

AGENDA MINUTES

Tuesday, July 16, 2013

Legislative Day No. 23

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

AGENDA BRIEFING – (ROOM 2027)

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)- *Council Chair Harrison commenced presentations of proclamations/commendations at 1:16 p.m.*

PROCLAMATION presented to **Christine Bergmark** and **Janna Howley** recognizing the week of July 20-28, 2013, as “**Maryland Buy Local Week**” in Prince George’s County. (Council Chair Andrea C. Harrison, Council Vice Chair Obie Patterson and Council Members Mel R. Franklin, Derrick Leon Davis and Eric C. Olson) **PRESENTED**

Council Chair Andrea C. Harrison, Council Vice Chair Obie Patterson and Council Members Mel R. Franklin, Derrick Leon Davis and Eric C. Olson presented a proclamation to Christine Bergmark and Janna Howley recognizing the week of July 20-28, 2013, as “Maryland Buy Local Week” in Prince George’s County.

PROCLAMATION presented to **Jamie Smith**, recognizing her as “**Valedictorian of Frederick Douglass High School**” in Prince George’s County. (Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner) **PRESENTED**

Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner presented a proclamation to Jamie Smith, recognizing her as “Valedictorian of Frederick Douglass High School” in Prince George’s County.

PROCLAMATION presented to **Jedidiah Blake II**, recognizing him as “**Saluatorian of Frederick Douglass High School**” in Prince George’s County. (Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner) **PRESENTED**

Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner presented a proclamation to Jedidiah Blake II, recognizing him as “Saluatorian of Frederick Douglass High School” in Prince George’s County.

PROCLAMATION presented to **Brianna Todd** recognizing her as “*Salutatorian of Friendly High School*” in Prince George’s County. (Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner) **PRESENTED**

Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner presented a proclamation to Brianna Todd recognizing her as “Salutatorian of Friendly High School” in Prince George’s County.

PROCLAMATION presented to **Linda Johnson** recognizing her as “*Valedictorian of Gwynn Park High School*” in Prince George’s County. (Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner) **PRESENTED**

Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner presented a proclamation to Linda Johnson recognizing her as “Valedictorian of Gwynn Park High School” in Prince George’s County.

PROCLAMATION presented to **Makiah Green** recognizing her as “*Salutatorian of Surrattsville High School*” in Prince George’s County. (Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner) **PRESENTED**

Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner presented a proclamation to Makiah Green recognizing her as “Salutatorian of Surrattsville High School” in Prince George’s County.

PROCLAMATION presented to **The Honorable Lisa Hall Johnson**, recognizing her “*Judicial Appointment*” in the State of Maryland. (Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner) **PRESENTED**

Council Member Mel Franklin, Council Chair Andrea C. Harrison and Council Members Obie Patterson, Derrick Leon Davis, Eric C. Olson, Will A. Campos and Ingrid M. Turner presented a proclamation to The Honorable Lisa Hall Johnson, recognizing her “Judicial Appointment” in the State of Maryland.

CALL TO ORDER- Council Chair Harrison called to order at 1:55 p.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
William Hunt, Deputy Council Administrator
Redis Floyd, Clerk of the Council
Donna Brown, Deputy Clerk of the Council
Todd Turner, Legislative Officer
Colette Gresham, Legislative Officer
Kathy Canning, Legislative Officer
Karen Zvakos, Legislative Officer
Kerry Watson, County Executive's Office
LaKeecia Allen, Office of Law
Sandra Eubanks, Director of the Health, Education and Humans Services (HEHS) Committee

INVOCATION – The Invocation was led by Pastor William Tucker, Remnant of Christ Church, Suitland, Maryland

SPECIAL INTENTIONS-

- Council Member Toles wished Marry Budd, County Employee a Happy Birthday.
- Council Member Campos requested prayer for his hockey buddy, George Peccard who is having health challenges.
- Council Member Harrison requested prayer for Jill Fletcher who is undergoing open heart surgery.

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

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 26, 2013. **APPROVED**

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

CB-60-2013 – AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS IN APPROVED FISCAL YEAR 2013 CAPITAL BUDGET for the purpose of providing supplementary appropriations to the County Building Renovations II and the Emergency Command Center capital projects; decreasing appropriations in Contingency Appropriation Fund; and amending the Approved Fiscal Year 2013-2018 Capital Improvement Program with regard to expenditures and financing beyond the budget year. **PRESENTED**

Council Bill 60 was presented by the Chair by request of the County Executive and referred to the Public Safety and Fiscal Management (PSFM) Committee.

