



Prince George's County Council

Wayne K. Curry Administration
Building
1301 McCormick Dr
Largo, MD 20774

Meeting Minutes - Draft County Council

Thomas E. Dernoga, Chair, District 1
Wala Blegay, Vice Chair, District 6
Edward P. Burroughs, III, District 8
Wanika Fisher, District 2
Mel Franklin, At-Large
Sydney J. Harrison, District 9
Calvin S. Hawkins, II, At-Large
Jolene Ivey, District 5
Eric C. Olson, District 3
Krystal Oriadha, District 7
Ingrid S. Watson, District 4

Jennifer A. Jenkins, Council Administrator

Tuesday, July 18, 2023

10:00 AM

Council Hearing Room

VIEW USING THE LINK PROVIDED AT: <https://pgccouncil.us/LIVE>

10:00 A.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

The meeting was called to order by Chair Thomas E. Dernoga at 10:20 a.m. with 9 members present at roll call. Council Member Franklin arrived at 10:26 a.m.

Present: 10 - Council Member Calvin S. Hawkins
Council Member Sydney Harrison
Vice Chair Wala Blegay
Chair Thomas Dernoga
Council Member Ingrid Watson
Council Member Eric Olson
Council Member Edward Burroughs
Council Member Jolene Ivey
Council Member Krystal Oriadha
Council Member Mel Franklin

Absent: Council Member Wanika Fisher

Also present:

Jennifer Jenkins, Council Administrator

Colette Gresham, Associate Council Administrator

Donna J. Brown, Clerk of the Council

Leonard Moses, Legislative/Zoning Assistant

James Walker-Bey, Zoning Assistant

Sakinda Skinner, Council Liaison, Office of the County Executive

Terry L. Bell, Associate County Attorney, Office of Law

Amanda Denison, Chief Legislative Officer

Terry Bell, Associate County Attorney, Office of Law

Jibril Brown, Legislative Officer

Jackie Brown, Director, PHED Committee

Sandra Eubanks, Director, GOFP Committee

Kathy Canning, Legislative Officer

Karen Zavakos, Legislative and Zoning Counsel

Leroy Maddox, Jr., Legislative Officer

Nathaniel K. Tutt, III, Director, HHSPS Committee

J. Kenneth Battle, Director, TIEE Committee

INVOCATION / MOMENT OF SILENCE:

Council Chair Dernoga announced a moment of silence for reflection.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Burroughs.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Valerie Blackman, Tolson Banner, Josephine Morning, Patricia Monroe, Herbert Jones, Juanita Wright, and Jay Nightwolf addressed the Council.

LEGISLATIVE DAY NO. 27**1. CONSENT AGENDA****(a) Approval of County Council Minutes**[MIN 07112023](#)

County Council Minutes dated July 11, 2023

Draft 1

Attachment(s): [07112023](#)**These Minutes were approved.****(b) First Reading of Bills (Presentation)**[CB-073-2023](#)**AN ORDINANCE CONCERNING THE ZONING ORDINANCE OF PRINCE**

Draft 1

GEORGE'S COUNTY-OMNIBUS BILL for the purpose of reconciling certain terms, procedures, and other language of the new Zoning Ordinance, being Chapter 27, 2019 Laws of Prince George's County; revising certain procedures and regulations; and adding clarification language to further effectuate successful implementation of the County's new, modern, streamlined Zoning Ordinance.**Attachment(s):** [B2023073](#)[CB-073-2023 Summary](#)[CB-073-2023 Transmittal](#)**This Council Bill was presented by the Chair by the request of the Planning Board and referred to the Planning, Housing and Economic Development Committee.**[CB-074-2023](#)**AN ORDINANCE CONCERNING THE LANDSCAPE MANUAL OF PRINCE**

Draft 1

GEORGE'S COUNTY - OMNIBUS BILL for the purpose of reconciling certain terms, procedures, and other language of the new Landscape Manual, being also and the same Section 27-6500 of the Zoning Ordinance of Prince George's County, Chapter 27, 2019 Laws of Prince George's County; revising certain procedures and regulations; and adding clarification language to effectuate successful implementation and meet the County's goals for a new, modern, streamlined Zoning Ordinance.**Attachment(s):** [B2023074](#)[CB-074-2023 Summary](#)[CB-074-2023 Transmittal](#)

This Council Bill was presented by the Chair by the request of the Planning Board and referred to the Planning, Housing and Economic Development Committee.

