



Prince George's County Council

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

Meeting Minutes - Final County Council

Todd M. Turner, Chair, District 4
Monique Anderson-Walker, District 8
Derrick Leon Davis, District 6
Thomas E. Dernoga, District 1
Mel Franklin, At-Large
Dannielle M. Glaros, District 3
Sydney J. Harrison, District 9
Calvin S. Hawkins, II, At-Large
Jolene Ivey, District 5
Rodney C. Streeter, Vice Chair, District 7
Deni L. Taveras, District 2

Robert J. Williams, Jr., Council Administrator

Tuesday, September 24, 2019

1:30 PM

Council Hearing Room

12:00 P.M. - GENERAL ASSEMBLY COMMITTEE – (COUNCIL HEARING ROOM)

(SEE SEPARATE COMMITTEE MINUTES)

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

Agenda Briefing was convened at 1:17 p.m. with the following Members present: Council Chair Turner, Council Vice Chair Streeter and Council Members Anderson-Walker, Davis, Franklin, Harrison, Hawkins, Ivey, and Taveras. Council Member Glaros arrived at 1:20 p.m. Council Member Dernoga was absent.

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

The meeting was called to order by Council Chair Turner at 1:32 p.m. with 11 members present at roll call.

Present: 11 - Chair Todd Turner
Council Member Monique Anderson-Walker
Council Member Derrick Davis
Council Member Thomas Dernoga
Council Member Mel Franklin
Council Member Dannielle Glaros
Council Member Sydney Harrison
Council Member Calvin S. Hawkins
Council Member Jolene Ivey
Vice Chair Rodney Streeter
Council Member Deni Taveras

Also present:

*Robert J. Williams, Jr., Council Administrator
William M. Hunt, Deputy Council Administrator
Donna J. Brown, Acting Clerk
Theresa D. Myers, Legislative Assistant
Leroy D. Maddox, Legislative Officer
J. Kenneth Battle, Jr., Director, TIEE Committee
Candice Austin, Office of the County Executive
Amanda Dennison, Office of Law
Chazi Diggs, Office of the Clerk of the Council*

INVOCATION:

The Invocation was provided by Reverend Charles McNeill, Jr., Pastor, Unity Baptist Church, Washington, D.C. Council Member Anderson-Walker requested prayer for the Prince George's County Council Members as they make important decisions that impact so many lives.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Davis.

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

There were no requests.

BUSINESS MEETING**1. CONSENT AGENDA****(a) Approval of County Council Minutes**

[MIN 09172019](#)

County Council Minutes dated September 17, 2019.

Draft 1

These Council Minutes were approved.

(b) First Reading of Bills (Presentation)

[CB-049-2019](#)

Draft 1

AN ACT CONCERNING UNIVERSAL DESIGN FOR HOUSING for the purpose of permitting residents to age in place and to promote accessibility by requiring future residential housing units to comply with designs that are safe, secure, affordable and appropriate for all types of abilities; and generally regarding universal design.

Sponsor(s): Anderson-Walker

Attachment(s): [B2019049](#)
[CB-049-2019 AIS](#)

This Council Bill was presented by Council Member Anderson-Walker and referred to the Planning, Housing and Economic Development Committee.

[CB-050-2019](#)

Draft 1

AN ACT CONCERNING PARKING PERMIT AREAS for the purpose of amending the Code to allow for residential parking permit areas to be designated by the County Executive or County Council.

Sponsor(s): Glaros, Taveras and Dernoga

Attachment(s): [B2019050](#)
[CB-050-2019 AIS](#)

This Council Bill was presented by Council Members Glaros, Taveras and Dernoga and referred to the Government Operations and Fiscal Policy Committee.

[CB-051-2019](#)

Draft 1

AN ACT CONCERNING MUNICIPALITIES for the purpose of requiring the County to notify municipalities when the County receives notification from a governmental body that it is disposing of property located within a municipality and when the County collects money on behalf of a municipality.

