

AGENDA MINUTES

Tuesday, June 15, 2010

Legislative Day No. 18

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

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

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM) - PRESENTED

CERTIFICATE presented to **Tiffany Doster** for being selected as Prince George's County "**Teacher of the Year.**" (Council Member Marilynn M. Bland, Council Chair Thomas E. Dernoga and Council Members Tony Knotts, Ingrid M. Turner, Samuel H. Dean, and Will Campos) - **PRESENTED**

Council Chair Thomas E. Dernoga, Council Members Marilynn M. Bland, Tony Knotts, Ingrid M. Turner, Samuel H. Dean and Will Campos presented a Certificate to Tiffany Doster for being selected as Prince George's County "Teacher of the Year". Ms. Tiffany Doster was present to accept.

PROCLAMATION presented to **Yasmin Anderson-Smith, Chair** recognizing the month of May 2010 as "**Civility Awareness Month**" in Prince George's County. (Council Chair Thomas E. Dernoga, Council Vice Chair Andrea C. Harrison and Council Members Tony Knotts, Ingrid M. Turner, Samuel H. Dean, Will Campos, Marilynn M. Bland and Eric Olson) - **PRESENTED**

Council Chair Thomas E. Dernoga, Council Vice Chair Andrea C. Harrison and Council Members Tony Knotts, Ingrid M. Turner, Samuel H. Dean, Will Campos, Marilynn M. Bland and Eric Olson presented a Proclamation to Yasmin Anderson-Smith, Chair recognizing the month of May 2010 as "Civility Awareness Month" in Prince George's County. Ms. Yasmin Anderson-Smith was present to accept.

PROCLAMATION presented to **Reverend Robert L. Screen, President; Reverend Tierney Screen, Vice President; and Mrs. Vera Liggins, V.P. Business Relations,** recognizing the recipients of the 2010 "**Group Volunteer Award**" in Prince George's County. (Council Member Tony Knotts, Council Chair Thomas E. Dernoga and Council Members Marilynn M. Bland, Will Campos, Samuel H. Dean, Ingrid M. Turner and Eric Olson) - **PRESENTED**

Council Chair Thomas E. Dernoga, Council Members Tony Knotts, Marilynn M. Bland, Will Campos, Samuel H. Dean, Ingrid M. Turner and Eric Olson presented a Proclamation to Reverend Robert L. Screen, President; Reverend Tierney Screen, Vice President and Mrs. Vera Liggins, V.P. Business Relations recognizing the recipients of the 2010 "Group Volunteer Award" in Prince George's County. Reverend Robert L. Screen, President; Reverend Tierney Screen and Mrs. Vera Liggins were present to accept.

CERTIFICATE presented to **Dominic Van Ness Vedder** for being selected as a Member of the “**National Society of High School Scholars**” in Prince George’s County. (Council Member Tony Knotts, Council Chair Thomas E. Dernoga and Council Members Marilynn M. Bland, Samuel H. Dean, Eric Olson and Ingrid M. Turner) - **PRESENTED**

Council Chair Thomas E. Dernoga, Council Members Tony Knotts, Marilynn M. Bland, Samuel H. Dean, Eric Olson and Ingrid M. Turner presented a Certificate to Dominic Van Ness Vedder for being selected as a Member of the “National Society of High School Scholars” in Prince George’s County. Dominic Van Ness Vedder was present to accept.

CERTIFICATE presented to **Tia Hodges** for being selected as a “**Gates Millennium Scholar**” in Prince George’s County. (Council Member Tony Knotts, Council Chair Thomas E. Dernoga and Council Members Marilynn M. Bland, Ingrid M. Turner and Samuel H. Dean). - **PRESENTED**

Council Chair Thomas E. Dernoga, Council Members Tony Knotts, Marilynn M. Bland, Ingrid M. Turner and Samuel H. Dean presented a Certificate to Tia Hodges for being selected as a “Gates Millennium Scholar” in Prince George’s County. Tia Hodges was present to accept.

