

ACTION MINUTES

Tuesday, October 21, 2003

Legislative Day No. 34

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

AGENDA BRIEFING – (ROOM 2027) –BRIEFING HELD

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS

Proclamation presented to Janet A. Morris, CMT/AMTA, Professional Member, recognizing October 20-26, 2003 as “National Therapy Massage Week” in Prince George’s County. (Council Chairman Peter A. Shapiro and Council Vice Chairman Tony Knotts) - **PRESENTED**

Chairman Peter A. Shapiro and Vice-Chairman Tony Knotts presented a proclamation to Ms. Janet A. Morris, recognizing National Massage Therapy Week in Prince George's County. Ms. Morris and Ms. Glenda Harrison, also a licensed massage therapist, were present to accept.

Proclamation presented to Mr. Ken Silberman, National Federation for the Blind, recognizing October 15, 2003 as “National White Cane Safety Day” in Prince George’s County. (Council Chairman Peter A. Shapiro and Council Vice Chairman Tony Knotts) - **PRESENTED**

Chairman Peter A. Shapiro and Vice-Chairman Knotts presented a proclamation to Mr. Ken Silberman, recognizing National White Cane Safety Day. Council Members Marilyn M. Bland and David C. Harrington were also present for the ceremony. Mr. Silberman and several members of the National Federation for the Blind were present to accept.

Proclamation presented to Mr. Perry Ford recognizing the month of October 2003 as “Tootsie Roll Month” in Prince George’s County. (Council Chairman Peter A. Shapiro and Council Vice Chairman Tony Knotts) - **PRESENTED**

Chairman Shapiro and Vice-Chairman Tony Knotts presented a proclamation to Mr. Perry Ford, Grand Knight of the Knights of Columbus, recognizing the month of October 2003 as "Tootsie Roll Month" in Prince George's County. Council Members Marilyn M. Bland, Douglas J.J. Peters and David C. Harrington were also present for the ceremony. Mr. Perry Ford, Mr. Brian Smith, Chairman of the Tootsie Roll Drive, and other members were present to accept.

CALL TO ORDER – *Chairman Peter A. Shapiro called to order at 10:17 a.m. with the following Council Members present:*

*Peter A. Shapiro
Marilynn M. Bland
Samuel H. Dean
Thomas E. Dernoga
Camille A. Exum
David C. Harrington
Thomas R. Hendershot
Tony Knotts
Douglas J. J. Peters*

Others Present:

*Barbara L. Holtz, Council Administrator
Craig S. Price, Deputy Council Administrator
Robert Williams, Jr., Associate Council Administrator
Ralph Grutzmacher, Legislative Officer
Aisha N. Braveboy, County Council Liaison, Office of the County Executive
Kathy Canning, Associate County Attorney
Jacqueline Brown, Committee Director, PZED
Sandra Eubanks, Committee Director, HEHS & THE*

INVOCATION – *The Invocation was provided by Reverend Robert Williams, Jr., Pastor, Good Hope Baptist Church, King George, Virginia.*

PLEDGE OF ALLEGIANCE – *The pledge was led by Council Member Dean.*

****** *Council Member Hendershot moved to accept additional items to the agenda; seconded by Council Member Knotts. The motion carried by voice vote.*

1. **PUBLIC HEARING:**

Appointment of the following individual to the Maryland-National Capital Park and Planning Commission: - HEARING HELD; APPOINTEE CONFIRMED

Colonel John H. Squire

Appointment

Replacing: Mr. George H. Lowe, Jr.

Term Expiring: 6/15/2007

County Executive Jack B. Johnson introduced Colonel John H. Squire to the Council and spoke regarding his character and credentials. Colonel Squire was present and spoke on his own behalf. Pastor Henderson, Dr. Charles and Pastor Brown spoke in support of confirmation. All persons wishing to speak having done so, the public hearing was declared held.

