

Prince George's County Council

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



Meeting Agenda - Final

Tuesday, September 20, 2016

10:00 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

9:30 A.M. - AGENDA BRIEFING - (ROOM 2027)**10:00 A.M. - CALL TO ORDER - (COUNCIL HEARING ROOM)****INVOCATION:**

Reverend Dr. Andre D. Ivy, First Baptist Church of Marshall Heights, Washington, D.C.

PLEDGE OF ALLEGIANCE**LEGISLATIVE DAY NO. 27****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 09132016](#) Approval of County Council Minutes dated September 13, 2016.

Attachment(s): [09132016](#)
[09132016 7PM PH](#)

CONSENT AGENDA - (CONTINUED)**(b) First Reading of Bills (Presentation)****[CB-068-2016](#)**

Draft: 1

AN ORDINANCE CONCERNING I-3 ZONE for the purpose of amending the requirements of the Zoning Ordinance for Vehicles sales or rental lots in the I-3 (Planned Industrial / Employment Park) Zone.

Sponsor(s): Harrison

Attachment(s): [B2016068](#)
[CB-68-2016 AIS](#)

To be presented by Council Member Harrison; referral to PZED

Legislative History:

9/13/16	County Council	removed from Consent Agenda
9/13/16	County Council	deferred

[CB-072-2016](#)

Draft: 1

(SUBDIVISION BILL) - AN ACT CONCERNING PRELIMINARY PLANS – EXEMPTIONS for the purpose of providing a limited exemption from the preliminary plan of subdivision requirement for conversion of condominium townhouse dwelling units to record lot townhouse dwelling units, under certain circumstances.

Sponsor(s): Turner

Attachment(s): [B2016072](#)
[CB-72-2016 AIS](#)

To be presented by Council Member Turner; referral to PZED

[CB-073-2016](#)

Draft: 1

AN ORDINANCE CONCERNING M-X-T ZONE for the purpose of providing certain alternate development regulations for mixed-use planned community development in the M-X-T (Mixed Use - Transportation Oriented) Zone, under certain specified circumstances.

Sponsor(s): Turner

Attachment(s): [B2016073](#)
[CB-73-2016 AIS](#)

To be presented by Council Member Turner; referral to PZED

CONSENT AGENDA - (CONTINUED)[CB-074-2016](#)

Draft: 1

AN ACT CONCERNING LOCAL ECONOMIC OPPORTUNITY AND EMPLOYMENT for the purpose of enhancing access to local economic opportunities through public procurement by increasing participation opportunities for County-based small businesses and County-based minority business enterprises; establishing a Prince George's County Supply Schedule program; enabling and modifying the Business Development Reserve Program; expanding the threshold for reserving certain procurement opportunities for County-based small businesses and County-based businesses from \$100,000 to \$500,000; requiring teaming agreements with County-based small businesses for responsive bidders and eligible award recipients under certain circumstances; enhancing prompt payment requirements for the County Government and contractors in certain circumstances; modifying the meaning of best value in procurement decisions; increasing compliance and reporting requirements for the Purchasing Agent, county agencies, and award recipients under certain circumstances; establishing requirements for the timing of award notifications and mandatory debriefings to unsuccessful bidders subject to certain conditions; requiring bundled public works procurements to meet County-based small business participation requirements separately for design and construction work; authorizing the Purchasing Agent to require bonding assistance to County-based small businesses subject to certain conditions; adjusting the definitions of various procurement terms and generally relating to local economic opportunities in the County.

Sponsor(s): Franklin

Attachment(s): [B2016074](#)
[CB-74-2016 AIS](#)

To be presented by Council Member Franklin; referral to PSFM

[CB-075-2016](#)

Draft: 1

AN ACT CONCERNING COUNTY FUND DEPOSITS IN COUNTY-BASED, MINORITY, AND SMALL BANKING INSTITUTIONS OR DEPOSITORIES for the purpose of requiring that at least 50% of County funds be deposited and maintained in county-based, minority, or small banking institutions or depositories with one or more branch locations in the County; defining County-based Banking Institution or Depository, Minority Banking Institution or Depository, and Small Banking Institution or Depository; and generally relating to the deposit of County funds.

Sponsor(s): Franklin

Attachment(s): [B2016075](#)
[CB-75-2016 AIS](#)

To be presented by Council Member Franklin; referral to PSFM

CONSENT AGENDA - (CONTINUED)

[CB-076-2016](#) **AN ACT CONCERNING GREEN BUILDING PERMIT INCENTIVES** for the purpose of providing permit fee reductions for LEED certified building construction and renovations and the installation of solar panels under certain circumstances.
Draft: 1

Sponsor(s): Franklin

Attachment(s): [B2016076](#)
[CB-76-2016 AIS](#)

To be presented by Council Member Franklin; referral to THE

[CB-077-2016](#) **AN ACT CONCERNING HOTEL AND MOTEL TAX** for the purpose of designating a portion of the County's revenue from the imposition of the hotel and motel tax be reserved for appropriation to the Prince George's Conference and Visitors Bureau.
Draft: 1

