

AGENDA MINUTES

Tuesday, November 1, 2011

Legislative Day No. 25

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) -- BRIEFING HELD

CALL TO ORDER – *Council Chair Turner called to order at 10:45 a.m. with the following Council Members present:*

*Ingrid Turner
Will Campos
Mel Franklin
Andrea Harrison
Mary Lehman
Eric Olson
Obie Patterson
Karen Toles*

District 6 Vacant

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
Brad Frome, Deputy Chief of Staff, Office of the County Executive
Joseph R. Hamlin, Office of Law
Rajesh Kumar, Acting Principal Counsel to the District Council
Colette Gresham, Legislative Officer
Karen Zavakos, Legislative Officer
Kerry Watson, County Executive's Liaison to the County Council
Jackie Brown, Director of the Planning, Zoning and Economic Development Committee*

INVOCATION - *Invocation was provided by Ms. Sylvia V. Taylor, County Employee.*

SPECIAL INTENTIONS

- *Council Chair Turner requested prayer for Mackenzie Lewis, A&I Staffer, he's having health challenges.*
- *Council Member Toles requested prayer for Al Wynn in the lost of his wife, who is being funeralized today.*
- *Council Member Olson requested prayer FOR Rita Cacharia, owner of Dance Studios in New Carrolton, passed away.*

PLEDGE OF ALLEGIANCE – *The Pledge of Allegiance was led by Council Member Franklin.*

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) **Introduction of Resolutions**

CR-77-2011 – A RESOLUTION CONCERNING ACTING HEALTH OFFICER
for the purpose of extending the appointment of Pamela Brown Creekmur as Acting Health Officer for Prince George's County. **INTRODUCED**

The Chair (by request – County Executive); referral to C.O.W.

Council Resolution 77, as proposed by the Chair by request of the County Executive, extends the appointment of Pamela Brown Creekmur as Acting Health Officer for Prince George's County, was introduced by Council Member Turner and referred to the Committee of the Whole.

***Council Member Olson moved adoption of the Consent Agenda; seconded by Council Member Franklin. The motion carried by voice vote (Council District 6 vacant).*

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

No items were considered.

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

There were no proposed correspondence or administrative officer reports.

4. **PUBLIC HEARINGS: - (COUNCIL HEARING ROOM)**

- **Appointment of the following individual to the Maryland-National Capital Park and Planning Commission for Prince George's County: PUBLIC HEARING HELD; CONFIRMED**

Mr. John Shoaff

Appointment
Replacing: Sarah A. Cavitt
Term Expiring: 6/15/2014

(Favorably reported out of C.O.W. on 10/25/2011)

Karen Zavakos, Legislative Officer, provided a verbal report of the action and recommendations of the Committee of the Whole. Pursuant to proper notice, the public hearing convened on the appointment of Mr. John Shoaff to the Maryland National Park and Planning Commission for Prince George's County (M-NCPPC. County Executive Rushern Baker introduced the nominee to the Council. Mr. Shoaff spoke to his qualifications for the position. Mr. John Tabori, Town of University Park and Ms. Sarah Cavitt, spoke in support of Mr. John Shoaff all persons wishing to speak having done so the public hearing was declared held. Council Member Olson moved confirmation; seconded by Council Member Campos. The motion carried 8-0. (Council District 6 vacant).

5. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-75-2011 – A RESOLUTION CONCERNING MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION – PRINCE GEORGE’S COUNTY MEMBERS – APPOINTMENT AND GEOGRAPHIC BALANCE for the purpose of addressing the geographic distribution and balance of the membership of the Maryland-National Capital Park and Planning Commission and confirming John P. Shoaff as a member. **INTRODUCED; RULES SUSPENDED; ADOPTED**

The Chair (by request – County Executive)

Introduced by Council Members Turner and Franklin

COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION

Council Resolution 75, as proposed by the Chair by request of the County Executive, addresses the geographic distribution and balance of the membership of the Maryland-National Capital Park and Planning Commission and confirms John P. Shoaff as a member. Council Resolution 75 introduced by Council Members Turner and Franklin. Council Member Olson moved to suspend the Council Rules of Procedure to allow the immediate adoption of Council Resolution 75; seconded by Council Member Patterson. The motion carried by voice vote (Council District 6 vacant). Council Member Olson moved adoption of Council Resolution 75; seconded by Council Member Patterson. The motion carried 8-0 (Council District 6 vacant).