2. **INTRODUCTION AND ADOPTION OF RESOLUTIONS**

CR-69-2003 – A RESOLUTION CONCERNING MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION – PRINCE GEORGE’S COUNTY MEMBERS – GEOGRAPHIC BALANCE for the purpose of addressing the geographic distribution and balance of the membership of the Maryland-National Capital Park and Planning Commission and confirming Colonel John H. Squire as a member. - **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 69, as proposed by the Chairman by request of the County Executive, confirms the appointment of Colonel John H. Squire and addresses the geographic balance of the membership of the Commission. Council Resolution 69 was introduced by Council Members Shapiro, Hendershot, Bland, Harrington and Peters. Council Member Hendershot moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 69; seconded by Council Member Harrington. The motion carried 9-0. Council Member Hendershot moved adoption of Council Resolution 69 and confirmation of Colonel John H. Squire; seconded by Council Member Exum. The motion carried 9-0.

RECESS AND RECONVENE – *Chairman Shapiro recessed the meeting at 10:52 a.m. and reconvened at 10:59 a.m.*

INTRODUCTION AND ADOPTION OF RESOLUTIONS – (CONTINUED)

CR-70-2003 – A RESOLUTION CONCERNING THE WEST HYATTSVILLE TRANSIT DISTRICT OVERLAY ZONE for the purpose of reviewing the West Hyattsville Transit District Overlay Zone and recommending the re-establishment of the Overlay Zone. - **INTRODUCED; RULES SUSPENDED; ADOPTED**

Council Resolution 70, as proposed by the Chairman by request of the Planning Board, reviews and recommends establishment of the West Hyattsville Transit District Overlay Zone. Council Resolution 70 was introduced by Council Members Shapiro, Dean, Harrington and Peters. Council Member Dean moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 70; seconded by Council member Peters. The motion carried 8-0 (Absent: Council Member Exum). Council Member Hendershot moved adoption of Council Resolution 70; seconded by Council Member Harrington. The motion carried 8-0 (Absent: Council Member Exum).

CR-71-2003 – A RESOLUTION CONCERNING GLENN DALE HOSPITAL TRANSFER for the purpose of declaring the intent of the County Council to approve the 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; RULES SUSPENDED; ADOPTED**

Council Resolution 71 declares the Council's intent to enact Council Bill 96-2003 to approve the transfer of the title and control of the Glenn Dale Hospital property from the Maryland-National Capital Park and Planning Commission to the Revenue Authority of Prince George's County. Council Resolution 71 was introduced by Council Members Hendershot and Peters. Council Member Hendershot moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 71; seconded by Council Member Peters. The motion carried 6-2 (Opposed: Council Members Bland and Dean; Absent: Council Member Exum). Council Member Hendershot moved adoption of Council Resolution 71; seconded by Council Member Peters. The motion carried 5-3 (Opposed: Council Members Bland, Dean and Harrington; Absent: Council Member Exum).

3. **SECOND READING OF BILLS (INTRODUCTION)**

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**

Council Member Dean, as Chairman of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 81, which prohibits parking or standing of vehicles on unpaved areas of residential lots, was favorably reported out of THE on 10/16/2003. Council Bill 81 was introduced by Council Members Dernoga, Shapiro, Dean, Peters, Harrington and Knotts.

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**

Council Member Dean, as Chairman of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 89, which increases the civil fines for violations of the County ordinance prohibiting illegal signs, was favorably reported out of THE on 10/16/2003. Council Bill 89 was introduced by Council Members Shapiro, Dean, Dernoga and Peters.

CB-67-2003 – AN ORDINANCE CONCERNING R-30 ZONE for the purpose of exempting multifamily dwellings in the R-30 Zone from bedroom percentage requirements under certain circumstances. - **INTRODUCED**

Council Member Harrington, as Chairman of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 67, which exempts multifamily dwellings in the R-30 Zone from bedroom percentage requirements under certain circumstances, was favorably reported out of PZED on 10/14/2003. Council Bill 67 was introduced by Council Members Peters, Dean and Harrington.

CB-75-2003 (DR-2) - AN ORDINANCE CONCERNING C-O ZONE for the purpose of permitting multifamily dwellings in the C-O Zone under certain circumstances. - **INTRODUCED**

Council Member Harrington, as Chairman of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 75, which permits multifamily dwellings in the C-O Zone under certain circumstances, was favorably reported out of PZED on 10/14/2003 with amendments. Council Bill 75, Draft 2 was introduced by Council Member Hendershot.

