

ACTION AGENDA

Tuesday, September 9, 2003

Business Meeting

(Legislative Day No. 29 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

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

10:22 A.M. **CALL TO ORDER**

INVOCATION: Reverend Clarence Parker, III, Associate Pastor, Glendale Baptist Church, Capitol Heights, Maryland

PLEDGE OF ALLEGIANCE

Designated

DESIGNATION OF SEPTEMBER 9, 2003 AS LEGISLATIVE DAY NO. 29

1. **CONSENT AGENDA -- CR-56-2003 ADDED; ADOPTED AND ALL ACTIONS APPROVED (SEE PAGE 8)**

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 5/13/2002; 5/19/2003; 5/20/2003; and 5/22/2003

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

Presented

CB-60-2003 (SUBDIVISION BILL) – AN ACT CONCERNING PRIVATE ROADS AND EASEMENTS for the purpose of permitting the Planning Board to approve private rights-of-way in the M-X-C Zone.

Council Member Dean; referral to PZED

Presented

CB-61-2003 – AN ORDINANCE CONCERNING E-I-A ZONE for the purpose of permitting consolidated storage in the E-I-A Zone under certain circumstances.

Council Member Hendershot; referral to PZED

(c) **Introduction of Resolutions**

Introduced

CR-51-2003 – A RESOLUTION CONCERNING SUPER BOWL XLII (2008) – LAW ENFORCEMENT AGENCY ASSURANCE for the purpose of providing law enforcement and public safety services in conjunction with the Host Committee and Federal, State and local governments and law enforcement agencies and any other public or private entities upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

The Chairman (by request – County Executive); referral to C.O.W.

Introduced by Council Members Shapiro and Hendershot

Introduced

CR-52-2003 – A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - VENDING for the purpose of prohibiting all temporary vendor licensing during the Super Bowl Period for the area within a two and nine-tenth mile radius of the Stadium property boundaries, and restricting the issuance of new or expanded vending permits or licenses during the Super Bowl Period, contingent upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

The Chairman (by request – County Executive); referral to C.O.W.

Introduced by Council Members Shapiro and Hendershot

CONSENT AGENDA – (CONTINUED)*Introduced*

CR-53-2003 - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - FIRE AND MEDICAL EMERGENCY AGENCY ASSURANCE for the purpose of providing fire and medical emergency services in conjunction with the Host Committee and Federal, State and local governments and fire and medical emergency services agencies and any other public or private entities upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

The Chairman (by request – County Executive); referral to C.O.W.

Introduced by Council Members Shapiro and Hendershot

Introduced

CR-54-2003 - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - GOVERNMENTAL SERVICES AND AMBUSH MARKETING for the purpose of providing all governmental services reasonably necessary to the success of Super Bowl XLII (2008) and related Official Events within Prince George's County, Maryland in conjunction with the Host Committee and Federal, State and local governments and any other public or private entity, and providing that Prince George's County, Maryland agrees that it shall not authorize any sponsorships of Prince George's County, Maryland during the two weeks prior, through the week following, of Super Bowl XLII (2008) and related Official Events upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

The Chairman (by request – County Executive); referral to C.O.W.

Introduced by Council Members Shapiro and Hendershot

Introduced

CR-55-2003 - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - TICKET SCALPING PROHIBITED for the purpose of prohibiting at the request of the National Football League the scalping of tickets to Super Bowl XLII (2008) and related Official Events contingent upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

The Chairman (by request – County Executive); referral to C.O.W.

Introduced by Council Members Shapiro and Hendershot

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

None

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

*Referred to
C.O.W.*

- (a) Proposed joint signature letter to Elizabeth M. Hewlett, Chair, Prince George's County Planning Board, requesting use of the Prince George's Sports and Learning Complex and related parking facilities by the National Football League upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

The Chairman (by request – County Executive); referral to C.O.W.

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

*Public hearing
held; enacted*

CB-29-2003 (DR-2) – AN ORDINANCE CONCERNING C-A ZONE for the purpose of modifying the requirements for antennas, monopoles, and related equipment buildings in the C-A Zone.

(Favorably reported out of PZED on 7/23/2003 with amendments; introduced by Council Members Bland, Dean and Peters on 7/29/2003)

*Public hearing
held; enacted*

CB-57-2003 – AN ORDINANCE CONCERNING DEFINITIONS for the purpose of amending the definition of “street”.

