

# ***ACTION AGENDA***

**Tuesday, November 18, 2003**

**Legislative Day No. 38**

## **COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**

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

**9:45 A.M.                    PRESENTATION OF PROCLAMATIONS/COMMENDATIONS**

*Presented*                    Proclamation presented to Frederick J. Corder, M.D.; Balwant R. Bagalkotkar, M.D. and Vincent I. Okeki, M.D. recognizing the outstanding contributions of primary care physicians in Prince George's County. (Council Chairman Peter A. Shapiro and Council Vice Chairman Tony Knotts)

*Presented*                    Proclamation presented to Alan R. Gold, O.D.; Arnaldo A. Garro, M.D.; Samir N. Azer, M.D. and Richard J. Ghattas, M.D., P.A. recognizing the outstanding contributions of medical specialists in Prince George's County. (Council Chairman Peter A. Shapiro and Council Vice Chairman Tony Knotts)

*Presented*                    Proclamation recognizing Katresa Howard as the Surrattsville High School recipient of the "AOBA Scholarship" in Prince George's County. (Council Chairman Peter A. Shapiro and Council Member Marilyn M. Bland)

*Presented*                    Joint Proclamation presented to the citizens and residents of Prince George's County recognizing the week of November 17-21, 2003 as "International Educational Week" in Prince George's County. (Council Chairman Peter A. Shapiro and County Executive Jack B. Johnson)

**10:47 A.M.                    CALL TO ORDER**

**INVOCATION:** Bishop Juanita Turner, New Covenant Church of the Lord Jesus Christ, Colmar Manor, Maryland

**PLEDGE OF ALLEGIANCE**

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.

*Approved*

- (a) Approval of County Council Minutes dated October 14, 2003 and October 21, 2003.

(b) **Introduction of Resolutions**

*Introduced*

**CR-76-2003 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, SHERIFF OFFICIALS – SALARY SCHEDULE “S-O” SCHEDULE OF PAY GRADES** for the purpose of amending the Salary Plan of the County to reflect wage and benefit modifications of Sheriff Officials.

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

*Introduced by Council Members Shapiro, Dean, Exum, Knotts, Dernoga, Harrington and Peters*

*Introduced*

**CR-78-2003 – A RESOLUTION CONCERNING USA PATRIOT ACT** for the purpose of expressing the policy of the County to preserve the Constitutional rights of residents and employees of the County whenever those rights may be in conflict with the USA PATRIOT Act.

Council Member Hendershot; referral to PSFM

*Introduced by Council Members Hendershot, Shapiro, Exum and Dean*

*Introduced*

**CR-79-2003 - A RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE CITY OF HYATTSVILLE** for the purpose of approving the enactment of Ordinance 2003-07 amending Chapter 68 of the Hyattsville Code concerning fences.

Council Member Shapiro; referral to PZED

*Introduced by Council Member Shapiro*

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

*None*

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

*Chairman  
authorized to  
sign*

- (a) Proposed letter to Commissioner Jinhee Wilde, Chair, Washington Suburban Sanitary Commission, regarding Council's concurrence on proposal to allocate \$2.3 million in FY 2003 budget dollars for unplanned expenditures.

Council Chairman Peter A. Shapiro

(Favorably reported out of THE on 11/4/2003)

4. **PUBLIC HEARINGS: -- PUBLIC HEARINGS HELD; ALL APPOINTEES CONFIRMED**

**Appointment of the following individuals to the Park and Recreation Advisory Board for Prince George's County:**

*Confirmed*

**Reverend Earnest Canty**

Appointment/Southern Area Representative  
Replacing: Louise Pino  
Term Expiring: 6/30/2005

*Confirmed*

**Mr. Marvin J. Clarke**

Appointment/Central Area Representative  
Replacing: Vincent Curl  
Term Expiring: 6/20/2006

*Confirmed*

**Mr. George S. Nicol**

Appointment/Northern Area Representative  
Replacing: Robert Potter  
Term Expiring: 6/30/2007

