

ACTION AGENDA

Tuesday, May 6, 2003

Legislative Day No. 14

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

9:30 A.M.

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

10:14 A.M.

CALL TO ORDER

INVOCATION: Reverend Dr. John Diefenthaler, Our Savior Lutheran Church,
Laurel, Maryland

PLEDGE OF ALLEGIANCE

PUBLIC HEARINGS:*Public hearing
held; confirmed*

- ◆ **Appointment of the following individual as Director of Community Relations for Prince George's County:**

Mr. Chris Osuji

*Public hearing
held; confirmed*

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

Mr. Sylvester J. Vaughns

Appointment
Replacing Dr. James Brown
Term Expiring: 6/15/2004

*Public hearing
held; confirmed*

- ◆ **Appointment of the following individual as Director of Housing and Community Development for Prince George's County:**

Mr. Thomas M. Thompson

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

Presented

CB-28-2003 – AN ORDINANCE CONCERNING CAMPUS HOUSING COMMUNITY for the purpose of defining and allowing campus housing communities on property adjacent to the University of Maryland or Bowie State University, subject to certain requirements.

Council Member Hendershot; referral to PZED

Presented

CB-29-2003 – 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.

Council Member Bland; referral to PZED

CONSENT AGENDA – (CONTINUED)**(b) Introduction of Resolutions***Introduced*

CR-22-2003 – A RESOLUTION CONCERNING PREDATORY LENDING ABUSE for the purpose of urging Federal officials to oppose efforts to negate State and local authority to protect borrowers.

Council Members Harrington and Shapiro; referral to THE

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

Introduced

CR-23-2003 – A RESOLUTION CONCERNING SCHOOLS FACILITIES ADEQUACY TEST for the purpose of stating the County Council's intention to revise the criteria for the school facilities adequacy test in accordance with the General Plan for Prince George's County.

Council Member Harrington; referral to PZED

Introduced by Council Members Harrington, Shapiro, Dean, Dernoga and Peters

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

None

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

*Chairman
authorized to
sign*

- (a) Proposed letter to Michael L. Subin, President of the Montgomery County Council, transmitting the Prince George's County Council's proposed recommendations on the Fiscal Year 2004 Operating and Capital budgets of the Washington Suburban Sanitary Commission, the Maryland-National Capital Park and Planning Commission and the Washington Suburban Transit Commission.

Council Member Shapiro

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

Introduced

CB-1-2003 (DR-2) AN ACT CONCERNING WAGE REQUIREMENTS FOR COUNTY SERVICE CONTRACTS for the purpose of requiring that certain service contracts include minimum wage requirements under certain circumstances.

(Favorably reported out of PSFM on 4/29/2003 with amendments)

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

Introduced

CB-23-2003 – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – PRINCE GEORGE’S COUNTY POLICE CIVILIAN EMPLOYEES ASSOCIATION for the purpose of amending the labor agreement by and between Prince George’s County, Maryland and the Prince George’s County Police Civilian Employees Association to provide for wage and certain other terms and conditions of employment for personnel classifications certified by the Prince George’s County Public Employee Relations Board AAA Case No. 16390 00248 01.

(Favorably reported out of PSFM on 4/29/2003)

Introduced by Council Members Shapiro, Hendershot, Peters and Dernoga

Introduced

CB-24-2003 – 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 Police Civilian Employees Association (PCEA).

(Favorably reported out of PSFM on 4/29/2003)

Introduced by Council Members Shapiro, Dernoga and Peters

Introduced

CB-30-2003 (SUBDIVISION BILL) - AN ACT CONCERNING ADEQUATE SCHOOL FACILITIES for the purpose of eliminating the provisions for payment of a per-dwelling unit fee in conjunction with a school facilities adequacy test.

Introduced by Council Members Harrington, Shapiro, Dean, and Knotts; referral to PZED

Introduced

CB-31-2003 – AN ACT CONCERNING SCHOOL FACILITY SURCHARGE for the purpose of increasing the amount of the School Facility Surcharge, providing for partial credits of amounts required to be paid pursuant to an adequate public facility agreement, and making other amendments concerning the School Facility Surcharge in accordance with State law.

Introduced by Council Members Shapiro, Dean, Knotts and Harrington referral to PZED

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

*Public hearing
held; enacted*

**CB-10-2003 (DR-2) – AN ORDINANCE CONCERNING EATING OR
DRINKING ESTABLISHMENTS** for the purpose of modifying the requirements
for eating and drinking establishments in the I-3 Zone.

(Introduced by Council Member Dean on 3/25/2003; favorably reported out of PZED
on 3/12/2003 with amendments)

*Public hearing
held; enacted*

**CB-11-2003 (DR-2) – AN ORDINANCE CONCERNING DEPARTMENT AND
VARIETY STORES** for the purpose of allowing department or variety stores in the
I-3 Zone, under certain circumstances.

(Introduced by Council Member Dean on 3/25/2003; favorably reported out of PZED
on 3/12/2003 with amendments)

*Public hearing
held; amended;
DR-3 enacted*

**CB-12-2003 (DR-2) – AN ORDINANCE CONCERNING PRE-APPLICATION
INFORMATIONAL MAILINGS** for the purpose of requiring applicants to send
informational mailings to civic associations, municipalities, adjoining property
owners, and prior parties of record at least 30 days before filing applications,
requiring civic associations to register before they are eligible to receive
informational mailings, making minor style and editing changes, and making related
amendments to the Zoning Ordinance.

