

AGENDA MINUTES

Tuesday, October 17, 2006

Legislative Day No. 29

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

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

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM) - *Council Vice Chair Camille A. Exum commenced Presentation of Proclamations /Commendations at 9:40 a.m. and concluded at 10:16 a.m.*

Joint Proclamation **presented to Patricia Bendross, Director, Community Mediation Center and Prince George's Board Members, recognizing October 19, 2006 as "Conflict Resolution Day" in Prince George's County.** (Council Vice Chair Camille A. Exum, County Executive Jack B. Johnson and County Council Members Marilynn M. Bland, Douglas J.J. Peters, Tony Knotts and Samuel H. Dean) – **PRESENTED**

Council Vice Chair Camille A. Exum, County Executive Jack B. Johnson and Council Members Marilynn M. Bland, Douglas J. J. Peters, Tony Knotts, Will Campos and Samuel H. Dean presented a Proclamation to Ms. Patricia Bendross, Director, Community Mediation Center and Prince George's Board Member, recognizing October 19, 2006 as "Conflict Resolution Day" in Prince George's County.

Proclamation **presented to Deborah A. Brown, recognizing October 15, 2006 as "White Cane Safety Day" in Prince George's County.** (Council Vice Chair Camille A. Exum and Council Members Marilynn M. Bland, Douglas J.J. Peters, Tony Knotts and Samuel H. Dean) – **PRESENTED**

Council Vice Chair Camille A. Exum, Council Members Marilynn M. Bland, Douglas J. J. Peters, Tony Knotts and Samuel H. Dean presented a Proclamation to Ms. Deborah A. Brown, Mr. David White and Ms. Elizabeth Hall recognizing October 15, 2006 as "White Cane Safety Day" in Prince George's County.

Proclamation **presented to recognizing October 16-21, 2006 as "National Business Women's Week" in Prince George's County.** (Council Chairman Thomas E. Dernoga, Council Vice Chair Camille A. Exum and Council Members Marilynn M. Bland, Douglas J.J. Peters, Tony Knotts and Samuel H. Dean) – **PRESENTED**

Council Chairman Thomas E. Dernoga, Council Vice Chair Camille A. Exum, Council Members Marilynn M. Bland, Douglas J. J. Peters, Tony Knotts and Samuel H. Dean presented a Proclamation to Ms. Betsy Godbey and Ms. Linda Felley, Past Presidents of Southern Prince George's Business and Professional Women Association recognizing October 16-21, 2006 as "National Business Women's Week" in Prince George's County.

Proclamation recognizing Dr. Tammie L. Page as the “2006 Woman of the Year” in Prince George’s County. (Council Chairman Thomas E. Dernoga, Council Vice Chair Camille A. Exum and Council Members Marilyn M. Bland, Douglas J.J. Peters, Tony Knotts, Samuel H. Dean, Thomas R. Hendershot and Will Campos) - **PRESENTED**

Council Chairman Thomas E. Dernoga, Council Vice Chair Camille A. Exum, Council Members Marilyn M. Bland, Douglas J. J. Peters, Tony Knotts, Samuel H. Dean, Thomas R. Hendershot and Will Campos presented a Proclamation to Dr. Tammie L. Page recognizing her as the “2006 Woman of the Year” in Prince George’s County. Ms. Betsy Godbey and Ms. Linda Felley accompanied Dr. Page.

Proclamation presented recognizing Old Line Bank as the “Employer of the Year” in Prince George’s County. (Council Chairman Thomas E. Dernoga, Council Vice Chair Camille A. Exum and Council Members Marilyn M. Bland, Douglas J.J. Peters, Tony Knotts, Samuel H. Dean and Will Campos) – **PRESENTED**

Council Chairman Thomas E. Dernoga, Council Vice Chair Camille A. Exum, Council Members Marilyn M. Bland, Douglas J. J. Peters, Tony Knotts, Samuel H. Dean, Thomas R. Hendershot and Will Campos presented a Proclamation to Old Line Bank recognizing them as the “Employer of the Year” in Prince George’s County.

Proclamation presented to Dr. Germon Miller recognizing “The National Student Pledge Against Gun Violence Campaign” in Prince George’s County. (Council Chairman Thomas E. Dernoga, Council Members Tony Knotts, Camille A. Exum, Marilyn M. Bland, Douglas J.J. Peters, Tony Knotts, Samuel H. Dean and Thomas R. Hendershot) – **PRESENTED**

Council Chairman Thomas E. Dernoga, Council Vice Chair Camille A. Exum, Council Members Marilyn M. Bland, Douglas J. J. Peters, Tony Knotts, Samuel H. Dean, Thomas R. Hendershot and Will Campos presented a Proclamation to Dr. Germon Miller recognizing “The National Student Pledge Against Gun Violence Campaign” in Prince George’s County. Dr. Miller was accompanied by Ms. Wanda Bruce and Miss Fiona Powell (student).

