

AGENDA MINUTES

Tuesday, April 18, 2006

Legislative Day No. 12

COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND

COMMITTEE OF THE WHOLE (ROOM 2027) - - *HELD*

- **PROPOSED AMENDMENTS TO THE ADOPTED MASTER PLAN AND ENDORSED SECTIONAL (ZONING) MAP AMENDMENT FOR THE HENSON CREEK-SOUTH POTOMAC AREA AS DESCRIBED IN CR-9-2006**

TRANSCRIPT ANALYSIS

- ***FAVORABLE WITH AMENDMENTS***

AGENDA BRIEFING – (ROOM 2027) -- *BRIEFING HELD*

PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)

Council Vice-Chair Camille A. Exum commenced Presentation of Proclamations/Commendations at 1:21 p.m.

Proclamation recognizing Largo Senior High School for participation in the “Accreditation for Growth” program in Prince George’s County. (Council Vice Chair Camille A. Exum and Council Members Samuel H. Dean, Marilyn M. Bland, Tony Knotts and David C. Harrington)

- ***PRESENTED***

Council Vice Chair Camille A. Exum, Council Members Samuel H. Dean, Marilyn M. Bland, Tony Knotts and David C. Harrington presented a proclamation recognizing Largo Senior High School for participation in the “Accreditation for Growth” program in Prince George’s County.

Proclamation presented to Patricia Webb, Business and Professional Women/USA recognizing April 25, 2006 as “Equal Pay Day” in Prince George’s County. (Council Vice Chair Camille A. Exum and Council Members Samuel H. Dean, Marilyn M. Bland, Will Campos and Tony Knotts) - ***PRESENTED***

Council Vice Chair Camille A. Exum, Council Members Samuel H. Dean, Marilyn M. Bland, Tony Knotts and David C. Harrington presented a proclamation to Patricia Webb, Business and Professional Women/USA recognizing April 25, 2006 as “Equal Pay Day” in Prince George’s County.

Proclamation **presented to the Prince George's County Office of the Sheriff Landlord and Tenant Unit, recognizing the contributions of the Prince George's County Office of the Sheriff in Prince George's County.** (Council Vice Chair Camille A. Exum and Council Members Tony Knotts, Marilyn M. Bland, David C. Harrington, Will Campos and Samuel H. Dean) - **PRESENTED**

Council Vice Chair Camille A. Exum, Council Members Tony Knotts, Samuel H. Dean, Will Campos, Marilyn M. Bland, and David C. Harrington presented a proclamation to the Prince George's County Office of the Sheriff Landlord and Tenant Unit, recognizing the contributions of the Prince George's County Office of the Sheriff.

Proclamation **presented to Acting Battalion Chief Dennis C. Wood, recognizing the contributions of the Prince George's County Fire/EMS Department in Prince George's County.** (Council Vice Chair Camille A. Exum and Council Member Tony Knotts, Marilyn M. Bland, Will Campos, David C. Harrington and Samuel H. Dean) - **PRESENTED**

Council Vice Chair Camille A. Exum, Council Members Tony Knotts, Samuel H. Dean, Will Campos, Marilyn M. Bland, and David C. Harrington presented a proclamation to Acting Battalion Chief Dennis C. Wood, recognizing the contributions of the Prince George's County Fire/EMS Department.

CALL TO ORDER: - - Chairman Dernoga called to order at 1:55 p.m. with the following Council Members present:

Marilynn M. Bland

Will Campos

Samuel H. Dean

Thomas E. Dernoga

Camille A. Exum

Tony Knotts

David C. Harrington

Thomas R. Hendershot (out on county business)

Douglas J. J. Peters

Others Present:

Craig Price, Council Administrator

Robert Williams, Jr., Deputy Council Administrator

Ralph Grutzmacher, Legislative Officer

Frank Porter, Committee Director, PSFM

Adrian J. Howell, County Council Liaison, Office of the County Executive

Carmen Jackson-Brown

INVOCATION: - - The Invocation was led by Pastor Christopher McMillian, First Assembly of God, Laurel, Maryland. Council Member Dean requested special prayers for the family of Delores Warner, a long-time Council Employee, on her passing.

PLEDGE OF ALLEGIANCE: - - The pledge of allegiance was led by Council

Member Bland.

CONSENT AGENDA -- CB-14-2006 ADDED (SEE PAGE 7); 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.

First Reading of Bills (Presentation)

CB-17-2006 - AN ACT CONCERNING COMMISSION FOR VETERANS for the purpose of establishing a Commission for Veterans and setting forth its duties and responsibilities.

- **PRESENTED**

Council Bill 17 was presented by Council Member Knotts and referred to Health Education and Human Services (HEHS) Committee.

Council Member Bland moved to accept additional items to the agenda; seconded by Council Member Peters. The motion carried by voice vote.

