

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND
2014 Legislative Session

Resolution No. CR-86-2014
Proposed by Council Chairman Franklin
Introduced by Council Member Franklin
Co-Sponsors _____
Date of Introduction September 9, 2014

RESOLUTION

1 A RESOLUTION concerning

2 County Council Subpoenas

3 For the purpose of issuing a subpoena pursuant to Section 1012 of the Charter for Prince
4 George's County in response to a request by counsel in furtherance of a hearing before the Prince
5 George's County Department of Corrections Administrative Hearing Board.

6 WHEREAS, Section 1012 of the County Charter provides that the County Council shall
7 have the power to administer oaths, to compel the attendance of witnesses, and to require the
8 production of records and other materials in connection with any investigation, inquiry, or
9 hearing authorized by law or by the Charter; and

10 WHEREAS, the Council may delegate its powers recited herein; and

11 WHEREAS, Article 16(G)(8) of the Prince George's Corrections Officers Association
12 Collective Bargaining Agreement provides that the Chair of the Hearing Board shall have the
13 power to administer oaths or affirmations and to requires on behalf of either party or on its own
14 behalf the attendance and testimony of witnesses; and

15 WHEREAS, Article 16(G)(8) further provides that upon failure to comply with such
16 requests made on behalf of the Board itself, the Board may, by request submitted to the Council,
17 seek to enforce said requests to appear through the County Council by issuance of a subpoena;
18 and

19 WHEREAS, pursuant to a pending matter before the Prince George's County Department
20 of Corrections Administrative Hearing Board, styled as In Re: Cpl. Adam Chaney ("IA13-99"),
21 the Council received request by letter dated August 27, 2014, from counsel for PGCOA/Cpl.
22 Chaney, Eden Brown Gaines, for the issuance of subpoenas for specified persons to attend and

1 testify regarding the subject of a hearing before the Prince George's County Department of
2 Corrections Administrative Hearing Board scheduled for September 19, 2014, as to In Re: Cpl.
3 Chaney/IA13-99; and

4 WHEREAS, in accordance with the terms of the August 27, 2014, request letter that the
5 Council received from counsel, the County Attorney consents to the issuance of the subpoenas
6 requested therein; and

7 WHEREAS, the County Council has reviewed the request letter concerning the above-
8 referenced matter.

9 NOW, THEREFORE, BE IT RESOLVED by the County Council of Prince George's
10 County, Maryland, pursuant to authority of the Council set forth in Section 1012 of the Charter
11 for Prince George's County, that the following person be and the same is hereby directed to
12 attend the hearing before the Prince George's County Department of Corrections Administrative
13 Hearing Board in the matter of In Re: Cpl. Chaney ("IA13-99"):

- 14 1. Samantha Johnson
15 Hyattsville, MD
- 16 2. Samantha Johnson
17 Oxon Hill, MD

18 BE IT FURTHER RESOLVED that the person named herein, Samantha Johnson, shall
19 attend and testify at the hearing in the matter of In Re: Cpl. Chaney ("IA13-99"), set for
20 September 19, 2014, at 9:30 a.m., before the Prince George's County Department of Corrections
21 Administrative Hearing Board.

22 BE IT FURTHER RESOLVED that the Prince George's County Department of
23 Corrections Administrative Hearing Board is authorized to prepare and serve the person named
24 in this Resolution the subpoenas directed to be issued.

Adopted this 9th day of September, 2014.

COUNTY COUNCIL OF PRINCE
GEORGE'S COUNTY, MARYLAND

BY: _____
Mel Franklin
Chairman

ATTEST:

Redis C. Floyd
Clerk of the Council