Sponsor(s): Glaros

Attachment(s): [CB-051-2019](#)
[CB-051-2019 AIS](#)

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

[CB-052-2019](#)

Draft 1

AN ACT CONCERNING NON-COMPOSTABLE STRAWS AND STIRRERS BAN for the purpose of providing for legislative intent; providing for certain definitions; prohibiting certain eating and drinking establishments in Prince George's County from providing certain straws and stirrers with certain food or beverage under certain circumstances; providing for certain prohibited acts; providing for an exemption; providing for enforcement; providing for certain civil penalties; and generally relating to non-compostable straws and stirrers.

Sponsor(s): Dernoga, Glaros, Ivey, Taveras, Streeter and Hawkins

Attachment(s): [B2019052](#)
[CB-052-2019 AIS](#)

This Council Bill was presented by Council Members Dernoga, Glaros, Ivey, Taveras, Streeter and Hawkins and referred to the Transportation, Infrastructure, Energy and Environment Committee.

[CB-053-2019](#)

Draft 1

AN ACT CONCERNING PERSONNEL for the purpose of expanding the amount of parental leave to County employees eligible for family and medical leave.

Sponsor(s): Dernoga, Ivey and Anderson-Walker

Attachment(s): [B2019053](#)
[CB-053-2019 AIS](#)

This Council Bill was presented by Council Members Dernoga, Anderson-Walker and Ivey and referred to the Government Operations and Fiscal Policy Committee.

[CB-054-2019](#)

Draft 1

AN ACT CONCERNING LOCAL IMPACT GRANT FUNDING for Oxon Hill, Friendly and Potomac High Schools for the purpose of requiring annual allocation of certain funds to support defense, cybersecurity, health, legal, enforcement, music and arts education programs at Oxon Hill High School, Friendly High School and Potomac High School.

Sponsor(s): Anderson-Walker

Attachment(s): [B2019054](#)
[CB-054-2019 AIS](#)

This Council Bill was presented by Council Member Anderson-Walker and referred to the Committee of the Whole.

[CB-055-2019](#)

Draft 1

AN ORDINANCE CONCERNING APPEALS AND VARIANCES for the purpose of amending the criteria for granting appeals involving variances.

Sponsor(s): Glaros

Attachment(s): [B2019055](#)
[CB-055-2019 AIS](#)

This Council Bill was presented by Council Member Glaros and referred to the Planning, Housing and Economic Development Committee.

[CB-056-2019](#)

Draft 1

AN ACT CONCERNING FAIR HOUSING for the purpose of requiring the use of a standard form lease and applicable optional provisions for certain residential rental properties; requiring the publication of certain information related to rental housing; requiring the Department of Permitting, Inspections, and Enforcement (DPIE) to review certain rent increases; providing for certain remedies to be awarded by the Nuisance Abatement Board; creating a special fund to support DPIE's increased responsibilities; providing certain rights to tenants facing rent increases and generally regarding residential rental properties.

Sponsor(s): Dernoga, Taveras and Hawkins

Attachment(s): [B2019056](#)
[CB-056-2019 AIS](#)

This Council Bill was presented by Council Members Dernoga, Taveras

and Hawkins and referred to the Planning, Housing and Economic Development Committee.

[CB-057-2019](#)

Draft 1

AN ORDINANCE CONCERNING R-E ZONE-TABLE OF USES-APARTMENT HOUSING FOR ELDERLY OR PHYSICALLY HANDICAPPED FAMILIES AND SPECIAL EXCEPTIONS-ADDITIONAL REQUIREMENTS FOR SPECIFIC SPECIAL EXCEPTIONS for the purpose of providing additional criteria for approval of Special Exceptions for 'Apartment housing for elderly or physically handicapped families' uses in the R-E (Residential -Estate) Zone of Prince George's County, under certain specified circumstances.

Sponsor(s): Davis

Attachment(s): [B2019057](#)
[CB-057-2019 AIS](#)

This Council Bill was presented by Council Member Davis and referred to the Planning, Housing and Economic Development Committee.

[CB-058-2019](#)

Draft 1

AN ACT CONCERNING SMALL WIRELESS FACILITIES for the purpose of authorizing and regulating the installation and implementation of certain small wireless telecommunications facilities in the County.

