

ACTION AGENDA

Tuesday, November 23, 2004

Business Meeting

(Legislative Day No. 40 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

9:30 A.M.

AGENDA BRIEFING – (1st FLOOR LARGE CONFERENCE ROOM)

9:55A.M.

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS

Presented

Proclamation presented to Mr. Bob James, County Director of Special Olympics; Mr. Bill Gagmon, Coach; Ms. Andrea “Tony” Thomas, Assistant Coach and the Special Olympics Athletes, recognizing November 23, 2004 as “Special Olympics Day” in Prince George’s County. (Council Chairman Tony Knotts and Council Vice Chairman Samuel H. Dean)

Presented

Proclamation presented to Mr. Matt Neitzey, Director, Maryland Tourism Council, recognizing the Maryland Governors Tourism Industry Conference having been held for the first time in Prince George’s County. (Council Chairman Tony Knotts and Council Member Marilyn M. Bland)

10:25 A.M.

CALL TO ORDER

INVOCATION: Reverend Reynold Carr, Member, Prince George’s Baptist Association

PLEDGE OF ALLEGIANCE

Designated

DESIGNATION OF NOVEMBER 23, 2004 AS LEGISLATIVE DAY NO. 40

1. **PUBLIC HEARING: -- PUBLIC HEARING HELD**

Confirmed

Appointment of the following individual as Executive Director for the Human Relations Commission:

Peggy A. Magee

2. **PUBLIC HEARING:**

Public hearing held

CR-69-2004 – A RESOLUTION CONCERNING THE 2001 WATER AND SEWER PLAN (AUGUST CYCLE OF AMENDMENTS) for the purpose of changing the water and sewer category designations of properties within the 2001 Water and Sewer Plan.

(Introduced by Council Member Knotts on 10/19/2004)

TRANSPORTATION, HOUSING & THE ENVIRONMENT COMMITTEE MEETING SCHEDULED FOR 11/23/2004 AT 1:30 P.M.

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

Public hearing held; enacted

CB-44-2004 (DR-2) – AN ACT CONCERNING FEES for the purpose of increasing certain fees for services, permits and licenses rendered by the Health Department's Division of Environmental Health.

(Introduced by Council Members Dernoga, Exum and Bland on 11/1/2004; favorably reported out of HEHS on 10/27/2004 with amendments)

Public hearing held; enacted

CB-85-2004 – AN ACT CONCERNING ANIMAL LICENSING FEE EXEMPTIONS AND REQUIREMENTS FOR RABIES VACCINATION CERTIFICATES for the purpose of exempting licensing fees for certain individuals and adding a provision related to rabies vaccination reporting by veterinarians.

(Introduced by Council Members Dernoga, Dean, Exum, Bland and Knotts on 11/1/2004; favorably reported out of HEHS on 10/27/2004)

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

*Public hearing
held; enacted*

CB-84-2004 (DR-3) - AN ACT CONCERNING SOLID WASTE for the purpose of establishing a Solid Waste Advisory Commission and setting forth its duties and responsibilities.

(Introduced by Council Members Dean, Harrington, Dernoga, Exum, Bland and Knotts on 11/1/2004; favorably reported out of THE on 10/28/2004 with amendments)

*Public hearing
held; amended;
DR-3 enacted*

CB-87-2004 (DR-2) – AN ACT CONCERNING BUILDING CODE for the purpose of amending the Prince George's County Building ordinance, adopting certain amendments to the 2000 Edition of the International Building Code and the International Residential Code for One and Two Family Dwellings, amending sections of the Grading, Drainage and Pollution Control ordinance and generally related to grading, drainage and building standards.

(Introduced by Council Members Knotts and Dernoga on 11/1/2004; favorably reported out of THE on 10/28/2004 with amendments)

*Public hearing
held; enacted*

CB-93-2004 (DR-3) – AN ACT CONCERNING BOARD OF REGISTRATION FOR BUILDING CONTRACTORS for the purpose of amending the provisions of the County Code relating to the Board of Registration for Building Contractors.

(Introduced by Council Members Harrington, Dernoga, Dean, Exum and Knotts on 11/1/2004; favorably reported out of THE on 10/28/2004 with amendments)

*Public hearing
held; enacted*

CB-94-2004 – AN ACT CONCERNING BUILDING PERMITS – SUB-SURFACE WATER CONDITIONS for the purpose of requiring the submission of data concerning the presence of sub-surface water for proposed residential construction with a basement.