*Confirmed*

**Mr. Elisha Pulivarti  
(unable to attend)**

Appointment/Northern Area Representative  
Replacing: Varinia Paige  
Term Expiring: 6/20/2005

*Confirmed*

**Mr. Jeffrey W. Smith**

Appointment/At-Large Representative  
Replacing: Rosetta Parker  
Term Expiring: 6/30/2006

*Confirmed*

**Mr. Leslie J. Telford**

Appointment/Central Area Representative  
Replacing: Brenda Bietzell  
Term Expiring: 6/30/2007

**PUBLIC HEARINGS – (CONTINUED)**

<i>Confirmed</i>	<b>Ms. Rosa M. Wingate</b>	Appointment/Central Area Representative Replacing: Pamela Bollin Term Expiring: 6/30/2005
<i>Confirmed</i>	<b>Ms. Joyce A. R. Beck (unable to attend)</b>	Reappointment/Southern Area Representative Term Expiring: 6/30/2007
<i>Confirmed</i>	<b>Ms. Brenda L. Beitzell</b>	Reappointment/At-Large Representative Replacing: Morris Warren Term Expiring: 6/30/2007

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

*Public hearing  
held; enacted*

**CB-58-2003 (SUBDIVISION BILL) - AN ACT CONCERNING PRE-APPLICATION INFORMATIONAL MAILINGS** for the purpose of requiring applicants for major subdivisions to send informational mailings to civic associations, municipalities, adjoining property owners, and prior parties of record at least 30 days before filing an application for preliminary plan of subdivision.

(Introduced by Council Members Dean, Exum, Knotts, Dernoga, Harrington, Peters, Shapiro and Hendershot on 10/7/2003; favorably reported out of PZED on 9/24/2003)

*Public hearing  
held; enacted*

**CB-60-2003 (SUBDIVISION BILL) – AN ACT CONCERNING PRIVATE ROADS AND EASEMENTS** for the purpose of permitting the Planning Board to approve private rights-of-way in the M-X-C Zone.

(Introduced by Council Members Dean, Shapiro and Exum on 10/7/2003; favorably reported out of PZED on 9/24/2003)

*Public hearing  
held; amended;  
DR-2 enacted*

**CB-61-2003 – AN ORDINANCE CONCERNING E-I-A ZONE** for the purpose of permitting consolidated storage in the E-I-A Zone under certain circumstances.

(Introduced by Council Members Hendershot, Shapiro and Dean on 10/7/2003; favorably reported out of PZED on 9/24/2003)

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

*Public hearing  
held; enacted*

**CB-81-2003 - AN ACT CONCERNING RESIDENTIAL PARKING ON UNPAVED AREAS** for the purpose of prohibiting the standing or parking of vehicles on unpaved areas of residential lots.

(Introduced by Council Members Dernoga, Shapiro, Dean, Peters, Harrington and Knotts on 10/21/2003; favorably reported out of THE on 10/16/2003)

*Public hearing  
held; enacted*

**CB-89-2003 – AN ACT CONCERNING ILLEGAL SIGNS** for the purpose of increasing the civil fine amounts for violations of the County prohibition against illegal signs.

(Introduced by Council Members Shapiro, Dean, Dernoga and Peters on 10/21/2003; favorably reported out of THE on 10/16/2003)

*Public hearing  
held; tabled*

**CB-96-2003 – AN ACT CONCERNING GLENN DALE HOSPITAL TRANSFER** for the purpose of approving a transfer of the title and control of property known as the Glenn Dale Hospital property from the Maryland-National Capital Park and Planning Commission to the Revenue Authority of Prince George's County.

(Introduced by Council Members Hendershot and Peters on 10/21/2003)

6. **PUBLIC HEARING:**

*Public hearing  
held*

**CR-65-2003 – A RESOLUTION CONCERNING THE 2001 WATER AND SEWER PLAN (AUGUST 2003 CYCLE OF AMENDMENTS)** for the purpose of changing the water and sewer category designations of properties within the 2001 Water and Sewerage Plan.

