

AGENDA MINUTES

Tuesday, March 9, 2010

Business Meeting

(Legislative Day No. 7 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

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

CALL TO ORDER: - *Chair Dernoga called to order at 10:17 A.M. with the following Council Members present:*

*Marilynn B. Bland
Will Campos
Samuel H. Dean
Thomas E. Dernoga
Camille A. Exum
Andrea C. Harrison
Tony Knotts
Eric C. Olson
Ingrid M. Turner*

Others Present:

*Craig Price, Council Administrator
Robert J. Williams, Jr., Deputy Council Administrator
Todd Turner, Legislative Officer
Frank Porter, PSFM Committee Director
Josh Hamlin, Office of Law
Marcus Jackson, County Council Liaison, Office of the County Executive*

INVOCATION: - *The Invocation was led by Ms. Sylvia V. Taylor, County Employee. Council Member Turner requested special prayers for the family of Mayor Gary Allen.*

PLEDGE OF ALLEGIANCE: - *The pledge of allegiance was led by Council Member Turner.*

DESIGNATION OF MARCH 9, 2010 AS LEGISLATIVE DAY NO. 7
Chair Dernoga designated March 9, 2010 as Legislative Day number 7.

POINT OF PERSONAL PRIVILEGE:

Council Member Campos announced that he will go to Haiti with the University of Maryland and Howard University students to assist in building temporary shelters. He will be absent next week (using furlough).

Council Member Dernoga announced the Obesity forum that will be held next Thursday (March 19, 2010). It is sponsored by the Council's Health, Education and Human Services (HEHS) Committee and will address Childhood Obesity.

He also Reminded the Council and the Public that Oxon Hill High School will perform at the County Administrative Building tomorrow (March 10, 2010).

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) **Introduction of Resolutions**

CR-19-2010 – A RESOLUTION CONCERNING THE 2008 WATER AND SEWER PLAN (DECEMBER 2009 CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2008 Water and Sewer Plan.

- **INTRODUCED**

Council Resolution 19 concerns the 2008 Water and Sewer Plan (December 2009 Amendment Cycle) to change the water and sewer category designations within the 2008 Water and Sewer Plan. Council Resolution 19 was introduced by Council Member Dernoga and referred to the Transportation, Housing and the Environment (THE) Committee.

PUBLIC HEARING SCHEDULED TUESDAY, APRIL 13, 2010 @ 1:30 P.M.

CR-20-2010 - A RESOLUTION CONCERNING RECOVERY ZONES for the purpose of designating Prince George's County as a Recovery Zone for purposes of issuance of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds.

- **INTRODUCED**

Council Resolution 20 serves the purpose of designating Prince George's County as a Recovery Zone for purposes of issuance of Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds. Council Resolution 20 was introduced by Council Member Dernoga and referred to the Public Safety and Fiscal Management (PSFM) Committee.

Council Member Bland moved adoption of the Consent Agenda; seconded by Council Member Turner. The motion carried by voice vote.

2. **CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA**

No items were considered

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

- (a) Transmittal letters to the Hon. Melony G. Griffith, Chair of the Prince George's House Delegation, the Hon. Douglas J.J. Peters, Chair of the Prince George's Senate Delegation, the Hon. Ulysses Currie, Chair, Senate Budget & Tax Committee, Hon. Joan Carter Conway, Chair, Senate Education, Health & Environmental Affairs Committee, Hon. Maggie L. McIntosh, Chair, House Environmental Matters Committee and the Hon. Sheila E. Hixson, Chair, Ways and Means Committee, expressing the positions of the County Council on proposed State legislation. - **CHAIR AUTHORIZED TO SIGN**

A letter was proposed to be sent to the Hon. Melony G. Griffith, Chair of the Prince George's House Delegation, the Hon. Douglas J.J. Peters, Chair of the Prince George's Senate Delegation, the Hon. Ulysses Currie, Chair, Senate Budget & Tax Committee, Hon. Joan Carter Conway, Chair, Senate Education, Health & Environmental Affairs Committee, Hon. Maggie L. McIntosh, Chair, House Environmental Matters Committee and the Hon. Sheila E. Hixson, Chair, Ways and Means Committee, expressing the positions of the County Council on proposed State legislation. Council Member Bland provided a verbal General Assembly report to the Council. Council Member Bland moved to authorize the Chair's signature; seconded by Council Member Dean. The motion carried 9-0.

- (b) Proposed letter to the Honorable Jack B. Johnson, County Executive, transmitting the County Council's Legislative Calendar and Appointments Schedule for 2010.
- **CHAIR AUTHORIZED TO SIGN**

A letter was proposed to be sent to the Honorable Jack B. Johnson, County Executive, transmitting the County Council's Legislative Calendar and Appointments Schedule for 2010. Council Member Bland provided a verbal General Assembly report to the Council. Council Member Harrison moved to authorize the Chair's signature; seconded by Council Member Dean. The motion carried 9-0.

