



# Prince George's County Council

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

## Meeting Minutes - Draft County Council

*Mel Franklin, District 9, Chairman*  
*Derrick Leon Davis, District 6, Vice Chair*  
*Dannielle M. Glaros, District 3*  
*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*

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Tuesday, October 20, 2015

11:30 AM

Council Hearing Room

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**11:00 A.M. - AGENDA BRIEFING - (ROOM 2027)**

**11:30 A.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)**

*The meeting was called to order at 12:22 p.m. with eight members present at roll call.  
Council Member Harrison was on County business and arrived at 1:55 p.m.*

**Present:** 8 - Chair Mel Franklin  
Vice Chair Derrick Davis  
Council Member Dannielle Glaros  
Council Member Mary Lehman  
Council Member Obie Patterson  
Council Member Deni Taveras  
Council Member Karen Toles  
Council Member Todd Turner

**Absent:** Council Member Andrea Harrison

*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  
John Gwynn, Office of Law  
Kathleen Canning, Legislative Officer  
Colette Gresham, Legislative Officer  
Leroy Maddox, Legislative Officer  
Karen Zavakos, Legislative Officer  
Jacqueline Brown, Director, PZED Committee  
Sandra Eubanks, Director HEHS Committee  
Howard Stone, Interim Director, PSFM Committee  
Hawi Sanu, Director, THE Committee*

#### **INVOCATION:**

*The Invocation was provided by Howard Stone, County Employee. Council Member Davis requested prayer for Taylor family in the passing of Freida Taylor. Council Member Toles requested prayer for Former Secretary of Aging, Gloria Lawlah, as she recovers from surgery. Council Member Lehman requested prayer for Dora Miles Moore recovering from surgery and for Prince George's County and Public Safety employees. Council Member Turner requested prayer for Rabbi Steven Weisman of Temple Soel in the passing of his father.*

#### **PLEDGE OF ALLEGIANCE**

*The Pledge of Allegiance was led by Council Member Glaros.*

#### **LEGISLATIVE DAY NO. 32**

##### **1. CONSENT AGENDA**

###### **(a) Approval of County Council Minutes**

[MIN 10132015](#)

County Council Minutes dated October 13, 2015.

**Attachment(s):** [10132015](#)  
[10132015-COW](#)

**These minutes were approved**

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

**A motion was made by Vice Chair Davis, seconded by Council Member Glaros, 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**                    8 - Franklin, Davis, Glaros, Lehman, Patterson, Taveras, Toles and Turner  
**Absent**                Harrison

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

**[CB-105-2015](#)**

**AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2016 CAPITAL BUDGET** for the purpose of providing supplementary appropriations to the Systemic Replacements 2, Forward Funded Projects, Major Renovations Projects, and Major Repairs Projects; decreasing appropriations to the Contingency Appropriation Fund, Forward Funded Projects and Tulip Grove Elementary School Replacement; and amending the Approved Fiscal Year 2016-2021 Capital Improvement Program with regard to expenditures and financing beyond the budget year.

**Sponsor(s):** Davis and Glaros

**Attachment(s):** [B2015105](#)  
[CB-105-2015 Attachments](#)  
[CB-105-2015 AIS](#)  
[CB-105-2015 Transmittal](#)

**This Council Bill was presented by the Chairman, by request of the County Executive, and referred to the Committee of the Whole**

**[CB-106-2015](#)**

**AN ORDINANCE CONCERNING R-55 AND R-18 ZONES** for the purpose of permitting townhouses in the R-55 (One-Family Detached Residential) and R-18 (Multifamily Medium Density Residential) Zones, under certain specified circumstances.

**Sponsor(s):** Taveras

**Attachment(s):** [B2015106](#)  
[CB-106-2015 AIS](#)

**This Council Bill was presented by the Chairman, by request of the County Executive, and referred to the Committee of the Whole**

**(c) Introduction of Resolutions**[CR-065-2015](#)

**A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM** for the purpose of approving the Ivy Community Charities of Prince George's County, Inc.'s application to the Maryland Department of Housing and Community Development for participation in the Department Community Investment Tax Credit ("CITC") Program.

**Attachment(s):** [R2015065](#)  
[CR-65-2015 AIS](#)  
[CR-65-2015 Transmittal](#)  
[CR-65-2015 Fiscal Impact](#)

*Council Resolution 65 approves the Ivy Community Charities of Prince George's County, Inc.'s application to the Maryland Department of Housing and Community Development for participation in the Community Investment Tax Credit Program for fifteen thousand dollars (\$15,000.00) in tax credits for its Keeping Intercommunications among Seniors and Students ("KISS") Project.*

**This Resolution was introduced by Council Members Lehman, Franklin, Davis, Glaros, Turner, Taveras, Patterson and Toles and referred to the Transportation, Housing and the Environment Committee**

[CR-066-2015](#)

**A RESOLUTION CONCERNING ECONOMIC DEVELOPMENT REVENUE BONDS** for the purpose of and pursuant to and in accordance with Sections 12-101 through 12-118 of the Economic Development Article of the Annotated Code of Maryland as amended (the Maryland Economic Development Revenue Bond Act "the Act"), issuing economic development revenue bonds in an aggregate principal amount not to exceed Thirty-Seven Million Five Hundred Thousand Dollars (\$37,500,000), and to loan the proceeds from the sale of such bonds to (i) Chesapeake Lighthouse Foundation, Inc., a not-for-profit corporation organized under the laws of the State of Maryland (the "Foundation"), and (ii) Chesapeake Education Services, L.L.C., a limited liability company organized under the laws of the State of Maryland ("CES" and, together with the Foundation, the "Facility Applicant"), to be used for the purpose of financing or refinancing the costs of certain facilities, within the meaning of such Act (as defined herein), located in Prince George's County, Maryland (the "County") and Anne Arundel County, Maryland, to be used by the Facility Applicant in connection with its tax-exempt purposes of operating not-for-profit charter schools in accordance with and pursuant to the laws of the State of Maryland; authorizing the County Executive to specify, prescribe, determine, provide for, approve, execute and deliver any and all matters, details, forms, documents or procedures necessary or appropriate to effectuate the authorization, sale, security, issuance, delivery and payment of and for such bonds and the lending of the proceeds thereof; reserving certain rights in the County; providing for the effective date of

this Resolution; providing for the termination of this Resolution; and generally providing for and determining various matters in connection with such bonds and the lending of the proceeds thereof.

**Sponsor(s)**: Toles, Franklin, Davis, Patterson and Taveras

**Attachment(s)**: [R2015066](#)  
[I-CR-66-2015 Attachment A](#)  
[CR-66-2015 AIS](#)  
[CR-66-2015 Transmittal](#)

*Council Resolution 66 provides the authority to issue and sell up to Thirty-Seven Million Five Hundred Thousand Dollars (\$37,500,000) in Economic Development Revenue Bonds on behalf of the Chesapeake Lighthouse Foundation, Inc., a not-for-profit corporation, and Chesapeake Education Services, L.L.C., a limited liability company (collectively the "Facility Applicant").*

**This Resolution was introduced by Council Members Franklin, Toles, Davis, Taveras and Patterson and referred to the Committee of the Whole**

#### **ADDITIONS TO THE AGENDA**

**A motion was made by Council Member Lehman, seconded by Council Member Glaros, to accept the additions package. The motion carried unanimously.**

**Aye** 8 - Franklin, Davis, Glaros, Lehman, Patterson, Taveras, Toles and Turner

**Absent** Harrison

#### **CB-107-2015**

**AN ORDINANCE CONCERNING MIXED USE ZONES** for the purpose of clarifying the Uses Permitted provision of the Zoning Ordinance permitting a group residential facility in the M-X-T (Mixed Use- Transportation Oriented) Zone under certain circumstances.

