

# ***ACTION MINUTES***

**Friday, July 30, 2004**

**Business Meeting**

**(Legislative Day No. 28 to be declared)**

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

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

**CALL TO ORDER -** *Chairman Knotts called to order at 11:29 with the following Council Members present:*

*Marilynn M. Bland  
Samuel H. Dean  
Camille A. Exum  
Tony Knotts  
David C. Harrington  
Thomas R. Hendershot  
Douglas J. J. Peters  
Council District 2 (Vacant)*

*Late: Thomas E. Dernoga (arrived at 11:43)*

***Others Present:***

*Barbara L. Holtz, Council Administrator  
Craig S. Price, Deputy Council Administrator  
Robert Williams, Jr., Associate Council Administrator  
Ralph Grutzmacher, Legislative Officer  
Kathy Canning, Associate County Attorney  
Carmen Jackson-Brown, Associate County Attorney  
Thomas Hilmer, Director OMB*

**INVOCATION:** *- The Invocation was led by Pastor Robert Williams, Jr., Good Hope Baptist Church, King George, Virginia. Council Member Knotts requested special intentions for the youth of Prince Georges County.*

**PLEDGE OF ALLEGIANCE** – *The pledge of allegiance was led by Council Member Exum.*

### **DESIGNATION OF JULY 30, 2004 AS LEGISLATIVE DAY NO. 28**

*Chairman Knotts designated July 30, 2004 as Legislative Day number twenty-eight.*

- \*\*** *Council Member Harrington moved to accept additional items to the Agenda; seconded by Council Member Peters. The motion carried by voice vote.*

**BILLS ELIGIBLE FOR THIRD READING (ENACTMENT)**

**CB-55-2004 - AN ACT CONCERNING AMENDMENT OF SECTION 307A, CHARTER OF PRINCE GEORGE'S COUNTY** for the purpose of proposing an amendment in Section 307A of the Charter of Prince George's County concerning the application of term limitations to Council members and eligibility of Council members and providing a precedence clause in the event of conflicting charter amendments ratified by the voters at the November, 2004 General Election. - **TABLED; AMENDED; DR-2 ENACTED**

*Council Member Exum moved to table Council Bill 55; seconded by Council Member Peters. The motion carried by voice vote. After discussion, Council Member Bland moved an amendment. The motion failed for lack of a second. Council Member Peters moved amendment number 1; seconded by Council Member Exum. The motion carried by voice vote. Council Member Peters moved amendment number 2; seconded by Council Member Exum. The motion carried by voice vote (Opposed Council Members Bland and Hendershot). Council Member Dernoga moved amendment number 3; seconded by Council Member Peters. The motion carried by voice vote (Opposed: Council Member Hendershot).. After discussion, Council Member Harrington moved amendment number 4; seconded by Council Member Peters. The motion carried by voice vote. Council Member Peters moved enactment of Council Bill 55 as amended (Draft 2); seconded by Council Member Dean. Under discussion, Council Member Bland requested that Council look into ways to prevent and/or prohibit at-large election of Prince George's County Council Members. The motion carried 6-2 (Opposed: Council Members Bland and Hendershot); Vacant: Council District 2.*

**CB-56-2004 – AN ACT CONCERNING AMENDMENT OF SECTION 311, CHARTER OF PRINCE GEORGE'S COUNTY** for the purpose of proposing an amendment to Section 311 of the Charter of Prince George's County concerning the selection of a Chairman and Vice Chairman of the County Council, and further providing that if there are conflicting Charter amendments adopted by the qualified voters of the County at the general election in November, 2004, the amendments proposed in Council Bill 55-2004, as ratified by the voters, shall prevail. - **AMENDED; DR-2 ENACTED**

*Council Member Peters moved amendment number 1 to Council Bill 56; seconded by Council Member Dean. The motion carried 7-1 (Opposed: Council Member Hendershot, Council District 2-vacant). Council Member Exum moved enactment of Council Bill 56 as amended (Draft 2); seconded by Council Member Dernoga. The motion carried 7-1 (Opposed: Council Member Hendershot, Council District 2-vacant).*

**BILLS ELIGIBLE FOR THIRD READING (ENACTMENT) – (CONTINUED)**

**CB-57-2004 – AN ACT CONCERNING AMENDMENT OF SECTION 507, CHARTER OF PRINCE GEORGE’S COUNTY** for the purpose of proposing an amendment to Section 507 of the Charter of Prince George’s County to provide notice and hearing requirements and County Council approval of any proposed removal of members from County boards and commissions. - **POSTPONED INDEFINITELY**

*Council Member Dean moved to postpone Council Bill 57 indefinitely; seconded by Council Member Peters. The motion carried 8-0 (Council District 2-vacant).*

