

Prince George's County Council

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



Meeting Agenda - Final

Tuesday, April 12, 2016

10:45 AM

Council Hearing Room

County Council

Derrick Leon Davis, District 6, Chairman

Mel Franklin, District 9

Dannielle M. Glaros, District 3, Vice Chairwoman

Andrea C. Harrison, District 5

Mary A. Lehman, District 1

Obie Patterson, District 8

Deni L. Taveras, District 2

Karen R. Toles, District 7

Todd M. Turner, District 4

Robert J. Williams, Jr., Council Administrator

RULES OF COURTESY

You are now participating in the process of representative government. We welcome your interest and hope you will attend Prince George's County Council meetings often. Good government depends on the interest and involvement of you and your fellow citizens.

To insure fair and orderly meetings, the Council has adopted rules which apply to all members of the Council, administrative staff, news media, citizens and visitors. The procedures provide:

1. No one shall delay or interrupt the proceedings or refuse to obey the orders of the presiding officer.
2. Posters or Placards must remain outside the Council Hearing Room.
3. No smoking is permitted in the County Administration Building.
4. Citizens are admitted up to the Fire Safety capacity of the Hearing Room. Overflow crowds may listen to proceedings on loudspeakers provided in the lobby area.

REGULAR COUNCIL MEETINGS

The Prince George's County Council meets at 10:00 a.m. each Tuesday in the Council Hearing Room in the County Administration Building, Upper Marlboro, Maryland. Legislative sessions are held on the first and third Tuesday of each month and business meetings are scheduled on the alternate weeks.

In addition to its normal function as the County Council, the Council will frequently sit as the District Council for zoning matters or as the Board of Health. The capacity in which the Council acts on agenda items will be recorded in the minutes for each meeting.

PUBLIC PARTICIPATION IN COUNCIL MEETINGS

Meetings of the Council are formal proceedings and all comments are recorded. Members of the audience are provided an opportunity to address the Council prior to the close of each meeting. Participation is also welcomed during the public hearing process. Those wishing to testify at a public hearing are urged to telephone the Clerk's office at 301-952-3600 for placement on the advance speakers' list. Registration is also accepted in the hearing room. The following information is provided as a guide to public participation in the Council Meeting. When you are called by the presiding officer, please follow these steps:

1. Come forward to the speaker's podium and state your name and address.
2. Relax.
3. Present your comments as succinctly as possible. Avoid duplicate testimony.
4. Confine your remarks to three minutes, if the presiding officer has indicated time limits would be in effect.
5. If you have a written statement, give it and other supporting material to the Clerk.

In accordance with ADA Requirements, accommodations for hearing impaired, disabled persons and visually impaired can be provided upon reasonable notice to the Clerk of the Council. Sign language interpreters are available with advance notice by calling 301-952-3600. In the event of inclement weather, please call 301-952-4810 to confirm the status of County Business.

THE USE OF CELLULAR PHONES IN THE HEARING ROOM IS PROHIBITED

10:30 A.M. - AGENDA BRIEFING - (ROOM 2027)

10:45 A.M. - PRESENTATION OF PROCLAMATIONS/COMMENDATIONS - (COUNCIL HEARING ROOM)

PROCLAMATION presented to Forestville High School Girls “Lady Knights” Basketball Team in recognition of winning the 2015-2016 “ Back-To-Back A1 State Championship” in Prince George’s County. (Council Chairman Derrick Leon Davis and Council Member Karen R. Toles)

PROCLAMATION presented to Largo High School Girls Varsity Basketball Team in recognition of winning the 2016 “Maryland 2A State Championship” in Prince George’s County. (Council Chairman Derrick Leon Davis and Council Vice Chair Dannielle M. Glaros)

11:00 A.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)

INVOCATION:

Reverend Akil Dickens, Ebenezer A.M.E., Ft. Washington, Maryland

PLEDGE OF ALLEGIANCE

DESIGNATION OF APRIL 12, 2016 AS LEGISLATIVE DAY NO. 10

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

[MIN 04052016](#) County Council Minutes dated April 5, 2016.