CR-76-2011 – A RESOLUTION CONCERNING PREPARATION OF A COUNTYWIDE FUNCTIONAL MASTER PLAN FOR PARKS, RECREATION, AND OPEN SPACE for the purpose of initiating an amendment to the *1981 Adopted Functional Master Plan for Parks, Recreation and Open Space* and *2002 General Plan* and approving Goals, Concepts, Guidelines, and a Public Participation Program in order to develop a comprehensive approach to the provision of park, recreation, and open space recommendations consistent with County policies. **INTRODUCED; RULES SUSPENDED; ADOPTED**

The Chair (by request – Planning Board)

Introduced by Council Members Turner, Franklin, Lehman and Campos

COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION

Council Resolution 76, as proposed by the Chair by request of the County Executive, initiates an amendment to the 1981 Adopted Functional Master Plan for Parks, Recreation and Open Space and 2002 General Plan and approves Goals, Concepts, Guidelines, and a Public Participation Program in order to develop a comprehensive approach to the provision of park, recreation, and open space recommendations consistent with County policies. Council Resolution 76 was introduced by Council Members Turner, Franklin, Lehman and Campos. Council Member Olson moved to suspend the Council Rules of Procedure to allow for immediate adoption of Council Resolution 76; seconded by Council Member Franklin the motion carried 8-0 (Council District 6 vacant). Council Member Olson moved adoption of Council Resolution 76; seconded by Council Member Franklin. The motion carried 8-0 (Council District 6 vacant).

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

METROPOLITAN BUSINESS PLANS

Introduction by: David J. Robertson, Executive Director, Council of Governments

Briefing by: Amy Liu, Co Director and Senior Fellow Metropolitan Policy Program, Brookings Institute

Panel Responses by:

Dr. Fern Piret, Planning Director, Prince George's County Planning Board

Pradeep Ganguly, Senior Vice President, Prince George's County Economic Development Corporation

Aubrey D. Thagard, Assistant Deputy Chief Administrative Officer

M.H. Jim Estep, President & CEO Prince George's Business Roundtable

Mr. David J. Robertson, Executive Director of Council of Governments provided a brief overview. Ms. Amy Liu, Booking Institute, facilitated a power point presentation entitled "Metropolitan Business Plans: A new approach to Economic Growth." Each of the panelist provided comments about their perspectives on the presentation.

RECESSED- Council Chair Turner recessed at 1:07 p.m.

RECONVENED – Council Chair Turner reconvened at 2:08 p.m.

7. **PUBLIC HEARINGS: - (COUNCIL HEARING ROOM) -- PUBLIC HEARINGS HELD**

- **Appointment of the following individuals to the Revenue Authority for Prince George's County: PUBLIC HEARINGS HELD; CONFIRMED**

Mr. Calvin Brown

Appointment
Replacing: George Nwabukwy
Term Expiring: 7/28/2014

Mr. Jeffrey G. Smith

Appointment
Replacing: Harold A. King
Term Expiring: 7/28/2014

(Favorably reported out of PSFM on 10/19/2011)

Council Member Campos, Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the action and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on the appointment of the above listed individuals to the Revenue Authority for Prince George's County. County Executive, Rushern Baker introduced the nominees to the Council. The nominees were present and spoke on their own behalf all persons wishing to speak having done so, the public hearing was declared held. Council Member Harrison moved confirmation of Mr. Calvin Brown; seconded by Council Member Patterson. The motion carried 8-0 (Council District 6 vacant). Council Member Olson moved confirmation of Mr. Jeffrey G. Smith; seconded by Council Member Patterson. The motion carried 8-0 (Council District 6 vacant).