CONSENT AGENDA (Continued)

[CB-075-2023](#)

Draft 1

AN ACT CONCERNING THE REAL ESTATE APPRAISAL BIAS BAN OF 2023 for the purpose of establishing a ban on real estate appraisal bias in Prince George's County.

Sponsor(s): Franklin, Harrison and Hawkins

Attachment(s): [B2023075](#)
[CB-075-2023 Summary](#)

This Council Bill was presented by Council Members Franklin, Harrison and Hawkins and referred to the Planning, Housing and Economic Development Committee.

[CB-076-2023](#)

Draft 1

AN ACT CONCERNING REVISION OF THE FAIR ELECTION FUND for the purpose of revising language of the Fair Election Fund in order to provide greater clarity.

Sponsor(s): Dernoga

Attachment(s): [B2023076](#)
[CB-076-2023 Summary](#)

This Council Bill was presented by the Chair and referred to the Government Operations and Fiscal Policy Committee.

[CB-077-2023](#)

Draft 1

AN ACT CONCERNING PRINCE GEORGE'S COUNTY PLANNING BOARD for the purpose of amending the rate of compensation for persons serving as members of the Prince George's County Planning Board.

Sponsor(s): Dernoga

Attachment(s): [B2023077](#)
[CB-077-2023 Summary](#)

This Council Bill was presented by the Chair and referred to the Government Operations and Fiscal Policy Committee.

Time of Vote to Close Session: 11:16 a.m.

Beginning Time: 11:16 a.m.

Ending Time: 11:19 a.m.

Members Present:

CM Dernoga, Chairman, CM Blegay, Vice-Chairman, CM Burroughs, CM Franklin, CM Harrison, CM Hawkins, CM Ivey, CM Olson, CM Oriadha, CM Watson

Members Absent:

CM Fisher

Others Present:

Jennifer Jenkins, Colette Gresham, Donna Brown, Jibril Brown, Karen Campbell, Ellis Watson

Topics Discussed:

1. Appointment to the Prince George's Board of Education

Actions Taken:

1. Motion to appoint Ms. Jocelyn Route to the Board of Education by a 10-0 vote (fav)

Vote Closing the Meeting pursuant to Section 3-305(b) (1): 10 – 0

A motion was made by Council Member Ivey, seconded by Council Member Burroughs, that this meeting be convened into Executive Session. The motion carried by the following vote:

| | |
|---------------|---|
| Aye | 10 - Hawkins, Harrison, Blegay, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin |
| Absent | Fisher |

8. ITEM FOR DISCUSSION

[APPT-21-23](#)

Draft 1

Appointment of the following individuals to the Fire Commission for Prince George's County:

Mr. Johnathan L. Bolden

Reappointment: Volunteer

Term Expiration: July 1, 2025

Mr. Antwan D. Holbert

Reappointment
Term Expiration: July 1, 2025

Ms. Vanessa E. Surles
Reappointment: Volunteer
Term Expiration: July 1, 2025

Attachment(s): [Fire Commission Appointee Transmittal](#)
[Fire Commission Appointee Package](#)
[Fire Commission Appointee Report](#)

Council Member Hawkins moved a substitute motion to confirm the nominees to the Fire Commission and the motion failed.

