

AGENDA MINUTES

Tuesday, March 2, 2010

Legislative Day No. 6

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) – BRIEFING HELD

CALL TO ORDER : - *Chair Dernoga called to order at 10:15 with the following Council Members present:*

*Marilynn B. Bland
Will Campos
Samuel H. Dean
Thomas E. Dernoga
Camille A. Exum
Andrea C. Harrison
Tony Knotts
Eric C. Olson
Ingrid M. Turner*

Others Present:

*Robert J. Williams, Jr., Deputy Council Administrator
Karen Zavakos, Legislative Officer
Todd Turner, Legislative Officer
Jackie Brown, PZED Committee Director
Hawi Sanu, THE Committee Director
Josh Hamlin, Office of Law
Marcus Jackson, County Council Liaison, Office of the County Executive*

INVOCATION: - *The Invocation was led by Minister Sandy Vaughs, County Employee. Council Member Harrison requested special prayers for Delegate JoAnn Benson in the passing of her mother. Council Member Turner for the family of Jonathan Nolan, a Bowie High School, in his passing and Council Member Campos for the earthquake victims in Haiti and Chile.*

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

1. **PUBLIC HEARING: - (COUNCIL HEARING ROOM)**

CR-5-2010 – A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN (AUGUST 2009 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**

Pursuant to proper notice, the public hearing convened on Council Resolution 5. Ms. Norma Merritt spoke on Council Resolution 5. All persons wishing to speak having done so, the public hearing was declared held. The Chair announced that this item would be considered during the Transportation, Housing and the Environment (THE) Committee meeting scheduled for Thursday, March 25, 2010 at 10:00 A.M.

TRANSPORTATION, HOUSING AND THE ENVIRONMENT COMMITTEE MEETING SCHEDULED THURSDAY, MARCH 25, 2010 AT 10:00 A.M.

2. **PUBLIC HEARING – (COUNCIL HEARING ROOM)**

- **PUBLIC HEARING HELD**

Pursuant to proper notice, the public hearing convened on the Appointment of Mr. David J. Byrd as Chairman to the Maryland-National Capital Park and Planning Commission for Prince Georges County. Jack B. Johnson, County Executive, introduced Mr. Byrd to the Council. Mr. Byrd spoke on his own behalf. Thirty-eight persons spoke on the nominee. All persons wishing to speak having done so, the public hearing was declared held. The Chair announced that this item would be considered during the Transportation, Housing and the Environment (THE) Committee meeting scheduled for Thursday, March 25, 2010 at 10:00 A.M.

Appointment of the following individual to the Maryland-National Capital Park and Planning Commission for Prince George’s County:

Mr. David J. Byrd

Appointment/Chairman

Replacing: Mr. Samuel J. Parker, Jr.

Term Expiring: 6/15/2013

PLANNING, ZONING AND ECONOMIC DEVELOPMENT COMMITTEE WORKSESSION SCHEDULED WEDNESDAY, MARCH 3, 2010 AT 11:00 A.M.

RECESS: - *Chair Dernoga recessed the meeting at 12:30 P.M.*

COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM) @ 12:44 P.M.
– COMMITTEE MEETING HELD

- REFERRED FOR PREPARATION OF A RESOLUTION DECLARING A SECOND PUBLIC HEARING

**ADOPTED CENTRAL US 1 CORRIDOR SECTOR PLAN AND
 ENDORSED SECTIONAL MAP AMENDMENT**

(DIGEST OF TESTIMONY)

Chad Williams, Project Manager, M-NCPPC, Community Planning North Division

Council Member Olson moved preparation of a Resolution declaring a second public hearing; seconded by Council Member Dean. The motion carried 9-0.

RECONVENE: - *Chair Dernoga reconvened the meeting at 1:12 P.M.*

3. **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) **First Reading of Bills (Presentation)**

CB-9-2010 – AN ACT CONCERNING NEW JOBS TAX CREDIT for the purpose of creating a property tax credit and enhanced property tax credit against the County property tax imposed on real property owned or leased by business entities, and on personal property owned by business entities, that meet certain requirements related to the creation of new jobs; and generally providing for a new jobs tax credit as authorized by State law. - **PRESENTED**

Council Bill 9 was presented by Chairman Dernoga at the request of the County Executive and referred to the Public Safety and Fiscal Management (PSFM) Committee.

CB-10-2010 – AN ACT CONCERNING PRINCE GEORGE’S COUNTY ARTS AND ENTERTAINMENT DISTRICT – REAL PROPERTY TAX CREDIT for the purpose of approving a real property tax credit for qualifying residing artists and for arts and entertainment enterprises; and generally relating to a real property tax credit. - **PRESENTED**

Council Bill 10 was presented by Council Member Campos and referred to the Public Safety and Fiscal Management (PSFM) Committee.

(b) **Introduction of Resolutions**

CR-16-2010 – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLANS: FY 2008 AND FY 2009 for the purpose of amending the Prince George’s County FY 2008 and FY 2009 Annual Action Plans to include as HOME Investment Partnerships (“HOME”) projects: The Singer Building, Romwood Square, Livingston Forest, Rainier Manor, and Parkview at Laurel. - **INTRODUCED**

Council Resolution 16 amends the Prince George’s County FY 2008 and FY 2009 Annual Action Plans to include as HOME projects: The Singer Building, Romwood Square, Livingston Forest, Rainier Manor, and Parkview at Laurel. Council Resolution 16 was introduced by Council Members Dernoga and Campos Council Resolution 16 was referred to the Transportation, Housing and the Environment (THE) Committee.

