

# ***AGENDA MINUTES***

**Tuesday, March 21, 2006**

**Legislative Day No. 9**

## **COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**

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

### **PRESENTATION OF PROCLAMATIONS/COMMENDATIONS – (COUNCIL HEARING ROOM)**

*Council Chairman Thomas E. Dernoga commenced presentation of Proclamations Commendations at 1:36 p. m. and concluded at 1:51 p.m.*

Proclamation recognizing the Office of the Sheriff's "Motorcycle Unit" in Prince George's County - **PRESENTED**

**Presented to:**

**Captain Daniel Hall  
Acting Lieutenant Keith Bageant  
Sergeant Gary Monterville  
Acting Sergeant David Dillard  
Deputy First Class Marvin Robinson**

*Council Chairman Thomas E. Dernoga; Council Members Tony Knotts, Marilynn M. Bland, Will Campos, Samuel H. Dean and David C. Harrington presented a proclamation recognizing the Office of the Sheriff's Motorcycle Unit in Prince George's County. Members of the Sheriff's Motorcycle Unit were present to accept.*

Proclamation presented to Linda Haithcox, Executive Director, recognizing the "National Association of Black County Officers, Inc. Conference" in Prince George's County. (Council Chairman Thomas E. Dernoga and Council Members David C. Harrington, Marilynn M. Bland, Will Campos, Samuel H. Dean, Tony Knotts and Douglas J.J. Peters) - **PRESENTED**

*Council Chairman Thomas E. Dernoga; Council Members David C. Harrington, Marilynn M. Bland, Will Campos, Samuel H. Dean, Tony Knotts and Douglas J.J. Peters presented a proclamation to Linda Haithcox, Executive Director, recognizing the "National Association of Black County Officers, Inc. Conference" in Prince George's County. Ms. Haithcox was present to accept.*

Proclamation recognizing the outstanding contributions of the “Prince George’s Employees Federal Credit Union”. - **PRESENTED**

**Presented to:**

**Charles Deegan, President, Board of Directors**  
**Cindy Prestandrea, Credit Union Manager**  
**J. Michael Dougherty, Jr.**  
**Maurene Epps-Webb**  
**Charles Curtis**  
**Ralph E. Grutzmacher**  
**Darryl Shelton**  
**Virginia Stallings**

(Council Chairman Thomas E. Dernoga and Council Members Camille A. Exum, Marilyn M. Bland, Tony Knotts, Will Campos, Samuel H Dean, Douglas J.J. Peters and David C. Harrington)

*Council Chairman Thomas E. Dernoga, Council Members David C. Harrington, Marilyn M. Bland, Will Campos, Samuel H. Dean, Tony Knotts and Douglas J.J. Peters presented a proclamation recognizing the Outstanding Contribution of the Prince George’s Employees Federal Credit Union. Members of the Credit Union were present to accept.*

**CALL TO ORDER:** - - *Chairman Dernoga called to order at 2:00 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 of town)  
*Douglas J. J. Peters*

*Others Present:*

*Craig S. Price, Council Administrator*  
*Robert Williams, Jr., Deputy Council Administrator*  
*Ralph Grutzmacher, Legislative Officer*  
*Adrian J. Howell, County Council Liaison, Office of the County Executive*  
*Kimberly Shearin-Cotton, Associate County Attorney*  
*Carmen Jackson-Brown, Associate County Attorney*  
*Frank Porter, Committee Director, PSFM*  
*Jackie Brown, Committee Director, PZED*

**INVOCATION:** - - *The Invocation was led by Reverend Robert Williams, Jr., Pastor, Good Hope Baptist Church, King George, Virginia. Council Member Exum requested special prayers for the family of Melba Smith in her passing. Council Member Knotts for the family of Wallace Hodges in his passing.*

**PLEDGE OF ALLEGIANCE:** - - *The pledge of allegiance was led by Council Member Campos.*

**CONSENT AGENDA -- CR-21-2006 ADDED (SE PAGE 5); 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-13-2006 – AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE’S COUNTY** for the purpose of adding certain classes of work to the P Salary Schedule in accordance with Public Employee Relations Board (PERB) Representation Petition/Amendment #16 390 00148 01. - **PRESENTED**

*Council Bill 13 was presented by the Chairman at the request of the County Executive and referred to Public Safety and Fiscal Management (PSFM) Committee.*

**CONSIDERATION OF ITEMS REMOVED FROM CONSENT AGENDA**

*No items were considered*

**PROPOSED CORRESPONDENCE/ADMINISTRATIVE OFFICER’S REPORT**

*No items were considered*

**PUBLIC HEARINGS/BILLS ELIGIBLE FOR THIRD READING – (ENACTMENT)**

**CB-3-2006 (DR-3) - AN ORDINANCE CONCERNING GOLF COURSES** for the purpose of providing regulations for golf courses under certain circumstances.

