

ACTION AGENDA

Tuesday, September 21, 2010

Legislative Day No. 25

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

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

10:23 A.M. CALL TO ORDER

INVOCATION: Reverend Clarence Parker, III, Associate Pastor, Sanctuary at Kingdom Square, Capitol Heights, Maryland

PLEDGE OF ALLEGIANCE

PRESENTATION TO COUNCIL MEMBERS AND COUNTY EXECUTIVE

Presented

**NATIONAL WEATHER SERVICE – STORM READY COUNTY
CERTIFICATION**

Mr. Christopher Strong
Meteorologist/Forecaster, National Weather Service

Mr. Richard Muth
Executive Director, Maryland Emergency Management Agency

1. **CONSENT AGENDA – CR-89 ADDED (PG. 7) -- 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.

Approved

- (a) Approval of County Council Minutes dated June 1, 2010.

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

Presented

CB-85-2010 – AN ACT CONCERNING ANIMAL CONTROL for the purpose of amending the definitions of farm animal and livestock and generally relating to animal control.

To be presented by Council Member Dean; referral to C.O.W.

Presented

CB-86-2010 - AN ACT CONCERNING AGRICULTURAL INDUSTRY for the purpose of amending and adding to the Right to Farm provision and generally regarding agriculture.

To be presented by Council Member Dean; referral to C.O.W.

Presented

CB-87-2010 - AN ACT CONCERNING AGRICULTURE for the purpose of amending the definition of agriculture and generally relating to agriculture.

To be presented by Council Member Dean; referral to C.O.W.

Presented

CB-88-2010 – AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION STORMWATER MANAGEMENT BONDS for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed Thirty-Eight Million Nine Hundred Sixty Thousand Dollars (\$38,960,000) ...

The Chair (by request – County Executive); referral to PSFM

Presented

CB-89-2010 - AN ACT CONCERNING CONTRACT APPROVALS for the purpose of approving a multi-year Lease Financing Agreement for the lease/purchase of Snow Removal Equipment and Fire/EMS Ambulances.

The Chair (by request – County Executive); referral to PSFM

CONSENT AGENDA – (CONTINUED)*Presented*

CB-90-2010 - AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed Seventy-Six Million Fifty-Six Thousand (\$76,056,000) in aggregate principal amount of general obligation bonds with serial maturities, including mandatory sinking fund installments in lieu of serial maturities, for the purpose of providing funds for financing in whole or in part costs of the planning, construction, reconstruction, establishment, extension, enlargement, demolition, improvement or acquisition of certain capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2011, or usable portions thereof, including describing the capital projects to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs and probable useful lives thereof; prescribing or providing for the procedures for the issuance and sale of such bonds at public sale; declaring the County's official intent to reimburse itself for certain expenditures paid before the issuance of the bonds authorized hereby in accordance with applicable Income Tax Regulations; authorizing the consolidation of such bonds with other bonds for purposes of such sale; showing compliance with the power of the County to incur indebtedness; directing the application of the proceeds of such bonds; pledging the full faith and credit and taxing power of the County to the payment of such bonds and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bonds when due; authorizing and empowering the County to issue and sell an amount not to exceed Seventy-Six Million Fifty-Six Thousand (\$76,056,000) in general obligation bond anticipation notes in anticipation of the issuance and sale of the bonds authorized hereby; providing for the issuance of such bond anticipation notes in the form of commercial paper or revolving loan notes; providing for the issuance of such bond anticipation notes and the bonds authorized hereby in the form of variable rate demand obligations; authorizing certain determinations to be made in connection with the sale of any such bond anticipation notes; authorizing the consolidation of such bond anticipation notes with other notes for purposes of such sale; pledging the full faith and credit and taxing power of the County to the payment of such bond anticipation notes and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bond anticipation notes when due and covenanting to issue the bonds in anticipation of which such notes are issued; authorizing and empowering the County to issue, sell and deliver build America bonds and empowering the County Executive to make an irrevocable election that such bonds be issued; authorizing and empowering the County to issue, sell and deliver general obligation refunding bonds for the purpose of refunding all or a part of the bonds authorized hereby in an aggregate principal amount not to exceed 150% of the outstanding principal amount of the bonds to be refunded thereby, the proceeds of such refunding bonds to be used for the public purpose of providing funds sufficient to pay principal of, redemption premium, if any, and interest on such refunded bonds at the respective maturity, redemption, and interest payment dates of such refunded bonds; prescribing or providing for the procedure for the issuance and sale of such refunding bonds; empowering the County Executive to determine the time and method for the sale of such refunding bonds and other details with respect to the sale of such refunding bonds; pledging the full faith and credit of