(Favorably reported out of PZED on 7/23/2003; introduced by Council Members Peters, Dean and Harrington on 7/29/2003)

*Public hearing
held; enacted*

CB-59-2003 - AN ACT CONCERNING THE 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, 2004, as required by State law.

(Favorably reported out of PSFM on 7/23/2003; introduced by Council Member Shapiro on 7/29/2003)

10:32 A.M.

RECESS

COMMITTEE OF THE WHOLE – (ROOM 2027) -- CR-56-2003 ADDED (SEE PAGE 8)

Favorable

- ◆ Proposed joint signature letter to Elizabeth M. Hewlett, Chair, Prince George's County Planning Board, requesting use of the Prince George's Sports and Learning Complex and related parking facilities by the National Football League upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

Favorable as amended

- ◆ **CR-51-2003 – A RESOLUTION CONCERNING SUPER BOWL XLII (2008) – LAW ENFORCEMENT AGENCY ASSURANCE** for the purpose of providing law enforcement and public safety services in conjunction with the Host Committee and Federal, State and local governments and law enforcement agencies and any other public or private entities upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

Favorable as amended

- ◆ **CR-52-2003 – A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - VENDING** for the purpose of prohibiting all temporary vendor licensing during the Super Bowl Period for the area within a two and nine-tenth mile radius of the Stadium property boundaries, and restricting the issuance of new or expanded vending permits or licenses during the Super Bowl Period, contingent upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

Favorable as amended

- ◆ **CR-53-2003 - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - FIRE AND MEDICAL EMERGENCY AGENCY ASSURANCE** for the purpose of providing fire and medical emergency services in conjunction with the Host Committee and Federal, State and local governments and fire and medical emergency services agencies and any other public or private entities upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

Favorable as amended

- ◆ **CR-54-2003 - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - GOVERNMENTAL SERVICES AND AMBUSH MARKETING** for the purpose of providing all governmental services reasonably necessary to the success of Super Bowl XLII (2008) and related Official Events within Prince George's County, Maryland in conjunction with the Host Committee and Federal, State and local governments and any other public or private entity, and providing that Prince George's County, Maryland agrees that it shall not authorize any sponsorships of Prince George's County, Maryland during the two weeks prior, through the week following, of Super Bowl XLII (2008) and related Official Events upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

Favorable as amended

- ◆ **CR-55-2003 - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - TICKET SCALPING PROHIBITED** for the purpose of prohibiting at the request of the National Football League the scalping of tickets to Super Bowl XLII (2008) and related Official Events contingent upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

EXECUTIVE SESSION – (ROOM 2027) – (SEE ALSO PAGE 9) – EXECUTIVE SESSION HELD

- (a) Discussion of personnel issues in accordance with Maryland Annotated Code, State Government, Section 10-508 (a)(1)(i).

12:25 P.M.

RECONVENE

5. **RESOLUTIONS ELIGIBLE FOR FINAL READING (ADOPTION) -- (CR-56-2003 ADDED; SEE PAGE 9)**

Adopted

CR-51-2003 (DR-2) – A RESOLUTION CONCERNING SUPER BOWL XLII (2008) – LAW ENFORCEMENT AGENCY ASSURANCE for the purpose of providing law enforcement and public safety services in conjunction with the Host Committee and Federal, State and local governments and law enforcement agencies and any other public or private entities upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

(Favorably reported out of C.O.W. on 9/9/2003 with amendments)

Adopted

CR-52-2003 (DR-2) – A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - VENDING for the purpose of prohibiting all temporary vendor licensing during the Super Bowl Period for the area within a two and nine-tenth mile radius of the Stadium property boundaries, and restricting the issuance of new or expanded vending permits or licenses during the Super Bowl Period, contingent upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

(Favorably reported out of C.O.W. on 9/9/2003 with amendments)

Adopted

CR-53-2003 (DR-2) - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - FIRE AND MEDICAL EMERGENCY AGENCY ASSURANCE for the purpose of providing fire and medical emergency services in conjunction with the Host Committee and Federal, State and local governments and fire and medical emergency services agencies and any other public or private entities upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

(Favorably reported out of C.O.W. on 9/9/2003 with amendments)

RESOLUTIONS ELIGIBLE FOR FINAL READING (ADOPTION) – (CONTINUED)*Adopted*

CR-54-2003 (DR-2) - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - GOVERNMENTAL SERVICES AND AMBUSH MARKETING for the purpose of providing all governmental services reasonably necessary to the success of Super Bowl XLII (2008) and related Official Events within Prince George's County, Maryland in conjunction with the Host Committee and Federal, State and local governments and any other public or private entity, and providing that Prince George's County, Maryland agrees that it shall not authorize any sponsorships of Prince George's County, Maryland during the two weeks prior, through the week following, of Super Bowl XLII (2008) and related Official Events upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