**Sponsor(s)**: Franklin and Davis

**Attachment(s)**: [B2015107](#)  
[CB-107-2015 AIS](#)

**This Council Bill was presented by the Chairman, by request of the Planning Board, and referred to the Committee of the Whole**

#### **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.*

**RECESS & RECONVENE**

*The meeting went into recess at 12:32 p.m. and reconvened at 12:36 p.m.*

**[BR 11032015b](#)****PRINCE GEORGE'S COUNTY RETAIL MARKET ANALYSIS - FOLLOW UP**

Derick P. Berlage, Chief, Countywide Planning Division, M-NCPPC

Jacqueline Philson, Project Facilitator and Manager, M-NCPPC

Lee S. Sobel, Principal, Director of Public Strategies, Project Director, Robert Charles Lesser & Company

*The briefing was convened at 12:36 p.m. The panelists facilitated a PowerPoint presentation on the Competitive Retail Market Analysis and Strategic Action Plan and responded to comments and questions posed by the Council regarding: Bowie Marketplace, meaning of High, Mid and Low Quality indexes, location marketability, methods to make areas more marketable, trends, consumer segmentation and effect of density. The briefing concluded at 1:27 p.m.*

**This Briefing was held**

**1:00 P.M. - PRESENTATION OF PROCLAMATIONS/COMMENDATIONS - (COUNCIL HEARING ROOM)**

*Presentation of Proclamations commenced at 1:34 p.m.*

1. JOINT PROCLAMATION presented to Howard Burnett, Board President, Human Services Coalition recognizing the week of October 19-24, 2015, as "Prince George's County Nonprofit Awareness Week" in Prince George's County. (Council Chairman Mel Franklin and County Executive Rushern L. Baker, III)

*Council Chairman Mel Franklin and Nathaniel Tutt, III, on behalf County Executive Rushern L. Baker, III, presented a proclamation to Howard Burnett, Board President, Human Services Coalition recognizing the week of October 19-24, 2015, as "Prince George's County Nonprofit Awareness Week." Mr. Burnett was present to accept. Council Members Davis, Glaros, Lehman, Patterson, Taveras, Toles and Turner were also present for the presentation.*

2. PROCLAMATION presented to the Brian Shallcross, General Manager, recognizing the Bowie Baysox Team as the “2015 Eastern League Champions” in Prince George’s County. (Council Member Todd M. Turner and Council Chairman Mel Franklin)

*Council Member Todd M. Turner and Council Chairman Mel Franklin presented a proclamation to the Brian Shallcross, General Manager, recognizing the Bowie Baysox Team as the "2015 Eastern League Champions" in Prince George's County. Mr. Shallcross was present to accept. Council Members Davis, Glaros, Lehman, Patterson, Taveras and Toles were also present for the presentation.*

3. PROCLAMATION presented to Corporal Kenneth C. Hibbert, recognizing his “Outstanding Contributions” to the youth and families of Prince George’s County. (Council Member Mary A. Lehman and Council Chairman Mel Franklin)

*Council Member Mary A. Lehman and Council Chairman Mel Franklin presented a proclamation to Corporal Kenneth C. Hibbert, recognizing his "Outstanding Contributions" to the youth and families of Prince George's County. Corporal Hibbert was present to accept, accompanied by Jonathan Aveda of the Police Explorers mentoring program. Council Members Davis, Glaros, Harrison, Patterson, Taveras, Toles and Turner were also present for the presentation.*

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

4. PROCLAMATION presented to the Southern Prince George’s Business and Professional Women, recognizing the week of October 18-24, 2015, as “Business and Professional Women’s Week” in Prince George’s County. (Council Chairman Mel Franklin and Council Vice Chair Derrick Leon Davis)

*Chairman Mel Franklin and Council Vice Chair Derrick Leon Davis presented proclamations to Southern Prince George's Business and Professional Women, Unity Economic Development Corporation (UEDC) and Leticia Forrest for the purposes stated. Each recipient was present to accept. Council Members Glaros, Harrison, Lehman, Patterson, Taveras, Toles and Turner were also present for the presentation*

5. PROCLAMATION presented to Unity Economic Development Corporation (UEDC), recognizing them as the 2015 Southern Prince George's County Business and Professional Women's "Employer of the Year" in Prince George's County. (Council Chairman Mel Franklin and Council Vice Chair Derrick Leon Davis)

*Presented in tandem with the previous proclamation.*

6. PROCLAMATION presented to Leticia Forrest, recognizing her as the 2015 Southern Prince George's County Business and Professional Women's "Woman of the Year" in Prince George's County. (Council Chairman Mel Franklin and Council Vice Chair Derrick Leon Davis)

*Presented in tandem with the previous proclamation.*

7. PROCLAMATION presented to Corporal Che' Atkinson, recognizing his "Excellent Public Service" to the citizens of Prince George's County. (Council Member Deni Taveras and Council Chairman Mel Franklin)

*Council Member Deni Taveras and Council Chairman Mel Franklin presented a proclamation to Corporal Che' Atkinson, recognizing his "Excellent Public Service" to the citizens of Prince George's County. Corporal Atkinson was present to accept, accompanied by his wife and his command staff. Council Members Davis, Glaros, Lehman, Toles and Turner were also present for the presentation.*

8. PROCLAMATION presented to Wayne A.I. Frederick, M.D., MBA, President, Howard University Cancer Center, recognizing the Howard University Cancer Center's "Outstanding Contributions" in Prince George's County. (Council Member Karen R. Toles and Council Chairman Mel Franklin)

*Council Member Karen R. Toles and Council Chairman Mel Franklin presented a proclamation to Dr. Carla Williams, Director, Howard University Cancer Center, recognizing the Howard University Cancer Center's "Outstanding Contributions" in Prince George's County. Dr. Williams was present to accept, accompanied by Jacqueline Woody of the County Executive's Office. Council Members Davis, Glaros Taveras, and Turner were also present for the presentation.*

#### **1:30 P.M. - 5. PUBLIC HEARINGS: -(COUNCIL HEARING ROOM)**

##### **[APPT-055](#)**

**Appointment of the following individual to the Nuisance Abatement Board for Prince George's County:**

**Ms. Shirley Lathern**

Appointment /Citizen Member

Replacing: Vacant

Term Expiration: 1/05/2016

Full Term Expiration: 1/05/2018

*Council Member Patterson, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the*



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*committee. Pursuant to proper notice, the public hearing was convened at 2:29 p.m. Nathaniel Tutt, III, Council Liaison, introduced the nominee to the Council and spoke to her character and credentials. Ms. Lathern was present and spoke to her willingness to serve. All persons wishing to speak having done so, the public hearing was declared held.*

**A motion was made by Council Member Toles, seconded by Council Member Glaros, that this Appointment be confirmed. The motion carried by the following vote:**

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

**PUBLIC HEARINGS: -(COUNCIL HEARING ROOM) - (CONTINUED)**

[APPT-056](#)

**Appointment of the following individual to the Cable Television Commission for Prince George's County:**

**Thomas H. McCloud**

Appointment

Replacing: James Tarlau

Public Member

Term Expires: 12/03/2018

*Council Member Patterson, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the committee. Pursuant to proper notice, the public hearing was convened at 2:29 p.m. Nathaniel Tutt, III, Council Liaison, introduced the nominee to the Council and spoke to his character and credentials. Mr. McCloud was present and spoke to his willingness to serve. All persons wishing to speak having done so, the public hearing was declared held.*

**A motion was made by Vice Chair Davis, seconded by Council Member Patterson, that this Appointment be confirmed. The motion carried by the following vote:**

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

**6. CONSIDERATION OF EXECUTIVE APPOINTMENTS****APPT-058****Appointment of the following individuals to the Maryland-National Capital Park and Planning Commission for Prince George's County:**

Dorothy F. Bailey  
Reappointment  
Term Expiration: 6/15/2019

Manuel R. Geraldo, Esq.  
Reappointment  
Term Expiration: 6/15/2019

John P. Shoaff  
Reappointment  
Term Expiration: 6/15/2018

**A motion was made by Vice Chair Davis, seconded by Council Member Toles, that this Appointment be confirmed. The motion carried by the following vote:**

**Aye**                    7 - Franklin, Davis, Glaros, Harrison, Patterson, Toles and Turner  
**Absent**                Lehman and Taveras

