



Prince George's County Council

County Administration Bldg
14741 Governor Oden Bowie
Drive
Upper Marlboro, Maryland
20772-3050

Meeting Minutes - Final County Council

Mel Franklin, District 9, Chairman
Will A. Campos, District 2, Vice Chair
Derrick Leon Davis, District 6
Andrea C. Harrison, District 5
Mary A. Lehman, District 1
Eric C. Olson, District 3
Obie Patterson, District 8
Karen R. Toles, District 7
Ingrid M. Turner, District 4

Robert J. Williams, Jr., Council Administrator

Tuesday, April 22, 2014

11:00 AM

Council Hearing Room

11:00 A.M. - COMMITTEE OF THE WHOLE - (ROOM 2027)

[TA 04222014](#)**PLAN PRINCE GEORGE'S 2035 - ADOPTED GENERAL PLAN****TRANSCRIPT ANALYSIS (CONTINUED FROM 4/1/2014 AND RESCHEDULED FROM 4/15/2014)***COW RECOMMENDATION: REFERRAL FOR PREPARATION OF AN APPROVING RESOLUTION WITH REVISIONS*

The Committee of the Whole convened at 12:01 p.m. with nine members present. Karen Zavakos, Legislative Officer, provided an overview of the revisions proposed by each Council Member. She was assisted by Kierre McCune, Project Coordinator and Kip Reynolds, Project Facilitator, in explaining the impact of each on the Plan. Votes taken on the revisions are as follows:

Davis Revision One (as revised):

Motion made by Council Member Davis and seconded by Council Member Campos, Carried 8-0 (Absent: Council Member Harrison)

Davis Revision Two (as revised):

Motion made by Council Member Turner and seconded by Council Member Davis, Carried 8-1 (Opposed: Council Member Olson, Absent: Council Member Toles)

Franklin Revisions One, Two and Three:

Motion made by Council Member Toles and seconded by Council Member Davis, Carried 9-0

Franklin Proposed Language for the Resolution of Approval One:

Motion made by Council Member Turner and seconded by Council Member Davis, Carried 9-0

Franklin Proposed Language for the Resolution of Approval Two:

Motion made by Council Member Davis and seconded by Council Member Harrison, Carried 9-0

Harrison Revision One:

Motion made by Council Member Turner and seconded by Council Member Harrison Carried 9-0

Lehman Revision One:

Motion made by Council Member Turner and seconded by Council Member Harrison Carried 9-0

Lehman Revision Two:

*Motion made by Council Member Harrison and seconded by Council Member Olson,
Carried 9-0*

Olson Revision One:

*Motion made by Council Member Turner and seconded by Council Member Olson,
Carried 9-0*

Olson Revision Two:

*Motion made by Council Member Turner and seconded by Council Member Olson,
Carried 9-0*

Olson Revision Three (as revised):

*Motion made by Council Member Olson and seconded by Council Member Turner,
Carried 9-0*

Olson Revision Four (as revised):

*Motion made by Council Member Olson and seconded by Council Member Turner,
Carried 9-0*

Olson Revision Five (as revised):

*Motion made by Council Member Turner and seconded by Council Member Olson,
Carried 9-0*

Olson Revisions Six and Seven:

*Motion made by Council Member Olson and seconded by Council Member Davis,
Carried 9-0*

Patterson Revision One (as revised):

*Motion made by Council Member Patterson and seconded by Council Member Davis,
Carried 8-0 (Absent: Council Member Campos)*

Toles Revision One:

*Motion made by Council Member Turner and seconded by Council Member Davis,
Carried 8-0 (Absent: Council Member Harrison)*

Toles Revision Two:

*Motion made by Council Member Toles and seconded by Council Member Davis,
Carried 8-0-1 (Abstained: Council Member Harrison)*

Toles Revision Three (as revised):

Motion made by Council Member Toles and seconded by Council Member Lehman, Failed 3-6 (Opposed: Council Members Davis, Campos, Harrison, Olson, Patterson and Turner)

Toles Revision Three Compromise:

Motion made by Council Member Toles and seconded by Council Member Turner, Carried 8-0 (Absent: Council Member Lehman)

Toles Revisions Four, Five and Six:

Motion made by Council Member Turner and seconded by Council Member Toles, Carried 8-0 (Absent: Council Member Lehman)

Turner Revisions One, Two and Three:

Motion made by Council Member Turner and seconded by Council Member Toles, Carried 8-1 (Opposed: Council Member Olson)

Staff Revisions:

Motion made by Council Member Davis and seconded by Council Member Olson, Carried 9-0

(See Administrative Day File for details of each revision) The committee recessed at 1:49 p.m. and reconvened at 2:18 p.m.

