

ACTION AGENDA

Tuesday, September 28, 2010

Business Meeting

(Legislative Day No. 26 to be declared)

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

- 9:00 A.M.** **TRANSPORTATION, HOUSING AND THE ENVIRONMENT COMMITTEE MEETING – (ROOM 207) -- COMMITTEE MEETING HELD**
- 9:30 A.M.** **AGENDA BRIEFING – (ROOM 207) -- BRIEFING HELD**
- 11:30 A.M.** **PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)**
- Presented* Certificate presented to David Matthew Duffany recognizing the “Police Banner” he donated to the National Law Enforcement Museum in honor of the brave men and women of law enforcement. (Council Chair Thomas E. Dernoga and Council Members Tony Knotts, Eric C. Olson, Marilynn M. Bland, Ingrid M. Turner and Andrea C. Harrison)
- Presented* Proclamation presented to the African Leadership Empowerment Council (ALEC) recognizing their “Exceptional Contributions” in Prince George’s County. (Council Chair Thomas E. Dernoga, Council Vice Chair Andrea C. Harrison and Council Members Tony Knotts, Marilynn M. Bland, Ingrid M. Turner and Eric C. Olson)
- Deferred* Proclamation presented to John Anna recognizing the more than 20 years of “Outstanding Contributions” to Prince George’s County. (Council Chair Thomas E. Dernoga and Council Vice Chair Andrea C. Harrison)
- Presented* Proclamation recognizing October 2010, as “Breast Cancer Awareness Month” in Prince George’s County. (Council Chair Thomas E. Dernoga, Council Member Ingrid M. Turner and Council Members Tony Knotts, Marilynn M. Bland, Eric C. Olson and Andrea C. Harrison)
- Presented* Proclamation presented to Alysa Jackson for being named “Maryland Princess State Cover Girl,” in Prince George’s County. (Council Chair Thomas E. Dernoga and Council Members Ingrid M. Turner, Marilynn M. Bland, Andrea C. Harrison, Eric C. Olson and Tony Knotts)

11:55 A.M.

CALL TO ORDER

INVOCATION: Pastor Anthony Maclin, The Sanctuary at Kingdom Squire, Capitol Heights, Maryland

PLEDGE OF ALLEGIANCE

Designated

DESIGNATION OF SEPTEMBER 28, 2010 AS LEGISLATIVE DAY NO. 26

- 1. **CONSENT AGENDA -- CR-90, 91, 92, 93, 94, 95, 96, 97, 98-2010 ADDED; (SEE PAGE 10) 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

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

None

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

None

4. **SECOND READING OF BILLS – (INTRODUCTION) -- CB-69 (DR-2), 94, 95, 96, 97, 98-2010 ADDED (SEE PAGE 13)**

*Introduced;
expedited*

CB-59-2010 (DR-2) – AN ORDINANCE CONCERNING PRIVATE AUTOMOBILE AND OTHER MOTOR VEHICLE AUCTIONS for the purpose of defining Private Automobile and Other Motor Vehicle Auctions; permitting the use in the I-1 and I-2 Zones with certain improvements; and making related amendments to the Zoning Ordinance.

(Favorably reported out of PZED on 9/16/2010 with amendments)

Introduced by Council Member Knotts

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-59-2010 (DR-2)

*Introduced;
expedited*

CB-65-2010 - AN ORDINANCE CONCERNING LANDSCAPE MANUAL REGULATIONS for the purpose of adopting the Comprehensive Update to the Prince George’s County Landscape Manual and repealing redundant or obsolete provisions of the Zoning Ordinance relating to the Landscape Manual.

(Favorably reported out of PZED on 9/16/2010)

Introduced by Council Member Dernoga

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-65-2010

*Introduced;
expedited*

CB-66-2010 – AN ORDINANCE CONCERNING DEPARTURES FROM DESIGN STANDARDS for the purpose of amending the requirements for departures from design standards as it relates to the Alternative Compliance process.

(Favorably reported out of PZED on 9/16/2010)

Introduced by Council Member Dernoga

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-66-2010

*Introduced;
expedited*

CB-67-2010 (DR-2) – AN ORDINANCE CONCERNING OFF-STREET PARKING AND LOADING for the purpose of making amendments to the off-street parking requirements in order to fulfill the requirements of internal green areas within parking lots on redevelopment sites.