**2:00 P.M. - 7. COUNTY COUNCIL SITTING AS THE BOARD OF HEALTH**

*The Board of Health meeting convened at 2:38 p.m.*

[BR 10202015a](#)**BIGGEST WINNER CARDIOVASCULAR RISK REDUCTION INITIATIVE - UPDATE**

Joseph L. Wright, MD, MPH - Consultant, Board of Health

**Attachment(s):** [Biggest Winner Update 10-20-2015](#)

*The briefing convened at 2:41 p.m. Dr. Joseph Wright, Board of Health Consultant, facilitated a PowerPoint presentation entitled, "Public Administration and Faith Leadership: A Healthy Combination," which was an update of the accomplishments of the weight loss competition/program. The briefing concluded at 2:51 p.m.*

**This Briefing was held**

[BR 10202015b](#)

**BRIEFING:**

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**CHILDREN'S NATIONAL HEALTH SYSTEM IN PRINCE GEORGE'S COUNTY**

Tonya Vidal Kinlow - Vice President, Community Engagement, Advocacy and Government Affairs

Marcee J. White, MD - Medical Director, Mobile Health Programs

**Attachment(s):** [Briefing on Childrens National Health System 10-20-2015](#)

*The briefing convened at 2:51 p.m. Aisha Braveboy, Manager of Government Affairs, provided introductory remarks. The panelists facilitated a PowerPoint presentation on the Children's National Health System which focused on their locations within the county, in-patient utilization, emergency department and mental health/mood disorders. They responded to questions posed by the Council regarding: upper respiratory infection rates, Medicaid usage and commercial insurance usage, sickle cell anemia, infant mortality rates, undesignated health conditions, strategic plan, difference in utilization rates between Prince George's and Montgomery Counties, Cystic Fibrosis patients life expectancy rates, potential partnership with the Regional Medical Center. The briefing concluded at 3:40 p.m.*

**This Briefing was held**

**RECESS**

*The meeting went into recess at 3:38 p.m.*

**4. COMMITTEE OF THE WHOLE - (COUNCIL HEARING ROOM)**

*The Committee of the Whole convened at 3:49 p.m.*

**CB-103-2015**

**AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS** for the purpose of declaring additional revenue and appropriating to the General Fund to provide funds for costs that were not anticipated in the Approved Fiscal Year 2016 Budget

**Sponsor(s):** Franklin and Davis

**Attachment(s):** [B2015103](#)  
[CB-103-2015 AIS](#)  
[CB-103-2015 Transmittal](#)  
[CB-103-2015 Fiscal Impact](#)

*Howard Stone, Interim Director of the Public Safety and Fiscal Management Committee provided an overview of the legislation. Mr. Fister, Budget Director for the Board of Education spoke to the specifics of the proposal and responded to questions posed by the Council (See Administrative Day File for detailed Clerk's notes).*

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**A motion was made that this Council Bill be Favorably recommended to the County Council. The motion carried by the following vote:**

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

[CB-105-2015](#)

**AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2016 CAPITAL BUDGET** for the purpose of providing supplementary appropriations to the Systemic Replacements 2, Forward Funded Projects, Major Renovations Projects, and Major Repairs Projects; decreasing appropriations to the Contingency Appropriation Fund, Forward Funded Projects and Tulip Grove Elementary School Replacement; and amending the Approved Fiscal Year 2016-2021 Capital Improvement Program with regard to expenditures and financing beyond the budget year.

**Sponsor(s):** Davis and Glaros

**Attachment(s):** [B2015105](#)  
[CB-105-2015 Attachments](#)  
[CB-105-2015 AIS](#)  
[CB-105-2015 Transmittal](#)

*Howard Stone, Interim Director of the Public Safety and Fiscal Management Committee provided an overview of the legislation. Mr. Fister, Budget Director for the Board of Education spoke to the specifics of the proposal and responded to questions posed by the Council (See Administrative Day File for detailed Clerk's notes).*

**A motion was made that this Council Bill be Favorably recommended to the County Council. The motion carried by the following vote:**

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

[CB-102-2015](#)

**AN ACT CONCERNING THE PLEDGE OF THE TAX INCREMENT FROM THE SUITLAND-NAYLOR ROAD DEVELOPMENT DISTRICT** for the purpose of pledging the Tax Increment from the Suitland-Naylor Road Development District (the "Development District") established pursuant to Sections 12-201 through 12-213, inclusive, of the Economic Development Article of the Annotated Code of Maryland, as amended (the "Tax Increment Financing Act") and CR-94-2014 of the County Council of Prince George's County, Maryland (the "Formation Resolution") as security for revenue bonds (the "Bonds") to be issued by the Revenue Authority of Prince George's County (the "Revenue Authority") under Sections 21A-101 through 21A-307 of the Prince George's County Code (the "County Code"), the proceeds of which will be used by the Revenue Authority and/or the Redevelopment Authority of Prince George's County (the "Redevelopment Authority") for purposes of acquiring and assembling land and improvements, paying entitlement fees, financing working capital and financing improvements related to the Development District, including, but not limited to, financing the costs of roads, streets, water and sewer utilities, and financing other costs and

improvements permitted to be undertaken by the Revenue Authority and/or the Redevelopment Authority, in each case for the development of various properties within the Development District into mixed-use projects which may include a performing arts center with a theatre, a town center, retail, residential, office and other commercial development, along with financing costs of issuance, underwriter's discount, and the funding of reserves for the Bonds; approving the inclusion in the Revenue Authority's Capital Improvement Program of the foregoing project and the undertaking thereof by the Revenue Authority, including the deposit of funds by the Revenue Authority into a reserve fund for the Bonds, in each case as required under Section 21A-119 of the Prince George's County Code; making certain findings and determinations, among others, concerning the public benefit and purpose of the pledging of such Tax Increment as security for the Bonds and the undertaking of the foregoing project by the Revenue Authority; providing for the delivery of a contribution agreement (the "Contribution Agreement") whereby the County will agree to contribute the Tax Increment to the Revenue Authority to pay debt service, including any early redemptions, on the Bonds (and administrative expenses with respect to the Development District); and authorizing the County Executive of the County to approve certain details, forms, documents or procedures in connection with the pledge of the Tax Increment and the Bonds to be issued by the Revenue Authority and any other matters necessary or desirable in connection with the pledge of the Tax Increment and the authorization, issuance, delivery and payment of such Bonds consistent with the provisions of this Act.

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

**Attachment(s)**: [B2015102](#)  
[CB-102-2015 AIS](#)  
[CB-102-2015 Transmittal](#)

*Howard Stone, Interim Director of the Public Safety and Fiscal Management Committee provided an overview of the legislation. Mr. Fister, Budget Director for the Board of Education spoke to the specifics of the proposal and responded to questions posed by the Council (See Administrative Day File for detailed Clerk's notes).*

**A motion was made that this Council Bill be Favorably recommended to the County Council. The motion carried by the following vote:**

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

### [CB-104-2015](#)

**AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS** for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed One Hundred Fifteen Million Eight Hundred One Thousand Dollars (\$115,801,000) in aggregate principal amount of general obligation bonds with serial maturities, including mandatory sinking fund installments in lieu of serial maturities, for the purpose of providing funds for financing in whole or in part costs of the planning, construction, reconstruction, establishment,