Chairman Franklin requested a motion to direct staff to prepare a Resolution of Approval to include all affirmed revisions. The vote was as follows: Motion made by Council Member Harrison and seconded by Council Member Turner, Carried 7-0 (Absent: Council Members Campos and Olson). The committee concluded at 2:19 p.m.

1:00 P.M. - AGENDA BRIEFING - (ROOM 2027)

1:30 P.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

The meeting was called to order at 2:36 p.m. with eight members present at roll call. Council Member Olson arrived at 2:40 p.m.

Present: 9 - Chairman Mel Franklin
Vice Chair Will Campos
Council Member Derrick Davis
Council Member Andrea Harrison
Council Member Mary Lehman
Council Member Eric Olson
Council Member Obie Patterson
Council Member Karen Toles
Council Member Ingrid Turner

Also present:

Robert J. Williams, Jr. Council Administrator
William M. Hunt, Jr., Deputy Council Administrator
Redis C. Floyd, Clerk of the Council
Donna J. Brown, Deputy Clerk of the Council
Calvin Hawkins, County Executive's Office
LaKeecia Allen, Office of Law
John Gwynn, Office of Law
Kathleen Canning, Legislative Officer
Colette Gresham, Legislative Officer
Hawi Sanu, Director, THE Committee

INVOCATION:

The Invocation was provided by Pastor Anita G. Naves, Founder of Speak For Him Faith Nation Association in Suitland, Maryland.

POINT OF PERSONAL PRIVILEGE

Chairman Franklin welcomed Attorney Glory Lumana Panza of the Democratic Republic of the Congo, visiting the County.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Harrison.

BUSINESS MEETING

1. CONSENT AGENDA

A motion was made by Council Member Davis, seconded by Vice Chair Campos, that the Consent Agenda be adopted and all actions approved. The motion carried by the following vote:

Aye: 9 - Franklin, Campos, Davis, Harrison, Lehman, Olson, Patterson, Toles and Turner

(a) Approval of County Council Minutes

[MIN 04152014](#)

Approval of County Council Minutes dated April 15, 2014.

These Minutes were approved.

(b) First Reading of Bills (Presentation)[CB-014-2014](#)

AN ACT CONCERNING THE ISSUANCE AND SALE OF SPECIAL OBLIGATION BONDS For the purpose of providing that special obligation bonds may be issued from time to time under the provisions of this Act, Section 10-269 of the Prince George's County Code, as amended, and Sections 21-501 through 21-516, inclusive, and Section 21-523 of the Local Government Article of the Annotated Code of Maryland, as amended (collectively, the "Special Taxing District Act"), and CR-28-2013 adopted by the County Council of Prince George's County Maryland (the "Formation Resolution"), in an amount not to exceed the aggregate principal amount of Three Million Dollars (\$3,000,000) in order for Prince George's County (the "County" to finance the construction of certain infrastructure improvements, including the CSX Crossing, a more particularly described herein and to pay certain costs of issuing such bonds; making certain findings and determinations, among others, concerning the benefit and purpose of such special obligation bonds; providing for the levy of a Real Property Special Tax and a Special Hotel Rental Tax (each as defined below), and the allocation of such special taxes with respect to the special taxing district to be paid over to the Special Taxing District Fund (as defined in the Formation Resolution); providing that special obligation bonds authorized to be issued hereby shall be payable from the Real Property Special Tax and the Special Hotel Rental Tax to be levied and deposited in the Special Taxing District Fund and that the special obligation bonds shall not constitute a general obligation debt of the County or a pledge of the County's full faith and credit or taxing power other than the special tax; authorizing the County Executive of the County to specify, prescribe, determine, provide for, approve certain details, forms, documents or procedure in connection with such special obligation bonds issued hereunder and any other matters necessary, or desirable in connection with the authorization, issuance, sale, delivery, security and payment of such special obligation bonds; authorizing the County Executive to take certain other actions, to execute documents and to make certain commitments on behalf of the County in connection with the issuance, sale and delivery of such special obligation bonds; authorizing the execution and delivery of such special obligation bonds and such other documents as may be necessary, or desirable to effectuate the financing of the infrastructure improvements and the issuance, sale and delivery of such special obligation bonds; and generally providing for, and determining various matters in connection with, the issuance, sale, delivery, security and payment of such special obligation bonds.

Attachment(s): [B2014014.doc](#)
[I-CB-14-2014 Exhibit B.pdf](#)
[I-CB-14-2014 Exhibit C.pdf](#)

This Council Bill was presented by the Chairman, by request of the County Executive, and referred to the Public Safety and Fiscal Management Committee

[CB-015-2014](#)

AN ORDINANCE CONCERNING TRANSIT DISTRICT OVERLAY ZONE for the purpose of amending the authority of a Transit District Overlay Zoning Map Amendment change underlying zones, clarifying certain applicability and procedural requirements, and authorizing Transit District Development Plans to amend certain design regulations and standards.