(Favorably reported out of PZED on 9/20/2010 with amendments)

Introduced by Council Member Dernoga

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-67-2010 (DR-2)

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

*Introduced;
expedited*

CB-68-2010 – AN ORDINANCE CONCERNING SPECIAL EXCEPTION LANDSCAPING for the purpose of amending the Special Exception requirements to change the exemptions referenced to the Landscape Manual.

(Favorably reported out of PZED on 9/16/2010)

Introduced by Council Member Dernoga

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-68-2010

*Introduced;
expedited*

CB-72-2010 (DR-2) - AN ORDINANCE CONCERNING INDUSTRIAL USES for the purpose of revising certain provisions of the Table of Uses for the I-3 Zone and creating a definition for a new use entitled “University Research and Development Park”.

(Favorably reported out of PZED on 9/20/2010 with amendments)

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

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-72-2010 (DR-2)

*Introduced;
expedited*

CB-73-2010 (DR-2) - AN ORDINANCE CONCERNING ACCESSORY USES for the purpose of clarifying the definition of Accessory Uses and making associated changes to the Zoning Ordinance related thereto.

(Favorably reported out of PZED on 9/20/2010 with amendments)

Introduced by Council Member Dernoga

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-73-2010 (DR-2)

*Introduced;
expedited*

CB-74-2010 (DR-2) - AN ORDINANCE CONCERNING POSTPONEMENT OF COUNCIL ACTIONS for the purpose of making a clarifying amendment to the time within which the District Council is required to take action and providing for its retroactive application to February 1, 2010.

(Favorably reported out of PZED on 9/20/2010 with amendments)

Introduced by Council Members Dernoga, Exum, Bland and Dean

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-74-2010 (DR-2)

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

*Amended; DR-2
introduced*

CB-70-2010 - AN ACT CONCERNING MOBILE UNITS for the purpose of clarifying the definition and general operation of Mobile Units in the Prince George's County Health Code.

(Favorably reported out of HEHS on 9/22/2010)

Introduced by Council Members Olson and Turner

Introduced

CB-71-2010 - AN ACT CONCERNING VACANT COMMERCIAL PROPERTY REGISTRATION for the purpose of adding the registration requirement provisions of vacant or unoccupied commercial structures with the Department of Environmental Resources.

(Favorably reported out of THE on 9/23/2010)

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

*DR-2
substituted;
amended;
DR-3 introduced*

CB-80-2010 (DR-2) - AN ACT CONCERNING WATER QUALITY RESOURCES AND GRADING CODE FOR THE PURPOSE of enacting Subtitle 32, the Water Quality Resources and Grading Code, concerning grading, drainage and pollution control; erosion and sediment control; stormwater management; and accessibility for the disabled; and for the purpose of repealing certain provisions of Subtitle 4, the Building Code, and codifying them within Subtitle 32.

(Favorably reported out of THE on 9/28/2010 with amendments)

Introduced by Council Members Dernoga and Olson

Introduced

CB-85-2010 (DR-2) – AN ACT CONCERNING ANIMAL CONTROL for the purpose of amending the definitions of farm animal and livestock and generally relating to animal control.

(Favorably reported out of C.O.W. on 9/22/2010 with amendments)

Introduced by Council Members Dean and Dernoga

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

*Amended;
DR-3 introduced*

CB-92-2010 (DR-2) - AN ORDINANCE CONCERNING AGRICULTURE, AGRITOURISM, EQUINE ACTIVITIES AND EQUINE FACILITY for the purpose of amending the definitions of agriculture and agritourism; adding definitions for equine activities and equine facility; and permitting these uses in certain residential zones and generally relating to these uses.

(Favorably reported out of C.O.W. on 9/22/2010 with amendments)

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

AMENDMENT #1 TO CB-92-2010 (DR-2)

AMENDMENT #2 TO CB-92-2010 (DR-2)

Introduced

CB-61-2010 (DR-2) – AN ACT CONCERNING HIGH PERFORMANCE BUILDING TAX CREDIT for the purpose of establishing a tax credit for real property meeting certain Leadership in Energy and Environmental Design (LEED) green building rating system certifications.