extension, enlargement, demolition, improvement or acquisition of certain capital projects set forth in the capital budget of the County for the Fiscal Year ending June 30, 2015, or usable portions thereof, including describing the capital projects to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs and probable useful lives thereof; prescribing or providing for the procedures for the issuance and sale of such bonds at public sale; declaring the County's official intent to reimburse itself for certain expenditures paid before the issuance of the bonds authorized hereby in accordance with applicable Income Tax Regulations; authorizing the consolidation of such bonds with other bonds for purposes of such sale; showing compliance with the power of the County to incur indebtedness; directing the application of the proceeds of such bonds; pledging the full faith and credit and taxing power of the County to the payment of such bonds and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bonds when due; authorizing and empowering the County to issue and sell an amount not to exceed One Hundred Fifteen Million Eight Hundred One Thousand Dollars (\$115,801,000) in general obligation bond anticipation notes in anticipation of the issuance and sale of the bonds authorized hereby; providing for the issuance of such bond anticipation notes in the form of commercial paper or revolving loan notes; providing for the issuance of such bond anticipation notes and the bonds authorized hereby in the form of variable rate demand obligations; authorizing certain determinations to be made in connection with the sale of any such bond anticipation notes; authorizing the consolidation of such bond anticipation notes with other notes for purposes of such sale; pledging the full faith and credit and taxing power of the County to the payment of such bond anticipation notes and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bond anticipation notes when due and covenanting to issue the bonds in anticipation of which such notes are issued; authorizing and empowering the County to issue, sell and deliver general obligation refunding bonds for the purpose of refunding all or a part of the bonds authorized hereby in an aggregate principal amount not to exceed 150% of the outstanding principal amount of the bonds to be refunded thereby, the proceeds of such refunding bonds to be used for the public purpose of providing funds sufficient to pay the principal of, redemption premium, if any, and interest on such refunded bonds at the respective maturity, redemption, and interest payment dates of such refunded bonds; prescribing or providing for the procedure for the issuance and sale of such refunding bonds; empowering the County Executive to determine the time and method for the sale of such refunding bonds and other details with respect to the sale of such refunding bonds; pledging the full faith and credit of the County to the payment of such refunding bonds and the interest on such refunding bonds, when due, and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such refunding bonds when due; showing compliance with the limitations on the power of the County to incur indebtedness; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on such bonds, bond anticipation notes and refunding bonds, as applicable; providing for compliance with Securities and Exchange Commission Rule 15c2-12; providing for the authorization of and

entry into interest rate exchange agreements or contracts in connection with or incidental to any of the obligations authorized by this Act; authorizing the County Executive to delegate to appropriate officials the power to make certain determinations and sign certain documents, certificates or agreements authorized to be made or signed by the County Executive herein; and otherwise generally determining or providing for the determination of certain matters in connection with the issuance, sale and delivery of the general obligation bonds, bond anticipation notes and refunding bonds authorized by this Act.

**Sponsor(s):** Toles, Turner, Franklin, Davis, Glaros, Patterson and Taveras

**Attachment(s):** [B2015104](#)  
[I-CB-104-2015 Attachment 2](#)  
[CB-104-2015 AIS](#)  
[CB-104-2015 Transmittal](#)

*Howard Stone, Interim Director of the Public Safety and Fiscal Management Committee provided an overview of the legislation. Mr. Fister, Budget Director for the Board of Education spoke to the specifics of the proposal and responded to questions posed by the Council (See Administrative Day File for detailed Clerk's notes).*

**A motion was made that this Council Bill be Favorably recommended to the County Council. The motion carried by the following vote:**

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

#### [CB-106-2015](#)

**AN ORDINANCE CONCERNING R-55 AND R-18 ZONES** for the purpose of permitting townhouses in the R-55 (One-Family Detached Residential) and R-18 (Multifamily Medium Density Residential) Zones, under certain specified circumstances.

**Sponsor(s):** Taveras

**Attachment(s):** [B2015106](#)  
[CB-106-2015 AIS](#)

*Karen Zavakos, Legislative Officer, provided an overview of the legislation. Mr. Fister, Budget Director for the Board of Education spoke to the specifics of the proposal and responded to questions posed by the Council (See Administrative Day File for detailed Clerk's notes).*

**A motion was made that this Council Bill be Favorably recommended with amendments to the County Council. The motion carried by the following vote:**

**Aye**            8 - Franklin, Davis, Glaros, Harrison, Patterson, Taveras, Toles and Turner

**Abstain**      1 - Lehman

#### [CB-107-2015](#)

**AN ORDINANCE CONCERNING MIXED USE ZONES** for the purpose of clarifying

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the Uses Permitted provision of the Zoning Ordinance permitting a group residential facility in the M-X-T (Mixed Use- Transportation Oriented) Zone under certain circumstances.

**Sponsor(s):** Franklin and Davis

**Attachment(s):** [B2015107](#)  
[CB-107-2015 AIS](#)

*Karen Zavakos, Legislative Officer, provided an overview of the legislation. Mr. Fister, Budget Director for the Board of Education spoke to the specifics of the proposal and responded to questions posed by the Council (See Administrative Day File for detailed Clerk's notes).*

**A motion was made that this Council Bill be Favorably recommended to the County Council. The motion carried by the following vote:**

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

## **RECONVENE**

*The Council meeting reconvened at 4:25 p.m.*

## **9. SECOND READING OF BILLS – (INTRODUCTION)**

### [CB-103-2015](#)

**AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS** for the purpose of declaring additional revenue and appropriating to the General Fund to provide funds for costs that were not anticipated in the Approved Fiscal Year 2016 Budget

**Sponsor(s):** Franklin and Davis

**Attachment(s):** [B2015103](#)  
[CB-103-2015 AIS](#)  
[CB-103-2015 Transmittal](#)  
[CB-103-2015 Fiscal Impact](#)

*Howard Stone, Interim Director of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the Committee of the Whole. Council Bill 103 provides supplementary appropriations of Board of Education source revenues from the prior year's fund balance in the amount of \$8,500,000 to the Board of Education in the FY 2016 Budget.*

**This Council Bill was introduced by Council Members Franklin and Davis**

### [CB-105-2015](#)

**AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2016 CAPITAL BUDGET** for the purpose of providing supplementary appropriations to the Systemic Replacements 2, Forward Funded Projects, Major Renovations



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Projects, and Major Repairs Projects; decreasing appropriations to the Contingency Appropriation Fund, Forward Funded Projects and Tulip Grove Elementary School Replacement; and amending the Approved Fiscal Year 2016-2021 Capital Improvement Program with regard to expenditures and financing beyond the budget year.

**Sponsor(s):** Davis and Glaros

**Attachment(s):** [B2015105](#)  
[CB-105-2015 Attachments](#)  
[CB-105-2015 AIS](#)  
[CB-105-2015 Transmittal](#)

*Howard Stone, Interim Director of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the Committee of the Whole. Council Bill 105 will provide supplementary appropriations to Systemic Replacements 2 in the amount of \$5,000,000, Forward Funded Projects in the amount of \$8,486,401, Major Renovations in the amount of \$6,960,401, and Major Repairs in the amount of \$1,526,000 in the Approved Fiscal Year 2016 Capital Budget.*

**This Council Bill was introduced by Council Members Davis and Glaros**

[CB-106-2015](#)

**AN ORDINANCE CONCERNING R-55 AND R-18 ZONES** for the purpose of permitting townhouses in the R-55 (One-Family Detached Residential) and R-18 (Multifamily Medium Density Residential) Zones, under certain specified circumstances.

**Sponsor(s):** Taveras

**Attachment(s):** [B2015106](#)  
[CB-106-2015 AIS](#)

*Karen Zavakos, Legislative Officer, provided a verbal report of the actions and recommendations of the Committee of the Whole. Council Bill 106 permits townhouses in the R-55 Zone under certain circumstances, subject to a detailed site plan process.*

**This Council Bill was introduced by Council Member Taveras**

**The Clerk was directed to expedite scheduling of the public hearing for this Council Bill**

[CB-102-2015](#)

**AN ACT CONCERNING THE PLEDGE OF THE TAX INCREMENT FROM THE SUITLAND-NAYLOR ROAD DEVELOPMENT DISTRICT** for the purpose of pledging the Tax Increment from the Suitland-Naylor Road Development District (the "Development District") established pursuant to Sections 12-201 through 12-213, inclusive, of the Economic Development Article of the Annotated Code of Maryland, as amended (the "Tax Increment Financing Act") and CR-94-2014 of the County Council of

Prince George's County, Maryland (the "Formation Resolution") as security for revenue bonds (the "Bonds") to be issued by the Revenue Authority of Prince George's County (the "Revenue Authority") under Sections 21A-101 through 21A-307 of the Prince George's County Code (the "County Code"), the proceeds of which will be used by the Revenue Authority and/or the Redevelopment Authority of Prince George's County (the "Redevelopment Authority") for purposes of acquiring and assembling land and improvements, paying entitlement fees, financing working capital and financing improvements related to the Development District, including, but not limited to, financing the costs of roads, streets, water and sewer utilities, and financing other costs and improvements permitted to be undertaken by the Revenue Authority and/or the Redevelopment Authority, in each case for the development of various properties within the Development District into mixed-use projects which may include a performing arts center with a theatre, a town center, retail, residential, office and other commercial development, along with financing costs of issuance, underwriter's discount, and the funding of reserves for the Bonds; approving the inclusion in the Revenue Authority's Capital Improvement Program of the foregoing project and the undertaking thereof by the Revenue Authority, including the deposit of funds by the Revenue Authority into a reserve fund for the Bonds, in each case as required under Section 21A-119 of the Prince George's County Code; making certain findings and determinations, among others, concerning the public benefit and purpose of the pledging of such Tax Increment as security for the Bonds and the undertaking of the foregoing project by the Revenue Authority; providing for the delivery of a contribution agreement (the "Contribution Agreement") whereby the County will agree to contribute the Tax Increment to the Revenue Authority to pay debt service, including any early redemptions, on the Bonds (and administrative expenses with respect to the Development District); and authorizing the County Executive of the County to approve certain details, forms, documents or procedures in connection with the pledge of the Tax Increment and the Bonds to be issued by the Revenue Authority and any other matters necessary or desirable in connection with the pledge of the Tax Increment and the authorization, issuance, delivery and payment of such Bonds consistent with the provisions of this Act.