A motion was made by Council Member Hawkins, seconded by Council Member Franklin, that this Appointment be confirmed. The motion failed by the following vote:

| | | |
|----------------|-----|---|
| Aye | 3 - | Hawkins, Harrison and Franklin |
| Nay | 6 - | Blegay, Dernoga, Olson, Burroughs, Ivey and Oriadha |
| Absent | | Fisher |
| Abstain | 1 - | Watson |

A motion was made by Council Member Burroughs, seconded by Council Member Olson, that this Appointment be rejected. The motion carried by the following vote:

| | | |
|----------------|-----|---|
| Aye | 6 - | Blegay, Dernoga, Olson, Burroughs, Ivey and Oriadha |
| Nay | 3 - | Hawkins, Harrison and Franklin |
| Absent | | Fisher |
| Abstain | 1 - | Watson |

RECESS

THE MEETING WAS RECESSED AT 11:11 AM

A motion was made by Council Member Ivey, seconded by Council Member Olson, that this meeting be recessed. The motion carried by the following vote:

| | | |
|---------------|------|--|
| Aye | 10 - | Hawkins, Harrison, Blegay, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin |
| Absent | | Fisher |

Attachment(s): [B2023046](#)
[CB-046-2023 Summary](#)
[CB-046-2023 Report](#)
[CB-046-2023 PAFI](#)
[CB-046-2023 OOL Comments](#)
[CB-046-2023 Amendment #1](#)
[CB-046-2023 \(Proposed DR-4\)](#)

Pursuant to proper notice, the public hearing convened at 11:40 a.m. Heaven Jordan, Bridget Warren, Diana Torres, Jeremiah Abu-Baker, Duane and Tori King, Ebony Stocks, Deborah Spencer, Clement Troutman, Dr. Baruch Ben-Yehudah, Marina Anwhri, Nicole Hall, Leslie Graves, Dr. Samni Areola, and Steven Wilson signed up to speak for this item. All persons wishing to speak having done so, the public hearing was declared held. Leroy Maddox, Jr, Legislative Officer, provided an overview of Proposed Amendment #1.

The public hearing for this Council Bill was held.

A motion was made by Vice Chair Blegay, seconded by Council Member Burroughs, that this Council Bill be amended. The motion carried by the following vote:

Aye 10 - Hawkins, Harrison, Blegay, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin
Absent Fisher

A motion was made by Vice Chair Blegay, seconded by Council Member Burroughs, that this Council Bill be enacted. The motion carried by the following vote:

Aye 9 - Hawkins, Blegay, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin
Absent Fisher
Abstain 1 - Harrison

PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT) (Continued)

[CB-061-2023](#)

Draft 2

AN ACT CONCERNING COUNTY REAL PROPERTY AS SURPLUS PROPERTY for the purpose of repealing in its entirety and reenacting provisions of the Code regulating the procedure to declare County Real Property as Surplus Property; methods of disposition of surplus property; approval by Council; and execution of disposition.

Sponsor(s): Dernoga, Burroughs, Harrison, Watson and Ivey

Attachment(s): [B2023061](#)
[CB-061-2023 Summary](#)
[CB-061-2023 Report Part 1 \(06132023\)](#)
[CB-061-2023 Report Part 2 \(06202023\)](#)
[CB-061-2023 PAFI](#)
[CB-061-2023 Proposed Amendment #1](#)

Pursuant to proper notice, the public hearing convened at 12:41 p.m. There was no one signed up to speak for this item. All persons wishing to speak having done so, the public hearing was declared held. Karen Zavakos, Legislative and Zoning Counsel, provided an overview of Proposed Amendment #1.

The public hearing for this Council Bill was held.

A motion was made by Chair Dernoga, seconded by Council Member Ivey, that this Council Bill be amended. The motion carried by the following vote:

Aye 9 - Hawkins, Harrison, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin
Absent Blegay and Fisher

A motion was made by Council Member Burroughs, seconded by Council Member Watson, that this Council Bill be enacted. The motion carried by the following vote:

Aye 8 - Harrison, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin
Nay 1 - Hawkins
Absent Blegay and Fisher

6. BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT)

[CB-031-2023](#)

Draft 3

AN ORDINANCE CONCERNING CONVENIENCE STORES - GAS STATIONS - TOBACCO SHOPS - TOBACCO PRODUCT DISPLAY AND SALES AREA for the purpose of modifying the definitions of Convenience Store, Gas Station, and Tobacco Shop uses in the Zoning Ordinance to clarify the percentage of certain uses that may be dedicated to the display and sales of tobacco and cannabis-related products; and providing for a transition period to ensure compliance.

