

AGENDA MINUTES

Tuesday, September 22, 2009

Business Meeting

(Legislative Day No. 25 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) - BRIEFING HELD

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM) - *Chairperson Bland commenced Presentation of Proclamations/Commendations at 1:44 P.M. and concluded at 1:55 P.M.*

Joint Proclamation presented to The Gorgeous Prince George's Day Committee recognizing October 17, 2009 as "Gorgeous Prince George's Day" in Prince George's County. (Council Chairperson Marilynn M. Bland, County Executive Representative Marcus Jackson and Council Members Turner, Campos, Olson, Harrison and Knotts)

- **PRESENTED**

Council Chairperson Marilynn M. Bland, County Executive Representative Marcus Jackson, Council Members Ingrid M. Turner, Will Campos, Eric C. Olson, Andrea C. Harrison and Tony Knotts presented a Proclamation was presented to the Gorgeous Prince George's Day Committee recognizing October 17, 2009 as "Gorgeous Prince George's Day in Prince George's County. Committee Members were present to accept.

Proclamation presented to Destiny Welch recognizing her organization "A Gift from an Angel". (Council Chairperson Marilynn M. Bland, Council Vice Chair Thomas E. Dernoga and Council Members Turner, Campos, Olson, Harrison, Knotts and Dean)

- **PRESENTED**

Council Chairperson Marilynn M. Bland, Council Vice Chairman Thomas E. Dernoga, Council Members Ingrid M. Turner, Will Campos, Eric C. Olson, Andrea C. Harrison, Tony Knotts and Samuel H. Dean presented a Proclamation to Ms. Destiny Welch recognizing her organization "A Gift from an Angel". Ms. Welch was present to accept.

CALL TO ORDER: - *Chairperson Bland called to order at 1:59 P.M. with the following Council Members present:*

Marilynn M. 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 S. Price, Council Administrator

Robert J. Williams, Jr., Deputy Council Administrator

Colette R Gresham, Legislative Office

Jackie Brown, PZED Committee Director

Karen Zavakos, Legislative Officer

Josh Hamlin, Associate County Attorney

Marcus Jackson, County Council Liaison, Office of the County Executive

INVOCATION : - *The Invocation was led by Robert J. Williams, Jr., Good Hope Baptist Church, King George, Virginia.*

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

DESIGNATION OF SEPTEMBER 22, 2009 AS LEGISLATIVE DAY NO. 25

Chairperson Bland designated September 22, 2009 as Legislative Day number 25

SEPTEMBER ACKNOWLEDGEMENTS:

Chairperson Bland acknowledged September as:

- *Prostate Cancer Awareness Month*
- *National Infant Mortality Awareness Month*

POINT OF PERSONAL PRIVILEGE:

Council Member Olson acknowledged Major Cris Costello for his achievements in bodybuilding which was the title of a Washington Post article in last Saturday's newspaper.

1. **CONSENT AGENDA**

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) Approval of County Council Minutes dated September 9 and September 15, 2009
- **APPROVED**

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

CB-36-2009 – AN ORDINANCE CONCERNING FARM WINERY for the purpose of permitting farm wineries in residential zones assessed for agricultural use subject to certain requirements. - **PRESENTED**

Council Bill 36 was presented by Council Members Dernoga, Bland, Dean and Turner. Council Bill 36 was referred to the Planning, Zoning and Economic Development (PZED) Committee.

CB-37-2009 – AN ACT CONCERNING SPEED MONITORING SYSTEMS for the purpose of authorizing the County to utilize speed monitoring systems pursuant to Section 21-809 of the Transportation Article of the Annotated Code of Maryland.

- **PRESENTED**

Council Bill 37 was presented by Council Member Bland at the request of the County Executive and referred to the Transportation, Housing and the Environment (THE) Committee.

(c) **Introduction of Resolutions**

CR-65-2009 – A RESOLUTION CONCERNING FY 2002 – 2011 TEN YEAR SOLID WASTE PLAN for the purpose of amending the Prince George’s County Ten Year Solid Waste Management Plan by adding the Sun Services, LLC Recycling Facility located at Somerset Avenue and Old Baltimore Pike, Beltsville. - **INTRODUCED**

Council Resolution 65 amends the Prince George’s County 2002 – 2011 Ten Year Solid Waste Management Plan by adding the Sun Services, LLC Recycling Facility located at Somerset Avenue and Old Baltimore Pike, Beltsville. Council Resolution 65 was introduced by Council Member Dernoga and referred to the Transportation Housing and the Environment (THE) Committee.

THIS RESOLUTION REQUIRES A PUBLIC HEARING

Council Member Dean 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**

No items were considered

4. **BILLS ELIGIBLE FOR FINAL READING (ENACTMENT)**

CB-13-2009 (DR-2) – AN ACT CONCERNING THE BUILDING CODE for the purpose of amending the Prince George’s County Building ordinance, adopting certain amendments to the 2006 Edition of the International Building Code, International Mechanical Code, International Energy Conservation Code, and International Residential Code for One and Two-Family Dwellings, and amending certain Sections to include modifications as it relates to building standards.

- **AMENDED; DR-3 ENACTED**

The Public hearing was held on 9/9/2009. Council Bill 13 was introduced by Council Members Turner, Harrison, and Dean on 7/14/2009. Council Bill 13 was favorably reported out of the Planning, Zoning and Economic Development (PZED) Committee on 7/7/2009 with amendments. Council Member Dean moved amendment 1A for Council Bill 13 (DR-2); seconded by Council Member Harrison. The motion carried 9-0. Council Member Dean moved enactment of Council Bill 13 (DR-3) as amended; seconded by Council Member Turner. The motion carried 9-0.

