

AGENDA MINUTES

Tuesday, July 3, 2012

Legislative Day No.19

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) – BRIEFING HELD

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

*Andrea Harrison
Will Campos
Derrick Davis
Mel Franklin (arrived at 10:18 a.m.)
Mary Lehman
Eric Olson
Obie Patterson
Karen Toles
Ingrid Turner (Absent)*

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
Leroy Maddox, Legislative Officer
Lakeecia Allen, Office of Law
Lisa Jackson, County Executive's Office
Colette Gresham, Legislative Officer
Sandra Eubanks, Director of the Health, Education and Human Services Committee
Frank Porter, Director of the Public Safety and Fiscal Management Committee
Jackie Brown, Director of the Planning, Zoning and Economic Development Committee
Hawi Sanu, Director of the Transportation, Housing and the Environment Committee*

INVOCATION- *The Invocation was provided by Pastor Vernon Lattimore, Bethesda Baptist Church, Washington, D.C.*

SPECIAL INTENTIONS:

- *Council Member Davis requested prayer for the Jackson family in the passing of Eric Jackson (Lake Arbor Community).*
- *Council Member Campos requested prayer for the victims of storm damage.*
- *Council Member Harrison requested prayer for the Hagan family and the entire County.*

PLEDGE OF ALLEGIANCE- *The Pledge of Allegiance was led by Council Member Campos.*

POINT OF PERSONAL PRIVILEGE:

Chair Harrison thanked all first responders and Public Safety agencies who assisted residents during the recent storm and building collapse in the County.

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) Approval of County Council Minutes dated April 3 and April 17, 2012. **APPROVED**

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

CB-58-2012 - AN ORDINANCE CONCERNING FENCES AND WALLS for the purpose of amending regulations for fences and walls in residential zones.

PRESENTED

Council Bill 58 was presented by Council Members Olson and Turner and referred to the Planning, Zoning and the Economic Development Committee (PZED).

*** Council Member Olson moved adoption of the Consent Agenda; seconded by Council Member Davis. The motion carried by voice vote.*

(c) **Introduction of Resolutions**

CR-50-2012 – A RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE TOWN OF UNIVERSITY PARK for the purpose of approving the enactment of Ordinance 12-O-03, concerning residential storage. **INTRODUCED**

Council Resolution 50 which approves the enactment of Ordinance 12-O-03, concerning residential storage, was introduced by Council Member Olson and referred to the Planning Zoning and Economic Development Committee. (PZED).

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

No items were considered.

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

There were none.

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

- **Appointment of the following individuals to the Commission for Veterans for Prince George’s County: PUBLIC HEARINGS HELD; ALL CONFIRMED**

Mr. Kelvin Harris

Appointment/Public Member
Replacing: Regina A. Powell
Term Expiration 10/28/2014

Ms. Ginger R. Miller

Appointment/Public Member/Chair
Replacing: Henry Turner
Term expiration: 10/28/2013

Mr. Rickman T. Parker

Appointment/Public Member
Replacing: Gerard F. Devlin
Term Expiration: 10/28/2013

Mr. Lonnie E. Upchurch

Appointment/Purple Heart
Replacing: Robert J. Lambird
Term Expiration: 10/28/2014

Mr. Michael L. Zabel

Appointment/Public Member
Replacing: Alfreda Alexander
Term Expiration: 10/28/2013

**Mr. Andre Martel
(Unable to Attend)**

Reappointment/AmVets
Term Expiration: 10/28/2012

(Favorably reported out of HEHS on 6/12/2012)

Council Member Davis, as Chair of the Health, Education and Humans Services Committee (HEHS), provided a verbal report of the actions and recommendations of the Committee. The above referenced nominations were considered by HEHS Committee. Pursuant to proper notice, the public hearing convened on the appointment of the nominees to the Commission for Veterans for Prince George’s County. Ms. Lisa Jackson, representative for the County Executive, introduced the appointees to the Council. All nominees were present (with the exception of Mr. Michael L. Zabel) and spoke on their own behalf. Council Member Olson moved confirmation of all to serve the terms as listed; seconded by Council Member Davis. The motion carried 8-0 (Absent: Council Member Turner).