Sponsor(s): Glaros

Attachment(s): [B2016077](#)
[CB-77-2016 AIS](#)

To be presented by Council Member Glaros; referral to PSFM

[CB-078-2016](#) **AN ORDINANCE CONCERNING C-O ZONE** for the purpose of permitting certain residential development within the C-O (Commercial - Office) Zone, under certain specified circumstances.
Draft: 1

Sponsor(s): Davis

Attachment(s): [B2016078](#)
[CB-78-2016 AIS](#)

To be presented by Council Member Davis; referral to PZED

CONSENT AGENDA - (CONTINUED)[CB-079-2016](#)

Draft: 1

AN ORDINANCE CONCERNING TRANSIT ORIENTED DEVELOPMENT AREA - GRADING PERMITS - EXCEPTIONS - PROCEDURES for the purpose of authorizing, within a Transit Oriented Development Area the issuance of a permit to commence rough grading activities prior to detailed site plan approval, under certain circumstances.

Sponsor(s): Davis

Attachment(s): [B2016079](#)
[CB-79-2016 AIS](#)

To be presented by Council Member Davis; referral to THE

[CB-080-2016](#)

Draft: 1

AN ORDINANCE CONCERNING ZONING DEFINITIONS – AGRICULTURE for the purpose of amending the definition of Agriculture in the Zoning Ordinance to exclude beekeeping on privately owned residential land.

Sponsor(s): Glaros

Attachment(s): [B2016080](#)
[CB-80-2016 AIS](#)

To be presented by Council Member Glaros; referral to PZED

[CB-081-2016](#)

Draft: 1

AN ORDINANCE CONCERNING R-R ZONE for the purpose of amending the Zoning Ordinance to permit eating or drinking establishment, with drive-through service uses in the R-55 (Rural Residential) Zone, under certain circumstances.

Sponsor(s): Lehman

Attachment(s): [B2016081](#)
[CB-81-2016 AIS](#)

To be presented by Council Member Lehman; referral to PZED

CONSENT AGENDA - (CONTINUED)[CB-082-2016](#)

Draft: 1

AN ORDINANCE CONCERNING INDUSTRIAL ZONES -VEHICLE, MOBILE HOME, CAMPING TRAILER, AND BOAT SALES AND SERVICE for the purpose of permitting Vehicle Sales or Rental Lots, including outdoor display of the vehicles in the I-3 Zone (Planned Industrial/Employment Park), under certain circumstances

Sponsor(s): Patterson

Attachment(s): [B2016082](#)
[CB-82-2016 AIS](#)

To be presented by Council Member Patterson; referral to PZED

[CB-083-2016](#)

Draft: 1

AN ORDINANCE CONCERNING R-80 ZONE for the purpose of amending the Residential Use Table to permit general business and professional offices in the R-80 (One-Family Detached Residential) Zone under certain circumstances

Sponsor(s): Franklin

Attachment(s): [B2016083](#)
[CB-83-2016 AIS](#)

To be presented by Council Member Franklin; referral to PZED

(c) Introduction of Resolutions[CR-066-2016](#)

Draft: 1

A RESOLUTION CONCERNING COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY PROGRAM for the purpose of requiring the County to prepare a plan for implementing a Commercial Property Assessed Clean Energy Program that facilitates energy improvements and requires repayment through a surcharge on the owner's property tax bill.

Sponsor(s): Glaros

Attachment(s): [R2016066](#)
[CR-66-2016 AIS](#)

To be introduced by Council Member Glaros; referral to THE

CONSENT AGENDA - (CONTINUED)[CR-067-2016](#)

Draft: 1

A RESOLUTION CONCERNING SENIOR HOMEOWNERS AND TAX SALE for the purpose of establishing a policy to require the County to keep a list of all real property scheduled for tax sale for property owners 65 years old and above and to provide the list to the Department of Family Services for outreach services.

Sponsor(s): Glaros

Attachment(s): [R2016067](#)
[CR-67-2016 AIS](#)

To be introduced by Council Member Glaros; referral to PSFM

[Consent66](#)

MOTION TO ADOPT CONSENT AGENDA AND APPROVE ALL ACTIONS

2. CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA**3. PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT****4. SECOND READING OF BILLS – (INTRODUCTION)**[CB-049-2016](#)

Draft: 2

AN ORDINANCE CONCERNING C-S-C ZONE for the purpose of amending the Zoning Ordinance requirements for hotels or motels in the C-S-C (Commercial Shopping Center) Zone of Prince George's County.