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

CR-13- 2009 (DR-2) - A RESOLUTION CONCERNING SCHEDULE OF MISCELLANEOUS BUILDING PERMIT FEES for the purpose of adopting a schedule of miscellaneous building permit fees under the Building Code. - **ADOPTED**

Council Resolution 13 (DR-2) was introduced by Council Member Bland on 3/31/2009 and was favorably reported out of the Public Safety and Fiscal Management (PSFM) on 7/14/2009 with amendments. Council Member Exum moved adoption of Council Resolution 13 (DR-2); seconded by Council Member Dernoga. The motion carried 9-0.

6. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-57-2009 – A RESOLUTION CONCERNING THE PUBLIC FACILITIES ELEMENT OF THE PRELIMINARY BOWIE STATE MARC STATION SECTOR PLAN AND PROPOSED SECTIONAL MAP AMENDMENT for the purpose of identifying inconsistencies between the Preliminary Bowie State MARC Station Sector Plan and Proposed Sectional Map Amendment and existing or proposed State or County facilities; and approving the inclusion of any new transportation proposals prior to the adopting of the sector plan by the Planning Board.

- **INTRODUCED; DR-2 SUBSTITUTED; RULES SUSPENDED; DR-2 ADOPTED**

Council Resolution 57 concerns the Public Facilities Element of the Preliminary Bowie State MARC Station Sector Plan and Proposed Sectional Map Amendment for the purpose of identifying inconsistencies between the Preliminary Bowie State MARC Station Sector Plan and Proposed Sectional Map Amendment and existing or proposed State or County facilities, and approving the inclusion of any new transportation proposals prior to the adopting of the sector plan by the Planning Board. Council Resolution 57 was introduced by Council Members Turner and Knotts. Council Member Turner moved to substitute DR-2 in lieu of DR-1; seconded by Council Member Exum. The motion carried by voice vote.

Council Member Turner moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 57 (DR-2); seconded by Council Member Harrison. The motion carried by voice vote. Council Member Turner moved adoption of Council Resolution 57 (DR-2); seconded by Council Member Knotts. The motion carried 9-0

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Taxi Cab Representatives:

Henock Wogderse; Mammo Gmariam; Dele Omonijo; Getachew Guracha; Etonesh Dembel and Brian Holmes.

Council Member Dernoga moved to convene in Executive Session; seconded by Council Member Dean. The motion carried 9-0.

RECESS: - *Chairperson Bland recessed the meeting at 2:30 P.M.*

**2:35
P.M.**

EXECUTIVE SESSION (1ST FLOOR EXECUTIVE CONFERENCE ROOM)

- **HELD**

Discussion of personnel issues in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (1) (i) (ii).

**3:07
P.M.**

COMMITTEE OF THE WHOLE (ROOM 2027) - **HELD**

- Enterprise Zone Renewal Application
- General Assembly

RECONVENE: - Vice Chair Dernoga reconvened the meeting at 7:05 P.M.

ADDITIONS TO THE AGENDA

Council Member Exum moved to accept an additional item to the Agenda; seconded by Council Member Harrison. The motion carried by voice vote.

CR-66-2009 – A RESOLUTION CONCERNING SUBPOENAS for the purpose of authorizing the Personnel Board to issue subpoenas regarding the subject of an appeal before the Personnel Board; and generally relating to the Personnel Board.

- **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 66 authorizes the Personnel Board to issue subpoenas regarding the subject of an appeal before the Personnel Board; and generally relating to the Personnel Board. Council Resolution 66 was introduced by Council Members Dernoga and Dean. Council Member Harrison moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 66; seconded by Council Member Olson. The motion carried by voice vote. Council Member Dean moved adoption of Council Resolution 66; seconded by Council Member Harrison. The motion carried 5-0. (Absent: Council Members Bland; Campos, Exum and Knotts.)

Council Vice Chair Dernoga concluded with the Legislation at 7:07 P.M.

Vice Chairman convened the Joint Public Hearing at 7:09 P.M.

THE PRINCE GEORGE'S COUNTY PLANNING BOARD OF THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION AND THE PRINCE GEORGE'S COUNTY COUNCIL SITTING AS THE DISTRICT COUNCIL

THE PRELIMINARY MASTER PLAN AND PROPOSED SECTIONAL MAP AMENDMENT FOR SUBREGION 1 (PLANNING AREAS 60, 61, 62 AND 64)

Pursuant to the provisions of Article 28 of the Annotated Code of Maryland and the Zoning Ordinance of Prince George's County, being also Subtitle 27 of the Prince George's County Code, the Prince George's County Council, sitting as the District Council, and the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission, joint public hearing to receive testimony regarding the preliminary plan generally located within northern portion of Prince George's County and generally bounded by the border with Montgomery County to the west; Anne Arundel County, the Baltimore-Washington Parkway and MD 201 to the east; Powder Mill Road and the Capital Beltway to the south and southeast; and the City of Laurel and the Patuxent River to the north. The City of Laurel is not included in the master plan because it has its own planning and zoning authority. The public hearing is part of a process leading to the approval of a new master plan and sectional map amendment that will amend the 1990 *Subregion 1 Master Plan and Sectional Map Amendment* and the 2002 *Prince George's County Approved General Plan*.

(SEE SEPARATE AGENDA)

ADJOURN: - *Vice Chair Dernoga adjourned the meeting at 7:55 P.M.*

Prepared By:

Shirley T. Blake, Administrative Aide

Submitted By:

Redis C. Floyd, Clerk of the Council