

# ***AGENDA MINUTES***

**Tuesday, October 7, 2008**

**Legislative Day No. 28**

## **COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**

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

**PRESENTATION OF PROCLAMATIONS/COMMENDATIONS - (COUNCIL HEARING ROOM)**

- *Chairman Dean commenced Presentation of Proclamations/Commendations at 10:24 A.M. and concluded at 10:51 A.M. and concluded at 10:51 A.M.*

**Proclamation recognizing October 2008 as “Domestic Violence Awareness Month” in Prince George’s County.** (Council Chairman Samuel H. Dean)

- **PRESENTED**

*Council Vice Chair Marilyn M. Bland read a Proclamation recognizing October 2008 as “Domestic Violence Awareness Month” in Prince George’s County. Council Chairman Samuel H. Dean, Council Members Tony Knotts, Andrea C. Harrison, Ingrid M. Turner, Eric E. Olson and Will Campos joined in this presentation.*

**Certificates of Recognition presented to the Members of the Oxon Hill High School Band; Mr. John Wakefield, Director of Bands Emeritus, University of Maryland; The Maryland Community Band; Mr. Walter Harley, Director, Oxon Hill High School Band; and Band’s Contributors and Supporters, in recognition of their participation in the “Olympic Cultural Festival of the 2008 Olympic Games in Beijing, China”.** (Council Chairman Samuel H. Dean and Council Member Tony Knotts) - **PRESENTED**

*Certificates of Recognition were presented to the Members of the Oxon Hill High School Band; Mr. John Wakefield, Director of Bands Emeritus, University of Maryland; The Maryland Community Band; Mr. Walter Harley, Director, Oxon Hill High School Band; and Band’s Contributors and Supporters, in recognition of their participation in the “Olympic Cultural Festival of the 2008 Olympic Games in Beijing, China”. Mr. John Wakefield, Mr. and Mrs. Walter Harley, Mr. Martin, Officer Daniels, Prince George’s Police Dept., two students and a Representative from International Travel spoke on their experiences during this trip and expressed their gratitude and appreciation for this recognition.*

**CALL TO ORDER:** - *Chairman Dean called to order at 10:55 A. M. with the following Council Members present:*

*Marilynn M. Bland  
Will Campos  
Samuel H. Dean  
Thomas E. Dernoga  
Camille A. Exum (Out of State; attending a funeral)  
Andrea C. Harrison  
Tony Knotts  
Eric C. Olson  
Ingrid M. Turner*

*Others Present:*

*Craig S. Price, Council Administrator  
Robert J. Williams Jr., Deputy Council Administrator  
Ralph Grutzmacher, Legislative Officer  
Todd Turner, Legislative Officer  
Steve Gilbert, Principal Counsel to District Council  
Frank Porter, PSFM Committee Director  
Josh Hamlin, Associate County Attorney  
Marcus Jackson, County Council Liaison, Office of the County Executive*

**INVOCATION:** - *The Invocation was led by Council Member Tony Knotts, District 8. Council Member Dean requested special prayers for Council Member Exum's family in the loss of her Aunt in Tennessee.*

**POINT OF PERSONAL PRIVILEGE:**

*Chairman Dean acknowledged Ms. Bettyjean Bailey-Schmiedigen, Mayor of Brentwood. Council Member Campos spoke to his participation in a two week multicultural seminar/exchange. He recognized the Representative from Indonesia, who was present today.*

**PLEDGE OF ALLEGIANCE:** - *The pledge of allegiance was led by Council Member Olson.*

1. **CONSENT AGENDA – CR-91- 2008 ADDED; 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.

