Group to review and evaluate the creation and implementation of diversion of construction and demolition waste program for reuse, recycling and salvaging and to recommend appropriate policies and/or legislation for such a program in the County, was introduced by Council Member Lehman and referred to the Transportation, Housing and the Environment (THE) Committee.

- ** Council Member Davis moved adoption of the Consent Agenda; seconded by Council Member Patterson. The motion carried by voice vote (Absent: Council Member Franklin).

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

There were none.

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

There were none.

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

CB-66-2013 - AN ACT CONCERNING HOMESTEAD PROPERTY TAX CREDIT for the purpose of establishing the homestead property tax credit for the County property tax for the taxable year beginning July 1, 2014. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened for Council Bill 66. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Davis moved to enact Council Bill 66; seconded by Council Member Olson. The motion carried 8-0 (Absent: Council Member Franklin).

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

CB-68-2013 - 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**

Pursuant to proper notice, the public hearing convened for Council Bill 68. There were no speakers. All persons wishing to speak having done so the hearing was declared held. Council Member Davis moved to enact; seconded by Council Member Patterson. The motion carried 8-0 (Absent: Council Member Franklin).

CB-69-2013 - AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT - DEPUTY SHERIFF'S ASSOCIATION OF PRINCE GEORGE'S COUNTY, INC. (CIVILIAN UNITS) for the purpose of approving 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**

Pursuant to proper notice, the public hearing convened for Council Bill 69. There were no speakers. All persons wishing to speak having done so, the hearing was declared held. Council Member Patterson moved to enact; seconded by Council Member Davis. The motion carried 8-0.

RECESSED- *The meeting went into recess at 10:23 a.m.*

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

CB-100-2013 - AN ACT CONCERNING SUPPLEMENTARY

APPROPRIATIONS for the purpose of declaring additional revenue and appropriating to the General Fund to provide for costs that were not anticipated and included in the Approved Fiscal Year 2014 Budget. **FAVORABLE RECOMMENDATION**

Terry Bacote-Charles, Director of the Office of Management and Budget, provided an overview of the legislation and responded to questions posed by the Council. Council Member Davis moved a favorable recommendation; seconded by Council Member Turner. The motion carried 8-0 (Absent: Council Member Franklin).

CR-117-2013 - A RESOLUTION CONCERNING HOUSING AND

COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2013 for the purpose of amending the Annual Action Plan for Housing and Community Development: FY 2013, and approving the reprogramming and restructuring of \$2,558,911.43 in Community Development Block Grant (“CDBG”) funds from the FY 2005, FY 2006, FY 2007, FY 2008, FY 2009, FY 2010, FY 2011, FY 2012, and FY 2013 Annual Action Plans to activities related to housing and community development. **FAVORABLE RECOMMENDATION WITH AMENDMENTS**

Eric Brown, Director of the Department of Housing and Community Development provided an overview of the legislation and responded to questions posed by the Council. Council Member Davis moved a favorable recommendation with amendments; seconded by Council Member Turner. The motion carried 8-0 (Absent: Council Member Franklin).

RECONVENED- *The meeting reconvened at 11:02 a.m.*

5. **RESOLUTIONS ELIGIBLE FOR FINAL READING**

CR-117-2013 (DR-2) - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2013 for the purpose of amending the Annual Action Plan for Housing and Community Development: FY 2013, and approving the reprogramming and restructuring of \$1,903,813 in Community Development Block Grant (“CDBG”) funds from the FY 2006, FY 2007, FY 2008, FY 2009, FY 2010, FY 2011, FY 2012, and FY 2013 Annual Action Plans to activities related to housing and community development. **DR-2 SUBSTITUTED; ADOPTED**

Todd Turner, Legislative Officer, provided a verbal report of the actions and recommendations of the Committee of the Whole. Council Member Davis moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Patterson. The motion carried 8-0 (Absent: Council Member Franklin). Council Member Davis moved to adopt; seconded by Council Member Patterson. The motion carried 8-0 (Absent: Council Member Franklin).