■ **Appointment of the following individuals to the Historic Preservation Commission for Prince George’s County: PUBLIC HEARINGS HELD:
ALL CONFIRMED**

Ms. Nathania A. Branch Miles	Appointment: Historical Fields Replacing: Henry Turner Term Expiration: 6/30/2014
Mr. Michael H. Callahan	Appointment: Commerce and Community (Municipal) Replacing: Lillian Beverly Term Expiration: 6/30/2013
Mr. James “Eddy” Campbell	Appointment: Commerce and Community Replacing: John Otike Term Expiration: 6/30/2014
Ms. Lisa P. Davidson	Appointment: Historical Fields Replacing: David Turner Term Expiration: 6/30/2015
Ms. Yolanda Muckle	Appointment: Realtor Member Replacing: Herman Windsor Term Expiration: 6/30/2013
Ms. Donna Schneider	Appointment: Commerce and Community Replacing: Robert Schnabel Term Expiration: 6/30/2013
Mr. Edward M. Scott	Appointment: Minority Builder Member Vice Chairman Replacing: Jack Thompson Term Expiration: 6/30/2014
Ms. Susan H. Pruden	Reappointment: Historical and Cultural Trust Member Term Expiration: 6/30/2015
Mr. John Peter Thompson	Reappointment: Historical Fields (Agriculture) Chairman Term Expiration: 6/30/2015

(Favorably reported out of PZED on 6/20/2012)

Council Member Franklin, as Chair of the Planning, Zoning and Economic Development Committee (PZED), provided a verbal report of the actions and recommendations of the Committee. The above referenced nominations were considered by the PZED. Pursuant to proper notice, the public hearing convened on the appointment of the nominees to the Historic Preservation Commission for Prince George's County. Ms. Lisa Jackson, representative for the County Executive, introduced the nominees to the Council. All were present and spoke on their own behalf. Council Member Patterson thanked Mr. David Turner for his outstanding service to the Commission during his tenure. Council Member Olson thanked Mr. Turner and Mr. Robert Schrabel for their past efforts on the Commission. Council Member Toles thanked the nominees for their willingness to serve and challenged them to commit to educate the youth and continue efforts of the Broad Creek Historic District. Council Member Davis moved confirmation of all terms as listed; seconded by Council Member Franklin. The motion carried 8-0 (Absent: Council Member Turner).

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

CB-15-2012 (DR-2) - AN ORDINANCE CONCERNING TRANSIT DISTRICT OVERLAY ZONE for the purpose of requiring the Planning Board to conduct a public hearing on proposed Transit District Overlay Zoning Map Amendments within a certain time period and providing for a limited extension subject to approval by the District Council. **PUBLIC HEARING HELD; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 15 (DR-2). No persons wishing to speak, the public hearing was declared held. Council Member Olson moved enactment of Council Bill 15 (DR-2); seconded by Council Member Franklin. The motion carried 8-0 (Absent: Council Member Turner).

(Introduced by Council Members Olson, Franklin and Patterson on 5/15/2012; favorably reported out of PZED on 5/2/2012 with amendments)

6. **PUBLIC HEARING – RESOLUTION ELIGIBLE FOR FINAL READING**

(ADOPTION) – (COUNCIL HEARING ROOM)

CR-39-2012 A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN, AS AMENDED: FY 2009 for the purpose of amending the Prince George’s County FY 2009 Annual Action Plan for Housing and Community Development to restructure, reprogram and approve Community Development Block Grant Recovery (“CDBG-R”) and Homelessness Prevention and Rapid Re-Housing Program Grant (“HPRP”) activities related to housing and community development. **PUBLIC HEARING HELD; DISCHARGED FROM THE; CONVENED AS C.O.W.; FAVORABLE RECOMMENDATION AS AMENDED; DR-2 ADOPTED**

(Introduced by Council Member Harrison on 6/5/2012)

MOTION REQUIRED TO SUSPEND THE RULES TO DISCHARGE TRANSPORTATION, HOUSING AND THE ENVIRONMENT COMMITTEE.