(b) First Reading of Bills (Presentation)

[CB-017-2016](#)

Draft: 1

AN ACT CONCERNING VIDEO LOTTERY FACILITY FUNDING REQUIREMENTS for the purpose of requiring that twenty-five (25%) of County revenue derived from table game proceeds from video lottery facilities be allocated to public safety, subject to certain conditions.

Sponsor(s): Patterson

Attachment(s): [B2016017](#)
[CB-17-2016 AIS](#)

To be introduced by Council Member Patterson; referral to PSFM

[CB-018-2016](#)

Draft: 1

AN ORDINANCE CONCERNING ELEEMOSYNARY OR PHILANTHROPIC INSTITUTIONS for the purpose of amending the prescriptions of the Zoning Ordinance to exempt certain Eleemosynary or Philanthropic Institutions in the R-R (Rural Residential) Zone from certain site plan, site design guidelines, and special exception approval requirements; and providing for certain Eleemosynary and Philanthropic Institutions in the R-R Zone as a permitted use under certain specific circumstances.

Sponsor(s): Franklin

Attachment(s): [B2016018](#)
[CB-18-2016 AIS](#)

To be presented by Council Member Franklin; referral to PZED

CONSENT AGENDA - (CONTINUED)

[CB-019-2016](#)

Draft: 1

(SUBDIVISION BILL) - AN ACT CONCERNING PRIVATE ROADS AND EASEMENTS – ELEEMOSYNARY OR PHILANTHROPIC

ORGANIZATIONS for the purpose of providing an exemption to the access requirement in the County Subdivision Regulations for certain Eleemosynary or Philanthropic Organizations in the R-R (Rural Residential) Zones of Prince George’s County, under certain specified circumstances.

Sponsor(s): Franklin

Attachment(s): [B2016019](#)

[CB-019-2016 AIS](#)

To be presented by Council Member Franklin; referral to PZED

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER’S REPORT

4. PUBLIC HEARING: -(COUNCIL HEARING ROOM)

[APPT-6](#)

Appointment of the following individual as Director of the Department of Family Sevices for Prince George's County:

Elana Belon-Butler

Legislative History:

3/31/16	Health, Education and Human Services Committee	Favorably recommended to the County Council
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11:30 A.M. - 5. PUBLIC HEARINGS: -(COUNCIL HEARING ROOM)**[APPT-5](#)****Appointment of the following individuals to the Human Relations Commission for Prince George's County:****Ms. Nora Eidelman**

Reappointment

Term Expiration: 6/30/2017

Mr. Gerald Folsom, PhD

Reappointment

Term Expiration 6/30/2018

Ms. Gail Heath

Reappointment

Term Expiration 6/30/2017

Mr. Walter Howell, Jr. (unable to attend)

Reappointment

Term Expiration 6/30/2018

Mr. Eric Jackson

Reappointment

Term Expiration 6/30/2018

Mr. Eugene "Tony" Langbehn

Reappointment

Current Term Expiration 6/30/2016

Full Term Expiration 6/30/2019

Mr. Merrill Smith

Reappointment

Term Expiration 6/30/2018

Legislative History:

3/17/16	Public Safety and Fiscal Management Committee	Favorably recommended to the County Council
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6. PUBLIC HEARING: -(COUNCIL HEARING ROOM)

[PH 04122016](#) **WASHINGTON SUBURBAN SANITARY COMMISSION PROPOSED FISCAL YEAR 2016-2017 OPERATING & CAPITAL BUDGETS AND THE WASHINGTON SUBURBAN SANITARY COMMISSION CAPITAL IMPROVEMENT PROGRAM FOR WATER AND SEWERAGE, FOR FISCAL YEARS 2017-2022**

(SEE SEPARATE AGENDA)

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

[CB-003-2016](#) **AN ORDINANCE CONCERNING HYDRAULIC FRACTURING** for the purpose of providing a definition for hydraulic fracturing in the Zoning Ordinance and adding hydraulic fracturing uses, including the hydraulic fracturing of a well for the exploration or production of natural gas, as a prohibited use in all zones within Prince George’s County.