Introduction of Resolutions

CR-25-2006 - A RESOLUTION CONCERNING THE ENACTMENT OF A CERTAIN ORDINANCE OF THE CITY OF BOWIE for the purpose of approving the enactment of Ordinance O-3-06 amending Chapter 26 of the City of Bowie Code concerning residential storage. - **INTRODUCED**

Council Resolution 25 approves the enactment of Ordinance O-3-06 amending Chapter 26 of the City of Bowie Code concerning residential storage. Council Resolution 25 was introduced by Council Members Peters, Knotts, Dean and Dernoga. Council Resolution 25 was referred to Planning Zoning and Economic Development (PZED) Committee.

CR-28-2006 – A RESOLUTION CONCERNING MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION for the purpose of transferring certain appropriations and expenditures between certain projects in the Approved Maryland-National Capital Park and Planning Commission's FY 2005-2006 Capital Budget and Fiscal Years 2006-2011 Capital Improvement Program. - **INTRODUCED**

Council Resolution 28 was introduced at the request of the Planning Board and referred to Planning Zoning and Economic Development (PZED) Committee. Council Resolution 28 transfers certain appropriations and expenditures between certain projects in the Approved Maryland-National Capital Park and Planning Commission's FY2005-2006 Capital Budget and Fiscal Years 2006-2011 Capital Improvement Program. Council Resolution 28 was introduced by Council Members Bland and Knotts.

CR-29-2006 – A RESOLUTION CONCERNING THE CITY OF MOUNT RAINIER AND CITY OF HYATTSVILLE for the purpose of approving Mount Rainier's request to be excluded from the Gateway Arts District's development district standards, in part, as the standards affect properties within the Traditional Residential Neighborhood (TRN) Character Area; and also approving Hyattsville's request to be excluded from the development district standards within Hyattsville's TRN Character Area. - **AMENDED; DR-2 INTRODUCED**

Council Resolution 29 approves Mount Rainier's request to be excluded from the Gateway Arts District's development district standards, in part, as the standards affect properties within Mount Rainier's Traditional Residential Neighborhood (TRN) Character Area; and also approving Hyattsville's request to be excluded from the development district standards (including the table of uses) within Hyattsville's TRN Character Area. Council Member Campos moved amendment number 1; seconded by Council Member Bland. The motion carried by voice vote. Council Resolution 29(DR-2) was introduced by Council Members Campos, Peters and Knotts. Council Resolution 29DR-2) was referred to Planning Zoning and Economic Development (PZED) Committee.

Council Member Dean moved adoption of the Consent Agenda; seconded by Council Member Harrington. The motion carried by voice vote.

CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA

No items were considered

PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER'S REPORT

No items were considered

PUBLIC HEARINGS: -- PUBLIC HEARINGS HELD

Appointment of the following individuals to the Cable Television Commission for Prince George's County: - CONFIRMED

Council Member Peters, Chair, of Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council.

Mr. Martin L. Harris

Appointment
Replacing: Thomas Renahan
Public at Large Member/Chairman
Term Expiring: 12/4/2006

Pursuant to proper notice, the public hearing convened on the appointment of Mr. Martin L. Harris to the Cable Television Commission for Prince George's County. Mr. Michael Herman, Representative for the County Executive introduced Mr. Harris to the Council. Mr. Harris spoke on his own behalf. No person wishing to speak, the public hearing was declared held.

Mr. Laurence C. Daniels

Appointment
Replacing: William C. Simpson
Experience in Cable Television
Term Expiring: 12/4/2006

Pursuant to proper notice, the public hearing convened on the appointment of Mr. Laurence C. Daniels to the Cable Television Commission for Prince George's County. Mr. Michael Herman, Representative for the County Executive introduced Mr. Daniels to the Council. Mr. Daniels spoke on his own behalf. No person wishing to speak, the public hearing was declared held.

The Honorable Malinda Miles

Appointment
Replacing: Eugene F. Kennedy
Municipal Representative
Term Expiring: 12/4/2006

Pursuant to proper notice, the public hearing convened on the appointment of The Honorable Malinda Miles to the Cable Television Commission for Prince George's County. Mr. Michael Herman, Representative for the County Executive introduced Ms. Miles to the Council. Ms. Miles spoke on her own behalf. Ms. Patricia Ferr spoke in support of Ms. Miles appointment. All persons wishing to speak, having done so, the public hearing was declared held. Council Member Dean moved confirmation of all appointees to the Cable Television Commission; seconded by Council Member Exum. The motion carried 8-0. (Absent: Council Member Hendershot).

INTRODUCTION AND ADOPTION OF RESOLUTIONS

CR-27-2006 – A RESOLUTION CONCERNING INDOOR AIR QUALITY for the purpose of recognizing the health implications and economic impacts of indoor air quality and proclaiming April 19, 2006 as "Indoor Air Quality Day" in Prince George's County, Maryland.

- INTRODUCED; RULES SUSPENDED; ADOPTED

Council Resolution 27 recognizes the health implications and economic impacts of indoor air quality and proclaiming April 19th 2006 as "Indoor Air Quality Day" in Prince George's County, Maryland. Council Resolution 27 was introduced by Council Members Harrington, Peters, Dean, Exum, Bland, Campos and Dernoga. Council Member Peters moved to suspend the Council Rules of Procedure to allow for the immediate adoption of Council Resolution 27; seconded by Council Member Harrington. The motion carried by voice vote. Council Member

Harrington moved adoption of Council Resolution 27; seconded by Council Member Peters. The motion carried 8-0. (Absent: Council Member Hendershot.)

RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)

CR-19-2006 (DR-2) – A RESOLUTION CONCERNING TOWING TASK FORCE for the purpose of establishing the Towing Task Force to review and evaluate the County's towing regulations and their impact upon County residents, agencies and the industry and recommend appropriate amendments to the towing regulations. - **DR-2 SUBSTITUTED; ADOPTED**

Council Member Harrington, Chair, of Transportation Housing and the Environment (THE) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Resolution 19 establishes the Towing Task Force to review and evaluate the County's towing regulations and their impact upon County residents, agencies and the industry and recommend appropriate amendments to the towing regulations. Council Resolution 19 was favorably reported of the Transportation Housing and the Environment Committee on 04/05/2006 with amendments. Council Member Harrington moved to substitute Draft 2 in lieu of Draft 1 of Council Resolution 19; seconded by Council Member Exum. The motion carried by voice vote. Council Member Dean moved adoption of Council Resolution 19(DR-2); seconded by Council Member Exum. The motion carried 8-0. (Absent: Council Member Hendershot).

CR-20-2006 (DR-2) – A RESOLUTION CONCERNING THE ADEQUATE PUBLIC SAFETY FACILITIES SURCHARGE for the purpose of approving a waiver of the adequate public safety facilities surcharge for all residential units within the mixed-use development project of the EYA Group in Hyattsville. - **DR-2 SUBSTITUTED;ADOPTED**

Council Member Peters, Chair, of Public Safety and Fiscal Management (PSFM) Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Resolution 20 approves a partial waiver of the adequate public safety facilities surcharge for all residential units within the EYA Hyattsville Redevelopment Project. Council Resolution 20 was favorably reported out of Public Safety and Fiscal Management Committee on 03/22/2006 with amendments. Council Member Peters moved to substitute Draft 2 in lieu of Draft 1 of Council Resolution 20; seconded by Council Member Dean. The motion carried by voice vote. Council Member Dean moved adoption of Council Resolution 20(DR-2); seconded by Council Member Peters. The motion carried 8-0. (Absent: Council Member Hendershot.)

RECESS: - - Chairman Dernoga recessed the meeting at 2:31 p.m.

BRIEFING – (ROOM 2027) -- CANCELLED

**INFORMATION AND DISCUSSION OF DISTRICT COUNCIL ITEMS SCHEDULED
FOR MONDAY, APRIL 24, 2006.**

**HEALTH, EDUCATION AND HUMAN SERVICES COMMITTEE MEETING –
(COUNCIL HEARING ROOM) -- COMMITTEE MEETING HELD**

RECONVENE: - - *Chairman Dernoga reconvened the meeting at 7:15 p. m.*

PUBLIC HEARING: -- PUBLIC HEARING HELD

**MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION
PROPOSED FISCAL YEAR 2006-2007 OPERATING AND CAPITAL BUDGETS AND
THE M-NCPPC CAPITAL IMPROVEMENT PROGRAM FOR FISCAL YEARS 2007-
2012**

(SEE SEPARATE AGENDA)

ADDITION TO THE AGENDA – (page 2)

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.

First Reading of Bills (Presentation)

CB-14-2006 – AN ACT CONCERNING THE AUTHORIZATION, ISSUANCE AND DELIVERY OF SPECIAL OBLIGATION BONDS

for the purpose of providing that special obligation bonds may be issued under the provisions of this Act, in an amount equal to the aggregate principal amount of Fifty Million Dollars (\$50,000,000) for the County to finance or reimburse additional costs of the convention center; making certain findings and determinations, among others, concerning the public benefit and purpose of such special obligation bonds; providing that such special obligation bonds authorized to be issued hereby shall be payable, on a subordinate basis with respect to the special obligations bonds previously issued by the County as more specifically provided for in this Act, from the amounts levied and deposited in the Tax Increment Fund including the Hotel Tax and from the Special Hotel Rental Tax and that the special obligation bonds shall not constitute a general obligation debt of the County or a pledge of the County's full faith and credit for taxing power other than the County's pledge, on a subordinate basis, of the taxes representing the levy on the Tax Increment, the Hotel Tax and the Special Hotel Rental Tax; 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 special obligation bonds; authorizing the execution and delivery of such special obligation bonds and such other documents as may be necessary and desirable to effectuate the financing or reimbursement of a portion of the costs of the convention center and the issuance and delivery of such special obligation bonds; and generally providing for, and determining various matters in connection with, the issuance, delivery and payment of such special obligation bonds. - **PRESENTED**

Council Bill 14 was presented by the Chairman at the request of the County Executive and referred to the Committee of the Whole (COW).

REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL

No person wished to address the Council

ADJOURN: - - *Chairman Dernoga adjourned the meeting at 9:17 p.m.*

Prepared By:

Submitted By:

Shirley T. Blake, Administrative Aide

Redis C. Floyd, Clerk of the Council