CR-29-2013 (DR-2) – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT NEIGHBORHOOD STABILIZATION PROGRAM ROUND 3 for the purpose of amending the Prince George’s County Neighborhood Stabilization Program Round 3 (“NSP3”): Substantial Amendment to the Annual Action Plan FY 2011 to restructure, reprogram, and approve NSP3 activities to assist the County with the acquisition, rehabilitation, resale, rental and demolition of abandoned foreclosed homes and residential properties. **DR -2 SUBSTITUTED; AMENDED; DR-3 ADOPTED**

(Introduced by Council Members Harrison, Davis, Patterson and Turner on 4/30/2013; favorably reported out of THE on 6/20/2013 with amendments)

Council Member Davis, as Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations of the Committee. Council Member Davis moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Patterson. The motion carried 8-0 (Absent: Council Member Franklin). Council Member Toles moved to include Amendment number one; seconded by Council Member Davis. The motion carried 8-0 (Absent: Council Member Franklin). Council Member Toles moved to adopt Council Resolution 29, Draft 3; seconded by Council Member Davis. The motion carried 8-0 (Absent: Council Member Franklin).

RESOLUTIONS ELIGIBLE FOR FINAL READING – (CONTINUED)

CR-95-2013 - 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. **ADOPTED**

Council Member Toles, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the Committee. Council Member Toles moved to adopt; seconded by Council Member Davis. The motion carried 8-0 (Absent: Council Member Franklin).

CR-96-2013 - 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). **ADOPTED**

Council Member Toles as Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Council Member Toles moved to adopt Council Resolution 96; seconded by Council Member Davis. The motion carried 8-0.

CR-109-2013 - 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. **ADOPTED**

Council Member Toles as Chair of the Public Safety and Fiscal Management (PSFM) Committee. Council Member Toles moved to adopt Council Resolution 109; seconded by Council Member Olson. The motion carried 8-0. (Council Absent; Member Franklin).

6. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-133-2013 - A RESOLUTION CONCERNING SPENDING

AFFORDABILITY LIMITS for the Washington Suburban Sanitary Commission for the purpose of establishing spending control limits on the Fiscal Year 2015 Water and Sewer Operating and Capital Budgets of the Washington Suburban Sanitary Commission (WSSC) **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 133, which establishes spending control limits on the Fiscal Year 2015 Water and Sewer Operating and Capital Budgets of the Washington Suburban Sanitary Commission (WSSC). Council Member Olson moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 133; seconded by Council Member Davis. The motion carried 8-0 (Absent: Council Member Franklin). Council Member Olson moved to adopt Council Resolution 133; seconded by Council Member Davis. The motion carried 8-0 (Absent: Council Member Franklin).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were none.

ADJOURNED- *The meeting adjourned at 11:50 a.m.*

7. **BRIEFING – (COUNCIL HEARING ROOM) – BRIEFING HELD**

PRINCE GEORGE’S COUNTY PUBLIC SCHOOLS

Dr. Kevin M. Maxwell, Chief Executive Officer
Dr. Monique Davis, Deputy Superintendent

The briefing convened at 11:51 a.m. Dr. Kevin Maxwell, Chief Executive Officer, provided an overview of his tenure thus far and responded to questions posed by the Council regarding: equity, common core implementation, school safety, information technology and other issues (See Administrative Day file for detailed Clerk’s notes). The briefing concluded at 1:07 p.m.

BRIEFING – (ROOM 2027) -- BRIEFING HELD

BOARD OF EDUCATION

Mr. Curtis Valentine, Board Member

Mr. Curtis Valentine, Parent Member of the Board of Education, provided an overview of his vision and efforts thus far. He and Dr. Monique Davis, Deputy Superintendent, responded to questions posed by the Council (See Administrative Day file for detailed Clerk's notes).

Prepared By:

Donna J. Brown, Deputy Clerk of the Council

Submitted By:

Redis C. Floyd, Clerk of the Council