PROCLAMATION presented to **Kenneth Bernstein** recognizing him for being the recipient of the “**Agnes Meyer Outstanding Teacher Award**” in Prince George’s County. (Council Member Ingrid M. Turner, Council Chair Thomas E. Dernoga and Council Members Samuel H. Dean, Eric Olson, Marilynn M. Bland and Tony Knotts) - **PRESENTED**

Council Chair Thomas E. Dernoga, Council Members Ingrid M. Turner, Samuel H. Dean, Eric C. Olson, Marilynn M. Bland and Tony Knotts presented a Proclamation to Kenneth Bernstein recognizing him for being the recipient of the “Agnes Meyer Outstanding Teacher Award” in Prince George’s County. Kenneth Bernstein was present to accept.

PROCLAMATION presented to **Wayne A. Tonkins, Jr.** for his “**Outstanding Achievements**” in Prince George’s County. (Council Member Marilynn M. Bland, Council Chair Thomas E. Dernoga and Council Members Ingrid M. Turner, Samuel H. Dean, Eric Olson and Tony Knotts) - **PRESENTED**

Council Chair Thomas E. Dernoga, Council Members Marilynn M. Bland, Ingrid M. Turner, Samuel H. Dean, Eric C. Olson and Tony Knotts presented a Proclamation to Wayne A. Tonkins, Jr. for his “Outstanding Achievements” in Prince George’s County. Wayne A. Tonkins, Jr. was present to accept.

PROCLAMATION presented to **Rhonda Gladden, Principal, Barnaby Elementary School** recognizing “**Multicultural Diversity through Fashion**” in Prince George’s County. (Council Member Marilynn M. Bland, Council Chair Thomas E. Dernoga and Council Members Ingrid M. Turner, Samuel H. Dean, Eric Olson and Tony Knotts) - **PRESENTED**

Council Chair Thomas E. Dernoga, Council Members Marilynn M. Bland, Ingrid M. Turner, Samuel H. Dean, Eric C. Olson and Tony Knotts presented a Proclamation to Rhonda Gladden, Principal, Barnaby Elementary School recognizing “Multicultural Diversity through Fashion” in Prince George’s County. Rhonda Gladden was present to accept.

CALL TO ORDER: - Chair Dernoga called to order at 11:08 A.M. with the following Council Members present:

Marilynn B. Bland
Will Campos
Samuel H. Dean
Thomas E. Dernoga
Camille A. Exum
Andrea C. Harrison
Tony Knotts
Eric C. Olson
Ingrid M. Turner

Others Present:

Robert J. Williams, Jr., Deputy Council Administrator
Colette Gresham, Legislative Officer
Frank Porter, PSFM Committee Director
Russell King, Office of Law
Marcus Jackson, County Council Liaison, Office of the County Executive

INVOCATION: - The Invocation was led by Ms. Sherry Bias, County Employee. Council Member Knotts requested special prayers for the family of State Trooper Wesley Brown. Council Member Olson for the family of Regina McNeal of Berwyn Heights, Council Member Bland for the family of Dr. Haig, Principal of Mattaponi Elementary School and Council Member Exum for the family of Craig Price, Council Administrator, on the illness of his son.

POINT OF PERSONAL PRIVILEGE:

Council Chair Dernoga read a statement regarding State Trooper Wesley Brown.

Council Member Olson announced a Solar co-op in the town of University Park

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

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) **Introduction of Resolutions**

CR-55-2010 – A RESOLUTION CONCERNING PUBLIC SAFETY SURCHARGE for the purpose of adjusting the Public Safety surcharge for inflation for fiscal Year 2011, beginning July 1, 2010, as required by State law. - **INTRODUCED**

Council Resolution 55 concerns Public Safety Surcharge for the purpose of adjusting the Public Safety Surcharge for inflation for Fiscal Year 2011, beginning July 1, 2010, as required by State Law. Council Resolution 55 was introduced by Council Member Knotts and referred to the Public Safety and Fiscal Management (PSFM) Committee.

