

AGENDA MINUTES

Tuesday, June 19, 2007

Legislative Day No. 18

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

PLANNING, ZONING, AND ECONOMIC DEVELOPMENT COMMITTEE – (ROOM 2027) - COMMITTEE MEETING HELD

AGENDA BRIEFING – (ROOM 2027) - BRIEFING HELD

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM) - *Chair Exum commenced with the presentation of Proclamations/Commendations at 10:08 a.m.*

Proclamation presented to the Prince George's Falcons for their "Outstanding Community Service." (Council Chair Camille A. Exum and Council Member Tony Knotts)

- **PRESENTED**

Council Chair Camille A. Exum, Council Members Tony Knotts, Marilynn M. Bland, Will Campos, Samuel H. Dean, Thomas E. Dernoga, David C. Harrington, Eric C. Olson and Ingrid M. Turner presented a Proclamation to the Prince George's Falcons for their "Outstanding Community Service."

Proclamation presented to Charles W. Wilson, Director, Department of Environmental Resources recognizing the Month of June, 2007 as "Flood Awareness Month" in Prince George's County. (Council Chair Camille A. Exum and Council Vice Chair David C. Harrington) - **PRESENTED**

Council Chair Camille A. Exum, Vice Chairman David C. Harrington, Council Members Marilynn M. Bland, Will Campos, Samuel H. Dean, Thomas E. Dernoga, Tony Knotts, Eric C. Olson and Ingrid M. Turner presented a Proclamation to Charles W. Wilson, Director, Department of Environmental Resources recognizing the Month of June, 2007 as "Flood Awareness Month" in Prince George's County.

Proclamation presented to Diamond Douglas of Melwood Elementary School, recognizing her contribution to the "Jump Rope for Heart" program in Prince George's County. (Council Chair Camille A. Exum and Council Member Marilynn M. Bland)

- **PRESENTED**

Council Chair Camille A. Exum, Council Members Marilynn M. Bland, Will Campos, Samuel H. Dean, Thomas E. Dernoga, David C. Harrington, Tony Knotts, Eric C. Olson and Ingrid M. Turner presented a Proclamation to Diamond Douglas of Melwood Elementary School, recognizing her contribution to the "Jump Rope for Heart" program in Prince George's County.

Proclamation recognizing the Honorable Lillian K. Beverly for her “Outstanding Leadership” in Prince George’s County. (Council Chair Camille A. Exum and Council Member Will Campos) - **PRESENTED**

Council Chair Camille A. Exum, Council Member Will Campos, Marilyn M. Bland, Samuel H. Dean, Thomas E. Dernoga, David C. Harrington, Tony Knotts, Eric C. Olson and Ingrid M. Turner presented a Proclamation recognizing the Honorable Lillian K. Beverly for her “Outstanding Leadership” in Prince George’s County.

Proclamation recognizing the Honorable George Denny, Jr., for his “Outstanding Leadership” in Prince George’s County. (Council Chair Camille A. Exum and Council Member Will Campos) - **PRESENTED**

Council Chair Camille A. Exum, Council Member Will Campos, Marilyn M. Bland, Samuel H. Dean, Thomas E. Dernoga, David C. Harrington, Tony Knotts, Eric C. Olson and Ingrid M. Turner presented a Proclamation recognizing the Honorable George Denny, Jr., for his “Outstanding Leadership” in Prince George’s County.

Proclamation recognizing Eleanor Trayman for her “Outstanding Service” in Prince George’s County. (Council Chair Camille A. Exum and Council Member Will Campos) - **PRESENTED**

Council Chair Camille A. Exum, Council Member Will Campos, Marilyn M. Bland, Samuel H. Dean, Thomas E. Dernoga, David C. Harrington, Tony Knotts, Eric C. Olson and Ingrid M. Turner presented a Proclamation recognizing Eleanor Trayman for her “Outstanding Service” in Prince George’s County.

CALL TO ORDER - Chair Exum called to order at 10:46 with the following Council Members present:

*Marilynn M. Bland
Will Campos
Samuel H. Dean
Thomas E. Dernoga
Camille A. Exum
David C. Harrington
Tony Knotts
Eric C. Olson
Ingrid M. Turner*

Others Present:

*Craig Price, Council Administrator
Robert J. Williams, Jr., Deputy Council Administrator
Ralph Grutzmacher, Legislative Officer
Karen Zavakos, Legislative Officer
Carmen Jackson-Brown, Legislative Officer
Todd Turner, Legislative Officer*

Steve Gilbert, Principal Counsel to the District Council
Jackie Brown, PZED Committee Director
Kathy Canning, Associate County Attorney
Russell King, Associate County Attorney
Marcus Jackson, County Council Liaison, Office of the County Executive

INVOCATION: - *The Invocation was led by Sherrell Myers, County Employee. Council Member Olson requested special prayers for the shooting victim from Council District 3, in the hospital on a Life Support System.*

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

1. **CONSENT AGENDA -- CB-22-2007 (SEE PAGE 7) 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.