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

**Attachment(s):** [B2015102](#)  
[CB-102-2015 AIS](#)  
[CB-102-2015 Transmittal](#)

*Howard Stone, Interim Director of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the Committee of the Whole. Council Bill 102 authorizes the pledge of a tax increment from the Suitland-Naylor Road Development District and Tax Increment Fund to serve as the security for bonds to be issued by the Revenue Authority in the aggregate principal amount of Twenty-Eight Million Dollars (\$28,000,000).*

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**This Council Bill was introduced Council Members Toles, Franklin, Davis, Glaros Taveras, Turner, Harrison and Patterson.**

[CB-104-2015](#)

**AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL**

**OBLIGATION BONDS** for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed One Hundred Fifteen Million Eight Hundred One Thousand Dollars (\$115,801,000) in aggregate principal amount of general obligation bonds with serial maturities, including mandatory sinking fund installments in lieu of serial maturities, for the purpose of providing funds for financing in whole or in part costs of the planning, construction, reconstruction, establishment, extension, enlargement, demolition, improvement or acquisition of certain capital projects set forth in the capital budget of the County for the Fiscal Year ending June 30, 2015, or usable portions thereof, including describing the capital projects to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs and probable useful lives thereof; prescribing or providing for the procedures for the issuance and sale of such bonds at public sale; declaring the County's official intent to reimburse itself for certain expenditures paid before the issuance of the bonds authorized hereby in accordance with applicable Income Tax Regulations; authorizing the consolidation of such bonds with other bonds for purposes of such sale; showing compliance with the power of the County to incur indebtedness; directing the application of the proceeds of such bonds; pledging the full faith and credit and taxing power of the County to the payment of such bonds and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bonds when due; authorizing and empowering the County to issue and sell an amount not to exceed One Hundred Fifteen Million Eight Hundred One Thousand Dollars (\$115,801,000) in general obligation bond anticipation notes in anticipation of the issuance and sale of the bonds authorized hereby; providing for the issuance of such bond anticipation notes in the form of commercial paper or revolving loan notes; providing for the issuance of such bond anticipation notes and the bonds authorized hereby in the form of variable rate demand obligations; authorizing certain determinations to be made in connection with the sale of any such bond anticipation notes; authorizing the consolidation of such bond anticipation notes with other notes for purposes of such sale; pledging the full faith and credit and taxing power of the County to the payment of such bond anticipation notes and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bond anticipation notes when due and covenanting to issue the bonds in anticipation of which such notes are issued; authorizing and empowering the County to issue, sell and deliver general obligation refunding bonds for the purpose of refunding all or a part of the bonds authorized hereby in an aggregate principal amount not to exceed 150% of the outstanding principal amount of the bonds to be refunded thereby, the proceeds of such refunding bonds to be used for the public purpose of providing funds sufficient to pay the principal of, redemption premium, if any, and interest on such refunded bonds at the respective maturity, redemption, and interest payment dates of such refunded bonds; prescribing or providing for the procedure for the issuance and sale of such refunding bonds; empowering the County Executive to determine

the time and method for the sale of such refunding bonds and other details with respect to the sale of such refunding bonds; pledging the full faith and credit of the County to the payment of such refunding bonds and the interest on such refunding bonds, when due, and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such refunding bonds when due; showing compliance with the limitations on the power of the County to incur indebtedness; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on such bonds, bond anticipation notes and refunding bonds, as applicable; providing for compliance with Securities and Exchange Commission Rule 15c2-12; providing for the authorization of and entry into interest rate exchange agreements or contracts in connection with or incidental to any of the obligations authorized by this Act; authorizing the County Executive to delegate to appropriate officials the power to make certain determinations and sign certain documents, certificates or agreements authorized to be made or signed by the County Executive herein; and otherwise generally determining or providing for the determination of certain matters in connection with the issuance, sale and delivery of the general obligation bonds, bond anticipation notes and refunding bonds authorized by this Act.

**Sponsor(s):** Toles, Turner, Franklin, Davis, Glaros, Patterson and Taveras

**Attachment(s):** [B2015104](#)  
[I-CB-104-2015 Attachment 2](#)  
[CB-104-2015 AIS](#)  
[CB-104-2015 Transmittal](#)

*Howard Stone, Interim Director of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the Committee of the Whole. Council Bil 104 provides the authority to issue and sell up to \$115,801,000 in general obligation bonds to finance County, School and Community College capital projects in the FY 2015 Capital Budget, general obligation bond anticipation notes in anticipation of any such bonds, and general obligation refunding bonds.*

**This Council Bill was introduced by Council Members Toles, Turner, Franklin, Davis, Glaros, Patterson and Taveras**

[CB-063-2015](#)

**AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE'S COUNTY** for the purpose of adding a class title and grade for a certain class of work and upgrading existing classes of work.

**Sponsor(s):** Franklin and Turner

**Attachment(s):** [B2015063.doc](#)  
[CB-63-2015 Report.doc](#)  
[CB-63-2015 Transmittal](#)  
[CB-63-2015 AIS](#)  
[CB-63-2015 Fiscal Impact](#)

*Council Member Patterson, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 63 add the Public Information Officer class series and amend the Emergency Dispatch Aide and Emergency Dispatcher class series.*

**This Council Bill was introduced by Council Members Franklin and Turner**

[CB-071-2015](#)

**AN ACT CONCERNING FINANCE AND TAXATION** for the purpose of requiring any tax lien against property in the County to be charged and added to the property owner next property tax bill.

**Sponsor(s):** Franklin and Glaros

**Attachment(s):** [B2015071](#)  
[CB-71-2015 AIS](#)  
[CB-71-2015 Report](#)  
[CB-71-2015 Fiscal Impact](#)

*Council Member Patterson, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 71 requires any tax liens against real property to be charged against the owner of such property and added to the property owner's tax liability on the next recurring real property tax bill from the County, unless otherwise stated in the Prince George's County Code.*

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

[CB-074-2015](#)

**AN ACT CONCERNING URBAN AGRICULTURAL PROPERTY TAX CREDIT** for the purpose of establishing a tax credit for real property that is used for urban agricultural purposes.

**Sponsor(s):** Lehman

**Attachment(s):** [B2015074](#)  
[CB-74-2015 AIS](#)  
[CB-74-2015 Report](#)  
[CB-74-2015 Fiscal Impact](#)

*Council Member Patterson, as Chair of the Public Safety and Fiscal Management*

*Committee, provided a verbal report of the actions and recommendations of the committee. Council Member Lehman spoke to the intent of a proposed amendment. Colette Gresham, Legislative Officer, clarified the specifics of the amendment sheet provided. Council Member Turner*

**A motion was made by Council Member Turner, seconded by Council Member Glaros, that this Council Bill be amended (1). The motion carried by the following vote:**

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

*Council Bill 74, Draft 3 establishes a property tax credit for real property used for urban agricultural purposes, allowing a credit for ninety percent (90%) of the amount of property tax imposed on an eligible property after adjusting for other applicable tax credits, for a five year period and provides for the duration and eligibility for the credit.*

**Draft 3 of this Council Bill was introduced by Council Members Lehman, Turner, Franklin, Davis, Glaros, Taveras and Patterson**

[CB-075-2015](#)

**AN ACT CONCERNING HOMESTEAD PROPERTY TAX CREDIT** for the purpose of establishing the homestead property tax credit for the County property tax for the taxable year beginning July 1, 2016.