CALL TO ORDER - Chairman Dernoga called to order at 10:30 a.m. with the following Council Members present:

*Marilynn M. Bland
Will Campos
Thomas E. Dernoga
Camille A. Exum
David C. Harrington (Speaking at a Conference)
Thomas R. Hendershot
Tony Knotts
Douglas J. J. Peters
Samuel H. Dean*

*Others Present:**Craig Price, Council Administrator**Robert Williams, Jr., Deputy Council Administrator**Ralph Grutzmacher, Legislative Officer**Hawi Samu, THE Acting Associate Director**Frank Porter, PSFM Associate Director**Kathy Canning, Associate County Attorney**Russell King, Associate County Attorney**Adrian J. Howell, County Council Liaison, Office of the County Executive*

INVOCATION: - *The Innovation was led by Edwin H. Brown, Jr., County Employee. Council Member Dean requested special prayers for County Executive Jack B. Johnson and family in the passing of his mother.*

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

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 March 9, 16, 23, 30, 2004 and April 6, 2004.
– **APPROVED**

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

CB-85-2006 – AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE’S COUNTY for the purpose of amending the Classification Plan which, pursuant to CB-44-2006, eliminated and added certain classes of work in accordance with the Public Employee Relations Board (PERB) Representation Amendment of Certification, and established a new Y Salary Schedule. This act amends the Classification Plan by correcting the class code for two classes of employees. – **PRESENTED**

Council Bill 85 was presented by the Chairman at the request of the County Executive and referred to the Committee of the Whole (COW).

(c) **Introduction of Resolutions**

CR-80-2006 – A RESOLUTION CONCERNING NEWTON GREEN APARTMENTS for the purpose of providing the required approval to the Department of Housing and Community Development of the State of Maryland (“DHCD”) for the financing of the acquisition and development of the Newton Green Apartments, a senior rental project to be owned and operated by Newton Green, LLC a joint venture of Ingerman Affordable Housing, Inc. (collectively referred to as the “Owner”). – **INTRODUCED**

Council Resolution 80 was introduced at the request of the County Executive and referred to the Transportation, Housing and Environment (THE) Committee. Council Resolution 80 approves the proposed financing for the acquisition and construction of the Newton Green Apartments. Council Resolution 80 was introduced by Council Member Dernoga.

Council Member Dernoga moved adoption of the Consent Agenda; seconded by Council Member Campos. The motion carried by voice vote. (Absent: Council Member Harrington).

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

No items were considered

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

- (a) Proposed letter to Samuel H. Dean, Chairman, Blue Ribbon Committee on High Stakes Testing, granting extension of the timeframe for submittal of recommendations to December 3, 2006.
– **CHAIRMAN AUTHORIZED TO SIGN**

A letter was proposed to be sent to Samuel H. Dean, Chairman, Blue Ribbon Committee on High Stakes Testing, granting extension of the timeframe for submittal of recommendations until December 3, 2006. Council Member Knotts moved to authorize the Chairman’s signature; seconded by Council Member Peters. The motion carried 8-0 (Absent: Council Member Harrington).

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

CB-40-2006 (DR-2) – AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE’S COUNTY for the purpose of upgrading existing classes of work.
– **INTRODUCED**

Council Member Peters, Chair, Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Bill 40(DR-2) amends the Classification Plan by changing the grades of the Construction Standards Inspector and Engineer class series. Council Bill 40(DR-2) was favorably reported out of PSFM on October 11, 2006 with amendments. Council Bill 40(DR-2) was introduced by Council Members Peters, Dean, Dernoga, Bland and Exum.

CB-80-2006 (DR-2) – AN ACT CONCERNING FIRE SAFETY CODE for the purpose of amending several provisions of the Prince George's County Fire Code to conform to international fire safety standards, to increase administrative fees and civil fines, and generally relating to the Fire Safety Code – **INTRODUCED**

Council Member Peters, Chair, Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Bill 80(DR-2) amends Subtitle 11, Fire Safety Code to adopt the latest version of the National Fire Protection Association (NFPA) Life Safety Code 101 and the Fire Prevention Code for the State of Maryland and to adopt local amendments to the County's Fire Safety Code. Council Bill 80(DR-2) was favorably reported out of PSFM on October 11, 2006 with amendments. Council Bill 80(DR-2) was introduced by Council Members Bland, Dernoga, Dean and Peters.