CR-56-2010 – A RESOLUTION CONCERNING SCHOOL FACILITIES SURCHARGE for the purpose of adjusting the school facilities surcharge for inflation for Fiscal Year 2011, beginning July 1, 2010, as required by State law. - **INTRODUCED**

Council Resolution 56 concerns School Facilities Surcharge for the purpose of adjusting the school facilities surcharge for inflation for Fiscal Year 2011, beginning July 1, 2010, as required by State law. Council Resolution 56 was introduced by Council Member Knotts and referred to the Public Safety and Fiscal Management (PSFM) Committee.

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

2. **PUBLIC HEARING:** - **PUBLIC HEARING HELD; CONFIRMED**

Pursuant to proper notice, the public hearing convened on the appointment of Ms. Iristine T. Mackall to the Personnel Board for Prince George's County. Council Member Exum, Chair of the Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report on the actions and recommendations from the Committee to the Council. Bonita Williams, Representative for the County Executive, introduced Ms. Mackall to the Council. Ms. Mackall spoke on her own behalf. All persons wishing to speak having done so, the public hearing was declared held. Council Member Knotts moved confirmation of Ms. Iristine T. Mackall to the Personnel Board for Prince George's County; seconded by Council Member Turner. The motion carried 9-0.

Appointment of the following individual to the Personnel Board for Prince George's County:

Ms. Iristine T. Mackall

Appointment

Replacing: Ms. Yvonne K. Walker

Term Expiring: 12/4/2010

3. **DISTRICT COUNCIL ITEM**

(SEE SEPARATE ACTION AGENDA)

4. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-52-2010 – A RESOLUTION CONCERNING JOINT LAND USE STUDY

IMPLEMENTATION COMMITTEE for the purpose of amending the composition of the 2009 Joint Base Andrews Naval Air Facility Joint Land Use Study Implementation Committee.

- **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 52 amends the composition of the 2009 Joint Base Andrews Naval Air Facility Joint Land Use Study Implementation Committee. Council Resolution 52 was introduced by Council Members Dean and Bland. Council Member Dean moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 52; seconded by Council Member Exum. The motion carried 9-0. Council Member Dean moved adoption of Council Resolution 52; seconded by Council Member Exum. The motion carried 9-0.

CR-53-2010 – 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 53 expresses Prince George's County's support for the Juneteenth National Holiday Campaign and Observance. Council Resolution 53 was introduced by Council Members Dean, Dernoga, Bland, Knotts, Turner, Exum, Olson and Campos. Council Member Dean moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 53; seconded by Council Member Bland. The motion carried 9-0. Council Member Dean moved adoption of Council Resolution 53; seconded by Council Member Bland. The motion carried 9-0.

CR-54-2010 - A RESOLUTION CONCERNING THE TAX RATES FOR FY 2010-2011

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, 2010; and to set forth the State tax levy and the Stormwater Management District tax levy.

- **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 54 imposes and levies the tax rates and causes 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, 2010; and to set forth the State tax levy and the Stormwater Management District tax levy. Council Resolution 54 was introduced by Council Members Dernoga and Knotts. Council Member Olson moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 54; seconded by Council Member Harrison. The motion carried 9-0. Council Member Exum moved adoption of Council Resolution 54; seconded by Council Member Knotts. The motion carried 9-0.

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

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

CR-31-2010 - A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving Project Restore submitted by HomeFree-USA to the Maryland Department of Housing and Community Development for participation in the Department's Community Investment Tax Credit Program. - **ADOPTED**

Council Member Olson, Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report on the actions and recommendations from the Committee to the Council. Council Member Olson moved adoption of Council Resolution 31; seconded by Council Member Harrison. The motion carried 9-0.