(Favorably reported out of PSFM on 9/22/2010 with amendments)

Introduced by Council Members Turner, Harrison and Dernoga

Introduced

CB-64-2010 (DR-2) - AN ACT CONCERNING THE BUSINESS INCUBATOR REAL PROPERTY TAX CREDIT for the purpose of amending the tax credit for real property used for publicly supported business incubator programs.

(Favorably reported out of PSFM on 9/22/2010 with amendments)

Introduced by Council Member Knotts and Dernoga

Introduced

CB-81-2010 - AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE'S COUNTY for the purpose of eliminating certain obsolete classes of work.

(Favorably reported out of PSFM on 9/22/2010)

Introduced by Council Member Dernoga

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

Introduced

CB-84-2010 – AN ACT CONCERNING HOMESTEAD PROPERTY TAX CREDIT for the purpose of establishing the homestead property tax credit for the County property tax for the taxable year beginning July 1, 2011.

(Favorably reported out of PSFM on 9/22/2010)

Introduced by Council Members Dernoga and Exum

Introduced

CB-88-2010 – 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 Thirty-Eight Million Nine Hundred Sixty Thousand Dollars (\$38,960,000) . . .

(Favorably reported out of PSFM on 9/22/2010)

Introduced by Council Member Exum

Introduced

CB-89-2010 - AN ACT CONCERNING CONTRACT APPROVALS for the purpose of approving a multi-year Lease Financing Agreement for the lease/purchase of Snow Removal Equipment and Fire/EMS Ambulances.

(Favorably reported out of PSFM on 9/22/2010)

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

Introduced

CB-90-2010 (DR-2) - 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 Seventy-Six Million Fifty-Six Thousand (\$76,056,000) . . .

(Favorably reported out of PSFM on 9/22/2010 with amendments)

Introduced by Council Member Exum

*Introduced;
expedited*

CB-93-2010 – AN ORDINANCE CONCERNING M-X-T for the purpose of amending the regulations for townhouses in the M-X-T Zone under certain circumstances.

Introduced by Council Member Turner; referral to PZED

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-93-2010

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

MOTION TO DISCHARGE CB-78-2010 FROM PSFM COMMITTEE

MOTION TO DISCHARGE CB-83-2010 FROM PSFM COMMITTEE

**MOTION TO CONVENE AS COMMITTEE OF THE WHOLE TO CONSIDER
CB-78-2010 AND CB-83-2010**

RECESS

RECONVENE

*Discharged from
PSFM;
convened as
C.O.W.; reported
out with no
recommendation;
DR-2 substituted;
DR-2 introduced*

**CB-78-2010 - AN ACT CONCERNING THE ISSUANCE OF SPECIAL
OBLIGATION TAX INCREMENT FINANCING BONDS FOR
BRANDYWINE CROSSING DEVELOPMENT DISTRICT** for the purpose of
providing that special obligation tax increment financing bonds may be issued under
the provisions of this Act and Sections 12-201 through 12-213 of the Economic
Development Article of the Annotated Code of Maryland, as amended (the “Tax
Increment Financing Act”) in an aggregate principal amount of Four Million Five
Hundred Thousand Dollars (\$4,500,000) . . .

(No action taken in PSFM Committee on 9/22/2010)

Verbal C.O.W. report to be provided

Introduced by Council Member Bland

*Discharged from
PSFM; convened
as C.O.W.;
reported out with
no
recommendation;
introduced*

CB-83-2010 – AN ACT CONCERNING REVITALIZATION TAX CREDITS for
the purpose of increasing the maximum amount of eligible improvements per
dwelling unit for residential improvements.

(No action taken in PSFM Committee on 9/22/2010)

Verbal C.O.W. report to be provided

Introduced by Council Member Olson

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

CR-62-2010 - A RESOLUTION CONCERNING YOUTH AND GANG VIOLENCE PREVENTION STEERING COMMITTEE for the purpose of establishing the Youth and Gang Violence Prevention Steering Committee to encourage continued coordination and intra-governmental collaboration with nonprofit organizations, law enforcement, and the education community working towards the prevention, intervention, and suppression of youth and gang violence.

