

AGENDA MINUTES

Tuesday, March 19, 2013

Legislative Day No. 7

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) – BRIEFING HELD

CALL TO ORDER-*Council Chair Harrison called to order at 11:49 a.m. with the following Council Members present:*

Andrea Harrison

Will Campos

Derrick Davis

Mel Franklin

Mary Lehman

Eric Olson

Obie Patterson (arrived at 12:43 p.m.)

Karen Toles

Ingrid Turner

Robert Williams, Jr., Council Administrator

William Hunt, Deputy Council Administrator

Redis Floyd, Clerk of the Council

Donna Brown, Deputy Clerk of the Council

Kerry Watson, Office of the County Executive

LaKeecia Allen, Office of Law

Kathy Canning, Office of Law

Todd Turner, Legislative Officer

Hawi Sanu, Director, THE Committee

Frank Porter, Director of the PSFM Committee

INVOCATION – *Invocation provided by Howard W. Stone, County Employee.*

- *Council Member Toles requested prayer for an officer who was injured in a rescue attempt yesterday and the victims.*
- *Council Member Franklin requested prayer for a Camp Springs resident who was stabbed in a domestic violence incident.*
- *Council Member Olson requested prayer for Thomas Perez in his nomination as Labor Secretary for the United States.*
- *Council Member Harrison requested prayer for the family of Ellen Watkins in her passing.*

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

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 October 22, October 23 and October 30, 2012 **APPROVED**
- (b) **First Reading of Bills (Presentation)**

CB-14-2013 – AN ORDINANCE CONCERNING A RESIDENTIAL ZONES – COMMERCIAL USES – EATING AND DRINKING for the purpose of amending the prescriptions of the Residential Zones to permit eating or drinking establishments in the R-80 Zone under certain circumstances. **PRESENTED**

Council Bill 14 was presented by Council Member Patterson and referred to the Planning, Zoning and Economic Development Committee (PZED).

(c) **Introduction of Resolutions**

CR-16-2013 - A RESOLUTION CONCERNING VOLUNTARY RETIREMENT INCENTIVE PROGRAM for the purpose of amending the Salary Plan of the County to establish the Voluntary Retirement Incentive Program to reflect cash incentive payments for certain employees who retire from County service before a certain date. **INTRODUCED**

Council Resolution 16 as proposed by the Chair by request of the County Executive amends the Salary Plan of the County to establish the Voluntary Retirement Incentive Program to reflect cash incentive payments for certain employees who retire from County service before a certain date. Council Resolution 16 was introduced by Council Member Harrison and referred to the Committee of the Whole.

CR-17-2013 – A RESOLUTION CONCERNING APPROVAL OF A CERTAIN REFUNDING PLAN OF THE WASHINGTON SANITARY COMMISSION FOR THE ISSUANCE OF REFUNDING BONDS for the purpose of approving the Refunding Plan of the Washington Suburban Sanitary Commission for the refunding of certain bonds of the Washington Suburban Sanitary District through the issuance of General Construction Refunding Bonds, Water Supply Refunding Bonds and Sewage Disposal Refunding Bonds of Washington Suburban Sanitary District. **INTRODUCED**

Council Resolution 17, as proposed by the Chair by request of the County Executive approves the Refunding Plan of the Washington Suburban Sanitary Commission for the refunding of certain bonds of the Washington Suburban Sanitary District through the issuance of General Construction Refunding Bonds, Water Supply Refunding Bonds and Sewage Disposal Refunding Bonds of Washington Suburban Sanitary District. Council Resolution 17 was introduced by Council Member Harrison and referred to the Committee of the Whole.

*** Council Member Turner moved to adopt the Consent Agenda; seconded by Council Member Olson. The motion carried by voice vote (Absent: Council Member Patterson).*

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

There were none.

3. **COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM) –
COMMITTEE MEETING HELD**

**CR-16-2013 - A RESOLUTION CONCERNING VOLUNTARY RETIREMENT
INCENTIVE PROGRAM** for the purpose of amending the Salary Plan of the County to establish the Voluntary Retirement Incentive Program to reflect cash incentive payments for certain employees who retire from County service before a certain date. **FAVORABLE RECOMMENDATION**

Frank Porter, Director of the Public Safety and Fiscal Management Committee (PSFM) provided an overview of the legislation. Thomas Hamlin provided comments on behalf of the County Executive and responded to questions posed by the Council. Council Member Turner moved a favorable recommendation; seconded by Council Member Davis. The motion carried 8-0 (Absent: Council Member Patterson).