Sponsor(s): Blegay, Ivey, Oriadha, Dernoga, Watson, Harrison, Burroughs, Fisher, Olson and Hawkins

Attachment(s): [B2023031](#)
[CB-031-2023 Summary](#)
[CB-031-2023 Report](#)
[CB-031-2023 ZHE Memo](#)
[CB-031-2023 Planning Board Votes Letter](#)
[CB-031-2023 Planning Board Analysis](#)
[CB-031-2023 Convenience Store Locations IMD Research 03132023](#)
[CB-031-2023 Gas Station Locations IMD Research 03132023](#)
[CB-031-2023 Tobacco or Electronic Cigarette Store Locations IMD Research 03132023](#)

A motion was made by Vice Chair Blegay, seconded by Council Member Burroughs, that this Council Bill be enacted. The motion carried by the following vote:

Aye 10 - Hawkins, Harrison, Blegay, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin
Absent Fisher

7. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

[CR-022-2023](#)

Draft 1

A RESOLUTION CONCERNING MILITARY LEAVE for the purpose of amending the Salary Plan of the County to reflect the continuation of certain military leave benefits and the eligibility requirements for certain military leave benefits.

Sponsor(s): Dernoga, Harrison, Watson, Ivey and Hawkins

Attachment(s): [R2023022](#)
[CR-022-2023 Summary](#)
[CR-022-2023 Report](#)
[CR-022-2023 OMB Comments](#)
[CR-022-2023 PAFI](#)
[CR-022-2023 Transmittal](#)
[CB-022-2023 OOL Comment](#)

Council Member Burroughs, Chair of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the GOFP Committee for CR-022-2023.

A motion was made by Council Member Harrison, seconded by Council Member Ivey, that this Resolution be adopted. The motion carried by the following vote:

| | |
|---------------|--|
| Aye | 10 - Hawkins, Harrison, Blegay, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin |
| Absent | Fisher |

RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION) (Continued)

[CR-063-2023](#)

Draft 1

A RESOLUTION CONCERNING PUBLIC SAFETY AND BEHAVIORAL HEALTH SURCHARGE for the purpose of adjusting the Public Safety and Behavioral Health Surcharge for Fiscal Year 2024, beginning July 1, 2023, as required by State law.

Sponsor(s): Dernoga, Harrison, Watson, Hawkins and Oriadha

Attachment(s): [R2023063](#)
[CR-063-2023 Summary](#)
[CR-063-2023 Transmittal](#)
[CR-063-2023 Report](#)
[CR-063-2023 PAFI Statement](#)
[CR-063-2023 OOL Comments](#)
[School Facilities Public Safety Behavioral Health Surcharge Report](#)

Council Member Burroughs, Chair of the Government Operations and Fiscal Policy Committee (GOFPP), provided a verbal report of the actions and recommendations of the Committee of the Whole for CR-063-2023.

A motion was made by Vice Chair Blegay, seconded by Council Member Ivey, that this Resolution be adopted. The motion carried by the following vote:

| | |
|---------------|--|
| Aye | 10 - Hawkins, Harrison, Blegay, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin |
| Absent | Fisher |

[CR-069-2023](#)

Draft 1

A RESOLUTION CONCERNING SCHOOL FACILITIES SURCHARGE for the purpose of adjusting the school facilities surcharge for Fiscal Year 2024, beginning July 1, 2023, as required by State law.

Sponsor(s): Dernoga

and Livingston Woods Area in Prince George's County. It requests PEPCO to halt the battery storage plans in the Southlawn and Livingston Woods Area and requests PEPCO to find another location in the County for battery storage that is not in close proximity to the homes of County residents. The Clerk of the Council is requested to transmit a copy of this Resolution to the President and Chief Executive Officer of PEPCO.

This Resolution was introduced by Council Members Burroughs, Dernoga, Harrison, Watson, Hawkins, Blegay, Oriadha, Franklin, Olson and Ivey.

[REC16-23](#)

Draft 1

RECESS

THE MEETING WAS RECESSED AT 1:04 PM.