- (a) Approval of County Council Minutes dated February 27, 2007; March 6, 13, 20, 27 and April 3, 2007. - **APPROVED**

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

CB-20-2007 (SUBDIVISION BILL) - AN ACT CONCERNING PROCEDURES FOR MAJOR SUBDIVISIONS for the purpose of clarifying validity procedures for major subdivisions under certain circumstances. - **PRESENTED**

Council Bill 20 was presented by Council Member Dean and referred to the Planning, Zoning and Economic Development (PZED) Committee.

CB-21-2007 – AN ACT CONCERNING AN INTERPROJECT TRANSFER OF APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2007 CAPITAL BUDGET for the purpose of transferring appropriations to the District VII Station, the County Building Renovations II project, the William W. Hall Elementary School, the Enterprise Resource Planning System and the Rosa L. Parks Elementary School and providing a supplementary appropriation to the Duval Wing Restoration project. - **PRESENTED**

Council Bill 21 was presented at the request of the County Executive and referred to the Public Safety and Fiscal Management (PSFM) Committee.

Council Member Dean moved adoption of the Consent Agenda; seconded by Council Member Dernoga. The motion carried by voice vote.

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

No items were considered

Council Member Dernoga moved to accept additional items to the Agenda; seconded by Council Member Harrington. The motion carried by voice vote.

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

- (a) Proposed letter to R. Owen Johnson, Jr., Chair, Prince George's County Board of Education, approving the Board's transfer request for the Fiscal Year 2007 Operating Budget.

- **CHAIRMAN AUTHORIZED TO SIGN**

Council Member Bland, Chair of the Health, Education and Human Services Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. A letter was proposed for sending to R. Owen Johnson, Jr., Chair, Prince George's County Board of Education, approving the Board's transfer request for the Fiscal Year 2007 Operating Budget. Council Member Dernoga moved to authorize the Chairman's signature; seconded by Council Member Bland. The motion carried 9-0.

- (b) Proposed joint signature letters to the Honorable Adrian M. Fenty, Mayor, District of Columbia and the Honorable Barbara A. Mikulski, United States Senate, regarding governance of the Water and Sewer Authority (WASA).

- **CONVENED AS COMMITTEE OF THE WHOLE; FAVORABLE RECOMMENDATION; CHAIRMAN AUTHORIZED TO SIGN**

Craig Price, Council Administrator, provided a verbal report of the actions and recommendations from the Committee of the Whole to the Council. A joint signature letter was proposed for sending to the Honorable Adrian M. Fenty, Mayor, District of Columbia and the Honorable Barbara A. Mikulski, United States Senate, regarding governance of the Water and Sewer Authority (WASA). Council Member Dean moved to authorize the Chairman's signature; seconded by Council Member Harrington. The motion carried 9-0.

4. **PUBLIC HEARINGS: -- PUBLIC HEARINGS HELD**

- **ALL APPOINTEES CONFIRMED**

Pursuant to proper notice, the public hearing convened on the appointment of the below listed individuals to the Housing Authority for Prince George's County. County Executive, Jack B. Johnson, introduced the Nominees to the Council. Each nominee was present and spoke on their own behalf. No additional persons wishing to speak, the public hearing was declared held. Council Member Turner moved confirmation; seconded by Council Member Harrington. The motion carried 9-0.

- **Appointment of the following individuals to the Housing Authority for Prince George's County:**

Ms. Shirley Mae Anglin

Reappointment

Term Expiring: 10/24/2009

Mr. Leroy Brown

Reappointment/Chair

Term Expiring: 10/24/2009

Mr. Avner "Jim" Young

Reappointment
Term Expiring: 10/24/2011

Council Member Samuel Dean, Chair of the Planning, Zoning and Economic Development (PZED) 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 the appointment of the below listed individuals to the Maryland-National Capital Park and Planning Commission for Prince George's County. County Executive, Jack B. Johnson, introduced the nominees to the Council. Mr. Sylvester J. Vaughns, Sr. was unable to attend. Ms. Sarah A. Cavitt was present and spoke on her own behalf. Mr. Richard Krueger, Ms. Jacqueline Pratt, Mr. Stan Fetter, Mr. Jerry Mathis, Mr. Archie O'Neil, Ms. Kelly Canavan and Mr. Joe Henson spoke in support of Ms. Cavitt's appointment. All persons wishing to speak having done so, the public hearing was declared held. Council Member Knotts moved confirmation of Mr. Vaughns and Ms. Cavitt to the Maryland-National Capital Park and Planning Commission; seconded by Council Member Harrington. The motion carried 9-0.