RECESS: - *Chair Dernoga recessed the meeting at 11:35 A.M.*

6. **COMMITTEE OF THE WHOLE – (COUNCIL HEARING ROOM)**

- **COMMITTEE MEETING HELD @ 12:53 P.M.**

STAFF DIRECTED TO PREPARE APPROVING RESOLUTION WITH AMENDMENTS

▪ **WATER RESOURCES FUNCTIONAL MASTER PLAN**

(DIGEST OF TESTIMONY CONTINUED)

- **CB-27-2010 – AN ACT CONCERNING WOODLAND, WILDLIFE HABITAT AND TREE CANOPY CONSERVATION** for the purpose of updating the overall ordinance, clarifying design criteria concerning woodland, wildlife habitat and tree canopy conservation; including provisions for variances under certain circumstances; and implementing the recommendations of the Countywide Green Infrastructure Functional Master Plan, approved June 14, 2005.

- **FAVORABLE RECOMMENDATION WITH AMENDMENTS**

- **CB-28-2010 – AN ORDINANCE CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION** for the purpose of updating the overall ordinance; clarifying the requirements related to Subtitle 25, Division 2 the Woodland and Wildlife Conservation Ordinance and Subtitle 25, Division 3, the Tree Canopy Coverage Ordinance, adding a process for requesting and evaluating impacts to regulated environmental features; amending submittal requirements; and implementing the recommendations of the Countywide Green Infrastructure Master Plan, approved June 14, 2005.

- **FAVORABLE RECOMMENDATION WITH AMENDMENTS**

- **CB-29-2010 – AN ACT CONCERNING WOODLAND CONSERVATION AND THE PURCHASE OF DEVELOPMENT RIGHTS PROGRAM** for the purpose of clarifying provisions of the Purchase of Development Rights Program relating to woodland conservation.
- **FAVORABLE RECOMMENDATION WITH AMENDMENTS**

- **CB-30-2010 – AN ACT CONCERNING HOUSING AND PROPERTY STANDARDS AND ANTI-LITTER AND WEED ORDINANCE** for the purpose of revising certain definitions to conform to the revisions proposed to the Woodland and Wildlife Habitat Conservation Ordinance.
- **FAVORABLE RECOMMENDATION ON WITH AMENDMENTS**

- **CB-31-2010 – AN ACT CONCERNING CONSTRUCTION-DEMOLITION FILLS** for the purpose of revising certain submission requirements to conform to the revisions proposed to the Woodland and Wildlife Habitat Conservation Ordinance.
- **FAVORABLE RECOMMENDATION WITH AMENDMENTS**

- **CB-32-2010 – AN ACT CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION** for the purpose of revising certain definitions, practices and requirements to conform to the revisions proposed to other subtitle and to implement the recommendations of the Countywide Green Infrastructure Plan, approved June 14, 2005.
- **FAVORABLE RECOMMENDATION WITH AMENDMENTS**

- **CB-33-2010 – AN ACT CONCERNING SCENIC EASEMENT TAX CREDIT** for the purpose of amending requirements related to the tax credit criteria for the Scenic Easement Tax Credit.
- **FAVORABLE RECOMMENDATION WITH AMENDMENTS**

RECONVENE: - *Chair Dernoga reconvened the meeting at 2:52 P.M.*

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

CB-23-2010 – AN ACT CONCERNING TOWING INSURANCE REQUIREMENTS for the purpose of amending the insurance requirements for tow trucks operating in Prince George's County. - **INTRODUCED**

Council Member Olson, 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 23 was introduced by Council Member Exum.

CB-36-2010 (DR-2) - AN ACT CONCERNING TAXICABS AND LIMOUSINES for the purpose of amending provisions of the Code regulating taxicabs, amending certain definitions and requirements for certificates of registration, licensees, fees and otherwise relating to the regulation of taxicabs. - **AMENDED; DR-3 INTRODUCED**

Council Member Olson, Chair of the Transportation, Housing and the Environment (THE) Committee, provided a verbal report on the actions and recommendations from the Committee to the Council. Todd Turner, Legislative Officer, explained the amendments to this legislation. Council Member Olson moved to accept amendments; seconded by Council Member Dean. The motion carried 8-0. (Absent: Council Member Knotts). Council Bill 36 (DR-2) was introduced by Council Members Bland, Dean, Dernoga, Knotts and Olson.