A motion was made by Council Member Ivey, seconded by Council Member Watson, that this meeting be recessed. The motion carried by voice vote.

| | |
|---------------|---|
| Aye | 10 - Hawkins, Harrison, Blegay, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin |
| Absent | Fisher |

RECONVENE

THE MEETING WAS RECONVENED AT 2:37 PM.

INTRODUCTION AND ADOPTION OF RESOLUTIONS (Continued)

[CR-070-2023](#)

Draft 1

A RESOLUTION CONCERNING UNIVERSAL DESIGN

IMPLEMENTATION WORKGROUP for the purpose of establishing a Universal Design Implementation Workgroup; providing for the purpose of the Universal Design Implementation Workgroup; providing for the appointment of the members of the Universal Design Implementation Workgroup; providing for the composition of the Universal Design Implementation Workgroup; providing for the staff and technical support for the Universal Design Implementation Workgroup; providing for the issuance of a certain report; and generally regarding the Universal Design Implementation Workgroup.

Sponsor(s): Ivey, Harrison, Dernoga, Olson, Oriadha, Watson and Burroughs

Attachment(s): [R2023070](#)

[CR-070-2023 Summary](#)

This resolution establishes a Universal Design Implementation Workgroup to assist the County in implementing the required procedural and design requirements of Universal Design set forth in Subtitle 4, Division 6. Universal Design for Housing of the Prince George's County Code, as enacted pursuant to CB-65-2023 (DR-2). The Universal Design Implementation Workgroup shall review the Universal Design provisions of CB-65-2023 (DR-2) and shall provide advice on the County's priorities and goals for requiring Universal Design and on any proposed legislation and/or changes to be considered to the provisions of this Division.

This Resolution was introduced by Council Members Ivey, Harrison, Dernoga, Olson, Oriadha, Watson and Burroughs.

A motion was made by Council Member Ivey, seconded by Council Member Olson, that the rules be suspended for this Resolution. The motion carried by the following vote:

Aye 9 - Hawkins, Harrison, Dernoga, Watson, Olson, Burroughs,
Ivey, Oriadha and Franklin
Absent Blegay and Fisher

A motion was made by Council Member Ivey, seconded by Council Member Watson, that this Resolution be adopted. The motion carried by the following vote:

Aye 9 - Hawkins, Harrison, Dernoga, Watson, Olson, Burroughs,
Ivey, Oriadha and Franklin
Absent Blegay and Fisher

INTRODUCTION AND ADOPTION OF RESOLUTIONS (Continued)[CR-072-2023](#)

Draft 1

A RESOLUTION CONCERNING 2009 COUNTYWIDE MASTER PLAN OF TRANSPORTATION - MINOR PLAN AMENDMENT - INITIATION for the purpose of directing the Prince George's Planning Board of the Maryland-National Capital Park and Planning Commission to initiate a minor amendment to the 2009 Countywide Master Plan of Transportation - in particular, to revise the recommendations regarding a portion of the future F-10 project; and declaring that a public hearing be conducted to seek public testimony on the proposed minor amendment, in accordance with law.

Sponsor(s): Ivey, Harrison, Watson, Dernoga, Hawkins, Olson and Franklin

Attachment(s): [R2023072](#)
[CR-072-2023 Summary](#)

This Resolution will re-initiate, without any substantive change, a Minor Amendment to the 2009 Countywide Master Plan of Transportation initiated by way of the Council's approval of CR-061-2023 on May 30, 2023, and establish a new date for a public hearing to seek public comment and testimony on the proposed amendments to the current functional master plan for transportation in Prince George's County.

This Resolution was introduced by Council Members Ivey, Harrison, Watson, Dernoga, Hawkins, Olson and Franklin.

A motion was made by Council Member Ivey, seconded by Council Member Harrison, that the rules be suspended for this Resolution. The motion carried by the following vote:

Aye 9 - Hawkins, Harrison, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin
Absent Blegay and Fisher

A motion was made by Council Member Ivey, seconded by Council Member Olson, that this Resolution be adopted. The motion carried by the following vote:

Aye 9 - Hawkins, Harrison, Dernoga, Watson, Olson, Burroughs, Ivey, Oriadha and Franklin
Absent Blegay and Fisher

4. SECOND READING OF BILLS – (INTRODUCTION)[CB-044-2023](#)

Draft 2

AN ACT CONCERNING GAS STATION CREDIT PRICE SIGNAGE for the purpose of requiring gas stations to display the credit card price on their signs.