(Introduced by Council Members Dean, Knotts, Harrington, Shapiro, Dernoga, Peters
and Exum on 3/25/2003; favorably reported out of PZED on 3/12/2003 with
amendments)

6. **BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT)**

Enacted

CB-17-2003 – AN ACT CONCERNING THE DISPOSITION BY LEASE FOR PUBLIC PURPOSES OF THE UPPER MARLBORO JUSTICE CENTER SITE AT WATER STREET AND JUDGES DRIVE IN CONNECTION WITH THE ISSUANCE BY INDUSTRIAL DEVELOPMENT AUTHORITY OF PRINCE GEORGE’S COUNTY, MARYLAND OF CERTAIN ECONOMIC DEVELOPMENT REFUNDING REVENUE BONDS AND/OR REVENUE BONDS DESCRIBED HEREIN for the purpose of authorizing, in accordance with County Code Section 2-111.01, the County Executive to provide for (i) amendments to extend the term, among other purposes, of the existing lease by Prince George’s County, Maryland to the Industrial Development Authority of Prince George’s County, Maryland (The “Authority”) of the land on which the Prince George’s County Justice Center (also known as the Upper Marlboro Justice Center) is located or (ii) the disposition of the Upper Marlboro Justice Center site by separate lease to the Authority in connection with a proposed expansion of certain facilities currently located thereon, in either such case in connection with the issuance and sale by the Authority of certain refunding revenue bonds and/or revenue bonds identified herein and in accordance with the parameters set forth in this Act; and generally relating to any such disposition by lease.

(Public hearing held on 4/29/2003; final action deferred to 5/6/2003; introduced by Council Members Shapiro and Harrington on 4/8/2003; favorably reported out of C.O.W. on 4/1/2003)

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

Adopted

CR-11-2003 – A RESOLUTION CONCERNING INDUSTRIAL DEVELOPMENT AUTHORITY OF PRINCE GEORGE’S COUNTY, MARYLAND ECONOMIC DEVELOPMENT REFUNDING REVENUE BONDS AND REVENUE BONDS RELATING TO THE EXISTING UPPER MARLBORO JUSTICE CENTER AND A CONTEMPLATED EXPANSION THEREOF for the purpose of authorizing and approving the issuance, sale and delivery by the Industrial Development Authority of Prince George’s County, Maryland (the “Authority”) of its refunding revenue bonds and its revenue bonds pursuant to the provisions of the Maryland Economic Development Revenue Bond Act or such other statutory authority as may be effective when such bonds are issued, for the purpose of (i) refinancing a portion of the cost of acquisition of certain facilities known as the Prince George’s County Justice Center, located at Water Street and Judges Drive, Upper Marlboro, Maryland (the “UMJC”) and leased to Prince George’s County, Maryland (the “County”) and (ii) financing (including by reimbursing prior project expenditures) all or a portion of the cost of acquisition of an expansion of a portion of the UMJC and related improvements; providing that the maximum aggregate principal amount of refunding revenue bonds that may be issued may not exceed Thirty-Five Million Dollars (\$35,000,000); providing that the maximum aggregate principal amount of revenue bonds that may be issued may not exceed Thirty Million Dollars (\$30,000,000); providing that no such refunding revenue bonds or revenue bonds shall be issued after December 31, 2003; and generally providing for and determining various matters in connection with the authorization, issuance, sale and delivery of such refunding revenue bonds and such revenue bonds and the consummation of the transactions contemplated by this Resolution.

(Introduced by Council Member Shapiro on 3/25/2003; favorably reported out of C.O.W. on

4/1/2003)

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

*DR-2
substituted;
adopted*

CR-12-2003 (DR-2) – A RESOLUTION CONCERNING THE UPPER MARLBORO JUSTICE CENTER for the purpose of approving the revised site plan for the expansion of the Marbury Wing of the Justice Center in Upper Marlboro.

(Introduced by Council Members Shapiro and Peters on 4/1/2003; favorably reported out of C.O.W. on 4/1/2003)

MOTION REQUIRED TO SUBSTITUTE DR-2 IN LIEU OF DR-1 PRIOR TO ADOPTION

Adopted

CR-18-2003 – A RESOLUTION CONCERNING A SUPPLEMENTARY APPROPRIATION OF FEDERAL, STATE AND OTHER FUNDS for the purpose of funding from grants in the amount of \$4,738,345 to the Health Department, Department of Social Services, Office of the State's Attorney, Department of Corrections, Department of Family Services, Police Department, Fire Department, Office of the Sheriff, Department of Environmental Resources and Office of Personnel and Labor Relations.

(Introduced by Council Member Shapiro on 4/15/2003; favorably reported out of PSFM on 4/29/2003)

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

None

1:20 P.M.

ADJOURN

EXECUTIVE SESSION -- EXECUTIVE SESSION HELD

- (a) Discussion to obtain legal advice in accordance with Maryland Annotated Code, State Government, Section 10-508(a)(7).

1:15 P.M.

PUBLIC SAFETY AND FISCAL MANAGEMENT COMMITTEE –

(ROOM 2027) -- COMMITTEE MEETING HELD**REMINDER**

Wed., May 7, 2003	9:30 a.m.	HEHS Committee Meeting (Room 2027)
	1:00 p.m.	Committee of the Whole (Room 2027)
Thurs., May 8, 2003	9:00 a.m.	PSFM Committee Meeting (Room 2027)
	10:00 a.m.	HEHS Committee Meeting (Room 2027)
	3:00 p.m.	Bi County Meeting – (Rockville)
Mon., May 12, 2003	9:30 a.m.	HEHS Committee Meeting (Room 2027)
	2:00 p.m.	PSFM Committee Meeting (Room 2027)