CB-61-2013 - AN ORDINANCE CONCERNING THE M-X-T ZONE for the purpose of extending the time for abrogation of certain provisions of Section 27-547(b) of the Zoning Ordinance. **PRESENTED**

Council Bill 61 was presented by Council Member Davis and referred to the Planning, Zoning and Economic Development (PZED) Committee.

(c) **Introduction of Resolutions**

CR-75-2013 – A RESOLUTION CONCERNING ECONOMIC DRIVERS AND CATALYSTS: A TARGETED ECONOMIC DEVELOPMENT STRATEGY FOR PRINCE GEORGE’S COUNTY, MARYLAND for the purpose of endorsing the May 2013 report. “Economic Drivers and Catalysts: A Targeted Economic Development Strategy for Prince George’s County, Maryland: and adopting the economic actions and strategies set forth therein. **INTRODUCED**

Council Resolution 75 as proposed by the Chair by request of the County Executive endorses the May 2013 report. “Economic Drivers and Catalysts: A Targeted Economic Development Strategy for Prince George’s County, Maryland: and adopts the economic actions and strategies set forth therein. Council Resolution 75 was introduced by Council Members Harrison, Davis, Franklin and Turner and referred to the Planning, Zoning and Economic Development (PZED) Committee.

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

There were none.

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

- (a) Proposed letter to Segun Eubanks, Ed.D., Chair, Board of Education, approving the Board’s FY 2014 Approved Budget Reconciliation Transfer Request. **CHAIRMAN AUTHORIZED TO SIGN**

Council Member Patterson, as Chair of the Health, Education and Humans Services (HEHS) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. A letter was proposed to be sent to Segun Eubanks, Ed. D., Chair Board of Education, approving the Board’s FY 2014 Approved Budget Reconciliation Transfer Request. Council Member Davis moved to authorize the Chair’s signature; seconded by Council Member Olson. The motion carried 9-0.

4. **PUBLIC HEARING – PUBLIC HEARING HELD; CONFIRMED**

Appointment of the following individual to the Washington Suburban Sanitary Commission for Prince George’s County:

Ms. Mary Hopkins Navies	Appointment
	Replacing: Melanie Hartwig-Davis
	Term Expiration: 6/1/2015

(Favorably reported out of THE on 6/20/2013)

Council Member Davis, as Chair of the Health Education and Human Services (HEHS) Committee, provided a verbal report of the actions and recommendations of the Committee. Pursuant to proper notice, the public hearing convened on the appointment of Ms. Mary Hopkins Navies to the Washington Suburban Sanitary Commission for Prince George’s County. Carla Reid, Representative for the County Executive, introduced the nominee to the Council. Council Member Patterson moved confirmation; seconded by Council Member Franklin. The motion carried 9-0.

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

CB-15-2013 (DR-2) – AN ACT CONCERNING PROCUREMENT PROCESS REVISIONS for the purpose of revising the current procurement processes. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 15 (DR-2). No persons wishing to speak, the hearing was declared held. Council Member Lehman moved enactment; seconded by Council Member Franklin. The motion carried 9-0.

CB-38-2013 (DR-2) – AN ACT CONCERNING DRUG ENFORCEMENT AND EDUCATION SPECIAL REVENUE FUND for the purpose of providing that a certain portion of the monies in the Drug Enforcement and Education Special Revenue Fund shall be appropriated to the Department of Corrections for certain purposes. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 38 (DR-2). No persons wishing to speak, the hearing was declared held. Council Member Toles moved enactment; seconded by Council Member Patterson. The motion carried 9-0.

CB-39-2013 (DR-2) – AN ACT CONCERNING PROJECT LABOR

AGREEMENTS for the purpose of amending the composition and duties of the Project Labor Agreement Coordinating Committee. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 39 (DR-2) No persons wishing to speak, the hearing was declared held. Council Member Toles moved enactment; seconded by Council Member Franklin. The motion carried 9-0.