- **PUBLIC HEARING HELD; RULES SUSPENDED; ENACTED**

*Pursuant to proper notice, the public hearing convened on Council Bill 3(DR-3). No person wishing to speak, the public hearing was declared held. Council Member Knotts moved to suspend the Council Rules of Procedure to allow for the immediate enactment of Council Bill 3(DR-3); seconded by Council Member Peters. The motion carried by voice vote. Council Member Dean moved enactment of Council Bill 3(DR-3); seconded by Council Member Knotts. The motion carried 8-0. (Absent: Council Member Hendershot.)*

**CB-7-2006 (DR-2) – AN ACT CONCERNING COLLECTIVE BARGAINING AGREEMENT – DEPUTY SHERIFF’S ASSOCIATION OF PRINCE GEORGE’S COUNTY, INC.** for the purpose of amending the labor agreement by and between Prince George’s County, Maryland and the Deputy Sheriff’s Association of Prince George’s County, Inc., to provide for wages and certain other terms and conditions of employment for personnel classifications certified by the Prince George’s County Public Employee Relations Board.

- **PUBLIC HEARING HELD; DR-3 SUBSTITUTED IN LIEU OF DR-2; ENACTED**

*Pursuant to proper notice, the public hearing convened on Council Bill 7(DR-2). No person wishing to speak, the public hearing was declared held. Council Member Peters moved to substitute Draft 3 in lieu of Draft 2; seconded by Council Member Knotts. The motion carried 8-0. (Absent: Council Member Hendershot.) Council Member Peters moved enactment of Council Bill 7(DR-3); seconded by Council Member Harrington. The motion carried 8-0. (Absent: Council Member Hendershot.)*

**CB-8-2006 (DR-2) – AN ACT CONCERNING THE CLASSIFICATION PLAN FOR PRINCE GEORGE’S COUNTY** for the purpose of abolishing certain classes of work of the Z Salary Schedule in accordance with the Public Employee Relations Board Amendment of Certification of Representation AAA Case No. 16 39 00196 92DS; 16 39 00197 92DS.

- **PUBLIC HEARING HELD; ENACTED**

*Pursuant to proper notice, the public hearing convened on Council Bill 8(DR-2). No person wishing to speak, the public hearing was declared held. Council Member Exum moved enactment of Council Bill 8(DR-2); seconded by Council Member Knotts. The motion carried 8-0. (Absent: Council Member Hendershot.)*

**CB-9-2006 – AN ACT CONCERNING PROPERTY TAX CREDIT – SURVIVING SPOUSE OF A FALLEN LAW ENFORCEMENT OFFICER OR RESCUE WORKER** for the purpose of amending the existing provisions of the property tax credit in limited circumstances. - **PUBLIC HEARING HELD; FINAL ACTION DEFERRED TO 03/28/2006**

*Pursuant to proper notice, the public hearing convened on Council Bill 9. No person wishing to speak, the public hearing was declared held. Final Action deferred until 03/28/2006 per request of Council Member Hendershot.*

**RESOLUTIONS ELIGIBLE FOR FINAL READING – (ADOPTION)**

**CR-10-2006 – A RESOLUTION CONCERNING COMPENSATION AND BENEFITS, DEPUTY SHERIFF’S ASSOCIATION OF PRINCE GEORGE’S COUNTY, INC. SALARY SCHEDULE W** for the purpose of amending the Salary Plan of the County to reflect the terms of the labor agreement by and between Prince George’s County, Maryland and the Deputy Sheriff’s Association of Prince George’s County, Inc. - **DR-2 SUBSTITUTED IN LIEU OF DR-1; ADOPTED**

*Council Member Peters, Chair, of Public Safety and Fiscal Management Committee, provided a verbal report of the actions and recommendations of the Committee to the Council. Council Resolution 10 amends the Salary Plan for the Deputy Sheriff’s Association of Prince George’s County, Inc. (Deputy Sheriffs), Salary Schedule W, Effective July 1, 2005 through June 30, 2007. Council Member Peters moved to substitute Draft 2 in lieu of Draft 1 of Council Resolution 10; seconded by Council Member Knotts. The motion carried 8-0. (Absent: Council Member Hendershot.) Council Member Exum moved adoption of Council Resolution 10(DR-2) as amended; seconded by Council Member Harrington. The motion carried 8-0. (Absent: Council Member Hendershot).*

