

# ***ACTION AGENDA***

**Tuesday, October 14, 2003**

**Business Meeting**

**(Legislative Day No. 33 to be declared)**

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

**9:30 A.M.**

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

**10:10 A.M.**

**CALL TO ORDER**

**INVOCATION:** Reverend Darrell Terry, New Jericho Community Church, Laurel, Maryland

**PLEDGE OF ALLEGIANCE**

*Designated*

**DESIGNATION OF OCTOBER 14, 2003 AS LEGISLATIVE DAY NO. 33**

**PRESENTATION OF A JOINT PROCLAMATION/COMMENDATIONS**

*Presented*

Joint Proclamation presented to the citizens and residents of Prince George's County, proclaiming the month of October as "Tree, Shrub and Flower Planting Month" in Prince George's County and recognizing the hundreds of volunteers that will participate in "Gorgeous Prince George's Day". (Council Chairman Peter A. Shapiro and County Executive Jack B. Johnson)

*Presented*

Certificate recognizing Jorge A. Bustamante as the 2003 "Prince George's Most Gorgeous Youth". (Council Chairman Peter A. Shapiro and County Executive Jack B. Johnson)

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

*Chairman  
authorized to  
sign*

- (a) Proposed joint signature letter to Secretary Nelson J. Sabatini, State Department of Health and Mental Hygiene, recommending the nomination of Dr. Frederick Corder to serve as Health Officer for Prince George's County.

The Chairman (by request – County Executive)

*Appointment  
confirmed*

(b) **APPOINTMENT TO THE BOARD OF APPEALS:**

**Ms. Bobbie Mack**

Replacing: Mark A. Johnson  
Effective: 10/22/2003  
Term Expiring: 12/4/2006

2. **PUBLIC HEARINGS: -- PUBLIC HEARINGS HELD; ALL CONFIRMED**

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

*Confirmed*

Ms. Cassandra Burckhalter

Appointment  
Replacing: Patricia Lewis  
Term Expiring: 5/1/2006

*Confirmed*

Ms. Elsie H. Byrd

Appointment  
Replacing: Dr. Jacqueline Reed  
Term Expiring: 5/1/2004

*Confirmed*

Ms. Janice L. Berry-Chen

Appointment  
Replacing: Barbara McKay  
Term Expiring: 5/1/2006

*Confirmed*

Ms. Victoria Adams-Eley

Appointment  
Replacing: Dr. Jacquelyn Gentry  
Term Expiring: 5/1/2005

*Confirmed*

Ms. Jacqueline D. Steele-McCall

Appointment  
Replacing: Clothilde Belk  
Term Expiring: 5/1/2006

*Confirmed*

Ms. Njeri K. Mwalimu

Appointment  
Replacing: Nancy Saxon  
Term Expiring: 5/1/2005

**PUBLIC HEARINGS – (CONTINUED)**

<i>Confirmed</i>	Ms. Lisa Proctor	Appointment Replacing: Jeanne Scammon Term Expiring: 5/1/2005
<i>Confirmed</i>	Ms. Fatoumata Thiam	Appointment Replacing: Sol Del Ande Eaton Term Expiring: 5/1/2004
<i>Confirmed</i>	Ms. Barbara S. Taha	Appointment Replacing: Joan Roache Term Expiring: 5/1/2004
<i>Confirmed</i>	Ms. Toni A. Smith	Appointment Replacing: Rev. Hal Henderson Term Expiring: 5/1/2004
<i>Confirmed</i>	Ms. Lenita A. Walker	Appointment Replacing: Danitza Simpson Escano Term expiring: 5/1/2004

**3. SECOND READING OF BILLS (INTRODUCTION)**

*Introduced*      **CB-64-2003 – AN ORDINANCE CONCERNING RESIDENTIAL REGULATIONS** for the purpose of extending a sunset provision pertaining to the minimum lot size requirements for certain residential lots recorded prior to November 29, 1949.

(Favorably reported out of PZED on 10/8/2003)

*Introduced by Council Members Hendershot and Dean*

*Introduced*      **CB-65-2003 - AN ORDINANCE CONCERNING RETAIL USES** for the purpose of permitting retail uses in the R-R and I-3 Zones under certain circumstances by repealing and reenacting with amendments.

(Favorably reported out of PZED on 10/8/2003)

*Introduced by Council Members Dean, Shapiro, Exum, Harrington, Peters and Hendershot*

**SECOND READING OF BILLS (INTRODUCTION) – (CONTINUED)**

*Recommitted to  
PZED*

**CB-72-2003 (DR-2) (SUBDIVISION BILL) – AN ACT CONCERNING SUBDIVISIONS – ADEQUATE PUBLIC ROAD FACILITIES** for the purpose of deleting certain provisions of the Subdivision Ordinance that allow the development of certain property notwithstanding the inadequacy of public road facilities.

(Favorably reported out of PZED on 10/8/2003 with amendments)

To be introduced by Council Member Dernoga

*Introduced*

**CB-73-2003 (DR-2) (SUBDIVISION BILL) – AN ACT CONCERNING SUBDIVISIONS – FUNDING FOR PUBLIC ROAD FACILITIES** for the purpose of amending the criteria for approving a subdivision when adequate public road facilities are programmed for construction.