(Introduced by Council Member Shapiro on 10/7/2003)

**TRANSPORTATION, HOUSING & THE ENVIRONMENT COMMITTEE MEETING  
SCHEDULED FOR NOVEMBER 20, 2003 AT 9:30 A.M.**

7. **PUBLIC HEARINGS/RESOLUTIONS ELIGIBLE FOR FINAL READING (ADOPTION)**

*Public hearing held; DR-2 substituted; adopted*

**CR-64-2003 (DR-2) – A RESOLUTION CONCERNING THE 911 CHARGE** for the purpose of approving an increase in the additional charge for switched local exchange access service, commercial mobile radio service, and other 911 accessible service within the County.

(Introduced by Council Members Shapiro and Knotts on 10/7/2003; favorably reported out of PSFM on 10/22/2003 with amendments)

**MOTION REQUIRED TO SUBSTITUTE DR-2 IN LIEU OF DR-1 PRIOR TO ADOPTION**

8. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

*Introduced; tabled until 11/25/2003*

**CR-77-2003 – A RESOLUTION CONCERNING SPENDING AFFORDABILITY LIMITS FOR THE WASHINGTON SUBURBAN SANITARY COMMISSION** for the purpose of establishing spending control limits on the Fiscal Year 2005 Water and Sewer Operating and Capital Budgets of the Washington Suburban Sanitary Commission (WSSC).

Council Chairman Peter A. Shapiro

*Introduced by Council Member Shapiro*

(Reported out of THE on 11/4/2003 with no recommendation)

*Introduced; rules suspended; adopted*

**CR-80-2003 – A RESOLUTION CONCERNING RECONSIDERATION OF THE PETITION FOR THE INCORPORATION OF THE CITY OF LARGO** for the purpose of affirming the Council's prior rejection of the referendum request for the proposed incorporation of the City of Largo

*Introduced by Council Members Dean, Shapiro and Peters*

**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-81-2003 – A RESOLUTION CONCERNING ACTING DIRECTOR OF  
HOMELAND SECURITY** for the purpose of extending the appointment of  
Vernon R. Herron as Acting Director of Homeland Security.

The Chairman (by request – County Executive)

*Introduced by Council Member Shapiro*

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

9. **PUBLIC HEARINGS: -- PUBLIC HEARINGS HELD; ALL APPOINTEES  
CONFIRMED**

**Appointment of the following individuals to the Accokeek Development Review  
District for Prince George's County:**

*Confirmed*

**Mr. Eugene W. Dickson  
(unable to attend)**

Appointment  
Replacing: H. Manning Clagett  
Term Expiring: 10/27/2006

*Confirmed*

**Mr. Ramsey Harris, Jr.**

Appointment  
Replacing: Daniel Deming  
Term Expiring: 10/27/2005

*Confirmed*

**Mr. Warren Johnson, Jr.**

Appointment  
Replacing: Merrie Dixon  
Term Expiring: 10/27/2005

*Confirmed*

**Ms. Judith A. Allen-Leventhal**

Appointment  
Replacing: Daniel Dyer  
Term Expiring: 10/27/2004

*Confirmed*

**Mr. John B. Patterson**

Appointment  
Replacing: Judy Jackson  
Term Expiring: 10/27/2004

**PUBLIC HEARINGS – (CONTINUED)**

<i>Confirmed</i>	<b>Corporal Keith A. Washington</b>	Appointment Replacing: Dorothy Odell Term Expiring: 10/27/2006
<i>Confirmed</i>	<b>Dr. Calvin J. Wilson (unable to attend)</b>	Appointment Replacing: Reverend Jacalyn Thomas Term Expiring: 10/27/2004
<i>Confirmed</i>	<b>Ms. Jean D. Thompson</b>	Reappointment Term Expiring: 10/27/2006

10. **PUBLIC HEARINGS: -- PUBLIC HEARINGS HELD; ALL APPOINTEES  
CONFIRMED**

**Appointment of the following individuals to the Enterprise Road Corridor  
Development Review District for Prince George's County:**