CB-19-2013 (DR-3) – AN ACT CONCERNING TREES AND VEGETATION –

TREE CANOPY ORDINANCE for the purpose of amending the tree canopy ordinance to clarify applicability requirements, amending regulations, providing for certain exemptions, and generally relating to tree canopy ordinance in Prince George's County. . **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 19 (DR-3) No persons wishing to speak, the hearing was declared held. Council Member Davis moved enactment; seconded by Council Member Franklin. The motion carried 9-0.

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

CR-33-2013 (DR-2) - 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. **PUBLIC HEARING HELD; DR-2 SUBSTITUTED; ADOPTED**

Colette Gresham, Legislative Officer, provided a verbal report on the actions and recommendations of the Committee to the Council. Pursuant to proper notice, the public hearing convened on CR-33 (DR-2). Peter Holden spoke in support of the legislation. All persons wishing to speak having done so, the hearing was declared held. Council Member Olson moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Patterson. The motion carried 9-0. Council Member Toles moved to adopt Council Resolution 33 (DR-2); seconded by Council Member Davis. The motion carried 9-0.

7. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-76-2013 - A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM For the purpose of approving the project submitted by the Patuxent Riverkeeper (“Riverkeeper”) to the Maryland Department of Housing and Community Development for participation in the Department’s Community Investment Tax Credit Program. **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 76, which approves the project submitted by the Patuxent Riverkeeper (“Riverkeeper”) to the Maryland Department of Housing and Community Development for participation in the Department’s Community Investment Tax Credit Program, was introduced by Council Member Franklin. Council Member Franklin moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 76; seconded by Council Member Lehman. The motion carried 9-0. Council Member Davis moved to adopt; seconded by Council Member Franklin. The motion carried 9-0.

CR-77-2013 A RESOLUTION CONCERNING THE PUBLIC FACILITIES ELEMENT OF THE PRELIMINARY SOUTHERN GREEN LINE STATION AREA SECTOR PLAN AND PROPOSED SECTIONAL MAP AMENDMENT for the purpose of identifying inconsistencies between the *Preliminary Southern Green Line Station Area Sector Plan and Proposed Sectional Map Amendment* and existing or proposed State or County facilities, and approving the inclusion of any new transportation proposals prior to adoption of the preliminary Sector Plan by the Planning Board. **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 77 as proposed by the Chair by request of the County Executive, identifies inconsistencies between the Preliminary Southern Green Line Station Area Sector Plan and Proposed Sectional Map Amendment and existing or proposed State or County facilities, and approves the inclusion of any new transportation proposals prior to adoption of the preliminary Sector Plan by the Planning Board. Council Resolution 77 was introduced by Council Members Toles and Franklin. Council Member Toles moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 77; seconded by Council Member Davis. The motion carried 9-0. Council Member Davis moved to adopt Council Resolution 77; seconded by Council Member Franklin. The motion carried 9-0.

CR-78-2013 - A RESOLUTION CONCERNING HORSE PARK FEASIBILITY STUDY for the purpose of expressing support by the governing body of Prince George's County for grant funding from the Maryland Department of Business and Economic Development by the Maryland Stadium Authority in order to conduct Phase II of a Horse Park Feasibility Study by the Maryland Department of Agriculture's Maryland Horse Industry Board Agency and the Maryland Stadium Authority. **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 78, which expresses support by the governing body of Prince George's County for grant funding from the Maryland Department of Business and Economic Development by the Maryland Stadium Authority in order to conduct Phase II of a Horse Park Feasibility Study by the Maryland Department of Agriculture's Maryland Horse Industry Board Agency and the Maryland Stadium Authority was introduced by Council Members Harrison, Davis, Franklin, Lehman, Patterson, Toles and Turner. Council Member Davis moved to suspend the council Rules of Procedure to allow for immediate adoption of Council Resolution 78; seconded by Council Member Patterson. The motion carried 9-0. Council Member Davis moved to adopt Council Resolution 78; seconded by Council Member Patterson. The motion carried 9-0.