(Introduced by Council Members Olson, Harrison, Dean, Dernoga, Exum, Bland, Knotts, Campos and Turner on 7/13/2010; favorably reported out of HEHS on 9/22/2010)

*DR-2
substituted;
adopted*

CR-70-2010 (DR-2) – A RESOLUTION CONCERNING FY 2002-2011 TEN YEAR SOLID WASTE MANAGEMENT PLAN for the purpose of amending the Prince George’s County FY 2002-2011 Solid Waste Management Plan by adding the Brandywine Recycling Center located at 14167, 14169 and 14175 Brandywine Road, Brandywine, Maryland.

(Introduced by Council Member Bland on 7/13/2010; public hearing held on 9/21/2010; favorably reported out of THE on 9/23/2010 with amendments)

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

Adopted

CR-84-2010 – A RESOLUTION CONCERNING NEIGHBORHOOD BUSINESSWORKS PROGRAM for the purpose of supporting the financing of the Potomac Gourmet Pantry under the Neighborhood BusinessWorks Program of the Maryland Department of Housing and Community Development.

(Introduced by Council Member Harrison on 9/21/2010; favorably reported out of THE on 9/23/2010)

Adopted

CR-77-2010 – A RESOLUTION CONCERNING LOANS TO VOCUS, INC. (“VOCUS”) 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 \$400,000 to Vocus from MEDAF and authorizing a loan by the County to Vocus not to exceed \$40,000 for eligible project costs associated with leasing a facility in the County and capital expenditures.

(Introduced by Council Member Dernoga on 9/7/2010; favorably reported out of PSFM on 9/22/2010)

6. **BILLS ELIGIBLE FOR FINAL READING - (ENACTMENT)**

*Amended;
DR-3 enacted*

CB-40-2010 (DR-2) - AN ACT CONCERNING SECONDHAND AND PAWN DEALERS for the purpose of further clarifying the definition of tangible personal property and general regulations as it relates to the second hand dealer licensing.

(Favorably reported out of THE on 7/8/2010 with amendments; introduced by Council Members Olson, Dernoga, Harrison, Bland, Turner, Exum and Knotts on 7/13/2010; public hearing held on 9/7/2010)

AMENDMENT #1 TO CB-40-2010 (DR-2)

1. **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.

(b) **Introduction of Resolutions**

Introduced

CR-90-2010 - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT GLENARDEN WOODS APARTMENTS PROJECT for the purpose of approving the financing of the Glenarden Woods Apartment project through the Community Development Administration (“CDA”) of the Maryland Department of Housing and Community Development.

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

Introduced by Council Member Harrison

Introduced

CR-91-2010 - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2011 for the purpose of approving the amendment of the FY 2011 Annual Action Plan to include the Glenarden Woods Apartments project and the reprogramming of \$900,000 in HOME Investment Partnerships (“HOME”) funds from FY 2007, 2008, and 2009 to the project.

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

Introduced by Council Member Harrison

THIS RESOLUTION REQUIRES A PUBLIC HEARING

CONSENT AGENDA – (CONTINUED)

Introduced

CR-92-2010 - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2011 for the purpose of approving the amendment of the FY 2011 Annual Action Plan to include the Glenreed Apartments project and the reprogramming of \$1,200,000 in HOME Investment Partnerships funds (“HOME”) from FY 2005, 2006, and 2007 to the project.

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

Introduced by Council Member Harrison

THIS RESOLUTION REQUIRES A PUBLIC HEARING

Introduced

CR-93-2010 - A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT GLENREED APARTMENTS PROJECT for the purpose of approving the financing of the Glenreed Apartments project through the Community Development Administration (“CDA”) of the Maryland Department of Housing and Community Development.

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

Introduced by Council Member Harrison

Introduced

CR-94-2010 - A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY LEGACY PROGRAM for the purpose of approving the application by Housing Initiative Partnership, Inc. (“HIP”), a Maryland nonprofit, to the Maryland Department of Housing and Community Development for funding through the Community Legacy Financial Assistance Fund.

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

Introduced by Council Member Dernoga

Introduced

CR-95-2010 - A RESOLUTION CONCERNING STATE OF MARYLAND COMMUNITY INVESTMENT TAX CREDIT PROGRAM for the purpose of approving the project submitted by CASA de Maryland, Inc. to the Maryland Department of Housing and Community Development for participation in the Department’s Community Investment Tax Credit Program.