Attachment(s): [B2019058](#)
[CB-058-2019 AIS](#)

This Council Bill was presented by the Chair by request of the County Executive and referred to the Committee of the Whole. The Chair announced that the Committee of the Whole worksession would be held on October 1, 2019, time to be determined.

[CB-059-2019](#)

Draft 1

AN ORDINANCE CONCERNING SMALL WIRELESS FACILITIES for the purpose of defining a Small Wireless Facility and modifying the definition of a Public Utility to include a Small Wireless Facility within the Zoning Ordinance.

Attachment(s): [B2019059](#)
[CB-059-2019 AIS](#)

This Council Bill was presented by the Chair by request of the County Executive and referred to the Committee of the Whole. The Chair

announced that the Committee of the Whole worksession would be held on October 1, 2019, time to be determined.

[CB-060-2019](#)

Draft 1

AN ORDINANCE CONCERNING O-S ZONE for the purpose of amending the criteria for development of single-family detached, single-family attached, and townhouse residential uses within the O-S (Open Space) Zone of Prince George's County to allow rough grading of land under certain circumstances.

Sponsor(s): Turner

Attachment(s): [B2019060](#)
[CB-060-2019 AIS](#)

This Council Bill was presented by Council Member Turner and referred to the Planning, Housing and Economic Development Committee.

[CB-061-2019](#)

Draft 1

AN ORDINANCE CONCERNING AQUAPONICS for the purpose of defining a new use, "Aquaponics" and amending the regulations for changes to golf course special exception site plans to include this use.

Sponsor(s): Davis

Attachment(s): [B2019061](#)
[CB-061-2019 AIS](#)

This Council Bill was presented by Council Member Davis and referred to the Planning, Housing and Economic Development Committee.

[CB-062-2019](#)

Draft 1

AN ACT CONCERNING EQUITY IN POLICING for the purpose of codifying the County's administrative policy that County law enforcement agencies shall not honor Immigration and Customs Enforcement (ICE) detainees in non-criminal interactions and mandate that all County agencies shall not engage in immigration enforcement.

Sponsor(s): Taveras, Hawkins, Ivey, Dernoga, Glaros, Davis, Streeter, Turner, Anderson-Walker and Harrison

Attachment(s): [B2019062](#)
[CB-062-2019 AIS](#)

This Council Bill was presented by Council Members Taveras, Hawkins,

Ivey, Dernoga, Glaros, Davis, Turner, Anderson-Walker, Streeter and Harrison and referred to the Health, Human Services and Public Safety Committee.

[CB-063-2019](#)

Draft 1

AN ORDINANCE CONCERNING R-T AND R-18C ZONE for the purpose of amending the Zoning Ordinance to permit general commercial uses in the R-T and R-18C Zones of Prince George's County, under certain specified circumstances.

Sponsor(s): Streeter

Attachment(s): [B2019063](#)
[CB-063-2019 AIS](#)

This Council Bill was presented by Council Member Streeter and referred to the Planning, Housing and Economic Development Committee.

[CB-064-2019](#)

Draft 1

AN ACT CONCERNING HOUSING INVESTMENT TRUST FUND - ASSISTANCE for Seniors and Disabled Veterans for the purpose of dedicating a certain percentage of the Housing Investment Trust Fund to certain homeowners in Prince George's County of a certain amount each year.

Sponsor(s): Anderson-Walker

Attachment(s): [B2019064](#)
[CB-064-2019 AIS](#)

This Council Bill was presented by Council Member Anderson-Walker and referred to the Planning, Housing and Economic Development Committee.

[CB-065-2019](#)

Draft 1

AN ACT CONCERNING PESTICIDES for the purpose of providing legislative intent and findings; providing definitions; providing for the placement of signs; providing requirements for the retail purchase of pesticides; providing for a certain written statement; providing for storage and handling of pesticides; providing for regulations, penalties and notice requirements; providing for application restrictions; providing for an outreach and education campaign; providing for posting of signs; providing for application on County property; providing for application in the County parks; providing for certain vendors; providing certain exceptions; providing for enforcement; and generally relating to pesticides.

Sponsor(s): Dernoga, Anderson-Walker, Ivey, Taveras and Streeter

Attachment(s): [B2019065](#)
[CB-065-2019 AIS](#)

This Council Bill was presented by Council Members Dernoga, Anderson-Walker, Streeter, Ivey and Taveras and referred to the Transportation, Infrastructure, Energy and Environment Committee.