CB-27-2010 (DR-2) – AN ACT CONCERNING WOODLAND, WILDLIFE HABITAT AND TREE CANOPY CONSERVATION for the purpose of updating the overall ordinance, clarifying design criteria concerning woodland, wildlife habitat and tree canopy conservation; including provisions for variances under certain circumstances; and implementing the recommendations of the Countywide Green Infrastructure Functional Master Plan, approved June 14, 2005. - **DR-2 SUBSTITUTED INTRODUCED**

Council Bill 27 was considered during the Committee of the Whole (COW) on 6/8/2010 and 6/15/2010. Council Bill 27 was favorably reported out of Committee of the Whole (COW) on 6/15/2010 with amendments. Council Member Olson moved to substitute (DR-2) in lieu of (DR-1) of Council Bill 27; seconded by Council Member Dean. The motion carried 8-0. (Absent: Council Member Knotts). Council Bill 27 (DR-2) as amended was introduced by Council Members Dernoga and Olson

CB-28-2010 (DR-2) – AN ORDINANCE CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION for the purpose of updating the overall ordinance; clarifying the requirements related to Subtitle 25, Division 2 the Woodland and Wildlife Conservation Ordinance and Subtitle 25, Division 3, the Tree Canopy Coverage Ordinance, adding a process for requesting and evaluating impacts to regulated environmental features; amending submittal requirements; and implementing the recommendations of the Countywide Green Infrastructure Master Plan, approved June 14, 2005.

- **DR-2 SUBSTITUTED; INTRODUCED; EXPEDITED**

Council Bill 28 was considered during the Committee of the Whole (COW) on 6/8/2010 and 6/15/2010. Council Bill 28 was favorably reported out of Committee of the Whole (COW) on 6/15/2010 with amendments. Council Member Olson moved to substitute (DR-2 in lieu (DR-1) of Council Bill 28; seconded by Council Member Harrison. The motion carried 7-0. Absent: Council Members Bland and Knotts. Council Bill 28 (DR-2) as amended was introduced by Council Members Dernoga and Olson.

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-28-2010

CB-29-2010 (DR-2) – AN ACT CONCERNING WOODLAND CONSERVATION AND THE PURCHASE OF DEVELOPMENT RIGHTS PROGRAM for the purpose of clarifying provisions of the Purchase of Development Rights Program relating to woodland conservation.

- **DR-2 SUBSTITUTED; INTRODUCED**

Council Bill 29 was considered during the Committee of the Whole (COW) on 6/8/2010 and 6/15/2010. Council Bill 29 was favorably reported out of Committee of the Whole (COW) on 6/15/2010 with amendments. Council Member Exum moved to substitute (DR-2 in lieu (DR-1) of Council Bill 29; seconded by Council Member Harrison. The motion carried 7-0. (Absent: Council Members Bland and Knotts). Council Bill 29 (DR-2) as amended was introduced by Council Members Dernoga and Olson.

CB-30-2010 (DR-2) – AN ACT CONCERNING HOUSING AND PROPERTY STANDARDS AND ANTI-LITTER AND WEED ORDINANCE for the purpose of revising certain definitions to conform to the revisions proposed to the Woodland and Wildlife Habitat Conservation Ordinance. - **DR-2 SUBSTITUTED; INTRODUCED**

Council Bill 30 was considered during the Committee of the Whole (COW) on 6/8/2010 and 6/15/2010. Council Bill 30 was favorably reported out of Committee of the Whole (COW) on 6/15/2010 with amendments. Council Member Exum moved to substitute (DR-2 in lieu (DR-1) of Council Bill 30; seconded by Council Member Harrison. The motion carried 7-0. (Absent: Council Members Bland and Knotts). Council Bill 30 (DR-2) as amended was introduced by Council Members Dernoga, Turner and Olson.