PUBLIC HEARING SCHEDULED TUESDAY, MARCH 23, 2010 @ 1:30 P.M.

CR-17-2010 – A RESOLUTION CONCERNING PRINCE GEORGE’S COUNTY ARTS AND ENTERTAINMENT DISTRICT ADMISSIONS AND AMUSEMENT TAX EXEMPTION for the purpose of exempting from the admissions and amusement tax gross receipts from any admissions or amusement charge levied by an arts and entertainment enterprise or qualifying residing artist in an arts and entertainment district; and generally relating to an admissions and amusement tax. - **INTRODUCED**

Council Resolution 17 concerns the Prince George’s County Arts and Entertainment District - Admissions and Amusement Tax Exemption for the purpose of exempting from the admissions and amusement tax gross receipts from any admissions or amusement charge levied by an arts and entertainment enterprise or qualifying residing artist in an arts and entertainment district; and generally relating to an admissions and amusement tax. Council Resolution 17 was introduced by Council Members Campos and Dernoga. Council Resolution 17 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

Council Member Dean moved adoption of the Consent Agenda; seconded by Council Member Harrison. The motion carried by voice vote.

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

No items were considered.

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

- (a) Proposed correspondence to the Honorable Melony G. Griffith, Chair of the Prince George's House Delegation, and the Honorable Douglas J.J. Peters, Chair of the Prince George's Senate, expressing the positions of the County Council on proposed State legislation.
 - **CHAIR AUTHORIZED TO SIGN**

Council Member Bland, Chair of the Rules/General Assembly Committee, provided a verbal report on the actions and recommendations from the General Assembly Committee to the Council. A letter was proposed to be sent to the Honorable Melony G. Griffith, Chair of the Prince George's House Delegation, and the Honorable Douglas J.J. Peters, Chair of the Prince George's Senate, expressing the positions of the County Council on proposed State legislation. Council Member Bland moved to authorize the Chairman's signature; seconded by Council Member Dean. The motion carried 9-0.

6. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-15-2010 - A RESOLUTION CONCERNING SUBREGION 4 MASTER PLAN AND SECTIONAL MAP AMENDMENT for the purpose of proposing amendments to the Adopted Subregion 4 Master Plan and Endorsed Sectional Map Amendment (Planning Areas 72, 75A, and 75B), and directing that a public hearing be held to receive testimony on the proposed amendments. - **INTRODUCED; AMENDED; RULES SUSPENDED; DR-2; ADOPTED**

Council Resolution 15 proposes amendments to the Adopted Subregion 4 Master Plan and Endorsed Sectional Map Amendment (Planning Areas 72, 75A, and 75B) and directing that a public hearing be held to take testimony on the proposed amendments. Council Resolution 15 was introduced by Council Members Dean, Exum and Harrison. Council Member Exum moved amendment #1; seconded by Council Member Turner. The motion carried by voice vote. Council Member Exum moved to Suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 15 (DR-2); seconded by Council Member Dean. The motion carried 9-0. Council Member Dean moved adoption of Council Resolution 15 (DR-2); seconded by Council Member Olson. The motion carried 9-0.

CR-18-2010 – A RESOLUTION CONCERNING THE CENTRAL US 1 CORRIDOR SECTOR PLAN AND PROPOSED SECTIONAL MAP AMENDMENT for the purpose of proposing amendments to the Adopted Central US 1 Corridor Sector Plan and Endorsed Sectional Map Amendment and directing that a public hearing be held to receive testimony on the proposed amendments.

- **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 18 proposes amendments to the Adopted Central US 1 Corridor Sector Plan and Endorsed Sectional Map Amendment and directing that a public hearing be held to receive testimony on the proposed amendments. Karen Zavakos, Legislative Office, provided a verbal report on the actions and recommendations from Committee of the Whole to the Council. Council Resolution 18 was introduced by Council Members Dernoga and Olson. Council Member Olson moved to suspend the Council Rules of Procedure to allow for the immediate

adoption of Council Resolution 18; seconded by Council Member Dean. The motion carried 9-0. Council Member Olson moved adoption of Council Resolution 18; seconded by Council Member Exum. The motion carried 9-0.

7. **DISTRICT COUNCIL ITEM – (COUNCIL HEARING ROOM)**

(SEE SEPARATE ACTION AGENDA)

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

No persons wished to address the Council.

POINT OF PERSONAL PRIVILEGE:

Chair Dernoga indicated that the Taxi Cab Task Force has requested a 45 day extension for submission of their report. They have been granted three weeks.

ADJOURN: - *Chair Dernoga adjourned the meeting at 1:36 P.M.*

COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM) – COMMITTEE MEETING HELD @ 1:38 P.M.

- **ADOPTED GLENN DALE/SEABROOK/LANHAM VICINITY SECTOR PLAN AND ENDORSED SECTIONAL MAP AMENDMENT**
- **REFERRED FOR PREPARATION OF A RESOLUTION APPROVING THE PLAN**

(DIGEST OF TESTIMONY)

Robert Duffy, Planning Supervisor, - M-NCPPC

Council Member Turner moved preparation of an approving resolution; seconded by Council Member Olson. The motion carried 7-0 (Absent: Council Members Exum and Knotts).

GENERAL ASSEMBLY COMMITTEE MEETING – (COUNCIL HEARING ROOM) – COMMITTEE MEETING HELD @ 1:46 P.M.

(SEE SEPARATE ACTION AGENDA)

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Donna J. Brown,
Deputy Clerk of the Council