

ACTION AGENDA

Tuesday, September 28, 2004

Business Meeting

(Legislative Day No. 32 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

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

10:08 A.M. **CALL TO ORDER**

INVOCATION: Reverend Charles Whitley, Tabernacle Baptist Church, Ft.
Washington, Maryland

PLEDGE OF ALLEGIANCE

Designated

DESIGNATION OF SEPTEMBER 28, 2004 AS LEGISLATIVE DAY NO. 32

1. **CONSENT AGENDA -- CB-92, 93, 94, 95 & 96-2004 ADDED (SEE PAGE 5; 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-85-2004 – AN ACT CONCERNING ANIMAL LICENSING FEE EXEMPTIONS AND REQUIREMENTS FOR RABIES VACCINATION CERTIFICATES for the purpose of exempting licensing fees for certain individuals and adding a provision related to rabies vaccination reporting by veterinarians.

The Chairman (by request – County Executive); referral to HEHS

Presented

CB-86-2004 – AN ACT CONCERNING FIRE SAFETY CODE for the purpose of amending and updating the County Fire Code.

The Chairman (by request – County Executive); referral to THE

Presented

CB-87-2004 – AN ACT CONCERNING BUILDING CODE for the purpose of amending the Prince George's County Building ordinance, adopting certain amendments to the 2000 Edition of the International Building Code and the International Residential Code for One and Two Family Dwellings, amending sections of the Grading, Drainage and Pollution Control ordinance and generally related to grading, drainage and building standards.

The Chairman (by request – County Executive); referral to THE

*Removed from
the agenda*

CB-88-2004 – AN ORDINANCE CONCERNING WATERFRONT ENTERTAINMENT/RETAIL COMPLEX for the purpose of amending the definition of a Waterfront Entertainment/Retail Complex to permit residential uses and providing for instances when a Conceptual Site Plan for this use must be revised.

Council Member Knotts; referral to PZED

Presented

CB-90-2004 – AN ORDINANCE CONCERNING R-E ZONE for the purpose of permitting elderly housing in the R-E Zone subject to certain requirements.

Council Member Knotts; referral to PZED

CONSENT AGENDA – (CONTINUED)

Presented **CB-91-2004 – AN ORDINANCE CONCERNING R-55 ZONE** for the purpose of permitting multifamily dwellings in the R-55 Zone under certain circumstances.

Council Member Dernoga; referral to PZED

(b) **Introduction of Resolutions**

Introduced **CR-60-2004 – A RESOLUTION CONCERNING FEDERAL FUNDING FOR NATIONAL GUARD CHALLENGE PROGRAM** for the purpose of expressing the County Council's support of proposed legislation to increase the maximum Federal share of the costs of State programs under the National Guard Challenge Program.

Council Member Peters; referral to PSFM

Introduced by Council Member Peters, Harrington, Dernoga, Knotts, Dean, Exum and Bland

Introduced **CR-61-2004 – A RESOLUTION CONCERNING MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION** for the purpose of transferring certain appropriations and expenditures between certain development projects in the Approved Maryland-National Capital Park and Planning Commission's FY 2004-2005 Capital Budget and Fiscal Years 2005-2010 Capital Improvement Program and between certain programs in the FY 2004-2005 Operating Budget for the Recreation Fund; and increasing the appropriation in the Administration Fund.

The Chairman (by request – Planning Board); referral to PZED

Introduced by Council Member Knotts

THIS RESOLUTION REQUIRES A PUBLIC HEARING

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

None

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

None

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

Introduced

CB-73-2004 – AN ACT CONCERNING CIGARETTE SALES for the purpose of prohibiting sales of unpackaged cigarettes.

(Favorably reported out of HEHS on 9/15/2004)

Introduced by Council Members Knotts, Harrington, Dernoga, Dean, Exum. Peters and Bland

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

Public hearing held; enacted

CB-80-2004 – 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, 2005, as required by State law.

(Introduced by Council Member Knotts on 9/7/2004; favorably reported out of C.O.W. on 9/7/2004)

6. **BILLS ELIGIBLE FOR FINAL READING - (ENACTMENT)**

Deferred to 10/5/2004

CB-74-2004 – AN ACT CONCERNING AN INTERPROJECT TRANSFER OF APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2005 CAPITAL BUDGET for the purpose of transferring appropriations between capital projects in the amount of \$1,603,000 from various projects to the County Buildings – Major Renovations Fund.

(Final action deferred on 9/14/2004 and 9/21/2004; public hearing held on 9/7/2004; introduced by Council Member Knotts on 7/14/2004; favorably reported out of C.O.W. on 7/21/2004)

ADDITIONS TO THE AGENDA**1. CONSENT AGENDA – (page 2)**

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(a) First Reading of Bills (Presentation)

Presented

CB-92-2004 – AN ORDINANCE CONCERNING I-3 ZONE for the purpose of permitting additional industrial uses and modifying development regulations in the I-3 Zone under certain circumstances.

Council Member Dernoga; referral to PZED

Presented

CB-93-2004 – AN ACT CONCERNING BOARD OF REGISTRATION FOR BUILDING CONTRACTORS for the purpose of amending the provisions of the County Code relating to the Board of Registration for Building Contractors.

Council Member Harrington; referral to THE

Presented

CB-94-2004 – AN ACT CONCERNING BUILDING PERMITS – SUB-SURFACE WATER CONDITIONS for the purpose of requiring the submission of data concerning the presence of sub-surface water for proposed residential construction with a basement.

Council Member Harrington; referral to THE

Presented

CB-95-2004 (SUBDIVISION BILL) – AN ACT CONCERNING APPEALS IN CLUSTER SUBDIVISION CASES for the purpose of modifying the procedures for approval of final plats in cluster subdivision cases, to authorize appeals from Planning Board to District Council of decisions on cluster subdivision final plats.

Council Members Knotts, Dean, Peters, Dernoga, Exum and Bland; referral to PZED

Presented

CB-96-2004 – AN ACT CONCERNING TOWING REGULATIONS for the purpose of amending provisions of the Code relating to towing regulations and establishing penalties, amending the hours for a property owner to initiate the towing of a vehicle from private property under certain circumstances and establishing the fees to be charged for private property tow services.

Council Member Exum, referral to THE

DISTRICT COUNCIL ITEM

(SEE SEPARATE ACTION AGENDA)

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

None

10:34 A.M.

ADJOURN

11:30 A.M.

BRIEFING – (ROOM 2027) -- BRIEFING HELD

**HUD CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT
– (CAPER REPORT)**

Mr. Thomas M. Thompson, Director
Department of Housing and Community Development

REMINDER

Wed., Sept. 29, 2004	1:30 p.m.	PZED Committee Meeting (Room 2027)
	4:00 p.m.	Task Force on High School Capacity Alternatives (Room 2027)
Mon., Oct. 4, 2004	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., Oct. 5, 2004	9:00 a.m.	Agenda Briefing (Room 2027)
	9:30 a.m.	Proclamations
	10:00 a.m.	Call to Order
	7:00 p.m.	Joint Public Hearing – Tuxedo Road/Arbor Street/Cheverly Metro Area Sector Plan & SMA