(Favorably reported out of C.O.W. on 9/9/2003 with amendments)

Adopted

CR-55-2003 (DR-2) - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - TICKET SCALPING PROHIBITED for the purpose of prohibiting at the request of the National Football League the scalping of tickets to Super Bowl XLII (2008) and related Official Events contingent upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

(Favorably reported out of C.O.W. on 9/9/2003 with amendments)

3. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT -- (continued from page 4)**

*Chairman
authorized to
sign*

- (a) Proposed joint signature letter to Elizabeth M. Hewlett, Chair, Prince George's County Planning Board, requesting use of the Prince George's Sports and Learning Complex and related parking facilities by the National Football League upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

Favorably reported out of C.O.W. on 9/9/2003

Item Deferred

- (b) **CONFIRMATION OF APPOINTMENT TO THE BOARD OF APPEALS (Term expiring 12/4/2006)**

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.

(c) Introduction of Resolutions

Introduced

CR-56-2003 - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) -

TAXING AUTHORITY AGENCY ASSURANCE for the purpose of exempting from all taxes, assessments or fees imposed by Prince George's County, Maryland on gross receipts from admission tickets to sporting, cultural or entertainment events during the Super Bowl Period including tax assessments or fees imposed on admission tickets to Super Bowl XLII (2008) and related Official Events and exempting the NFL or any of its Affiliates (including, without limitation, NFL Enterprises, LP, NFL Properties, LLC or NFL Productions) in the conduct of its "Super Bowl activities" from all payroll (unemployment and withholding), income and use taxes ordinarily imposed by Prince George's County, Maryland upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

The Chairman (by request – County Executive); referral to C.O.W.

Introduced by Council Members Shapiro and Hendershot

COMMITTEE OF THE WHOLE – (ROOM 2027) – (page 5)

Favorable as amended

- ◆ **CR-56-2003 - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) -**
TAXING AUTHORITY AGENCY ASSURANCE for the purpose of exempting from all taxes, assessments or fees imposed by Prince George's County, Maryland on gross receipts from admission tickets to sporting, cultural or entertainment events during the Super Bowl Period including tax assessments or fees imposed on admission tickets to Super Bowl XLII (2008) and related Official Events and exempting the NFL or any of its Affiliates (including, without limitation, NFL Enterprises, LP, NFL Properties, LLC or NFL Productions) in the conduct of its "Super Bowl activities" from all payroll (unemployment and withholding), income and use taxes ordinarily imposed by Prince George's County, Maryland upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

EXECUTIVE SESSION – (ROOM 2027) – (page 6) -- (EXECUTIVE SESSION HELD)

- (b) Discussion of pending litigation in accordance with Maryland Annotated Code, State Government, Section 10-5080(a)(8).

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

Adopted

CR-56-2003 (DR-2) - A RESOLUTION CONCERNING SUPER BOWL XLII (2008) - TAXING AUTHORITY AGENCY ASSURANCE for the purpose of exempting from all taxes, assessments or fees imposed by Prince George's County, Maryland on gross receipts from admission tickets to sporting, cultural or entertainment events during the Super Bowl Period including tax assessments or fees imposed on admission tickets to Super Bowl XLII (2008) and related Official Events and exempting the NFL or any of its Affiliates (including, without limitation, NFL Enterprises, LP, NFL Properties, LLC or NFL Productions) in the conduct of its "Super Bowl activities" from all payroll (unemployment and withholding), income and use taxes ordinarily imposed by Prince George's County, Maryland upon a successful bid by the Washington, D.C. Super Bowl Host Committee for Super Bowl XLII (2008).

(Favorably reported out of C.O.W. on 9/9/2003 with amendments)

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

None

12:30 P.M.

ADJOURN

REMINDER

Wed., September 10, 2003	1:30 p.m.	PZED Committee Meeting (Room 2027)
Tues., September 16, 2003	9:15 a.m.	County Council Agenda Briefing
	9:30 a.m.	Proclamations/Commendations
	10:00 a.m.	Call to Order
Thurs., September 17, 2003	9:30 a.m.	HEHS Committee Meeting (Room 2027) (tentative)