(Introduced by Council Members Harrington, Knotts, Dernoga, Dean, Exum and Bland on 11/1/2004; favorably reported out of THE on 10/28/2004)

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

*Public hearing
held; enacted*

CB-101-2004 – AN ACT CONCERNING BUILDING PERMIT FEES for the purpose of exempting the Board of Education from the payment of building permit fees in all circumstances.

(Introduced by Council Members Dean, Harrington and Exum on 11/1/2004; favorably reported out of THE on 10/28/2004)

*Public hearing
held; enacted*

CB-28-2004 (DR-2) – AN ORDINANCE CONCERNING C-S-C ZONE for the purpose of permitting multifamily dwellings in the C-S-C Zone under certain circumstances.

(Introduced by Council Members Bland and Harrington on 10/19/2004; favorably reported out of PZED on 10/12/2004 with amendments)

*Public hearing
held; enacted*

CB-43-2004 (DR-2) – AN ORDINANCE CONCERNING CONVEYANCE OF LAND TO THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION for the purpose of providing that property conveyed to the Maryland-National Capital Park and Planning Commission shall be placed in the R-O-S Zone.

(Introduced by Council Members Exum, Harrington, Dernoga, Dean and Knotts on 11/1/2004; favorably reported out of PZED on 10/26/2004 with amendments)

*Public hearing
held; enacted*

CB-71-2004 – AN ORDINANCE CONCERNING DEVELOPMENT DISTRICT OVERLAY ZONE for the purpose of allowing Development District Standards of a Development District Overlay Zone to permit uses prohibited in the underlying zone.

(Introduced by Council Member Knotts on 11/1/2004; favorably reported out of PZED on 10/26/2004)

*Public hearing
held; enacted*

CB-77-2004 (DR-2) – AN ORDINANCE CONCERNING EXCLUSIONS FROM PARKING AND LOADING REQUIREMENTS for the purpose of establishing special rules within the Town of Upper Marlboro for excluding uses from conventional parking and loading requirements.

(Introduced by Council Members Bland, Harrington, Dean, Exum, Dernoga and Peters on 10/26/2004; favorably reported out of PZED on 10/12/2004 with amendments)

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

*Public hearing
held; enacted*

CB-91-2004 (DR-2) – AN ORDINANCE CONCERNING R-55 ZONE for the purpose of permitting multifamily dwellings in the R-55 Zone under certain circumstances.

(Introduced by Council Members Dernoga, Harrington and Dean on 10/19/2004; favorably reported out of PZED on 10/6/2004 with amendments)

*Public hearing
held; enacted*

CB-97-2004 – AN ORDINANCE CONCERNING I-1 ZONE for the purpose of allowing certain eating and drinking establishments, retail trade and service uses, gas stations and lodging uses in the I-1 Zone under certain circumstances.

(Introduced by Council Members Dean, Harrington, Peters and Exum on 10/26/2004; favorably reported out of PZED on 10/20/2004)

*Public hearing
held; rules
suspended;
enacted*

CB-102-2004 (DR-2) – AN ORDINANCE CONCERNING L-A-C ZONE for the purpose of permitting reducing/exercise salons or health clubs in the L-A-C Zone.

(Introduced by Council Members Dean, Harrington, Exum, Peters and Bland on 10/26/2004; favorably reported out of PZED on 10/20/2004)

MOTION REQUIRED TO SUSPEND THE RULES TO ALLOW FOR EFFECTIVE DATE ON DATE OF ADOPTION.

*Public hearing
held; amended;
DR-3 enacted*

CB-109-2004 (DR-2) – AN ORDINANCE CONCERNING R-18 ZONE for the purpose of modifying the lot coverage and building height requirements in the R-18 Zone, permitting multifamily dwellings in the R-18 Zone and exempting certain multifamily dwellings in the R-18 Zone from bedroom percentage requirements under certain circumstances.

(Introduced by Council Members Exum and Dean on 11/1/2004; favorably reported out of PZED on 10/26/2004 with amendments)

*Public hearing
held; enacted*

CB-110-2004 (DR-2) – AN ORDINANCE CONCERNING R-R ZONE for the purpose of permitting assisted living facilities under certain circumstances.

(Introduced by Council Members Dean, Harrington and Exum on 11/2/2004; favorably reported out of PZED on 10/20/2004 with amendments)

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

*DR-2
substituted;
adopted*

CR-58-2004 (DR-2) – A RESOLUTION CONCERNING PRINCE GEORGE’S INTERGOVERNMENTAL NETWORK COMMUNITY COORDINATING COMMITTEE for the purpose of designating the Prince George’s Intergovernmental Network Community Coordinating Committee as the entity to manage the institutional network and to approve the Committee’s Bylaws.