CB-81-2006 (DR-2) – AN ACT CONCERNING COMMERCIAL VEHICLES for the purpose of amending provisions of the Code relating to parking regulations and amending the hours commercial vehicles may be parked on County streets or highways. – **INTRODUCED**

Hawi Sanu, Committee Director, of the Transportation, Housing and the Environment (THE) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Council Bill 81(DR-2) amends provisions of the Code relating to parking regulations and amending the hours commercial vehicles may be parked on County streets or highways. Council Bill 81(DR-2) was favorably reported out of THE on October 12, 2006 with amendments. Council Bill 81(DR-2) was introduced by Council Members Knotts, Bland, Campos, Exum, Dernoga and Dean.

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

CR-76-2006 (DR-2) – A RESOLUTION CONCERNING NEIGHBORHOOD BUSINESS WORKS PROGRAM FINANCING for the purpose of expressing the support of financing for the Maryland Department of Housing and Community Development Neighborhood Business Works Program. **DR-2 SUBSTITUTED; ADOPTED**

Hawi Sanu, Committee Director, of the Transportation, Housing and the Environment (THE) Committee provided a verbal report of the actions and recommendation of the Committee to the Council. Council Resolution 76 concerns the Neighborhood Business Development Program for the purpose of expressing the support of financing for the Maryland Department of Housing and Community Development Neighborhood Business Development Program known as the Neighborhood Business Works Program. Council Resolution 76 was introduced by Council Member Campos on October 3, 2006 and was favorably reported out of THE on October 12, 2006 with amendments. Council Member Campos move to substitute Draft 2 in lieu of Draft 1; seconded by Council Member Bland. The motion carried by voice vote. Council Member Campos moved adoption of Council Resolution 76(DR-2) as amended; seconded by Council Member Bland. The motion carried 8-0. (Absent: Council Member Harrington).

**CR-77-2006 – A RESOLUTION CONCERNING STATE OF MARYLAND
NEIGHBORHOOD AND COMMUNITY ASSISTANCE PROGRAM**

for the purpose of expressing approval of the project submitted by CASA of Maryland, Inc., to the Maryland Department of Housing and Community Development for participation in the Department's Community Development tax Credit Program. - **ADOPTED**

Hawi Sanu, Committee Director of the Transportation, Housing and the Environment Committee (THE) provided a verbal report of the actions and recommendations of the Committee to the Council. Council Resolution 77 concerns the State of Maryland Neighborhood and Community Assistance Program for the purpose of expressing approval of the project submitted by CASA of Maryland, Inc., to the Maryland Department of Housing and Community Development for participation in the Department's Community Development Tax Credit Program. Council Resolution was introduced by Council Member Campos on 10/03/2006 and was favorably reported out of the Transportation, Housing and the Environment (THE) Committee on 10/12/2006. Council Member Campos moved adoption of Council Resolution 77; seconded by Council Member Bland. The motion carried 7-2. (Absent: Council Members Harrington and Knotts).

CR-79-2006 – A RESOLUTION CONCERNING COMMUNITY LEGACY PROGRAM

for the purpose of approving the application of Housing Initiative Partnership, Inc., through the Maryland Department of Housing and Community Development for funding through the Community Legacy Financial Assistance Fund. - **ADOPTED**

Hawi Sanu, Committee Director, Transportation, Housing and the Environment (THE) Committee provided a verbal report of the actions and recommendations of the Committee to the Council. Council Resolution 79 approves the application of Housing Initiative Partnership, Inc. for financing through the Maryland Department of Housing and Community Development Community Legacy Financial Assistance Fund. Council Resolution 79 was introduced by Council Members Exum, Peters, Bland and Campos on 10/10/2006 and was favorably reported out of the Transportation, Housing and the Environment (THE) Committee on 10/12/2006. Council Member Campos moved adoption of Council Resolution 79; seconded by Council Member Bland. The motion carried 7-0. (Absent: Council Members Harrington and Knotts).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

No persons wished to address the Council.

ADJOURN: - Chairman Dernoga adjourned the meeting at 10:49 a.m.

COMMITTEE OF THE WHOLE – (ROOM 2027)

- **PROPOSED AMENDMENTS TO THE ADOPTED WESTPHALIA SECTOR PLAN AND ENDORSED SECTIONAL (ZONING) MAP AMENDMENT (AS OUTLINED IN CR-66-2006)**
– **FAVORABLE WITH AMENDMENTS; ADDITIONAL PUBLIC HEARING TO BE SCHEDULED**

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

- **CB-82-2006 – AN ACT CONCERNING CABLE TELEVISION** for the purpose of granting a cable television franchise for the operation of a cable television system in Prince George's County, Maryland by prescribing certain terms and conditions to be included in a franchise agreement. – **NO ACTION TAKEN**

HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE – (ROOM 2027)

- **CANCELLED**

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Redis C. Floyd, Clerk of the Council