Draft: 2

Sponsor(s): Lehman, Turner, Glaros, Franklin, Taveras and Patterson

Attachment(s): [B2016003](#)
[CB-3-2016 AIS](#)
[CB-003-2016 Report](#)

Legislative History:

2/2/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
2/17/16	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council
3/1/16	County Council	introduced

8. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)[CR-020-2016](#)

Draft: 1

A RESOLUTION CONCERNING LOANS TO 2U, INC., (“2U”) FROM THE MARYLAND ECONOMIC DEVELOPMENT ASSISTANCE FUND (“MEDAF”) AND PRINCE GEORGE’S COUNTY, MARYLAND (THE “COUNTY”) for the purpose of endorsing a loan not to exceed two million dollars (\$2,000,000) to 2U from the Maryland Department of Commerce, formerly the Maryland Department of Business and Economic Development, MEDAF program which, in conjunction with the conditional loan from the County’s Economic Development Incentive Fund (“EDI Fund”) not to exceed one million five hundred thousand dollars (\$1,500,000), will be used for eligible project costs associated with a new facility in the County and capital expenditures.

Sponsor(s): Turner, Davis, Glaros and Taveras

Attachment(s): [R2016020](#)

[CR-20-2016 Exhibit A](#)

[CR-20-2016 AIS](#)

[CR-20-2016 Transmittal Letter](#)

[CR-020-2016 Fiscal Impact](#)

Legislative History:

3/29/16	County Council	introduced and referred to the Public Safety and Fiscal Management Committee
4/7/16	Public Safety and Fiscal Management Committee	Favorably recommended to the County Council

RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION) - (CONTINUED)[CR-021-2016](#)

Draft: 1

A RESOLUTION CONCERNING LOANS TO UNITED PARCEL SERVICE, INC. (OHIO) (“UPS”) FROM THE MARYLAND ECONOMIC DEVELOPMENT ASSISTANCE FUND (“MEDAF”) AND PRINCE GEORGE’S COUNTY, MARYLAND (THE “COUNTY”) for the purpose of endorsing a loan not to exceed three hundred fifty thousand dollars (\$350,000) to UPS from the Maryland Department of Commerce formerly the Maryland Department of Business and Economic Development MEDAF program which, in conjunction with the conditional loan from the County’s Economic Development Incentive Fund (“EDI Fund”) not to exceed one hundred thousand dollars (\$100,000), will be used for eligible project costs associated with a new facility in the County and capital expenditures.

Sponsor(s): Davis, Lehman, Turner, Glaros and Taveras

Attachment(s): [R2016021](#)
[CR-21-2016 Exhibit A](#)
[CR-21-2016 AIS.pdf](#)
[CR-21-2016 Transmittal Letter](#)
[CR-021-2016 Fiscal Impact](#)

Legislative History:

3/29/16	County Council	introduced and referred to the Public Safety and Fiscal Management Committee
4/7/16	Public Safety and Fiscal Management Committee	Favorably recommended to the County Council

RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION) - (CONTINUED)[CR-022-2016](#)

Draft: 1

A RESOLUTION CONCERNING LOANS TO FLEXEL LLC (“FLEXEL”) FROM THE MARYLAND ECONOMIC DEVELOPMENT ASSISTANCE FUND (“MEDAF”) AND PRINCE GEORGE’S COUNTY, MARYLAND (THE “COUNTY”).for the purpose of endorsing a loan not to exceed two hundred fifty thousand dollars (\$250,000) to FlexEl from the Maryland Department of Commerce formerly the Maryland Department of Business and Economic Development MEDAF program which, in conjunction with the conditional loan from the County’s Economic Development Incentive Fund (“EDI Fund”) not to exceed two hundred fifty thousand dollars (\$250,000), will be used for eligible project costs associated with a new facility in the County and capital expenditures.

