



Prince George's County Council

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

Meeting Minutes - Final County Council

Derrick Leon Davis, District 6, Chairman

Mel Franklin, District 9

Dannielle M. Glaros, District 3, Vice Chairwoman

Andrea C. Harrison, District 5

Mary A. Lehman, District 1

Obie Patterson, District 8

Deni L. Taveras, District 2

Karen R. Toles, District 7

Todd M. Turner, District 4

Robert J. Williams, Jr., Council Administrator

Tuesday, October 10, 2017

1:30 PM

Council Hearing Room

1:00 P.M. - AGENDA BRIEFING - (ROOM 2027)

1:30 P.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

The meeting was called to order by Chairman Davis at 1:38 p.m. with eight members present at roll call. Council Member Toles arrived at 1:45 p.m.

Present: 9 - Chairman Derrick Davis
Vice Chair Dannielle Glaros
Council Member Mel Franklin
Council Member Andrea Harrison
Council Member Mary Lehman
Council Member Obie Patterson
Council Member Deni Taveras
Council Member Karen Toles
Council Member Todd Turner

Also 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

Nathaniel Tutt, III, County Executive's Office

Dinora Hernandez, Office of Law

Kathleen Canning, Legislative Officer

Jacqueline Brown, Director, PZED Committee

Sandra Eubanks, Interim Director, THE Committee

INVOCATION:

The Invocation was provided by Pastor Vernon N. Lattimore, New Song Bible Fellowship Church, Upper Marlboro, Maryland. Council Member Patterson requested prayer for the family of Delegate Kris Valderrama and former State Delegate David Valderrama in his passing of his wife. Council Member Harrison requested prayer for Delegate Diana Fennel in the passing of her father. Council Member Davis requested prayer for Cody Cox in the loss of his wife.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member

DESIGNATION OF OCTOBER 10, 2017 AS LEGISLATIVE DAY NO. 29

Chairman Davis designated Legislative Day number twenty-nine.

1. CONSENT AGENDA

(a) Approval of County Council Minutes

[MIN 10032017](#)

County Council Minutes dated October 3, 2017.

Draft 1

Attachment(s): [10032017](#)

These minutes were approved

[Rules6](#)

Draft 1

MOTION REQUIRED TO SUSPEND THE RULES TO ALLOW FOR PRESENTATION OF BILLS AFTER SEPTEMBER 30.

A motion was made by Vice Chair Glaros, seconded by Council Member Turner, that the Council Rules of Procedure be suspended to allow for presentation of Bills after September 30. The motion carried by the following vote:

Aye 9 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner

(b) First Reading of Bills (Presentation)[CB-124-2017](#)

Draft 1

AN ACT CONCERNING THE INTERNATIONAL RESIDENTIAL BUILDING CODE FOR ONE- AND TWO- FAMILY DWELLINGS for the purpose of making a local amendment to the International Residential Building Code for One- and Two- Family Dwellings in the Prince George's County Building Code to provide certain maximum requirements applicable to certain interior residential bathroom facilities, in furtherance of the public safety, health, and welfare of the citizens and residents of Prince George's County.

Sponsor(s): Glaros

Attachment(s): [B2017124](#)
[CB-124-2017 AIS](#)
[CB-124-2017 Report](#)

Chairman Davis announced that this Bill would be considered by the Transportation, Housing and the Environment Committee (THE) on October 11, 2017 at 1:30 p.m.

This Council Bill was presented and referred to the Transportation, Housing and the Environment Committee

(c) Introduction of Resolutions[CR-085-2017](#)

Draft 1

A RESOLUTION CONCERNING INVESTMENT POLICY for the purpose of amending and updating the Prince George's County, Maryland Investment Policy.

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

Attachment(s): [R2017085](#)
[CR-85-2017 Attachment A](#)
[CR-85-2017 AIS.pdf](#)

This Resolution was introduced by Council Members Turner, Glaros, Franklin, Taveras, Davis and Lehman and referred to the Public Safety

and Fiscal Management Committee[Consent207](#)

Draft 1

MOTION TO ADOPT CONSENT AGENDA

Under discussion, Council Member Harrison requested clarification about the timelines for presentation of bills.

A motion was made by Vice Chair Glaros, seconded by Council Member Lehman, that this Consent Agenda be adopted. The motion carried by the following vote:

Aye 9 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

There were no items considered.

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

There were no items considered.

4. SECOND READING OF BILLS – (INTRODUCTION)[CB-063-2017](#)

Draft 1

AN ACT CONCERNING NUISANCE ABATEMENT BOARD for the purpose of amending the powers and duties of the Nuisance Abatement Board by authorizing the Board to enforce civil violations, and preside over administrative hearings pursuant to Subtitle 13, Division 12 of the County Code.