Sponsor(s): Burroughs, Oriadha, Blegay, Dernoga, Olson, Ivey, Watson, Franklin and Hawkins

Attachment(s): [B2023044](#)
[CB-044-2023 Summary](#)
[CB-044-2023 Report](#)
[CB-044-2023 PAFI](#)
[CB-044-2023 Amendment 1](#)
[CB-044-2023 OOL Comment](#)

Council Member Burroughs, Chair of the Government Operations and Fiscal Policy Committee (GOFP), provided a verbal report of the actions and recommendations of the GOFP Committee for CB-044-2023. For the purpose of requiring gas stations to display the credit card price on their signs.

This Council Bill was introduced by Council Members Burroughs, Oriadha, Blegay, Dernoga, Olson, Ivey, Watson, Franklin and Hawkins.

[CB-048-2023](#)

Draft 1

AN ACT CONCERNING MASTER ELECTRICIAN, JOURNEYMAN ELECTRICIAN, APPRENTICE ELECTRICIAN AND ELECTRICAL CONTRACTOR for the purpose of removing Master Electrician, Journeyman Electrician, Apprentice Electrician and Electrical Contractor from Subtitle 2, Division 14B to be in compliance with the Maryland Electricians Act revisions.

Sponsor(s): Franklin, Hawkins and Watson

Attachment(s): [B2023048](#)
[CB-048-2023 Summary](#)
[CB-048-2023 Report](#)
[CB-048-2023 PAFI](#)
[CB-048-2023 Transmittal](#)
[CB-048-2023 OOL Comment](#)

Council Member Olson, Chair of the Transportation, Infrastructure, Energy and Environment Committee (TIEE), provided a verbal report of the actions and recommendations of the TIEE Committee for CB-048-2023. The removal of Master Electrician, Journeyman Electrician, Apprentice Electrician and Electrical Contractor from Subtitle 2, Division 14B ensures that the County

Code is in compliance with the Maryland Electricians Act - Revisions, Senate Bill 762, which became law on May 30, 2021, and went into effect on July 1, 2021. Senate Bill 763 removed the County's authority to issue licenses to Master Electrician, Journeyman Electrician, Apprentice Electrician and Electrical Contractor. As a result of the 2021 law, the State of Maryland issues these licenses.

This Council Bill was introduced by Council Members Franklin, Hawkins and Watson.

SECOND READING OF BILLS – (INTRODUCTION) (Continued)

[CB-056-2023](#)

Draft 1

AN ACT CONCERNING COMMUNITY POLICING: DATA AND REPORTS*

for the purpose of requiring Prince George's County Police Department to make certain data and/or reports available to the County Council and the general public regarding police activities. The reporting requirements will provide certain information, including but not limited to the demographics of the Prince George's County Police Department, the number of instances alleging use of force, and complaints regarding police officers.

Sponsor(s): Burroughs, Blegay, Oriadha, Dernoga and Olson

Attachment(s): [B2023056](#)
[CB-056-2023 Summary](#)
[CB-056-2023 Report](#)
[CB-056-2023 PAFI](#)
[CB-056-2023 OOL Comment](#)

There was no action taken on this Council Bill.

There was no action taken on this Council Bill.