Sponsor(s): Toles

Attachment(s): [B2016049](#)
[CB-49-2016 DR-2 Amendment #1](#)
[CB-49-2016 AIS](#)
[CB-049-2016 Report](#)

AMENDMENT #1 TO CB-49-2016 (DR-2)

Legislative History:

6/21/16	County Council	removed from Consent Agenda
6/21/16	County Council	presented and referred to the Planning, Zoning and Economic Development Committee
7/6/16	Planning, Zoning and Economic Development Committee	Favorably recommended with amendments to the County Council
9/13/16	County Council	deferred

5. RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

CR-058-2016

Draft: 1

A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM

for the purpose of approving the proposal submitted by CASA de Maryland, Inc. (“CASA”) to the Maryland Department of Housing and Community Development for participation in the Community Investment Tax Credit (“CITC”) Program.

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

Attachment(s): [R2016058](#)
[CR-58-2016 Attachment A](#)
[CR-58-2016 AIS](#)
[CR-58-2016 Committee Report](#)
[CR-58-2016 Transmittal Letter](#)

Legislative History:

9/13/16	County Council	introduced and referred to the Transportation, Housing and the Environment Committee
9/15/16	Transportation, Housing and the Environment Committee	Favorably recommended to the County Council

RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION) - (CONTINUED)**[CR-059-2016](#)**

Draft: 1

A RESOLUTION CONCERNING STATE OF MARYLAND

COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the proposal submitted by Towson University Foundation, Inc. (the “Foundation”) to the Maryland Department of Housing and Community Development for participation in the Community Investment Tax Credit (“CITC”) Program.

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

Attachment(s): [R2016059](#)

[CR-59-2016 Attachment A](#)

[CR-59-2016 AIS](#)

[CR-59-2016 Committee Report](#)

[CR-59-2016 Transmittal Letter](#)

Legislative History:

9/13/16	County Council	introduced and referred to the Transportation, Housing and the Environment Committee
9/15/16	Transportation, Housing and the Environment Committee	Favorably recommended to the County Council

[CR-060-2016](#)

Draft: 1

A RESOLUTION CONCERNING STATE OF MARYLAND

COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the proposal submitted by the Housing Initiative Partnership, Inc. (“HIP”) to the Maryland Department of Housing and Community Development for participation in the Community Investment Tax Credit (“CITC”) Program.

Sponsor(s): Davis, Harrison, Turner, Glaros, Franklin, Taveras, Patterson and Toles

Attachment(s): [R2016060](#)

[CR-60-2016 AttachmentA](#)

[CR-60-2016 AIS](#)

[CR-60-2016 Committee Report](#)

[CR-60-2016 Transmittal Letter](#)

Legislative History:

9/13/16	County Council	introduced and referred to the Transportation, Housing and the Environment Committee
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9/15/16	Transportation, Housing and the Environment Committee	Favorably recommended to the County Council
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RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION) - (CONTINUED)

CR-061-2016

Draft: 1

A RESOLUTION CONCERNING STATE OF MARYLAND

COMMUNITY LEGACY PROGRAM for the purpose of approving the application submitted by the Housing Initiative Partnership, Inc. (“HIP”) to the Maryland Department of Housing and Community Development for Community Legacy Program funds in the approximate amount of five hundred thousand dollars (\$500,000.00).

Sponsor(s): Davis, Turner, Toles, Harrison, Glaros, Franklin, Taveras and Patterson

Attachment(s): [R2016061](#)
[CR-61-2016 Attachment A](#)
[CR-61-2016 AIS](#)
[CR-61-2016 Committee Report](#)
[CR-61-2016 Transmittal Letter](#)

Legislative History:

9/13/16	County Council	introduced and referred to the Transportation, Housing and the Environment Committee
9/15/16	Transportation, Housing and the Environment Committee	Favorably recommended to the County Council

6. INTRODUCTION AND ADOPTION OF RESOLUTIONS[CR-068-2016](#)

Draft: 1

A RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE TOWN OF CHEVERLY for the purpose of approving the enactment of Ordinance O-1-15, concerning parking and residential storage, by the Cheverly Town Council.

Sponsor(s): Harrison

Attachment(s): [R2016068](#)

[CR-68-2016 Attachment A](#)

[CR-68-2016 AIS](#)

To be introduced by Council Member Harrison

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

[CR-069-2016](#)

Draft: 1

A RESOLUTION CONCERNING ECONOMIC DEVELOPMENT WEEK for the purpose of expressing Prince George's County's support for declaring the week of September 19 - September 23 as Economic Development Week in Prince George's County.

Attachment(s): [R2016069](#)

[CR-69-2016 AIS](#)

[CR-69-2016 Transmittal Letter](#)

The Chairman (by request - County Executive)

To be introduced by:

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

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

ADJOURN

11:30 A.M. - EXECUTIVE SESSION – (1ST FLOOR EXECUTIVE CONFERENCE ROOM)

[EX 09202016](#) 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 or industrial organization to locate, expand, or remain in the State;
2. to consult with legal counsel to seek legal advice

REMINDERS

Wed., Sept. 21, 2016

10:00 a.m. - PZED Committee Meeting (Room 2027)

Thurs., Sept. 22, 2016

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