- **Appointment of the following individual as County Attorney for Prince George's County: PUBLIC HEARINGS HELD; NO COUNCIL ACTION; WITHDRAWN BY THE COUNTY EXECUTIVE**

Ms. M. Andree Green

(Reported out of PSFM on 10/12/2011 with no recommendation)

THIS APPOINTMENT WAS WITHDRAWN BY COUNTY EXECUTIVE ON 10/28/2011

Council Member Campos, Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the action and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on the appointment of the above listed individual to the County Attorney for Prince George's County. There were no speakers, the public hearing was declared held. There was no Council action on this item, the nominee was withdrawn by the County Executive on 10/28/11.

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

CB-4-2011 (DR-2) - AN ACT CONCERNING ECONOMIC DEVELOPMENT INCENTIVE FUND for the purpose of establishing an Economic Development Incentive Fund (the "Fund"); specifying the purpose and uses of the Fund; providing for the financing and administration of the Fund; and generally providing for the Fund.

PUBLIC HEARING HELD; ENACTED

(Introduced by Council Members Turner, Franklin, Toles, Harrison, Olson and Campos on 10/4/2011; favorably reported out of PSFM on 9/21/2011 with amendments)

Pursuant to proper notice the public hearing convened on Council Bill 4 (DR-2). Eight speakers spoke in support of Council Bill 4 (DR-2). The public hearing was declared held. Council Member Olson moved enactment of Council Bill 4 (DR-2); seconded by Council Member Toles. The motion carried 8-0 (Council District 6 vacant).

CB-19-2011 (DR-2) - AN ACT CONCERNING SPENDING DISCLOSURE for the purpose of requiring the County to develop and operate a website that includes information for certain County expenditures, providing guidelines for public access to the information on the website and generally relating to governing public access to information about County payments. **PUBLIC HEARING HELD; ENACTED**

(Introduced by Council Members Turner, Franklin, Patterson, Olson and Lehman on 10/4/2011; favorably reported out of PSFM on 9/21/2011 with amendments)

Pursuant to proper notice the public hearing convened on Council Bill 19 (DR-2). There were no people wishing to speak. The public hearing was declared held. Council Member Franklin moved enactment of Council Bill 19 (DR-2); seconded by Council Member Olson. The motion carried 8-0 (Council District 6 vacant).

CB-64-2011 – AN ACT CONCERNING THE 2011 PRINCE GEORGE’S COUNTY COUNCIL REDISTRICTING PLAN for the purpose of enacting a plan of County Council district boundaries in accordance with Section 305 of the County Charter. **PUBLIC HEARING HELD; ENACTED**

(Introduced by Council Members Turner, Campos, Franklin, Harrison, Lehman, Olson, Patterson and Toles on 10/11/2011)

Pursuant to proper notice the public hearing convened on Council Bill 64. Mr. Michael Mc Laughlin, Brent Bolin and former Council Member Tony Knotts spoke in support of the legislation all person wishing to speak having done so, the public hearing was declared held. Council Member Harrison moved enactment of Council Bill 64; seconded by Council Member Patterson. The motion carried 7-0 (Absent: Council Member Lehman; Council District 6 vacant).

9. **PUBLIC HEARING – RESOLUTION ELIGIBLE FOR FINAL READING (ADOPTION)**

CR-64-2011 – A RESOLUTION CONCERNING MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION for the purpose of amending certain revenues and expenditures in the Approved Maryland-National Capital Park and Planning Commission's Annual Budget for the Fiscal Year 2011. **PUBLIC HEARING HELD; ADOPTED**

(Introduced by Council Member Turner on 9/27/2011; favorably reported out of PZED on 10/5/2011)

Pursuant to proper notice the public hearing convened on Council Resolution 64. There were no speakers, the public hearing was declared held. Council Member Patterson moved adoption of Council Resolution 64; seconded by Council Member Olson. The motion carried 7-0 (Absent: Council Member Lehman; Council District 6 vacant).