SECOND READING OF BILLS (INTRODUCTION) – (CONTINUED)

CB-76-2003 – AN ORDINANCE CONCERNING R-55 ZONE for the purpose of permitting an animal hospital, veterinary office in the R-55 Zone under certain circumstances. - **INTRODUCED**

Council Member Harrington, as Chairman of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 76, which permits a animal hospital, veterinary office in the R-55 Zone under certain circumstances, was favorably reported out of PZED on 10/14/2003. Council Bill 76 was introduced by Council Member Hendershot.

CB-78-2003 (DR-2) – AN ORDINANCE CONCERNING HOME OCCUPATIONS AND COMMERCIAL VEHICLES for the purpose of amending the definitions in the Zoning Ordinance for home occupations and commercial vehicles and providing special conditions for home occupations. - **INTRODUCED**

Council Member Harrington, as Chairman of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 78, which amends the Zoning Ordinance to restructure the requirements for home occupations and provisions related to commercial vehicles in residential areas, was favorably reported out of PZED on 10/14/2003 with amendments. Council Bill 78, Draft 2 was introduced by Council Members Dernoga, Knotts, Harrington and Peters.

CB-82-2003 - AN ORDINANCE CONCERNING FRONT YARDS OF DWELLINGS for the purpose of designating an area in the front yards of dwellings where construction of parking areas is not permitted, and making related amendments to the zoning ordinance. - **INTRODUCED**

Council Member Harrington, as Chairman of the Planning, Zoning and Economic Development Committee, provided a verbal report of the actions and recommendations of the committee. Council Bill 82, which prohibits the construction of additional parking facilities in the front yard of residential dwellings, was favorably reported out of PZED on 10/14/2003. Council Bill 82 was introduced by Council Members Dernoga, Shapiro, Exum, Knotts, Harrington and Peters.

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**

Council Bill 96, which approves transfer of the title and control of the Glenn Dale Hospital property from the Maryland-National Capital Park and Planning Commission to the Revenue Authority of Prince George's County, was introduced by Council Members Hendershot and Peters and referred to the Committee of the Whole.

4. **RESOLUTION ELIGIBLE FOR FINAL READING (ADOPTION)**

CR-66-2003 – A RESOLUTION CONCERNING GLENMORE APARTMENTS for the purpose of providing the required approval to the State of Maryland Department of Housing and Community Development, Community Development Administration (CDA) of a community development project and the use of State funds for the acquisition, demolition and reconstruction of Glenmore Apartments; a family project to be redeveloped by Glenmore Associates Limited Partnership, a Maryland limited partnership (the “Owner”) of which Glenmore Associates, LLC, a Maryland limited liability company will be the general partner. - **ADOPTED**

(Introduced by Council Members Shapiro, Dean, Hendershot, Exum and Harrington on 10/7/2003; favorably reported out of THE on 10/16/2003)

Council Member Dean, as Chairman of the Transportation, Housing and the Environment Committee, provided a verbal report of the actions and recommendations of the committee. Council Member Dean moved adoption of Council Resolution 66; seconded by Council Member Peters. The motion carried 9-0.

- **** *Council Member Harrington moved to convene in executive session for discussion of the status of Dimensions Health Corporation in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (4); seconded by Council Member Peters. The motion carried 9-0.*

POINT OF PERSONAL PRIVILEGE – *Council Member Bland spoke to the beautification efforts in Prince George's County and activities held at Jugbay on Saturday, October 18, 2003. She thanked her colleagues who were in attendance and indicated that she looked forward to ongoing activities as they relate to "Livable Communities".*

EXECUTIVE SESSION – (ROOM 2027)--HELD

- (a) Discussion regarding status of Dimensions Health Corporation in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (4).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

No persons wished to address the Council.

ADJOURN – *Chairman Shapiro adjourned the meeting at 11:20 a.m.*

HEALTH, EDUCATION & HUMAN SERVICES COMMITTEE MEETING – (ROOM 2027) -- COMMITTEE MEETING HELD

Prepared by:

Donna J. Brown, Office Manager

Submitted by:

Redis C. Floyd, Clerk of the Council