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

Attachment(s): [B2017063](#)
[CB-63-2017 AIS.pdf](#)
[CB-63-2017 Report](#)

Council Member Turner, as Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Council Bil 63 expands the authority of the current Nuisance Abatement Board to play a role as an appellate body in the adjudication of housing code issues.

This Council Bill was introduced by Council Members Lehman, Harrison, Turner, Davis, Glaros, Taveras, Patterson and Franklin

[CB-064-2017](#)

Draft 2

AN ACT CONCERNING ADMINISTRATIVE HEARINGS for the purpose of establishing the provisions for administrative hearings.

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

Attachment(s): [B2017064](#)
[CB-64-2017 AIS.pdf](#)
[CB-64-2017 Report](#)
[CB-64-2017 \(DR-2\) Committee Report](#)
[CB-64-2017 \(DR-2\)](#)

Council Member Turner, as Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Council Bill 64 creates a streamlined process for Code enforcement violations, and establishes an Administrative Hearing Board to hear minor property standard violation cases.

This Council Bill was introduced by Council Members Lehman, Turner, Davis, Glaros, Franklin, Taveras, Harrison and Patterson

[CB-082-2017](#)

Draft 2

AN ORDINANCE CONCERNING M-I-O, I-1, AND I-2 ZONES for the purpose of permitting gas station and food or beverage store uses within the M-I-O (Military Installation Overlay), I-1 (Light Industrial), and I-2 (Heavy Industrial) Zones, under certain circumstances.

Sponsor(s): Davis

Attachment(s): [B2017082](#)
[CB-82-2017 AIS.pdf](#)
[CB-082-2017 Report](#)

Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Council Bill 82 amends the Table of Uses permitted for the Industrial Zones of the County to permit gas station and food or beverage store uses in the I-1 and I-2 Zones, subject to detailed site plan approval and certain use requirements for the Military Installation Overlay Zone.

This Council Bill was introduced by Council Member Davis

[CB-084-2017](#)

Draft 2

AN ORDINANCE CONCERNING ISSUANCE OF GRADING, BUILDING, AND USE AND OCCUPANCY PERMITS for the purpose of clarifying the authority of the Director of the Department of Permitting, Inspections, and Enforcement to issue grading, building, and use and occupancy permits.

Sponsor(s): Franklin, Harrison and Turner

Attachment(s): [B2017084](#)
[CB-84-2017 AIS.pdf](#)
[CB-084-2017 Report](#)

Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Council Bill 84 confers exclusive jurisdiction upon the Director of Permitting, Inspections, and Enforcement over the issuance of grading, building, and use and occupancy permits within the Zoning Ordinance for Prince George's County.

This Council Bill was introduced by Council Members Franklin, Harrison and Turner

[CB-092-2017](#)
Draft 2

AN ORDINANCE CONCERNING M-U-TC ZONE for the purpose of amending the permissible requirements for approval of a M-U-TC (Mixed-Use Town Center) Zone, Mixed Use Town Center Development Plans, primary amendments to M-U-TC Zones, and secondary amendments to M-U-TC Development Plans in Prince George's County, Maryland.

Sponsor(s): Toles

Attachment(s): [B2017092](#)
[CB-92-2017 AIS.pdf](#)
[CB-092-2017 Report](#)

Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Council Bill 92 authorizes amendments to approved plans to eliminate the design review committee process within an M-U-TC Development Plan and authorizes a process whereby the District Council may elect to review a zoning case within an M-U-TC Development Plan for approved M-U-TC Zones in Prince George's County.

This Council Bill was introduced by Council Member Toles

[CB-093-2017](#)
Draft 2

AN ORDINANCE CONCERNING R-R (RURAL RESIDENTIAL) ZONE for the purpose of permitting townhouses in the R-R Zone, under certain circumstances.

Sponsor(s): Davis and Turner

Attachment(s): [B2017093](#)
[CB-93-2017 AIS.pdf](#)
[CB-093-2017 Report](#)

Council Member Harrison, as Chair of the Planning, Zoning and Economic

Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Council Bill 93 amends the Zoning Ordinance Residential Zone Table of Uses to permit townhouses in the Rural Residential (R-R) Zone if certain criteria are met.

This Council Bill was introduced by Council Members Davis and Turner

[CB-094-2017](#)

Draft 2

AN ORDINANCE CONCERNING ZONING PROCEDURES-

-NOTIFICATION REQUIREMENTS -- ADMINISTRATIVE REVIEW OF APPLICATIONS for the purpose of imposing a new electronic notice requirement for certain applications authorized in the Zoning Ordinance for administrative review and disposition by the Planning Board, Planning Director, or respective authorized representative.