10. **RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

CR-65-2011 – A RESOLUTION CONCERNING JUNK DEALERS AND SCRAP METAL PROCESSORS for the purpose of designating the Prince George's County Police Department as the Primary Law Enforcement Unit pursuant to the Annotated Code of Maryland, Business Regulations, Section 17-1001 et seq. **ADOPTED**

(Introduced by Council Member Turner on 10/18/2011; favorably reported out of THE on 10/27/2011)

Council Member Olson, Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Council Member Olson moved adoption of Council Resolution 65; seconded by Council Member Harrison. The motion carried 8-0 (Council District 6 vacant).

CR-68-2011 – A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the project submitted by The Red Devils to the Maryland Department of Housing and Community Development for participation in the Department's Community Investment Tax Credit Program. **ADOPTED**

(Introduced by Council Member Turner on 10/25/2011; favorably reported out of THE on 10/27/2011)

Council Member Olson, Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Council Member Olson moved adoption of Council Resolution 68; seconded by Council Member Patterson. The motion carried 8-0 (Council District 6 vacant).

CR-69-2011 – A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the project submitted by CASA de Maryland, Inc. to the Maryland Department of Housing and Community Development for participation in the Department's Community Investment Tax Credit Program. **ADOPTED**

(Introduced by Council Members Lehman, Campos and Olson on 10/25/2011; favorably reported out of THE on 10/27/2011)

Council Member Olson, Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Council Member Olson moved adoption of Council Resolution 69; seconded by Council Member Campos. The motion carried 8-0 (Council District 6 vacant).

CR-70-2011 – A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the project submitted by Jehovah Jireh Community Development Center, Inc. ("JJCDC") to the Maryland Department of Housing and Community Development for participation in the Department's Community Investment Tax Credit Program. **ADOPTED**

(Introduced by Council Member Turner on 10/25/2011; favorably reported out of THE on 10/27/2011)

Council Member Olson, Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Council Member Olson moved adoption of Council Resolution 70; seconded by Council Member Franklin. The motion carried 8-0 (Council District 6 vacant).

CR-71-2011 – A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the project submitted by Housing Initiative Partnership, Inc. ("HIP"), to the Maryland Department of Housing and Community Development for participation in the Department's Community Investment Tax Credit Program. **ADOPTED**

(Introduced by Council Members Franklin, Patterson, Harrison and Lehman on 10/25/2011; favorably reported out of THE on 10/27/2011)

Council Member Olson, Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Council Member Olson moved adoption of Council Resolution 71; seconded by Council Member Patterson. The motion carried 8-0 (Council District 6 vacant).

CR-72-2011 – A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the project submitted by the Alice Ferguson Foundation (“AFF”), to the Maryland Department of Housing and Community Development for participation in the Department’s Community Investment Tax Credit Program.

(Introduced by Council Members Franklin, Patterson, Harrison and Lehman on 10/25/2011; favorably reported out of THE on 10/27/2011)

Council Member Olson, Chair of the Transportation, Housing and the Environment Committee (THE), provided a verbal report of the actions and recommendations of the committee. Council Member Olson moved adoption of Council Resolution 72; seconded by Council Member Franklin. The motion carried 8-0 (Council District 6 vacant).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

ADJOURNED – Council Chair Turner adjourned the meeting at 3:14 p.m.

TOWN HALL MEETING -- TO BE RESCHEDULED DUE TO POWER OUTAGE AT BADEN VOLUNTEER FIRE DEPARTMENT

**ECONOMIC DEVELOPMENT
“DEVELOPING GREAT OPPORTUNITIES IN
PRINCE GEORGE’S COUNTY”**

**BADEN VOLUNTEER FIRE DEPARTMENT
16608 BRANDYWINE ROAD
BRANDYWINE, MARYLAND 20613**

Prepared by:

Sherry Bias, Administrative Aide

Submitted by:

Redis C. Floyd, Clerk of the Council