CB-31-2010 (DR-2) – AN ACT CONCERNING CONSTRUCTION-DEMOLITION FILLS for the purpose of revising certain submission requirements to conform to the revisions proposed to the Woodland and Wildlife Habitat Conservation Ordinance.

- **DR-2 SUBSTITUTED; INTRODUCED**

Council Bill 31 was considered during the Committee of the Whole (COW) on 6/8/2010 and 6/15/2010. Council Bill 31 was favorably reported out of Committee of the Whole (COW) on 6/15/2010 with amendments. Council Member Olson moved to substitute (DR-2 in lieu (DR-1) of Council Bill 31; seconded by Council Member Harrison. The motion carried 7-0. (Absent: Council Members Bland and Knotts). Council Bill 31 (DR-2) as amended was introduced by Council Members Dernoga and Olson.

CB-32-2010 (DR-2) – AN ACT CONCERNING GREEN INFRASTRUCTURE PLAN IMPLEMENTATION for the purpose of revising certain definitions, practices and requirements to conform to the revisions proposed to other subtitle and to implement the recommendations of the Countywide Green Infrastructure Plan, approved June 14, 2005.

- **DR-2 SUBSTITUTED; INTRODUCED**

Council Bill 32 was considered during the Committee of the Whole (COW) on 6/8/2010 and 6/15/2010. Council Bill 32 was favorably reported out of Committee of the Whole (COW) on 6/15/2010 with amendments. Council Member Olson moved to substitute (DR-2 in lieu DR-1) of Council Bill 32; seconded by Council Member Campos. The motion carried 7-0. (Absent: Council Members Bland and Knotts). Council Bill 32 (DR-2) as amended was introduced by Council Members Dernoga and Olson

CB-33-2010 (DR-2) – AN ACT CONCERNING SCENIC EASEMENT TAX CREDIT for the purpose of amending requirements related to the tax credit criteria for the Scenic Easement Tax Credit. - **DR-2 SUBSTITUTED; INTRODUCED**

Council Bill 33 was considered during the Committee of the Whole (COW) on 6/8/2010 and 6/15/2010. Council Bill 33 was favorably reported out of Committee of the Whole (COW) on 6/15/2010 with amendments. Council Member Olson moved to substitute (DR-2 in lieu DR-1) of Council Bill 33; seconded by Council Member Exum. The motion carried 7-0. (Absent: Council Members Bland and Knotts. Council Bill 33 (DR-2) as amended was introduced by Council Member Dernoga.

CB-9-2010 (DR-2) – AN ACT CONCERNING NEW JOBS TAX CREDIT for the purpose of creating a property tax credit and enhanced property tax credit against the County property tax imposed on real property owned or leased by business entities, and on personal property owned by business entities, that meet certain requirements related to the creation of new jobs; and generally providing for a new jobs tax credit as authorized by State law. - **INTRODUCED**

Council Member Exum. 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 Resolution 9 (DR-2) was introduced by Council Members Dernoga, Harrison, Turner, Exum and Dean.

CB-18-2010 - AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE'S COUNTY for the purpose of assigning certain existing classes of work to the bargaining unit represented by the Prince George's Correctional Officers' Association, Inc. (PGCOA) (Civilian Unit). - **INTRODUCED**

Council Member Exum. 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 18 was introduced by Council Members Dernoga and Harrison

CB-25-2010 (DR-2) – 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. (PGCOA) (Correctional Officers). - **INTRODUCED**

Council Member Exum. 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 25 (DR-2) was introduced by Council Members Dernoga, Harrison and Turner.