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

Introduced by Council Member Dernoga

CONSENT AGENDA – (CONTINUED)

Introduced

CR-96-2010 – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY 2011 for the purpose of amending the Prince George’s County FY 2011 Annual Action Plan for Housing and Community Development to reprogram, restructure and approve Community Development Block Grant (“CDBG”) and Community Development Block Grant Recovery (“CDBG-R”) activities related to housing and community development.

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

Introduced by Council Member Dernoga

THIS RESOLUTION REQUIRES A PUBLIC HEARING

Introduced

CR-97-2010 – A RESOLUTION CONCERNING HOUSING AND COMMUNITY DEVELOPMENT ANNUAL ACTION PLAN: FY-2011 for the purpose of approving the commitment of \$900,000 in HOME Investment Partnerships (“HOME”) funds to the Bradbury Heights project.

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

Introduced by Council Member Dernoga

THIS RESOLUTION REQUIRES A PUBLIC HEARING

Introduced

CR-98-2010 – A RESOLUTION CONCERNING ECONOMIC DEVELOPMENT for the purpose of revising CR-89-2006 and the County’s policy for the use of Tax Increment Financing and other financial tools and incentives to fund economic and community development projects and initiatives in Prince George’s County.

Introduced by Council Members Dean and Exum; referral to PSFM

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

*Introduced;
expedited*

CB-94-2010 - AN ORDINANCE CONCERNING THE L-A-C ZONE for the purpose of permitting a Country Inn in the L-A-C Zone under certain circumstances.

Introduced by Council Member Dean; referral to PZED

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-94-2010

Introduced

CB-95-2010 - AN ACT CONCERNING THE ISSUANCE OF SPECIAL OBLIGATION TAX INCREMENT FINANCING BONDS FOR WOODMORE TOWNE CENTRE DEVELOPMENT DISTRICT for the purpose of providing that special obligation tax increment financing bonds may be issued under the provisions of this Act, Sections 12-201 through 12-213 of the Economic Development Article of the Annotated Code of Maryland, as amended (the “Tax Increment Financing Act”), and CR-085-2009 of the County Council of Prince George’s County, Maryland (the “Formation Resolution”) in an aggregate principal amount of Seventeen Million Dollars (\$17,000,000) in order for the County to acquire, finance or reimburse the public infrastructure improvements as more particularly described herein; making certain findings and determinations, among others, concerning the public benefit and purpose of such bonds; providing that such bonds authorized to be issued hereby shall be payable solely from real property taxes deposited in the Tax Increment Fund (as defined in the Formation Resolution) and that the bonds shall not constitute a general obligation debt of the County or a pledge of the County’s full faith and credit or taxing power other than the taxes representing the levy on the Tax Increment (as defined in the Formation Resolution); authorizing the County Executive of the County to specify, prescribe, determine, provide for and approve certain details, forms, documents or procedures in connection with such bonds issued hereunder and any other matters necessary or desirable in connection with the authorization, issuance, delivery and payment of such bonds consistent with the provisions of this Act; authorizing the County Executive to take certain actions, to execute documents and make certain commitments on behalf of the County in connection with the issuance and delivery of such bonds consistent with the provisions of this Act; authorizing the execution and delivery of such bonds and such other documents as may be necessary and desirable to effectuate the financing of the infrastructure improvements and the issuance and delivery of such bonds; and generally providing for, and determining various matters in connection with, the issuance, delivery and payment of such bonds.

Introduced by Council Member Harrison; referral to PSFM

Introduced

CB-96-2010 - AN ACT CONCERNING YOUTH COMMISSION for the purpose of amending the provisions of the County Code relating to the composition and membership of the Youth Commission.

Introduced by Council Members Bland, Turner and Olson; referral to HEHS

SECOND READING OF BILLS – (INTRODUCTION)

*Introduced;
expedited*

CB-69-2010 (DR-2) - AN ORDINANCE CONCERNING THE R-R ZONE for the purpose of modifying development requirements for commercial uses, institutional uses, and multifamily dwellings and permitting certain commercial uses, institutional uses and multi- family dwellings in the R-R Zone, subject to Detailed Site Plan under certain circumstances.