Sponsor(s): Davis, Turner, Glaros and Taveras

Attachment(s): [R2016022](#)

[CR-22-2016 Exhibit A](#)

[CR-22-2016 AIS](#)

[CR-22-2016 Transmittal Letter](#)

[CR-022-2016 Fiscal Impact](#)

Legislative History:

3/29/16	County Council	introduced and referred to the Public Safety and Fiscal Management Committee
4/7/16	Public Safety and Fiscal Management Committee	Favorably recommended to the County Council

9. INTRODUCTION AND ADOPTION OF RESOLUTIONS[CR-024-2016](#)

Draft: 1

A RESOLUTION CONCERNING THE 2014 SOUTHERN GREEN LINE STATION AREA SECTOR PLAN AND SECTIONAL MAP

AMENDMENT for the purpose of approving, in accordance with the provisions of the Zoning Ordinance of Prince George's County, Maryland, a minor amendment to the 2014 *Southern Green Line Station Area Sector Plan and Sectional Map Amendment* Development District Standards to clarify the exemption for certain development in the Branch Avenue Metro Station Area.

Sponsor(s): Patterson

Attachment(s): [R2016024](#)

[CR-24-2016 AIS](#)

To be introduced by Council Member Patterson

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

[CR-025-2016](#)

Draft: 1

A RESOLUTION CONCERNING THE PRINCE GEORGE'S PLAZA TRANSIT DISTRICT OVERLAY ZONE

for the purpose of proposing amendments to the Adopted Prince George's Plaza Transit District Development Plan and Endorsed Transit District Overlay Zoning Map Amendment and directing that an additional public hearing be held before the District Council in order to receive public testimony on the proposed amendments.

Sponsor(s): Taveras

Attachment(s): [R2016025](#)

[CR-25-2016 AIS](#)

To be introduced by Council Member Taveras

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

RECESS

12:30 P.M. - BRIEFING – (ROOM 2027)

BR 04122016b LEGISLATIVE BRANCH WEBSITE REDESIGN

Office of Communications

RECONVENE

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

BR 04122016 PRINCE GEORGE'S WATER QUALITY

Joe Mantua, Deputy General Manager for Operations
JC Langley, Chief of Plant Operations
Dr. Jin Shin, Laboratory Services Water Quality Manager

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

2:45 P.M. - EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)

[EX 04122016](#) Motion to convene in executive session, in accordance with Section 3-305(b) (4) and (7), General Provisions Article, Annotated Code of Maryland, as follows:

- (1) to consider a matter that concerns the proposal for a business to locate, expand, or remain in the State;
- (2) to consult with legal counsel to seek legal advice

RECESS

RECONVENE**6:30 P.M. - PUBLIC HEARINGS RESOLUTION - (COUNCIL HEARING ROOM)**

(SEE SEPARATE AGENDA)

[CR-017-2016](#)

Draft: 1

A RESOLUTION CONCERNING THE FISCAL YEAR 2016 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT

for the purpose of amending the Prince George's County Fiscal Year ("FY") 2016 Annual Action Plan for Housing and Community Development by adding the Sunset Emergency Shelter Operations project, an eligible activity not originally funded or described in the FY 2016 Annual Action Plan, and reprogramming and reallocating seventy-two thousand one hundred seventy-nine dollars and ninety-two cents (\$72,179.92) in Emergency Shelter Grant (ESG) Program funds from the FY 2001, FY 2007, FY 2008, FY 2009, FY 2010 and FY 2011 Annual Action Plans to support the Sunset Emergency Shelter Operations project.