the County to the payment of such refunding bonds and the interest on such refunding bonds, when due, and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such refunding bonds when due; showing compliance with the limitations on the power of the County to incur indebtedness; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on such bonds, bond anticipation notes and refunding bonds, as applicable; providing for compliance with Securities and Exchange Commission Rule 15c2-12; providing for the authorization of and entry into interest rate exchange agreements or contracts in connection with or incidental to any of the obligations authorized by this Act; authorizing the County Executive to delegate to appropriate officials the power to make certain determinations and sign certain documents, certificates or agreements authorized to be made or signed by the County Executive herein; and otherwise generally determining or providing for the determination of certain matters in connection with the issuance, sale and delivery of the general obligation bonds, bond anticipation notes and refunding bonds authorized by this Act.

The Chair (by request – County Executive); referral to PSFM

Presented

CB-91-2010 - AN ACT CONCERNING AGRICULTURE for the purpose of amending the definition of agriculture and generally relating to agriculture.

To be presented by Council Members Dean and Bland; referral to C.O.W.

Presented

CB-92-2010 - AN ORDINANCE CONCERNING AGRICULTURE, AGRITOURISM, EQUINE ACTIVITIES AND EQUINE FACILITY for the purpose of amending the definitions of agriculture and agritourism; adding definitions for equine activities and equine facility; and permitting these uses in certain residential zones and generally relating to these uses.

To be presented by Council Members Dean and Bland; referral to C.O.W.

(c) **Introduction of Resolutions**

Introduced

CR-81-2010 – A RESOLUTION CONCERNING DEDICATION PLAQUES for the purpose of establishing the County’s policy on dedication plaques placed on County facilities and buildings.

Introduced by Council Members Turner, Dean and Harrison; referral to PSFM

CONSENT AGENDA – (CONTINUED)

Introduced

CR-82-2010 – A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN (APRIL 2010 CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2008 Water and Sewer Plan.

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

Introduced by Council Member Dernoga

PUBLIC HEARING SCHEDULED TUESDAY, OCTOBER 26, 2010 @ 10:00 A.M.

Introduced

CR-83-2010 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS GENERAL SCHEDULE EMPLOYEES - SALARY SCHEDULE G for the purpose of amending the Salary Plan of the County to reflect pay rates and other modified benefits for General Schedule employees.

The Chair (by request – County Executive); referral to PSFM

Introduced by Council Member Dernoga

Introduced

CR-84-2010 – A RESOLUTION CONCERNING NEIGHBORHOOD BUSINESSWORKS PROGRAM for the purpose of supporting the financing of the Potomac Gourmet Pantry under the Neighborhood Business Works Program of the Maryland Department of Housing and Community Development.

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

Introduced by Council Member Harrison

Introduced

CR-85-2010 – A RESOLUTION CONCERNING SUPPLEMENTARY APPROPRIATIONS OF FEDERAL, STATE AND OTHER FUNDS for the purpose of appropriating funding from grants in the amount of \$2,713,131 to the Police Department, Office of Homeland Security, Office of the Sheriff, Health Department and Department of Public Works and Transportation.

The Chair (by request – County Executive); referral to PSFM

Introduced by Council Member Harrison

CONSENT AGENDA – (CONTINUED)

Introduced

CR-86-2010 - A RESOLUTION CONCERNING SUPPLEMENTARY APPROPRIATIONS OF FEDERAL, STATE AND OTHER FUNDS for the purpose of appropriating funding from grants in the amount of \$4,615,713 to the Department of Family Services, Health Department, Office of State’s Attorney and the Fire/EMS Department.