(Favorably reported out of PZED on 9/20/2010 with amendments)

Introduced by Council Member Knotts

THE CLERK SHALL BE DIRECTED TO EXPEDITE SCHEDULING OF CB-69-2010 (DR-2)

*Amended;
DR-2 introduced*

CB-97-2010 – AN EMERGENCY ACT CONCERNING CONTRACT APPROVAL for the purpose of approving the lease or sale of the county's interest in certain real property and the subsequent leaseback or installment purchase of said real property for purposes of financing a new emergency operations center.

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

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

A public emergency exists affecting the public health, safety, or welfare of the citizens and residents of Prince George's County, said emergency being the County's immediate need to finance a new emergency operations center housing the Office of Homeland Security and a new 9-1-1 emergency dispatch center at 17321 Melford Boulevard, Bowie, Maryland 20715 to provide enhanced essential public safety services in Prince George's County.

Introduced

CB-98-2010 - AN ACT CONCERNING THE ISSUANCE OF SPECIAL OBLIGATION BONDS FOR THE KINGDOM SQUARE DEVELOPMENT DISTRICT AND KINGDOM SQUARE SPECIAL TAXING DISTRICT

For the purpose of ratifying the designation of a contiguous area within Prince George's County, Maryland (the "County") that would be coincident with the Kingdom Square Development District as a "special taxing district" as that term is used in Section 10-269 of the Prince George's County Code, as amended, and as that term is used in Section 9-1301 of Article 24 of the Annotated Code of Maryland, as amended (collectively, the "Special Taxing District Act"); amending, ratifying and confirming CR-76-2010 adopted by the County Council of Prince George's County, Maryland (the "County Council") on July 13, 2010 (the "Formation Resolution"); providing that special obligation bonds may be issued under the provisions of this Act, Sections 12-201 through 12-213 of the Economic Development Article of the Annotated Code of Maryland, as amended (the "Tax Increment Financing Act"), and the Special Taxing District Act in an aggregate principal amount not to exceed Sixteen Million One Hundred Thousand Dollars (\$16,100,000) in order for the County to

finance costs related to the construction or acquisition of the public infrastructure improvements as more particularly described herein; making certain findings and determinations, among others, that prior to the issuance of such special obligation tax increment financing bonds the criteria set forth in CR-89-2006, as amended from time to time, that includes but are not limited to the following: the “But-For Test”, the “Trigger Mechanism/Look Back Provision”, LMBE participation, and the impact of the County credit/bond rating shall have been satisfied; providing that such bonds authorized to be issued hereby shall be payable, first, from amounts deposited in the Tax Increment Fund established by the Formation Resolution, and, second, to the extent the Tax Increment Fund does not contain monies in an amount sufficient for payment of debt service on such special obligation bonds and to the extent amounts are required for deposit in funds and accounts created within the indenture providing for the issuance of the special obligation bonds to replenish deficiencies therein and to pay the administrative expenses of the County, from the special tax to be levied and deposited in the Special Taxing District Fund established under the Formation Resolution, and that the bonds shall not constitute a general obligation debt of the County or a pledge of the County’s full faith and credit or taxing power other than the County’s pledge of the taxes representing the levy on the Tax Increment, the Hotel Taxes and the Special Taxes (each as defined in the Formation Resolution); authorizing the County Executive of the County to specify, prescribe, determine, provide for and approve certain details, forms, documents or procedures in connection with such bonds issued hereunder and any other matters necessary or desirable in connection with the authorization, issuance, delivery and payment of such bonds; authorizing the County Executive to take certain actions, to execute documents and make certain commitments on behalf of the County in connection with the issuance and delivery of such bonds; authorizing the execution and delivery of such bonds and such other documents as may be necessary and desirable to effectuate the financing of the infrastructure improvements and the issuance and delivery of such bonds; and generally providing for, and determining various matters in connection with, the issuance, delivery and payment of such bonds.

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

Introduced by Council Members Dernoga, Exum and Dean

DISTRICT COUNCIL ITEMS

(SEE SEPARATE ACTION AGENDA)

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

None

1:31 P.M.

ADJOURN

REMINDERS

Mon., Oct. 4, 2010

9:30 a.m. District Council Agenda Briefing – (Room 2027)
10:00 a.m. Call to Order – (Council Hearing Room)