**CB 58-2004 – AN ACT CONCERNING AMENDMENT OF SECTIONS 902 AND 903; AND ADDITION OF NEW SECTION 910, CHARTER OF PRINCE GEORGE’S COUNTY** for the purpose of proposing amendments to Sections 902 and 903 and adding a new Section 910 of the Charter of Prince George’s County to provide a limitation on the number of hours worked by persons assigned to temporary or seasonal positions and to amend the provisions for action on the County classification plan. - **AMENDED; DR-2 ENACTED**

*Council Member Dean moved amendment number 1 to Council Bill 58; seconded by Council Member Harrington. The motion carried 8-0. (Council District 2-vacant.) Council Member Dean moved enactment of Council Bill 58 as amended (Draft 2); seconded by Council Member Exum. The motion carried 8-0. (Council District 2-vacant).*

**CB-59-2004 - AN ACT CONCERNING AMENDMENT OF SECTION 301, CHARTER OF PRINCE GEORGE’S COUNTY** for the purpose of proposing an amendment to Section 301 of the Charter of Prince George’s County establishing voting procedures for Council Members and providing a precedence clause in the event of conflicting Charter amendments ratified by the voters at the November, 2004 General Election. - **AMENDED; DR-2 ENACTED**

*Council Member Exum moved amendment number 1 to Council Bill 59; seconded by Council Dean. The motion carried 7-1 (Opposed: Council Member Hendershot; Council District 2-vacant.) Council Member Exum moved enactment of Council Bill 59 as amended (Draft 2); seconded by Council Member Dean. The motion carried 7-1 (Opposed: Council Member Hendershot; Council District 2-vacant).*

**CB-66-2004 (DR-2) - AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR COUNTY BUILDINGS** in an amount not to exceed \$11,780,000 and providing for the issuance of such bonds subject to referendum of the legal voters of the County. - **ENACTED**

*Council Member Peters moved enactment of Council Bill 66; seconded by Council Member Exum. The motion carried 8-0. (Council District 2-vacant).*

**INTRODUCTION AND ADOPTION OF RESOLUTIONS**

**CR-56-2004 – A RESOLUTION CONCERNING THE LISTING OF LOCAL QUESTIONS ON THE 2004 BALLOT** for the purpose of designating the order and form in which local questions shall be placed on the 2004 ballot and matters related thereto. - **AMENDED; INTRODUCED; RULES SUSPENDED; ADOPTED**

*Council Resolution 56, as proposed by Chairman Knotts, concerns the Listing of Local Question of the 2004 Ballot for the purpose of designating the order and form in which local questions shall be placed on the 2004 ballot and matters related thereto. Council Member Dean moved amendment number 1; seconded by Council Member Exum. The motion carried by voice vote. Council Member Hendershot moved amendment #2. The motion failed for lack of a second. Council Resolution 56, as amended (Draft 2), was introduced by Council Members Knotts, Harrington, Dernoga, Dean, Exum and Peters. Council Member Dean moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 56, Draft 2; seconded by Council Member Exum. The motion carried by voice vote. Council Member Exum moved adoption of Council Resolution 56; seconded by Council Member Dean. The motion carried 7-1 (Opposed: Council Member Hendershot; Council District 2-vacant).*

**RECONSIDERATION OF RESOLUTION – (ADDED TO THE AGENDA)**

**CR-57-2004 – A RESOLUTION CONCERNING MUNICIPAL ANNEXATION** for the purpose of petitioning the chief executive and administrative officer of the City of Hyattsville for referendum on a certain resolution of annexation. - **RECONSIDERED; MOTION TO ADOPT FAILED**

**Adopted on 7/27/2004 – (Vote: 7-0) In favor: Council Members Knotts, Bland, Dean, Dernoga, Harrington, Hendershot and Peters; Absent: Council Member Exum; Council District 2 – Vacant)**

*Council Member Harrington moved reconsideration of the previous action by Council to adopt Council Resolution 57; seconded by Council Member Peters. The motion carried 7-0. (Absent: Council Member Dernoga, Council District 2-vacant.) Chairman Knotts acknowledged the Mayor of the City of Hyattsville and provided him the opportunity to respond to questions regarding the boundaries of the proposed annexation. The original motion, as stated on July 24, 2004 by Council Member Dean to adopt Council Resolution 57 and seconded by Council Member Harrington was placed back on the floor. The motion failed 8-0. (Council District 2-vacant).*

**DISTRICT COUNCIL ITEM**

**(SEE SEPARATE ACTION AGENDA)**

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

*No persons wished to address the Council.*

**ADJOURN** - *Chairman Knotts adjourned the meeting at 1:38 p.m.*

**SECURITY BRIEFING – (ROOM 2027)**

**COMMITTEE OF THE WHOLE – (ROOM 2027)**

- Discussion regarding the status of the Washington Suburban Sanitary Commission

**Prepared by:**

---

Donna J. Brown, Deputy Clerk

**Submitted by:**

---

Redis C. Floyd, Clerk of the Council