Sponsor(s): Glaros, Lehman and Turner

Attachment(s): [B2017094](#)
[CB-94-2017 AIS.pdf](#)
[CB-094-2017 Report](#)

Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Council Bill 94 amends the Zoning Ordinance to add online posting requirements regarding certain zoning applications authorized for administrative review and/or approval by the Planning Board, Planning Director, or the Board's or Director's authorized representative in the County Zoning Ordinance.

This Council Bill was introduced by Council Members Glaros, Lehman and Turner

[CB-095-2017](#)

Draft 2

AN ORDINANCE CONCERNING M-X-T ZONE for the purpose of permitting vehicle or camping trailer rental uses in the M-X-T (Mixed Use - Transportation Oriented) Zone, under certain circumstances.

Sponsor(s): Davis

Attachment(s): [B2017095](#)
[CB-95-2017 AIS.pdf](#)
[CB-095-2017 Report](#)

Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Council Bill 95 amends the table of uses permitted for the M-X-T Zones of the County to permit vehicle rental uses in the M-X-T Zone under certain circumstances.

This Council Bill was introduced by Council Member Davis[CB-096-2017](#)

Draft 2

AN ORDINANCE CONCERNING I-1 ZONE for the purpose of permitting certain residential development in the I-1 (Light Industrial) Zone, under certain specified circumstances.

Sponsor(s): Harrison

Attachment(s): [B2017096](#)
[CB-96-2017 AIS.pdf](#)
[CB-096-2017 Report](#)

Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the committee. Council Bill 96 permits certain multifamily and two-family residential dwelling uses in the I-1 (Light Industrial) Zones of the County, provided the I-1 Zone property is within a certain distance from an existing transit station, conforms with certain permitting requirements, and is subject to detailed site plan approval.

This Council Bill was introduced by Council Member Harrison**RECESS AND RECONVENE**

The meeting went into recess at 2:06 p.m. and reconvened at 2:09 p.m.

2:00 P.M. - BRIEFING – (COUNCIL HEARING ROOM)[BR 10102017](#)

Draft 1

DOMESTIC VIOLENCE - SUPPORTIVE ASSISTANCE AND FINANCIAL EMPOWERMENT GRANT

Daryl H. Sims, Budget Director, Office of the State's Attorney
Denise C. McCain, Director, Prince George's County Family Justice Center
Theresa Middleton, Chief/Economic Crimes Victim Witness Coordinator, Office of the State's Attorney

Daryl Sims, Office of the State's Attorney, provided an overview of the Victims of Crime Assistance (VOCA) Program grant award which will provide Supportive Assistance and Financial Empowerment (SAFE) solutions to victims of domestic and family violence. The panelists responded to questions posed by the Council regarding: the grant term, connection to resources, established telephone number, 211 access line, new regulations regarding electronic monitoring, funding strategy and correlation to comprehensive housing strategy.

This Briefing was held

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

RECESS

The meeting went into recess at 2:53 p.m.

EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)**[EX 10102017](#)**

Draft 1

Motion to convene in executive session only to discuss personnel issues, to consult with counsel to seek legal advice and to discuss pending or potential litigation in accordance with section 3-305(b)(1, 7, 8), General Provisions Article, Annotated Code of Maryland.

Chairman Davis announced, pursuant to Section 3-213 of the Annotated Code of Maryland, the Council Members and staff members who have been designated as having received training on the requirements of the Open Meetings Act. The Chairman read the following closing statement/motion to convene in executive session: "motion to convene in Executive Session in accordance with Section 3-305(b)(1, 7, 8), General Provisions Article, Annotated Code of Maryland, only to: (1) discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals, specifically, appointments to the Spending Affordability Committee, FAC/EDI, and Revenue Authority; (2) consult with counsel to seek legal advice; and (3) consult with staff, consultants, or other individuals about pending or potential litigation—specifically, to discuss potential litigation, specifically, to be briefed by county attorney, Jared McCarthy, on active litigation involving the County Council, potential litigation regarding telecommunications towers, and to receive an update regarding the ongoing department of justice investigation on discriminatory employment practices within County public safety agencies." The Executive Session was held (See County Council Minutes dated October 17, 2017 for details).

A motion was made by Council Member Franklin, seconded by Council Member Turner, that this Executive Session be convened. The motion carried by the following vote:

Aye 9 - Davis, Glaros, Franklin, Harrison, Lehman, Patterson, Taveras, Toles and Turner

7:00 P.M. - JOINT PUBLIC HEARING: -(COUNCIL HEARING ROOM)

The Joint Public Hearing was held. See separate meeting minutes for details.

Prepared by:

Donna J. Brown, Deputy Clerk of the Council

Submitted by:

Redis C. Floyd, Clerk of the Council