▪ **Appointment of the following individuals to the Maryland-National Capital Park and Planning Commission for Prince George's County:**

Ms. Sarah A. Cavitt

Appointment
Replacing: Mr. William Eley
Term Expiring: 6/15/2010Mr. Sylvester J. Vaughns, Sr.
(unable to attend)Reappointment/Vice Chairman
Term Expiring: 6/15/2008

5. **CONSIDERATION OF EXECUTIVE APPOINTMENTS**

The public hearing was held on 6/5/2007 for the below listed appointments to the Redevelopment Authority for Prince George's County. No action was taken. These appointments were favorably reported out of Transportation, Housing and the Environment (THE) Committee on 6/14/2007. Council Member Dean moved confirmation of all nominees; seconded by Council Member Campos. The motion carried 9-0.

Appointment of the following individuals to the Redevelopment Authority for Prince George's County:

Victor Njowusi
(No Committee Recommendation)Appointment
Replacing: Wendell Webster
Term Expiring: 7/28/2010

Jerry H. Russell

Appointment
Replacing: Mary Hopkins-Navies
Term Expiring: 7/28/2009

Lanard M. Geddings	Reappointment Term Expiring: 7/28/2008
Giovanna Vannall	Reappointment Term Expiring: 7/28/2009

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

CB-18-2007 (DR-2) - AN ORDINANCE CONCERNING O-S ZONE (OPEN SPACE) for the purposes of defining "Rural Entertainment Park" and permitting the use in the O-S Zone (Open Space), subject to approval of a Special Exception and making related amendments to the Zoning Ordinance. - **AMENDED; DR-3 INTRODUCED; EXPEDITED**

Council Bill 18(DR-2) is an ordinance to define and list "Rural Entertainment Park" as a permitted use in the O-S Zone, subject to approval of a Special Exception, and make related amendments to the Zoning Ordinance. Council Bill 18(DR-2) was introduced by Council Members Bland, Dean and Exum. Council Bill 18(DR-2) was favorably reported out of the Planning, Zoning and Economic Development (PZED) on 06/13/2007 with amendments. Council Member Bland moved amendment number 1; seconded by Council Member Turner. The motion carried 9-0. The Clerk was directed to expedite the of scheduling of Council Bill 18 (DR-3). The Public Hearing is scheduled for 07/24/2007 at 10:00 a.m.

7. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-41-2007 - A RESOLUTION CONCERNING THE TAX RATES FOR FY 2007-2008 for the purpose of imposing and levying the tax rates and causing to be raised the amount of taxes required by the adopted budget so as to balance the budget as to proposed income and expenditures for the fiscal year beginning July 1, 2007; and to set forth the State tax levy and the Stormwater Management District tax levy. - **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 41 is a Resolution imposing and levying the tax rates and causing to be raised the amount of taxes required by the adopted budget so as to balance the budget as to proposed income and expenditures for the fiscal year beginning July 1, 2007; and to set forth the State tax levy and the Stormwater Management District tax levy. Council Resolution 41 was introduced by Council Member Exum. Council Member Dernoga moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 41; seconded by Council Member Turner. The motion carried by voice vote. Council Member Exum moved adoption of Council Resolution 41; seconded by Council Member Olson. The motion carried 9-0.

CR-42-2007 – A RESOLUTION CONCERNING MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION – PRINCE GEORGE’S COUNTY MEMBERS – GEOGRAPHIC BALANCE

for the purpose of addressing the geographic distribution and balance of the membership of the Maryland-National Capital Park and Planning Commission and confirming Sarah Ann Cavitt as a member.

- **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 42 is a Resolution addressing the geographic distribution and balance of the membership of the Maryland-National Capital Park and Planning Commission and confirming Sarah Ann Cavitt as a member. Council Resolution 42 was introduced by Council Member Exum and Knotts. Council Member Olson moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 42; seconded by Council Member Campos. The motion carried by voice vote. Council Member Dernoga moved adoption of Council Resolution 42; seconded by Council Member Olson. The motion carried 9-0.

