

ACTION AGENDA

Tuesday, June 17, 2008

Legislative Day No. 19

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

9:15 A.M. AGENDA BRIEFING – (ROOM 2027) -- BRIEFING HELD

10:00 A.M. PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)

Presented Proclamation presented to **Bowie State University Women's Softball Team recognizing their win of the "2008 CIAA Softball Championship."** (Council Chairman Samuel H. Dean, Council Member Ingrid M. Turner; Council Vice Chair Marilyn M. Bland and Council Members Will A. Campos, Thomas E. Dernoga, Camille A. Exum, Andrea C. Harrison, Tony Knotts and Eric C. Olson)

Presented Proclamation presented to **James Madison Middle School recognizing its partnership with the Dominica School located in the Dominican Republic as their "Sister (Twin) School" in Prince George's County** (Council Chairman Samuel H. Dean, Council Vice Chair Marilyn M. Bland and Council Members Will A. Campos, Thomas E. Dernoga, Camille A. Exum, Andrea C. Harrison, Tony Knotts, Eric C. Olson and Ingrid M. Turner)

Presented Proclamation recognizing **June 16-21, 2008, as "Juneteenth National Holiday Observance" in Prince George's County.** (Council Chairman Samuel H. Dean, Council Vice Chair Marilyn M. Bland and Council Members Will A. Campos, Thomas E. Dernoga, Camille A. Exum, Andrea C. Harrison, Tony Knotts, Eric C. Olson and Ingrid M. Turner)

10:33 A.M. CALL TO ORDER

INVOCATION: Reverend Clyde Pearson, Assistant Pastor, Kettering Baptist Church, Upper Marlboro, Maryland

PLEDGE OF ALLEGIANCE

1. **CONSENT AGENDA -- CB-45, 46, AND 47 ADDED (SEE PAGE 6); 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-44-2008 – AN ACT CONCERNING ELECTRICAL CODE for the purpose of amending the Electrical Code to remove provisions requiring the color coding of the armor or metal shell of type AC, HFC and MC electrical cables when installed in buildings of Type I and II construction.

To be presented by the Chairman (by request – County Executive); referral to THE

(b) **Introduction of Resolutions**

Introduced

CR-62-2008 – A RESOLUTION CONCERNING COUNTY REAL PROPERTY for the purpose of declaring certain parcels of County-owned real property as surplus, and approving the County Executive’s plan for disposal of such parcels.

The Chairman (by request – County Executive); referral to PSFM

Introduced by Council Member Dean

THIS RESOLUTION REQUIRES A PUBLIC HEARING

*Introduced;
expedited*

CR-63-2008 – A RESOLUTION CONCERNING THE 2001 WATER AND SEWER PLAN (APRIL 2008 CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2001 Water and Sewer Plan.

The Chairman (by request – County Executive); referral to THE

Introduced by Council Member Dean

THIS RESOLUTION REQUIRES A PUBLIC HEARING

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

*Chairman
authorized to
sign*

- (a) Proposed letter to Mr. Colin V. Reed, Chairman and CEO Gaylord Entertainment, Gaylord National Resort and Convention Center, extending the Council's appreciation for the sculpture of the American Bald Eagle presented on April 25, 2008 during the grand opening of Gaylord National Resort and Convention Center.

3. **SECOND READING OF BILLS – (INTRODUCTION) -- CB-39-2008 ADDED; (SEE PAGE 7)**

Introduced

CB-41-2008 - AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed One Hundred Thirty-eight Million Three Hundred Thirty-two Thousand Dollars (\$138,332,000) in aggregate principal amount of general obligation bonds with serial maturities, including mandatory sinking fund installments in lieu of serial maturities, for the purpose of providing funds for financing in whole or in part costs of the planning, construction, reconstruction, establishment, extension, enlargement, demolition, improvement or acquisition of certain capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2009, or usable portions thereof, including describing the capital projects to be financed in whole or in part from the proceeds of the bonds hereby authorized and the estimated costs and probable useful lives thereof; prescribing or providing for the procedures for the issuance and sale of such bonds at public sale; declaring the County's official intent to reimburse itself for certain expenditures paid before the issuance of the bonds authorized hereby in accordance with applicable Income Tax Regulations; authorizing the consolidation of such bonds with other bonds for purposes of such sale; showing compliance with the power of the County to incur indebtedness; directing the application of the proceeds of such bonds; pledging the full faith and credit and taxing power of the County to the payment of such bonds and providing for the levy and collection of taxes necessary for the payment of the principal of and interest on such bonds when due; authorizing and empowering the County to issue and sell an amount not to exceed One Hundred Thirty-eight Million Three Hundred Thirty-two Thousand Dollars (\$138,332,000) . . .

