

ACTION AGENDA

Tuesday, May 16, 2006

Legislative Day No. 14

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

9:30 A.M. AGENDA BRIEFING – (ROOM 2027) -- BRIEFING HELD

10:00 A.M. PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)

Presented Proclamation recognizing Kenmoor Middle School Science Bowl Team as the winners of the “First Annual Regional Maryland Middle School Science Bowl Competition” in Prince George’s County. (Council Chairman Thomas E. Dernoga and Council Member David C. Harrington)

Presented Proclamation recognizing Miss Jessica Reed as “Miss Bowie State University” in Prince George’s County. (Council Chairman Thomas E. Dernoga and Council Vice Chair Camille A. Exum)

Presented Proclamation presented to Mr. James “Jimmy” Gavin in recognition of his induction into the “African American Golfers Hall of Fame”. (Council Chairman Thomas E. Dernoga, Council Vice Chair Camille A. Exum and Council Member Samuel H. Dean)

10:28 A.M. CALL TO ORDER

INVOCATION: Capacine Abdul-Aziz, Islamic Research & Humanitarian Services Center of America, Inc., Capitol Heights, Maryland

PLEDGE OF ALLEGIANCE

BRIEFING – (COUNCIL HEARING ROOM) -- BRIEFING HELD; REPORT SUBMITTED

REPORT OF THE CHARTER REVIEW COMMISSION

Judge William D. Missouri, Chairman

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

Presented

CB-27-2006 – AN ACT CONCERNING HOUSING CODE for the purpose of amending the Housing Code to add safety and security requirements for owners of multifamily rental facilities; to provide time periods for administration, implementation and compliance; to add administrative requirements and procedures for licensing owners of multifamily rental facilities; to require safety and security requirements for the issuance and renewal of multifamily rental facility licenses; and generally relating to multifamily rental facility licenses.

To be presented by the Chairman (by request – County Executive); referral to C.O.W.

Presented

CB-28-2006 – AN ORDINANCE CONCERNING SAFETY AND SECURITY PLANS for the purpose of amending the Zoning Ordinance to require a Safety and Security Plan for the approval of Detailed Site Plans and Specific Design Plans.

To be presented by the Chairman (by request – County Executive); referral to C.O.W.

Presented

CB-29-2006 – AN ACT CONCERNING BUILDING CODE for the purpose of amending the Building Code to add requirements for permitting the use and occupancy of multifamily dwelling units.

To be presented by the Chairman (by request – County Executive); referral to C.O.W.

CONSENT AGENDA – (CONTINUED)*Presented*

CB-30-2006 – AN ACT CONCERNING SAFETY AND SECURITY PLANS for the purpose of authorizing the Police Department to review and approve Safety and Security Plans submitted in conjunction with applications for building permits and multifamily rental facility licenses for owners of multifamily rental facilities of ten (10) or more units.

To be presented by the Chairman (by request – County Executive); referral to C.O.W.

Presented

CB-31-2006 – AN ORDINANCE CONCERNING USE AND OCCUPANCY PERMITS for the purpose of authorizing all immediate reasonable and necessary action to cease and desist the operation of any activity requiring a use and occupancy permit when a use and occupancy permit has not been issued; authorizing all immediate reasonable and necessary action to cease and desist the operation of any activity requiring a use and occupancy permit when a use and occupancy permit has been issued and is not in compliance with the provisions of the Zoning Ordinance; authorizing all immediate reasonable and necessary action to cease and desist the operation of any activity requiring a use and occupancy permit when the activity is found to present an imminent danger and threat to the health, safety, and welfare of the public by not doing so, that there are no other mitigating circumstances to be taken to resolve the imminent danger and threat to the health, safety, and welfare of the public, and that there are no other reasonable means of preventing further danger and threat to the health, safety, and welfare of the public resulting from the continuation of the activity; authorizing all immediate reasonable and necessary action to cease and desist the operation of any activity requiring a temporary use and occupancy permit when a temporary use and occupancy permit has not been issued; authorizing all immediate reasonable and necessary action to cease and desist the operation of any activity requiring a temporary use and occupancy permit when a temporary use and occupancy permit has been issued and is not in compliance with the provisions of the Zoning Ordinance; authorizing all immediate reasonable and necessary action to cease and desist the operation of any activity requiring a temporary use and occupancy permit when the activity is found to present an imminent danger and threat to the health, safety, and welfare of the public by not doing so, that there are no other mitigating circumstances to be taken to resolve the imminent danger and threat to the health, safety, and welfare of the public, and that there are no other reasonable means of preventing further danger and threat to the health, safety, and welfare of the public resulting from the continuation of the activity; authorizing all immediate reasonable and necessary action to implement this Act for the health, safety and welfare of the public; providing for the designation of certain public officials to enforce this Act; providing for enforcement procedures to implement this Act; providing for establishing policies, rules, and procedures to implement this Act; providing for a hearing before the Zoning Hearing Examiner from a violation of this Act; providing for an appeal from the decision of the Zoning Hearing Examiner to the Circuit Court of Maryland; providing for the computation of time pursuant to this Act; and generally relating to use and occupancy permits.

To be presented by Council Member Dernoga; referral to C.O.W.