**CR-17-2013 – A RESOLUTION CONCERNING APPROVAL OF A CERTAIN
REFUNDING PLAN OF THE WASHINGTON SANITARY COMMISSION
FOR THE ISSUANCE OF REFUNDING BONDS** for the purpose of approving the Refunding Plan of the Washington Suburban Sanitary Commission for the refunding of certain bonds of the Washington Suburban Sanitary District through the issuance of General Construction Refunding Bonds, Water Supply Refunding Bonds and Sewage Disposal Refunding Bonds of Washington Suburban Sanitary District. **FAVORABLE
RECOMMENDATION**

Hawi Sanu, Director of the Transportation, Housing and the Environment Committee (THE) provided an overview of the legislation. Council Member Davis moved a favorable recommendation; seconded by Council Member Turner. The motion carried 9-0.

RECONVENE- *The meeting reconvened at 12:44 p.m.*

4. **RESOLUTIONS ELIGIBLE FOR FINAL READING**

**CR-16-2013 - A RESOLUTION CONCERNING VOLUNTARY RETIREMENT
INCENTIVE PROGRAM** for the purpose of amending the Salary Plan of the County to establish the Voluntary Retirement Incentive Program to reflect cash incentive payments for certain employees who retire from County service before a certain date. **ADOPTED**

Frank Porter, Director of the Public Safety and Fiscal Management Committee (PSFM) provided a verbal report of the actions and recommendations from the Committee to the Council. Council Member Davis moved adoption; seconded by Council Member Patterson. The motion carried 9-0.

CR-17-2013 – A RESOLUTION CONCERNING APPROVAL OF A CERTAIN REFUNDING PLAN OF THE WASHINGTON SANITARY COMMISSION FOR THE ISSUANCE OF REFUNDING BONDS for the purpose of approving the Refunding Plan of the Washington Suburban Sanitary Commission for the refunding of certain bonds of the Washington Suburban Sanitary District through the issuance of General Construction Refunding Bonds, Water Supply Refunding Bonds and Sewage Disposal Refunding Bonds of Washington Suburban Sanitary District. **ADOPTED**

Hawi Sanu, Director of the Transportation Housing and the Environment Committee (THE) provided a verbal report of the actions and recommendations from the Committee to the Council. Council Member Patterson moved adoption; seconded by Council Member Franklin. The motion carried 9-0.

5. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT – 5(b) ADDED (pg 5)**

- (a) Proposed correspondence to the Honorable Douglas J.J. Peters, Chair of the Prince George's County Senate Delegation, the Honorable Jolene Ivey, Chair of the Prince George's County House Delegation, the Honorable Thomas M. Middleton, Chair, Senate Finance Committee, and the Honorable Dereck E. Davis, Chair, House Economic Matters Committee, expressing the positions of the Prince George's County Council on proposed State legislation. **CHAIR AUTHORIZED TO SIGN**

Todd Turner, Legislative Officer, provided an overview of the proposed correspondence and responded to questions posed by the Council. Council Member Davis moved to authorize the Chair's signature; seconded by Council Member Franklin. The motion carried 9-0.

6. **SECOND READING OF BILLS (INTRODUCTION)**

CB-1-2013 – AN ACT CONCERNING FIRE SAFETY for the purpose of increasing fire safety measures to aid in fire prevention. **INTRODUCED**

Council Member Toles as Chair of the Public Safety and Fiscal Management Committee (PSFM) provided a verbal report of the action and recommendations of the Committee. Council Bill 1 was introduced by Council Members Davis, Franklin, Harrison, Toles and Turner.

7. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-18-2013 – A RESOLUTION CONCERNING NATIONAL LEAGUE OF FAMILIES POW/MIA FLAGS AT THE PRINCE GEORGE’S COUNTY ADMINISTRATION BUILDING AND CIRCUIT COURT for the purpose of directing the flying of the National League of Families POW/MIA Flag at Prince George’s County Administration Building and Circuit Court. **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 18 which directs the flying of the National League of Families POW/MIA Flag at Prince George’s County Administration Building and Circuit Court was introduced by Council Members Turner, Lehman, Campos, Davis, Franklin, Harrison, Olson, Patterson, and Toles. Council Member Turner moved to suspend the Council Rules of procedure to allow for the immediate adoption of Council Resolution 18; seconded by Council Member Olson. Under discussion, Council Member Turner thanked her colleagues for their support. Council Member Lehman thanked Ms. Turner. The motion carried 9-0. Council Member Turner moved adoption of Council Resolution 18; seconded by Council Member Franklin. The motion carried 9-0.