Attachment(s): [B2014015.docx](#)

This Council Bill was presented by the Chairman, by request of the Planning Board, and referred to the Planning, Zoning and Economic Development Committee

[CB-016-2014](#)

AN ORDINANCE CONCERNING M-X-T ZONE for the purpose of defining Minor Vehicle Parts Installation and Service, permitting the use in the Mixed Use - Transportative Oriented Zone under certain circumstances, and prohibiting the use in the Mixed Use Community (M-X-C) Zone.

Attachment(s): [B2014016.doc](#)

This Council Bill was presented by the Chairman, by request of the Planning Board, and referred to the Planning, Zoning and Economic Development Committee

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

There were no items considered.

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

There were no items considered.

4. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

[CR-011-2014](#)

A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN (DECEMBER 2013 CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2008 Water and Sewer Pla

Sponsor(s): Franklin and Davis

Attachment(s): [R2014011.doc](#)

Council Member Davis, as Chair of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the Committee.

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

Aye: 9 - Franklin, Campos, Davis, Harrison, Lehman, Olson, Patterson, Toles and Turner

5. INTRODUCTION AND ADOPTION OF RESOLUTIONS**[CR-021-2014](#)**

A RESOLUTION CONCERNING CHESAPEAKE BAY CRITICAL AREA (CBCA) BOUNDARIES IN PRINCE GEORGE'S COUNTY for the purpose of preparing an update to the Chesapeake Bay Critical Area to comply with certain requirements imposed by State law.

Sponsor(s): Franklin

Attachment(s): [R2014021.doc](#)

This Resolution was introduced by Council Member Franklin.

A motion was made by Council Member Davis, seconded by Vice Chair Campos, that the Council Rules of Procedure be suspended to allow for immediate adoption of this Resolution. The motion carried by the following vote:

Aye: 9 - Franklin, Campos, Davis, Harrison, Lehman, Olson, Patterson, Toles and Turner

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

Aye: 9 - Franklin, Campos, Davis, Harrison, Lehman, Olson, Patterson, Toles and Turner

2:00 P.M. - BRIEFING – (COUNCIL HEARING ROOM)

2013-2014 CHARTER REVIEW COMMISSION REPORT

The Honorable William D. Missouri, Co-Chair

The Honorable Camille A. Exum, Co-Chair

The briefing convened at 2:41 p.m. The Honorable William D. Missouri, introduced members of the Commission present and thanked the administrative staff who assisted. He and The Honorable Camille Exum provided an overview of the report and recommendations the Commission which were related to: Term Limitations, Vacancy, Form and Term of Bonds, The Personnel System, Newspapers of Record, Enactment of Legislation, Public Budget Hearings and Action on the Budget by the Council, Charter Amendment, Forfeiture of Office, Tax Rate Limitation, Appropriation Control and Certification of Funds and Gender Neutral Language.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Iris Alvarez and Fernanda Vergara, students from Elizabeth Seton High School, addressed the Council regarding the need to open an additional shelter for stray cats in Prince George's County.

Baylul Alem, Thea Johnson and Morgan Johnson, also students from Elizabeth Seton High School, addressed the Council regarding the need for a speed bump on Woodmore North Boulevard in Bowie, Maryland.

ADJOURN

The meeting was adjourned at 3:08 p.m.

EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)**[EX 04222014](#)**

Discussion of personnel issues in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (1) and to consult with counsel to seek legal advice and to discuss pending or potential litigation in accordance with Sections 10-508(a)(7, 8), State Government, Annotated Code of Maryland.

Topics discussed:

Subregion 5 and 6 lawsuit

Heard lawsuit

Legal advice regarding political activity and ballot questions

Status of Legislative Branch employee and positions

A motion was made by Vice Chair Campos, seconded by Council Member Harrison, to convene into Executive Session. The motion carried by the following vote:

Aye: 9 - Franklin, Campos, Davis, Harrison, Lehman, Olson, Patterson, Toles and Turner

2:30 P.M. - PUBLIC SAFETY & FISCAL MANAGEMENT COMMITTEE MEETING - (ROOM 2027)**7:00 P.M. - TOWN HALL MEETING - (SURREATTSVILLE HIGH SCHOOL, 6101 GARDEN DRIVE, CLINTON, MARYLAND 20735)**

Prepared by:

Donna J. Brown, Deputy Clerk of the Council

Submitted by:

Redis C. Floyd, Clerk of the Council