CR-79-2013 - A RESOLUTION CONCERNING THE CROOM AND AQUASCO ROADS SCENIC BYWAY for the purpose of endorsing the findings and supporting the recommendations of the 2012 *Croom and Aquasco Roads Scenic Byway Plan Elements: A Corridor Program for These Roadways and Other Related Star-Spangled Banner Historic Roadways in Prince George's County* (Corridor Program), and establishing a local Scenic Byway Advisory Committee. **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 79 as proposed by the Chair by request of the County Executive endorses and supports the recommendations of the 2012 Croom and Aquasco Roads Scenic Byway Plan Elements: A Corridor Program for These Roadways and Other Related Star-Spangled Banner Historic Roadways in Prince George's County (Corridor Program), and establishes a local Scenic Byway Advisory Committee. Council Resolution 79 was introduced by Council Members Davis Franklin and Lehman. Council Member Davis moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 79; seconded by Council Member Franklin. The motion carried 9-0. Council Member Davis moved to adopt Council Resolution 79; seconded by Council Member Patterson. The motion carried 9-0.

ADDITION TO THE AGENDA

Motion was made by Council Member Olson to convene into Executive Session in accordance with Sections 10-508(a)(7) and 10-508(a)(10)(i, ii); seconded by Council Member Davis; motion carried 7-0. (Absent: Council Members Toles and Patterson)

***Council Member Olson moved to accept the Additions Package; seconded by Council Member Franklin. The motion carried 7-0 (Absent: Council Members Toles and Patterson).*

**EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)
-- EXECUTIVE SESSION HELD AND RECESSED**

- (a) To consult with counsel to seek legal advice and to discuss a matter of public security in accordance with Sections 10-508(a)(7) and 10-508(a)(10)(i, ii), State Government, Annotated Code of Maryland.

Council Member Olson moved to convene Executive Session; seconded by Council Member Davis. The motion carried 7-0 (Absent: Council Member Toles and Patterson).

Topic Discussed: The Imminent WSSC water main break affecting public safety and welfare of portions of Prince George's County.

8. **BRIEFING – (COUNCIL HEARING ROOM) -- BRIEFING HELD**

**YOUTH AND GANG VIOLENCE PREVENTION STEERING COMMITTEE
REPORT**

Council Member Eric C. Olson, Committee Chair
Council Member Will A. Campos, Committee Co-Chair

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were none.

RECESSED- *The meeting recessed at 2:27 p.m.*

9. **JOINT PUBLIC HEARING – (COUNCIL HEARING ROOM) -- PUBLIC HEARING HELD**

**THE PRELIMINARY LARGO TOWN CENTER SECTOR PLAN
AND PROPOSED SECTIONAL MAP AMENDMENT**

Pursuant to Sections 21-105 and 21-216 of the Land Use Article of the Annotated Code of Maryland, and the provisions of Division 4, Part 3, and Part 13 of the Zoning Ordinance of Prince George’s County, Maryland, being also Subtitle 27 of the Prince George’s County Code, the Prince George’s County Council, sitting as the District Council, and the Prince George’s County Planning Board of The Maryland-National Capital Park and Planning Commission joint public hearing to receive testimony regarding the *Preliminary Largo Town Center Sector Plan and Proposed Sectional Map Amendment*, including recommendations for land use to ensure future development is consistent with County policies, as well as related recommendations for the rezoning of land in order to implement the land use recommendations for properties situated generally within a portion of Planning Area 73. The sector plan area is generally defined by Interstate 95/495 (the “Capital Beltway”) as a western boundary, Landover Road (MD 202) and the southwest boundary of the Woodview Village subdivision as a northern boundary, Campus Way North, Lake Arbor Way, and Landover Road as an eastern boundary, and Central Avenue (MD 214) as the southern boundary.

(SEE SEPARATE AGENDA)

ADJOURNED- *The meeting adjourned at 8:37 p.m.*

On July 15, 2013 at the Northwestern High School Town Hall Meeting a motion was made by Council Member Davis to convene into Executive Session in accordance with Section 10-508(a)(10)(i, ii); seconded by Council Member Patterson; motion carried 7-0. (Absent: Council Members Turner and Toles)

EXECUTIVE SESSION -- EXECUTIVE SESSION HELD AND ADJOURNED

- (a) To discuss a matter of public security in accordance with Section 10-508(a)(10)(i, ii), State Government, Annotated Code of Maryland.

Topic Discussed: The Imminent WSSC water main break affecting public safety and welfare of portions of Prince George’s County.

Prepared by:

Submitted by:

Sherry Bias, Administrative Aide

Redis C. Floyd, Clerk of the Council