(c) Introduction of Resolutions

[CR-077-2019](#)

Draft 1

A RESOLUTION CONCERNING LOCAL IMPACT GRANT FUNDS

MULTIYEAR PLAN for the purpose of transmitting the Local Impact Grant Funds Multiyear Plan to the County Council for review and approval.

Sponsor(s): Turner, Anderson-Walker, Streeter, Glaros, Taveras, Harrison, Davis, Hawkins and Franklin

Attachment(s): [R2019077](#)
[CR-077-2019 Attachment A](#)
[CR-077-2019 AIS](#)

This Resolution will approve the Local Impact Fund Multiyear Plan for FY 2020 - FY 2022. The spending plan details the planned use of net video lottery terminal taxes from FY 2020- FY 2022. The FY 2020 spending plan allots \$5,106,300 of funding for the Board of Education (\$3,032,800), the District 7 police station (\$345,700), fire fighters at various stations in the impact area (\$190,100), Employ Prince George's National Harbor Job Training Center (\$337,700), scholarships for high school students attending Friendly, Oxon Hill, Potomac and Crossland high schools (\$150,000), the County's Youth Employment Program (\$300,000) and grants to community organizations (\$750,000). The FY 2020 portion of the plan has been included in the FY 2020 Approved Budget Ordinance. The plan also has funding totaling \$5,333,500 in FY 2021 and \$5,564,200 in FY 2022. The spending plan is subject to change based upon the County's budget process and adjustments to out-year revenue projections.

This Resolution was introduced by Council Members Turner, Anderson-Walker, Streeter, Glaros, Taveras, Harrison, Davis, Hawkins and Franklin and referred to the Committee of the Whole. Chair Turner announced that this Resolution requires a public hearing.

[CR-079-2019](#)

Draft 1

A RESOLUTION CONCERNING REVITALIZATION TAX CREDIT -

COLLEGE PARK METRO APARTMENTS for the purpose of approving College Park Metro Apartments multifamily and commercial development proposed by GD CP Metro, LLC as a revitalization project qualifying for a revitalization or redevelopment tax credit, as provided in Section 10-235.02 of the Prince George's County Code.

Sponsor(s): Glaros, Turner, Franklin, Davis, Taveras, Hawkins and Harrison

Attachment(s): [R2019079](#)
[CR-079-2019 AIS](#)

This Resolution will approve the College Park Metro Apartments multifamily and commercial development as a revitalization project that qualifies for a revitalization or redevelopment tax credit pursuant to Section 10-235.02 of the County Code. GD CP Metro, LLC has made application for property consisting of approximately 5.58 acres in the M-U-I/D-D-O Zone located at 4931 Calvert Road, College Park, Maryland to construct 451 multifamily dwelling units and 4,998 square feet of retail commercial space.

This Resolution was introduced by Council Members Glaros, Turner, Franklin, Davis, Taveras, Hawkins and Harrison and referred to the Government Operations and Fiscal Policy Committee.

[Consent28](#)

Draft 1

MOTION TO ADOPT CONSENT AGENDA

A motion was made by Vice Chair Streeter, seconded by Council Member Dernoga, that the Consent Agenda be adopted. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

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. PUBLIC HEARING – RESOLUTION ELIGIBLE FOR FINAL READING (ADOPTION)[CR-070-2019](#)

Draft 1

A RESOLUTION CONCERNING THE APPROVAL OF AN APPLICATION TO PRESERVE PROPERTY PURSUANT TO THE MARYLAND AGRICULTURAL LAND PRESERVATION FOUNDATION PROGRAM for the purpose of recommending that the Maryland Agricultural Land Preservation Foundation approve the application of the Bonnie Breeze Farm Inc. Dwayne Catterton to permanently preserve the property.

Sponsor(s): Turner, Ivey, Harrison, Davis, Glaros, Hawkins, Taveras and Dernoga

Attachment(s): [R2019070](#)
[CR-070-2019 Attachments](#)
[CR-070-2019 AIS](#)
[CR-070-2019 Report](#)

Pursuant to proper notice the public hearing convened. There were no speakers. All persons wishing to speak having done so, the public hearing was declared held.