(Favorably reported out of PSFM on 6/9/2008)

Introduced by Council Members Exum, Bland, Dean and Knotts

SECOND READING OF BILLS – (INTRODUCTION) – (CONTINUED)*Introduced*

CB-42-2008 - AN ACT CONCERNING THE ISSUANCE AND SALE OF GENERAL OBLIGATION STORMWATER MANAGEMENT BONDS for the purpose of authorizing and empowering Prince George's County, Maryland to issue and sell an amount not to exceed Fifteen Million Six Hundred Sixty-one Thousand Dollars (\$15,661,000) in aggregate principal amount of general obligation stormwater management bonds for the purpose of providing funds for financing in whole or in part costs of the planning, acquisition, construction, reconstruction, establishment, extension, enlargement, demolition or purchase of certain capital projects set forth in the capital budget of the County for the fiscal year ending June 30, 2009, constituting facilities (including without limitation any land, interest in land or equipment) for the control and disposition of storm and surface waters, including floodproofing, flood control or navigation programs and other stormwater programs and systems, environmental restoration and/or wetlands construction, and the protection, conservation, creation and acquisition of certain property described in the Maryland Annotated Code Environment Article consistent with federal and Maryland laws and regulations on the subject of nontidal and private wetlands, . . .

(Favorably reported out of PSFM on 6/9/2008)

Introduced by Council Members Exum, Bland, Knotts, Dean and Dernoga

Introduced

CB-43-2008 (DR-2) - AN ACT CONCERNING SUPPLEMENTARY APPROPRIATIONS AND INTERDEPARTMENTAL TRANSFER OF APPROPRIATIONS for the purpose of declaring additional revenue, appropriating to the General Fund Outside Sources to provide funds for costs that were not anticipated in the Approved Fiscal Year 2008 Budget, and transferring surplus appropriations reflecting savings from Non-Departmental accounts to various County Departments.

(Favorably reported out of PSFM on 6/9/2008 with amendments)

Introduced by Council Members Bland, Dernoga, Knotts and Dean

4. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

Introduced; rules suspended; adopted

CR-59-2008 - A RESOLUTION CONCERNING JUNETEENTH NATIONAL HOLIDAY CAMPAIGN AND OBSERVANCE for the purpose of expressing support for the Juneteenth National Holiday Campaign and Observance.

Introduced by Council Members Dean, Campos, Olson, Exum, Bland, Harrison, Turner, Dernoga and Knotts

COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION

INTRODUCTION AND ADOPTION OF RESOLUTIONS – (CONTINUED)

*Introduced; rules
suspended;
adopted*

CR-60-2008 - A RESOLUTION CONCERNING PREPARATION OF A NEW SECTOR PLAN AND SECTIONAL MAP AMENDMENT (SMA) AND APPROVAL OF GOALS, CONCEPTS, GUIDELINES, AND PUBLIC PARTICIPATION PROGRAM FOR THE PORT TOWNS AREA for the purpose of initiating an amendment to portions of the 1994 Approved Hyattsville and Vicinity Master Plan (Planning Area 68), the 1994 Approved Bladensburg, New Carrollton and Vicinity Master Plan (Planning Area 69), the 2001 Approved Anacostia Trails Heritage Area Management Plan, the 2007 Approved Bladensburg Town Center Sector Plan and approving Goals, Concepts, Guidelines, and Public Participation Program in order to develop a comprehensive approach to implement the recommendations of the 2002 Prince George’s County Approved General Plan, and to ensure that future development is consistent with County Policies.

The Chairman (by request – Planning Board)

Introduced by Council Member Harrison

COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION

*Introduced, rules
suspended;
adopted*

CR-61-2008 – A RESOLUTION CONCERNING PREPARATION OF A SECTOR PLAN (MASTER PLAN AMENDMENT) AND SECTIONAL MAP AMENDMENT (SMA) AND APPROVAL OF GOALS, CONCEPTS, GUIDELINES AND PUBLIC PARTICIPATION PROGRAM FOR THE LANDOVER GATEWAY AREA for the purpose of initiating an amendment to the 1993 Approved Landover and Vicinity Master Plan (Planning Area 72), the 1990 Approved Largo-Lottsford and Vicinity Master Plan and Sectional Map Amendment (Planning Area 73), and approving Goals, Concepts, Guidelines, and a Public Participation Program in order to develop a comprehensive approach to implement the recommendations of the 2002 Prince George’s County Approved General Plan to ensure that future development is consistent with County policies.

The Chairman (by request – Planning Board)

Introduced by Council Member Harrison

COUNCIL SHOULD EITHER CONVENE AS THE COMMITTEE OF THE WHOLE OR SUSPEND THE RULES PRIOR TO ADOPTION

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

CR-48-2008 - A RESOLUTION CONCERNING SCHOOL FACILITIES SURCHARGE for the purpose of adjusting the school facilities surcharge for inflation for Fiscal Year 2009, beginning July 1, 2008, as required by State law.

(Introduced by Council Members Dean and Dernoga on 6/3/2008; favorably reported out of PSFM on 6/9/2008)

Adopted

CR-49-2008 - A RESOLUTION CONCERNING PUBLIC SAFETY SURCHARGE for the purpose of adjusting the Public Safety surcharge for inflation for Fiscal Year 2009, beginning July 1, 2008, as required by State law.