**RECESS:** - - *Chairman Dernoga recessed the meeting at 2:46 p.m.*

**BRIEFING – (ROOM 2027) -- BRIEFING HELD****INFORMATION AND DISCUSSION OF DISTRICT COUNCIL ITEMS SCHEDULED FOR MONDAY, MARCH 27, 2006.**

*Council Member Dean moved to convene into Executive Session; seconded by Council Member Exum. The motion carried 8-0. (Absent: Council Member Hendershot)*

**EXECUTIVE SESSION – (ROOM 2027) -- (b) ADDED; (SEE PAGE 7); EXECUTIVE SESSION - HELD**

To consult with staff, consultants, or other individuals about pending or potential litigation in accordance with Maryland Annotated Code, State Government, Section 10-508 (a) (8).

**RECONVENE:** - - *Chairman Dernoga reconvened the meeting at 6:15 p.m.*

**JOINT PUBLIC HEARING:**

**PROPOSED AMENDMENTS TO THE ADOPTED SECTOR PLAN  
AND ENDORSED SECTIONAL (ZONING) MAP AMENDMENT  
FOR THE EAST GLENN DALE AREA  
AS DESCRIBED IN CR-12-2006 (DR-2)**

Pursuant to the provisions of Article 28 of the Annotated Code of Maryland and the Zoning Ordinance of Prince George’s County, being also Subtitle 27 of the Prince George’s County Code, the Prince George’s County Council, sitting as the District Council for that part of the Maryland Washington Regional District Council in Prince George’s County and the Prince George’s County Planning Board of The Maryland-National Capital Park and Planning Commission Planning Board, public hearing to receive testimony regarding the Proposed Amendments to the Adopted Sector Plan and Endorsed Sectional (Zoning) Map Amendment (SMA) for the East Glenn Dale Area (portions of Planning Areas 70).

- **PUBLIC HEARING HELD**  
(SEE SEPARATE AGENDA)

**JOINT PUBLIC HEARING:**

**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**

Pursuant to the provisions of Article 28 of the Annotated Code of Maryland and the Zoning Ordinance of Prince George's County, being also Subtitle 27 of the Prince George's County Code, the Prince George's County Council, sitting as the District Council for that part of the Maryland Washington Regional District Council in Prince George's County, and the Prince George's County Planning Board of The Maryland-National Capital Park and Planning Commission Planning Board public hearing to receive testimony regarding the Proposed Amendments to the Adopted Master Plan and Endorsed Sectional (Zoning) Map Amendment (SMA) for the Henson Creek-South Potomac Area (Planning Areas 76B and 80). - **PUBLIC HEARING HELD**

(SEE SEPARATE AGENDA)

*Council Member Dean moved to accept additional items to the Agenda; seconded by Council Member Harrington. The motion carried by voice vote.*

**ADDITIONS TO THE AGENDA**

**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.

**Introduction of Resolutions**

**CR-21-2006 A RESOLUTION CONCERNING THE 2001 WATER AND SEWER PLAN  
(DECEMBER 2005 CYCLE OF AMENDMENTS)** for the purpose of changing the water and sewer category designations of properties within the 2001 Water and Sewer Plan. - **INTRODUCED**

*Council Resolution 21 was introduced at the request of the County Executive and referred to Transportation, Housing and the Environment (THE) Committee. Council Resolution 21 was introduced by Council Member Peters.*

*Council Member Knotts moved to adopt the Consent Agenda; seconded by Council Member Harrington. The motion carried by voice vote.*

*Council Member Exum moved to convene into Executive Session (to be held at a later date); seconded by Council Member Harrington; The motion carried 7-0. (Absent: Council Members Dean and Hendershot).*

**EXECUTIVE SESSION – (ROOM 2027) -- (page 5) - DEFERRED TO A LATER DATE**

Discussion to consider proposal for business to remain in the State in accordance with Maryland Annotated Code, Section 10-508 (a) (4).

**REQUESTS BY THE GENERAL PUBLIC TO ADDRESS THE COUNCIL**

*No person wished to address the Council*

**ADJOURN:** - - *Chairman Dernoga adjourned the meeting at 9:42 p.m.*

Prepared By:

Submitted By:

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Shirley T. Blake, Administrative Aide

\_\_\_\_\_  
Redis C. Floyd, Clerk of the Council