Sponsor(s): Davis, Lehman, Glaros, Taveras and Patterson

Attachment(s): [R2016017](#)

[CR-17-2016 Attachment A](#)

[CR-17-2016 Attachment B](#)

[CR-17-2016 Attachment C](#)

[CR-17-2016 AIS](#)

[CR-17-2016 Transmittal Letter](#)

Legislative History:

3/22/16 County Council

introduced and referred to the
Transportation, Housing and the
Environment Committee

**6:30 P.M. - PUBLIC HEARINGS RESOLUTION - (COUNCIL HEARING ROOM) -
(CONTINUED)**

(SEE SEPARATE AGENDA)

[CR-018-2016](#)

Draft: 1

**A RESOLUTION CONCERNING THE FISCAL YEAR 2016 ANNUAL
ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT**

for the purpose of amending the Prince George's County Fiscal Year ("FY") 2016 Annual Action Plan for Housing and Community Development by reprogramming and reallocating five hundred twenty-two thousand nine hundred nineteen dollars (\$522,919.00) in HOME Investment Partnerships ("HOME") Program funds from the U.S. Department of Housing and Urban Development's (HUD) Voluntary Grant Reduction Plan in FY 2016 to the FY 2016 HOME Program categories in the 2016 Annual Action Plan.

Sponsor(s): Davis, Lehman, Glaros, Taveras and Patterson

Attachment(s): [R2016018](#)

[CR-18-2016 Attachment A](#)

[CR-18-2016 Attachment B](#)

[CR-18-2016 AIS](#)

[CR-18-2016 Transmittal Letter](#)

Legislative History:

3/22/16	County Council	introduced and referred to the Transportation, Housing and the Environment Committee
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7:00 P.M. - PUBLIC HEARINGS - (COUNCIL HEARING ROOM)

(SEE SEPARATE AGENDA)

[CR-015-2016](#)

Draft: 1

A RESOLUTION CONCERNING THE HOUSING AND COMMUNITY DEVELOPMENT CONSOLIDATED PLAN: FY 2016-2020 AND ANNUAL ACTION PLAN: FY 2016 for the purpose of amending the Prince George's County Fiscal Year ("FY") 2016-2020 Consolidated Plan for Housing and Community Development and the Prince George's County FY 2016 Annual Action Plan by including the Section 3 Action Plan.

Sponsor(s): Lehman, Turner, Davis, Glaros and Taveras

Attachment(s): [R2016015](#)

[CR-15-2015 Attachment A](#)

[CR-15-2015 Attachment B](#)

[CR-15-2016 AIS](#)

[CR-15-2016 Transmittal Letter](#)

Legislative History:

3/22/16 County Council introduced and referred to the Transportation, Housing and the Environment Committee

7:00 P.M. - PUBLIC HEARINGS - (COUNCIL HEARING ROOM) - (CONTINUED)

(SEE SEPARATE AGENDA)

[CR-016-2016](#)

Draft: 1

A RESOLUTION CONCERNING THE FISCAL YEAR (“FY”) 2017 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT

for the purpose of approving and adopting the Prince George’s County Fiscal Year (“FY”) 2017 Annual Action Plan for Housing and Community Development (“FY 2017 Annual Action Plan”).

Sponsor(s): Davis, Lehman, Turner, Glaros and Taveras

Attachment(s): [R2016016](#)

[CR-16-2016 Attachment A](#)

[CR-16-2016 Attachment B](#)

[CR-16-2016 AIS](#)

[CR-16-2016 Transmittal Letter](#)

Legislative History:

3/22/16	County Council	introduced and referred to the Transportation, Housing and the Environment Committee
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ADJOURN

REMINDERS

Wed., April 13, 2016

1:30 p.m. - PSFM Committee Meeting (Room 2027)

Thurs., April 14, 2016

9:30 a.m. - THE Committee Meeting (Room 2027)

1:30 p.m. - HEHS Committee Meeting (Room 2027)

Fri., April 15, 2016

10:00 a.m. - Blue Ribbon Commission (Room 2027)

Mon., April 18, 2016

9:30 a.m. - District Council Agenda Briefing (Room 2027)

10:00 a.m. - Call to Order (Council Hearing Room)

11:00 a.m. - PSFM Committee Meeting (Room 2027)