CB-39-2010 – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT - COUNCIL 67, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (AFSCME), AFL-CIO, AND ITS AFFILIATED LOCALS 2462, 2735, 3389 AND 1170 for the purpose of amending the labor agreement by and between Prince George's County, Maryland and Council 67, American Federation of State, County and Municipal Employees (AFSCME), AFL-CIO, and its affiliated Locals 2462, 2735, 3389 and 1170 to provide for wage increases and certain other terms and conditions of employment for personnel classifications certified by the Prince George's County Public Employee Relations Board.

- **INTRODUCED**

Council Member Exum. 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 39 was introduced by Council Members Dernoga, Harrison, Turner, Exum, and Dean.

CB-41-2010 – AN ACT CONCERNING PERSONNEL LAW – ADMINISTRATIVE LEAVE for the purpose of allowing County employees up to twelve hours of administrative leave per year to volunteer in schools. - **INTRODUCED**

Council Member Exum. 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 41 introduced by Council Members Dean, Dernoga, Turner and Exum.

CB-47-2010 (DR-2) – AN ACT CONCERNING FIRE SAFETY CODE for the purpose of amending the Prince George's Fire Safety Code to adopt the standards of the National Fire Protection Association, to increase administrative fees, and to make other technical amendments related to the Fire Safety Code. - **INTRODUCED**

Council Member Exum. 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 47(DR-2) was introduced by Council Members Dernoga, Dean, Exum, Harrison, Turner.

CB-48-2010 – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – COUNCIL 67, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES AFL-CIO AND ITS AFFILIATED LOCAL 241 (SCHOOL CROSSING GUARDS) for the purpose of amending the labor agreement by and between Prince George's County, Maryland and Council 67, American Federation of State, County and Municipal Employees, AFL-CIO and its affiliated Local 241 to provide for wages and certain other terms and conditions of employment for personnel classifications certified by the Prince George's County Public Employees Relations Board. - **INTRODUCED**

Council Member Exum. 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 48 was introduced by Council Members Dernoga, Harrison, Turner and Dean.

CB-49-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR PUBLIC WORKS AND TRANSPORTATION FACILITIES

for the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$62,255,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Public Works and Transportation Facilities including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County. - **INTRODUCED**

Council Bill 49 was introduced by Council Members Dean, Exum, Dernoga, Harrison and Olson. Council Bill 49 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

CB-50-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR COUNTY BUILDINGS

for the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$25,200,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of County Buildings including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County. - **INTRODUCED**

Council Bill 50 was introduced by Council Members Dernoga, Exum, Olson and Dean. Council Bill 50 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

CB-51-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR LIBRARY FACILITIES

for the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$23,606,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Library Facilities including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County. - **INTRODUCED**

Council Bill 51 was introduced by Council Members Dernoga, Olson, Dean, Exum and Harrison. Council Bill 51 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

CB-52-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR PRINCE GEORGE’S COMMUNITY COLLEGE

for the purpose of authorizing Prince George’s County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$42,227,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Community College Facilities including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County.

- **INTRODUCED**

Council Bill 52 was introduced by Council Members Dernoga, Harrison, Exum, Olson and Dean. Council Bill 52 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

CB-53-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR PUBLIC SAFETY FACILITIES

for the purpose of authorizing Prince George’s County, Maryland to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$85,835,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Public Safety Facilities (including Fire Department Facilities), including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County.

- **INTRODUCED**

Council Bill 53 was introduced by Council Members Dernoga, Dean, Olson, Harrison and Exum. Council Bill 53 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

CB-54-2010 – AN ACT CONCERNING BORROWING TO FINANCE CAPITAL PROJECTS FOR ENVIRONMENTAL FACILITIES

for the purpose of authorizing Prince George’s County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding \$28,675,000 to finance the design, construction, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, or repair of Environmental Facilities including the acquisition of sites therefore; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; providing generally for the issuance of such bonds and providing for such borrowing to be submitted to a referendum of the legal voters of the County.