SECOND READING OF BILLS – (INTRODUCTION) (Continued)[CB-064-2023](#)

Draft 1

AN ACT CONCERNING STORMWATER MANAGEMENT - WASTEWATER PROTECTION AND RESTORATION PROGRAM REVENUE

OBLIGATIONS - MARYLAND WATER INFRASTRUCTURE FINANCING ADMINISTRATION LOANS for the purpose of authorizing and empowering Prince George’s County, Maryland (the “County”) to borrow money and incur indebtedness in an aggregate principal amount not exceeding Forty-Five Million Dollars (\$45,000,000) (the “Loan”) under one or more loan agreements (each, a “Loan Agreement”) to be executed and delivered by the County and the Maryland Water Infrastructure Financing Administration (“MWIFA”), previously the Maryland Water Infrastructure Financing Administration, to be evidenced and secured by one or more revenue notes or other obligations (each, a “Note”) in an aggregate principal amount equal to the amount of the Loan under the Loan Agreements and to borrow money and incur indebtedness in order to refund or refinance the Loan and the Notes and any other indebtedness authorized hereby in a maximum principal amount not to exceed one hundred fifty percent (150%) of the aggregate principal amount of the indebtedness refunded or refinanced (collectively, the “Obligations”), pursuant to the Maryland Water Infrastructure Financing Administration Act, Sections 9-1601 to 9-1622, inclusive, of the Environment Article of the Annotated Code of Maryland, as amended, replaced or recodified from time to time (the “Water Infrastructure Act”) and Section 10-203(b) of the Local Government Article of the Annotated Code of Maryland, as amended, replaced or recodified from time to time (collectively, the “Enabling Acts”), for the purpose of financing and refinancing in whole or in part costs of the design, planning, construction, equipping, installation, reconstruction, establishment, expansion, extension, enlargement, demolition, improvement and acquisition of certain capital improvement projects of the County’s Stormwater Management - Watershed Protection and Restoration Program set forth in the capital program and the capital budget of the County adopted by the County pursuant to Council Bill CB-32-2016, passed by the County Council on May 26, 2016, and approved by the County Executive of the County (the “County Executive”) on May 31, 2016, including without limitation expenditures authorized pursuant to Council Bill CB-24-2020, passed by the County Council on May 29, 2020, and approved by the County Executive on June 3, 2020, Council Bill CB-35-2021, passed by the County Council on May 27, 2021, and approved by the County Executive on May 28, 2021, Council Bill CB-056-2022, passed by the County Council on June 1, 2022, and approved by the County Executive on June 21, 2022, including describing the capital projects to be financed, refinanced and reimbursed in whole or in part from the proceeds of the Loan hereby authorized and the estimated costs thereof; approving the form and authorizing and providing for the execution of the Loan Agreements and the Notes; prescribing or providing for the form and tenor of the Notes and the terms and conditions for the issuance and

sale thereof at private sale to MWIFA created pursuant to the Water Infrastructure Act; directing the application of the proceeds of the Loan; providing that the Obligations and the interest and any premium on them shall be limited obligations of the County payable from and secured by certain amounts from time to time on deposit in the Local Watershed Protection and Restoration Fund established pursuant to Section 10-301 of the Prince George's County Code, as amended, replaced or recodified from time to time, and shall never constitute an indebtedness or charge against the full faith and credit or taxing powers of the County within the meaning of any constitutional or charter provision or statutory limitation; authorizing the private (negotiated) or public sale of the Obligations as determined by the County Executive to be in the best interest of the County and other details with respect to the sale of such Obligations; providing for the preparation and distribution of a preliminary official statement and a final official statement to be used in connection with the sale of the Obligations; covenanting or providing for the making of certain covenants on matters relating to the tax-exempt status of interest on the Obligations; 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 authorization, issuance, sale, delivery and payment of the Obligations and the consummation of the transactions contemplated by this Act.

Sponsor(s): Watson, Olson, Dernoga and Hawkins

Attachment(s): [B2023064](#)
[CB-064-2023 Summary](#)
[CB-064-2023 Report](#)
[CB-064-2023 Transmittal](#)
[CB-064-2023 PAFI](#)
[CB-064-2023 OOL Comment](#)