**MOTION REQUIRED SUSPENDING THE RULES TO ALLOW FOR PRESENTATION OF BILLS AFTER SEPTEMBER 30.**

- **RULES SUSPENDED**

*Council Member Knotts moved to Suspend the Council Rules of Procedure to allow for the Presentation of Bills after the September 30 deadline; seconded by Council Member Dernoga. The motion carried by voice vote. (Absent: Council Member Exum).*

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

**CB-69-2008 – AN ACT CONCERNING BENEFIT PERFORMANCES** for the purpose of clarifying the number of charitable gaming events that may be held in a location in any single week. - **PRESENTED**

*Council Bill 69 was presented by Council Members Dernoga, Campos, Knotts, Olson and Turner. Council Bill 69 was referred to the Planning, Zoning and Economic Development (PZED) Committee.*

**CB-70-2008 – AN ORDINANCE CONCERNING VOLUNTEER FIRE, AMBULANCE, OR RESCUE STATION** for the purpose of amending regulations for volunteer, fire, ambulance, or rescue stations. - **PRESENTED**

*Council Bill 70 was presented by Council Members Dernoga, Campos, Knotts, Olson and Turner. Council Bill 70 was referred to the Planning, Zoning and Economic Development (PZED) Committee.*

**CB-71-2008 – AN ORDINANCE CONCERNING GATEWAY SIGNS** for the purpose of providing regulations for gateway signs in a commercial shopping center. - **PRESENTED**

*Council Bill 71 was presented by Council Member Olson and referred to the Planning, Zoning and Economic Development (PZED) Committee.*

**CB-72-2008 – AN ORDINANCE CONCERNING FENCES AND WALLS** for the purpose of amending the regulations for fences in residential zones. - **PRESENTED**

*Council Bill 72 was presented by Council Member Olson and referred to the Planning, Zoning and Economic Development (PZED) Committee.*

**CB-73-2008 – AN ACT CONCERNING FIRE COMMISSION** for the purpose of amending the method of appointment for members of the Fire Commission and expanding the duties and responsibilities of the Fire Commission. - **PRESENTED**

*Council Bill 73 was presented by the Chairman at the request of the County Executive and referred to the Public Safety and Fiscal Management (PSFM) Committee.*

**CB-74-2008 – (EXECUTIVE ORDER NO. 13-2008) REORGANIZATIONAL PROPOSAL** relating to the Fire Commission. - **PRESENTED**

*Council Bill 74 was received on October 1, 2008 – Final action required by November 30, 2008. Council Bill 74 was referred to the Public Safety and Fiscal Management (PSFM) Committee.*

(b) **Introduction of Resolutions**

**CR-88-2008 – A RESOLUTION CONCERNING REVITALIZATION TAX CREDIT** for the purpose of establishing that a multi-family unit development known as the University View Project, located in census tract number 8070, qualifies for a revitalization/redevelopment tax credit pursuant to Section 10-235.02 of the Prince George's County Code.  
- **INTRODUCED**

*Council Resolution 88 establishes that a multi-family unit development known as the University View Project, located in census tract number 8070, qualifies for a revitalization/redevelopment tax credit pursuant to Section 10-235.02 of the Prince George's County Code. Council Resolution 88 was introduced by Council Member Olson. Council Resolution 88 was referred to the Public Safety and Fiscal Management (PSFM) Committee.*

**CR-89-2008 – A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM** for the purpose of approving the project submitted by CASA of Maryland, Inc. ("CASA"), to the Maryland Department of Housing and Community Development for participation in the Department's Community Investment Tax Credit Program. - **INTRODUCED**

*Council Resolution 89 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 Investment Tax Credit Program. Council Resolution 89 was introduced by Council Members Dean, Olson, Campos and Bland. Council Resolution 89 was referred to the Transportation, Housing and the Environment (THE) Committee.*

**CR-90-2008 – A RESOLUTION CONCERNING THE 2001 WATER AND SEWER PLAN (AUGUST 2008 CYCLE OF AMENDMENTS)** for the purpose of changing the water and sewer category designations of properties within the 2001 Water and Sewer Plan.