- **INTRODUCED**

Council Bill 54 was introduced by Council Members Dernoga, Dean, Harrison and Olson. Council Bill 54 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

ADDITIONS TO THE AGENDA4. **INTRODUCTION AND ADOPTION OF RESOLUTIONS – (page 3)**

CR-57-2010 - A RESOLUTION CONCERNING THE WESTPHALIA SECTOR PLAN DEVELOPMENT REVIEW ADVISORY COUNCIL for the purpose of extending the time for the work group to review and participate on the record in land development proposals within the Westphalia Sector. - **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 57 concerns The Westphalia Sector Plan Development Review Advisory Council for the purpose of extending the time for the work group to review and participate on the record in land development proposals within the Westphalia Sector. Council Resolution 57 was introduced by Council Members Dean, Bland, Exum and Knotts. Council Member Dean moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 57; seconded by Council Member Bland. The motion carried 9-0. Council Member Dean moved adoption of Council Resolution 57; seconded by Council Member Bland. The motion carried 9-0.

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

CB-55-2010 – AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS AND INTERDEPARTMENTAL TRANSFER OF APPROPRIATIONS for the purpose of declaring additional revenue, appropriating to the General Fund Outside Sources to provide funds for costs that were not anticipated in the Approved Fiscal Year 2010 Budget, and transferring surplus appropriations reflecting savings from the Police Department to the Department of Public Works and Transportation and Office of Central Services. - **INTRODUCED**

Council Bill 55 was introduced by Council Members Dernoga, Harrison and Turner. Council Bill 55 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

CB-56-2010 – AN ACT CONCERNING BORROWING TO FINANCE SCHOOL PROJECTS for the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full faith and credit, at any time and from time to time, in an aggregate principal amount not exceeding Eighty-Two Million Two Hundred Ninety-Seven Thousand Dollars (\$82,297,000), to finance the construction, including the design, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, repair or modernization, or school buildings in the County; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; and providing generally for the issuance of such bonds. - **INTRODUCED**

Council Bill 56 was introduced by Council Members Dernoga, Harrison, Olson, Dean, Turner and Exum. Council Bill 56 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

Council Member Exum moved to accept additional items to the Agenda; seconded by Council Member Harrison. The motion carried by voice vote. (Absent: Council Members Bland and Knotts.

CB-57-2010 -- AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION QUALIFIED SCHOOL CONSTRUCTION BONDS IN AN AMOUNT NOT TO EXCEED \$25,822,000

for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed Twenty-Five Million Eight Hundred Twenty-Two Thousand (\$25,822,000) in aggregate principal amount of general obligation bonds for the purpose of financing in whole or in part costs of the construction, rehabilitation or repair of certain capital projects for public school facilities 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 or private or negotiated 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 federal law; 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 such bonds when due; showing compliance with the limitations on the power of the County to incur indebtedness; authorizing and empowering the County Executive to designate the bonds as qualified school construction bonds and to determine whether either the holder of such bonds will receive a credit against federal income tax or whether the County will receive direct payments; authorizing the County Executive to enter into agreements with the Prince George's County Board of Education and public instrumentalities of the County or the State of Maryland to finance said capital projects, including agreements regarding sale and leaseback (or other similar arrangements) appropriate to said financing; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on such bonds, and any credit against federal income tax and/or direct payment to the County on such bonds issued as qualified school construction bonds; providing for compliance with Securities and Exchange Commission Rule 15c2-12; 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 and/or alternative arrangements authorized by this Act.

- **INTRODUCED**

Council Bill 57 was introduced by Council Members Olson, Dean, Dernoga, Harrison, Turner and Exum. Council Bill 57 was referred to the Public Safety and Fiscal Management (PSFM) Committee.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

No persons wished to address the Council

ADJOURN: - *Chair Dernoga adjourned the meeting at 3:41 P.M.*

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Donna J. Brown,
Deputy, Clerk of the Council