CONSENT AGENDA – (CONTINUED)

(b) **Introduction of Resolutions**

Introduced

CR-34-2006 – A RESOLUTION CONCERNING PERMITS for the purpose of allowing certain permits of a minor nature, involving an approved Safety and Security Plan to be issued without Planning Board review.

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

Introduced by Council Member Dernoga

Introduced

CR-35-2006 – A RESOLUTION CONCERNING THE WASHINGTON SUBURBAN SANITARY COMMISSION CAPITAL AND OPERATING BUDGETS FOR FISCAL YEAR 2006 for the purpose of approving a budget supplement to the WSSC Capital and Operating Budgets for Fiscal Year 2006 and the WSSC Capital Improvements Program Fiscal Year 2006-2011.

The Chairman (by request – WSSC); referral to C.O.W.

Introduced by Council Member Dernoga

PUBLIC HEARING SCHEDULED FOR TUESDAY, MAY 30, 2006 AT 1:30 P.M.

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

None

3. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER’S REPORT -- (3 (a) ADDED; SEE PAGE 7)**

4. **SECOND READING OF BILLS – (INTRODUCTION)**

Introduced

CB-17-2006 - AN ACT CONCERNING COMMISSION FOR VETERANS for the purpose of establishing a Commission for Veterans and setting forth its duties and responsibilities.

Introduced by Council Members Knotts, Peters, Dean, Harrington, Campos and Dernoga

(Favorably reported out of HEHS on 5/9/2006)

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

None

11:28 A.M.

RECESS

10:30 A.M.

COMMITTEE OF THE WHOLE – (ROOM 2027)

Briefing held

- **BRIEFING ON ADULT ENTERTAINMENT IMPACT STUDY**

Held

- **CB-1-2006 - - AN ORDINANCE CONCERNING USE AND OCCUPANCY PERMITS**

Held

- **CB-31-2006 - AN ORDINANCE CONCERNING USE AND OCCUPANCY PERMITS**

1:46 P.M.

RECONVENE

5. **PUBLIC HEARINGS/RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

Public hearing held; DR-2 substituted; adopted

CR-28-2006 – A RESOLUTION CONCERNING MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION for the purpose of transferring certain appropriations and expenditures between certain projects in the Approved Maryland-National Capital Park and Planning Commission’s FY 2005-2006 Capital Budget and Fiscal Years 2006-2011 Capital Improvement Program.

(Introduced by Council Members Bland and Knotts on 4/18/2006)

(Favorably reported out of PZED on 5/3/2006 with amendments)

MOTION REQUIRED TO SUBSTITUTE DR-2 IN LIEU OF DR-1 PRIOR TO ADOPTION

2:00 P.M.

BRIEFING – (COUNCIL HEARING ROOM) -- BRIEFING HELD

SENIOR LIVING MARKET STUDY

Ms. Margaret Wylde, President
Pro Matura Group, LLC

2:45 P.M.

RECESS

BRIEFING – (ROOM 2027) -- CANCELLED

**INFORMATION AND DISCUSSION OF DISTRICT COUNCIL ITEMS
SCHEDULED FOR MONDAY, MAY 22, 2006.**

7:15 P.M.

RECONVENE

6. PUBLIC HEARING:

*Public hearing
held*

**PRINCE GEORGE'S COUNTY PROPOSED FY 2007 OPERATING BUDGET,
SIX-YEAR CAPITAL PROGRAM (INCLUDING THE CAPITAL
IMPROVEMENT BUDGET) AND THE PRINCE GEORGE'S COUNTY
BOARD OF EDUCATION PORTION OF THE COUNTY FY 2007
OPERATING BUDGET, PROPOSED BUDGET OF THE REDEVELOPMENT
AUTHORITY, REVENUE AUTHORITY AND INDUSTRIAL
DEVELOPMENT AUTHORITY OF
PRINCE GEORGE'S COUNTY**

(SEE SEPARATE AGENDA)

ADDITION TO THE AGENDA

**3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S
REPORT – (page 4)**

*Chairman
authorized to
sign*

- (a) Proposed letter to Samuel J. Parker, Jr., Chairman, Prince George's County Planning Board, regarding continuation of Reservation Plats for Rights of Way, which are due to expire on June 30, 2006.

Council Member Harrington

(Favorably reported out of THE on 5/10/2006)

8:45 P.M.

ADJOURN

REMINDER

Wed., May 17, 2006	10:00 a.m.	THE Committee Meeting (Council Hearing Room)
	1:00 p.m.	PSFM Committee Meeting (Council Hearing Room)
Thurs., May 18, 2006	10:00 a.m.	Committee of the Whole (Council Hearing Room) Board of Education CIP
	11:00 a.m.	DPW&T CIP
	1:30 p.m.	Committee of the Whole (Council Hearing Room) All other Agencies CIP
Mon., May 22, 2006	9:30 a.m.	District Council Agenda Briefing (Room 2027)
	10:00 a.m.	Call to Order
	1:30 p.m.	District Council (continued)
Tues., May 23, 2006	1:00 p.m.	County Council Agenda Briefing
	1:30 p.m.	Call to Order (Last day for Presentation of Bills)
	7:00 p.m.	Joint Public Hearing – (Westphalia)