Council Member Olson, Chair of the Transportation, Infrastructure, Energy and Environment Committee (TIEE), provided a verbal report of the actions and recommendations of the TIEE Committee for CB-064-2023. This Bill authorizes the borrowing, administration and repayment of an amount not to exceed \$45,000,000 from the Maryland Water Infrastructure Financing Administration for the purpose of funding the County's obligations under its National Pollution Discharge Elimination System Municipal Separate Storm Sewer Discharge Permit ("MS4 Permit") to store or treat stormwater runoff in order to mitigate flooding, reduce pollutions loads, and achieve

impervious surface credits. Loan proceeds will be used for the retrofitting of approximately 425 impervious acres on multiple sites within the County. Multiple projects will be planned, designed, and constructed within the area subject to the MS4 Permit and will utilize a wide array of treatment options approved by the Maryland Department of the Environment including small rain gardens, large urban retrofit solutions involving suburban drain inlet modifications, pond retrofits, stream and shoreline restorations, green streets, high-flow media treatment devices, bio-swales and other green infrastructure. The mission of the Maryland Water Infrastructure Financing Administration is to provide financial assistance in the form of low interest rate loans and/or grant funding for clean water and drinking water capital projects across the State. The County has been the recipient of a 30-yr MWIFA clean water loan for \$48,000,000 with an interest rate of 0.7% ("SRF 1"), authorized by CB-076-2017. In addition, CB-076-2020 authorized an additional \$100,000,000 clean water loan for SRF 2 and SRF 3. This Bill will authorize borrowing up to \$45 million of subsidized long-term loans from MWIFA as follows: SRF 4: FFY 2020/SFY 2022 Water Infrastructure State Revolving Fund (WISRF) Intended Use Plan (IUP) Project Name: Urban Stormwater Retrofit Public-Private Partnership, PH 4 WQSRF Loan Amount: \$30,000,000 SRF 5: FFY 2021/SFY 2023 Water Infrastructure State Revolving Fund (WISRF) Intended Use Plan (IUP) Project Name: Urban Stormwater Retrofit Program Public-Private Partnership, PH 5 WQSRF Loan Amount: \$15,000,000.

This Council Bill was introduced by Council Members Watson, Olson, Dernoga and Hawkins.

SECOND READING OF BILLS – (INTRODUCTION) (Continued)

[CB-065-2023](#)

Draft 2

AN ACT CONCERNING UNIVERSAL DESIGN FOR HOUSING for the purpose of ensuring safe and inclusive residential dwelling options in future housing developments for all County residents, regardless of their ability, disability or functionality in a universally designed environment; regarding certain definitions; regarding a certain application and certain exemptions; regarding universally designed features; regarding universally designed features for certain types of housing construction; regarding the potential waiver of certain requirements by the Director of the Department of Permitting, Inspections and Enforcement in certain instances; regarding County amendments to applicable Codes; regarding the conflict of laws; regarding establishing a Universal Design Implementation Workgroup by Resolution; and generally regarding Universal Design elements for residential dwelling units.

Sponsor(s): Ivey, Dernoga, Blegay, Burroughs, Hawkins, Olson, Oriadha and Watson

Attachment(s): [B2023065](#)
[CB-065-2023 Summary](#)
[CB-065-2023 Report](#)
[CB-065-2023 PAFI](#)

Council Member Ivey, Chair of the Planning, Housing, and Economic Development Committee (PHED), provided a verbal report of the actions and recommendations of the PHED Committee for CB-065-2023. The purpose of the bill is to ensure safe and inclusive residential dwelling options in future housing developments for all County residents, regardless of their ability, disability or functionality in a universally designed environment. The bill shall apply to all new single-family attached, single-family detached, two-family, two-over-two's and multi-family residential dwelling units constructed in Prince George's County on and after January 1, 2026 with certain exemptions and waivers. It provides for universally designed features. It provides for the potential waiver of certain requirements by the Director of the Department of Permitting, Inspections and Enforcement in certain instances. It makes amendments to applicable County Codes and provides that if any provisions conflict with the Federal Americans with Disabilities Act, the Federal Fair Housing Act, the Code of Maryland Regulations, the Maryland Accessibility Code, and any other applicable law, the Department of Permitting, Inspections and Enforcement shall apply the Maryland Accessibility Code, the Code of Maryland Regulations, the Federal Americans with Disabilities Act, the Federal Fair Housing Act and any other applicable law.

This Council Bill was introduced by Council Members Ivey, Dernoga, Blegay, Burroughs, Hawkins, Olson, Oriadha and Watson.