**Sponsor(s):** Patterson and Lehman

**Attachment(s):** [B2015075](#)  
[CB-75-2015 AIS](#)  
[CB-75-2015 Report](#)  
[CB-75-2015 Fiscal Impact](#)  
[CB-75-2015 TRANSMITTAL](#)

*Council Member Patterson, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the committee. Council bill 75 sets the Homestead Property Tax Credit at 100% of the taxable year beginning July 1, 2016.*

**This Council Bill was introduced by Council Members Patterson and Lehman**

[CB-095-2015](#)

**AN ACT CONCERNING RENTERS' PROPERTY TAX RELIEF SUPPLEMENT** for the purpose of requiring the Director of Finance to pay a Renters' Property Tax Relief Supplement to certain residents who qualify for a certain payment under State law.

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

**Attachment(s):** [B2015095](#)  
[CB-95-2015 AIS](#)  
[CB-95-2015 Report](#)  
[CB-95-2015 Fiscal Impact](#)

*Council Member Patterson, as Chair of the Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 95 establishes a Renter's Property Tax Relief Supplement for each resident qualifying to receive a payment under the State's Renters Tax Credit program. The County Supplement will be fifty percent (50 %) of the State payment made to the resident.*

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

[CB-062-2015](#)

**AN ORDINANCE CONCERNING R-10 ZONE – BUSINESS ADVANCEMENT AND FOOD ACCESS INFILL** for the purpose of defining business advancement and food access infill in the zoning ordinance and permitting the use in the R-10 zone, under certain circumstances.

**Sponsor(s):** Toles

**Attachment(s):** [B2015062](#)  
[CB-62-2015 AIS](#)  
[CB-062-2015 Report](#)

*Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 62 defines a new use in the Zoning Ordinance, Business Advancement and Food Access Infill, provides consolidated review procedures for the development of the use, and permits the use in the R-10 (Multifamily High Density Residential) Zone under certain circumstances.*

**This Council Bill was introduced by Council Member Toles**

**The Clerk was directed to expedite scheduling of the public hearing for this Council Bill**

[CB-069-2015](#)

**AN ORDINANCE CONCERNING EATING OR DRINKING ESTABLISHMENTS EXTENSIONS AND PROJECTIONS** for the purpose of exempting tents affixed to the side wall of an eating or drinking establishment building, under certain circumstances.

**Sponsor(s):** Franklin, Harrison and Davis

**Attachment(s):** [B2015069](#)  
[CB-69-2015 AIS](#)  
[CB-069-2015 Report](#)

*Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 69 provides a limited exception to the prohibition of extensions or projections to buildings in the Zoning Ordinance for accessory patron seating for existing Eating or drinking establishments within certain specific locations that are subject to County agency oversight and County comprehensive plan land use policies.*

**This Council Bill was introduced by Council Members Franklin, Harrison and Davis**

**The Clerk was directed to expedite scheduling of the public hearing for this Council Bill**

[CB-073-2015](#)

**AN ORDINANCE CONCERNING RESIDENTIAL ZONES – PERMITTED USES - O-S AND R-R ZONES - ISSUANCE OF GRADING PERMITS** for the purpose of amending the Residential Table of Uses to permit “Eating or drinking establishment, excluding drive-through service” and “Monopoles and related equipment buildings and enclosures” uses in the O-S (Open Space) Zone, under certain specified circumstances, and clarifying within the Residential Table of Uses that certain dwellings types are permitted in the R-R (Rural Residential) Zone and may obtain a grading permit upon approval of a Detailed Site Plan without a certification of said Detailed Site Plan.

**Sponsor(s):** Franklin, Harrison and Davis

**Attachment(s):** [B2015073](#)  
[CB-73-2015 AIS](#)  
[CB-073-2015 Report](#)

*Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 73 amends the Residential Use Tables to permit Eating or Drinking Establishments, without drive-through service, and Monopoles in the O-S (Open Space) Zone in the County, so long as the property meets certain specific criteria, including contiguousness with property in the C-S-C (Commercial Shopping Center) Zone, and having a continuously operating commercial retail business on the site for a minimum of fifteen (15) years.*

**This Council Bill was introduced by Council Members Franklin, Harrison and Davis**

**The Clerk was directed to expedite scheduling of the public hearing for this**



**Council Bill**[CB-087-2015](#)

**AN ORDINANCE CONCERNING I-3 ZONE – PRIVATE LIMOUSINE SERVICE DISPATCHING STATION** for the purpose of defining a Private Limousine Service Dispatching Station in the Zoning Ordinance and permitting the use in the I-3 (Planned Industrial Employment Park) Zone, under certain circumstances.

**Sponsor(s)**: Patterson, Harrison, Davis and Toles

**Attachment(s)**: [B2015087](#)  
[CB-87-2015 AIS](#)  
[CB-087-2015 Report](#)

*Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 87 defines a new use, "Limousine Service Dispatch Station," in the Zoning Ordinance and amends the Industrial Zones Table of Uses to permit the use in the I-3 Zone (Planned Employment Park).*

**This Council Bill was introduced by Council Members Patterson, Harrison, Davis and Toles**

**The Clerk was directed to expedite scheduling of the public hearing for this Council Bill**

[CB-092-2015](#)

**AN ORDINANCE CONCERNING MIXED USE AND COMMERCIAL ZONES - TABLE OF USES - TOBACCO AND ELECTRONIC CIGARETTE SHOPS** for the purpose of providing a definition for tobacco shop and electronic cigarette shop uses in the Zoning Ordinance; amending the Mixed Use Zones Table of Uses to prohibit tobacco shop and electronic cigarette shop uses in the M-U-TC (Mixed-Use Town Center) Zone; providing an amortization period by June 1, 2017, for tobacco shop and electronic cigarette shop uses in the M-U-TC Zone that are not in compliance with the requirements of the Zoning Ordinance; amending the Commercial Zones Table of Uses to permit new and existing tobacco shop and electronic cigarette shop uses by Special Exception in the C-A (Ancillary Commercial), C-S-C (Commercial Shopping Center), C-W (Commercial - Waterfront), and C-R-C (Commercial Regional Center) Zones; providing approval criteria for approval of Special Exceptions for tobacco shop and electronic cigarette shop uses; and providing that Special Exception applications for tobacco shop or electronic cigarette shop uses legally existing on January 1, 2016, must be accepted for filing by the Planning Board on or before June 1, 2017.

**Sponsor(s)**: Toles

**Attachment(s)**: [B2015092](#)  
[CB-92-2015 AIS](#)  
[CB-092-2015 Report](#)

*Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Member Taveras questioned whether Draft 2 of the bill accurately reflects the discussion of the committee regarding hookah lounges. Bill Edelen, Department of Permits, Inspection and Enforcement clarified that the legislation will not affect these facilities. Council Member Lehman expressed a need to readdress the definition included in the bill. Robert Williams, Jr., Council Administration, further clarified the definition language. Council Members Toles and Glaros spoke to the possibility of amendments to address emergent conditions and the affect on the M-U-I Zone.*

**A motion was made by Council Member Toles, seconded by Council Member Harrison, that this Council Bill be amended (1). The motion carried by the following vote:**

**Aye**                    8 - Franklin, Davis, Glaros, Harrison, Lehman, Patterson, Taveras and Toles  
**Abstain**                1 - Turner

*Council Bill 92 amends the table of uses permitted for the Mixed Use Zones in Part 10 of the Zoning Ordinance to prohibit tobacco and electronic cigarette shops in the M-U-TC (Mixed-Use Town Center Zone).*

**This Council Bill was introduced by Council Members Toles, Lehman and Harrison**

**The Clerk was directed to expedite scheduling of the public hearing for this Council Bill**

[CB-097-2015](#)

**AN ORDINANCE CONCERNING GENERAL ZONING PROCEDURES - NOTICES AND TECHNICAL STAFF REPORTS** for the purpose of amending certain requirements regarding Planning Board notice and technical staff reports.