(Introduced by Council Members Dernoga and Peters on 9/7/2004; favorably reported out of PSFM on 11/10/2004 with amendments)

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

Adopted

CR-68-2004 – A RESOLUTION CONCERNING A SUPPLEMENTARY APPROPRIATION OF FEDERAL, STATE AND OTHER FUNDS for the purpose of funding from grants in the amount of \$967,109 to the Office of the Sheriff, the Police Department, the Office of Homeland Security, the Fire/EMS Department, Circuit Court, Department of Social Services and the Office of the State’s Attorney.

(Introduced by Council Members Knotts, Harrington, Peters, Dean, Exum and Bland on 10/19/2004; favorably reported out of PSFM on 11/10/2004)

Adopted

CR-71-2004 – A RESOLUTION CONCERNING SWIMMING POOL AND SWIMMING POOL OPERATOR FEES for the purpose of revising a schedule of fees for public swimming pool operators.

(Introduced by Council Member Dernoga on 11/1/2004; favorably reported out of HEHS on 11/17/2004)

*DR-2
substituted;
adopted*

CR-72-2004 (DR-2) – A RESOLUTION CONCERNING SCHEDULE OF FEES for the purpose of adding certain fees in the County Onsite Sewage Disposal Regulations.

(Introduced by Council Member Knotts on 11/1/2004; favorably reported out of HEHS on 11/17/2004 with amendments)

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

ADDITIONS TO THE AGENDA**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

Introduced

CR-76-2004 – A RESOLUTION CONCERNING A SUPPLEMENTAL APPROPRIATION OF FEDERAL, STATE AND OTHER FUNDS for the purpose of funding from grants in the amount of \$7,597,260 to the Department of Corrections, Police Department, Fire/EMS Department, Human Relations Commission, Department of Environmental Resources, Office of the Sheriff, Office of Homeland Security, Office of the State's Attorney, Department of Housing and Community Development, Department of Social Services, the Office of Community Relations and the Health Department.

The Chairman (by request – County Executive); referral to C.O.W.

Introduced by Council Members Knotts, Dean, Exum and Peters

Introduced

CR-77-2004 – A RESOLUTION CONCERNING EMERSON HOUSE APARTMENTS for the purpose of approving the issuance and sale of tax-exempt revenue bonds and taxable revenue bonds by the Housing Authority of Prince George's County (the "Housing Authority") in connection with the refunding of the Housing Authority's 1994 Bonds and the financing of renovations to Emerson House Apartments by Daniel Housing Corporation, Inc., a Maryland non-profit corporation (the "Owner").

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

Introduced by Council Member Harrington

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

Ms. D.J. Campbell of Bowie, Maryland addressed the Council on various issues.

12:03 p.m.

ADJOURN

12:03 p.m.

COMMITTEE OF THE WHOLE – (1ST FLOOR LARGE CONFERENCE ROOM)

*Held;
rescheduled for
11/30/2004*

CB-116-2004 – AN ACT CONCERNING TAX INCREMENT DEVELOPMENT DISTRICT CREATED BY THE CITY OF LAUREL, MARYLAND AND DESIGNATED AS CENTRE AT LAUREL DEVELOPMENT DISTRICT

for the purpose of authorizing the pledge by the County of a portion of its property taxes levied on the tax increment pertaining to a contiguous area located on the northwest corner of Contee Road and Baltimore Washington Boulevard Route 1 in Prince George's County, such area having been designated by the City of Laurel, Maryland as a "development district"

The Chairman (by request – County Executive)

(Introduced by Council Members Harrington, Dernoga, Exum and Dean on 11/1/2004)

1:30 P.M.

TRANSPORTATION, HOUSING & THE ENVIRONMENT COMMITTEE MEETING – (1st FLOOR LARGE CONFERENCE ROOM) -- COMMITTEE MEETING HELD**REMINDER**

Thurs., Nov. 25	THANKSGIVING DAY HOLIDAY	
Fri., Nov. 26, 2004	HOLIDAY – EMPLOYEE APPRECIATION DAY	
Tues., Nov. 30, 2004	9:30 a.m.	County Council Agenda Briefing (1st Floor Large Conference Room)
	10:00 a.m.	Call to Order