- **INTRODUCED**

*Council Resolution 90 concerns the 2001 Water and Sewer Plan (August 2008 Amendment Cycle) to change the water and sewer category designations within the 2001 Water and Sewer Plan. Council Resolution 90 was introduced by Council Member Dean and referred to the Transportation, Housing and the Environment (THE) Committee.*

**PUBLIC HEARING SCHEDULED FOR WEDNESDAY, NOVEMBER 5, 2008 AT 10:00 A.M.**

*Council Member Knotts moved to accept additional items to the Agenda; seconded by Council Member Turner. The motion carried by voice vote. (Absent: Council Member Exum).*

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

*No Items were Considered*

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

- (a) Proposed joint signature letter to Ms. Jeanne Hitchcock, Secretary of Appointments, Office of the Governor, regarding the nominations for appointment to the Prince George's County Property Tax Assessment Appeals Board. - **CHAIRMAN AUTHORIZED TO SIGN**

*A joint signature letter was proposed for sending to Ms. Jeanne Hitchcock, Secretary of Appointments, Office of the Governor, regarding the nominations for appointment to the Prince George's County Property Tax Assessment Appeals Board. Council Member Bland moved to authorize the Chairman's signature; seconded by Council Member Turner. The motion carried 8-0. (Absent: Council Member Exum).*

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

**CB-60-2008 (DR-2) – AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE'S COUNTY** for the purpose of eliminating and adding certain classes of work. - **INTRODUCED**

*Council Member Knotts, Chair of the Public Safety and Fiscal Management (PSFM) Committee provided a verbal report of the actions and recommendations from the Committee to the Council. Council Bill 60 (DR-2) was introduced by Council Members Dean and Knotts. Council Bill 60 (DR-2) was favorably reported out of the Public Safety and Fiscal Management (PSFM) Committee on 9/23/2008 with amendments.*

**PUBLIC HEARING SCHEDULED FOR TUESDAY, OCTOBER 28, 2008 AT 10:00 A.M.**

**CB-63-2008 – AN ACT CONCERNING EXEMPTION OF THE SALE OR EXCHANGE OF BOOKS FROM SECONDHAND AND PAWN DEALERS REGISTRATION AND REPORTING REQUIREMENTS** for the purpose of creating an exemption of the sale or exchange of books from the registration and reporting requirements as secondhand and pawn dealers under the County Code. - **INTRODUCED**

*Council Member Dernoga, Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Council Bill 63 was introduced by Council Member Olson and was favorably reported out of the Transportation, Housing and the Environment (THE) Committee on 9/25/2008.*

**PUBLIC HEARING SCHEDULED FOR TUESDAY, OCTOBER 28, 2008 AT 10:00 A.M.**

**CB-75-2008 (SUBDIVISION BILL) – AN ACT CONCERNING SUBDIVISION AMENDMENTS** for the purpose of making clarifying amendments to the Subdivision Requirements of Prince George's County. - **INTRODUCED**

*No Committee report provided for Council Bill 75. Council Bill 75 was introduced by Council Member Dernoga and referred to the Planning, Zoning and Economic Development (PZED) Committee.*

**PUBLIC HEARING SCHEDULED FOR TUESDAY, NOVEMBER 18, 2008 AT 10:00 A.M.**

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

**CB-62-2008 – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – PRINCE GEORGE'S CORRECTIONAL OFFICERS' ASSOCIATION, INC. (CORRECTIONAL OFFICERS)** for the purpose of amending the labor agreement by and between Prince George's County, Maryland and Prince George's Correctional Officers' Association, Inc. (Correctional Officers) to provide for wages and certain other terms and conditions of employment for personnel classifications certified by the Prince George's County Public Employee Relations Board. - **PUBLIC HEARING HELD; ENACTED**