- (c) Proposed letter to the Telecommunications Transmission Facilities Coordinating Committee (TTFCC) Chairman regarding the proposed TTFCC 2009-2010 Master Plan.
- **CHAIR AUTHORIZED TO SIGN**

A letter was proposed for sending to the Telecommunications Transmission Facilities Coordinating Committee (TTFCC) Chairman regarding the proposed TTFCC 2009-2010 Master Plan. Under discussion, Council Member Knotts requested clarification on the process requirements for recovery of old monopoles. Council Member Harrison moved to authorize the Chair's signature; seconded by Council Member Dean. The motion carried 9-0.

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

CB-1-2010 (DR-3) - AN ORDINANCE CONCERNING THE URBAN CENTERS AND CORRIDOR NODES DEVELOPMENT AND ZONING CODE OF PRINCE GEORGE'S COUNTY

for the purpose of establishing a new Subtitle to the County Code that specifies development review and approval procedures and design regulations to control and ensure future transit-oriented, pedestrian-friendly, mixed-use development in selected Centers and Corridor Nodes within Prince George's County, Maryland.

- **PUBLIC HEARING HELD; AMENDED; RULES SUSPENDED; DR-4 ENACTED**

Pursuant to proper notice the Public Hearing convened on Council Bill 1. Terri Hraby, representing the City of Greenbelt and Charles Washington, representing Pepco spoke on Council Bill 1. All persons wishing to speak having done so, the public hearing was declared held. Council Member Dean moved amendments; seconded by Council Member Turner. Council Member Dean spoke to the amendments and moved acceptance. Karen Zavakos, Legislative Officer, noted that the amendments are non-substantive. The motion carried 8-0 (Absent: Council Member Exum. Council Member Dean moved to suspend the Council Rules of Procedure to allow Council Bill 1 to become effective on the date of enactment; seconded by Council Member Campos. The motion carried 8-0 (Absent: Council Member Exum). Council Member Dean moved enactment of Council Bill 1 (DR-4); seconded by Council Member Harrison. The motion carried 8-0 (Absent: Council Member Exum).

CB-2-2010 (DR-2) - AN ORDINANCE CONCERNING URBAN CENTERS AND CORRIDOR NODES DEVELOPMENT CODE OF PRINCE GEORGE'S COUNTY

for the purpose of amending the Zoning Ordinance of Prince George's County, Maryland to incorporate appropriate references, regulations, and procedures pertaining to Subtitle 27A of the Prince George's County Code, and to delete an obsolete section pertaining to the Interim General Plan Amendment for Growth Policy.

- **PUBLIC HEARING HELD; RULES SUSPENDED; ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 2. No persons wishing to speak, the public hearing was declared held. Council Member Dean moved to suspend the Council Rules of Procedure to allow Council Bill 2 (DR-2) to become effective on the date of enactment; seconded by Council Member Harrison. The motion carried 8-0 (Absent: Council Member Exum). Council Member Dean moved enactment of Council Bill 2 (DR-2); seconded by Council Member Harrison. The motion carried 8-0 (Absent: Council Member Exum).

CB-3-2010 (SUBDIVISION BILL) – AN ACT CONCERNING SUBDIVISION IN URBAN CENTERS AND CORRIDOR NODES DEVELOPMENT CODE OF PRINCE GEORGE'S COUNTY

for the purpose of amending the Subdivision Ordinance of Prince George's County, Maryland to incorporate appropriate references, regulations, and procedures pertaining to Subtitle 27A of the Prince George's County Code.

- **PUBLIC HEARING HELD; AMENDED; DR02 ENACTED**

Pursuant to proper notice, the public hearing convened on Council Bill 3. No persons wishing to speak, the public hearing was declared held. Council Member Dean moved amendment #1;

seconded by Council Member Bland. The motion carried 8-0 (Absent: Council Member Exum). Council Member Dean moved enactment of Council Bill 3 (DR-2); seconded by Council Member Campos. The motion carried 8-0 (Absent: Council Member Exum).

Council Member Dean moved to accept additional items to the Agenda; seconded by Council Member Campos. The motion carried by voice vote (Absent: Council Member Exum).

ADDITIONS TO THE AGENDA

Council Member Dean moved to convene into Executive Session; seconded by Council Member Turner. The motion carried 8-0. (Absent: Council Member Exum).

5. **EXECUTIVE SESSION –**

Discussion of pending or potential litigation and to consult with counsel to obtain legal advice in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (7), (8)

Topic Discussed: *Discussion of two ongoing cases, Dedra Billings v. Prince George's County and Reaching Hearts Int'l v. Prince George's County.*

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

No persons wished to address the Council.

ADJOURN: - *Chair Dernoga adjourned the meeting at 10:50 A.M.*

GENERAL ASSEMBLY COMMITTEE MEETING – (ROOM 2027)
– COMMITTEE MEETING HELD @ 11:00 A.M.

(SEE SEPARATE ACTION AGENDA)

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Donna J. Brown,
Deputy Clerk of the Council