This public hearing was held.

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

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

5. INTRODUCTION AND ADOPTION OF RESOLUTIONS[CR-078-2019](#)

Draft 1

A RESOLUTION CONCERNING THE 2004 GATEWAY ARTS DISTRICT FOR PRINCE GEORGE’S COUNTY D-D-O ZONE MINOR AMENDMENT for the purpose of approving a minor amendment to the Gateway Arts District D-D-O (Development District Overlay) Zone Development District Table of Permitted Uses within the 2004 Sector Plan and Sectional Map Amendment for the Prince George’s County Gateway Arts District to permit Urban Farm uses in the Traditional Residential Neighborhood (“TRN”) character area of the Gateway Arts Development District.

Sponsor(s): Taveras, Davis, Anderson-Walker, Harrison, Franklin, Streeter, Glaros and Hawkins

Attachment(s): [R2019078](#)
[CR-078-2019 Attachment \(PGCPG No. 19-69\)](#)
[CR-078-2019 AIS](#)

Resolution will approve, as a final action by the District Council in accordance with prescriptions of local zoning laws, certain minor amendments to the 2004 Sector Plan and Sectional Map Amendment for the Prince George's County Gateway Arts District.

This Resolution be introduced by Council Members Taveras, Davis, Anderson-Walker, Harrisob, Franklin, Streeter, Glaros and Hawkins.

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

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

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

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin, Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)

[EX 09242019](#)

Draft 1

Discussion of personnel issues in accordance with Section 3-305 (b) (1) (i) (ii), General Provisions, Annotated Code of Maryland.

9/24/2019: Council Chair Turner read the following Closing Statement into the record:

"Motion to convene in Executive Session Pursuant to Section 3-305(b)(1), General Provisions Article, Annotated Code of Maryland, only to discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of an appointee, employee, or official over whom it has jurisdiction, specifically, the proposed appointments to the Prince George's County Board of Education, the Spending Affordability Committee for the Prince George's County portion of the Maryland-National Capital Park and Planning Commission, and the MGM Oversight Committee."

TOPICS DISCUSSED:

A motion was made by Council Member Davis, seconded by Council Member Glaros to convene into Executive Session. The motion carried

by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin,
 Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

[ADJ98-19](#)

Draft 1

ADJOURN

The meeting was adjourned at 1:58 p.m.

A motion was made by Vice Chair Streeter, seconded by Council Member Davis, that the meeting be adjourned. The motion carried by the following vote:

Aye 11 - Turner, Anderson-Walker, Davis, Dernoga, Franklin,
 Glaros, Harrison, Hawkins, Ivey, Streeter and Taveras

EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)

Date of Executive Session: September 17, 2019.

[EX 09172019](#)

Draft 1

Discussion to consider proposal for business to remain in the State in accordance with Section 3-305(b)(4) General Provisions, Annotated Code of Maryland.

9/17/2019: The Chair read the following Closing Statement into the record: "Motion to convene in Executive Session Pursuant to Section 3-305(b)(4), General Provisions Article, Annotated Code of Maryland, to discuss a matter that concerns the proposal for a business to locate, expand, or remain in the state, specifically, to be briefed by and discuss matters regarding the University of Maryland Capital Region Health (UMCRH), in the interest of protecting the business's information."

TOPICS DISCUSSED:

The Executive Session convened at 3:21 p.m. and adjourned at 3:57 p.m.

Dr. Joseph Wright, Interim President/CEO, University of Maryland Capital Regional Health Center provided an update on a business action taken by the organization. The update was provided pursuant to General Provisions Article Section 3-305(b).

Attendees: Council Members Turner, Hawkins, Anderson-Walker, Ivey, Streeter, Harrison, Franklin, Taveras, Glaros, Dernoga, Davis
Council staff: Williams, Hunt, Joseph Wright, Campbell, Brown, Maddox and Best-James.

Prepared by:

Theresa D. Myers, Legislative Assistant

Submitted by:

Donna J. Brown, Acting Clerk of the Council