*Council Member Knotts, Chair of the Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations from the Committee to the Council. Pursuant to proper notice, the public hearing convened on Council Bill 62. Mr. Patrick Covington spoke in support of Council Bill 62. All persons wishing to speak having done so, the public hearing was declared held. Council Member Knotts moved enactment of Council Bill 62; seconded by Council Member Campos. The motion carried 8-0. (Absent: Council Member Exum).*

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

**CR-82-2008 - A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, PRINCE GEORGE'S CORRECTIONAL OFFICERS' ASSOCIATION, INC. (CORRECTIONAL OFFICERS) – SALARY SCHEDULE "D", SCHEDULE OF PAY GRADES** for the purpose of amending the Salary Plan of the County to reflect the terms of the labor agreement by and between Prince George's County and the Prince George's Correctional Officers' Association, Inc. (Correctional Officers). - **ADOPTED**

*Council Member Knotts, Chair of the Public Safety and Fiscal Management (PSFM) provided a verbal report of the actions and recommendations from the Committee to the Council. Council Resolution 82 amends the Salary Plan for Prince George's Correctional Officers' Association, Inc. (PGCOA) (Correctional Officers) Salary Schedule D, effective July 1, 2007 through June 30, 2009. Council Member Knotts moved adoption of Council Resolution 82; seconded by Council Member Olson. The motion carried 8-0. (Absent: Council Member Exum).*

7. **DISTRICT COUNCIL ITEMS**

**SEE SEPARATE ACTION AGENDA**

**ADDITION TO THE AGENDA**

1. **CONSENT AGENDA – (page 3)**

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(b) **Introduction of Resolutions**

**CR-91-2008 – A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN** for the purpose of adopting the 2008 Water a Sewer Plan and the 2008 Water and Sewer Category Maps, and revising the fee schedule for administering Water and Sewer Plan amendments, and the purchase of maps and related materials. - **INTRODUCED**

*Council Resolution 91 adopts the 2008 Water and Sewer Plan and the 2008 Water and Sewer Category Maps, and revises the fee schedule for administering Water and Sewer Plan amendments, and the purchase of maps and related materials. Council Resolution 91 was introduced by Council Member Dean and referred to the Transportation, Housing and the Environment (THE) Committee.*

**PUBLIC HEARING SCHEDULED FOR WEDNESDAY, NOVEMBER 5, 2008 AT 10:00 A.M.**

*Council Member Knotts moved adoption of the Consent Agenda; seconded by Council Member Dernoga. The motion carried by voice vote. (Absent: Council Member Exum),*

**REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL**

Mr. Raoul Dennis – Prince George’s Suite Magazine  
Mr. John Alter, Chairman, Prince George’s Fire Commission  
Mr. Willie Ringo – Economic Development  
Mr. Joseph Robison – Council Bills 73 and 74-2008  
Mr. Jonathan Bigony – Bowie Volunteer Fire Department

**ADJOURN:** - *Chairman Dean adjourned the meeting at 11:39 A.M.*

11:54 a.m

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

**PRINCE GEORGE’S REAL ESTATE AGENTS FOR CHANGE**

Ms. Ruth Wright, Member  
Mr. Carl Allen, Member

Other Members:

The Honorable Aisha Braveboy, Delegate  
Bill Ampofo  
Brian Austin  
Stephanie Austin  
Johnny Baker  
Diane Franklin  
Joan Goodrun  
Addie Graves  
Rochelle Holleman  
Hayward Hodges  
Jennie Jefferson  
Tenika Jefferson  
Carlos Lancaster  
Larhonde Patterson  
Susie Redmond-Moore  
Karen Rhodes  
Diane Turner Edmonds  
Ernestine Williams

**COMMITTEE OF THE WHOLE – (ROOM 2027) - CANCELLED**

- **BRIEFING – BRAC**

David Byrd, Deputy CAO  
County Executive's Office

Wanda Plummer  
Economic Development Corporation

Lavinia Baxter  
Economic Development Corporation

Prepared By:

Submitted By:

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Shirley T. Blake, Administrative Aide

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Redis C. Floyd