(Favorably reported out of PZED on 10/8/2003 with amendments)

*Introduced by Council Members Dernoga, Harrington, Peters, Dean and Exum*

*Introduced*

**CB-68-2003 – AN ACT CONCERNING THE CREATION OF A SCHOOL CAPITAL PROJECT** for the purpose of adding a school capital project to the Approved Fiscal Year 2004 Capital Budget by transferring appropriations in the amount of \$5,000,000 from the Contingency Fund and amending the Approved Fiscal Year 2004-2009 Capital Improvement Program with regard to expenditures and financing beyond the budget year.

(Favorably reported out of PSFM on 10/8/2003)

*Introduced by Council Members Shapiro, Bland, Hendershot, and Knotts*

*Introduced*

**CB-69-2003 (DR-2) – AN ACT CONCERNING AN INTERPROJECT TRANSFER OF APPROPRIATIONS IN THE APPROVED FISCAL YEAR 2004 CAPITAL BUDGET** for the purpose of transferring appropriations between capital projects in the amount of \$1,050,000 from the Contingency Fund to the Samuel P. Massie Elementary School capital project.

(Favorably reported out of PSFM on 10/8/2003 with amendments)

*Introduced by Council Members Bland, Exum, Dean, Harrington and Peters*

**SECOND READING OF BILLS (INTRODUCTION) – (CONTINUED)***Introduced*

**CB-74-2003 – AN ACT CONCERNING BOARD OF APPEALS** for the purpose of amending the schedule of filing fees to be paid to the Board of Appeals when submitting appeals or variance applications.

(Favorably reported out of PSFM on 10/8/2003)

*Introduced by Council Members Dean, Exum and Peters*

4. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

*Introduced; rules  
suspended;  
adopted*

**CR-67-2003 – A RESOLUTION CONCERNING NEIGHBORHOOD INTERVENTION PROGRAM** for the purpose of approving the application of the Washington Area Community Investment Fund, Inc. under the Community Legacy Financial Assistance Fund to implement the Prince George's County Neighborhood Intervention Program in Fairmont Heights, Capitol Heights, and Temple Hills.

The Chairman (by request – County Executive)

*Introduced by Council Members Shapiro, Dean, Exum, Knotts, Harrington and Peters*

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

*Introduced; rules  
suspended;  
adopted*

**CR-68-2003 – A RESOLUTION CONCERNING PUBLIC INFORMATION AND COMMUNITY EDUCATION** for the purpose of establishing the Prince George's County Community Leadership Institute to provide public information and community education.

*Introduced by Council Members Dean, Shapiro, Exum, Knotts, Harrington and Peters*

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

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

*Adopted*

**CR-58-2003 – A RESOLUTION CONCERNING EXEMPT EMPLOYEES IN THE POLICE DEPARTMENT** for the purpose of establishing certain exempt positions in the Police Department.

(Introduced by Council Members Shapiro and Dernoga on 9/30/2003; favorably reported out of PSFM on 10/8/2003)

*Rules suspended  
to discharge  
original  
Committee  
referral; adopted*

**CR-63-2003 – A RESOLUTION CONCERNING COMMUNITY LEGACY PROGRAM** for the purpose of approving the application and receipt of financing for Community Legacy Projects in Palmer Park, Prince George's County, Maryland to be financed either directly by the Department of Housing and Community Development (the "Department") of the State of Maryland or through other departments or agencies of the State of Maryland.

(Introduced by Council Members Shapiro, Dean, Exum, Knotts, Dernoga, Harrington and Peters on 10/7/2003)

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

**ADDITIONS TO THE AGENDA**

**CONSENT AGENDA -- RULES SUSPENDED; ADOPTED; 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) **First Reading of Bills (Presentation)**

*Presented*

**CB-95-2003 – AN ACT CONCERNING A SUPPLEMENTARY APPROPRIATION** for the purpose of appropriating to the General Fund revenue in excess of budget estimates, to provide funds for costs that were not anticipated in the approved Fiscal Year 2003-2004 budget for the Prince George's Community College.

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

**PRIOR TO ADOPTING THE CONSENT AGENDA, THE COUNCIL SHOULD MOVE TO SUSPEND SECTION 11.2 OF THE RULES OF PROCEDURE WHICH SETS A DEADLINE FOR PRESENTATION OF BILLS. SIX VOTES ARE REQUIRED TO SUSPEND THE RULES**

**EXECUTIVE SESSION – (ROOM 2027) -- EXECUTIVE SESSION HELD**

- (a) Discussion of proposed advanced land acquisition projects in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (3) (14).

1. **PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT – (see page 2)**

*Chairman  
authorized to  
sign*

- (c) Proposed letter to Elizabeth M. Hewlett, Chair, Prince George's Planning Board, advising that the Prince George's County Council and County Executive have reviewed the appraisals and jointly agree that the M-NCPPC may proceed to negotiate a contract for the purchase of the parcels recorded at Liber and folio L05088 F158; L13594 F051; L13686 Fo11 and L11630 F302 on Tax Map 47, grid D-3.

Council Member Shapiro

**REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL**

2:23 P.M.

**ADJOURN**

1:30 P.M.

**PLANNING, ZONING & ECONOMIC DEVELOPMENT COMMITTEE MEETING – (ROOM 2027)**

**REMINDER**

Wed., Oct. 15, 2003	9:30 a.m.	HEHS Committee Meeting (Room 2027)
Thurs., Oct. 16, 2003	9:30 a.m.	THE Committee Meeting (Room 2027)
Mon., Oct. 20, 2003	1:00 p.m.	District Council Agenda Briefing (Room 2027)
	1:30 p.m.	Call to Order