<i>Confirmed</i>	<b>Mr. Michael A. Adekoya</b>	Appointment Replacing: George Braxton Term Expiring: 6/30/2004
<i>Confirmed</i>	<b>Mr. Emmanuel P. Edokobi</b>	Appointment Replacing: Ed Davis Term Expiring: 6/30/2005
<i>Confirmed</i>	<b>Mr. Derek McDaniels</b>	Appointment/Developer Representative Replacing: Gary Lachman Term Expiring: 6/30/2005
<i>Confirmed</i>	<b>Ms. Artisha R. Polk</b>	Appointment Replacing: Gary Grudberg Term expiring: 6/30/2005



**PUBLIC HEARINGS - (CONTINUED)**

*Confirmed*                      **Mr. Clifton O. Reynolds**  
(unable to attend)                      Appointment  
Replacing: Richard Stewart  
Term Expiring: 6/30/2004

*Confirmed*                      **Mr. Edwin E. Udenkwo**  
Appointment  
Replacing: Charles Mosby  
Term Expiring: 6/30/2004

*Confirmed*                      **Mr. John H. Waller**  
Reappointment  
Term Expiring: 6/30/2006

11. **PUBLIC HEARINGS: -- PUBLIC HEARINGS HELD; ALL APPOINTEES  
CONFIRMED**

**Appointment of the following individuals to the Gaming Permit Review Board  
for Prince George's County:**

*Confirmed*                      **Ms. Jennifer V. Jackson**  
Appointment  
Replacing: Frank Crumbley  
Term Expiring: 7/23/2004

*Confirmed*                      **Mr. Isaac N. Manigault**  
Appointment  
Replacing: Walter Hamlin  
Term Expiring: 7/23/2004

*Confirmed*                      **Mr. Charles A. Odidika**  
(unable to attend)                      Appointment  
Replacing: Jean Thompson  
Term Expiring: 7/23/2004

**REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL****12:46 P.M.****ADJOURN****COMMITTEE OF THE WHOLE – (ROOM 2027)***Favorable  
recommendation*

- ♦ **CB-98-2003 – AN EMERGENCY ACT CONCERNING SUPPLEMENTARY APPROPRIATION** for the purpose of appropriating to the General Fund revenue in excess of budget estimates, to provide funds for costs that were not anticipated in the approved Fiscal Year 2003-2004 Budget.

(Introduced by Council Members Shapiro, Hendershot, Bland, Harrington, Peters, Dernoga and Exum on 10/28/2003)

**PUBLIC HEARING SCHEDULED FOR 11/25/2003**

*Briefing held; no  
action taken*

- ♦ **THE PRELIMINARY MIXED-USE TOWN CENTER (M-U-TC) DEVELOPMENT PLAN AND ZONING MAP AMENDMENT FOR THE TOWN OF RIVERDALE PARK**

*Cancelled*

- ♦ **BRIEFING ON THE BOARD OF EDUCATION'S FY 2005 CIP**

**REMINDER**

Wed., Nov. 19, 2003	2:00 p.m.	PZED Committee Meeting (Room 2027)
Thurs., Nov. 20, 2003	9:30 a.m. 1:00 p.m.	THE Committee Meeting (Room 2027) PSFM Committee Meeting (Room2027)
Mon., Nov. 24, 2003	9:30 a.m. 10:00 a.m. 1:30 p.m.	District Council Agenda Briefing (Room 2027) Call to Order District Council (continued)
Tues., Nov. 25, 2003	9:30 a.m. 10:00 a.m.	County Council Agenda Briefing (Room 2027) Call to Order
Thurs., Nov. 27, 2003 Fri., Nov. 28, 2003		THANKSGIVING DAY HOLIDAY HOLIDAY - EMPLOYEE APPRECIATION DAY
Tues., Dec. 2, 2003	10:00 a.m.	Exchange of Gavel