***Motion to convene in Executive Session made by Council Member Turner; seconded by Council Member Davis. Motion carried 9-0.*

ADDITIONS TO THE AGENDA

5. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER’S REPORT – (page 4)**

- (b) Proposed correspondence to Verjeana M. Jacobs, Esq., Chair, Board of Education, regarding their FY 2012 transfer request. **CHAIR AUTHORIZED TO SIGN**

Correspondence was proposed to be sent to Verjeana M. Jacobs, Esq., Chair, Board of Education, regarding their FY 2012 transfer request. Council Member Davis moved to authorize the Chair’s signature; seconded by Council Member Franklin. The motion carried 9-0.

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

To discuss personnel issues, to discuss pending or potential litigation, and to consult with counsel to seek legal advice in accordance with Sections 10-508(a)(1, 7, 8), State Government, Annotated Code of Maryland. **DEFERRED**

Executive Session was deferred to a later date.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Ruth Wright and Carl Allen addressed the Council regarding Homeowner Associations concerns.

8. **BRIEFING – (COUNCIL HEARING ROOM) – BRIEFING HELD**
- **PRINCE GEORGE'S COUNTY TARGETED ECONOMIC DEVELOPMENT STRATEGY**

Derrick Leon Davis, Council Member, District 6

David Iannucci, Assistant Deputy Chief Administrative Officer for Economic Development and Public Infrastructure

Gwen McCall, President & CEO, Prince George's County Economic Development Corporation

Derick Berlage, Chief, M-NCPPC Countywide Planning Division

Mitch Horowitz, Vice President and Managing Director, Battelle Technology Partnership Practice

Council Member Davis provided an overview of the efforts of the workgroups. Gwen Mc Call President & CEO, Prince George's County Economic Development Corporation and David Iannucci, Assistant Deputy Chief Administrative Officer for Economic Development and Public Infrastructure provided brief comments. Mitch Horowitz, Vice President and Managing Director, Battelle Technology Partnership Practice, facilitated a power point presentation. (See Detailed Clerk's Notes)

9. **BRIEFING – (COUNCIL HEARING ROOM) – BRIEFING HELD**
- **TRANSPORTATION INFRASTRUCTURE INVESTMENT ACT**

Todd M. Turner, Legislative Officer

ADJOURNED-*The meeting was adjourned at 2:45 p.m.*

10. **COMMITTEE OF THE WHOLE – (ROOM 2027) – COMMITTEE MEETING HELD**
- **ADOPTED CENTRAL BRANCH AVENUE CORRIDOR REVITALIZATION SECTOR PLAN- NO ACTION TAKEN**

(DIGEST OF TESTIMONY)

- **LEGISLATION**

CB-7-2013 - AN ACT CONCERNING THE PRINCE GEORGE'S COUNTY CODE (2011 EDITION) for the purpose of adopting and publishing the 2011 Edition of the Prince George's County Code. **FAVORABLE RECOMMENDATION**

Colette Gresham, Legislative Officer provided an overview of the legislation. Council Member Olson moved favorable recommendation; seconded by Council Member Franklin. The motion carried 9-0.

CB-8-2013 - AN ACT CONCERNING SUBTITLE 24, SUBDIVISIONS for the purpose of adopting and publishing Subtitle 24, Subdivisions, of the 2011 Edition of the Prince George's County Code. **FAVORABLE RECOMMENDATION**

Colette Gresham, Legislative Officer provided an overview of the legislation. Council Member Olson moved favorable recommendation; seconded by Council Member Franklin. The motion carried 9-0.

CB-9-2013 - AN ORDINANCE CONCERNING SUBTITLE 27 – THE ZONING ORDINANCE for the purpose of adopting and publishing the 2011 Edition of the Zoning Ordinance of Prince George’s County, Maryland, being also Subtitle 27 of the Prince George’s County Code. **FAVORABLE RECOMMENDATION**

Colette Gresham, Legislative Officer provided an overview of the legislation. Council Member Olson moved favorable recommendation; seconded by Council Member Franklin. The motion carried 9-0.

CB-10-2013 - AN ORDINANCE CONCERNING SUBTITLE 27A – URBAN CENTERS AND CORRIDOR NODES DEVELOPMENT AND ZONING CODE OF PRINCE GEORGE’S COUNTY, MARYLAND for the purpose of adopting and publishing the 2011 Edition of the Urban Centers and Corridor Nodes Development and Zoning Code of Prince George’s County, Maryland, being also Subtitle 27A of the Prince George’s County Code. **FAVORABLE RECOMMENDATION**

Colette Gresham, Legislative Officer provided an overview of legislation. Council Member Olson moved favorable recommendation; seconded by Council Member Franklin. The motion carried 9-0.

Prepared by:

Submitted by:

Sherry Bias, Administrative Aide

Redis C. Floyd, Clerk of the Council