**Sponsor(s):** Franklin

**Attachment(s):** [B2015097](#)  
[CB-97-2015 AIS](#)  
[CB-097-2015 Report](#)

*Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 97 amends provisions in the Zoning Ordinance regarding notice of development applications and technical staff reports to allow for publishing of a list of applications and technical staff reports to the web rather than mailing and permits any person to request a copy of the documents to be mailed upon written request for a reasonable fee.*

**This Council Bill was introduced by Council Member Franklin**

**The Clerk was directed to expedite scheduling of the public hearing for this Council Bill**

[CB-099-2015](#)

**AN ORDINANCE CONCERNING IMPROVEMENTS TO EXISTING MULTIFAMILY COMMUNITIES**

for the purpose of removing a restriction on new access and parking improvements for established multifamily housing developments in Prince George's County.

**Sponsor(s)**: Franklin, Davis, Glaros and Taveras

**Attachment(s)**: [B2015099](#)  
[CB-99-2015 AIS](#)  
[CB-099-2015 Report](#)

**This Council Bill was introduced by Council Members Franklin, Davis, Glaros and Taveras**

**The Clerk was directed to expedite scheduling of the public hearing for this Council Bill**

[CB-034-2015](#)

**AN ACT CONCERNING ELECTRONIC CIGARETTE REGULATION** for the purpose of defining electronic cigarettes, regulating distribution, placement and packaging of electronic cigarettes, and restricting smoking of electronic cigarettes inside of public housing, senior citizen housing, and eating and drinking establishments.

**Sponsor(s)**: Turner, Glaros, Harrison, Lehman, Taveras and Toles

**Attachment(s)**: [B2015034](#)  
[CB-34-2015 AIS](#)  
[CB-34-2015 Report](#)

*Council Member Toles, as Chair of the Health, Education and Human Services Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 34 defines electronic cigarettes, regulates distribution, placement, and packaging of electronic cigarettes, and restricts smoking of electronic cigarettes within eating and drinking establishments, public housing, and senior citizen housing as defined in the County Code.*

**This Council Bill was introduced by Council Members Turner, Glaros, Harrison,**

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**Lehman, Taveras and Toles**[CB-089-2015](#)

**AN ACT CONCERNING FOOD SERVICE FACILITIES** for the purpose of amending certain definitions and enforcement procedures for food service facilities to comply with recent changes to the Code of Maryland Regulations 10.15.03 and generally relating to food service facilities and food service manager certifications.

**Attachment(s):** [B2015089](#)  
[CB-89-2015 AIS](#)  
[CB-89-2015 Fiscal Impact](#)  
[CB-89-2015 TRANSMITTAL](#)

*Council Member Toles, as Chair of the Health, Education and Human Services Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 89 amends certain definitions and enforcement procedures for food service facilities to comply with recent changes to the Code of Maryland Regulations (COMAR) 10.15.03 and defines and clarifies chronic offenders, increase the penalty for operating without a permit, and adds new language regarding food service manager certifications and temporary event procedures.*

**This Council Bill was introduced by Council Members Toles, Franklin and Taveras**

[CB-049-2015](#)

**AN ACT CONCERNING COMMISSION ON COMMON OWNERSHIP COMMUNITIES** for the purpose of creating a Commission on Common Ownership Communities; providing for budget, powers and authority of the Commission on Common Ownership Communities; providing for periodic reports and review of the activities of the Commission on Common Ownership Communities; and generally relating to the commission on Common Ownership Communities.

**Sponsor(s):** Davis, Glaros, Turner and Taveras

**Attachment(s):** [B2015049](#)  
[CB-49-2015 AIS](#)  
[CB-49-2015 Report](#)

*Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendation of the committee. Council Member Davis proffered a clarifying amendment. Under discussion, Council Member Turner spoke to the intent of the amendment.*

**A motion was made by Vice Chair Davis, seconded by Council Member Turner, that this Council Bill be amended (1). The motion carried by the following vote:**

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

*Council Bill 49 creates a Commission on Common Ownership Communities and provides for the budget, powers and authority of the commission, periodic reports and review of the activities of the commission.*

**Draft 3 of this Council Bill was introduced by Council Members Davis, Glaros, Turner, Taveras, Lehman, Franklin and Patterson**

[CB-050-2015](#)

**AN ACT CONCERNING COMMON OWNERSHIP COMMUNITIES PROGRAM** for the purpose of enhancing the County's Common Ownership Communities Program by providing for violations, charges, and fees; and generally relating to Common Ownership Communities.

**Sponsor(s):** Davis, Glaros, Turner and Taveras

**Attachment(s):** [B2015050](#)  
[CB-50-2015 AIS](#)  
[CB-50-2015 Fiscal Impact](#)

*Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendation of the committee. Council Bill 50 provides for violations, charges, and fees set for Common Ownership Communities as part of the Common Ownership Communities Program.*

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

[CB-058-2015](#)

**AN ACT CONCERNING THE COMMON OWNERSHIP COMMUNITIES PROGRAM** for the purpose of amending the Common Ownership Communities Program to assist governing bodies, owners, and residents of homeowners' associations, residential condominiums, and cooperative housing corporations with education, training, and dispute resolution and/or administrative hearing procedures in matters relating to these communities; and generally regarding Common Ownership Communities.

**Sponsor(s):** Davis, Glaros, Turner and Taveras

**Attachment(s):** [B2015058](#)  
[CB-58-2015 AIS](#)

*Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Member Davis proffered a clarifying amendment. Kathy Canning, Legislative Officer, delineated the provisions of the amendment as printed.*

**A motion was made by Vice Chair Davis, seconded by Council Member Taveras, that this Council Bill be amended (1). The motion carried by the following vote:**

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

*Council Bill 58 amends the Common Ownership Communities Program to assist governing bodies, owners, and residents of homeowners' associations, residential condominiums, and cooperative housing corporations with education, training, and dispute resolution and/or administrative hearing procedures in matters relating to these communities.*

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

[CB-077-2015](#)

**AN ACT CONCERNING SECONDHAND AND PAWN DEALERS** for the purpose of adding to the definition of tangible personal property; requiring reporting to a certain database; requiring a certain fee to be paid directly to a designated business retained for certain reporting; and generally regarding secondhand dealers and pawn dealers.

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

**Attachment(s):** [B2015077](#)  
[CB-77-2015 AIS](#)  
[CB-77-2015 Fiscal Impact](#)

*Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 77 adds to the definition of tangible personal property, requires that secondhand dealers and pawn dealers report in RAPID (Regional Automated Property Information Database) and to pay a fee for such reporting.*

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

[CB-079-2015](#)

**AN ORDINANCE CONCERNING ILLEGAL SIGNS** for the purpose of extending a rebuttable presumption for the enforcement of illegal signs in a County right-of-way, and generally regarding illegal signs.

**Sponsor(s):** Patterson

**Attachment(s):** [B2015079](#)  
[CB-79-2015 AIS](#)  
[CB-79-2015 Fiscal Impact](#)

*Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 79 amends current law regarding illegal signs by providing for a rebuttable presumption for the enforcement of illegal signs in a County right-of-way. This means that unless rebutted by competent evidence, any such sign or*

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*poster illegally placed in the County right-of-way shall be presumed to be owned by and attached by the person whose business name, business address, business telephone, or trademark is contained on the face of the sign or poster.*

**This Council Bill was introduced by Council Members Patterson, Turner, Lehmand and Toles**

**The Clerk was directed to expedite scheduling of the public hearing for this Council Bill**

[CB-085-2015](#)

**AN ACT CONCERNING ILLEGAL RENTAL PROPERTY** for the purpose prohibiting a new owner from operating a property without a valid license; providing for a penalty for rental property owners who operate property without a valid license, and generally relating to rental property licensing.