COUNCIL SHOULD CONVENE AS COMMITTEE OF THE WHOLE PRIOR TO ADOPTION

Pursuant to proper notice, the public hearing convened on Council Resolution 39. Mr. Paul Mc Culory, from the City of Laurel, spoke in support of the Legislation. All persons wishing to speak having done so the public hearing was declared held. Council Member Lehman moved to discharge Council Resolution 39 from the THE Committee; seconded by Council Member Olson. The motion carried 7-1 (Opposed: Council Member Toles, Absent: Council Member Turner). Council Chair Harrison convened as the Committee of the Whole. Hawi Sanu, Director of the Transportation Housing and The Environment Committee (THE), provided an overview of the Legislation and responded to questions posed by the Council. Council Member Davis moved to reconvene as C.O.W.; seconded by Council Member Olson. Council Member Lehman moved amendment; seconded by Council Member Olson. The motion carried 8-0 (Absent Council Member Turner) The main motion for adoption of Council Resolution 39 was including the amendment carried 8-0.

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

CR-48-2012 (DR-2) – A RESOLUTION CONCERNING REGISTRATION OF GUN OFFENDERS for the purpose of approving rules and regulations promulgated by the Chief of Police governing the implementation and administration of the gun offender registration program established in Section 14-189 of the County Code.
DR-2 SUBSTITUTED; ADOPTED

(Introduced by Council Members Harrison, Campos, Davis, Franklin, Lehman, Olson, Patterson, Toles and Turner on 6/19/2012; favorably reported out of PSFM on 6/21/2012 with amendments)

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

Council Member Campos, as Chair of the Public Safety and Fiscal Management Committee (PSFM), provided a verbal report of the actions and recommendations of the Committee to the Council. Council Member Davis moved to substitute DR-2 in lieu of DR-1 of Council Resolution 48; seconded by Council Member Toles. The motion carried by voice vote.

Council Member Davis moved adoption of Council Resolution 48 DR-2; seconded by Council Member Olson. The motion carried 7-0 (Absent Council Members Lehman and Turner).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

***Motion to convene in Executive Session made by Council Member Davis; seconded by Council Member Patterson. Motion carried 7-0. (Absent: Council Members Lehman and Turner)*

ADJOURNED-*The meeting adjourned at 11:27 a.m.*

EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)
– EXECUTIVE SESSION HELD

- (a) To consult with counsel to obtain legal advice and to consult with staff, consultants, or other individuals about pending or potential litigation in accordance with Section 10-508(a)(7, 8), State Government, Annotated Code of Maryland.

Topics Discussed:

1. Commons at Largo case, Circuit Court for Prince George's County
2. Moore Property case, Circuit Court for Prince George's County
3. Cafritz Application No. A-10018

COMMITTEE OF THE WHOLE – (ROOM 2027)

Appointment of the following individuals to the Redevelopment Authority for Prince George’s County:

Harmon L. “Monty” Cooper Appointment: Public Member/Chair
Replacing: Charles Samuel
Term Expiration: 7/28/2012
Full Term Expiration: 7/28/2016

Christopher A. Aragona Appointment: Public Member/vice Chair
Replacing: Lanard Geddings
Current Term Expiration: 7/28/2012
Full Term Expiration: 7/28/2016

David C. Harrington Appointment: Public Member
Replacing: Jerry H. Russell
Term Expiration: 7/28/2013

Glenda F. Hodges, Ph.D. Appointment: Public Member
Replacing: Victor Njowusi
Term Expiration: 7/28/2014

Nabee Yi Appointment: Public Member
Replacing: Giovanni Vannell
Term Expiration: 7/28/2013

Chair Harrison convened the Committee of the Whole at 1:33 p.m.

Andrea Anderson, appointments liaison for the County Executive, provided a brief overview. Each nominee introduced themselves, spoke to their qualifications and responded to questions posed by the Council.

Prepared by:

Submitted by:

Sherry Bias, Administrative Aide

Redis C. Floyd, Clerk of the Council