CR-43-2007 – A RESOLUTION CONCERNING JUNETEENTH NATIONAL HOLIDAY CAMPAIGN AND OBSERVANCE

for the purpose of expressing support for the Juneteenth National Holiday Campaign and Observance.

- **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 43 expresses support for the Juneteenth National Holiday Campaign and Observance. Council Resolution 43 was introduced by Council Members Dean, Knotts, Turner, Dernoga, Exum, Bland, Campos, Harrington and Olson. Council Member Dean moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 43; seconded by Council Member Harrington. The motion carried by voice vote. Council Member Dean moved adoption of Council Resolution 43; seconded by Council Member Harrington. The motion carried 9-0.

CR-44-2007 – A RESOLUTION CONCERNING NEIGHBORHOOD BUSINESS DEVELOPMENT PROGRAM

for the purpose of supporting the financing of the Suitland Technology Center under the Neighborhood Business Development Program of the Maryland Department of Housing and Community Development.

- **INTRODUCED; RULES SUSPENDED; ADOPTED WITH TECHNICAL AMENDMENTS**

Council Resolution 44 supports the financing of the Suitland Technology Center under the Neighborhood Business Development Program of the Maryland Department of Housing and Community Development. Council Resolution 44 was introduced by Council Members Dernoga and Turner. Russell King, Associate Attorney, Office of Law, proffered minor technical amendments. Council Member Dernoga moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 44; seconded by Council Member Olson. The motion carried by voice vote. Council Member Turner moved adoption of Council Resolution 44 as amended; seconded by Council Member Harrington. The motion carried 9-0.

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

CR-36-2007 (DR-2) – A RESOLUTION CONCERNING ALLENTOWNE

APARTMENTS for the purpose of approving the issuance and sale of revenue bonds by the Housing Authority of Prince George’s County (the “Housing Authority”), the awarding of Low Income Housing Tax Credits by the State of Maryland Community Development Administration (“CDA”) to Allentown Associates, L.P. (the “Owner”), for the acquisition and rehabilitation of the Allentowne Apartments (the “Project”) and amending the Prince George’s County “Annual Action Plan: FY 2007” (the “FY2007 Annual Action Plan”) to include the Project. - **DR-2 SUBSTITUTED; ADOPTED**

Council Member Dernoga, Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Mr. Ken Stewart, representative from the Housing Authority, spoke to clarify the Housing Authority’s position. Council Member Harrington addressed finalized language for security and Council Member Exum spoke to security plans prior to development. Council Member Dernoga requested staff propose a letter with recipients to be identified and to include Housing. Council Member Dernoga moved to substitute (DR-2) of Council Resolution 36 in lieu of DR-1. The motion carried by voice vote. Council Member Dernoga moved adoption of Council Resolution 36(DR-2); seconded by Council Member Bland. The motion carried 9-0.

CR-37-2007 (DR-2) - A RESOLUTION CONCERNING PROFESSIONAL FOOTBALL STADIUM IMPACT FUNDING

for the purpose of providing grants to one or more community-based organizations located in and providing services within the Impact Area as defined by CR-73-2005. - **DR-2 SUBSTITUTED; ADOPTED**

Council Resolution 37(DR-2) concerns Professional Football Stadium Impact Funding for the purpose of providing grants to one or more community-based organizations located in and providing services within the Impact Area as defined by CR-73-2005. Carmen Jackson-Brown, Legislative Officer, provided a verbal report of the actions and recommendations from the Committee of the Whole to the Council for Council Resolution 37 (DR-2). Council Member Dean moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 37(DR-2); seconded by Council Member Harrington. Council Member Harrington moved adoption of Council Resolution 37 (DR-2); seconded by Council Member Dean. The motion carried 9-0.

ADDITIONS TO THE AGENDA

1. **CONSENT AGENDA – (page 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.

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

CB-22-2007- 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, 2008. - **PRESENTED**

Council Bill 22 was presented by the Chairman at the request of the County Executive and referred to the Public Safety an Fiscal Management (PSFM) Committee.

DISTRICT COUNCIL ITEM

SEE SEPARATE ACTION AGENDA

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

No person wished to address the Council

ADJOURN: - *Chair Exum adjourned at 12:10 p.m.*

TRANSPORTATION, HOUSING AND THE ENVIRONMENT COMMITTEE MEETING - (COUNCIL HEARING ROOM) -- COMMITTEE MEETING HELD

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

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Redis C. Floyd, Clerk of the Council