**Sponsor(s):** Franklin and Taveras

**Attachment(s):** [B2015085](#)  
[CB-085-2015 Report](#)  
[CB-85-2015 Fiscal Impact](#)

*Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 85 prohibits a new owner from operating a property without a valid license, and provides for a penalty of \$1,000 for each month or portion of a month for rental property owners who operate property without a valid license.*

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

[CB-086-2015](#)

**AN ACT CONCERNING ROADS AND SIDEWALKS - DESIGN AND CONSTRUCTION STANDARDS AND REQUIREMENTS** for the purpose of incorporating urban street design standards within *Plan Prince George's 2035* for urban centers in the County.

**Sponsor(s):** Lehman

**Attachment(s):** [B2015086](#)  
[CB-86-2015 AIS](#)

*Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 86 amends the County Road Code to incorporate the Urban Street Design Standards for urban centers in Prince George's County for consistency with the policy and principles recommended in the 2014 general plan (*Plan Prince George's 2035*).*

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

[CB-090-2015](#)

**AN ACT CONCERNING THE BUILDING CODE OF PRINCE GEORGE'S COUNTY** for the purpose of updating the provisions of the Building Code of Prince George's County (the "County") to conform to the 2015 editions of the International Building Code, the International Mechanical Code, the International Energy Conservation Code and the International Residential Code for One- and Two-Family Dwellings.

**Attachment(s):** [B2015090](#)  
[CB-90-2015 AIS](#)  
[CB-090-2015 Report](#)  
[CB-90-2015 TRANSMITTAL](#)

*Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 90 updates the provisions of the Building Code of Prince George's County to conform to the 2015 editions of the International Building Code, the International Mechanical Code, the International Energy Conservation Code and the International Residential Code for One- and Two-Family Dwellings.*

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

[CB-091-2015](#)

**AN ACT CONCERNING ELECTRICAL CODE** for the purpose of updating the Prince George's County Electrical Ordinance by adopting certain amendments pursuant to the 2014 Edition of the National Electrical Code and amending certain sections to include modifications related to the Electrical Code

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

**Attachment(s):** [B2015091](#)  
[CB-91-2015 AIS](#)  
[CB-91-2015 TANSMITTAL](#)

*Council Member Lehman, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 91 updates the Prince George's County Electrical Ordinance by adopting certain amendments pursuant to the 2014 Edition of the National Electrical Code and amending certain sections to include modifications related to the Electrical Code*

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

[CB-107-2015](#)

**AN ORDINANCE CONCERNING MIXED USE ZONES** for the purpose of clarifying



the Uses Permitted provision of the Zoning Ordinance permitting a group residential facility in the M-X-T (Mixed Use- Transportation Oriented) Zone under certain circumstances.

**Sponsor(s)**: Franklin and Davis

**Attachment(s)**: [B2015107](#)  
[CB-107-2015 AIS](#)

*Karen Zavakos, Legislative Officer, provided a verbal report of the actions and recommendations of the Committee of the Whole. Council Bill 107 is curative legislation to amend CB-66-2015, enacted by the District Council on September 29, 2015 which contained a reference to an incorrect zoning classification within the text of Footnote 17 on page 2 of the bill.*

**This Council Bill was introduced by Council Members Franklin and Davis**

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

[CR-052-2015](#)

**A RESOLUTION CONCERNING STATEWIDE PAID SICK AND SAFE LEAVE** for the purpose of endorsing a Statewide Paid Sick and Safe Leave Requirement.

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

**Attachment(s)**: [R2015052.doc](#)  
[CR-52-2015 AIS](#)  
[CR-052-2015 Report](#)

*Council Member Harrison, as Chair of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Under discussion, Council Member Lehman explained her vote, expressing her disappointment that this issue will be decided at the State level. Council Member Taveras echoed those concerns.*

**A motion was made by Council Member Harrison, seconded by Vice Chair Davis, that this Resolution be adopted. The motion carried by the following vote:**

<b>Aye</b>	8 - Franklin, Davis, Glaros, Harrison, Patterson, Taveras, Toles and Turner
<b>Abstain</b>	1 - Lehman

## 11. INTRODUCTION AND ADOPTION OF RESOLUTIONS

### [CR-060-2015](#)

**A RESOLUTION CONCERNING THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION - APPOINTMENT AND GEOGRAPHIC BALANCE** for the purpose of approving the appointment of Dorothy F. Bailey as a commissioner of the Prince George's County Planning Board of the Maryland-National Capital Park and Planning Commission, and providing a description and appropriate explanation of the resulting geographic balance in accordance with requirements of State law.

**Attachment(s):** [R2015060](#)  
[CR-60-2015 AIS](#)

*Council Resolution 60 approves the appointment of Dorothy F. Bailey as a commissioner of the Prince George's County Planning Board of the Maryland-National Capital Park and Planning Commission and provides a description and appropriate explanation of the resulting geographic balance in accordance with requirements of State law.*

**This Resolution was introduced by Council Members Toles, Turner, Harrison, Franklin, Davis, Glaros and Patterson**

**A motion was made by Council Member Toles, seconded by Vice Chair Davis, that the Council Rules of Procedure be suspended to allow for an effective date on the date of adoption of this Resolution. The motion carried by the following vote:**

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

**A motion was made by Vice Chair Davis, seconded by Council Member Toles, that this Resolution be adopted. The motion carried by the following vote:**

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

### [CR-061-2015](#)

**A RESOLUTION CONCERNING THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION - APPOINTMENT AND GEOGRAPHIC BALANCE** for the purpose of approving the appointment of Manuel R. Geraldo as a commissioner of the Prince George's County Planning Board of the Maryland-National Capital Park and Planning Commission, and providing a description and appropriate explanation of the resulting geographic balance in accordance with requirements of State law.

**Attachment(s):** [R2015061](#)  
[CR-61-2015 AIS](#)

*Council Resolution 61 approves the appointment of Manuel R. Geraldo as a*

*commissioner of the Prince George's County Planning Board of the Maryland-National Capital Park and Planning Commission and provides a description and appropriate explanation of the resulting geographic balance in accordance with requirements of State law.*

**This Resolution was introduced by Council Members Toles, Turner, Harrison, Franklin, Davis, Glaros and Patterson**

**A motion was made by Council Member Toles, seconded by Vice Chair Davis, that the Council Rules of Procedure be suspended to allow for an effective date on the date of adoption of this Resolution. The motion carried by the following vote:**

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

**A motion was made by Council Member Toles, seconded by Vice Chair Davis, that this Resolution be adopted. The motion carried by the following vote:**

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

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[CR-062-2015](#)

**A RESOLUTION CONCERNING THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION - APPOINTMENT AND GEOGRAPHIC BALANCE** for the purpose of approving the appointment of John P. Shoaff as a commissioner of the Prince George's County Planning Board of the Maryland-National Capital Park and Planning Commission, and providing a description and appropriate explanation of the resulting geographic balance in accordance with requirements of State law.

**Attachment(s):** [R2015062](#)  
[CR-62-2015 AIS](#)

*Council Resolution 62 approves the appointment of John P. Shoaff as a commissioner of the Prince George's County Planning Board of the Maryland-National Capital Park and Planning Commission and provides a description and appropriate explanation of the resulting geographic balance in accordance with requirements of State law.*

**This Resolution was introduced**

**A motion was made by Vice Chair Davis, seconded by Council Member Turner, that the Council Rules of Procedure be suspended to allow for an effective date on the date of adoption of this Resolution. The motion carried by the following vote:**

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

**A motion was made by Vice Chair Davis, seconded by Council Member Toles, that this Resolution be adopted. The motion carried by the following vote:**

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

**4:00 P.M. - RULES/GENERAL ASSEMBLY COMMITTEE – (COUNCIL HEARING ROOM)**

*The Rules and General Assembly Committee meeting deferred to October 27, 2015.*

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

*There were no requests.*

**ADJOURN**

*The meeting was adjourned at 5:52 p.m.*

**7:00 P.M. - TOWN HALL MEETING - (SUITLAND HIGH SCHOOL, 5200 SILVER HILL ROAD)**

Prepared by:

\_\_\_\_\_  
Donna J. Brown, Deputy Clerk of the Council

Submitted by:

\_\_\_\_\_  
Redis C. Floyd, Clerk of the Council

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