The Chair (by request – County Executive); referral to PSFM

Introduced by Council Members Turner and Harrison

Introduced

CR-87-2010 - A RESOLUTION CONCERNING REVITALIZATION TAX CREDIT for the purpose of establishing that a multifamily unit development known as Jericho Senior Living, LLC located in census tract number 8035, qualifies for a revitalization/ redevelopment tax credit pursuant to Section 10-235.02 and Section 10-235.03 of the Prince George’s County Code.

Introduced by Council Members Harrison and Dean; referral to PSFM

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

-None-

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

-None-

4. **PUBLIC HEARING -**

Public Hearing held

CR-70-2010 – A RESOLUTION CONCERNING FY 2002-2011 TEN YEAR SOLID WASTE MANAGEMENT PLAN for the purpose of amending the Prince George’s County FY 2002-2011 Solid Waste Management Plan by adding the Brandywine Recycling Center located at 14167, 14169 and 14175 Brandywine Road, Brandywine, Maryland.

Introduced by Council Member Bland on 7/13/2010

TRANSPORTATION, HOUSING AND THE ENVIRONMENT COMMITTEE SCHEDULED THURSDAY, SEPTEMBER 23, 2010 AT 10:00 A.M..

5. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

Introduced;

Rules suspended;

Adopted

CR-88-2010 – A RESOLUTION CONCERNING THE COUNTY COUNCIL LEADERSHIP ACHIEVEMENT SCHOLARSHIP for the purpose of making certain clarifying amendments to the County Council Leadership Achievement Scholarship.

Introduced by Council Members Dernoga, Bland and Exum

COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION

6. **BRIEFING – (COUNCIL HEARING ROOM) – BRIEFING HELD**

● **REPORT OF EQUINE INDUSTRY TASK FORCE**

K. Teya Moore, Esquire, Task Force Chairman

7. **SECOND READING OF BILLS – (INTRODUCTION) -- CB-91-2010 AND CB-92-2010 MOVED TO CONSENT AGENDA FOR PRESENTATION AND REFERRAL TO C.O.W.**

ADDITIONS TO THE AGENDA

1. **CONSENT AGENDA – (pg 2)**

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.

(c) **Introduction of Resolutions**

Introduced

CR-89-2010 - A RESOLUTION CONCERNING FY 2002 – 2011 TEN YEAR SOLID WASTE MANAGEMENT PLAN for the purpose of amending the Prince George’s County 2002 – 2011 Ten Year Solid Waste Management Plan by adding the Recycle One Center located at 4700 Lawrence Street, Hyattsville, Maryland.

Introduced by Council Members Harrison and Exum; referral to THE

PUBLIC HEARING SCHEDULED TUESDAY, OCTOBER 26, 2010 @ 10:00 A.M.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

-None-

11:34 P.M.

ADJOURN

11:58 P.M.

COMMITTEE OF THE WHOLE – (ROOM 2027) – COMMITTEE MEETING HELD

Referred for preparation of resolution approving the plan

ADOPTED CENTRAL ANNAPOLIS ROAD SECTOR PLAN AND ENDORSED SECTIONAL MAP AMENDMENT

DIGEST OF TESTIMONY

Bill Washburn, Project Manager, M-NCPPC Community Planning North Division

REMINDERS

Wed., Sept. 22, 2010	1:30 p.m.	PSFM Committee Meeting (Room 2027)
	12:30 p.m.	HEHS Committee Meeting (Room 2027)
Thurs., Sept. 23, 2010	10:00 a.m.	THE Committee Meeting (Room 2027)
Mon., Sept. 27, 2010	9:30 a.m.	District Council Agenda Briefing (Room 2027)
	10:00 a.m.	Call to Order (Council Hearing Room)
Tues., Sept. 28, 2010	9:30 a.m.	County Council Agenda Briefing (Room 2027)
	10:00 a.m.	Call to Order (Council Hearing Room)

***LAST DAY FOR INTRODUCTION OF
BILLS AND EXPEDITED ZONING BILLS***