(Introduced by Council Members Dean and Dernoga on 6/3/2008; favorably reported out of PSFM on 6/9/2008)

Deferred to a later date

CR-56-2008 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS – GENERAL SCHEDULE EMPLOYEES – SALARY SCHEDULE G for the purpose of amending the Salary Plan of the County to reflect pay rates and other modified benefits for General Schedule employees.

(Introduced by Council Member Dean on 6/3/2008; favorably reported out of PSFM on 6/9/2008)

Adopted

CR-24-2008 – A RESOLUTION CONCERNING U.S. COOL COUNTIES CLIMATE STABILIZATION DECLARATION for the purpose of declaring the intent of the Prince George's County Council to take immediate steps to identify regional climate change impacts, to implement a County plan to prepare for and build resilience to those impacts, and achieve the 2050 climate stabilization goal.

(Introduced by Council Members Dernoga, Olson and Campos on 4/8/2008; favorably reported out of THE on 4/24/2008)

ADDITIONS TO THE AGENDA1. **CONSENT AGENDA – (page 2)**

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-45-2008 – AN ACT CONCERNING CONTRACT APPROVALS for the purpose of approving Energy Savings and Lease Financing agreements for the purchase, installation and financing of certain energy efficient equipment that is guaranteed to reduce Prince George's County ("County") energy consumption and maintenance costs at County building sites.

To be presented by the Chairman (by request – County Executive); referral to PSFM

CONSENT AGENDA – (CONTINUED)

Presented

CB-46-2008 – AN ACT CONCERNING CONTRACT APPROVALS for the purpose of approving the lease of certain improvements by Prince George’s County.

To be presented by the Chairman (by request – County Executive); referral to PSFM

Presented

CB-47-2008 – AN ACT CONCERNING THE PROHIBITION OF THE SALE, OFFER OR DISTRIBUTION OF CERTAIN TOBACCO PRODUCTS USED AS DRUG PARAPHERNALIA for the purpose of prohibiting the sale, offer or distribution of cigar and “blunt” tobacco products intended for use, or designed for use, in ingesting, inhaling, or otherwise introducing marihuana, cocaine, hashish, or hashish oil into the human body.

To be presented by Council Member Dean; referral to HEHS

3. **SECOND READING OF BILLS – (INTRODUCTION) – (page 3)**

Introduced

CB-39-2008 – AN ACT CONCERNING BORROWING TO FINANCE SCHOOL PROJECTS for the purpose of authorizing Prince George's County, Maryland, to borrow money upon its full faith and credit at any time and from time to time, in an aggregate principal amount not exceeding Seven Hundred Five Million Sixty Five Thousand Dollars (\$705,065,000) to finance the construction, including the design, reconstruction, extension, acquisition, improvement, enlargement, alteration, renovation, relocation, rehabilitation, repair or modernization, of school buildings in the County; prescribing terms and conditions upon which bonds issued pursuant to this Act shall be issued and sold and other incidental details with respect thereto; and providing generally for the issuance of such bonds.

(Favorably reported out of PSFM on 6/16/2008)

Introduced by Council Members Exum, Bland, Campos, Dean, Dernoga, Knotts, Turner, Olson and Harrison

DISTRICT COUNCIL ITEMS

(SEE SEPARATE ACTION AGENDA)

Motion to convene into Executive Session was made by Council Member Exum; seconded by Council Member Harrison; motion carried 9-0.

2:30 P.M.

EXECUTIVE SESSION – (ROOM 2027) -- EXECUTIVE SESSION HELD

- (a) Discussion of personnel issues in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (1) (i) (ii) and 9.

11:15 A.M.

BRIEFING – (COUNCIL HEARING ROOM) -- BRIEFING HELD

BIOTECHNOLOGY RESEARCH AND DEVELOPMENT CENTER STUDY

Gül Güteryüz, Planner Coordinator, M-NCPPC
Lisa Smith, Consultant, ANGLE Technology Group

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Ms. Barbara Dunn, Kiamsha Youth Empowerment Organization addressed the Council regarding the Organization and requested a meeting with Council Members.

12:19 P.M.

ADJOURN

11:00 A.M.

COOL COUNTIES MEDIA EVENT – (PONDSIDE) -- CANCELLED

11:30 A.M.

**HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE MEETING
– (COUNCIL HEARING ROOM) -- COMMITTEE MEETING HELD**

1:00 P.M.

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

**PROPOSED AMENDMENTS TO THE ADOPTED CAPITOL HEIGHTS
TRANSIT DISTRICT DEVELOPMENT PLAN AND ENDORSED TRANSIT
DISTRICT OVERLAY ZONING MAP AMENDMENT AS OUTLINED IN
CR-17-2008 (DR-2)**

DIGEST OF TESTIMONY

REMINDER

Wed., June 18, 2008	9:30 a.m.	PZED Committee Meeting (Room 2027)
Thurs., June 19, 2008	10:00 a.m.	THE Committee Meeting (Room 2027)